

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 28 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

### Notice of Change in Water Right Ownership

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?
36-14399	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Charles E. Barnes and/or Vera O. Barnes  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David C. Barnes, Valerie Barnes  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☒ and/or
- 646 Smithwick Road      Twin Falls      Idaho      83301  
Mailing address      City      State      ZIP
- 208-420-7820 Cell 208-420-3181 Cell      davebarnes3@gmail.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: 3/04/1999
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):  
     o \$25 per *undivided* water right.  
     o \$100 per *split* water right.  
     o 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.

8. Signature: [Signature]      Owner      10/27/2020  
Signature of new owner/claimant      Title, if applicable      Date

Signature: [Signature]      Owner      10/27/2020  
Signature of new owner/claimant      Title, if applicable      Date

**For IDWR Office Use Only:**

Received by Bm      Date 10/29/2020      Receipt No. SO38226      Receipt Amt. \$25-

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 [Signature]      Date 11-3-20

# WARRANTY DEED

For Value Received, David C. Barnes and Valerie Barnes,

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto: **David C. Barnes and Valerie Barnes, Trustees, or their successors in trust, under the David and Valerie Barnes LIVING TRUST dated March 4, 1999, and any amendments thereto.**

Hereinafter called the grantee, whose current address is: 1722 Hunt Road  
Jerome, ID 83338

the following described premises, in **JEROME** County, Idaho, to-wit:

## SEE EXHIBIT "A"

**TO HAVE AND TO HOLD** the said premises, with their appurtenances unto the said Grantees 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED: 3/4/99  
D. C. Barnes  
David C. Barnes

Valerie Barnes  
Valerie Barnes

STATE OF IDAHO, COUNTY OF TWIN FALLS  
On this 3/4/99 before  
me, a notary public in and for said State, personally  
appeared

David C. Barnes  
Valerie Barnes

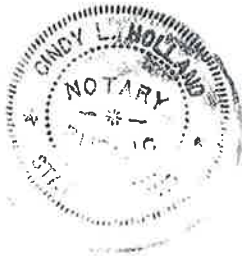
known to me to be the person(s) whose name(s)  
is/are subscribed to the within instrument, and  
acknowledged to me that she executed the  
same.

[Signature]  
Notary Public  
Residing at Twin Falls, Idaho  
Comm. Expires 07-17-03

STATE OF IDAHO, COUNTY OF  
I hereby certify that this instrument was filed for  
at the request of  
at \_\_\_\_\_ minutes past \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
this \_\_\_\_\_ day of \_\_\_\_\_,  
19 \_\_\_\_\_, in my office, and duly recorded in Book of  
Deeds at page \_\_\_\_\_

\_\_\_\_\_  
Ex-Officio Recorder

By \_\_\_\_\_  
Deputy  
Fees \$ \_\_\_\_\_  
Mail to: \_\_\_\_\_



RECORDED  
JUN 4 10 25 AM '99  
JEROME COUNTY, IDAHO  
FEES \$ 1.00  
DEP. 05

992873

**EXHIBIT "A"**

**TOWNSHIP 8 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO**

**Section 36:** All that portion of the SW  $\frac{1}{4}$  lying South and West of the main canal lateral and being more particularly described as follows:

Commencing at the Southwest corner of Section 36 which is the REAL POINT OF BEGINNING; Thence East 1321 feet to the center of said lateral; Thence northwesterly along the center of said lateral to the West boundary of Section 36; Thence South 2462 feet along the West boundary of said Section 36 to THE REAL POINT OF BEGINNING.

SUBJECT TO a 25.00 foot wide county roadway easement parallel with and adjoining the West and South boundaries of the above described parcel.

TOGETHER with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to \_\_\_ shares of American Falls #2 water stock.

**SUBJECT TO THE FOLLOWING:**

Taxes for 1989 and subsequent years, which are not yet due and payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

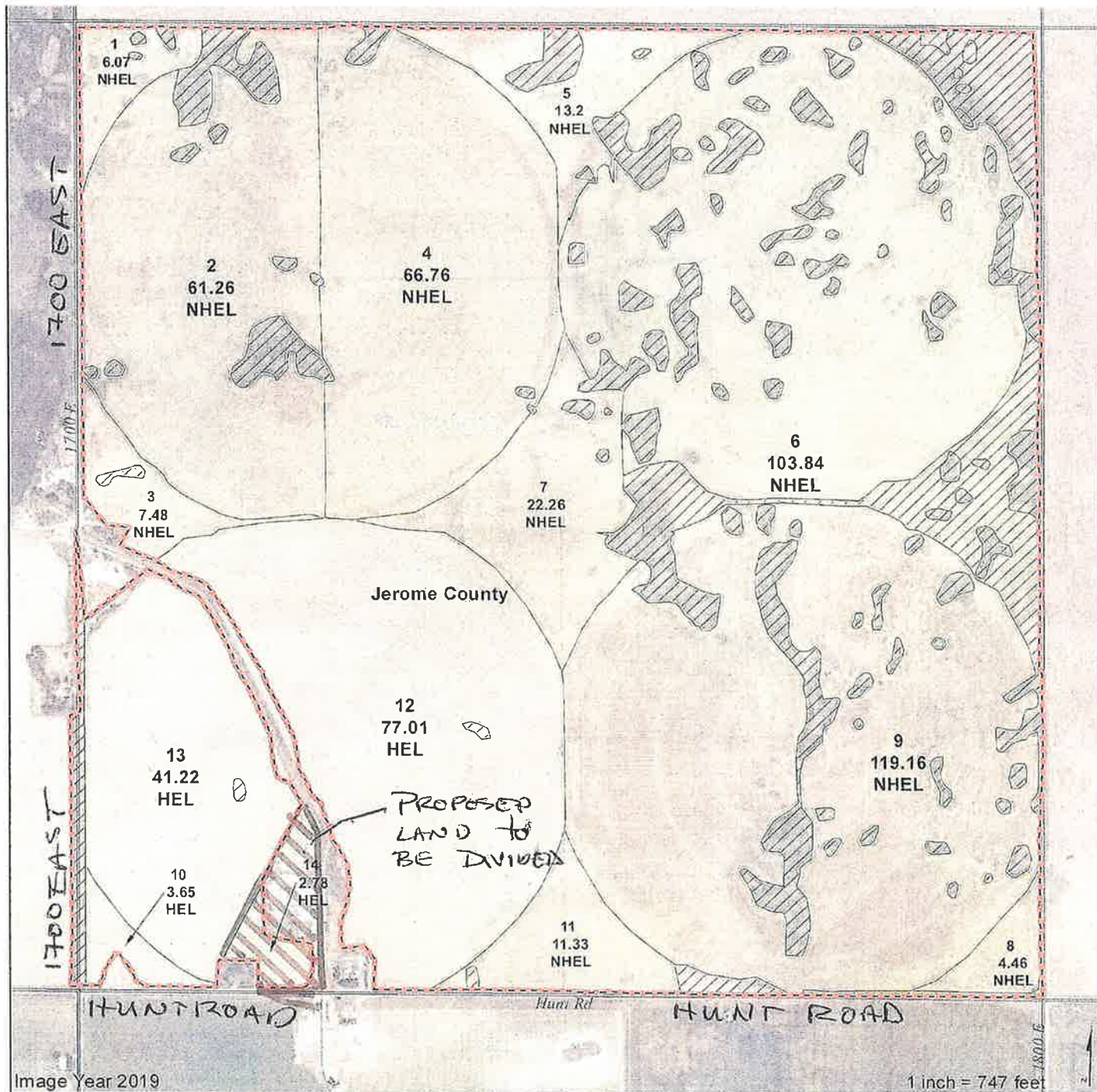
Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 569, Jerome County records.

Power line easement given by Burley Stake Corporation of Church of Jesus Christ of Latter Day Saints, a corporation sole, to Idaho Power Company, dated February 21, 1947, recorded March 20, 1947 in Book 134 Page 261, Jerome County records, affecting the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 36, Township 8 South, Range 19, East Boise Meridian.









**Common Land Unit**

- Non-Cropland
- Cropland
- Tract Boundary
- PLSS
- County Boundary

**Wetland Determination Identifiers**

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 540.48 acres

**2021 Program Year**

Map Created August 07, 2020

**Farm 58**  
**Tract 421**

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

November 03, 2020

DAVID & VALERIE BARNES LIVING TRUST  
646 SMITHWICK RD  
TWIN FALLS ID 83301-5093

Re: Change in Ownership for Water Right No: 36-14399

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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.

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

Sincerely,

Bill Mills  
Water Resource Agent, Senior

Enclosure