

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 14 2017

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?
29-2372	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: Barbara L. Madden
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Douglass W. Madden
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 970 Village Green Drive Apt. 229 Allen TX 75013
Mailing address City State ZIP
- (208) 705-1277 or (208) 339-0471 maddendoug@yahoo.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: September 24, 2014
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: [Signature] Title, if applicable: _____ Date: 10/12/2017
 Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by TV Date 11/14/2017 Receipt No. C104323 Receipt Amt. 25.00

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 [Signature] Date 11-15-17

LAW OFFICES
JONES, CHARTERED
203 SOUTH GARFIELD
P.O. BOX 967
POCATELLO, IDAHO 83204-0967

TELEPHONE: (208) 232-5911
FAX: (208) 232-5962
E-MAIL: tholmesid@gmail.com
MR. HOLMES' TELEPHONE EXTENSION: 103

JACK H. ROBISON
THOMAS J. HOLMES

LAMONT JONES (1929-2013)

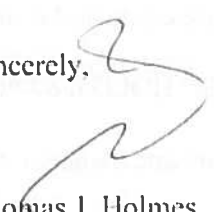
September 26, 2014

Bobbie Madden
1877 Tank Farm Road
Pocatello, ID 83204

Dear Bobbie:

Enclosed please find a copy of the Warranty Deed with Retained Life Estate recorded in Power County.

Sincerely,



Thomas J. Holmes

TJH/ah
madden092714.11 wpd

Enclosure

**WARRANTY DEED
WITH RETAINED LIFE ESTATE**

FOR VALUE RECEIVED Barbara L. Madden, a single woman, hereinafter referred to as "Grantor," whether one or more, does hereby grant, bargain, sell and convey unto Douglass W. Madden, a married man dealing with his sole and separate property, hereinafter referred to as Grantee, whether one or more, whose current address is 1877 Tank Farm Road, Pocatello, ID 83204 the following described premises, in Power County, Idaho, to wit:

See Attached Exhibit.

Grantor retains a life estate in the subject property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's 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 and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 19th day of September, 2014.


Barbara L. Madden

Instrument # 206418

POWER COUNTY, IDAHO

9-24-2014 12:44:24 No. of Pages: 4

Recorded for : JONES CHARTERED

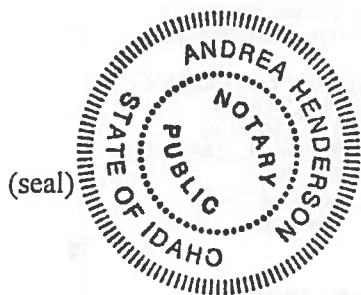
CHRISTINE STEINLICHT

Ex-Officio Recorder Deputy Marianne Scholze Fee: 19.00

STATE OF IDAHO)
 :SS
County of Bannock)

On this 19th day of September, 2014, before me, the undersigned Notary Public, in and for said State, personally appeared Barbara L. Madden, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



Andrea Henderson
NOTARY PUBLIC-STATE OF IDAHO
Commission Expires: 3-6-2018

Parcel #4

A parcel of property located in Power County, Idaho, more particularly described as:

Township 6 South, Range 33 EBM.

Section 19: All that part and only that part of the NE1/4, lying North of the Northerly right-of-way of U.S. Highway 30N, as said Highway crosses said NE1/4.

Excepting therefrom the following:

Parcel 1:

A parcel of land located in the Southeast Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 19, Township 6 South, Range 33 East, Boise Meridian, more particularly described as follows:

Beginning at the East Quarter corner of Section 19, Township 6 South, Range 33 East, Boise Meridian; thence North 1°33'58" West, 959.23 feet to Highway right-of-way monument stationed 414 + 38.40, the true point of beginning; thence North 62°36'45" West, 215.34 feet; thence South 78°20'32" West, 1039.72 feet; thence South 86°28'36" West, 800.00 feet; thence South 32°19'25" East, 169.61 feet; thence North 72°47'47" East, 1938.40 feet, more or less to the true point of beginning containing 8.76 acres, more or less; and

Parcel 2:

A parcel of land being on both sides of the centerline of Interstate 15W, Project No. I-15W-4(12)81 Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the S1/2NE1/4 and the NE1/4NE1/4 of Section 19, Township 6 South, Range 33 East, Boise Meridian, described as follows,
to-wit:

Beginning at the Southwest corner of the SW1/4NE1/4 of Section 19, Township 6 South, Range 33 East, Boise Meridian; thence North 0°16'38" East along the West line of said SW1/4NE1/4, a distance of 713.0 feet, more or less, to a point in a line parallel with and 305.0 feet Northwesterly from the centerline and opposite Station 388+73.83 of said Interstate 15W, Project No. I-15W-4(12)81 Highway Survey; thence North 66°24'08" East along said parallel line 326.17 feet to a point opposite Station 392+00 of said Highway Survey; thence South 89°22'12" East - 109.66 feet to a point that bears North 23°35'52" West - 260.0 feet from Station 393+00 of said Highway Survey; thence North 69°51'53" East - 328.68 feet to a point that bears North 23°35'52" West - 240.0 feet from Station 396+28.39 of said Highway Survey; thence North 65°41'10" East - 141.72 feet to a point in a line parallel with and 60.0 feet Northwesterly from the centerline and opposite Station 397+71.61 of Frontage Road No. 1 Survey as shown on the plans of said Interstate 15W, Highway Survey; thence North 64°58'12" East along said last parallel line 428.39 feet to a point opposite Station 402+00 of said Frontage Road No. 1 Survey; thence North 67°49'57" East - 200.25 feet to a point in a line parallel with and 50.0 feet Northwesterly from the centerline and opposite Station 404+00 of said Frontage Road No. 1 Survey; thence along said last parallel line as follows: North 64°58' " East - 254.48 feet to a point opposite Station 406+54.48 of said Frontage Road No. 1 Survey; Northeastly along a 1,995.91 foot radius curve left 463.31 feet to a point opposite Station 411+38.93 of said Frontage Road No. 1 Survey; North 40°44'51" East - 495.24 feet to a point opposite Station 416+74.17 of said Frontage Road No. 1 Survey; Easterly along a 336.48 foot radius curve right 289.28 feet to a point that bears North 89°5 " West - 42.29 feet from Station 3+50 of Road D-11 Survey of the Bannock Creek Interchange

as shown on the plans of said Interstate 15W, Highway Survey; thence North $0^{\circ}52'39''$ East - 150.02 feet to a point that bears North $89^{\circ}59'42''$ West - 40.0 feet from Station 2+00 of said Road D-B Survey; thence South $89^{\circ}59'42''$ East - 40.0 feet to a point in the East line of said Section 19; thence South $0^{\circ}17'08''$ West along said East line 1,347.0 feet, more or less, to a point in the Northwestern right of way line of existing U.S. Highway No. 30N; thence South $72^{\circ}45'52''$ West along said existing Northwestern right of way line 42.0 feet, more or less, to a point that bears South $17^{\circ}50'28''$ East - 516.88 feet from Station 413+96.17 of said Interstate 15W, Highway Survey; thence North $60^{\circ}47'47''$ West - 208.82 feet to a point that bears South $21^{\circ}05'52''$ East - 360.0 feet from Station 412+33.34 of said Highway Survey; thence South $78^{\circ}20'32''$ West 1,039.74 feet to a point in a line parallel with and 150.0 feet Southeasterly from the centerline and opposite Station 402+00 of said Highway Survey; thence South $66^{\circ}24'08''$ West along said last parallel line 1,130.0 feet to a point opposite Station 390+70 of said Highway Survey; thence South $17^{\circ}15'04''$ East - 124.70 feet to a point in a line parallel with and 70.0 feet Northwesternly from the centerline and opposite Station 391+70 of Frontage Road No. 2 Survey as shown on the plans of said Interstate 15W, Highway Survey and also being said Northwesternly right of way line of U.S. Highway No. 30N; thence North $72^{\circ}41'28''$ East (shown of record to be North $72^{\circ}27'$ East) along said last parallel line and said Northwesternly right of way line 350.0 feet to a point opposite Station 395+20 of said Frontage Road No. 2 Survey; thence South $17^{\circ}18'32''$ East - 180.0 feet, more or less, to a point in the Southeasterly right of way line of said existing U.S. Highway 30N and also being the Northwesternly right of way line of the Oregon Short Line Railroad; thence Southwesterly along said last existing right of way line 635.0 feet, more or less, to a point in the South line of said SW1/4NE1/4; thence North $89^{\circ}33'52''$ West along said South line 198.0 feet, more or less, to the PLACE OF BEGINNING.

EXCEPTING THEREFROM all that portion of the parcel of land as described in that certain Warranty Deed dated March 6, 1967, recorded March 24, 1967 in Book Drawer No. 1 of Deeds at Drawer No. 1 as Instrument No. 90531 records of Power County, Idaho.

Highway Station Reference: 387+39.21 to 416+06.63

The area conveyed by this instrument contains approximately 10.35 acres, 0.10 acres of which is acknowledged to be a portion of a public road.

The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the East Zone of Idaho. To convert to geodetic bearings, a correction of $0^{\circ}19'17''$ must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings, together with 1.56 cfs water rights as filed by the Department of Water Resources, State of Idaho.

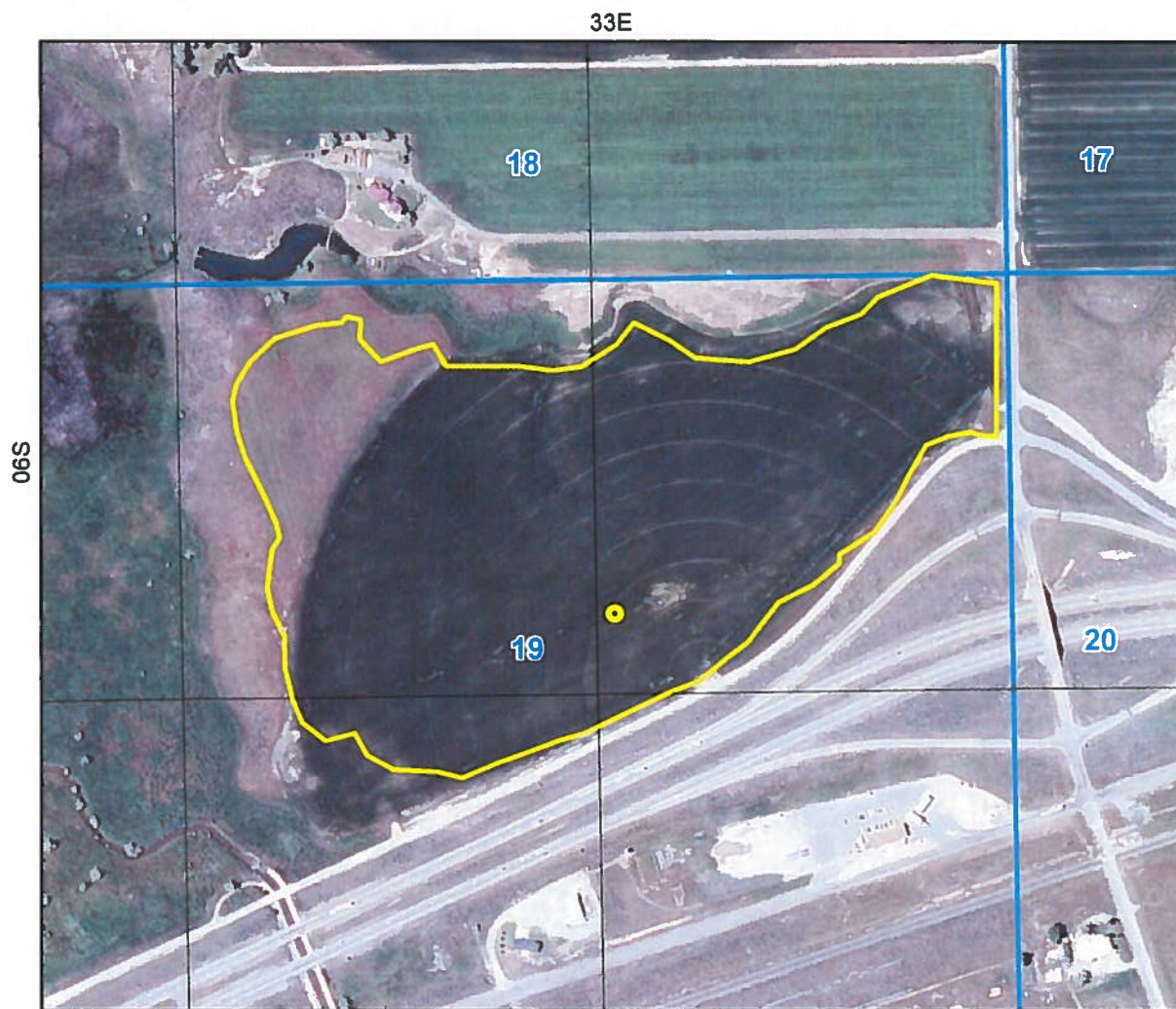
(containing 76.84 acres, more or less)

State of Idaho
Department of Water Resources

Water Right
29-2372

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.05 0.1 0.2 Miles



STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed **DECEMBER 30, 2016**

State File No. **2016-12996**

DECEDENT - LEGAL NAME BARBARA LOUISE MADDEN			
SEX FEMALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 79 YEARS	DATE OF BIRTH FEBRUARY 18, 1937
BIRTHPLACE POCATELLO, IDAHO		PLACE OF RESIDENCE POCATELLO, IDAHO	
MARITAL STATUS AT TIME OF DEATH WIDOWED		NAME OF SURVIVING SPOUSE (if wife, maiden name)	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME HAROLD WEAVER DOUGLASS			BIRTHPLACE INDIANA
MOTHER - MAIDEN NAME NETTIE HURELLE			BIRTHPLACE UNKNOWN/NOT STATED
METHOD OF DISPOSITION CREMATION		FUNERAL SERVICE LICENSEE LANCE R. PECK	
NAME AND ADDRESS OF FUNERAL FACILITY DOWNARD FUNERAL HOME, POCATELLO, IDAHO			
DATE OF DEATH DEC. 27, 2016	TIME OF DEATH 3:44 P.M.	CITY/TOWN OR LOCATION OF DEATH POCATELLO, IDAHO	COUNTY OF DEATH BANNOCK
CAUSE OF DEATH (underlying cause last) ACUTE RESPIRATORY FAILURE			Approximate Interval (between Onset and Death) HOURS
DUE TO (or as a consequence of) EMPHYSEMA			YEARS
DUE TO (or as a consequence of)			
DUE TO (or as a consequence of)			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above CORONARY ARTERY DISEASE			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER DAVID L. WISE, M.D.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	WAS AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: **DECEMBER 30, 2016**

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR

(ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE)

JAN 17 2017

FILED 15 TIME 4:07 p.m.
SHARRE SPRAGUE, CLERK
BY 15 DEPUTY

Thomas J. Holmes (ISB#2448)
JONES, CHARTERED
Attorneys at Law
P.O. Box 967 / 203 South Garfield
Pocatello, Idaho 83204
(208) 232-5911

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF POWER

In the Matter of the Estate of	)	Case No. CV-2017- <u>14</u> -IE
	)	
BARBARA L. MADDEN,	)	LETTERS OF PERSONAL
	)	REPRESENTATIVE
Deceased.	)	
_____	)	

THE STATE OF IDAHO:

Know all people by these presents:

WHEREAS Douglass W. Madden was appointed and qualified as general Personal Representative of the above-named Decedent by this Court, with all the authority granted to a personal representative by law;

NOW, THEREFORE, these Letters are issued as evidence of such appointment and qualification and authority for Douglass W. Madden to do and perform all acts which may be required by law.

SO ORDERED.

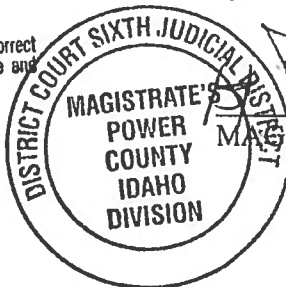
DATED this 17 day of January, 2017.

STATE OF IDAHO }
COUNTY OF POWER } ss.

I hereby certify that the foregoing is a full, true and correct copy of an instrument as the same now remains on file and of record in my office.

WITNESS my hand and official seal hereto affixed
this 17 day of Jan, 2017
SHARRE SPRAGUE, CLERK

By Deputy McCampbell



MAGISTRATE



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 15, 2017

DOUGLASS W MADDEN
970 VILLAGE GREEN DRIVE APT 229
ALLEN, TX 75013

Re: Change of Ownership for Water Right/Permit No(s): 29-2372

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, 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 feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 120