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

RECEIVED
SEP 19 2018
DEPARTMENT OF WATER RESOURCES

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?
65-22296	Yes ☒	Yes ☐		Yes ☐	Yes ☐
65-23807	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Darius T. Bailey
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Michael & Amanda Ruffner
   New owner(s) as listed on the conveyance document — Name connector ☒ and ☐ or ☐ and/or

   1326 E. Prairie View Drive — Mailing address
   Eagle — City
   ID — State
   83616 — ZIP
   208-871-9090 — Telephone
   mjruffne@asu.edu — 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: July 2nd, 2016.

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.

   SUPPORT DATA
   IN FILE # 65-22296

   ☐ 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: Mike Ruffner — Signature of new owner/claimant; Title, if applicable; Date 8/26/18
   Signature: Amanda Ruffner — Signature of new owner/claimant; Title, if applicable; Date 8/26/18

For IDWR Office Use Only:

Receipted by [illegible] Date 9-19-18 Receipt No. C 105678 Receipt Amt. 100.00

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 [illegible] Date 9-25-18

Instrument # 251283
IDAHO CITY, BOISE COUNTY, IDAHO
06-30-2016 13:42:23 PM No. of Pages: 1
Recorded for: TITLEONE BOISE
MARY T. PRISCO Fee: $10.00
Ex-Officio Recorder Deputy shirley george
Index to: DEEDS
Electronically Recorded by Simplifile

TitleOne
a title & escrow co.

Order Number: 16273591

Warranty Deed

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

For value received,

Larry E. Smith and Linda L. Smith, husband and wife

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

Michael J. Ruffner and Amanda G. Ruffner, husband and wife

whose current address is 1326 E. Prairie View Dr. Eagle, ID 83616

the grantee, the following described premises, in Boise County, Idaho, to wit:

Lot 13 in Block 2 of Middlefork Meadows, formerly known as Bailey Estates Subdivision, according to the official plat thereof, filed as Instrument No. 88247, and as Amended by an Affidavit recorded July 18, 1979 as Instrument No. 92304, official records of Boise County, Idaho.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its 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.

Dated: June 27, 2016

Larry E. Smith
Larry E. Smith

Linda L. Smith
Linda L. Smith

State of Idaho
County of Canyon

On this 30th day of June in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Larry E. Smith and Linda L. Smith, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Emily Williams
Notary Public
Residing In: Residing in: Caldwell, ID
My Commission Expires: Commission Expires: 10/12/2018
(seal)

EMILY WILLIAMS
NOTARY
PUBLIC
STATE OF IDAHO

Idaho Association of REALTORS®

JULY 2015 EDITION
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RE-13 COUNTER OFFER # 1 (1,2,3 etc.)

THIS COUNTER OFFER SUPERSEDES ALL PRIOR COUNTER OFFERS

THIS IS A LEGALLY BINDING CONTRACT, READ THE ENTIRE DOCUMENT, INCLUDING ANY ATTACHMENTS. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY AND/OR ACCOUNTANT BEFORE SIGNING.

This is a COUNTER OFFER to the Purchase and Sale Agreement Dated: 6/15/2016

ADDRESS: Lot 13 Pyle Creek ID#: ruffnersmith

BUYER: Michael J. Ruffner Amanda G. Ruffner

SELLER: Larry E. Smith and Linda L. Smith

The parties accept all of the terms and conditions in the above-designated Purchase and Sale Agreement with the following changes:
☒**This is a SELLER counter offer.** The SELLER reserves the right to withdraw this offer or accept any other offers prior to the receipt of a true copy of signed acceptance of this Counter Offer within the time frame specified herein.
☐**This is a BUYER counter offer.** The undersigned BUYER reserves the right to withdraw this offer at any time prior to the receipt of a true copy of signed acceptance of this Counter Offer within the time frame specified herein.

Purchase price to be $94,000 - ninety-four thousand and 00/100
All other terms to remain the same.

To the extent the terms of this Counter Offer modify or conflict with any provisions of the Purchase and Sale Agreement including all prior Addendums, the terms in this Counter Offer shall control. **All other terms of the Purchase and Sale Agreement including all prior Addendums not modified by this Counter Offer shall remain the same.** Buyer and Seller acknowledge the down payment and/or loan amount on Page 1 of Purchase & Sale Agreement may change if purchase price is changed as part of this Counter Offer. Upon its execution by both parties, this agreement is made an integral part of the aforementioned Agreement.

If a signed acceptance is not delivered on or before (date): 6/17/16 at 4 ☐A.M. ☒P.M. this Counter Offer shall be deemed to have expired.

DELIVERY: Delivery shall be to the agent/broker working with the maker of the Counter Offer in person, by mail, facsimile or electronic transmission of any signed original document, and retransmission of any signed original document. Retransmission of any signed facsimile or electronic transmission shall be deemed to be the same as delivery of an original.

SELLER Larry E Smith Date 6-16-16 Time 12:05 ☐A.M. ☐P.M.

SELLER Linda L. Smith Date 6-16-16 Time 12:05 ☐A.M. ☐P.M.

BUYER Mike Ruffner Date 6/20/16 Time ☐A.M. ☐P.M.

BUYER Amanda Ruffner Date 6/20/16 Time ☐A.M. ☐P.M.

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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

September 25, 2018

MICHAEL J RUFFNER
AMANDA G RUFFNER
1326 E PRAIRIE VIEW DR
EAGLE ID 83616-7026

Re: Change in Water Right Ownership: 65-22296 (Split into 65-22296 and ***65-23807***)

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) 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.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 I

Enclosures

c: DARIUS T BAILEY
Water District 65