

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

RECEIVED  
AUG 01 2018  
DEPT. OF WATER RESOURCES  
SOUTHERN REGION

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 37-691 E              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 37-10426              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Robert and Arlene Ballard  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Edgar William Hays II  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- PO Box 123      Shoshone      ID      83352  
Mailing address      City      State      ZIP
- 208-390-9979      \_\_\_\_\_  
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: 5-29-2018
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: Edgar William Hays II      \_\_\_\_\_      7-23-2018  
Signature of new owner/claimant      Title, if applicable      Date

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

**For IDWR Office Use Only:**

Received by DM      Date 8-1-2018      Receipt No. 5036883      Receipt Amt. \$50-

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 \_\_\_\_\_



LINCOLN COUNTY  
Recorded for:  
TITLEONE - TWIN FALLS  
03:31:29 PM 05-29-2018  
**0000199899**  
No. Pages 2 Fee: \$15.00  
BRENDA FARNWORTH  
County Clerk  
Deputy: CS  
Electronically Recorded by Simplifile

Order Number: 18311009

### Warranty Deed

For value received,

**Ralph E. Ballard, Successor Trustee of The Robert and Arlene Ballard Trust dated November 28, 2000,**

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

**Edgar William Hays II, a single man**

whose current address is PO Box 123 Shoshone, ID 83352

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

TOWNSHIP 5 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 35: Part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , described as follows:

Beginning at the Southwest corner of Section 35 in Township 5 South, Range 17 East Boise Meridian, said corner marked by a U.S. GLO iron pipe with brass cap on top;  
Thence North 00°34'42" West (North 0°17'34" West, Rec.) along the West line of Section 35 for a distance of 401.20 feet (400.61 feet, Rec.) to the Northerly right of way of the Union Pacific Railroad;  
Thence South 62°41'39" East (62°25'34" East, Rec.) along the tangent of said railroad right of way for a distance of 176.63 feet (176.73 feet, Rec.) to the PT of said curve;  
Thence South 63°36'42" East (South 63°20'21" East, Rec.) along said railroad right of way for a distance of 387.94 feet (387.05 feet, Rec.) to THE POINT OF BEGINNING;  
Thence North 16°19'04" East (North 16°42'50" East, Rec.) for a distance of 229.78 feet (229.77 feet, Rec.) to a ½ inch rebar;  
Thence South 86°49'38" East (South 86°36'10" East, Rec.) for a distance of 134.75 feet to a ½ inch rebar;  
Thence South 86°49'38" East (South 86°36'10" East, Rec.) for a distance of 34.05 feet to the centerline of the Little Wood River;  
Thence South 05°40'24" West (South 5°53'18" West, Rec.) along said centerline for a distance of 182.24 feet (182.33 feet, Rec.);  
Thence South 38°52'16" East (South 38°39'18" West, Rec.) along said centerline for a distance of 36.64 feet (36.66 feet, Rec.);  
Thence South 74°24'46" East (South 74°11'52" East, Rec.) along said centerline for a distance of 100.53 feet (100.58 feet, Rec.);  
Thence North 89°34'12" East (North 89°47'01" East, Rec.) along said centerline for a distance of 79.41 feet (79.45 feet, Rec.);  
Thence South 00°39'26" East (South 0°21'34" East, Rec.) for a distance of 41.12 feet to a ½ inch rebar;  
Thence South 00°39'26" East (South 0°21'34" East, Rec.) for a distance of 82.23 feet to a ½ inch rebar on the South line of Section 35;  
Thence North 89°57'17" West (North 89°40'23" West, Rec.) along said section line for a distance of 116.69 feet (117.62 feet, Rec.) to a ½ inch rebar on the Northerly right of way of the Union Pacific Railroad;  
Thence North 63°36'42" West (North 63°20'21" West, Rec.) along said right of way for a distance of 333.82 feet (333.63 feet, Rec.) to THE POINT OF BEGINNING.

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: May 23, 2018

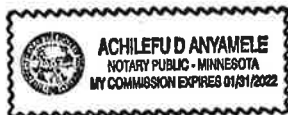
The Robert and Arlene Ballard Trust dated November 28, 2000

By: Ralph E. Ballard  
Ralph E. Ballard, Successor Trustee

State of MINNESOTA, County of HENNEPIN, ss.

On this 05/23/18 day of May in the year of 2018, before me, the undersigned, a notary public in and for said state personally appeared Ralph E. Ballard, known or identified to me to be the person whose name is subscribed to the within instrument, as successor trustee of the Robert and Arlene Ballard Trust dated November 28, 2000 and acknowledged to me that he/she executed the same as successor trustee.

[Signature]  
Notary Public  
Residing In: Hennepin County  
My Commission Expires: 01/31/2022  
(seal)





**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](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

August 02, 2018

EDGAR W HAYS II  
PO BOX 123  
SHOSHONE ID 83352-0123

Re: Change in Ownership for Water Right No(s): 37-691E and 37-10426

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) 736-3033.

Sincerely,

Trish Fawcett  
Technical Records Specialist

Enclosure(s)

c: TitleOne (18311009)