

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

**RECEIVED**

**MAY 25 2017**

DEPT OF WATER RESOURCES  
SOUTHERN REGION

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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 37-13208              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Robert L. Bingham and Susan R. Bingham  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Scott Smith and Jolene Smith  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

15800 W Corral ID 83322  
Mailing address City State ZIP  
208 412 3851 engineer321cht@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: \_\_\_\_\_.
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
  - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - New lessor(s) of record will receive payment after the following rental season.
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.

8. Signature: [Signature] Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_  
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by DM Date 5-25-2017 Receipt No. SD36146 Receipt Amt. \$25-  
Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
301 Main Street  
Gooding, ID 83330

**CAMAS COUNTY**  
RECORDED FOR:  
Clerk  
03:39:59 PM 05-22-2017  
**2017-087771**  
No. PAGES: 2 FEE: \$13.00  
KORRI BLODGETT  
COUNTY CLERK  
DEPUTY: KB

Space Above This Line for Recorder's Use Only

## **WARRANTY DEED**

File No.: **629617GO (smb)**

Date: **April 19, 2017**

For Value Received, **Robert L. Bingham and Susan R. Bingham, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Scott Smith and Jolene Smith, husband and wife**, hereinafter called the Grantee, whose current address is **01 South 800 West, Fairfield, ID 83327**, the following described premises, situated in **Camas County, Idaho**, to-wit:

**Township 1 South, Range 13 East, Boise Meridian, Camas County, Idaho**

**Section 18: A parcel of land located in the Northeast Quarter of the Northeast Quarter described as follows:**

**BEGINNING** at a point 40 feet South and 25 feet West from the Northeast corner of said Section 18, which point is the intersection of the South boundary of U.S. Highway 20 and the West boundary of the County Road;  
**THENCE** Westerly along the South boundary of U.S. Highway 20 a distance of 792 feet;  
**THENCE** South parallel to the East line of Section 18 a distance of 354.3 feet;  
**THENCE** Easterly to the South boundary of U.S. Highway 20 a distance of 792 feet;  
**THENCE** North parallel to the East line of Section 18 a distance of 354.3 feet to the **POINT OF BEGINNING**.

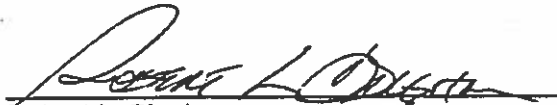
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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.

Date: 04/19/2017

Warranty Deed  
- continued

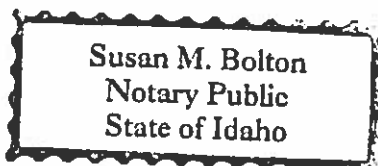
File No.: 629617GO (smb)

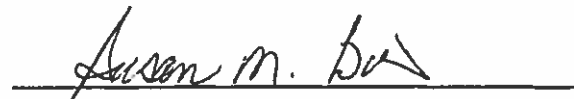
  
Robert L. Bingham

  
Susan R. Bingham

STATE OF Idaho )  
COUNTY OF Gooding )  
SS.

On this 19<sup>th</sup> day of May, 2017, before me, a Notary Public in and for said State, personally appeared **Robert L. Bingham and Susan R. Bingham**, 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 the State of Idaho  
Residing at: Gooding, ID  
My Commission Expires: 10-16-2022



**First American Title Company**  
301 Main Street, Gooding, ID 83330  
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

MAY 25 2017

DEPT OF WATER RESOURCES  
SOUTHERN REGION

IDWR  
650 Addison Ave W. Ste. 500  
Twin Falls, ID 83301

May 23, 2017  
File No.: 629617GO (smb)

Attn:

Re:

Property: **01 South 800 West, Fairfield, ID 83327**  
Buyer: **Scott Smith and Jolene Smith**  
Seller: **Robert L. Bingham and Susan R. Bingham**

- Our Check No. **1236** in the amount of **\$25.00**, representing **Water Transfer Customer**.
- Notice of Change in Water
- Recorded Warranty Deed

Sincerely,

Susan Bolton,  
Escrow Officer

smb/ca



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

May 25, 2017

SCOTT SMITH  
JOLENE SMITH  
1 S 800 W  
CORRAL ID 83322

RE: Change of Ownership for Water Right Nos. 37-13208

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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 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](http://www.idwr.idaho.gov).

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

Sincerely,

Trish Fawcett  
Technical Records Specialist

Enclosure(s)

Cc: First American Title Co. (629617GO)