

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

RECEIVED  
JUL 25 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 43-10833              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-11135              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-11136              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-11137              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-11138              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Barbara E. Gardiner, Golden F. Gardiner, and Nathan F. Gardiner  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nathan F. Gardiner  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- |                           |                                 |            |              |
|---------------------------|---------------------------------|------------|--------------|
| <u>3041 S. Alfani Way</u> | <u>Meridian</u>                 | <u>ID.</u> | <u>83642</u> |
| Mailing address           | City                            | State      | ZIP          |
| <u>208-898-9053</u>       | <u>ngardiner@idahopower.com</u> |            |              |
| 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: \_\_\_\_\_
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.

**SUPPORT DATA**

**IN FILE # 43-10833**

8. Signature: [Signature]      Title, if applicable: \_\_\_\_\_      Date: July 23, 2018  
 Signature of new owner/claimant
- Signature: \_\_\_\_\_      Title, if applicable: \_\_\_\_\_      Date: \_\_\_\_\_  
 Signature of new owner/claimant

**For IDWR Office Use Only:**

Received by Am      Date 7-25-2018      Receipt No. 5036874      Receipt Amt. \$125-  
 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 \_\_\_\_\_



CASSIA COUNTY  
RECORDED FOR:  
TITLEONE - TWIN FALLS  
04:18:45 PM 07-23-2018  
**2018-002859**  
NO. PAGES: 2 FEE: \$15.00  
JOSEPH W. LARSEN  
COUNTY CLERK  
DEPUTY: CVELASQUEZ  
Electronically Recorded by Simplifile

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

Order Number: 18315822

## WARRANTY DEED

For Value Received,

Spence A. Gardiner also known as Spence Gardiner, as Personal Representative of the Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner, the Grantor, does hereby grant, bargain sell and convey unto, Nathan F. Gardiner, whose current address is 3041 S Alfani Way, Meridian, ID 83642, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 31: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$

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.

This Warranty Deed is Executed pursuant to Letters Testamentary dated and Recorded on September 4<sup>th</sup>, 2014, Instrument No. 2014-003610, records of Cassia County, Idaho, and Letters and Testamentary dated and Recorded on January 23<sup>rd</sup>, 2018, Instrument No. 2018-000372, records of Cassia County, Idaho.

Dated: July 20, 2018



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Dated: July 20, 2018

Estates of Golden F. Gardiner and Barbara E. Gardiner, also known as Barbara J. Gardiner

BY: Spence A. Gardiner

Spence A. Gardiner also known as Spence Gardiner, Personal Representative

State of Idaho, County of Cassia, ss.

On this 23<sup>rd</sup> day of July in the year of 2018, before me, the undersigned, a notary public in and for said state, personally appeared Spence A. Gardiner, also known as Spence Gardiner, 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 Golden F. Gardiner and Barbara E. Gardiner and acknowledged to me that he executed the same as such personal representative of the Estates of Golden F. Gardiner and Barbara E. Gardiner.

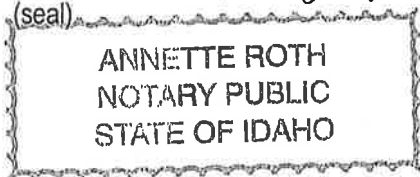
Annette Roth

Notary Public

Residing In: Rupert, ID

My Commission Expires: 8-4-2023

(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

July 25, 2018

NATHAN F GARDINER  
3041 S ALFANI WAY  
MERIDIAN ID 83642-7941

Re: Change in Ownership for Water Right No(s): 43-10833, 43-11135, 43-11136, 43-11137 & 43-11138

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 (18315822)



**TitleOne**

a title & escrow co.

July 24, 2018

Trish Fawcett  
ID Dept. of Water Resources  
650 Addison Avenue West, Ste. 500  
Twin Falls, ID 83301

RECEIVED  
JUL 25 2018  
DEPT OF WATER RESOURCES  
SOUTHERN REGION

RE: TitleOne File No. 18315822  
Nathan F. Gardiner/Estate of Golden & Barbara Gardiner

Dear Trish:

Enclosed with this letter please find the following documents:

1. The original executed Notice of Change in Water Right Ownership.
2. A copy of the recorded Warranty Deed.
3. TitleOne Corporation's check no. 15938 made payable to the Idaho Department of Water Resources in the amount of \$125.00 for the transfer fees.

Please make the necessary changes in the records to indicate Nathan F. Gardiner as the new owner. Please send a receipted copy to this office.

Should you have any questions, or if TitleOne Corporation may be of further assistance, please do not hesitate to contact this office.

Very truly yours,  
TITLEONE CORPORATION

Nancy Garrett  
Administrative Assistant

AR/nrg  
Enc.  
FedEx