

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 12 2016

Notice of Change in Water Right Ownership

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. 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?	Lensed to Water Supply Bank?	Water Right/Claim No.	Split?	Lensed to Water Supply Bank?
37-22198	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>split #5 37-23010</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: 5B1031 LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James Miller will get .28 cfs of this water right
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1208 East 200 N Farifield ID 83327
Mailing address City State ZIP
- 208-539-5265 J.miller159@livc.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):
 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 # 37-22198

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 8-12-2016 Receipt No. 5035665 Receipt Amt. \$125-

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 _____ 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:
e recording user
10:43:43 AM 08-10-201
2016-087302
No. PAGES: 2 FEE: \$13.00
KORRI BLODGETT
COUNTY CLERK
DEPUTY: SW

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **593706GO (smb)**

Date: **August 4, 2016**

For Value Received, **5B1031, LLC, an Idaho limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **James S. Miller, a single man**, hereinafter called the Grantee, whose current address is **1208 East 200 North, Fairfield, ID 83327**, the following described premises, situated in **Camas County, Idaho**, to-wit:

Township 1 South, Range 16 East, Boise Meridian, Camas County, Idaho

Section 9: E1/2SW1/4; SE1/4; EXCEPT Highway right of way

Section 10: W1/2SW1/4; NE1/4SE1/4

EXCEPT Highway right of way.

TOGETHER WITH .07 cfs of water from Idaho Department of Water Resources Water Right 37-22662 AND .28 cfs of water from Idaho Department of Water Resources Water Right 37-22198 and Idaho Department of Water Resources Water Right 37-13166.

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.

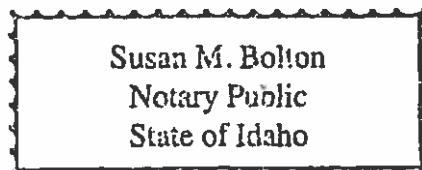
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

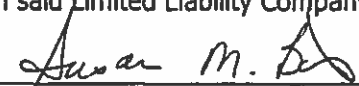
5B1031, LLC, an Idaho limited liability company

By: 
Name: Jon Brennan
Title: Managing Member

STATE OF Idaho)
SS.
COUNTY OF Gooding)

On this 9th day of August, 2016, before me, a Notary Public in and for said State, personally appeared **Jon Brennan**, known or identified to me to be the person whose name is subscribed to the within Instrument as the Managing Member of **5B1031, 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 that he executed the same in said Limited Liability Company's name.

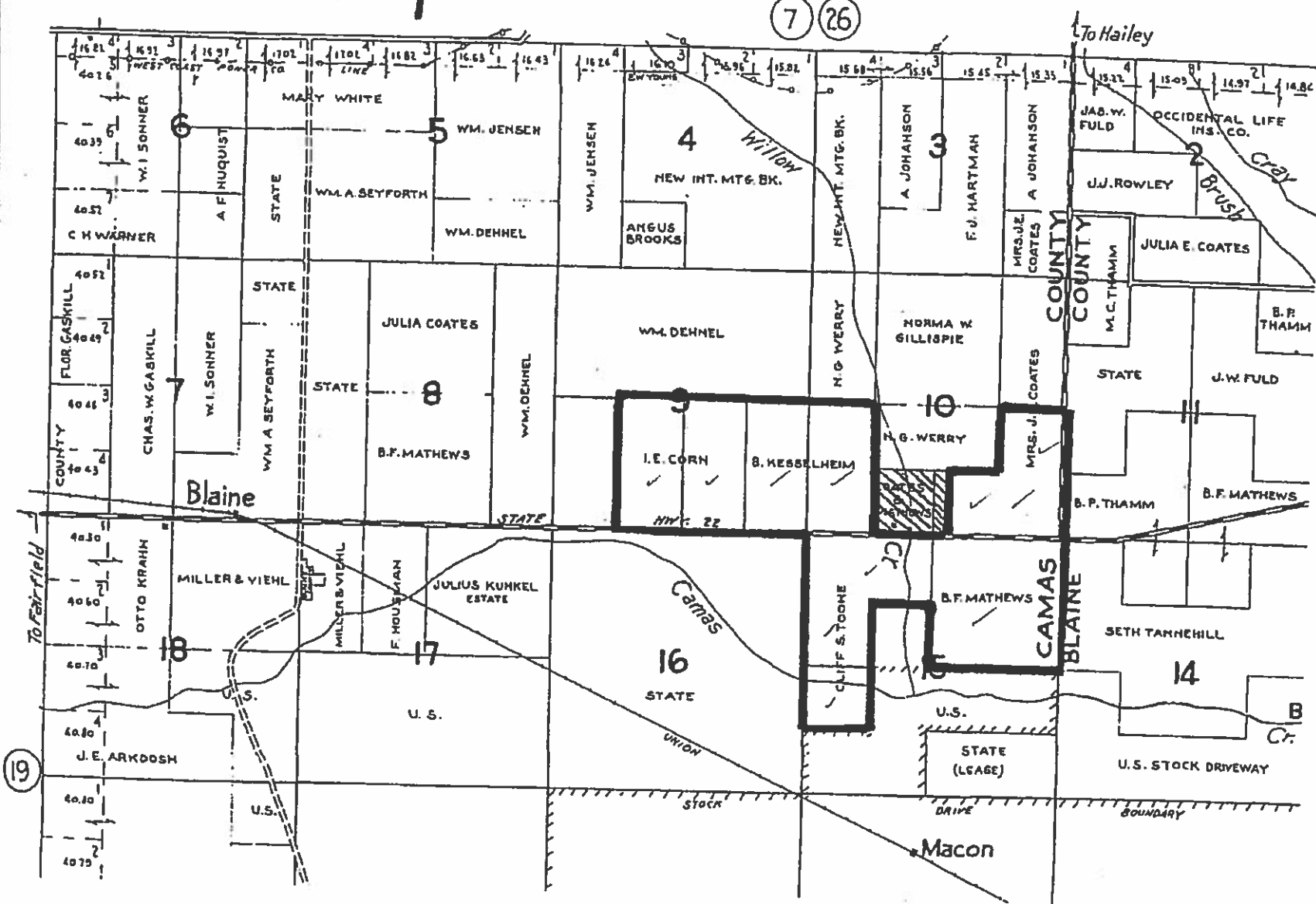




Notary Public of Idaho
Residing at: Gooding, Id
Commission Expires: 10-16-2016

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7 26





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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 30, 2016

JAMES MILLER
1208 E 200 N
FAIRFIELD ID 83327

Re: Change of Ownership of Water Right 37-13166
Split of Water Right 37-22198
Split into 37-22198 (Cody), 37-23010 (James) and 37-23011 (Dave and Linda)
Split of Water Right 37-22662
Split into 37-22662 (Cody) and 37-23012 (James)

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence splitting ownership of the above referenced water rights. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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.

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

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure

cc: First American Title Co.



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

RECEIVED

AUG 12 2016

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

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

August 10, 2016
File No.: 593706GO (smb)

Attn:

Re:

Property: **Sections 9 and 10 T1S, R16E, Camas County, ID 83327**
Buyer: **James S. Miller**
Seller: **5B1031, LLC**

- Our Check No. **6986** in the amount of **\$125.00**, representing **Water Transfer Fee**.
- Notice of Change of Water Right Ownership
- Copy of the recorded Deed
- Map

Sincerely,



Susan Bolton,
Escrow Officer

smb/tc