

RECEIVED

NOV 28 2018

DEPARTMENT OF
WATER RESOURCES

RECEIVED

OCT 19 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

OCT 15 2018

Department of Water Resources
Eastern Region

Form 42-248/42-1409(6) Rev. 1/15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
36-134B	Yes ☐	Yes ☐	36-15501	Yes ☐	Yes ☐
36-135A	Yes ☐	Yes ☐	36-17002	Yes ☐	Yes ☐
36-2551	Yes ☐	Yes ☐	permit	Yes ☐	Yes ☐
36-7694	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-8048	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Fremont Madison Irrigation District
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Henry's Fork Groundwater District
New owner(s) as listed on the conveyance document
- P.O. Box 15
Mailing address
208-624-3381
Telephone
- St. Anthony
City
- Name connector ☐ and ☐ or ☐ and/or
ID 83445
State ZIP
- Email caron.fried@myidaho.com

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: September 6, 2018

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: Alan Dalling Title, if applicable: Secretary Date: Oct. 11, 2018
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by [Signature] Date 10/15/18 Receipt No. ED44458 Receipt Amt. \$175.00
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 _____

WARRANTY DEED

FOR VALUE RECEIVED, **FREMONT MADISON IRRIGATION DISTRICT**, an Idaho irrigation district, of 350 N. 6th W., P.O. Box 15, St. Anthony, ID 83445, hereinafter called "Grantor", does hereby grant, sell and convey unto **HENRY'S FORK GROUNDWATER DISTRICT**, an Idaho groundwater district, whose address is in care of Racine Olson Nye Budge & Bailey, Chartered, P.O. Box 1391, Pocatello, ID 83204-1391, hereinafter called "Grantee", and its successors and assigns forever, all of its undivided interest of the real property, improvements and water rights located in Gooding County, State of Idaho, to-wit:

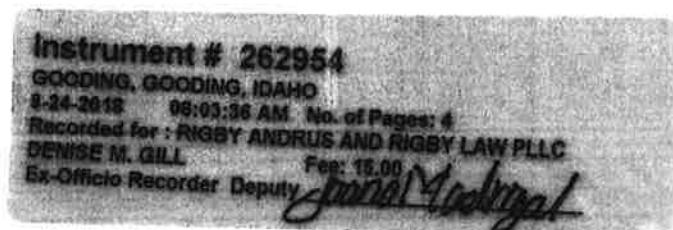
**SEE EXHIBIT "A-1" AND "A-2" ATTACHED HERETO AND
INCORPORATED BY REFERENCE**

TOGETHER WITH AND INCLUDING any and all fixtures and improvements, any and all appurtenances, tenements, and hereditaments, and any and all rents, issues, and profits that relate or otherwise pertain to the foregoing parcels of real property.

TO HAVE AND TO HOLD the Property unto Grantee and their successors and assigns forever.

Grantor does hereby covenant with and warrant Grantee that Grantor is lawfully seized in fee simple of the Property, has good right and lawful authority to sell and convey the Property, and that Grantor fully warrants the title to the Property and will defend the same against the lawful claims of all persons claiming by, through, or under the Grantor, but against none other.

SUBJECT TO easements, right of ways, boundary line agreements, other agreements or public record and all zoning, building and use laws or restrictions.



IN WITNESS WHEREOF, the Grantor hereunto set their hands this 6 day of ~~August~~ ^{September}, 2018.

Fremont Madison Irrigation District

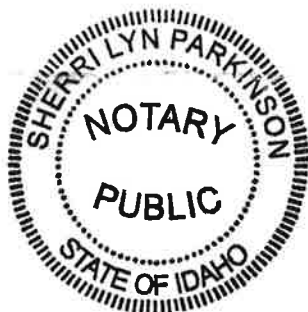
By: [Signature]
Name: Jeff Raybould
Title: Chairman

By: [Signature]
Name: George Crapo
Title: Secretary

STATE OF IDAHO)
)ss.
County of Fremont)

On this 6 day of ~~August~~ ^{September}, 2018 before me a notary public in and for said State, personally appeared Jeff Raybould and George Crapo known to be the Chairman and Secretary of the irrigation district that executed the instrument or the persons who executed this instrument on behalf of said irrigation district and acknowledged to me that such irrigation district 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.



[Signature]
Notary Public for Idaho
Residing at: Rexburg, Idaho
My commission expires: 7/13/24

EXHIBIT A-1

Real property in the County of Gooding, State of Idaho, described as follows:

A PARCEL OF LAND LOCATED IN A PORTION OF THE SOUTH ½ OF THE NORTHEAST ¼ OF SECTION 31, AND A PORTION OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼, AND A PORTION OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 32, TOWNSHIP 7 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, GOODING COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 31, MARKED BY A 5/8 INCH REBAR WITH 1.5 INCH ALUMINUM CAP, SEE CORNER PERPETUATION INST. NO. 124052; THENCE SOUTH 00°21'32" WEST, ALONG THE EAST BOUNDARY LINE OF SAID SECTION 31, (BASIS OF BEARING PER CENTRAL MERIDIAN OF CENTRAL ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 1315.44 FEET TO THE NORTH 1/16 CORNER ON THE EAST LINE OF SAID SECTION 31, BEING THE POINT OF BEGINNING;

THENCE SOUTH 89°39'53" EAST, ALONG THE NORTH 1/16 LINE OF SECTION 32, A DISTANCE OF 1329.53 FEET TO THE NORTHWEST 1/16 CORNER OF SAID SECTION 32; THENCE SOUTH 00°21'22" WEST, ALONG THE WEST 1/16 LINE OF SAID SECTION 32, A DISTANCE OF 1317.62 FEET TO THE CENTER-WEST 1/16 CORNER OF SAID SECTION 32; THENCE SOUTH 00°21'24" WEST, ALONG THE WEST 1/16 LINE OF SAID SECTION 32, A DISTANCE OF 105.29 FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 138541;

THENCE NORTH 76°53'09" WEST, ALONG THE NORTHERLY BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 2144.61 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 251246;

THENCE NORTH 17°06'33" EAST, ALONG THE EASTERLY BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 283.50 FEET TO THE APPROXIMATE CENTERLINE OF BILLINGSLEY CREEK;

THENCE ALONG THE APPROXIMATE CENTERLINE OF BILLINGSLEY CREEK FOR THE NEXT FIVE (5) COURSES:

- 1. NORTH 78°31'01" WEST A DISTANCE OF 192.79 FEET;**
- 2. NORTH 62°27'57" WEST A DISTANCE OF 140.06 FEET;**
- 3. NORTH 46°55'13" WEST A DISTANCE OF 158.11 FEET;**
- 4. NORTH 50°33'04" WEST A DISTANCE OF 479.57 FEET;**
- 5. NORTH 61°20'38" WEST A DISTANCE OF 76.50 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF S 1175 E BEING A COUNTY ROAD;**

THENCE ALONG THE EASTERLY RIGHT OF WAY LINE S 1175 E FOR A THE NEXT TWO (2) COURSES:

- 1. NORTH 34°21'16" WEST A DISTANCE OF 99.80 FEET TO A POINT OF TANGENCY OF A 220.50 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 55°38'44" EAST;**
- 2. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC LENGTH OF 67.82 FEET, THROUGH A CENTRAL ANGLE OF 17°37'19", (THE CHORD OF SAID CURVE BEARS NORTH 25°32'37" WEST A DISTANCE OF 67.55 FEET), TO A POINT ON THE NORTH 1/16 LINE OF SECTION 31;**

THENCE SOUTH 89°12'14" EAST, ALONG THE NORTH 1/16 LINE OF SAID SECTION 31, A DISTANCE OF 1636.28 FEET TO THE POINT OF BEGINNING.

EXHIBIT A-2

Rangen Water Rights

Options	Water	Basin	Volume	Unit	Application	Status	Active	Priority	Flow	Source	Water Use	Owner
Details	Water	36	134	B		Decreed	Active	10/09/1884	0.09	MARTIN-CURREN	DOMESTIC,	RANGEN INC
More Options												
Details	Water	36	135	A		Decreed	Active	4/1/1908	0.05	MARTIN-CURREN	DOMESTIC,	RANGEN INC
More Options												
Details	Water	36	2551			Decreed	Active	7/13/1962	48.54	MARTIN-CURREN	DOMESTIC, FISH	RANGEN INC
More Options												
Details	Water	36	7694			Decreed	Active	4/12/1977	26	MARTIN-CURREN	FISH PROPAGATION	RANGEN INC
More Options												
Details	Water	36	8048			Decreed	Active	12/21/1981	0.41	GROUND WATER	IRRIGATION	RANGEN INC
More Options												
Details	Water	36	15501			Decreed	Active	7/1/1957	1.46	MARTIN-CURREN	FISH PROPAGATION	RANGEN INC
More Options												
Details	Water	36	17002				Active	2/3/2014	21.8	BILLINGSLEY CREEK,	FISH PROPAGATION	RANGEN INC
More Options												
Details	WR	36	2551		79135		Active	7/13/1962	48.54	MARTIN-CURREN	DOMESTIC, FISH	RANGEN INC
More Options												
Details	WR	36	7694		79135		Active	4/12/1977	26	MARTIN-CURREN	FISH PROPAGATION	RANGEN INC
More Options												
Details	WR	36	15501		79135		Active	7/1/1957	1.46	MARTIN-CURREN	FISH PROPAGATION	RANGEN INC
More Options												

FILED EFFECTIVE

UNINCORPORATED NONPROFIT ASSOCIATION
APPOINTMENT OF AGENT FOR SERVICE OF PROCESS

2018 JAN -2 AM 9:52

SECRETARY OF STATE
STATE OF IDAHO

Assoc. #

U4624

(Assigned by the
Secretary of State Office)

To the Secretary of State of the State of Idaho:

1. The name of the nonprofit association is:
Henry Fork Groundwater District

2. The principal (street) address of the nonprofit association is:
350 North 6th West St. Anthony, Idaho 83445

The mailing address (if different than street address) is:
PO BOX 15 St. Anthony, Idaho 83445

3. The name and street address of the agent authorized to receive service of process for the association are: (Registered agent must be located at a street address in Idaho -- PO, PMB, and addresses outside Idaho are not acceptable.)

Aaron Dalling

Name

350 North 6th West St. Anthony, Idaho 83445

Address

Signature of agent:

Aaron Dalling

Dated:

12/29/17

Signature of a member

of the nonprofit association:

Aaron Dalling

Dated:

12/29/17

Secretary of State use only

FILE ONE COPY



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

January 02, 2019

JEFFERSON CLARK GROUND WATER DISTRICT
MAGIC VALLEY GROUND WATER DISTRICT
SOUTHWEST IRRIGATION DISTRICT
CAREY VALLEY GROUND WATER DISTRICT
MADISON GROUND WATER DISTRICT
BINGHAM GROUND WATER DISTRICT
AMERICAN FALLS ABERDEEN GROUND WATER DISTRICT
BONNEVILLE JEFFERSON GROUND WATER DISTRICT
NORTH SNAKE GROUND WATER DISTRICT
C/O RANDALL C BUDGE
PO BOX 1391
POCATELLO ID 83204-1391

HENRYS FORK GROUND WATER DISTRICT
PO BOX 15
SAINT ANTHONY ID 83445-0015

Re: Change in Ownership for Water Right No(s): 36-134B, 36-135A, 36-2551, 36-7694, 36-8048, 36-15501 and Assignment of Permit No. 36-17002

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 2

Enclosure(s)



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

December 19, 2018

HENRYS FORK GROUND WATER DISTRICT
PO BOX 15
SAINT ANTHONY ID 83445-0015

RE: Assignment of Permit Water Right Permit No(s): 36-17002

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:

 Assignment of Permit

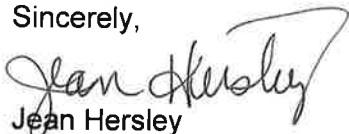
Because this water right is still in the permit stage, an Assignment of Permit will be required to complete the ownership change. Enclosed is an assignment form for your use. Please note the \$25 filing fee has already been paid. Please complete the assignment form, have it notarized and return to the Department.

Because the Department cannot process the request without proper form 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 not update the ownership of water right permit 36-17002 and a refund will be requested.

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 at (208) 287-4942.

Sincerely,



Jean Hersley
Technical Records Specialist II

Enclosure(s)