

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 08 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?
36-77A	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: Leslie J. MacFee and Phyllis D. MacFee  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Timothy LeMay and Wendy LeMay  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 2771 South 850 East      Hagerman      ID 83332  
Mailing address      City      State      ZIP
- 208/308-7769      wsleMay2015@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: October 5, 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):  
     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]      Title, if applicable      Date 5 Oct 2020  
Signature of new owner/claimant
- Signature: [Signature]      Title, if applicable      Date 5 Oct 20  
Signature of new owner/claimant

### For IDWR Office Use Only:

Received by SG      Date 10/8/20      Receipt No. 5038188      Receipt Amt. \$25.00

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 bm      Date 10/23/2020

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
199 Country Lane  
Jerome, ID 83338

**Instrument # 270133**  
GOODING COUNTY, GOODING, IDAHO  
10-05-2020 14:18:58 No. of Pages: 2  
Recorded for: FIRST AMERICAN TITLE - JEROME  
DENISE GILL Fee: \$15.00  
Ex-Officio Recorder Deputy: JG  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

**WARRANTY DEED**

File No.: **917058-J (tc)**

Date: **August 04, 2020**

For Value Received, **Phyllis D. MacFee and Leslie J. MacFee, a married couple**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Timothy P. LeMay and Wendy S. LeMay, husband and wife**, hereinafter called the Grantee, whose current address is **2771 South 850 East, Hagerman, ID 83332**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

**PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 7 SOUTH, RANGE 13, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO, DESCRIBED AS FOLLOWS:**

**BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 22;  
THENCE NORTH 420 FEET;  
THENCE WEST 420 FEET;  
THENCE SOUTH PARALLEL WITH THE WEST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHWEST QUARTER 420 FEET;  
THENCE EAST 420 FEET TO THE TRUE POINT OF BEGINNING.**

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: 08/04/2020

Warranty Deed  
- continued

File No.: 917058-J (tc)

Phyllis D. MacFee  
Phyllis D. MacFee

Leslie J. MacFee  
Leslie J. MacFee

STATE OF Idaho )  
COUNTY OF Gooding )  
SS.

On this **Fifth day of October, 2020**, before me, a Notary Public in and for said State, personally appeared **Phyllis D. MacFee and Leslie J. MacFee**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



[Signature]  
Notary Public for the State of Idaho  
Residing at: Gooding, ID  
My Commission Expires: 10/8/2022



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

October 23, 2020

TIMOTHY LE MAY  
WENDY LE MAY  
2771 S 850 E  
HAGERMAN ID 83332-5613

Re: Change in Ownership for Water Right No(s): 36-77A

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) 293-9908.

Sincerely,

*Denise Maline*

Denise Maline  
Administrative Assistant 1

Enclosure(s)

c: First American Title Company, Jerome (File #917058-J)  
Water District 36A



**First American Title Company**  
199 Country Lane, Jerome, ID 83338  
Phone (208)324-6822 Fax (208)324-6823

RECEIVED

OCT 08 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

IDWR  
650 Addison Ave West Suite 500  
Twin Falls, ID 83301

October 05, 2020  
File No.: 917058-J (tc)

Attn:

Re: **Cert# 36-77A Transfer fee**

Property: **2771 South 850 East Hagerman, ID 83332**

Buyer: **Timothy LeMay and Wendy LeMay**

Seller: **Phyllis D. MacFee and Leslie J. MacFee**

Our Check No. **6648** in the amount of **\$25.00**, representing **Cert# 36-77A Transfer fee**.

Sincerely,



Tracy Cox  
Escrow Officer

tc/tc