

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 30 2019

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?
36-16823	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Patricia A. Cox and Phillip D. Cox
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David J. Ross and Bonny J. Ross
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 424 Hagerman ID 83332
Mailing address City State ZIP
- 208 539 0795
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: May 22, 2019
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.

8. Signature: [Signature] Title, if applicable Date 5/28/19
 Signature: [Signature] Title, if applicable Date 5/28/19

For IDWR Office Use Only:

Received by DM Date 5.30.2019 Receipt No. S037353 Receipt Amt. \$25-

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 7/18/19

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Instrument # 264974
GOODING COUNTY, GOODING, IDAHO
05-28-2019 13:06:28 No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JM
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **727678GO (Ir)**

Date: **May 21, 2019**

For Value Received, **Phillip Duane Cox and Patricia Ann Cox, Trustees of the Cox Family Trust, dated February 6, 1987**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **David J. Ross and Bonny J. Ross, husband and wife as community property with right of survivorship**, hereinafter called the Grantee, whose current address is **PO Box 424, Hagerman, ID 83332**, the following described premises, situated in **Gooding County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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: 05/21/2019

Warranty Deed
- continued

File No.: 72767860 (lr)

Cox Family Trust, dated February 6, 1987

Phillip Duane Cox
Phillip Duane Cox, Trustee

Patricia Ann Cox
Patricia Ann Cox, Trustee

STATE OF California)
COUNTY OF Placer) ss.

On this 22nd day of May, 2019, before me, a Notary Public in and for said State, personally appeared **Phillip Duane Cox and Patricia Ann Cox**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **Cox Family Trust, dated February 6, 1987**, and acknowledged to me that they executed the same as such Trustees.

R. Reed
Notary Public of California
Residing at: Placer
Commission Expires: 9/10/22



EXHIBIT A

PARCEL NO. 1:

**TOWNSHIP 7 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO
Section 31: A parcel of land located in Government Lot 1, more particularly described as follows:**

**Beginning at the Northwest corner of said Section 31 and said Government Lot 1;
Thence South 89°43'00" East a distance of 500.00 feet along the Northerly boundary of said Section 31 and said Government Lot 1;
Thence South 00°01'00" East a distance of 415.00 feet to the TRUE POINT OF BEGINNING;
Thence South 34°43'00" East a distance of 100.00 feet;
Thence South 67°06'17" West a distance of 602.77 feet;
Thence North 00°00'00" East a distance of 149.14 feet;
Thence South 57°55'29" East a distance of 84.33 feet;
Thence North 00°00'00" East a distance of 175.00 feet;
Thence North 85°00'00" East a distance of 428.50 feet to the TRUE POINT OF BEGINNING.**

PARCEL NO.2:

An easement for the purpose of ingress, egress over the following described easement:

**Beginning at the Northwest corner of said Lot 1;
Thence South 89°43' East along the North boundary of said Lot 1, 550.0 feet;
Thence South 0°01' East 25.00 feet to the TRUE POINT OF BEGINNING;
Thence South 0°01' East 386.0 feet;
Thence South 35°35'50" East 318.00 feet to the point of curvature of 50.0 foot radius curve, the radius point of said curve lies South 55°17' West 50.00 feet;
Thence to the right along the arc of said curve 235.5 feet to a point;
Thence North 34°43' West 294.2 feet;
Thence North 0°01' West 390.0 feet;
Thence South 89°43' East 50.00 feet to the TRUE POINT OF BEGINNING.**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of CA

County of Placer

On 5/22/19 before me, R Reed, Notary Public,
(here insert name and title of the officer)

personally appeared Phillip Duane Cox & Patricia Ann Cox
who proved to me on the basis of satisfactory evidence 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 in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature]
Signature



(Seal)



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 18, 2019

DAVID J ROSS
BONNY ROSS
PO BOX 424
HAGERMAN ID 83332-0424

Re: Change in Ownership for Water Right No(s): 36-16823

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) 736-3033.

Sincerely,

Allison Inouye
Water Resource Agent

Enclosure(s)

cc: First American Title Co – Gooding (File No. 727678GO)



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

MAY 30 2019

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
650 Addison Ave West Ste 500
Twin Falls, ID 83301

May 28, 2019
File No.: 727678GO (lr)

Attn: Accounts Receivable

Re: **Water Right 36-16823**

Property: **2909 South 1110 East Hagerman, ID 83332**

Buyer: **David J. Ross and Bonny J. Ross**

Seller: **Phillip Duane Cox and Patricia Ann Cox, Trustees of the Cox Family Trust**

Our Check No. **10296** in the amount of **\$25.00**, representing **Transfer Fee**.

Sincerely,

Jessica Carmichael, Assistant for
Lisa Ritter, Escrow Officer

jc/jc