

RECEIVED

AUG 20 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern 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?
11-3763 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Correct Pool	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Charlene H. Olerenshaw
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Timothy & Jodi Gaines
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 1296 Bailey Creek Rd Soda Springs ID 83276
Mailing address City State ZIP
- (208) 220-4722 jgaines1254@gmail.com
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: July 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):
 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: [Signature] Title, if applicable _____ Date 8/10/18
Signature of new owner/claimant

Signature: [Signature] Title, if applicable _____ Date 8/10/18
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 8/20/2018 Receipt No. ED44320 Receipt Amt. \$25.-

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 [Signature] Processed by [Signature] Date 8/29/2018

EXHIBIT A

Township 9 South, Range 42 East of the Boise Meridian:

Sections 29 and 32: A tract of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 32, more particularly described as follows:

**Beginning at a point 5062.2 feet North and 29.9 feet East from the South Quarter corner of said Section 32, said point being on the Easterly Right of Way line of the Bailey Creek Road;
Thence East 387.9 feet;
Thence North 482.9 feet;
Thence West 300.2 feet;
Thence South 72°56' West 205.1 feet to the Easterly Right of Way line of the Bailey Creek Road;
Thence South 9°42' East along said Right of Way line 207.9 feet, more or less, to the South line of said Section 29;
Thence East 43.5 feet, more or less, to the South Quarter corner of said Section 29;
Thence Southerly along the Easterly Right of Way line of Bailey Creek Road to a point South 7°49' East 219.8 feet, said point being the point of beginning.
TOGETHER WITH Idaho Department of Water Resources Water Right No. 11-376B**

6/18/2018

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOE S OLORENSHAW . ZZ

Status: Active

Tributary
BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/20	9/30	0.100 CFS	
	<u>Total Diversion</u>		0.100 CFS	

BAILEY CREEK SWSE Sec. 29, Twp 09S, Rge 42E, CARIBOU County

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	42E	29												1.0			2.0		3.0
09S	42E	32		2.0															2.0

POU Total Acres: 5.0

1.	01D	A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2.	005	Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.
3.		TRANS. 3076. AC. IRR. = 4.82.

N/A

N/A

N/A

State of Idaho
Department of Water Resources

Water Right
11-376B

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.

42E



- ⊙ Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.035 0.07 0.14 Miles



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
241 S Main Street Suite 1
Soda Springs, ID 83276

Instrument # 201343

CARIBOU COUNTY, IDAHO
07-31-2018 14:12:69 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE CO, INC - SODA
Denise Horsley Fee: \$15.00
Ex-Officio Recorder Deputy Denise Horsley
Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **686648SOD (ch)**

Date: **July 24, 2018**

For Value Received, **Charlene H. Olorenshaw, individually and as surviving spouse of Joe S. Olorenshaw, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Timothy Gaines and Jodi Gaines, husband and wife**, hereinafter called the Grantee, whose current address is **1296 Bailey Creek Rd., Soda Springs, ID 83276**, the following described premises, situated in **Caribou County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

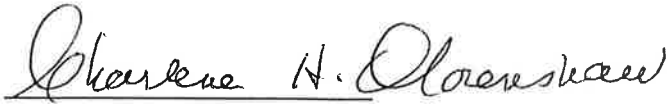
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 07/24/2018

Warranty Deed
- continued

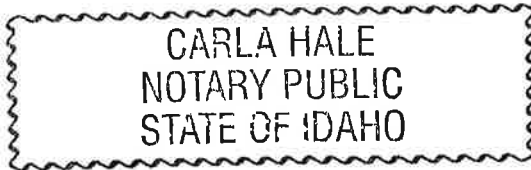
File No.: 686648SOD (ch)



Charlene H. Olorenshaw

STATE OF Idaho)
COUNTY OF Caribou)
SS.

On this 31st day of July, 2018, before me, a Notary Public in and for said State, personally appeared **Charlene H. Olorenshaw**, 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.




Notary Public for the State of Idaho
Residing at: Soda Springs, Idaho
My Commission Expires: 12/12/2020



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

September 4, 2018

TIMOTHY GAINES
JODI GAINES
1296 BAILEY CREEK RD
SODA SPRINGS ID 83276-5503

Re: Change in Ownership for Water Right No(s): 11-376B

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) 525-7161.

Sincerely,

Jonie Barg
Technical Records Spec I

Enclosure(s)

cc: Water District 11A