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OCT 02 2018

DEPARTMENT OF
WATER RESOURCES

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WATER RESOURCES
WESTERN REGIONSTATE 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?
67-95	Yes ☒	Yes ☐		Yes ☐	Yes ☐
67-15306	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: JW Holmes & Sons
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Phil Holmes & Sons LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 973 Grays Creek Rd Indian Valley Id 83632
Mailing address City State ZIP
- 208-256-4455
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: Aug 31, 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: Philip J. Holmes MEMBER 9-29-18
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE # 67-95

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. W046804 Receipt Amt. _____

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 dh Date 10-10-18

WARRANTY DEED

For Value Received, J.W. HOLMES & SONS, an Idaho partnership

the grantor, does hereby grant, bargain, sell and convey unto

PHIL HOLMES & SONS, LLC an Idaho limited liability company

the grantee, whose address is: 973 Grays Creek Road, Indian Valley, ID 83632

the following described premises, in Adams County, Idaho, to-wit:

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 1: N1/2SW1/4, S1/2SE1/4SW1/4NW1/4 and the S1/2S1/2SE1/4NW1/4
and
Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 34: S1/2NW1/4

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: 08/31/18

John W. Holmes Jr
JOHN W. HOLMES JR.

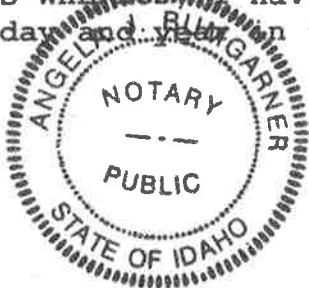
Philip J. Holmes
PHILIP J. HOLMES

Dawn M. Holmes
DAWN M. HOLMES

STATE OF IDAHO)
County of Adams) ss

On this 31st day of August, in the year of 2018, before me, a Notary Public for Idaho, personally appeared JOHN W. HOLMES JR., PHILIP J. HOLMES and DAWN M. HOLMES known or identified to me to be the Partners in J.W. HOLMES & SONS, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

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



Angela Bumgarner
Notary Public for Idaho
Residing at: Cambridge, ID
Commission expires: 8-8-21



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

Title 30, Chapters 21 and 25, Idaho Code

Base Filing fee: \$100.00 typed, \$120 not typed

Complete and submit the application in duplicate.

FILED EFFECTIVE

2018 JUN 26 AM 11:07

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

Phil Holmes & Sons LLC

(Remember to include the words "Limited Liability Company," "Limited Company," or the abbreviations L.L.C., LLC, or LC)

2. The complete street and mailing addresses of the principal office is:

973 Grays Creek Rd., Indian Valley, ID 83632

(Street Address)

(Mailing Address, if different)

3. The name and complete street address of the registered agent:

Roberta Newhouse

1015 W Hays, Boise, ID 83709

(Name)

(Address)

4. The name and address of at least one governor of the limited liability company:

Phil Holmes

973 Grays Creek Rd., Indian Valley, ID 83632

(Name)

(Address)

Diana Holmes

973 Grays Creek Rd., Indian Valley, ID 83632

(Name)

(Address)

Jeffrey Holmes

973 Grays Creek Rd., Indian Valley, ID 83632

(Name)

(Address)

Brian Holmes

973 Grays Creek Rd., Indian Valley, ID 83632

(Name)

(Address)

5. Mailing address for future correspondence (annual report notices):

973 Grays Creek Rd., Indian Valley, ID 83632

(Address)

Signature of organizer(s).

Printed Name: **Phil Holmes**

Signature: Phil Holmes

Printed Name: _____

Signature: _____

Secretary of State use only

IDAHO SECRETARY OF STATE

06/26/2018 05:00

CR: CASH CT: 359712 BH: 1650790
1@ 100.00 = 100.00 ORGAN LLC #2

W 204313

Close

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WHITEMAN PLACE PASTURE 12 ACRES
 WHITEMAN PLACE FIELDS 70 ACRES

TO DAWN HOLMES

TO PHIL HOLMES & SONS LLC

4/28/2018

WATER RIGHT NO. 67-95

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J W HOLMES & SONS 948 GRAYS CREEK RD INDIAN VALLEY, ID 83632 2082564457
Original Owner	JACOB CORNETT

Priority Date: 07/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	FALL CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	1.64 CFS	
Total Diversion			1.64 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM Rediversion	NESE	Sec. 35	Township 15N	Range 01E	ADAMS County
UNNAMED STREAM	SWNW	Sec. 36	Township 15N	Range 01E	ADAMS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
15N	01W	34		SWNE	12									
				SWNW	35		SENE	35						

Dawn Holmes

Total Acres: 82

Phil Holmes & Sons LLC

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates:

Licensed Date:

Decreed Date: 12/11/2008

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 67A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

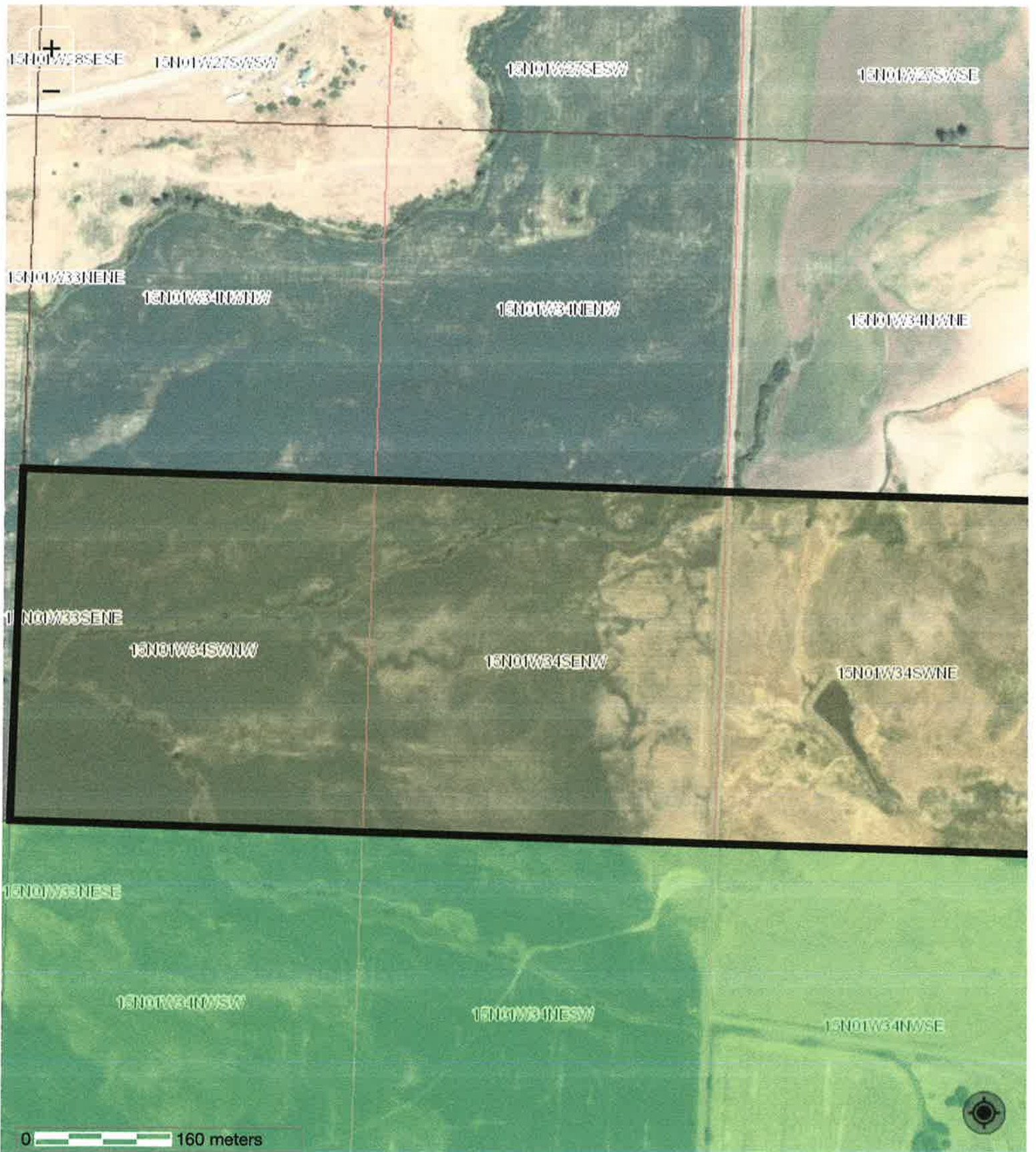
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

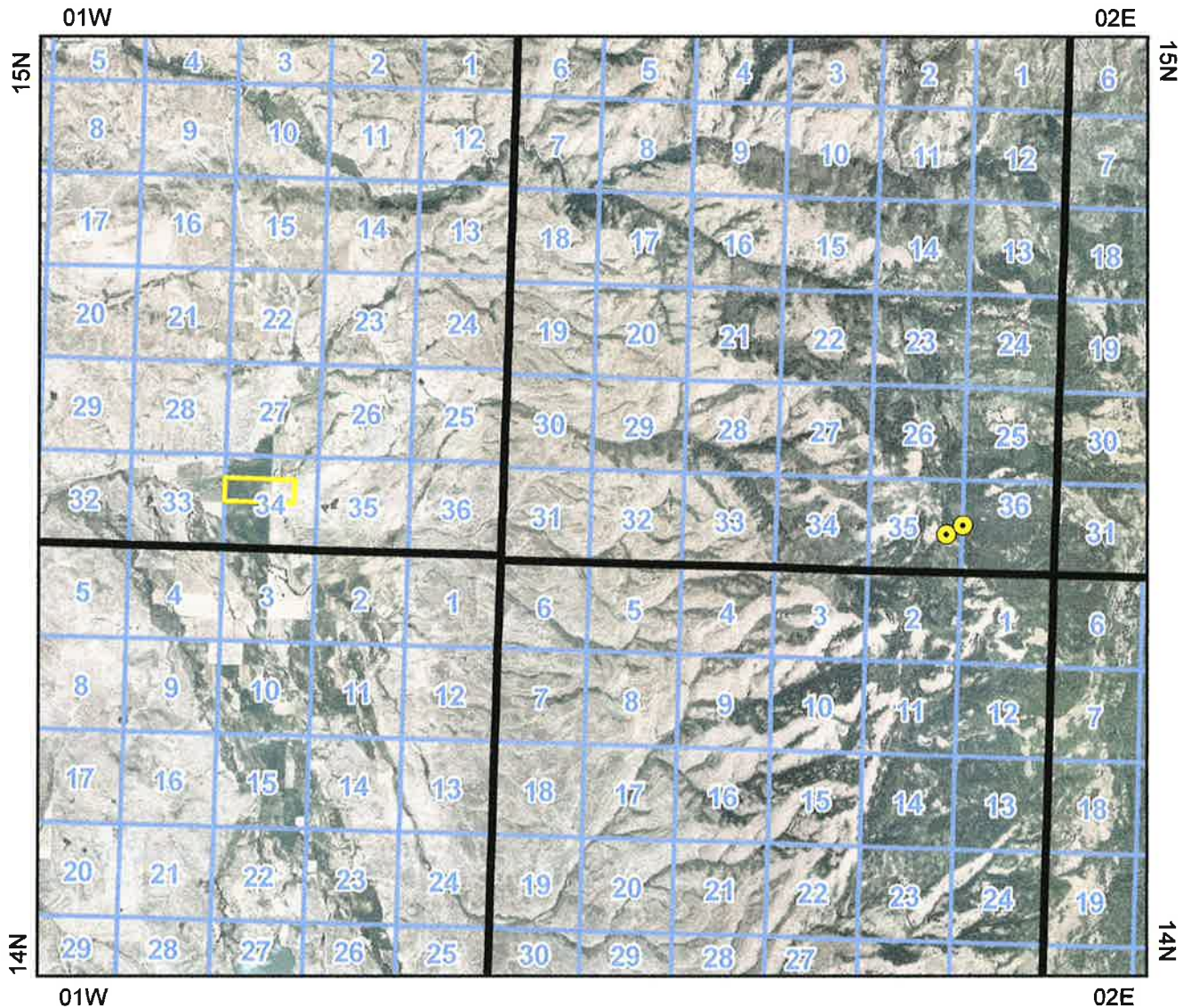


State of Idaho
Department of Water Resources

Water Right 67-95

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



0 1.25 2.5 5 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections





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

October 10, 2018

Gary Spackman

Director

PHIL HOLMES & SONS LLC
973 GRAYS CREEK RD
INDIAN VALLEY ID 83632-5010

Re: Change in Water Right Ownership: 67-95 (Split into **67-95** and 67-15306)

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

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) 287-4920.

Sincerely,

Debbi Judd

Technical Records Specialist

Enclosures

c: Water District 67A