

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 25 2017

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?
37-10582	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-10580	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-10578	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-0367A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Alex Bilbao, Mary Bilbao #3 New Owners - Rosemarie Bilbao, Edward Bilbao
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Continued New Owners - Steven Bilbao, Stacie Ann Bilbao, Carl Alexander Haney
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 901 West 520 North Shoshone ID 83352
Mailing address City State ZIP
208-539-0932
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: 12-19-07
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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: Rosemarie Bilbao Edward Bilbao
 Signature of new owner/claimant Title, if applicable Date
Carl Alexander Haney Stacie Ann Bilbao
 Signature of new owner/claimant Title, if applicable Date
Stacie Ann Bilbao

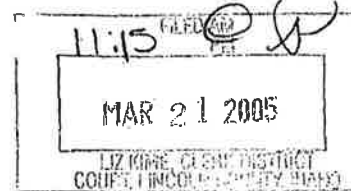
For IDWR Office Use Only:

Received by DM Date 10-25-2017 Receipt No. 5036434 Receipt Amt. \$200 -
 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 DM Date 11/20/2018

SUPPORT DATA

IN FILE # 37-367A

Gooding Co.



SEVERT SWENSON, JR.
ATTORNEY AT LAW
122 FOURTH AVENUE WEST
GOODING, IDAHO 83330
Telephone (208) 934-8414
Facsimile (208) 934-8486
Idaho State Bar No. 1111

Instrument # 224830
GOODING, GOODING, IDAHO
2008-01-09 03:10:07 No. of Pages: 3
Recorded for : SEVERT SWENSON
DENISE M. GILL Fee: 9.00
Ex-Officio Recorder Deputy *Denise M. Gill*

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF LINCOLN

IN THE MATTER OF THE ESTATE OF)
)
MARY BILBAO and)
ALEXANDER BILBAO)
aka ALEX BILBAO,)
)
Deceased.)

Case No. SP 2005-19
LETTERS TESTAMENTARY

Rosemarie Bilbao was duly appointed and qualified as Personal Representative of the estate of the above named decedents on the 21 day of March, 2005, by the Magistrate acting as Registrar with all authority pertaining thereto.

Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of the said personal representative.

WITNESS my signature and the Seal of this Court, this 21 day of March, 2005.

[Signature]
Magistrate

I hereby certify that the foregoing is a true copy of the original instrument on file in my office.

Dated January 7, 2008
By *[Signature]* Recorder



DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE

THIS DEED, made by Rosemarie Bilbao, as personal representative of the estates of Mary Bilbao and Alexander Bilbao a/k/a Alex Bilbao deceased, Grantor, to Rosemarie Bilbao, Steven Bilbao, Stacie Ann Bilbao Edward L. Bilbao and Carl Alexander Haney, Grantees, whose current address is 901 West 520 North, Shoshone, ID 83352.

WHEREAS, Grantor is the qualified personal representative of said estates, filed as Case No. CV 2005-19, in Lincoln County, Idaho;

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantees as tenant- in-common the following described real property in Lincoln County, Idaho:

STATE OF IDAHO, COUNTY OF LINCOLN

TOWNSHIP 5 SOUTH, RANGE 16 EAST, BOISE MERIDIAN

Section 8: NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ NW $\frac{1}{4}$ less and excepting the following:

That part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

Commencing at the North Quarter corner of said Section 8, Township 5 South, Range 16, East Boise Meridian:

Thence North 89°27' West for a distance of 213.91 feet to the True Point Of Beginning;

Thence South 0°33' West for a distance of 91.00 feet;

Thence North 89°27' West for a distance of 208.86 feet;

Thence North 33°27' West for a distance of 109.77 feet;

Thence South 89°27' East for a distance of 270.24 feet to the True Point of Beginning

Together with all appurtenances and water rights.

EXECUTED this 19th day of December, 2007

Rosemarie Bilbao
Personal Representative of the estates of Mary Bilbao
and Alexander Bilbao, deceased.

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <u>Severt Swenson, Jr.</u>	184321
JAN 07 2008	
at <u>53</u> minutes past <u>2</u> P.M.	
recorded by <u>Emily Aubrey</u>	
Fee: <u>6</u> Return to: <u>Raymond</u>	

STATE OF IDAHO

)

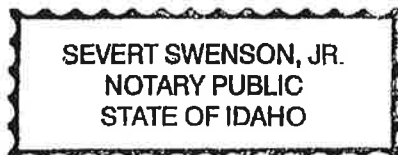
: ss

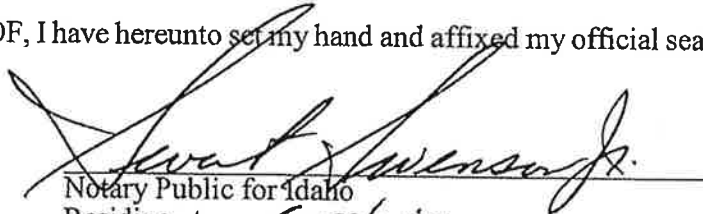
COUNTY OF GOODING

)

On this 19th day of December, 2007, before me, the undersigned, a notary public in and for said state, personally appeared, Rosemarie Bilbao, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Mary Bilbao and Alexander Bilbao, deceased, and acknowledged to me that (s)he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.




Notary Public for Idaho
Residing at Gooding
My commission expires: 13/13/2010

RECEIVED

OCT 22 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

LINCOLN COUNTY

Recorded for:
TITLEONE - TWIN FALLS
04:23:13 PM 10-19-2018

0000200460

No. Pages 2 Fee: \$15.00
BRENDA FARNWORTH
County ClerkDeputy: JH
Electronically Recorded by Simplifile

PERSONAL REPRESENTATIVE'S DEED

**THIS DEED IS BEING EXECUTED TO ADD THE SW1/4NE1/4 OF SECTION 8
WHICH WAS INADVERTENTLY LEFT OFF OF DEED RECORDED JANUARY 7,
2008 AS INSTRUMENT NO. 184320**

THIS DEED is made by Rosemarie Bilbao, as personal representative of the estates of Mary Bilbao and Alexander Bilbao a/k/a Alex Bilbao, both Deceased (hereinafter "Grantor"), to Rosemarie Bilbao, Steven Bilbao, Stacie Ann Bilbao, Edward L. Bilbao and Carl Alexander Haney (hereinafter "Grantee"), whose address is 901 West 520 North Shoshone, Idaho 83352.

WHEREAS, Grantor is the qualified personal representative of said Estate(s), filed as Case No. CV 2005-19, in Lincoln County, Idaho;

NOW THEREFORE, for good and valuable consideration received, Grantor does hereby convey, release, remise and forever transfer unto Grantee all of Grantor's interest in the following described premises located in Lincoln County, Idaho more particularly described as:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 8:

SW1/4NE1/4

Together with all appurtenances and water rights.

To have and to hold said premises, unto the said grantees, heirs and assigns forever.

Dated this 2nd day of October, 2018.

By:

Rosemarie Bilbao

Rosemarie Bilbao,

Personal Representative of the estates of
Mary Bilboa and Alexander Bilbao aka Alex
Bilbao, both deceased

STATE OF Idaho)
COUNTY OF Jerome) ss

On this 2nd day of October, 2018, before me, the undersigned, a notary public in and for said state, personally appeared, Rosemarie Bilboa, 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 Mary Bilboa and Alexander Bilbao, , deceased, and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Debra L. Schvaneveldt
NOTARY PUBLIC

Residing at: Jerome, Idaho

My Commission Expires: 10-26-22

DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE

THIS DEED, made by Rosemarie Bilbao, as personal representative of the estates of Mary Bilbao and Alexander Bilbao a/k/a Alex Bilbao deceased, Grantor, to Rosemarie Bilbao, Steven Bilbao, Stacie Ann Bilbao Edward L. Bilbao and Carl Alexander Haney, Grantees, whose current address is 901 West 520 North, Shoshone, ID 83352.

WHEREAS, Grantor is the qualified personal representative of said estates, filed as Case No. CV 2005-19, in Lincoln County, Idaho;

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

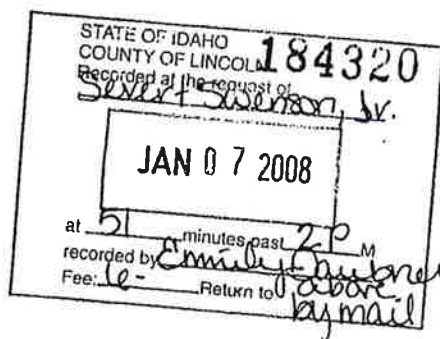
THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantees as tenant- in-common the following described real property in Lincoln County, Idaho:

STATE OF IDAHO, COUNTY OF LINCOLN
TOWNSHIP 5 SOUTH, RANGE 16 EAST, BOISE MERIDIAN
Section 8: SE $\frac{1}{4}$ NE $\frac{1}{4}$,

Together with all appurtenances and water rights.

EXECUTED this 19th day of December, 2007

Rosemarie Bilbao
Personal Representative of the estates of Mary Bilbao
and Alexander Bilbao, deceased.



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SS

)

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F, I have hereunto set my hand and affixed my official seal.


Notary Public for Idaho
Residing at Gooding
My commission expires: 3/13/2010

Notary Public for Idaho

Residing at Gooding

My commission expires: 3/13/2010

GGL-10827

Deed of Distribution
By Personal Representative

For Value Received

Rosemarie Bilbao, as personal representative of the Estates of Mary Bilbao and Alexander Bilbao a/k/a Alex Bilbao deceased,

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

Rosemarie Bilbao, Steven Bilbao, Stacie Ann Bilbao, Edward L. Bilbao and Carl Alexander Haney
ADDRESS: 901 West 520 North, Shoshone, ID 83352

Hereinafter called the grantee, the following described premises, in Lincoln County, Idaho to-wit:

Township 5 South, Range 16 East of the Boise Meridian, Lincoln County, Idaho

Section 8: NW1/4NE1/4

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated:

Rosemarie Bilbao

Rosemarie Bilbao, Personal Representative of the
Estates of Mary Bilbao and Alexander Bilbao, deceased

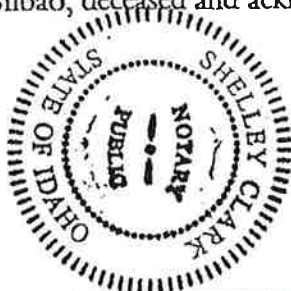
STATE OF IDAHO)

COUNTY OF)

ss.



On this 7 day of Oct, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Rosemarie Bilbao, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Mary Bilbao and Alexander Bilbao, deceased and acknowledged to me that she executed the same as such Personal Representative.



Shelley Clark
Notary Public
Residing at: Shoshone, Idaho
My Commission expires: 12-7-2016

189608

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <u>Land Title + Escrow</u>
NOV 09 2010
at <u>18</u> minutes past <u>12</u> PM recorded by <u>J. Legasista</u> Fee: <u>10.00</u> Return to: <u>above by hand</u>

Gooding CO

Instrument # 224001
GOODING, GOODING, IDAHO
2008-01-09 03:39:42 No. of Pages: 2
Recorded for : SEVERT, SWENSON JR
DENISE M. GILL Fee: 6.00
Ex-Officio Recorder Deputy *AL*

DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE

THIS DEED, made by Rosemarie Bilbao, as personal representative of the estates of Mary Bilbao and Alexander Bilbao a/k/a Alex Bilbao deceased, Grantor, to Rosemarie Bilbao, Steven Bilbao, Stacie Ann Bilbao Edward L. Bilbao and Carl Alexander Haney, Grantees, whose current address is 901 West 520 North, Shoshone, ID 83352.

WHEREAS, Grantor is the qualified personal representative of said estates, filed as Case No. CV 2005-19, in Lincoln County, Idaho;

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantees as tenant-in-common the following described real property in Gooding County, Idaho:

STATE OF IDAHO, COUNTY OF GOODING
TOWNSHIP 5 SOUTH, RANGE 16 EAST, BOISE MERIDIAN

Section 6: E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 7: E $\frac{1}{2}$ NE $\frac{1}{4}$

Together with all appurtenances and water rights.

EXECUTED this 19th day of December, 2007

Rosemarie Bilbao

Personal Representative of the estates of Mary Bilbao
and Alexander Bilbao, deceased.

STATE OF IDAHO

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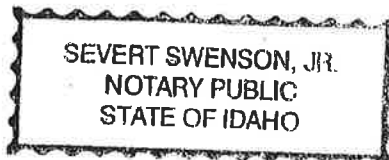
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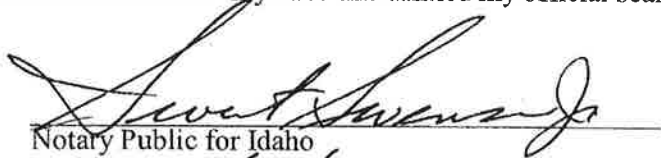
COUNTY OF GOODING

)

On this 19th day of December 2007, before me, the undersigned, a notary public in and for said state, personally appeared, Rosemarie Bilbao, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Mary Bilbao and Alexander Bilbao, deceased, and acknowledged to me that (s)he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.




Notary Public for Idaho
Residing at Gooding
My commission expires: 3/13/2010



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

November 21, 2018

STEVEN BILBAO
ROSEMARIE BILBAO
STACIE A BILBAO
EDWARD BILBAO
CARL A HANEY
901 W 520 N
SHOSHONE ID 83352-5163

Re: Change in Ownership for Water Right No(s): 37-367A, 37-10578, 37-10580, 37-10582
and Notice of Security Interest for Water Right No(s): 37-367A, 37-10578, 37-10580, 37-10582

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 also acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to D L Evans Bank. 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,

Denise Maline
Administrative Assistant I

Enclosure(s)

c: D L Evans Bank, Jerome



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

August 08, 2018

ROSEMARIE BILBAO
901 W 520 N
SHOSHONE ID 83352

RE: Change in Ownership Water Right No(s): 37-367 A

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:

During our review of the documentation you submitted we found discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. I have enclosed a copy of the water right(s) for your reference. Specifically, the SWNE of Section 8, Township 5 south, Range 16 east was not conveyed in the Deed of Distribution. Please submit a corrected deed or other conveyance document that conveys the SWNE to the parties shown on the notice.

Because the Department cannot process the Notice without proper documentation, 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 return your notice and all attachments and your notice will not be processed.

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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

c: D L Evans Bank