

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 21 2018

**Notice of Change in Water Right Ownership**

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 43-2452               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 43-10100              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-2459               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 43-4100               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-11298              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-10815              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 43-214                | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Charles R. Ward and Janet O. Ward  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Thomas C. Ward  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 450 West Highway 30      Burley      ID      83318  
Mailing address      City      State      ZIP
- 208-431-1316      \_\_\_\_\_  
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.
8. Signature: Thomas C. Ward      (Pres) Ward Lusk      2/5/18  
Signature of new owner/claimant      Title, if applicable      Date
- Signature: \_\_\_\_\_  
Signature of new owner/claimant      Title, if applicable      Date

SUPPORT DATA

IN FILE # 43-214

## For IDWR Office Use Only:

Received by JF      Date 2/6/2018      Receipt No. 5036561      Receipt Amt. \$175

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:  
DONALD J CHISHOLM  
2:05:23 pm 10-27-2014  
2014-004354  
No. Pages: 2 Fee: \$13.00  
JOSEPH W. LARSEN  
County Clerk  
Deputy: TPOLLARD

DEED OF PERSONAL REPRESENTATIVE

THIS DEED made this 27<sup>th</sup> day of October, 2014, by and between, Janet O. Ward, the duly appointed, qualified and acting Personal Representative of the Estate of Charles R. Ward, deceased, as Grantor, and Thomas C. Ward, as Grantee, whose address is 450 West Highway 30, Burley, Idaho 83318.

W I T N E S S E T H:

That the said Janet O. Ward, Personal Representative of the Estate of Charles R. Ward, deceased, having heretofore duly recorded a certified copy of the Letters Testamentary, does hereby grant, release and convey to the said Thomas C. Ward, Grantee, all of the right, title and interest of Charles R. Ward in the following described real property situated in Cassia County, Idaho, to wit:

TOWNSHIP 11 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 32: SE $\frac{1}{4}$   
Section 33: S $\frac{1}{2}$ NE $\frac{1}{4}$

TOWNSHIP 12 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 3: N $\frac{1}{2}$ NW $\frac{1}{4}$   
Section 4: N $\frac{1}{2}$ N $\frac{1}{2}$   
Section 5: N $\frac{1}{2}$ N $\frac{1}{2}$   
Section 23: NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO the life estate of Janet O. Ward in the home and homesite in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 23 as provided in the Estate Settlement Agreement for the Estate of Charles R. Ward dated August 1, 2014.

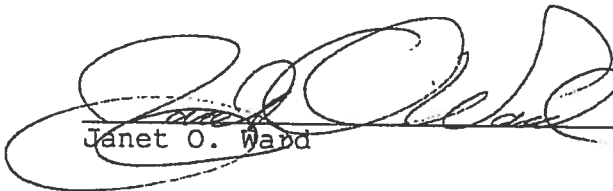
TOGETHER WITH the following water rights of the Idaho Department of Water Resources:

43-214, 43-4100, 43-2452, 43-2459, 43-10100, 43-10815 and 43-11298

TO HAVE AND TO HOLD all and singular the above-granted premises, together with the appurtenances, and every part

thereof, unto the Grantee, his heirs and assigns forever. And the Grantor does covenant and agree that Janet O. Ward is making this conveyance, in pursuance of the authority granted in and by the court wherein she was appointed and the statutes of the State of Idaho.

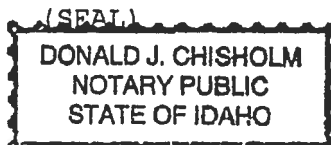
IN WITNESS WHEREOF, the said Grantor has set her hand the day and year first above written.

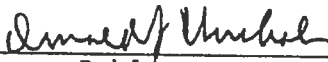
  
Janet O. Ward

STATE OF IDAHO            )  
                                      ) ss.  
County of Cassia         )

On this 27<sup>th</sup> day of October, 2014, before me the undersigned notary public in and for said state, personally appeared Janet O. Ward, known to me to be the person whose name is subscribed to the within instrument as personal representative of the Estate of Charles R. Ward, and acknowledged to me that she executed the same as such personal representative.

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



  
\_\_\_\_\_  
Notary Public  
Residing at                       
My Commission expires 2-14-2018

CASSIA COUNTY  
Recorded for:  
DONALD J CHISHOLM  
9:27:06 am 08-26-2015  
2015-003755  
No. Pages: 2 Fee: \$13.00  
JOSEPH W. LARSEN  
County Clerk  
Deputy: HYOUNG

AMENDED DEED OF PERSONAL REPRESENTATIVE

THIS DEED made this 26<sup>th</sup> day of August, 2015, by and between, Janet O. Ward, the duly appointed, qualified and acting Personal Representative of the Estate of Charles R. Ward, deceased, as Grantor, and Thomas C. Ward, as Grantee, whose address is 450 West Highway 30, Burley, Idaho 83318.

W I T N E S S E T H:

That the said Janet O. Ward, Personal Representative of the Estate of Charles R. Ward, deceased, having heretofore duly recorded a certified copy of the Letters Testamentary, does hereby grant, release and convey to the said Thomas C. Ward, Grantee, all of the right, title and interest of Charles R. Ward in the following described real property situated in Cassia County, Idaho, to wit:

TOWNSHIP 11 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 32: SE $\frac{1}{4}$   
Section 33: S $\frac{1}{2}$ NE $\frac{1}{4}$

TOWNSHIP 12 SOUTH, RANGE 26 EAST, BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 3: N $\frac{1}{2}$ NW $\frac{1}{4}$   
Section 4: N $\frac{1}{2}$ N $\frac{1}{2}$   
Section 5: N $\frac{1}{2}$ N $\frac{1}{2}$

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 23: NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; N $\frac{1}{2}$ SW $\frac{1}{4}$

SUBJECT TO the life estate of Janet O. Ward in the home and home site in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 as provided in the Estate Settlement Agreement for the Estate of Charles R. Ward dated August 1, 2014.

TOGETHER WITH the following water rights of the Idaho Department of Water Resources:

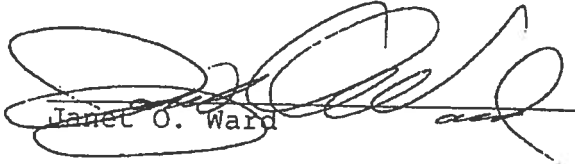
43-214, 43-4100, 43-2452, 43-2459, 43-10100, 43-10815 and

43-11298

TO HAVE AND TO HOLD all and singular the above-granted premises, together with the appurtenances, and every part thereof, unto the Grantee, his heirs and assigns forever. And the Grantor does covenant and agree that Janet O. Ward is making this conveyance, in pursuance of the authority granted in and by the court wherein she was appointed and the statutes of the State of Idaho.

This deed is executed and recorded to correct the Township in which Section 23 is located from Township 12 to Township 13 and to correct the location in the home in which Janet O. Ward has a life estate from the SW $\frac{1}{4}$ NE $\frac{1}{4}$  to Section 23 to the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 23 to the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said section in Instrument No. 2014-004354, Cassia County records.

IN WITNESS WHEREOF, the said Grantor has set her hand the day and year first above written.

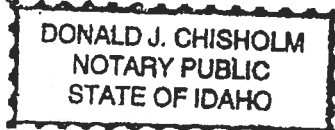
  
Janet O. Ward

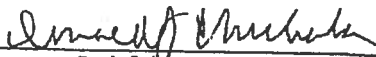
STATE OF IDAHO            )  
                                  ) ss.  
County of Cassia        )

On this 26<sup>th</sup> day of August, 2015, before me the undersigned notary public in and for said state, personally appeared Janet O. Ward, known to me to be the person whose name is subscribed to the within instrument as personal representative of the Estate of Charles R. Ward, and acknowledged to me that she executed the same as such personal representative.

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

(SEAL)



  
Notary Public  
Residing at Remont  
My Commission expires 2-14-2018



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

February 28, 2018

THOMAS C WARD  
450 W HIGHWAY 30  
BURLEY ID 83318

RE: Change in Ownership for Water Right No(s): 43-215, 43-2452, 43-2459, 43-4100, 43-10100,  
43-10815 and 43-11298

Dear Mr. Ward:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership Notice from you on February 21, 2018, for the above referenced water rights. The Notice could not be processed because the water rights are already in the name of Thomas C. Ward. A Notice of Change in Water Right Ownership was submitted on October 29, 2014 and processed at that time. A copy of the water rights is attached for your reference.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$175 has been requested and will be mailed to Ward Livestock Inc. under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in cursive script, reading "Trish Fawcett".

Trish Fawcett  
Technical Records Specialist I

Enclosure(s)

## Fawcett, Trish

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**From:** Fawcett, Trish  
**Sent:** Wednesday, February 28, 2018 10:02 AM  
**To:** Marston, Sascha  
**Subject:** Refund

Good morning Sascha,

Please initiate a refund of \$175 from receipt S036561 to Ward Livestock Inc., 450 W Hwy 30, Burley ID 83318. Thomas C. Ward submitted a Notice in Change in Water Right Ownership for 7 water rights on 2/21/2018 and paid the corresponding filing fee. Review of the notice showed this was a duplicate filing so everything is being returned to Mr. Ward. Thank you let me know if you have additional questions.

Trish Fawcett  
Technical Records Specialist  
IDWR Southern Region  
650 Addison Ave W Ste 500  
Twin Falls ID 83301  
P 208.736.3033  
F 208.736.3037  
[trish.fawcett@idwr.idaho.gov](mailto:trish.fawcett@idwr.idaho.gov)