

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

MAR 07 2019

DEPARTMENT OF
WATER RESOURCES

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?
37-07848	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-08178	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-08389	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Magic Reservoir Hydroelectric, Inc.
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Big Wood Canal Company

New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
409 North Apple Street Shoshone ID 83352
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: February 28, 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] Chairman of the B. and B. Co. February 25, 2019
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 3/1/19 Receipt No. C100330 Receipt Amt. 75

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 [Signature] Date 3-1-19

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

Big Wood Canal Company
409 North Apple Street
Shoshone, ID 83352

SPACE ABOVE THIS LINE FOR RECORDER'S USE

WATER RIGHTS QUITCLAIM DEED

Magic Reservoir Hydroelectric, Inc. an Idaho corporation, with a mailing address of P. O. Box 27, Boise, ID 83707, ("Grantor"), for good and valuable consideration, the receipt of which is hereby acknowledged, and in order to provide notice to the Idaho Department of Water Resources ("IDWR") of the within conveyance, does hereby REMISE, RELEASE, ASSIGN and forever QUITCLAIM, unto **Big Wood Canal Company** an Idaho corporation, of 409 North Apple Street, Shoshone, Idaho 83352, ("Grantee"), and to Grantee's successors and assigns forever, all of Grantor's right title and interest in those certain water rights more particularly described as follows:

IDWR Water Right No.	Status (Water Right; Permit or Application)	Diversion Rate to be Conveyed by Grantor to Grantee (cubic feet/ second)
37-07848	License	800 cfs
37-08178	License	250 cfs
37-08389	License	300 cfs

TO HAVE AND TO HOLD all and singular the herein described water right, together with its appurtenances unto the said Grantee, and its successors and assigns forever

25th IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this day of February, 2019.

Grantor: Magic Reservoir Hydroelectric, Inc.

By: 
James B. Alderman, Secretary

STATE OF IDAHO }
 } ss.
COUNTY OF Ada }

On this 25 day of February, 2019, before me, a Notary Public in and for said State, personally appeared James B. Alderman, known to me to be the Secretary of Magic Reservoir Hydroelectric, Inc., the corporation that executed the within instrument, and acknowledged to me that said corporation 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.

WITNESS my hand and official seal the day and year first above written.



Diana Gastanaga
Notary Public in and for the State of Idaho
Residing at: Boise, ID
Commission expires: 7.30.2020

No. C 5856		Due no later than Sep 30, 2018 Annual Report Form		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. BIG WOOD CANAL COMPANY JANE SABALA 409 N APPLE ST SHOSHONE ID 83352		CARL PENDLETON 50 W 620 N SHOSHONE ID 83352	
				3. <u>New</u> Registered Agent Signature:*	
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
DIRECTOR	DOUG KERNER	1316 S 2100 E	GOODING	ID	USA 83330
DIRECTOR	HUBERT SHAW	411 S 750 E	DIETRICH	ID	USA 83324
DIRECTOR	JACK LOPER	1836 E 1700 S	GOODING	ID	USA 83330
DIRECTOR	RODDY ADAMS	548 N 650 W	SHOSHONE	ID	USA 83352
VICE PRESIDENT	ALTON HUYSER	126 E HWY 26	SHOSHONE	ID	USA 83352
TREASURER	ROBIN LEZAMIZ	980 E 720 N	RICHFIELD	ID	USA 83349
VICE PRESIDENT	RYAN TELFORD	1358 E 1120 N	RICHFIELD	ID	USA 83349
PRESIDENT	CARL PENDLETON	50 W 620 N	SHOSHONE	ID	USA 83352
DIRECTOR	ROBERT HUNTER HENDREN	954 N. 1150 E.	RICHFIELD	ID	USA 83349
5. Organized Under the Laws of: ID C 5856		6. Annual Report must be signed.* Signature: Jane Sabala Name (type or print): Jane Sabala Date: 08/02/2018 Title: Office Manager			
Processed 08/02/2018		* Electronically provided signatures are accepted as original signatures.			



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

March 11, 2019

BIG WOOD CANAL CO
409 N APPLE ST
SHOSHONE ID 83352

Re: Change in Ownership for Water Right No(s): 37-7848, 37-8178 & 37-8389

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 37