

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

JUN 01 2020

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?
37-115B	Yes ☐	Yes ☐	37-12191	Yes ☐	Yes ☐
37-667C	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-881	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-4433	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-12190	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Robert E. Gardner and C.W. & R.H. Gardner Family Trust Limited Partnership
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): C.W. & R.H. Gardner Family Limited Partnership
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 1200 Hailey ID 83333
Mailing address City State ZIP
- 208-788-2568 rkgardner@svskylan.net
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: April, 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 # 37-115B

8. Signature: Robert E. Gardner Robert E. Gardner, General Partner 05/26/2020
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 6/1/20 Receipt No. 5037948 Receipt Amt. \$150.00
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 6/12/2020

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

**James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
Post Office Box 987
Ketchum, Idaho 83340**

(space above line for Recorder's use)

WATER RIGHTS QUITCLAIM DEED

ROBERT E. GARDNER, a married man ("Grantor"), does hereby convey, release, remise and forever quitclaim to C.W. & R.H. GARDNER FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership, whose address is P.O. Box 1200, Hailey, Idaho 83333-1200 ("Grantee"), all of Grantor's right, title and interest in and to the water rights described and listed by the identification numbers from the records of the Idaho Department of Water Resources in **Exhibit A** attached hereto and incorporated herein by this reference

IN WITNESS WHEREOF, Grantor has executed this Quitclaim Deed this 26 day of May, 2020.

GRANTOR:

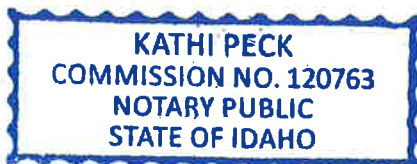
Date: May 26, 2020

Robert E. Gardner
ROBERT E. GARDNER

STATE OF IDAHO)
) ss.
County of Blaine)

This record was acknowledged before me on May 26, 2020, by ROBERT E. GARDNER.

WITNESS my hand and official seal.



Kathi L. Peck
Name: KATHI L. PECK
Notary Public for Idaho
Residing at Carey Id
My commission expires 9/17/2025

EXHIBIT A

37-115B
37-667C
37-881
37-4433
37-12190
37-12191



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

June 12, 2020

C W & R H GARDNER FAMILY LIMITED PARTNERSHIP
PO BOX 1200
HAILEY ID 83333-1201

Re: Change in Ownership for Water Right No(s): 37-115B, 37-667C, 37-881, 37-4433, 37-12190 &
37-12191

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: James Speck, attorney
Water District 37