

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 18 2017

Department of Water Resources
Eastern 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?
35-2263A	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: Delwyn and Barbara Ellis
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Berkley and Connie Wray
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 960 W Hwy 26 Blackfoot ID 83221
Mailing address City State ZIP
- 208-684-4431 berkleywray@gmail.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: 1/5/2016
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:  Title, if applicable Date 10/18/17
Signature of new owner/claimant
- Signature: _____ Title, if applicable Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by  Date 10-18-2017 Receipt No. E043483 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 MH Processed by MH Date 10/19/2017

August 14, 2017

Department of Water Resources
900 N Skyline Dr.
Idaho Falls, Idaho 83402-1718

RE: Water Right 35-2263A

Dear Dept. of Water Resources personnel:

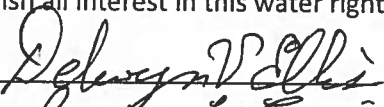
For value received, Delwyn V. Ellis and Barbara Fay Ellis, have sold and conveyed to Berkley Wray and Connie A. Wray, an approximately 25 acre parcel of land in Bingham County with the following description along Highway 26:

A PART OF THE SE ¼ OF SECTION 15, TOWNSHIP 2 SOUTH, RANGE 34, E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS N 00°31'52" E 1056.43 FEET ALONG THE EAST SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 15, AND RUNNING THENCE N 00°31'52" E 330 FEET; THENCE N 43°33'01" W 1825.59 FEET ALONG THE SOUTHERLY RIGHT OF WAY OF STATE HIGHWAY NO. 26; THENCE SOUTH 2307.52 FEET; THENCE N 62°27'23" E 1415.16 FEET TO THE POINT OF BEGINNING.

As a result of the above mentioned sale on January 05, 2016, the entire water right (35-2263A) will be transferred to Berkley Wray and Connie A. Wray to be used on the acreage purchased. This coincides with the past water usage history on this property. Thank you for your attention to this matter. We hereby relinquish all interest in this water right.

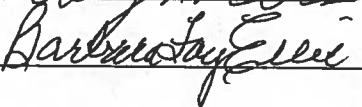
Delwyn V. Ellis



Date

8/18/17

Barbara Fay Ellis



Date

8/18/17

ACKNOWLEDGEMENT/ GENERAL

STATE OF Idaho

COUNTY OF

Bingham

On

8-18-17

, before me, a Notary Public in and for said State, personally appeared Delwyn Ellis & Barbara Ellis, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for Idaho

Residing at: Blackfoot, ID

Commission Expires: 10-27-2022



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Recorded Electronically	
ID	673464
County	Bingham
Date	1-15-16
Time	12:31pm
Simplifile.com 800 450 5557	

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **569444-B (vb)**

Date: **January 05, 2016**

For Value Received, **Delwyn V. Ellis and Barbara Fay Ellis, who acquired title as Barbara Faye Ellis, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Berkley Wray and Connie A. Wray, husband and wife**, hereinafter called the Grantee, whose current address is **960 West Highway 26, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

A PART OF THE SE¼ OF SECTION 15, TOWNSHIP 2 SOUTH, RANGE 34, E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS N 00°31'52" E 1056.43 FEET ALONG THE EAST SECTION LINE FROM THE SOUTHEAST CORNER OF SECTION 15, AND RUNNING THENCE N 00°31'52" E 330 FEET; THENCE N 43°33'01" W 1825.59 FEET ALONG THE SOUTHERLY RIGHT OF WAY OF STATE HIGHWAY NO. 26; THENCE SOUTH 2307.52 FEET; THENCE N 62°27'23" E 1415.16 FEET TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.



United States Department of Agriculture
Farm Service Agency

January 28, 2013

Farm: 6322
Tract 24474

Bingham County, ID
1:7,851



Disclaimer: Wetland Identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-028 and attached maps) for exact wetland boundaries and determinations, or contact NRCS. For FSA program purposes only



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

October 20, 2017

C.L. "BUTCH" OTTER
Governor

Berkley Wray
Connie Wray
960 W Hwy 26
Blackfoot ID 83221

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 35-2263A

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports 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 deliberately abandoned or 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.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

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

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 120
Bingham Ground Water District