

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
APR 11 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?
31-7040A <i>JK</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: Circle B Farms
 Name of current water right holder/claimant

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

<u>2612 E 2300 N</u>	<u>Hammer</u>	<u>ID</u>	<u>83425</u>
Mailing address	City	State	ZIP
<u>208-521-5286</u>	<u>carlball@ida.net</u>		
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: 1994

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: *Calmwell* _____ Title, if applicable _____ Date 4-11-17
- Signature: _____ Title, if applicable _____ Date _____
- Signature of new owner/claimant Signature of new owner/claimant
- Title, if applicable Title, if applicable
- Date Date

For IDWR Office Use Only:

Received by JB Date 4/11/2017 Receipt No. E042902 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 JB Processed by JB Date 4/24/2017

WATER RIGHT DEED

FOR VALUE RECEIVED, Circle B Farms, LP, an Idaho limited partnership with its principal place of business located at 2583 E. 2100 N., Hamer, ID 83425, hereinafter called "Grantor" hereby remise, release, and forever warrant unto Ball Farms, LP, an Idaho partnership, with its principal place of business located at 2612 E. 2300 N., Hamer, ID 83425, hereinafter termed "Grantee", all of its interest in and to the following Idaho Water Right:

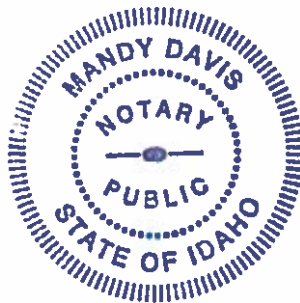
<u>Water Right Number</u>	<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Tract</u>	<u>Acres</u>	<u>County</u>
31-7040A	7N	36E	12			Jefferson

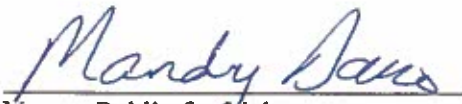
DATED This 13 day of April, 2017.


Robert M. Ball, General Partner

STATE OF IDAHO)
ss.
County of Madison)

On this 13th day of April, in the year 2017, before me, the undersigned, a Notary Public, personally appeared, **Robert M. Ball**, known or identified to me, to be the general partners of **Circle B Farms, LP** the limited partnership that executed the instrument or the person who executed the instrument on behalf of said limited partnership company and acknowledged to me that such limited partnership executed the same.




Notary Public for Idaho
Residing at: St. Anthony
My Commission Expires: 06/24/17

GRANT DEED

FOR VALUE RECEIVED, RONALD J. BALL and EMILY M. BALL, husband and wife, of P.O. Box 8, Lewisville, Idaho 83431, (an undivided 71.3% interest); CARL M. BALL and SARAH JULENE BALL, husband and wife, 2612 East 2300 North, Hamer, Idaho 83425, (an undivided 8.2% interest); and CARL M. BALL and SARAH JULENE BALL, as Trustees of the CARL BALL CHILDREN'S TRUST, for the benefit of EMILY BALL (an undivided 4.1% interest), CARL JAMES BALL (an undivided 4.1% interest), SARAH BALL (an undivided 4.1% interest), NANCY BALL (an undivided 4.1% interest), VAUGHN EGAN BALL (an undivided 4.1% interest), of 2612 East 2300 North, Hamer, Idaho 83425, ("Grantors") do hereby grant, bargain, sell, and convey unto BALL FARMS LIMITED PARTNERSHIP, an Idaho Limited Partnership, c/o Carl M. Ball, Jr., of 2612 East 2300 North, Hamer, Idaho 83425, the following described real property in Jefferson County, State of Idaho, to-wit:

Twp. 7 N., Rge. 36 E., Boise Mer.

Sec. 12: E1/2NW1/4, SW1/4NW1/4, SW1/4, and an undivided one-half (1/2) interest in and to NW1/4NW1/4 saving and excepting therefrom:

Beginning at a point that is 602.07 feet South and 4,439.69 feet West of the Northeast corner of Section 12, and running thence South 5°28'54" West 242.64 feet; thence North 88°03'50" West 250.07 feet; thence North 5°25'52" East 192.98 feet; thence North 80°52'01" East 258.11 feet to the point of the beginning.

Sec. 13: W1/2NW1/4

Sec. 14: E1/2NE1/4

RECEIVED BY
ASSESSOR
For PLATTING
Date 12-22-91 Time 3:40 p.m.

Microfilm No. 262365
37 Day December 1991
At 1:35 O'Clock P.M.
CONNIE M. KELLER
Jefferson Co. Recorder
Fee \$ 12.00 SK Deputy
Recorded at Request of
Douglas Shatkin

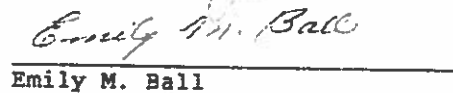
Together with all water rights appurtenant thereto, and all improvements and appurtenances, including wells and complete irrigation system.

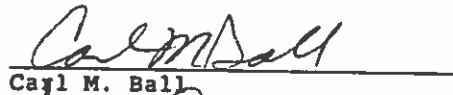
TOGETHER With all water rights appurtenant there to and any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

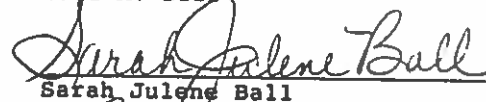
THE PROPERTY is conveyed to the Grantee Partnership in exchange for Grantee issuing Partnership Units to Grantors in the percentages heretofore specified.

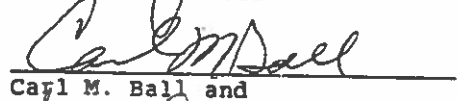
DATED This 23rd day of December, 1991.


Ronald J. Ball


Emily M. Ball


Carl M. Ball


Sarah Julene Ball


Carl M. Ball and


Sarah Julene Ball,
as Trustees of the
Carl Ball Children's Trust
for Emily Ball
for Carl James Ball
for Sarah Ball
for Nancy Ball
for Vaughn Egan Ball

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 23rd day of December, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RONALD J. BALL and EMILY M. BALL, husband and wife, and CARL M. BALL and SARAH JULENE BALL, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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




Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 8-26-92

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 23rd day of December, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared CARL M. BALL and SARAH JULENE BALL, known to me to be the persons whose names are subscribed to the within instrument as Trustees of the CARL BALL CHILDREN'S TRUST for the benefit of Emily Ball, Carl James Ball, Sarah Ball, Nancy Ball, and Vaughn Egan Ball and acknowledged to me that they executed the same as such Trustees.

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



Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 8-26-92



GRANT DEED

FOR VALUE RECEIVED, RONALD J. BALL and EMILY M. BALL, husband and wife, of P.O. Box 3, Lewisville, Idaho 83431, (an undivided 72.7% interest); ROBERT M. BALL and DEBRA E. BALL, husband and wife, 2562 East 2100 North, Hamer, Idaho 83425, (an undivided 7.8% interest); and ROBERT M. BALL and DEBRA H. BALL, as Trustees of the ROBERT M. BALL CHILDREN'S TRUST, for the benefit of NEAL ROBERT BALL (an undivided 3.9% interest), BLAKE H. BALL (an undivided 3.9% interest), MEGAN BALL (an undivided 3.9% interest), JACOB MADSEN BALL (an undivided 3.9% interest), NICHOLE BALL (an undivided 3.9% interest), of 2583 East 2100 North, Hamer, Idaho 83425, ("Grantors") do hereby grant, bargain, sell, and convey unto **CIRCLE B FARMS LIMITED PARTNERSHIP**, an Idaho Limited Partnership, c/o ROBERT M. Ball, Jr., of 2583 East 2100 North, Hamer, Idaho 83425, the following described real property in Jefferson County, State of Idaho, to-wit:

Twp. 7 N., Rge. 36 E., Boise Mer:

262363

Sec. 12: E1/2, and an undivided one-half (1/2) interest in and to NW1/4NW1/4 saving and excepting therefrom:

Beginning at a point that is 602.07 feet South and 4,439.69 feet West of the Northeast corner of Section 12, and running thence South 5°28'54" West 242.64 feet; thence North 88°03'50" West 250.07 feet; thence North 5°25'52" East 192.98 feet; thence North 80°52'01" East 258.11 feet to the point of the beginning.

Sec. 13: W1/2SW1/4

Sec. 14: E1/2SE1/4, saving and excepting therefrom:

Microfilm No. 17 Day December 1987
At 11 O'clock P M
By CONNIE M. KELLER
Jefferson Co. Recorder
Fee \$ 12.00 54 Deputy
Recorded at Request of Bruce Shatkin

RECEIVED BY
ASSESSOR
for PLATTING

Date 12-22-87 Time 4:45

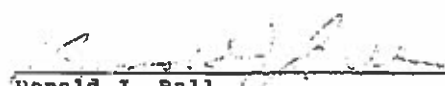
Beginning at the Southwest corner of the SE1/4 of the SE1/4 of said Section 14 and running thence East 322.10 feet along the section line, thence North 4°00'00" East 255.00 feet; thence North 48°00'00" West 458.39 feet; thence South 572.07 feet to the point of Beginning. Less any easements of right and of record Less the South 20 feet for the county road right-of-way.

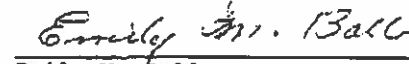
Basis of Bearing; South section line assumed East.

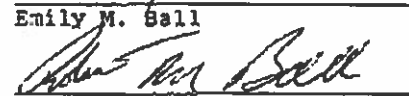
Together with all water rights appurtenant thereto, and all improvements and appurtenances, including wells and complete irrigation system.

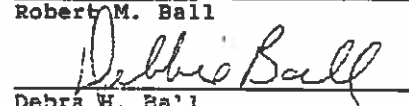
THE PROPERTY is conveyed to the Grantee Partnership in exchange for Grantee issuing Partnership Units to Grantors in the percentages heretofore specified.

DATED This 23rd day of December, 1991.


Ronald J. Ball

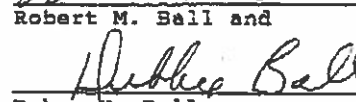

Emily M. Ball


Robert M. Ball


Debra H. Ball

Debra H. Ball

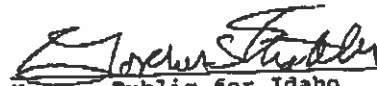

Robert M. Ball and


Debra H. Ball,
as Trustees of the
Robert M. Ball Children's Trust
for Neal Robert Ball
for Blake H. Ball
for Megan Ball
for Jacob Madsen Ball
for Nichole Ball

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 23rd day of December, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared RONALD J. BALL and EMILY M. BALL, husband and wife, and ROBERT M. BALL and DEBRA H. BALL, husband and wife, known to me to be the persons, whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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


Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 8-26-92

STATE OF IDAHO,)
 ss.
County of Madison.)

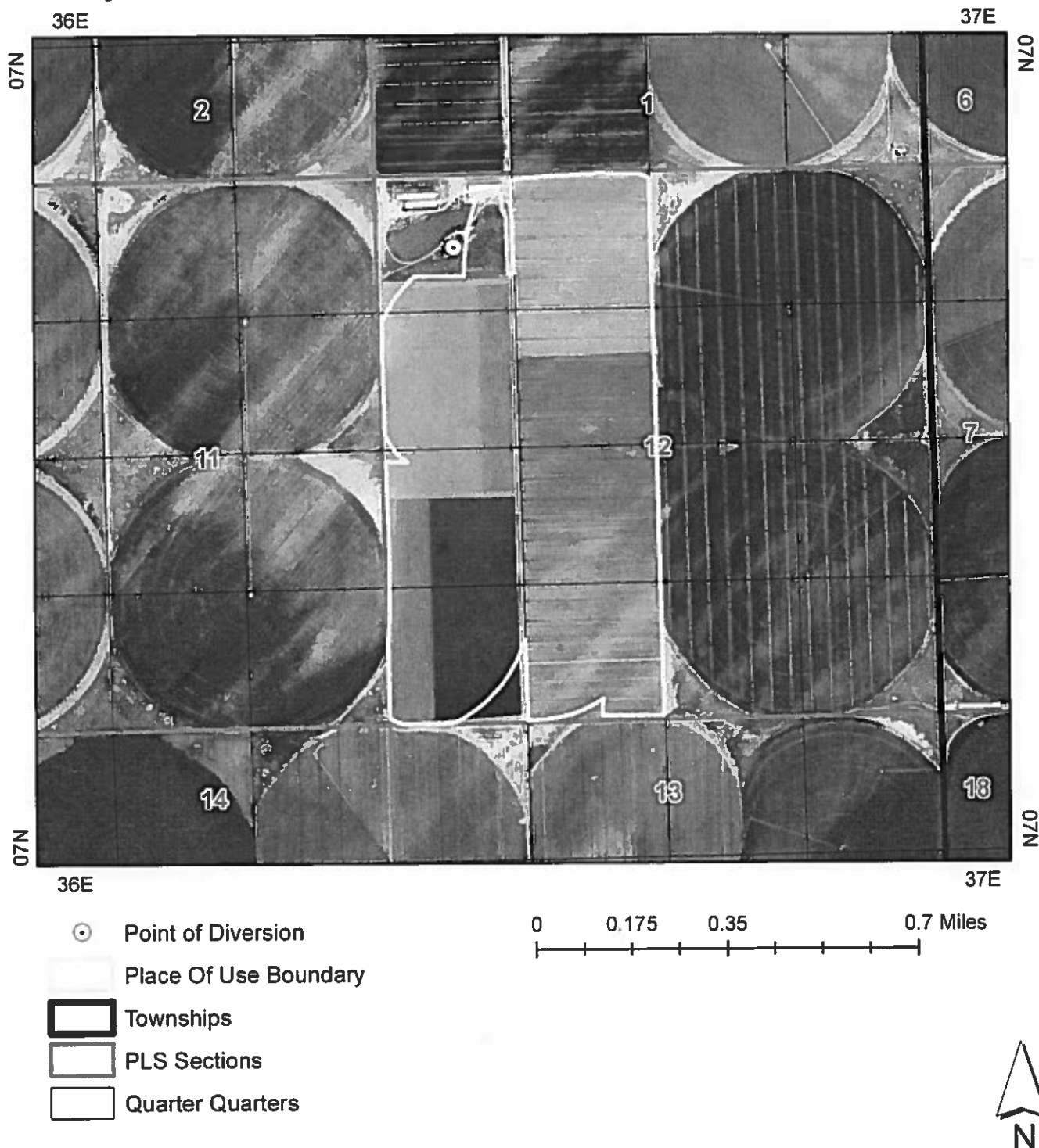
On this 23rd day of December, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared ROBERT M. BALL and DEBRA H. BALL, known to me to be the persons whose names are subscribed to the within instrument as Trustees of the ROBERT M. BALL CHILDREN'S TRUST for the benefit of Neal Robert Ball, Blake H. Ball, Megan Ball, Jacob Madsen Ball, and Nichole Ball and acknowledged to me that they executed the same as such Trustees.

State of Idaho
Department of Water Resources

Water Right
31-7040A

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.





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

April 27, 2017

C.L. "BUTCH" OTTER
Governor

Ball Farms
2612 E 2300 N
Hamer ID 83425

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 31-7040A

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 110
Jefferson Clark Ground Water District