

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 12 2019
DEPT. OF WATER RESOURCES
SOUTHERN REGION

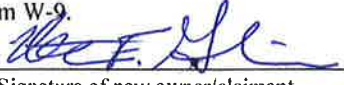
Notice of Change in Water Right Ownership

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?
43-96B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-97A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-98A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-410A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Barbara E. Gardiner, Golden F. Gardiner and Nathan F. Gardiner
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nathan F. Gardiner
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3041 S. Alfani Way Meridian ID. 83642-7941
Mailing address City State ZIP
- (208) 898-9053 ngardiner@idahopower.com
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). **SUPPORT DATA**
 - ☐ 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.

IN FILE # 43-96B

8. Signature:  Title, if applicable: _____ Date: March 4, 2019
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by AI Date 3/12/19 Receipt No. 5037202 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 _____ Date _____



CASSIA COUNTY
RECORDED FOR:
TITLEONE - BURLEY
01:52:24 PM 03-05-2019
2019-000752
NO. PAGES: 3 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: JB
Electronically Recorded by Simplifile

Order Number: 19326651

Warranty Deed

For Value Received,

Spence A. Gardiner, also known as Spence Gardiner, as Personal Representative of The Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner, the Grantor, does hereby grant, bargain sell and convey unto, Nathan F. Gardiner, a married man contracting as his sole and separate property, whose current address is 3041 S. Alfani Way, Meridian, ID 83642, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

NFG

ALL OF THE ESTATES RIGHT TITLE AND INTEREST IN THE FOLLOWING DESCRIBED:

PARCEL NO. 1:
TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: A part of the SE¼ described as follows:

Beginning at a point 22 rods South of the center of said Section 32, which point is the Southwest corner of the Elba School District No. 8 Lot;
Thence South 14 feet;
Thence East 16 rods;
Thence South 9 rods;
Thence East 9 rods;
Thence South 21 rods;
Thence West 9 rods;
Thence South 80 rods 8 feet, more or less, to a point 16 rods East and 26 2/3 rods North of the South quarter corner of said Section 32;
Thence East 144 rods, more or less, to the East section line of said Section 32;
Thence North 133 1/3 rods, more or less, to the East quarter corner of said Section 32;
Thence West along the East and West centerline of said Section 32 to a point 50 rods east of the center of said section;
Thence South 22 rods;
Thence West 50 rods to the Point of Beginning.

EXCEPTING THEREFROM that portion of said property deeded to Cassia County, Idaho for public road right of way,

ALSO EXCEPTING the following described parcel:

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 32, more particularly described as follows:

Starting 22 rods South of the Northwest corner of said SE $\frac{1}{4}$, which is the True Point of Beginning;
Thence 573.5 feet East to the highway;
Thence 203 feet Southwest along the West boundary line of the highway;
Thence 177 feet West;
Thence 148.5 feet North;
Thence 264 feet West;
Thence 14 feet North to the True Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: Beginning at a point that is 52 rods 14 feet South of the Northwest corner of the SE $\frac{1}{4}$ of said Section 32;
Thence South 833 feet, more or less, to a point that is 56 $\frac{2}{3}$ rods North of the Southwest corner of the SE $\frac{1}{4}$ of said Section 32;
Thence East 16 rods;
Thence North 833 feet, more or less, to a point that is 16 rods East of the point of beginning;
Thence West 16 rods to the Point of Beginning.

EXCEPTING THEREFROM, that portion deeded for county road right-of-way commonly known as Connor Creek Almo County road,

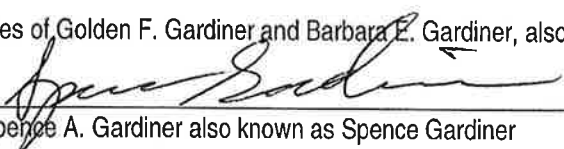
ALSO EXCEPTING THEREFROM, that portion lying North and West of the Right of way of the Connor Creek Almo County Road.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

This Warranty Deed is Executed pursuant to Letter Testamentary dated and Recorded on September 4th, 2014, Instrument No. 2014-003610, records of Cassia County, Idaho and Letters Testamentary dated and Recorded on January 23rd, 2018, Instrument No. 2018-000372, records of Cassia County, Idaho.

Dated: March 14, 2019

Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner

BY: 
Spence A. Gardiner also known as Spence Gardiner

State of Idaho, County of Cassia, ss.

On this 4th day of March, in the year of 2019, before me, the undersigned, a notary public in and for said state, personally appeared Spence A. Gardiner, also known as Spence Gardiner, known or identified to me to be the person whose name is subscribed to the within instrument, as the personal representative of the Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner and acknowledged to me that he executed the same as such personal representative of the Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner.

Annette Roth
Notary Public

Residing In: Rupert - ID
My Commission Expires: 8-4-2023
(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

March 15, 2019

NATHAN F GARDINER
3041 S ALFANI WAY
MERIDIAN ID 83642-7941

Re: Change in Ownership for Water Right No(s): 43-97A, 43-96B, 43-98A, and 43-410A

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,

A handwritten signature in black ink, appearing to read 'Jim Bitzenburg'.

Jim Bitzenburg
Senior Water Resource Agent, Southern Region

Enclosure(s)

Cc: Title One



TitleOne
a title & escrow co.

RECEIVED
MAR 12 2019
DEPT OF WATER RESOURCES
SOUTHERN REGION

March 8, 2019

ID Dept. of Water Resources
650 Addison Ave. West
Suite 500
Twin Falls, ID 83301

RE: TitleOne File No. 19326651
Nathan F. Gardiner

Dear Clerk:

Enclosed with this letter please find the following:

1. The original executed Notice of Change in Water Right Ownership on Nathan F. Gardiner.
2. A copy of the recorded Warranty Deed.
3. TitleOne's check no. 19446 made payable to Idaho Department of Water Resources in the amount of \$100.00.

Please make the necessary changes in the records and return a copy of the report to this office.

Should you have any questions, please do not hesitate to contact Jess Davies at 208-878-3524.

Very truly yours,
TITLEONE

Nancy Garrett
Administrative Assistant

JD/nrg
Enc.
FedEx