

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVE
APR 08 2019
Department of Water Resources
Eastern 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?
34-354	Yes ☐	Yes ☐	34-12377	Yes ☐	Yes ☐
34-2330A	Yes ☐	Yes ☐	(IRRIG)	Yes ☐	Yes ☐
34-10397	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10404	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10405	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Reuben H and Marjorie J Babcock

3. New Owner(s)/Claimant(s):

Name of current water right holder/claimant

Reuben H, Marjorie J, Russell H Babcock

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☒ and/or

3428 W 3125 N

MOORE

ID 83255

Mailing address

City

State

ZIP

208-554-2871

none

12260 83255

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:

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.

SUPPORT DATA

IN FILE # 34-354

- ☐ 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: Reuben H Babcock

Signature of new owner/claimant

Title, if applicable

April 2, 2019

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 4/8/2019

Receipt No. E044847

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

Date

Returned + Refund Requested @ 7/19/2019

RECEIVED

FEB 14 2019

Department of Water Resources
Eastern Region

February 11, 2019

Idaho Dept. of Water Resources

Please add the name of Russell H.

Babcock to our water rights, both

surface + ground water and send 2

copy

Thank you

Reuben H Babcock

3428W 3125N

Moore Idaho 83155

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED _____

Reuben H Babcock and Marjorie J Babcock, the Grantor,
does hereby grant, bargain, sell and convey unto Russell H. Babcock

_____, the Grantee,

whose current address is 3428 W 3120 Nthe following described real estate situated in Moore, Butte County,
State of Idaho, to-wit:

The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$
 2nd
 the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 29,
 the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SE $\frac{1}{4}$
 of Sec. 32, All in Township 5 North Range 26
 E BM, records of Butte County, Idaho
 Together with all water and ditch rights
 Pertaining thereto both Surface and
 Ground water

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the masculine, the feminine and neuter.

DATED: 10-28-2016
Reuben H. Babcock
Marjorie Babcock
Russell Babcock

STATE OF IDAHO, County of Butte
 On this 28 day of October 2016
 before me, Jeri K Ahrendt, a
 Notary Public in and for the said State personally
 appeared Reuben H. Babcock
Marjorie Babcock
Russell Babcock

Known to me to be the person(s) whose name(s)
 subscribed to the within instrument, and acknowl-
 edges to me that _____ executed the same.

Jeri K AhrendtResiding at Butte CoComm. Expires: July 25, 2020Notary Public
Idaho

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

NO. 54164

RECORDED

OCT 28 2016

A.M. 4:29 P.M.
BUTTE COUNTY RECORDERRussell Babcock



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

July 19, 2019

Reuben Babcock
Marjorie Babcock
Russell Babcock
3428 W 3125 N
Moore ID 83255

RE: Notice of Change in Water Right Ownership
Water Rights: 34-354, 34-2330A, 34-10397, 34-10404, 34-10405, 34-12377

Dear Sir/Madam:

On April 8, 2019, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership, specifically a chain of deeds tracing from the owner currently listed on the water rights to you and the fee for five of the water rights. On May 15, 2019 we sent a letter requesting the additional information and the fees. The additional information and fees were to be provided within 30 days.

IDWR has never received a response to the request for additional information. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future when you have collected the requested documentation of ownership. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the ownership change.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Cher Ramos
Technical Records Specialist

Enclosure(s)

Barg, Jonie

From: Barg, Jonie
Sent: Friday, July 19, 2019 10:27 AM
To: Pline, Treva; Steed, Susan
Subject: Refund Request
Attachments: Receipt(1)

Treva & Susan,

Good morning!!

I have a refund request as follows:

Receipt number: E044847
Amount: \$25.00
Payable to: Rueben Babcock
3428 W 3125 N
Moore ID 83255

Reason: Total filing fee received \$25.00 for an ownership change. There were discrepancies between the deed and application and additional fees required. Deficiency letter mailed May 15, 2019 info was not received in the 30 days so the ownership change was returned. The applicant is entitled to a full refund.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 15, 2019

Reuben H Babcock
Marjorie Babcock
Russell Babcock
3428 W 3125 N
Moore ID 83255

RE: Change in Ownership Water Right No. 34-354, 34-2330A, 34-10397, 34-10404, 34-10405 & 34-12377

Dear Sir/Madam:

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

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

**** **Evidence of Water Right Ownership:** On April 9, 2019 the department spoke with Marjorie additional information/fees are required to complete the ownership change for the water rights listed above. The deed provided goes from Reuben and Marjorie Babcock to Russell Babcock only, if that is the intent we need an application signed by Russell. If that is not the intent and all three names are supposed to be listed we will need evidence of ownership reflecting that. The legal description provided does not include the property associated with water right number 34-10404. Please provide evidence of ownership for that water right.

**** **Filing Fee:** The filing fee for an ownership change that does not result in a division of the water right is \$25.00 per water right. The fee for your application would be \$150.00 (6 x \$25 = \$150.00). The department received \$25.00 with your application, please supply the additional \$125.00.

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

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

SCANNED

MAY 15 2019



United States
Department of
Agriculture

Farm map

Butte County, Idaho

water used for irrigation

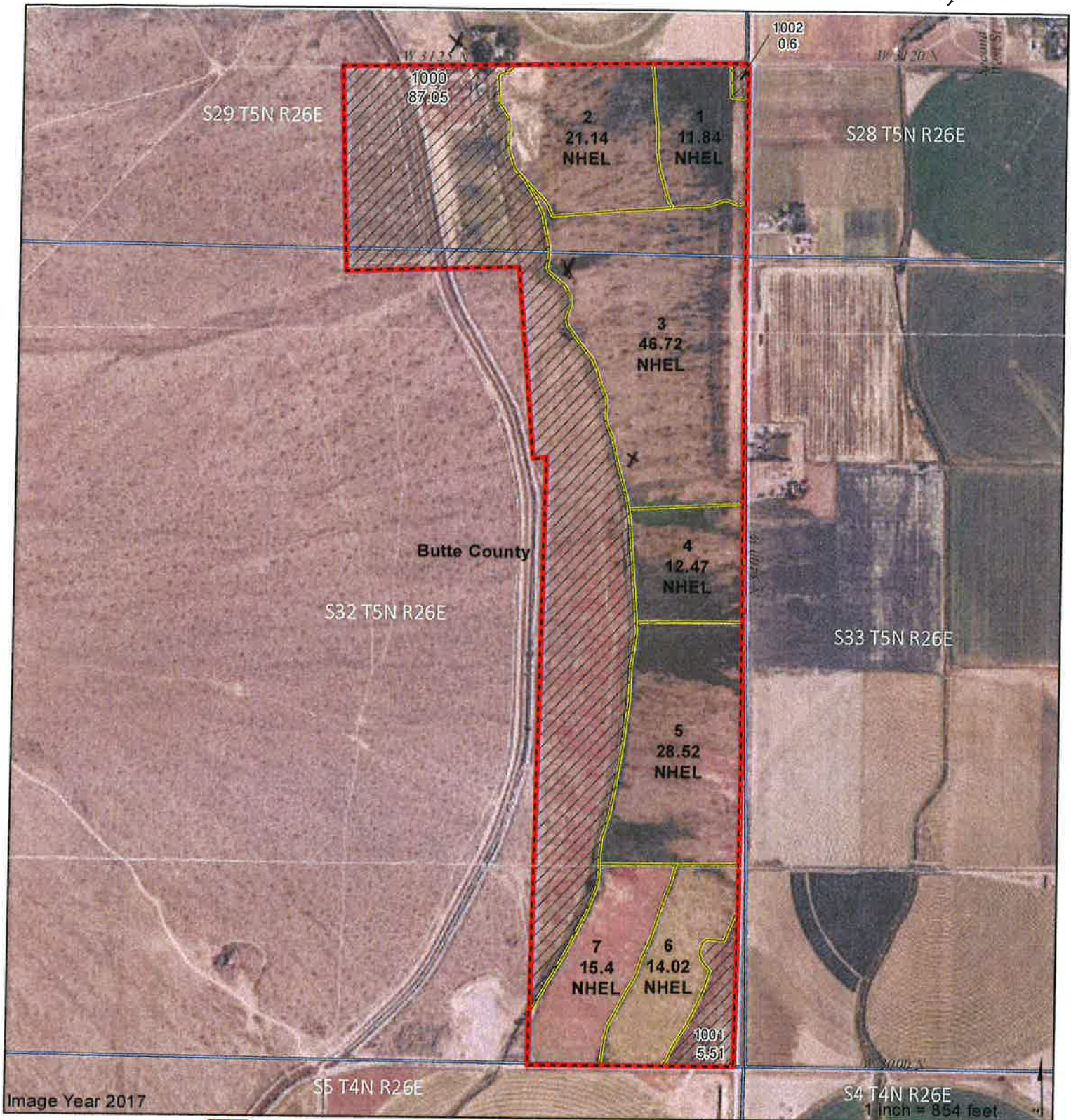


Image Year 2017

Common Land Unit

- Tract Boundary
- PLSS
- County Boundary
- Non-Cropland
- Cropland

Diversion Points X

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 150.11 acres

2019 Program Year

Map Created October 18, 2018

Farm 109

Tract 188

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

