

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 13 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?
37-4K	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-577CK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-7958	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-8666	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Michael E. Willard
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Federal National Mortgage Association
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3900 WISCONSIN AVE NW Washington D.C. 20016
Mailing address City State ZIP
- 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: November 2018
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 # 37-4K

8. Signature: Natasha Wooten Assistant Secretary 3/5/2020
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 3.13.2020 Receipt No. S037821 Receipt Amt. \$100-
 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 JB Date 3-18-20

Instrument # 658153

HAILEY, BLAINE, IDAHO
02-06-2019 10:20:21 AM No. of Pages: 4
Recorded for: TITLEONE - TWIN FALLS
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

After Recording Return To:

RUTH RUHL, P.C.
Attn: Recording Department
12700 Park Central Drive, Suite 850
Dallas, Texas 75251

Prepared By:

RUTH RUHL, P.C.
12700 Park Central Drive, Suite 850
Dallas, Texas 75251

[Space Above This Line For Recording Data]

Loan No.: 0599215514

Investor No.: 19826031

18307590

DEED IN LIEU OF FORECLOSURE

FOR GOOD AND VALUABLE CONSIDERATION RECEIVED, Michael E. Willard, Trustee of the Willard Living Trust Dated June 5, 1998 and Michael E. Willard and Elizabeth Willard, husband and wife whose address is P.O. Box 722, Hailey, Idaho 83333 ("Grantor") hereby grant and convey unto Federal National Mortgage Association

whose address is 3900 Wisconsin Ave NW, Washington, DC 20016 ("Grantee") all right, title and interest of the Grantor in the real property of the Grantor located in the County of Blaine, State of Idaho, described as follows:
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Property Address: 3671 Buttercup Rd., Hailey, Idaho 83333

TOGETHER with all rights and privileges appurtenant or to become appurtenant to the Property, and together with all personal property located thereon on the date hereof.

TO HAVE AND TO HOLD, unto the said Grantee, its successors and assigns forever.

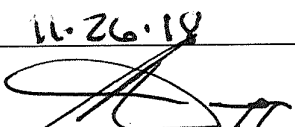
Loan No.: 0599215514
Investor No.: 19826031

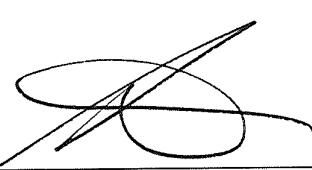
This Deed is given in Lieu of Foreclosure ("Deed") of the Deed of Trust executed by Michael E. Willard, a married man as his sole and separate property, Trustor, to Blaine County Title, Trustee, to Mortgage Electronic Registration Systems, Inc., as nominee for Lehman Brothers Bank, FSB, Beneficiary, which Deed of Trust was dated March 3rd, 2005, recorded March 7th, 2005, in the Office of the County Recorder of Blaine County, State of Idaho in Volume N/A, Page N/A Instrument No. 517122, which Deed of Trust was assigned to Federal National Mortgage Association by an assignment ("Assignment") dated N/A, recorded N/A, in Volume N/A, Page N/A, Instrument No. N/A, or by an Assignment recorded simultaneously herewith, Official Records of Blaine County, Idaho, covering the Property; provided, however, that Grantee's Deed of Trust lien in and to the Property shall not be deemed to have merged into this Deed, but shall survive the execution, delivery and recording of this Deed, and Grantee expressly reserves and retains its priority of lien in and to the Property for the purpose of protecting Grantee against any third party liens, claims or interest, known or unknown, disclosed or undisclosed, liquidated or unliquidated, of whatever kind or nature.

It is expressly covenanted and agreed by and between Grantor and Grantee that by accepting delivery of and/or by recording this Deed (1) Grantee will thereby release Grantor from any liability for any and all promissory notes, debts, obligations, costs or charges, the payment of which was secured by the Deed of Trust, (2) any deficiency judgment against Grantor arising as a result of the Deed of Trust, and (3) Grantee does not assume any liability arising out of or in connection with the ownership or use of subject property by the Grantor or their predecessors in interest.

Grantor intends by this Deed to vest the absolute and unconditional title to the Property in Grantee, and to forever estop and bar Grantor and Grantor's heirs, executors or administrators or anyone claiming or having any right, title or interest of any nature whatsoever, either in law or in equity, or in possession or in expectancy, in and to the Property, or any part thereof.

Dated: 11-26-18


Michael E. Willard, Trustee of the Willard -Grantor
Living Trust Dated June 5, 1998


Michael E. Willard -Grantor


Elizabeth Willard -Grantor

-Grantor

Loan No.: 0599215514
Investor No.: 19826031

GRANTOR ACKNOWLEDGMENT

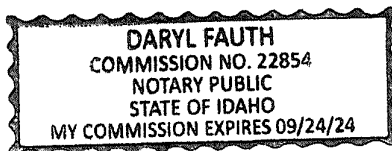
State of Idaho §
County of Blaine §

On this 26th day of November, 2018, before me,
Daryl Fauth, a Notary Public in and for said state, personally appeared
Michael E. Willard, Trustee of the Willard Living Trust Dated June 5, 1998 and Michael E. Willard and Elizabeth
Willard

known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged
to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in
this certificate first above written.

(Seal)



[Signature]
Notary Public for Idaho
Printed Name Daryl Fauth
Residing at Hailey, Idaho
My Commission Expires: 9/24/24

Loan No.: 0599215514
Investor No.: 19826031

EXHIBIT "A"

Lot 1B, Block 1 of LOT 1B, BLOCK 1, LLAMA RANCH SUBDIVISION & REVISED T.L. 8133, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded as Instrument No. 648420, records of Blaine County, Idaho.

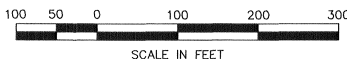
Said property was formerly described of record as Lot 1, Block 1 of the LLAMA RANCH SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof recorded as Instrument No. 320791, records of Blaine County, Idaho.

EXHIBIT "A"

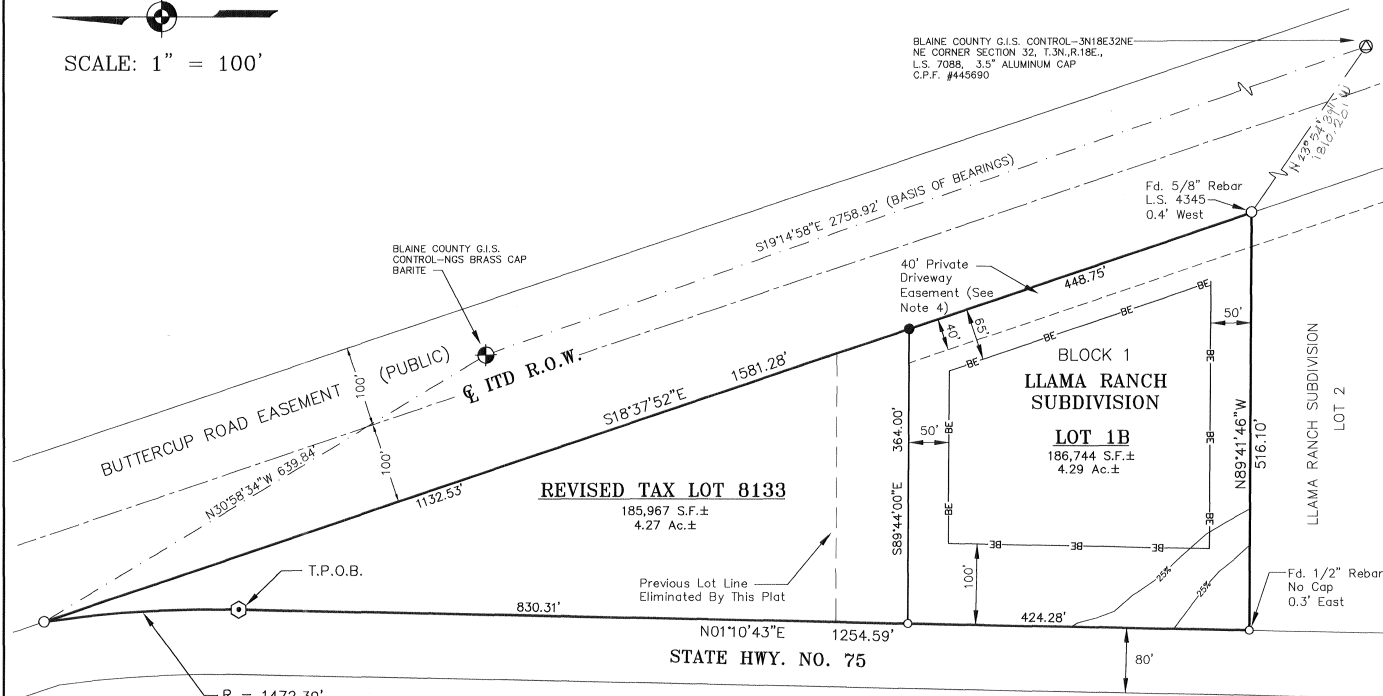
LOT 1B, BLOCK 1, LLAMA RANCH SUBDIVISION & REVISED T. L. 8133

WHEREIN THE LOT LINE BETWEEN LOT 1A AND T.L. 8133 & BUILDING ENVELOPE ON LOT 1A IS SHIFTED TO THE SOUTH AS SHOWN
LOCATED WITHIN SECTION 29, T.3N., R.18E., B.M., BLAINE COUNTY, IDAHO

NOVEMBER 2017



SCALE: 1" = 100'



NOTES

- All utilities shall be placed underground.
- A 10 foot public utility easement is reserved centered upon all side & rear lot lines and adjacent to all public rights of way.
- Pursuant to State regulations, maintenance and weed control for all lots are the responsibility of the developer until the lot/block is sold and thereafter the responsibility of the owners of the individual lots/blocks. The control program to be implemented by the responsible party will target those species designated on the Idaho Noxious Weed List. Mowing and manual removal are recommended, although biological control has been shown to be effective in eradicating knapweed.
- The 40 foot wide Private Access Easement shown hereon shall be a one-way easement to provide access from the south in the event that the bike path crossing is moved south. It is not the intent of this easement to provide access to future development to the south.
- This property is subject to restrictions as stated in the Addendum to Purchase and Sale Agreement dated March 9, 1986, recorded under instrument no. 271778, records of Blaine County, Idaho.
- This property is subject to reservations contained in the Patent from the United States to Anna B. Becker, dated February 24, 1900, Book 62 of Patents, Page 4, records of Blaine County, Idaho.
- This property is subject to applicable notes, easements and restrictions shown on the original plat for Llama Ranch Subdivision, recorded on June 18, 1990 as Instrument No. 320791, records of Blaine County, Idaho.
- Any future subdivision shall require review by the Blaine County Planning and Zoning Commission, under the applicable ordinances at that time.
- This property is subject to Water Rights #4882, #5329, #5330 & #68560.
- Septic systems shall be built with riser, out-flow filters and drainfield inspection ports on each system.
- All domestic wells in this subdivision shall be metered. Domestic well water shall be limited to use on 1/2 acre.

HEALTH CERTIFICATE: Sanitary restrictions as required by Idaho Code Title 50, Ch. 13, have been satisfied. Sanitary restrictions may be reimposed in accordance with Idaho Code Title 50, Ch. 13, Sec. 50-1326, by issuance of a Certificate of Disapproval.

7/3/2017

Date

South Central District Health Dept., EHS



BRIAN D. YEAGER, P.L.S. 13260

LOT 1B, BLOCK 1, LLAMA RANCH
SUBDIVISION & REVISED T. L. 8133

GALENA ENGINEERING, INC.
HAILEY, IDAHO

SHEET 1 OF 2

Job No. 4649-04

CERTIFICATE OF OWNERSHIP

This is to certify that the undersigned are the owners in fee simple of the following described parcels of land located within Section 29, T.3N., R.18E., B.M., Blaine County, Idaho:

Lot 1A, Block 1, Llama Ranch Subdivision and Tax Lot 8133, the boundary of which is more particularly described as follows:

Beginning at an I.T.D. highway monument on the easterly right-of-way line of State Highway 75, being the beginning of a curve to the left, and proceeding northerly along said curve, through a central angle of 09°25'13", a radius of 1472.39 feet, an arc length of 242.08 feet, and a chord bearing of North 03°31'53" West, 241.81 feet to the intersection of said easterly right-of-way line and the westerly I.T.D. right-of-way line (formerly the U.P.R.R. right-of-way);

Thence departing said easterly right-of-way line and proceeding South 18°37'52" East, 1,038.24 feet along the westerly I.T.D. right-of-way line to the northeast corner of said Lot 1A, Block 1, Llama Ranch Subdivision;

Thence departing said westerly right-of-way line, North 89°44'00" West, 332.04 feet along the north line of said Lot to its southwest corner and a point on the easterly right-of-way line of State Highway 75;

Thence proceeding North 01°10'43" East, 741.09 feet along said easterly right-of-way line, to the Point of Beginning. This parcel contains 3.56 acres (154,910 square feet), more or less.

The easements indicated hereon are not dedicated to the public, but the right to use said easements is hereby reserved for the public utilities and for any other uses indicated hereon and no permanent structures are to be erected within the lines of said easements. We do hereby certify that the individual lots described in this plat will be served by individual wells and not by any water system common to one (1) or more of the lots.

It is the intent of the owners to hereby include said land in this plat.

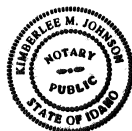
Michael E. Willard
Owner Tax Lot 8133

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF BLAINE } ss

On this 19th day of JULY, 2017, before me, a Notary Public in and for said State, personally appeared Michael E. Willard, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kimberlee M. Johnson
Notary Public in and for said State

Residing in HAILEY, IDAHO

My Commission Expires 01/10/23

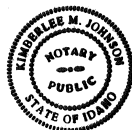
Michael E. Willard, Trustee, Willard Living Trust, Dated June 5, 1998
Owner Lot 1A Block 1, Llama Ranch Subdivision

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF BLAINE } ss

On this 19th day of JULY, 2017, before me, a Notary Public in and for said State, personally appeared Michael E. Willard, Trustee Under Trust dated June 5, 1998, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kimberlee M. Johnson
Notary Public in and for said State

Residing in HAILEY, IDAHO

My Commission Expires 01/10/23

SURVEYOR'S CERTIFICATION

I, Brian D. Yeager, a duly licensed Land Surveyor in the State of Idaho, do hereby certify that the foregoing plat is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code relating to plats and surveys.

Brian D. Yeager, P.L.S. 13260



BLAINE COUNTY SURVEYOR'S APPROVAL

I, Sam Young, County Surveyor for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Sam Young
Sam Young, P.L.S. 11577
Blaine County Surveyor

BLAINE COUNTY PLANNING AND ZONING APPROVAL

The foregoing plat was approved by the Blaine County Planning and Zoning Administrator on this 17th day of JULY, 2017.

Jim Bergen
Administrator

BLAINE COUNTY COMMISSIONERS APPROVAL

The foregoing plat was approved by the Blaine County Board of Commissioners on this 19th day of JULY, 2017.

Jim McCarty
Chairman

BLAINE COUNTY TREASURER'S APPROVAL

I, the undersigned County Treasurer in and for Blaine County, State of Idaho per the requirements of Idaho Code 50-1308, do hereby certify that any and all current and/or delinquent county property taxes for the property included in this subdivision have been paid in full. This certification is valid for the next thirty (30) days only.

Justin Bain
Blaine County Treasurer

11-28-2017
Date

BLAINE COUNTY RECORDER'S CERTIFICATE

Instrument # 648420
HAILEY, BLAINE, IDAHO
12-1-2017 01:03:27 PM No. of Pages: 2
Recorded for : GALENA ENGINEERING
JOL YVON DRAGE Fee: 11.00
Ex-Officio Recorder Deputy
index to PLATS

LOT 18, BLOCK 1, LLAMA RANCH
SUBDIVISION & REVISED T. L. 8133

GALENA ENGINEERING, INC.
HAILEY, IDAHO

SHEET 2 OF 2

Job No. 4649-04



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

March 18, 2020

FEDERAL NATIONAL MORTGAGE ASSOCIATION
3900 WISCONSIN AVE NW
WASHINGTON DC 20016-2806

Re: Change in Ownership for Water Right No(s): 37-4K, 37-577CK, 37-7958, and 37-8666

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) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: WD-37; Brockway Engineering, PLLC



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

MAR 13 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

March 9th, 2020

Mr. Corey Skinner
Idaho Department of Water Resources
650 Addison Ave W, Ste 500.
Twin Falls, ID 83301-3380

RE: Change of Ownership- 37-4K, 37-577CK, 37-7958 and 37-8666.

Dear Corey,

On behalf of the Federal National Mortgage Association (FNMA), Brockway Engineering is submitting the attached change of ownership form for water rights 37-4K, 37-577CK, 37-7958 and 37-8666. Through the attached Deed in Lieu of Foreclosure, the FNMA is requesting the ownership be changed on these water rights into their name.

Also included is a check from Brockway Engineering for \$100.00 to cover the ownership change fees for the four water rights at \$25 per right. Please copy our office on all correspondence regarding this change of ownership request. Don't hesitate to call our office should you have any further questions or comments. Thanks for your time and assistance on this matter.

Regards

Zach Latham, M.S., Hydrologist

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Enclosures: (1) Change of Ownership Application and IDWR Maps.
(1) Brockway Engineering Check # 15797

Cc: Ms. Natasha Wooten
Mr. Vince Grillo
Mr. Randy Flood