

RECEIVED

OCT 20 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 22 2016

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN REGION

DEPT OF WATER RESOURCES

If the water right owner(s) 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?
78-12462 78-2056	Yes ☒	Yes ☐		Yes ☐	Yes ☐
78-12463 78-12380	Yes ☒	Yes ☐		Yes ☐	Yes ☐
78-12464 78-12382	Yes ☒	Yes ☐		Yes ☐	Yes ☐
78-12465 78-12384	Yes ☒	Yes ☐		Yes ☐	Yes ☐
78-12466 78-12386	Yes ☒	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

CAL D. AND/OR SUSIE F. LOW

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☒ and/or

21101 OREANA LOOP RD

MURPHY

ID

83650

Mailing address

City

State

ZIP

208-834-2384

CALLOW @ WILD BLUE . NET

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.

SUPPORT DATA

IN FILE # 78-2056

8. Signature:

CAL D. LOW

Signature of new owner/claimant

OWNER

Title, if applicable

12/21/16

Date

Signature:

Susie Low

Signature of new owner/claimant

OWNER

Title, if applicable

12-22-16

Date

For IDWR Office Use Only:

Received by

CS

Date

11/14/16/12/23/16

Receipt No.

W044784/W044851

Receipt Amt:

\$125.00 / \$375.00

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

X

Approved by

Processed by

Date

WARRANTY DEED

COPY

For Value Received, FAIR-JAMES, LLC an Idaho limited liability company

the grantor does hereby grant, bargain, sell and convey unto
CALVIN D. LOW and SUSIE F. LOW, husband and wife

the grantees, whose current address is 21101 Oreana Loop Road, Murphy, ID 83650

the following described premises, in Adams County, Idaho, to-wit:

Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho

Section 32: E1/2SW1/4

SUBJECT TO the right-of-way for the County road along the entire north and west boundaries of the above described property.

DEED RESTRICTION: The property described above can only be used for agricultural purposes and/or up to two single family residences during the lifetimes of adjoining landowners Kenneth L. Whitney, Carol L. Whitney, David M. Whitney and Janice F. Whitney, as a whole, and so long as they have ownership of their respective properties located at 3263 Whitney Lane and 3265 Whitney Lane.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: October 25, 2016

FAIR-JAMES, LLC an Idaho
limited liability company

BY: [Signature]
JAMES G. GERBLICK, Member

STATE OF IDAHO)
COUNTY OF VALLEY)

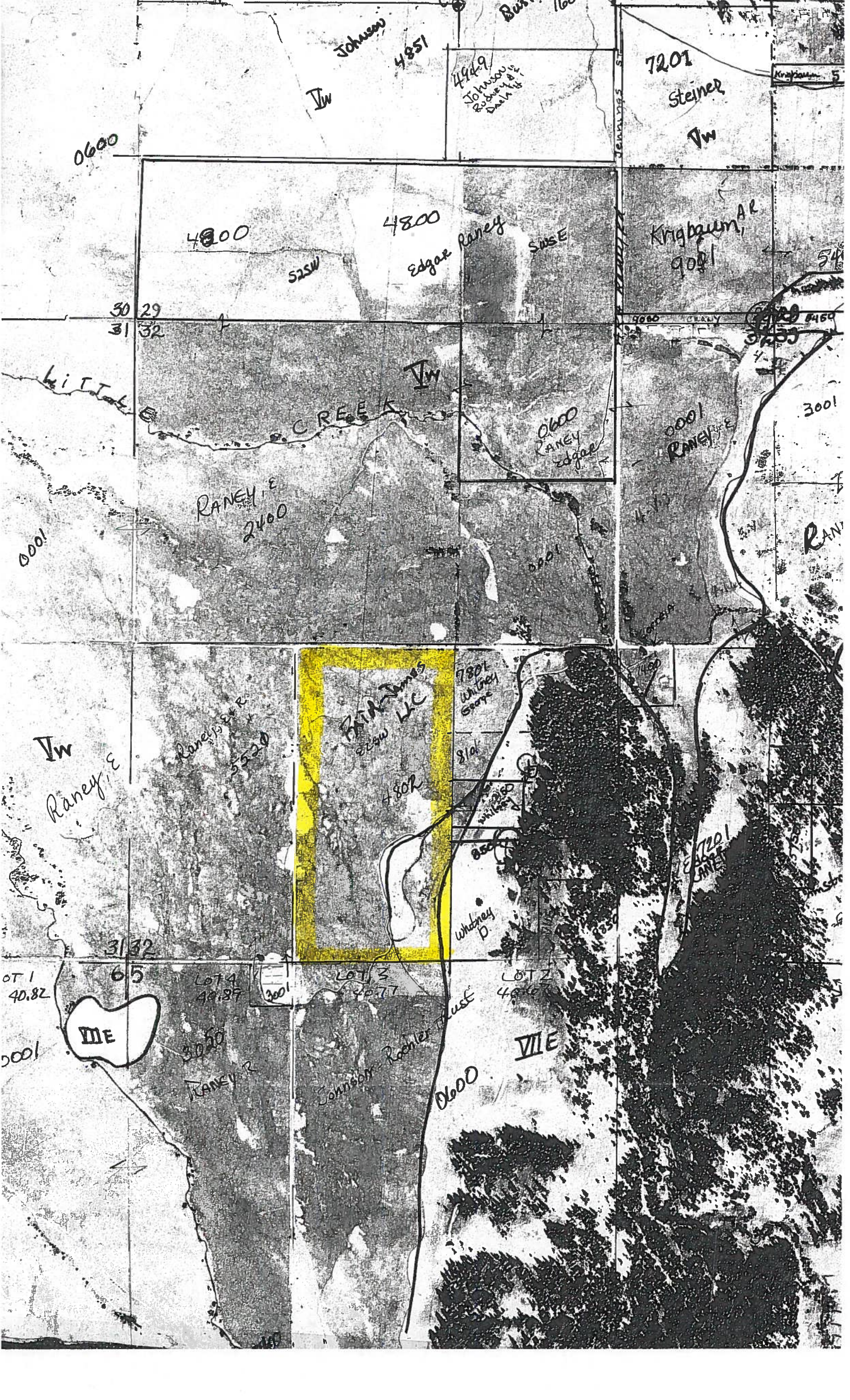
On this 31st day of October, in the year of 2016, before me, a Notary Public in and for said State, personally appeared JAMES G. GERBLICK known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as one of the Members of FAIR-JAMES, LLC an Idaho limited liability company, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me he executed the same in said Limited Liability Company's name.

AANA L. VANNOY
NOTARY PUBLIC
STATE OF IDAHO

Aana L Vannoy
Notary Public
Residing at: McCall
Commission expires: 7/10/18

#16-1328

Instrument # 130249
COUNCIL, ADAMS, IDAHO
11-4-2016 09:16:18 AM No. of Pages: 1
Recorded for : TIMBERLINE TITLE & ESCROW
SHERRY WARD Fee: 10.00
Ex-Officio Recorder Deputy [Signature]
Index to: DEED





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 29, 2016

CAL D & SUSIE E LOW
21101 OREANA LOOP RD
MURPHY ID 83650

RE: Ownership Change for Water Right No's: 78-2056, 78-12380, 78-12382, 78-12384 & 78-12386

Dear Applicants:

The purpose of this letter is to request clarification regarding the above referenced application.

The deed that you provided does not cover the entire place of use (POU) for the above mentioned water rights. The deed submitted to the Department covers Township 19N, Range 2E, Section 32, E1/2SW1/4. As you will see from the enclosed maps, this is only a portion of the POU for each of the water rights. The following items must be completed for the processing of your ownership change to continue.

If you **do** own the entirety of the water right, please complete the following:

- Submit a deed conveying the entire POU to you.

If you **do not** own the entirety of the water right, please complete the following:

- Submit \$375.00 to have the water rights split to your portion conveyed on the submitted deed. The filing fee for a Notice of Change in Water Right Ownership is \$25.00 per undivided water right or a fee of \$100.00 **per split** water right. The total to split all five water rights would be \$500.00; the \$125.00 submitted with the application would be applied to the remaining balance. A new application is also enclosed.

If you have any questions concerning the enclosed information, please feel free to contact me at 208-334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 14 2016

WATER RESOURCES
WESTERN 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
78-2056	Yes ☒		Yes ☐		Yes ☐
78-12380	Yes ☒		Yes ☐		Yes ☐
78-12382	Yes ☒		Yes ☐		Yes ☐
78-12384	Yes ☒		Yes ☐		Yes ☐
78-12386	Yes ☒		Yes ☐		Yes ☐

All need to be split

2. Previous Owner's Name: Fair-James, LLC
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Calvin D. Low
Name of each new owner as listed on the conveyance document

Susie E. Low
New owner continued Name connector ☒ and ☐ or ☐ and/or

21101 Oreana Loop Road
Mailing address

Murphy ID 83650
City State ZIP

208-834-2384 Email
Telephone

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. 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.

7. Signature: [Signature] Title, if applicable _____ Date 11/3/16
Signature of new owner/claimant

Signature: [Signature] Title, if applicable _____ Date 11-3-16
Signature of new owner/claimant

For IDWR Office Use Only:

Received by RN Date 11/14/16 Receipt No. W044784 Receipt Amt. \$125.00

Approved by _____ Processed by _____ Date _____



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

November 6, 2017

CALVIN D LOW
SUSIE F LOW
21101 OREANA LOOP RD
MURPHY ID 83650

Re: Change in Water Right Ownership: 78-2056 (Split into 78-2056 and 78-12462), 78-12380 (Split into 78-12380 and 78-12463), 78-12382 (Split into 78-12382 and 78-12464), 78-12384 (Split into 78-12384 and 78-12465), 78-12386 (Split into 78-12386 and 78-12466)

Dear Water Right Holders:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under these rights, including adding a new point of diversion, then an Application for Transfer on your portion of these rights is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water rights, then no further action is required at this time.

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 Idaho Code §§ 42-222 and 42-223.

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.

Please feel free to contact me at 208-287-4920 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures