

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 25 2019

Notice of Change in Water Right Ownership

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?
* 41-24B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
* 41-7022	Yes ☐	Yes ☐		Yes ☐	Yes ☐
* Not Processed	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Delford Ralphs and Reynold Ralphs
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Delford Ralphs & Mary Ellen Ralphs
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- Mailing address PO Box 333 City Rockland State ID ZIP 83271
- Telephone 208-479-6261 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: 9-15-15
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 # 41-24B

8. Signature: Delford Ralphs Title, if applicable _____ Date 3/15/2019
Signature of new owner/claimant
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by DM Date 4-24-2019 Receipt No. 5037291 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 AI Date 8/7/19

After recording send to:

ROBINSON & TRIBE
Attorneys at Law
P. O. Box 396
Rupert, Idaho 83350

Instrument # 208119

POWER COUNTY, IDAHO

9-23-2015 02:43:32 PM No. of Pages: 2

Recorded for : ROBINSON & TRIBE

SHAREE SPRAGUE

Fee: 13.00

Ex-Officio Recorder Deputy

mg...
Schleske

Recording Information

QUITCLAIM DEED

FOR VALUE RECEIVED, **THE ALVIN L. RALPHS IRREVOCABLE FAMILY TRUST by REYNOLD L. RALPHS, Trustee**, does hereby release, remise, grant, bargain, sell, convey and forever quit claim unto **DELFORD RALPHS and MARY ELLEN RALPHS**, husband and wife, of Rockland, Idaho, the following described premises, to-wit:

The Southeast Quarter Southeast Quarter Northeast Quarter; Northeast Quarter Southeast Quarter, Section 6, except 2 acres in the Southeast corner of the Northeast Quarter Southeast Quarter, Section 6, all in Township 10 South, Range 31 East Boise Meridian, in Power County, Idaho.

ALSO:

Section 6, Township 10 South, Range 31 East of the Boise Meridian, Power County, Idaho,

Lot 1 Except: Beginning at a point 35 rods 24 feet South and 37 feet west of the Northeast corner of said Section 6, thence West 11 rods, thence South 8 rods, thence East 11 rods, thence North 8 rods to the point of beginning.

Lot 2, SW1/4NE1/4, W1/2SE1/4NE1/4, and beginning at the Northeast corner of the NW1/4SE1/4 of Section 6, thence South 54 rods ; thence West 80 rods ,thence North 54 rods, thence East 80 rods to the point of beginning.

NE1/4SE1/4NE1/4, and that portion of the South 429 feet of the NW1/4SE1/4 of Section 6 lying North and East of the present State Highway 37,

together with their appurtenances, including all water and water rights used upon or

pertinent to the property described above which is all of the Bench Ditch Irrigation Company rights.

DATED this 15 day of Sept, 2015.

THE ALVIN L. RALPHS
IRREVOCABLE FAMILY TRUST

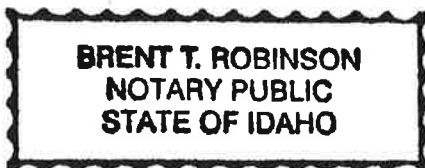
By: Reynold Ralphs
Reynold Ralphs, Trustee

STATE OF IDAHO)
) ss.
County of Minidoka)

On this 15th day of September, 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared REYNOLD L. RALPHS, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same on behalf of The Alvin L. Ralphs Irrevocable Family 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.

(SEAL)



Brent T. Robinson
Notary Public for Idaho
Residing at: Rupert, Idaho
Commission expires: 11/24/16

Inouye, Allison

From: Inouye, Allison
Sent: Thursday, August 08, 2019 10:33 AM
To: Marston, Sascha
Subject: Refund request

Hi Sascha,

Could you please issue a refund for a returned Ownership Change & Security Interest? It was all paid for on the same receipt.

Receipt #: S037291
Payer: D L EVANS BANK
Amount: \$100
Address:
PO BOX 87
TWIN FALLS ID 83303-0087

Thank you!

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov



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

August 08, 2019

D L EVANS BANK
PO BOX 87
TWIN FALLS ID 83303-0087

RE: Water Right No(s): 41-7022, 41-24 B Change in Ownership & Security Interest

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership and a Notice of Security Interest from D L Evans Bank on April 25, 2019, for the above referenced water rights. The Notices indicated that Delford Ralphs is the current owner and that D L Evans Bank is a security interest holder for these rights.

On July 29, 2019, the Notice of Security Interest was processed. However, upon further review, the Department determined that these water rights are not appurtenant to the property conveyed in the quitclaim deed submitted with the Notices. On July 31, 2019, the Department requested additional information. I spoke by phone with Delford Ralphs on August 6 and he confirmed that the water rights referenced above are not appurtenant to his property. Rather, he indicated that he holds shares in the Bench Ditch Irrigation Company to irrigate the property. Therefore, neither the ownership change nor the security interest are applicable to this property and should not be processed.

The Department is returning the Notice of Change in Water Right Ownership and Notice of Security Interest and the attachments. A refund of \$100 has been requested and will be mailed to D L Evans Bank under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me or Denise Maline at (208) 736-3033.

Sincerely,

Allison Inouye
Water Resource Agent

Enclosure(s)

cc: DELFORD RALPHS
REYNOLD RALPHS



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

July 31, 2019

DELFORD RALPHS
MARY ELLEN RALPHS
PO BOX 333
ROCKLAND ID 83271-0333

RE: Water Right No(s): 41-24B, 41-7022 Change in Ownership

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

 X Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. I have enclosed a copy of the water right(s) for your reference. The place of use of these water rights does not lie within the lands described in the quitclaim deed.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me or Denise Maline at (208) 736-3033.

Sincerely,

A handwritten signature in blue ink that reads "Allison Inouye".

Allison Inouye
Water Resource Agent

Enclosure(s)

cc: D L EVANS BANK