

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 11 2017

DEPT OF WATER RESOURCES  
SOUTHERN 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? |
|-----------------------|-----------------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 45-309C               | Yes <input checked="" 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"/> |
|                       | Yes <input type="checkbox"/>            | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Reuben A. Ward and Della M. Ward  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Ronnie D. Cahoon  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1096 E. 900 S Albion ID 83311  
Mailing address City State ZIP
- (208) 673-6667 \_\_\_\_\_  
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):
- \$25 per *undivided* water right.
  - \$100 per *split* water right.
  - 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: Ronnie D. Cahoon 9/6/17  
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 9-11-2017 Receipt No. 5036351 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 \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

Steven A. Tuft  
TUFT LAW OFFICE, P.A.  
1918 Overland Avenue  
Post Office Box 759  
Burley, Idaho 83318  
Telephone: (208) 878-2922  
Facsimile: (208) 678-1166  
Idaho State Bar No. 1785

CASSIA COUNTY  
RECORDED FOR:  
TUFT LAW OFFICE (SPACE BELOW FOR FILING STAMP ONLY)  
3:44:00 pm 06-08-2010  
2010-002757  
NO. PAGES: 4 FEE: \$12.00 2010 JUN -8 P 3:30  
DEE YEAMAN  
COUNTY CLERK  
DEPUTY: ULMARR

Attorney for Petitioner

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA  
MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE  
OF:

Case No. CV 2010- 590

PATRICIA ANN CAHOON,  
Deceased.

DECREE VESTING ESTATE  
IN SURVIVING SPOUSE

The petition of Ronnie D. Cahoon for a decree vesting an estate in him as surviving spouse of Patricia Ann Cahoon having come before the Court for hearing, and the Court being advised in the premises, makes the following findings:

1. Patricia Ann Cahoon died on August 30, 2009. At the time of her death, decedent was domiciled in this county. The decedent died intestate.

2. The decedent was survived by the following heirs:

| <u>Name</u>      | <u>Relationship</u> | <u>Address</u>                                  |
|------------------|---------------------|-------------------------------------------------|
| Ronnie D. Cahoon | spouse              | 1096 East 900 South<br>Albion, Idaho 83311      |
| Sherry Eggleston | daughter            | 1094 East 900 South<br>Albion, Idaho 83311      |
| Jerry Cahoon     | son                 | 3128 N. 81st Place<br>Scottsdale, Arizona 85251 |

3. The decedent, Patricia Ann Cahoon, and the Petitioner, Ronnie D. Cahoon, were married on the September 29, 1972, at Almo, Idaho, and they remained married until the date of decedent's death.

4. The decedent left an estate, as described in Petitioners petition, consisting solely of community property, and that as surviving spouse, petitioner is entitled to a decree of this court declaring and establishing that all said community property became fully vested on the date of decedent's death in the petitioner as the

**DECREE VESTING ESTATE IN SURVIVING SPOUSE - 1**

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sole heir of the decedent, as her surviving spouse and sole heir under the law of the state of Idaho.

5. All notice has been given as required by law.

**NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED** that the Petitioner, Ronnie D. Cahoon is the surviving spouse and sole heir of the decedent, and that the following described real property was the community property of the said Petitioner and decedent, and said real property is now and hereby vested in, and quieted in, and distributed to Ronnie D. Cahoon free and clear of all right, title, and claim or demand of any person or persons claiming or attempting to claim under the said Patricia Ann Cahoon, deceased, as heir or otherwise, except as a proper creditor.

The real property or other property so decreed and distributed is more particularly described as follows:

1. Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6 of Township 12 South, Range 25 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the south  $\frac{1}{4}$  section corner of Section 6 of T.12 S, R. 25 E., B.M. said corner marked by a  $\frac{5}{8}$ " rebar with a 3" cap on top, Thence North 89° 49' 58" East along the south line of Section 6 for a distance of 83.23 feet to the Point of Beginning;

THENCE North 00° 30' 45" East for a distance of 35.49 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 00° 30' 45" East for a distance of 241.21 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 88° 46' 34" East for a distance of 28.14 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 04° 38' 05" East for a distance of 55.07 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 63° 54' 36" East for a distance of 25.40 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 88° 00' 07" East for a distance of 78.13 feet to a  $\frac{1}{2}$ " rebar;  
THENCE North 00° 30' 45" East for a distance of 19.61 feet;  
THENCE North 89° 41' 19" East (Easterly, rec.) for a distance of 9.24 feet;  
THENCE South 01° 02' 06" West (Southerly, rec.) for a distance of 365.40 feet (366.00', rec.) to the south line of Section 6;  
THENCE South 89° 49' 58" West (West, rec.) for a distance of 5.91 feet;  
THENCE South 89° 49' 58" West (West, rec.) along the south line of Section 6 for a distance of 132.86 feet to the Point of Beginning

2. Certain real estate in Cassia County, Idaho described more completely as:

**PARCEL NO. 1:**

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  and part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6 of Township 12 South, Range 25 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South  $\frac{1}{4}$  section corner of Section 6 of Township 12 South, Range 25 East, Boise Meridian said corner marked by a  $\frac{5}{8}$ " rebar with a 3" cap on top which shall be the Point of Beginning;

**DECREE VESTING ESTATE IN SURVIVING SPOUSE - 2**

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Thence South 89 degrees 11 minutes 04 seconds West (West, rec.) along the south line of Section 6 for a distance of 100.76 feet; Thence North 01 degrees 48 minutes 58 seconds East for a distance of 36.78 feet to a 1/2" rebar;

Thence North 01 degrees 48 minutes 58 seconds East for a distance of 151.64 feet to a 1/2" rebar; Thence North 89 degrees 41 minutes 25 seconds East for a distance of 179.69 feet to a 1/2" rebar; Thence South 00 degrees 30 minutes 45 seconds West for a distance of 152.14 feet to a 1/2" rebar;

Thence South 00 degrees 30 minutes 45 seconds West for a distance of 35.49 feet to the south line of Section 6; Thence South 89 degrees 49 minutes 58 seconds West (West, rec.) along the south line of Section 6 for a distance of 83.23 feet to the Point of Beginning.

**PARCEL NO. 2:**

Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6 of Township 12 South, Range 25 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South  $\frac{1}{4}$  section corner of Section 6 of Township 12 South, Range 25 East, Boise Meridian said corner marked by a 5/8" rebar with a 3" cap on top; Thence North 89 degrees 49 minutes 58 seconds East along the south line of Section 6 for a distance of 83.23 feet; Thence North 00 degrees 30 minutes 45 seconds East for a distance of 35.49 feet to a 1/2" rebar; Thence North 00 degrees 30 minutes 45 seconds East for a distance of 241.21 feet to a 1/2" rebar which shall be the Point of Beginning;

Thence North 00 degrees 30 minutes 45 seconds East for a distance of 88.28 feet; Thence North 89 degrees 41 minutes 19 seconds East (Easterly, rec.) along the north boundary of that property as deeded to Ruben A. Ward by Warranty Deed and recorded as Instrument No. 195226 on May 9, 1986 in the records of Cassia County, Idaho for a distance of 132.86 feet;

Thence South 00 degrees 30 minutes 45 seconds West for a distance of 19.61 feet to a 1/2" rebar; Thence South 88 degrees 00 minutes 07 seconds West for a distance of 78.13 feet to a 1/2" rebar; Thence South 63 degrees 54 minutes 36 seconds West for a distance of 25.40 feet to a 1/2" rebar; Thence South 04 degrees 38 minutes 05 seconds West for a distance of 55.07 feet to a 1/2" rebar; Thence South 88 degrees 46 minutes 34 seconds West

**DECREE VESTING ESTATE IN SURVIVING SPOUSE - 3**

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for a distance of 28.14 feet to the Point of Beginning.

Also, the petitioner, Ronnie D. Cahoon, is declared to the sole owner and person entitled to the following personal property:

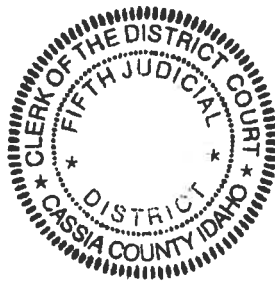
1. 2006 Hyundai Elantra VIN KMHDN46D16U275667
2. 2005 Chevrolet Aveo VIN KLITD52685B359258
3. 1979 Chevrolet truck VIN CKL149J130219
4. Checking account with First Federal Savings Bank
5. Retirement account
6. Contents of home at 1096 East 900 South, Albion, Idaho 83311

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that any other real or personal property not now known or is hereafter discovered which may belong to said decedent or said estate located in the State of Idaho or in which the said decedent may have had an interest, be, the same hereby is distributed and vested in Ronnie D. Cahoon absolutely.

DATED this 8th day of June, 2010.

/S/ MICK HODGES

Magistrate Judge



State of Idaho }  
County of Cassia } ss

I hereby certify that the foregoing instrument is a full, true and correct copy of the original as  
filed in this office.

Dated June 8, 2010

Dee Yeaman  
Clerk of the District Court, Ex-officio Auditor  
and Recording Cassia County, Idaho

By: T. G. [Signature]  
Deputy

**DECREE VESTING ESTATE IN SURVIVING SPOUSE - 4**

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*This map is only a representation of the tax code area boundaries  
and should not be used for legal or surveying applications. Cassia  
County Assumes No Liability Or Responsibility For Errors or Omissions*



311808

## QUIT CLAIM DEED

FOR VALUE RECEIVED, Della M. Ward and Joyce Sweep, as Trustees of the Reuben A. Ward and Della M. Ward Family Trust, dated November 19, 2003, referred to as the "Grantor", hereby quit claim unto Ronnie D. Cahoon and Patricia A. Cahoon, husband and wife, of 1096 East 900 South, Albion, Idaho 83311, hereinafter referred to as the "Grantees", all of the trust's right, title and interests to the real property situated in Cassia County, Idaho, as more particularly described on Exhibit "A" attached hereto.

DATED this 12th day of September, 2006.

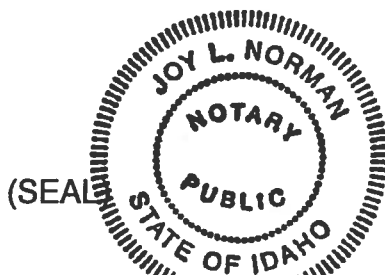
*Della M. Ward*  
Della M. Ward, Trustee

*Joyce Sweep*  
Joyce Sweep, Trustee

STATE OF IDAHO            )  
                                          ) ss.  
County of Cassia         )

On this 12th day of September, 2006, before me, the undersigned, a Notary Public in and for the said State, personally appeared Della M. Ward, Trustee of the Reuben A. Ward and Della M. Ward Family Trust, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that she executed the same as the trustee of said trust.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above-written.



*Joy L. Norman*  
Notary Public for Idaho  
Residing at Burley, Idaho  
Commission Expires: 12/8/2011

QUIT CLAIM DEED - 1

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STATE OF IDAHO            )  
                                      ) ss.  
County of Cassia         )

On this 31<sup>st</sup> day of <sup>October</sup>~~September~~, 2006, before me, the undersigned, a Notary Public in and for the said State, personally appeared Joyce Sweep, Trustee of the Reuben A. Ward and Della M. Ward Family Trust, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that she executed the same as the trustee of said trust.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above-written.



Joy L. Norman  
Notary Public for Idaho  
Residing at Burley, Idaho  
Commission Expires: 12/8/2011

## **EXHIBIT "A"**

### **PARCEL NO. 1:**

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  and part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 6 of Township 12 South, Range 25 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South  $\frac{1}{4}$  section corner of Section 6 of Township 12 South, Range 25 East, Boise Meridian said corner marked by a 5/8" rebar with a 3" cap on top which shall be the Point of Beginning;

Thence South 89 degrees 11 minutes 04 seconds West (West, rec.) along the south line of Section 6 for a distance of 100.76 feet; Thence North 01 degrees 48 minutes 58 seconds East for a distance of 36.78 feet to a 1/2" rebar;

Thence North 01 degrees 48 minutes 58 seconds East for a distance of 151.64 feet to a 1/2" rebar; Thence North 89 degrees 41 minutes 25 seconds East for a distance of 179.69 feet to a 1/2" rebar; Thence South 00 degrees 30 minutes 45 seconds West for a distance of 152.14 feet to a 1/2" rebar;

Thence South 00 degrees 30 minutes 45 seconds West for a distance of 35.49 feet to the south line of Section 6; Thence South 89 degrees 49 minutes 58 seconds West (West, rec.) along the south line of Section 6 for a distance of 83.23 feet to the Point of Beginning.

### **PARCEL NO. 2:**

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Beginning at the South  $\frac{1}{4}$  section corner of Section 6 of Township 12 South, Range 25 East, Boise Meridian said corner marked by a 5/8" rebar with a 3" cap on top; Thence North 89 degrees 49 minutes 58 seconds East along the south line of Section 6 for a distance of 83.23 feet; Thence North 00 degrees 30 minutes 45 seconds East for a distance of 35.49 feet to a 1/2" rebar; Thence North 00 degrees 30 minutes 45 seconds East for a distance of 241.21 feet to a

### **QUIT CLAIM DEED - 3**

1/2" rebar which shall be the Point of Beginning;

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Thence South 00 degrees 30 minutes 45 seconds West for a distance of 19.61 feet to a 1/2" rebar; Thence South 88 degrees 00 minutes 07 seconds West for a distance of 78.13 feet to a 1/2" rebar; Thence South 63 degrees 54 minutes 36 seconds West for a distance of 25.40 feet to a 1/2" rebar; Thence South 04 degrees 38 minutes 05 seconds West for a distance of 55.07 feet to a 1/2" rebar; Thence South 88 degrees 46 minutes 34 seconds West for a distance of 28.14 feet to the Point of Beginning.

311808

CASSIA COUNTY, IDAHO  
LARRY A. MICKELSEN

RECORDER

FEE 1200 DEPUTY 40

2000 OCT 31 PM 3 22

RECORDED AT THE REQUEST OF

*Ward & Family*  
*PO Box 759*  
*Burley ID 83318*

QUIT CLAIM DEED - 4

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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

March 19, 2018

RONNIE D CAHOON  
1096 E 900 S  
ALBION ID 83311-9703

Re: Change in Ownership for Water Right No(s): 45-309C

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Benny Walker  
Senior Water Resource Agent

Enclosure(s)