

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 05 2018

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?
37-23031	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: City of Hailey + Hailey Cemetery Maintenance District
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Hailey Cemetery Maintenance District
New owner(s) as listed on the conveyance document
- P.O. Box 4515 Hailey ID 83333
Mailing address City State ZIP
- 708 788 2007 Kalloway@haileycemetery.com
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: 1-24-18 for sole ownership. Please see deed attached.
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: [Signature] [Signature] 2-2-2018
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 AM Date 2-5-2018 Receipt No. 5036559 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 _____

Instrument # 649507

HAILEY, BLAINE, IDAHO

1-24-2018 03:49:30 PM No. of Pages: 2

Recorded for : CITY OF HAILEY

JOLYNN DRAGE

Fee: 0.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

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**RECORDING REQUESTED BY AND
AFTER RECORDING RETURN TO:**

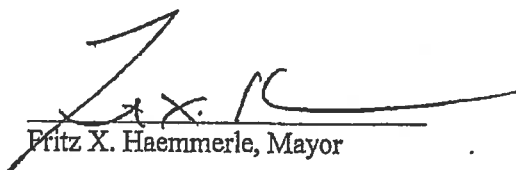
Christopher P. Simms
Hailey City Attorney
PO Box 1861
Hailey, Idaho 83333

(Space above this line for Recorder's use only)

QUITCLAIM DEED

FOR VALUE RECEIVED, the City of Hailey, a municipal corporation ("Grantor"), does hereby convey, release, remise and forever quitclaim unto the Hailey Cemetery Maintenance District, a political subdivision of the State of Idaho, P.O. Box 4515 Hailey, Idaho 83333, its heirs and assigns forever, all its rights, title and interest in and to Water Right No. 37-23031 for .36 cfs used for the irrigation of 18.8 acres used within the place of use for such water rights, described in Water Right No. 37-23031 and more particularly, SESW, Sec. 10, Township 02N, Range 18E, Blaine County, Idaho.

IN WITNESS WHEREOF, the Grantor has executed this deed this 13 day of December, 2017.

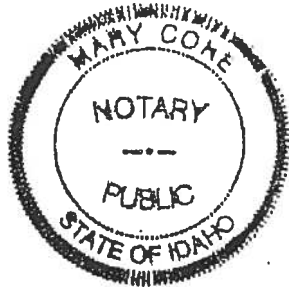

Fritz X. Haemmerle, Mayor

STATE OF IDAHO)
) ss.
County of Blaine)

On this 13th day of December, 2017, before me, a Notary Public in and for said State, personally appeared Fritz X. Haemmerle, known or identified to me to be the Mayor of the City of Hailey, Idaho, a municipal corporation, who executed the foregoing instrument, and acknowledged to me that he executed the same.

QUITCLAIM DEED/1

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



Notary Public for Idaho
Residing at: Twin Falls, ID
My commission expires: 9/19/2020

WATER RIGHT NO. 37-23031

As Modified by Transfer No. 81494

In accordance with the approval of Transfer No. 81494, Water Right No. 37-23031 is now described as follows:

Right Holder: CITY OF HAILEY
115 S MAIN ST #H
HAILEY, ID 83333
And
HAILEY CEMETERY MAINTENANCE DISTRICT
PO BOX 4545
HAILEY, ID 83333

Priority Date: 3/29/1961

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/15/80 to 10/31/80

Diversion Rate
0.360 cfs
0.360 cfs

Diversion Volume

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESW Sec 10-Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SE				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	10E	10										3.7	10.6	4.5					18.8

POU Total Acres: 18.8

CONDITIONS OF APPROVAL

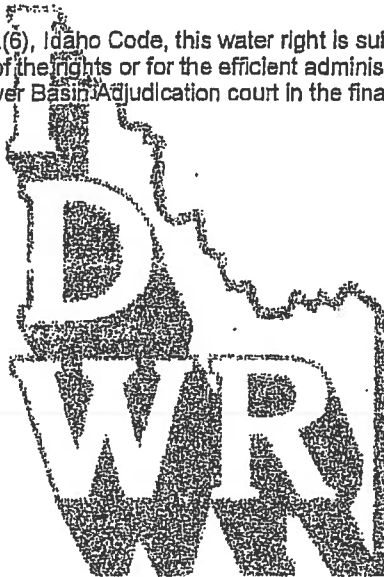
1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
3. This right does not grant any right-of-way or easement across the land of another.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81494

WATER RIGHT NO. 37-23031
As Modified by Transfer No. 81494

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



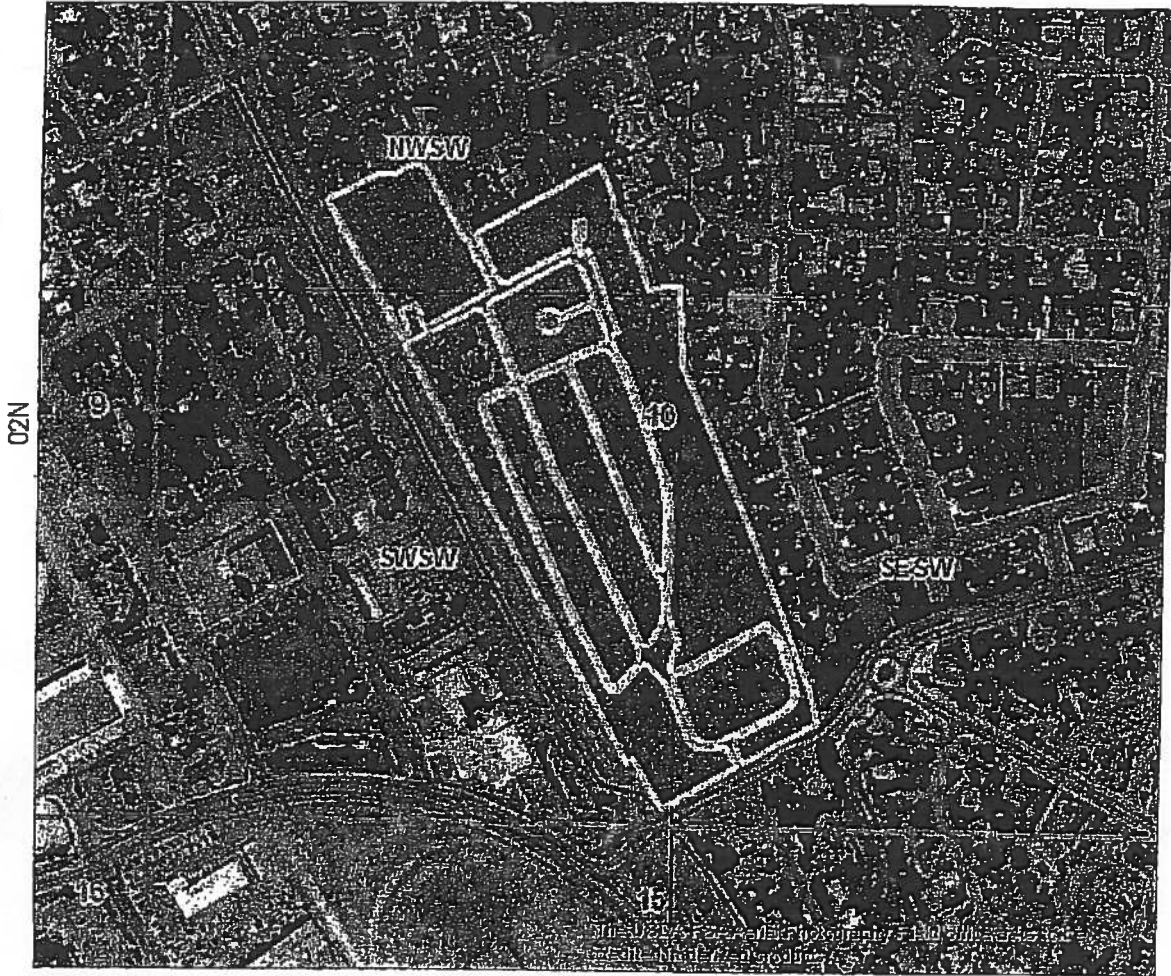
State of Idaho
Department of Water Resources

Attachment to Transfer # 81494

37-23031

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

18E





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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

February 07, 2018

HAILEY CEMETERY MAINTENANCE DISTRICT
PO BOX 4515
HAILEY ID 83333-4515

Re: Change in Ownership for Water Right No(s): 37-23031

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.

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

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent
Southern Region

Enclosure(s)