

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 03 2017

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern 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. 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?
35-2914 <i>OP</i>	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: George Walters
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dan and Patricia Walters
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or
- 114 South 670 West Blackfoot ID 83221
Mailing address City State ZIP
- 757 7298 waltdani@hotmail.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 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: *Dan Walters* _____ 5-3-17
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 *JL* Date 5/3/2017 Receipt No. E042989 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 *JL* Processed by *JL* Date 5/12/17

RECORDING REQUESTED BY:
Baker & Harris
266 W Bridge
Blackfoot, ID 83221

Instrument # 664763
BINGHAM COUNTY, IDAHO
2015-02-12 11:16:20 AM No. of Pages: 2
Recorded for: BAKER & HARRIS
PAMELA W. ECKHARDT Fee: \$13.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

RECEIVED
MAY 08 2017

Department of Water Resources
Eastern Region

space above this line for Recording use only

WARRANTY DEED

For Value Received, GEORGE BRUCE WALTERS and DAISY VERLEEN WALTERS, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto DANIEL D. WALTERS and PATRICIA K. WALTERS, husband and wife, of 114 S 670 W, Blackfoot, Idaho 83221, the Grantees, the following-described premises, to-wit:

Township 3 South, Range 34 East, Boise Meridian, Bingham County, Idaho

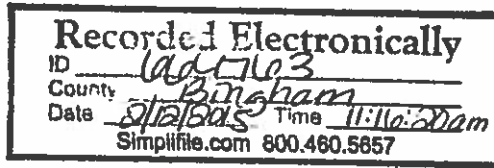
Section 12: Lots One (1), Two (2), Three (3) and Four (4); East Half of the Northwest Quarter (E1/2NW1/4), The area being conveyed by this deed is 193.60 acres, more or less.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

Excepting and reserving nevertheless the right of the Grantors to use and occupy the property herein conveyed as their personal residence (but not for rental or other income producing purposes) for the term of their natural life. The reserved rights of use and occupancy set forth herein may be terminated by the recording of a certificate signed and acknowledged by one or more of the Grantors or the Grantees certifying under oath that the reserved rights of use and occupancy have terminated by reason of the death of all persons entitled thereto, and the recording of such a certificate shall be conclusive evidence of the facts set forth therein upon which a bona fide Grantee may unqualifiedly rely without further inquiry. The Grantors shall not be accountable or liable to any person with respect to the Grantors' use or occupancy of the premises or the maintenance or upkeep thereof absent bad faith or intentional misconduct.

RECORDING REQUESTED BY:
Baker & Harris
266 W Bridge
Blackfoot, ID 83221



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For Value Received, GEORGE BRUCE WALTERS and DAISY VERLEEN WALTERS, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto DANIEL D. WALTERS and PATRICIA K. WALTERS, husband and wife, of 114 S 670 W, Blackfoot, Idaho 83221, the Grantees, the following-described premises, to-wit:

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said GRANTEES, their heirs and assigns forever. The said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of February, 2015.

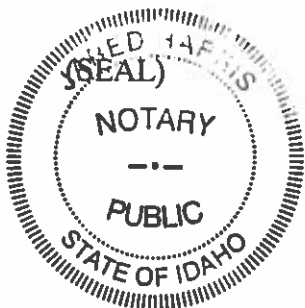
George B. Walters
George Bruce Walters

Daisy Verleen Walters
Daisy Verleen Walters

STATE OF IDAHO)
: ss.
County of Bingham)

On this 11th day of February, 2015, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared GEORGE BRUCE WALTERS and DAISY VERLEEN WALTERS, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me they executed the same.

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



David Harris
Notary Public for Idaho
Residing at: Blackfoot
My Commission Expires: 2/23/17

BUY/SELL AGREEMENT

1. PARTIES:

THIS AGREEMENT, made and entered into this 11th day of February, 2015, by and between GEORGE BRUCE WALTERS and DAISY VERLEEN WALTERS, husband and wife, hereinafter referred to as Vendors, and DANIEL D. WALTERS and PATRICIA K. WALTERS, husband and wife, of hereinafter referred to as Purchasers.

WITNESSETH:

That the said Vendors, in consideration of the covenants and agreements on the part of the said Purchasers, hereinafter contained, agree to sell and convey unto the said Purchasers, and the Purchasers agree to buy certain real property particularly described as follows, to-wit:

2. PROPERTY DESCRIPTION:

Township 3 South, Range 34 East, Boise Meridian, Bingham County, Idaho

Section 12: Lots One (1), Two (2), Three (3) and Four (4); East Half of the Northwest Quarter (E1/2NW1/4), The area being conveyed by this deed is 193.60 acres, more or less.

3. FIXTURES OR PERSONAL PROPERTY:

Attached as Schedule A

4. PURCHASE PRICE:

Purchasers agree to purchase said property for the sum of [REDACTED] in lawful money of the United States; and the Purchasers, in consideration of the premises, agree to pay to the Vendors the said sum of [REDACTED] as follows:

- b. [REDACTED] which shall bear interest at the rate of [REDACTED] per annum, and which shall be due [REDACTED]

5. CLOSING:

The parties acknowledge that the closing shall be performed by the execution, delivery, and recording as appropriate of the following documents:

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

VENDORS:

George Bruce Walters
George Bruce Walters

Daisy Verleen Walters
Daisy Verleen Walters

PURCHASERS:

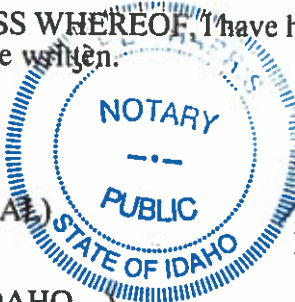
Daniel D. Walters
Daniel D. Walters

Patricia K. Walters
Patricia K. Walters

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 16th day of February, 2015, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared GEORGE BRUCE WALTERS and DAISY VERLEEN WALTERS, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

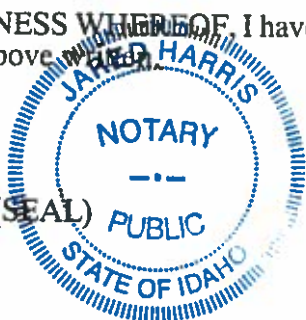
IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal, the day and year first above written.

(SEAL)  Fred Harris
Notary Public for Idaho
Residing at: Blackfoot
My Commission Expires: 2/23/17

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 16th day of February, 2015, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared DANIEL D. WALTERS and PATRICIA K. WALTERS, husband and wife, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(SEAL)  Fred Harris
Notary Public for Idaho
Residing at: Blackfoot
My Commission Expires: 2/23/17



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

May 12, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Dan Walters
Patricia Walters
114 S 670 W
Blackfoot ID 83221

RE: Change of Ownership for Water Right No(s). 35-2914

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