

Rec'd
7/14/16

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
65-443	Yes ☒	Yes ☐		Yes ☐	Yes ☐
L705-23697	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Nona E Baker
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kenneth W Baker
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- PO Box 36 Garden Valley ID 83622
Mailing address City State ZIP
- 208-462-3092
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: As recorded on deeds
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.

SUPPORT DATA

IN FILE # 65-443

8. Signature: Kenneth W Baker Baker 7/12/16
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 AO Date 7-14-16 Receipt No. C102271 Receipt Amt. 100

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 _____

Elaine Baker

DATE

151448

94 APR 29 AM 11:01

Instrument No.

ALL THE C. NOLAR

Shirley George

#3.00

Quitclaim Deed

For Value Received, Elaine C. Baker does hereby convey, release, remise and forever quit claim unto Kenneth W. Baker the following described premises, to-wit:

A parcel of land situated in a portion of the N 1/2 of Section 15 T.9N., R.4E., B.M., Boise County, Idaho as shown on Record of Survey for Baker Family Trust recorded in Boise County Recorders Office described as follows:

The N 1/2 of the NW 1/4 of the NE 1/4 and the N 1/2 of the NE 1/4 of the NW 1/4 and the N 1/2 of the NW 1/4 of the NW 1/4 of said Section 15.

EXCEPTING that portion of the N 1/2 of the NW 1/4 of the NW 1/4 westerly of the easterly right-of-way line of the Middle Fork Road.

Said parcel contains 48.67 acres more or less subject to all existing easements and rights-of-way.

4/28/94

Date

Elaine C. Baker

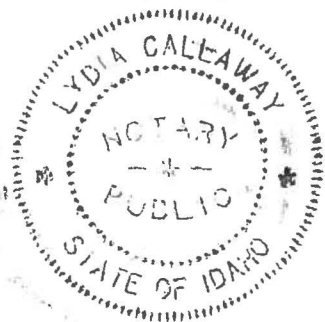
Elaine C. Baker

STATE OF IDAHO)

)

County of Boise)

On this 28 day of April, in the year of 1994, before me personally appeared Elaine C. Baker, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Lydia Callaway

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 11-27-98

Elain Baker
DATE 11/27/94 H.

151449

Instrument No.

94 APR 29 AM 11:01

ARLENE C. HOLLAR

Shirley George
DEPUTY
3.00

Quitclaim Deed

For Value Received, Jay P. Baker does hereby convey, release, remise and forever quit claim unto Kenneth W. Baker the following described premises, to-wit:

A parcel of land situated in a portion of the N 1/2 of Section 15 T.9N., R.4E., B.M., Boise County, Idaho as shown on Record of Survey for Baker Family Trust recorded in Boise County Recorders Office described as follows:

The N 1/2 of the NW 1/4 of the NE 1/4 and the N 1/2 of the NE 1/4 of the NW 1/4 and the N 1/2 of the NW 1/4 of the NW 1/4 of said Section 15.
EXCEPTING that portion of the N 1/2 of the NW 1/4 of the NW 1/4 westerly of the easterly right-of-way line of the Middle Fork Road.

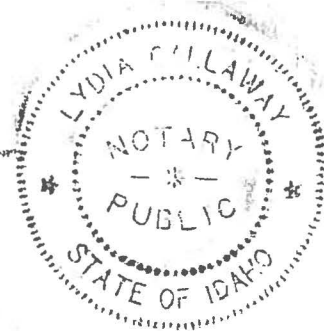
Said parcel contains 48.67 acres more or less subject to all existing easements and rights-of-way.

4/28/94
Date

Jay P. Baker
Jay P. Baker

STATE OF IDAHO)
County of Boise)

On this 28th day of April, in the year of 1994, before me personally appeared Jay P. Baker, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Lydia Callaway
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires: 11-27-98

Quitclaim Deed

For Value Received, Elaine C. Baker, PO Box 330, Garden Valley, ID 83622, does hereby convey, release, remise and forever quit claim unto Kenneth W. Baker, PO Box 36, Garden Valley, ID 83622, the following described premises, to-wit:

That certain parcel of real property situated in T9N, R4E, Section 10, Boise Meridian, Boise County, Idaho, more particularly described on Exhibit "A" attached hereto and made a part hereof.

together with their appurtenances.

Dated: 2/12/07
Elaine C. Baker
Elaine C. Baker

Instrument # 212404

IDAHO CITY, BOISE COUNTY, IDAHO
2007-02-16 03:05:43 No. of Pages: 2

Recorded for : ALS SURVEYORS

CONSTANCE SWEARINGEN

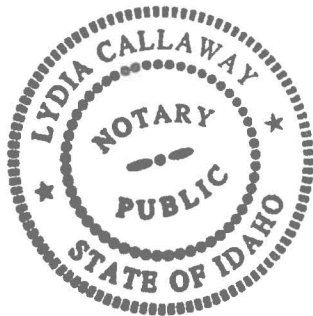
Ex-Officio Recorder Deputy Shirley Hays

Fee: 6.00

Index to: DEEDS

STATE OF IDAHO)
: SS.
County of Boise

On this 12 day of February 2007, before me Lydia Callaway, a Notary Public, personally appeared **Elaine C. Baker**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.



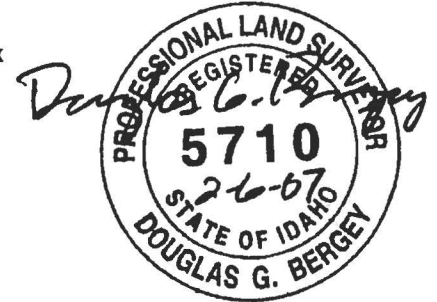
Lydia Callaway
Notary Public for Idaho
Commission expires: 12.24.10

Exhibit "A"



Unlimited Boundaries, Inc. dba ALS
Land Surveying & Civil Engineering

1103 W. Main St.
Middleton, Idaho 83644
208-585-5858 • 208-585-9001 Fax



DESCRIPTION FOR
ELAINE BAKER
FAMILY SPLIT
PARCEL 1

A parcel of land being a portion of the Southwest 1/4 of the Southwest 1/4 (SW1/4SW1/4) of Section 10 except that portion lying easterly of the westerly right-of-way line of the Middle Fork Road, in Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho, and being more particularly described as follows:

BEGINNING at an aluminum cap marking the Section corner common to Sections 9, 10, 15, and 16;

THENCE, along the Westerly line of said SW1/4SW1/4, N01°10'08"E, 714.76 feet, to an iron pin;

THENCE, N90°00'00"E, 1054.42 feet, to a point on the Westerly right-of-way line of the Middle Fork Road marked by an iron pin;

THENCE, along said right-of-way the following courses and distances:

S19°36'29"W, 81.50 feet, to an iron pin;

287.77 feet, along a tangent curve to the right, having a radius of 1067.00 feet, a central angle of 15°27'10" and being subtended by a chord, bearing S27°20'04"W, 286.90 feet, to an iron pin;

S35°03'39"W, 136.79 feet, to an iron pin;

168.24 feet, along a tangent curve to the left, having a radius of 551.00 feet, a central angle of 17°29'41" and being subtended by a chord, bearing S26°18'49"W, 167.59 feet, to an iron pin;

S17°33'58"W, 130.90 feet, to a point on the Southerly line of said SW1/4SW1/4 marked by an iron pin;

THENCE, leaving said right-of-way, along said Southerly line, N89°40'46"W, 717.55 feet, to the **POINT OF BEGINNING**;

The above-described parcel of real property contains 14.53 acres, more or less.

SUBJECT TO: Any Easements or Reservations of record or appearing on the above described parcel of land.

Quitclaim Deed

For Value Received, Jay P. Baker, PO Box 124, Garden Valley, ID 83622, does hereby convey, release, remise and forever quit claim unto Kenneth W. Baker, PO Box 330, Garden Valley, ID 83622, the following described premises, to-wit:

T9N, R4E, Section 9, Gov't lot #4
T9N, R43, Section 9, SWSE

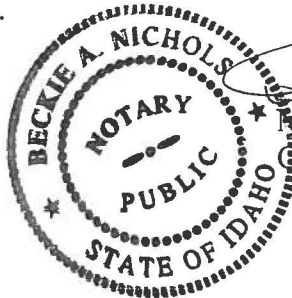
together with their appurtenances.

Dated: 9/8/06

Jay P. Baker

STATE OF IDAHO)
: SS.
County of Boise

On this 8th day of September, 2006, before me Beckie A. Nichols, a Notary Public, personally appeared Jay P. Baker, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.



Instrument # 210192

IDAHO CITY, BOISE COUNTY, IDAHO

2006-09-11 10:04:06 No. of Pages: 1

Recorded for : ELAINE C. BAKER

RORA A. CANODY

Ex-Officio Recorder Deputy

Index to DEEDS

Fee: 3.00

Beckie A. Nichols
Notary Public for Idaho

Commission expires: 9/3/11

Quitclaim Deed

For Value Received, Elaine C. Baker, PO Box 330, Garden Valley, ID 83622, does hereby convey, release, remise and forever quit claim unto Kenneth W. Baker, PO Box 36, Garden Valley, ID 83622, the following described premises, to-wit:

T9N, R4E, Section 9, Gov't lot #4
T9N, R4E, Section 9, SWSE

together with their appurtenances.

Dated: 9/8/06
Elaine C. Baker

Instrument # 210191

IDAHO CITY, BOISE COUNTY, IDAHO

2006-09-11

10:04:06 No. of Pages: 1

Recorded for : ELAINE C. BAKER

RORA A. CANODY

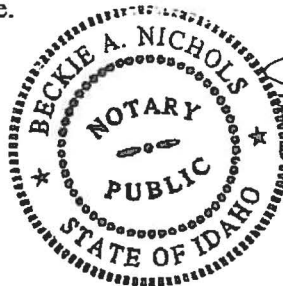
Ex-Officio Recorder Deputy

Fee: 3.00

Index to: DEEDS

STATE OF IDAHO)
: SS.
County of Boise

On this 8th day of September, 2006, before me Beckie A. Nichols, a Notary Public, personally appeared Elaine C. Baker, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.



Beckie A. Nichols
Notary Public for Idaho

Commission expires: 7/3/11

QUITCLAIM DEED

Instrument # 236227

IDAHO CITY, BOISE COUNTY, IDAHO

8-9-2012 10:20:07 No. of Pages: 2

Recorded for : JAY & LINDA BAKER

MARY T. PRISCO

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEEDS

FOR VALUE RECEIVED: The Jay and Linda Baker Family Trust
GRANTOR, DOES HEREBY GRANT, BARGAIN, SELL AND CONVEY
UNTO: KENNETH W. BAKER

GRANTEE, WHOSE CURRENT MAILING ADDRESS IS:

P.O. Box 36, Garden Valley, IDAHO 83622

THE FOLLOWING DESCRIBED REAL PROPERTY LOCATED IN Boise
COUNTY, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

See attached Exhibit "A" - Parcel 2

TOGETHER WITH THEIR APPURTENANCES,

<u>Jay P. Baker</u> SIGNATURE - Trustee	<u>8/9/12</u> DATE
<u>Linda Baker</u> SIGNATURE Trustee	<u>8/9/12</u> DATE

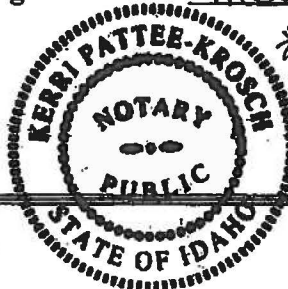
STATE OF IDAHO)

COUNTY OF Boise)

On this 9th day of August in the year 2012, before me a notary public in and for said State,

Personally appeared Jay P. Baker and Linda J. Baker Known or identified to me to be the persons whose names are is subscribed to the within instrument, and acknowledged to me that they executed the same.

* as trustees of
The Jay and
Linda Baker
Family Trust



(Seal)

Kerri Patter-Krosch
Notary Public of Idaho

Residing at Horseshoe Bend, Idaho
My Commission expires April 9, 2013



Unlimited Boundaries, Inc. dba ALS
LAND SURVEYING & PLANNING

1103 W. Main St.
Middleton, Idaho 83644
208-585-5858 (p) 208-585-9001 (f)

**DESCRIPTION FOR
JAY AND LINDA BAKER
PARCEL 2
12.93 ACRES**

A parcel of land being a portion of the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4) and also a portion of the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4), Section 10, Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho, being more particularly described as follows:

BEGINNING at an aluminum cap marking the Southeast corner of said SE1/4SW1/4 (South 1/4 Corner of said Section 10), thence along the Southerly boundary lines of said SE1/4SW1/4 and the SW1/4SW1/4, North 89°40'46" West, 1875.02 feet to a 5/8" iron pin on the Easterly right-of-way line of Middle Fork Road;

Thence, along said right-of-way line the following courses and distances to 5/8" iron pins:

North 17°33'58" East, 110.42 feet;

148.09 feet along a tangent curve to the right, said curve having a radius of 485.00 feet, having a delta angle of 17°29'41", a long chord which bears North 26°18'49" East, a distance of 147.52 feet;

North 35°03'39" East, 87.56 feet;

Thence, departing said right-of-way, along a line parallel to and 310.00 feet Northerly of the Southerly boundary line of said SE1/4SW1/4 and the SW1/4SW1/4, South 89°40'46" East, 1730.71 feet to the Easterly boundary line of said SE1/4SW1/4;

Thence along said Easterly boundary line, South 00°52'12" West, 310.00 feet to the **POINT OF BEGINNING**, comprising 12.93 acres more or less.

SUBJECT TO: Any easements or reservations of record or appearing on the above described parcel of land.





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 23, 2017

KENNETH W BAKER
CHERYL M BAKER
PO BOX 36
GARDEN VALLEY ID 83622

RE: Notice of Change in Water Right Ownership

Dear Water Right Holders:

The Department of Water Resources received your notice of change in water right ownership for water right 65-443. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed computer generated reports for your records. Your portion of the water right is now known as 65-23697 (Kenneth W. Baker) and 65-23698 (Kenneth W. and Cheryl M. Baker).

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Emalee Rushing
Administrative Assistant

Enclosures

7/12/16

Dept. of Water Resources:

I have been the primary water user of this right since my father, Kenneth W Baker, passed in 1984. The property was divided at different times and in some cases traded among the siblings, thus the split in parcels. I managed to keep most of the irrigated property. My sister has sold all of her property in Section 15. My Brother Jay has passed away and his property is in the Jay & Linda Baker Trust. (The north portion of Section 10 East of the Middle Fork Rd.)

Hopfully you now have the information needed to update this right.

If you need more or different information, please let me know.

Kenneth Baker
PO Box 36
Garden Valley, ID 83622
Ph 208-462-3092