

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

NOV 16 2020

Department of Water Resources
Eastern Region

RECEIVED

NOV 20 2020

DEPARTMENT OF
WATER RESOURCES

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" in the "Leased to Water Supply Bank?" column. 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?
72-10488	Yes ☐	Yes ☐		Yes ☐	Yes ☐
72-7551	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thompson Creek Mining Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Alan Baun and Tamara Baun
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 211 N. Louisa St. Boise ID 83712
Mailing address City State ZIP
- (208) 890-7043 thebauns@msn.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: _____
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.

SUPPORT DATA

IN FILE # 72-7551

8. Signature: [Signature] Title, if applicable: _____ Date: 11-6-20
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 11/6/20
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 11/16/20 Receipt No. E046443 Receipt Amt. \$50.-
 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 11-23-2020



Pioneer Title Co.
GOING BEYOND

491 N. Main Street, Suite 102
Ketchum, ID 83340

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 743199 / FATCo #933163

Instrument # 259271

CHALLIS, CUSTER, IDAHO
11-12-2020 09:00:47 No. of Pages: 2
Recorded for: PIONEER TITLE CANYON - CALDWELL
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: KW

WARRANTY DEED

For Value Received Cyprus Thompson Creek Mining Company, a Nevada corporation
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Alan Baun and Tamara Baun, husband and wife, as community property with right of survivorship
hereinafter referred to as Grantee, whose current address is 211 N. Louisa St. Boise, ID 83712

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

Together with any and all water rights appurtenant thereto including, but not limited to, Water Right
Nos. 72-10488 and 72-7551.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are
free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those
made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,
and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: November 4, 2020

Cyprus Thompson Creek Mining Company, a Nevada corporation

By:


Jim Kopp, Authorized Signatory

State of Idaho, County of Blaine

This record was acknowledged before me on November 6, 2020 by Jim Kopp, as Authorized Signatory of
Cyprus Thompson Creek Mining Company, a Nevada corporation.


Signature of notary public

Commission Expires: September 26, 2022



EXHIBIT A

A parcel of land located Government Lot 6, Section 25, Township 11 North, Range 16 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

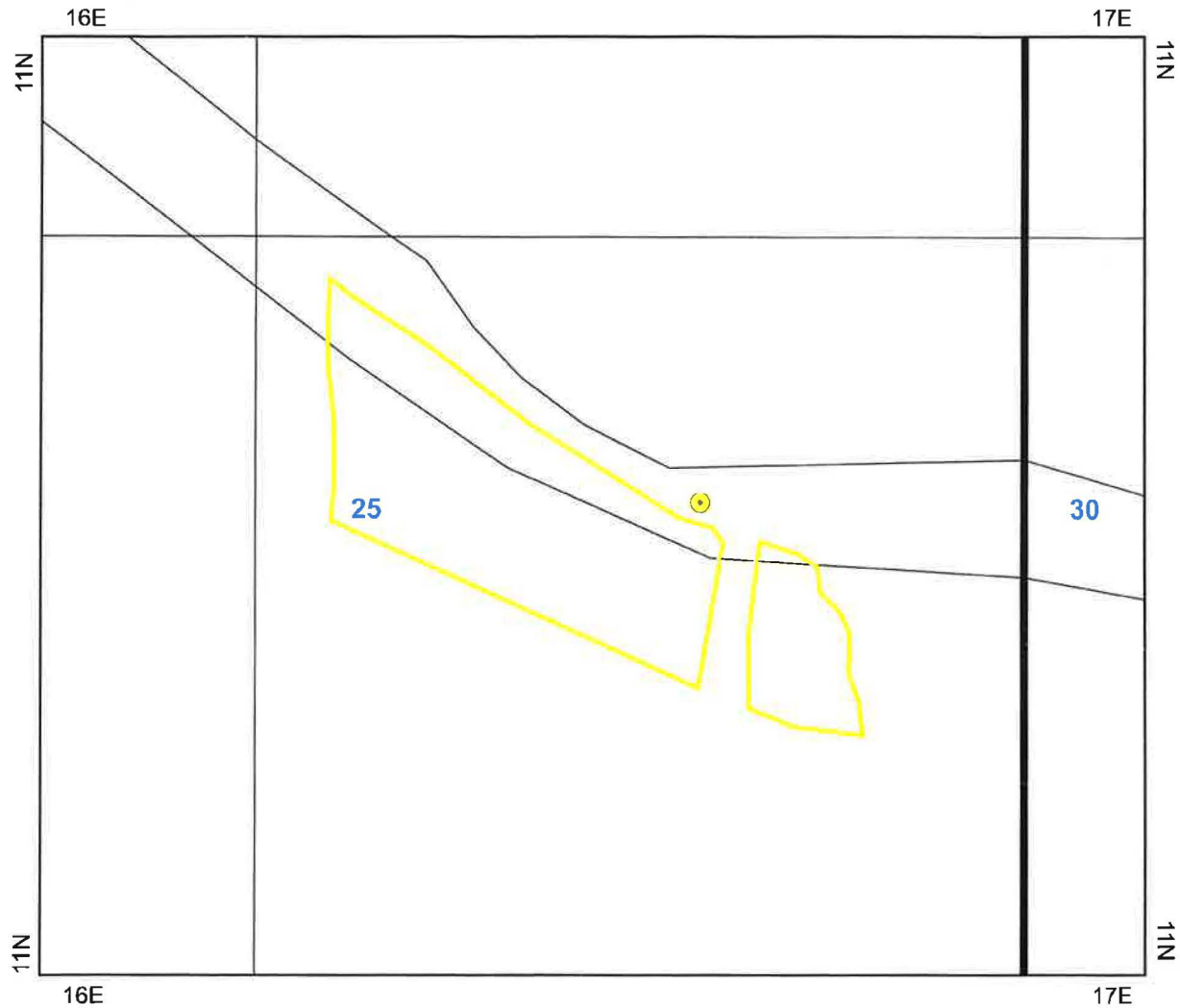
Commencing at the brass capped monument marking the SE Corner of Section 25, from which the Brass Capped Monument marking the E 1/4 Corner of Section 25, bears N. 00°19'14" W., 2646.14 feet, the Basis of Bearing of this description; Thence, N. 51°11'07" W., 865.14 feet, to a 5/8" rebar set by PLS 10344 marking the southeast corner of this parcel, POINT OF BEGINNING, a point on the west edge of Thompson Creek Road and a point on a curve along the north right-of-way of Highway 75, the radius point for this curve bears, N. 20°13'20" E., 2814.92 feet; Thence along the north right-of-way of Highway 75, 259.30 feet along a curve to the right, having a chord of N. 67°08'19" W., 259.21 feet, a delta of 05°16'41" and a 2814.92 foot radius; Thence continuing along said right-of-way, N. 64°29'59" W., 463.52 feet, to a 1/2" rebar set by LS 970, marking the intersection of the west boundary of said Government Lot 6 and the north right-of-way of Highway 75; Thence along the west boundary of said Government Lot 6, N. 00°11'32" W., 398.37 feet, to the brass capped witness corner; Thence continuing along said west boundary, N. 00°11'32" W., 9.18+/- feet, to a point on the south bank (ordinary high water mark) of the Salmon River; Thence, more or less, the following eight courses along the south bank of the Salmon River: S. 58°21'37" E., 281.51 feet; S. 51°35'43" E., 125.85 feet; S. 44°57'45" E., 36.15 feet; S. 56°08'39" E., 59.07 feet; S. 61°26'56" E., 153.56 feet; S. 66°33'02" E., 71.49 feet; S. 72°40'36" E., 65.67 feet; S. 83°53'43" E., 66.23 feet to a point on the west edge of Thompson Creek Road, said point being 25.00 feet from the centerline of said road; Thence along the west edge of Thompson Creek Road, S. 15°46'12" W., 306.56+/- feet, to the POINT OF BEGINNING.

State of Idaho
Department of Water Resources

Water Right
72-10488

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.035 0.07 0.14 Miles



<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
-----------------	--------------	----------------	------------	--------------	--------------	------------	--------------	--------------	------------	--------------	--------------	------------	--------------	--------------

11N | 16E | 25 | 6 | SESE | 6 | | | | | | | | | |

Total Acres: 6

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY TRANSFER NO. 5530 BY MARCH 17, 2001.

Dates:

Licensed Date:

Decreed Date: 11/17/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 72D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 6

Combined Volume Limit: 18

Combined Rate Limit: 0.31

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

2ND NOV 17 AM 10: 26

FILED
TWIN FALLS CO., IDAHO
ST-SRBA

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) ORDER OF PARTIAL DECREE

Case No. 39576

) For Water Right 72-10488
)
)
)

On July 31, 2000, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 72-10488 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED NOV 17 2000.



BARRY WOOD
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 72-10488

2000 NOV 17 AM 10:26
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: THOMPSON CREEK MINING CO
C/O BERT DOUGHTY
PO BOX 62
CLAYTON, ID 83227

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.31 CFS
18.00 AFY

PRIORITY DATE: 05/24/1888

POINT OF DIVERSION: T11N R16E S25 LOT 06 (SESE) Within Custer County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.31 CFS 18.00 AFY

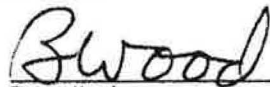
PLACE OF USE: Irrigation Within Custer County
T11N R16E S25 LOT 06 (SESE) 6.0
6.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

2000 NOV 17 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 72-10488

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 72-10488 was mailed
on November 17, 2000, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

THOMPSON CREEK MINING CO
Represented by:
SCOTT L. CAMPBELL
PO BOX 1539
BOISE, ID 83701
Phone: 208-343-5454

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
11/17/00



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

November 23, 2020

ALAN BAUN
TAMARA BAUN
211 N LOUISA ST
BOISE ID 83712-8236

Re: Change in Ownership for Water Right No(s): 72-7551 & 72-10488

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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) 287-4942.

Sincerely,

A handwritten signature in cursive script that reads 'Jean Hersley'.

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

c: Water District No. 72D & 170