

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JAN 27 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

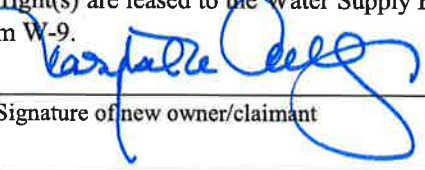
1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-20328	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-20358	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Alan D Biller and Nancy T Melton Revocable Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Marybeth Collins
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|----------------------|----------------------|-------|-------|
| Post Office Box 2832 | Ketchum | ID | 83340 |
| Mailing address | City | State | ZIP |
| (208) 720-6069 | fivebfinance@aol.com | | |
| Telephone | Email | | |
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: November 10, 2020
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - ☒ Filing fee (see instructions for further explanation):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ No fee is required for pending adjudication claims.
 - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 37-20328

8. Signature:  owner 01.28.2021
 Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 1/27/21 Receipt No. 5038367 Receipt Amt. \$50.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by  Date 2-17-21

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 2nd Avenue Suite 101, PO Box 7999
Ketchum, ID 83340

Instrument # 675580

HAILEY, BLAINE, IDAHO
11-10-2020 2:59:12 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - KETCHUM
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: GWB
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **935560K (smw)**

Date: **October 20, 2020**

For Value Received, **Alan D. Biller and Nancy T. Melton, as Trustees of the Alan D. Biller and Nancy T. Melton Revocable Trust, as Amended March 11, 2003**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Marybeth Collins, an unmarried woman**, hereinafter called the Grantee, whose current address is **PO Box 2832, Ketchum, ID 83340**, the following described premises, situated in **Blaine County, Idaho**, to-wit:

Lot 4 in Block 2, of BUCKHORN SUBDIVISION NO. 3, according to the official plat thereof, recorded as Instrument No. 310274, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 10/20/2020

Warranty Deed
- continued

File No.: 935560K (smw)

The Alan D. Biller and Nancy T. Melton
Revocable Trust, as Amended March 11, 2003

Alan D. Biller

By: Alan D. Biller, Trustee

Nancy T. Melton

By: Nancy T. Melton, Trustee

STATE OF

WA

)
ss.

COUNTY OF

KING

)

On this 9th day of November, 2020, before me, a Notary Public in and for said State, personally appeared **Alan D. Biller and Nancy T. Melton**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **Alan D. Biller and Nancy T. Melton Revocable Trust, as Amended March 11, 2003** Trust, and acknowledged to me that they executed the same as such Trustees.

RUPESH BAYALKOTI
NOTARY PUBLIC
STATE OF WASHINGTON
MY COMMISSION EXPIRES
03-30-2024

[Signature]
Notary Public of
Residing at: Seattle
Commission Expires: 03/30/2024

A PLAT SHOWING BUCKHORN SUBDIVISION NO. 3

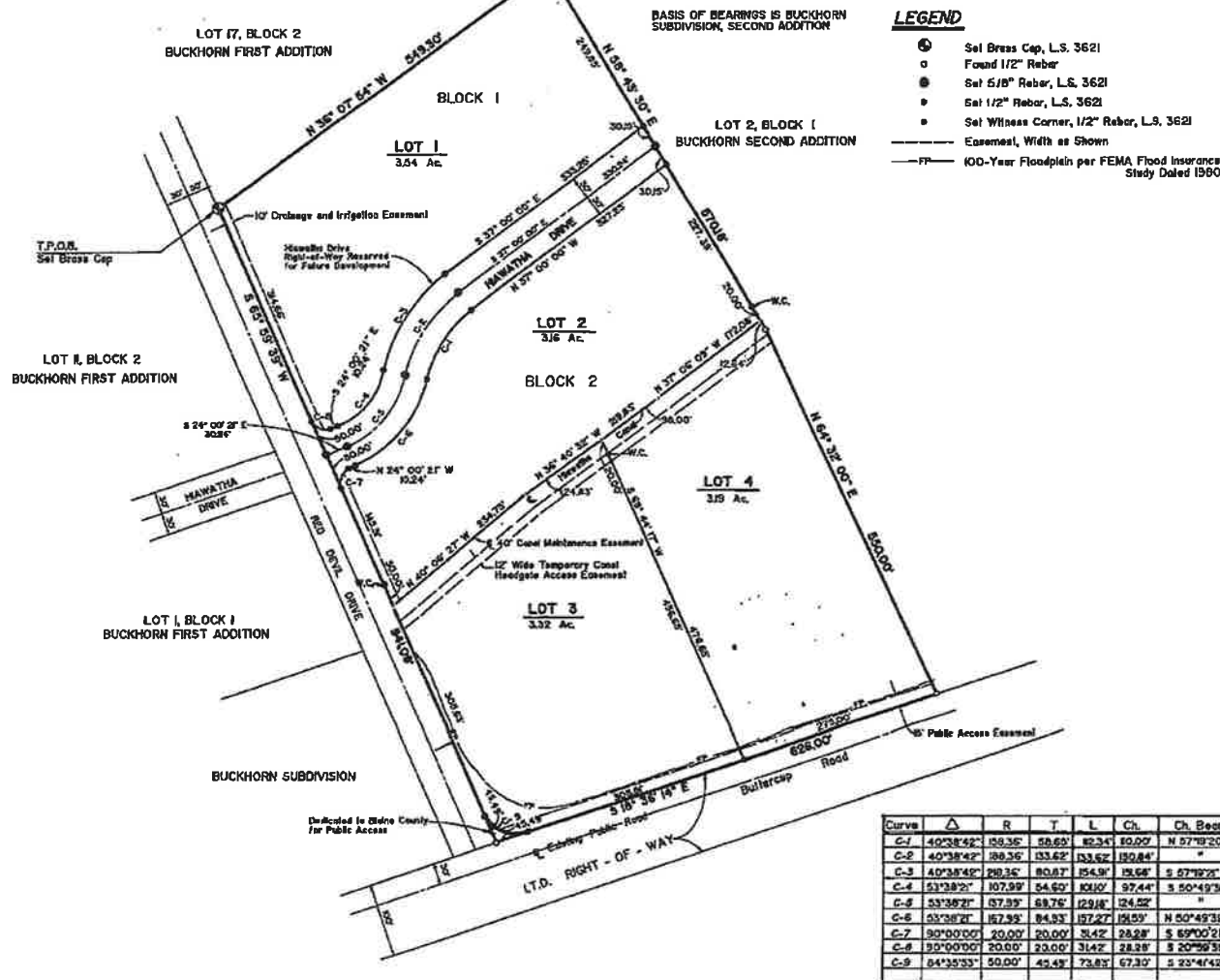
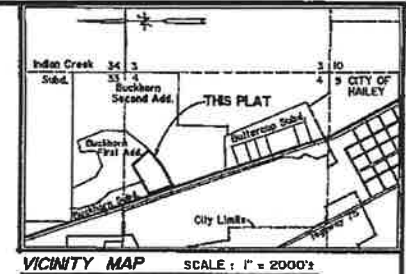
A REPLAT OF LOT 1, BLOCK 1, BUCKHORN SUBDIVISION, SECOND ADDITION
LOCATED IN

SECTION 4, T.2 N., R.18 E., B.M., BLAINE COUNTY, IDAHO

AUGUST 1989

SCALE: 1" = 100'

100 50 0 100 200 300
SCALE IN FEET



NOTES

1. A 10 foot Public Utility easement exists centered on all interior lot lines and is included within the westerly portion of the 40 foot canal easement. A 5 foot Public Utility easement exists adjacent to exterior lot lines.
2. Mawatha Drive is a private drive with public access and shall meet the requirements of Section 9.17.1 of the Blaine County Subdivision Ordinance 77-6. The purchaser and/or owner of this lot or parcel understands and agrees that Mawatha Drive construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or homeowners association and that Blaine County is in no way obligated to accept, maintain or improve Mawatha Drive until it is brought up to County standards, dedicated and accepted by the county, and that the owner shall notify in writing any successor in interest of these facts.
3. Fences constructed across the Mawatha Canal Maintenance easement shall have a gate adjacent to and on the southwest side of said canal.
4. There shall be no blockage of natural drainage, including along side any road.
5. Owners are responsible for weed control and shall follow any county regulations pertaining to weed control.
6. Notes, restrictions and conditions which affect this parcel (referred to as Lot 1, Block 1, Buckhorn No. 2) are recorded with the Blaine County Recorders Office as Instrument No. 270438, dated Feb. 1986.
7. Temporary Headgate Access Easement to be abandoned upon dedication of future access acceptable to Mawatha Canal water users.

Richard D. Fosbury, L.S. 3621

BUCKHORN SUBDIVISION NO. 3
GALENA ENGINEERING, INC.
KETCHUM, IDAHO
SHEET 1 OF 2
Job No. 2410

CERTIFICATE OF OWNERSHIP

This is to certify that I, the undersigned, am the owner in fee simple of the following described parcel of land;

Lot 1, Block 1, Buckhorn Subdivision, 2nd Addition

The easements indicated hereon are not dedicated to the public, but the right to use said easements is hereby reserved for the public utilities and for any other uses indicated hereon and no permanent structures are to be erected within the lines of said easements. Protective covenants governing this Subdivision are recorded under County Recorder Instrument No. 210491.

The road as shown on this plat is reserved for future development.

It is the intent of the owner to hereby include said land in this plat.

Robert M. Brennan
Robert M. Brennan

ACKNOWLEDGEMENT

STATE OF Idaho } ss
COUNTY OF Blaine

On this 12th day of September, 1989, before me, a Notary Public in and for said State, personally appeared the person whose name is subscribed to the Owner's Certificate and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Deborah K. Hoffman 5-3-95
Notary Public

APPROVAL OF BLAINE COUNTY PLANNING AND ZONING

The foregoing plat was approved by the Blaine County Planning and Zoning Commission on this 12th day of Sept, 1989.

Paul C. Davis
Administrator

APPROVAL OF BLAINE COUNTY COMMISSIONERS

The foregoing plat was approved by the Blaine County Board of Commissioners on this 12th day of Sept, 1989.

Robert House
Chairman

SANITARY RESTRICTIONS

SURVEYOR'S CERTIFICATION

I, Richard D. Fosbury, a duly licensed land surveyor in the State of Idaho, do hereby certify that this plat of Buckhorn Subdivision No. 3 is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code relating to plats and surveys.



ACKNOWLEDGEMENT

STATE OF IDAHO } ss
COUNTY OF BLAINE

On this 12th day of September, 1989, before me, a Notary Public in and for said State, personally appeared Richard D. Fosbury, known to me to be the person whose name is subscribed to the above Surveyor's Certificate and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Deborah K. Hoffman 5-3-95
Notary Public in and for the State of Idaho

COUNTY ENGINEER'S APPROVAL

I, Jim W. Koonce, County Engineer for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.



APPROVAL OF CITY COUNCIL

The foregoing plat was approved by the City Council of Holley on this 12th day of Sept, 1989.

Constance M. Shaw
City Clerk

CITY ENGINEER'S APPROVAL

The foregoing plat was approved by Bruce T. Butler, City Engineer for Holley on this 12th day of Sept, 1989.

Bruce T. Butler
City Engineer



COUNTY TREASURER'S APPROVAL

The taxes on the foregoing parcel of land have been paid to this date and this plat of Buckhorn Subdivision No. 3 is hereby approved this 12th day of Sept, 1989.

James E. Jones
Blaine County Treasurer

COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO } ss
COUNTY OF BLAINE

This is to certify that the foregoing plat was filed in the office of the Recorder of Blaine County, Idaho on this 20th day of Sept, 1989, at 11:22 AM, and duly recorded in Plat Book 12912 at page 12.

Deborah K. Hoffman 5-3-95
Ex-officio Recorder

Buckhorn Subdivision No. 3
CALENA ENGINEERING, INC.
RECORDING IDAHO
SHEET 2 OF 2

Job No. 2415



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 17, 2021

MARYBETH COLLINS
PO BOX 2832
KETCHUM ID 83340-2761

Re: Change in Ownership for Water Right Nos: 37-20328 & 37-20358

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

Additionally, James Speck was removed as Attorney from the water right record per your email correspondence.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Bill Mills

Water Resource Agent, Senior

Enclosures

c: SPECK & AANESTAD; WATER DISTRICT 37

Mills, Bill

From: Marybeth Collins <fivebfinance@aol.com>
Sent: Tuesday, February 16, 2021 2:07 PM
To: Mills, Bill
Subject: Water Rights #37-20328 & 37-20358 - Attorney Change

Good Afternoon Mr Mills ~

Thanks again for the time, the extra effort and the communication today.

Please allow this email to confirm our conversation that for water rights #37-20328 and #37-20358, (which are attached to 1668 Buttercup in Hailey), there is not current attorney of record.

The previous Owner (Biller +Melton) utilized Jim Speck.

As the new owner, I have not yet designated a legal representative.

Thank you for your help.

Kind Regards
Marybeth Collins
208.720.6069