

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JUL 05 2016
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?
34-7107	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-710A	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Fern & Glenn Guthrie
Name of current water right holder/claimant
- ☒ New Owner(s)/Claimant(s): Phillip A Traugher
New owner(s) as listed on the conveyance document
- 3328 W 3120 N Moore ID 83255
Mailing address City State ZIP
- 589 2385
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.

☒ Date you acquired the water rights and/or claims listed above: April 29 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):

- ☒ \$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.

SUPPORT DATA

IN FILE # 34-710A

Signature: [Signature] OWNERS 7/5/16
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by JBS Date 7/5/2016 Receipt No. E042246 Receipt Amt. \$50.-

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 [Signature] Processed by [Signature] Date 7/27/2016



Order Number: 1787

NO. J053740
RECORDED

APR 29 2016

3:07

A.M. P.M.
BUTTE COUNTY RECORDER

[Signature]

Warranty Deed

For value received,

Tommy E. Guthrie and Lydia L. Guthrie, husband and wife,

the grantor, does hereby grant, bargain, sell, and convey unto

Phillip Alan Traughber,
~~Phillip Traughber~~, an unmarried man, *AT 4/29/16*

whose current address is 3328 W. 3120 N., Moore, ID 83255

the grantee, the following described premises, in Butte County, Idaho, to wit:

Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho

Section 28: That part of the SW1/4NE1/4 described as beginning at the Southeast corner thereof;
thence West 648.12 feet to the right-of-way of the Oregon Short Line Railroad;
thence N. 23° West, along said right-of-way, 570 feet;
thence East 209 feet;
thence N. 23° West, 209 feet;
thence East 785 feet to the East line of the SW1/4NE1/4;
thence South to the Point of Beginning;

AND

All that part of the NW1/4SE1/4 lying East of the Oregon Short Line Railroad.

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: April 26, 2016

Tommy E. Guthrie

Tommy E. Guthrie

Lydia L. Guthrie

Lydia L. Guthrie

the grantor, does hereby grant, bargain, sell, and convey unto
Phillip Alan Traugher, ~~Phillip Traugher~~, an unmarried man, 4/28/16

whose current address is 3328 W. 3120 N., Moore, ID 83255

the grantee, the following described premises, in Butte County, Idaho, to wit:

Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho

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thence West 648.12 feet to the right-of-way of the Oregon Short Line Railroad;
thence N. 23° West, along said right-of-way, 570 feet;
thence East 209 feet;
thence N. 23° West, 209 feet;
thence East 785 feet to the East line of the SW1/4NE1/4;
thence South to the Point of Beginning;
AND

All that part of the NW1/4SE1/4 lying East of the Oregon Short Line Railroad.

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: April 26, 2016

Tommy E. Guthrie
Tommy E. Guthrie

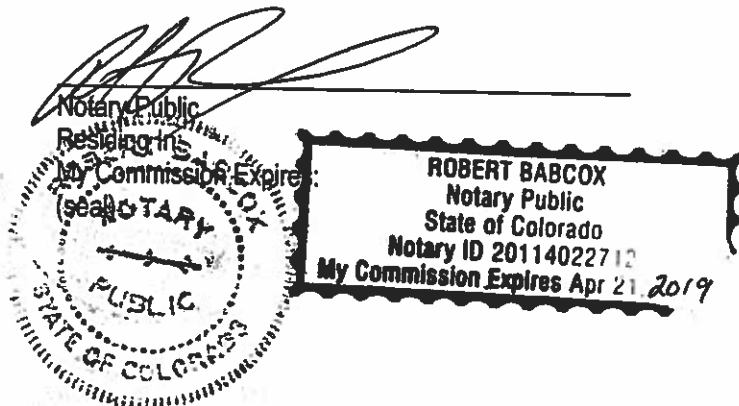
Lydia L. Guthrie
Lydia L. Guthrie

State of COLORADO

ss.

County of MSA

On this 26th day of April in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Tommy E. Guthrie and Lydia L. Guthrie, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.





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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 29, 2016

Phillip Traughber
3328 W 3120 N
Moore ID 83255

RE: Change of Ownership for Water Right No(s). 34-710A & 34-7107

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 34