

RECEIVED

MAY 04 2016

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
<i>split #5</i> 43-13768 43-2356B	Yes ☒	Yes ☐	43-4130B	Yes ☒	Yes ☐
43-13769 43-2441C	Yes ☒	Yes ☐	<i>split # 4313773</i>	Yes ☐	Yes ☐
43-13770 43-4022B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
43-13771 43-4023B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
43-13772 43-4024D	Yes ☒	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: J7 LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Heath Ted Higley and Dawn M. Higley
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- Mailing address _____ City _____ State _____ ZIP _____
- 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: April 28, 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):
 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 # 43-2356B

8. Signature: Heath Ted Higley Title, if applicable _____ Date 4/28/2016
 Signature: Dawn M. Higley Title, if applicable _____ Date 4/28/2016

For IDWR Office Use Only:

Received by DM Date 5-4-2016 Receipt No. 5035438 Receipt Amt. \$1600-

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 _____



CASSIA COUNTY
RECORDED FOR:
TITLEONE - BURLEY
12:35:36 PM 04-29-2016
2016-001692
NO. PAGES: 2 FEE: \$13.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Order Number: 16269074.2

WARRANTY DEED

For Value Received,

J7 LLC, an Idaho limited liability company, the Grantor, does hereby grant, bargain sell and convey unto, Heath Ted Higley and Dawn M. Higley, husband and wife, whose current address is 1971 South 2350 East, Malta, ID 83342, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

PARCEL NO. 1:
TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: Lots 3 and 4, N $\frac{1}{2}$ NE $\frac{1}{4}$ (Lots 1 and 2), N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 2:
TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described tract:

Beginning at the Northeast corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 32, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 00°13'45"East along the East line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 30.00 feet;
Thence North 89°41'10"West for a distance of 42.13 feet to a 1/2 inch rebar;
Thence North 89°41'10"West for a distance of 1886.45 feet to a 1/2 inch rebar;
Thence South 46°51'02"West for a distance of 956.17 feet to a 1/2 inch rebar on the West line of the S $\frac{1}{2}$ SE $\frac{1}{4}$;
Thence North 43°59'07"West for a distance of 919.01 feet to a 1/2 inch rebar;
Thence North 89°41'10"West for a distance of 1963.97 feet to a 1/2 inch rebar;
Thence North 89°41'10"West for a distance of 29.10 feet to the West line of the S $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence North 00°12'50"West along said line for a distance of 30.00 feet to the Northwest corner of the S $\frac{1}{2}$ SW $\frac{1}{4}$ marked by a 5/8 inch rebar;
Thence South 89°41'10"East along the North line of the S $\frac{1}{2}$ SW $\frac{1}{4}$ for a distance of 2628.77 feet to the Northeast corner of the S $\frac{1}{2}$ SW $\frac{1}{4}$ marked by a 5/8 inch rebar;
Thence South 89°41'10"East along the North line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 2628.70 feet to the Point of Beginning.



TitleOne
a title & escrow co.

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: 04/27/2016

J7 LLC, an Idaho limited liability company

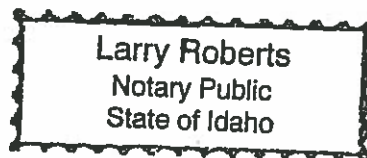
BY: Jeff Johnson
Jeff Johnson, Manager

State of Idaho, County of Cassia, ss.

On this 28th day of April 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Jeff Johnson, known or identified to me to be a Manager of J7, LLC the limited liability company that executed the within instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

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

Larry Roberts
Notary Public for Idaho
Residing In: Cur Falls, ID
My Commission Expires: 6-30-21





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 833301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 8, 2016

J7 LLC
C/O JEFF JOHNSON
PO BOX 147
MALTA ID 83342-0147

HEATH HIGLEY
DAWN HIGLEY
1971 S 2350 E
MALTA ID 83342

Re: Change of Ownership/Split of Water Rights 43-2356B, 43-2441C, 43-4022B, 43-1023B,
43-4024D and 43-4130B

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence splitting ownership of the above referenced water rights. These water rights have been split as follows:

<u>Water Right</u>	<u>J7 LLC</u>	<u>Higley</u>
43-2356B	43-2356B	43-13768
43-2441C	43-2441C	43-13769
43-4022B	43-4022B	43-13770
43-4023B	43-4023B	43-13771
43-4024D	43-4024D	43-13772
43-4130B	43-4130B	43-13773

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.

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

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: TitleOne (File 16269074.2)

RECEIVED

MAY 04 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION



TitleOne
a title & escrow co.

April 29, 2016

Trish Fawcett
ID Dept. of Water Resources
650 Addison Avenue West, Ste. 500
Twin Falls, ID 83301

RE: TitleOne File No. 16269074.2
Heath Ted Higley

Dear Trish:

Enclosed with this letter please find the following documents in connection with the above referred to transaction:

1. The original executed Notice of Change in Water Right Ownership.
2. A copy of the recorded Warranty Deed.
3. Land Title and Escrow, Inc. dba TitleOne's check no. 6061 payable to the Idaho Department of Water Resources in the amount of \$600.00 for the transfer fees.

Would you please make the necessary changes to indicate Heath Ted Higley and Dawn M. Higley as the new owners for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions, or if TitleOne may be of further assistance, please do not hesitate to contact this office.

Very truly yours,
TITLEONE

Nancy Garrett
Administrative Assistant

AR/nrg
Enc.