

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 17 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?
37-21419	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
37-21421	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: Elkwood River Bench Development Company, LLC
3. New Owner(s)/Claimant(s): Deborah Barr  
 Name of current water right holder/claimant  
 New owner(s) as listed on the conveyance document Hailey Name connector ☐ and ☐ or ☐ and/or  
214 Willow Road ID 83333  
 Mailing address City State ZIP  
971-528-0733 Email deborahbarrphd@aol.com  
 Telephone
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: July 3, 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: Deborah Barr Title, if applicable \_\_\_\_\_ Date 07/14/20  
 Signature of new owner/claimant  
 Signature: \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_  
 Signature of new owner/claimant

## For IDWR Office Use Only:

Received by SG Date 7/17/20 Receipt No. 5038032 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 DM Date 7/21/2020

Note: Per WD37, Deborah Barr has a Connecticut mailing address. Ms. Barr filed a Change in Address on

May 4, 2020 confirming this change. The database was not changed & has been left to reflect the CT address.

Recording Requested By And When Recorded Return To:	<b>Instrument # 670668</b> HAILEY, BLAINE, IDAHO 07-14-2020 9:43:21 AM No. of Pages: 1 Recorded for: BLAINE COUNTY TITLE JOLYNN DRAGE Fee: \$15.00 Ex-Officio Recorder Deputy: GWB Electronically Recorded by Simplifile
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(Space Above Line For Recorder's Use)

**WATER RIGHTS GRANT DEED AND ASSIGNMENT**

FOR VALUE RECEIVED, Elkwood River Bench Development Company, LLC, an Idaho limited liability company, whose address is 214 Willow Road, Hailey, Idaho 83333 ("Grantor"), does hereby grant, bargain, sell, assign and convey unto Deborah Barr, a married woman as her sole and separate property, whose address is 214 Willow Road, Hailey, Idaho 83333 ("Grantee") and to Grantee's heirs, successors and assigns forever, all of Grantor's right, title and interest in and to the following water rights, to wit: Idaho Department of Water Resources Water Right Number: 37-21419 and 37-21421,

IN WITNESS WHEREOF, the undersigned has caused his name to be hereunto subscribed this 3 day of July, 2020.

ELKWOOD RIVER BENCH DEVELOPMENT  
COMPANY, LLC an Idaho limited liability  
company

DocuSigned by:  
By: Myer Berlow  
By: Myer Berlow, Managing Member

State of Connecticut  
County of Fairfield

This record was acknowledged before me on 7/3, 2020, by Myer Berlow as Managing Member of Elkwood River Bench Development Company, LLC, an Idaho limited liability company, on behalf of said limited liability company.

**CHIP KEATING**  
**NOTARY PUBLIC - CONNECTICUT**  
**MY COMM. EXPIRES 12/31/2021**

7.14.20 del

Chip Keating  
Notary Public for state of CT



State of Idaho  
Department of Water Resources

# Water Right 37-21419

## 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.

18E



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

0 0.035 0.07 0.14 Miles



State of Idaho  
Department of Water Resources

# Water Right 37-21421

## 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.

18E



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

0 0.035 0.07 0.14 Miles







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

July 23, 2020

DEBORAH BARR  
37 LIMESTONE RD  
RIDGEFIELD CT 06877-2613

Re: Change in Ownership for Water Right No(s): 37-21419 & 37-21421

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: Deborah Barr, 214 Willow Rd, Hailey ID  
Lawson Laski Clark PLLC  
Water District 37

## Maline, Denise

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**From:** Heather O'Leary <heo@lawsonlaski.com>  
**Sent:** Wednesday, July 22, 2020 1:17 PM  
**To:** Maline, Denise  
**Subject:** FW: Deborah Barr water rights

Hi Denise:

Yes, we would like you to add Edward A. Lawson of Lawson Laski Clark as the attorney of record for Ms. Barr with respect to water right nos. 37-21419 and 37-21421.

See written authorization from Ms. Barr in the email below. Please let me know if you need anything else.

Thanks for your help with this.



### HEATHER E. O'LEARY

Lawson Laski Clark, PLLC  
675 Sun Valley Road, Suite A  
PO Box 3310  
Ketchum, ID 83340  
208-725-0055 Phone  
208-725-0076 Fax

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**From:** Ed Lawson <eal@lawsonlaski.com>  
**Sent:** Wednesday, July 22, 2020 1:13 PM  
**To:** Heather O'Leary <heo@lawsonlaski.com>  
**Subject:** FW: Deborah Barr water rights

**From:** [deborahbarrphd@aol.com](mailto:deborahbarrphd@aol.com) <[deborahbarrphd@aol.com](mailto:deborahbarrphd@aol.com)>  
**Sent:** Wednesday, July 22, 2020 1:12 PM  
**To:** Ed Lawson <[eal@lawsonlaski.com](mailto:eal@lawsonlaski.com)>  
**Subject:** Re: Deborah Barr water rights

yes please do-thank you

Deborah Barr PhD  
115 east 57th street  
suite 640  
New York, NY. 10022

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-----Original Message-----

From: Ed Lawson <[ead@lawsonlaski.com](mailto:ead@lawsonlaski.com)>  
To: [deborahbarrphd@aol.com](mailto:deborahbarrphd@aol.com) <[deborahbarrphd@aol.com](mailto:deborahbarrphd@aol.com)>  
Cc: Heather O'Leary <[heo@lawsonlaski.com](mailto:heo@lawsonlaski.com)>  
Sent: Wed, Jul 22, 2020 3:08 pm  
Subject: FW: Deborah Barr water rights

Deborah

Are we authorized to notify IDWR we are the new attorneys of record?



**EDWARD A. LAWSON**

Lawson Laski Clark, PLLC  
675 Sun Valley Road, Suite A  
PO Box 3310  
Ketchum, ID 83340  
208-725-0055 Phone  
208-725-0076 Fax

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From: Heather O'Leary <[heo@lawsonlaski.com](mailto:heo@lawsonlaski.com)>  
Sent: Wednesday, July 22, 2020 9:52 AM  
To: Ed Lawson <[ead@lawsonlaski.com](mailto:ead@lawsonlaski.com)>  
Subject: FW: Deborah Barr water rights

See email below-sounds like we need to get written authorization from Deborah for us to be the attorneys of record on the change of ownership. Do you want me to reach out to her or do you want to?



**HEATHER E. O'LEARY**

Lawson Laski Clark, PLLC  
675 Sun Valley Road, Suite A  
PO Box 3310  
Ketchum, ID 83340  
208-725-0055 Phone  
208-725-0076 Fax

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**From:** Maline, Denise <[Denise.Maline@idwr.idaho.gov](mailto:Denise.Maline@idwr.idaho.gov)>

**Sent:** Tuesday, July 21, 2020 5:19 PM

**To:** Heather O'Leary <[heo@lawsonlaski.com](mailto:heo@lawsonlaski.com)>

**Subject:** Deborah Barr water rights

Good afternoon Heather,

I am processing the Notice of Change in Water Right Ownership that you recently submitted for Deborah Barr. Before finalizing this Notice, I wanted to verify the attorney of record on these water rights.

Per our records, James Speck is currently listed as Ms. Barr's attorney of record (see attached). Mr. Speck can be removed as attorney of record, and you can be added; upon written authorization from you.

Please let me know if this is what you would like us to do.

Thank you & have a good evening,

Denise Maline, IDWR Twin Falls

Denise Maline  
Administrative Assistant I  
Idaho Dept of Water Resources, Southern Region  
650 Addison Ave W, Ste 500  
Twin Falls, ID 83301  
(208) 293-9908  
[denise.maline@idwr.idaho.gov](mailto:denise.maline@idwr.idaho.gov)



HEATHER E. O'LEARY  
HEO@LAWSONLASKI.COM



RECEIVED

JUL 17 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

July 14, 2020

Idaho Department of Water Resources  
Southern Region  
Attn: Trish Fawcett  
650 Addison Avenue W., Suite 500  
Twin Falls, ID 83301-5858

Re: Notice of Change of Water Right Ownership  
Our File No. 12363-001

Dear Trish:

We are counsel to Deborah Barr. The purpose of this letter is to change ownership of water rights nos. 37-21419 and 37-21421 into Ms. Barr's name. Enclosed herewith are the following documents:

- Notice of Change in Water Right Ownership for Water Right Nos. 37-21419 and 37-21421;
- Our firm's check for \$50.00 for the change in ownership for each of the foregoing water rights;
- Warranty Deed conveying the property associated with the foregoing water rights; and
- Maps of the foregoing water rights' places of use.

Once completed, please send me as well as the new owner confirmation of the ownership changes. Thank you for your assistance in this matter and please do not hesitate to contact me should you have any questions or need additional information.

Sincerely,

LAWSON LASKI CLARK, PLLC

Heather E. O'Leary

Enclosures  
cc: client