

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 30 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?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-14433	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: The Conservation Fund (from John Herrmann)
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): United States-National Park Service
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
1201 Oak Ridge Drive Ste 250 Fort Collins CO 80525
Mailing address City State ZIP
(970) 225-3526 eric_lord@nps.gov
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: 12-8-2010
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: C. N. Lind, acting for Acting Chief, Water Rights Branch June 23, 2016
Signature of new owner/claimant Debra E. Fisher Title, if applicable Date

Signature: _____

Signature of new owner/claimant	Title, if applicable	Date
_____	_____	_____

For IDWR Office Use Only:

Received by DM Date 6-30-2016 Receipt No. 5035558 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 _____ Processed by _____

Instrument # 2106418

JEROME COUNTY, JEROME, IDAHO
12-16-2010 09:28:36 No. of Pages: 6
Recorded for: LAND TITLE AND ESCROW INC
MICHELLE EMERSON
Ex-Officio Recorder Deputy *[Signature]* Fee: 23.00

When recorded, return to:
National Park Service
Columbia Cascades Land Resources Program Center
168 South Jackson Street
Seattle, WA 98104

Grantor: The Conservation Fund, a Maryland non-profit corporation
Grantee: United States of America
Tax Account Nos:
RP08S19E334804A
RP08S19E329980A

WARRANTY DEED.

The Grantor, THE CONSERVATION FUND, a Maryland non-profit corporation, for and in consideration of THREE HUNDRED EIGHTY THOUSAND AND NO/100 DOLLARS (\$380,000.00), to it paid, receipt of which is hereby acknowledged, does hereby convey and warrants to the UNITED STATES OF AMERICA and its assigns, the following described property located in the County of Jerome, State of Idaho to wit:

See Exhibit "A" attached hereto and by reference made a part hereof, together with the easement described in Exhibit "B" attached hereto and by reference made a part hereof for water delivery as reserved in Special Warranty Deed recorded June 15, 2009, as Instrument No. 2092931 for benefit of property conveyed herein.

The land hereinabove described contains 137.39 acres, more or less.

The land is conveyed subject to existing easements of record for public roads and highways, public utilities, railroads and pipelines. AND SUBJECT to the following documents: (1) Right of way for roads, canals, laterals, and waste ditches as contained in an agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15, page 589, in Jerome County Records; (2) Power line easement given by John W. Herrmann and Elfrieda E. Herrmann, his wife, to Idaho Power Company, a corporation, dated February 3, 1965, recorded May 4, 1965, in Book 168 Misc. at Page 483, Jerome County records; (3) Power line easement given by John W. Herrmann and Elfrieda E. Herrmann, his wife, to Idaho Power Company, a corporation, dated September 9, 1969, recorded October 3, 1969 as Instrument Number 182261, Jerome County records; (4) Power line easement given by John W. Herrmann and Elfrieda E. Herrmann, his wife, to Idaho

Minidoka National Historic Site

Tract Nos. 01-104 & 01-106

Power Company, a corporation, dated September 1, 1969, recorded May 20, 1970, as Instrument Number 184932, Jerome County records; (5) Reservations set forth in Patent from the United States of America to John W. Herrmann recorded May 21, 1981, as Instrument Number 257928, Jerome County records, and (6) Right of way easement given by John W. Herrmann and Elfrieda E. Herrmann, his wife, to Idaho Power Company, a corporation, dated December 6, 1990, recorded January 9, 1991, as Instrument Number 910083, Jerome County records;

(7) Interim and Recordable Contract by and between the United States of America, acting through the Secretary of the Interior, and Tennessee Cue Robison and Anne Louise Robison, husband and wife, dated May 4, 1949, recorded May 25, 1949, in Book 143 at page 16 as Instrument Number 105936, Jerome County Records; and (8) Power line easement given by T.C. Robison and Anna Louise Robison, husband and wife, to Idaho Power Company, a corporation, dated August 14, 1975, recorded November 21, 1975, in Book 184 Page 1178 as Instrument Number 215169, Jerome County records, affecting the SE1/4SE1/4 of Section 32, Township 8 South, Range 19 East, Buise Meridian.

TO HAVE AND TO HOLD the above granted and described premises, together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in any way appertaining, unto said UNITED STATES OF AMERICA and its assigns forever.

The Grantor further remises, releases, and forever quitclaims to the UNITED STATES OF AMERICA, and its assigns, all right, title and interest which the Grantor may have in the banks, beds and waters of any streams bordering the said land conveyed including water rights, and also all interest in any alleys, roads, streets, ways, strips, gores or railroad rights-of-way abutting or adjoining said land and in any means of ingress or egress appurtenant thereto.

The land is being acquired by the Department of Interior, National Park Service.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hands this 8th day of December, 2010.

THE CONSERVATION FUND,
a Maryland non-profit corporation

By: 

Its: Exec. V.P.



Mimidoka National Historic Site

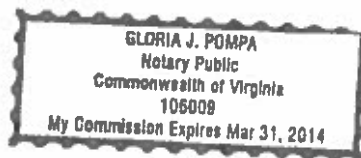
Tract Nos. 01-104 & 01-106

ACKNOWLEDGMENT

COMMONWEALTH
State of VIRGINIA
County of ARLINGTON) ss.

On this 8th day of December, 2010, before me COMMONWEALTH
GLORIA J. POMPA, the undersigned Notary Public in and for the state of
VIRGINIA, personally appeared RICHARD L. GENDMAN personally known to
me (or proved to me on the basis of satisfactory evidence) to be the person who executed the
within instrument as Exec. Vice President on behalf of The Conservation Fund, the
corporation therein named and acknowledged to me that the corporation executed said
instrument as its free and voluntary act and deed for the purposes therein mentioned, and on oath
stated that he was authorized to so execute said instrument.

Gloria J. Pompa
Print Name: GLORIA J. POMPA
Notary Public in and for the State of VIRGINIA COMMONWEALTH
Residing at ALEXANDRIA, VA
My commission expires 3/31/14



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Tract Nos. 01-104 & 01-106

EXHIBIT "A"
LEGAL DESCRIPTION OF PROPERTY

Parcel 1

Township 8 South, Range 19 East, Boise Meridian, Jerome County,
State of Idaho
Section 33: Farm Unit G, Tract H

And the following described parcel:

Parcel 2

Part of Tract C in Section 32 of Township 8 South, Range 19 East of the Boise
Meridian, Jerome County, State of Idaho.

Beginning at the Southeast corner of Section 32 of Township 8 South, Range
19 East, Boise Meridian said corner marked by a USGLO iron pipe with
brass cap; Thence North 00°12'17" West along the east line of Section
32 for a distance of 331.83 feet to Corner No. 6 of Tract C, said
corner being marked by a USBLM aluminum pipe with cap which shall be
the Point of Beginning;

THENCE North 89°33'22" West along the tract line common to Tract C and
Tract 37 for a distance of 330.50 feet to Corner No. 5 of Tract C said
corner marked by a USGLO iron pipe with brass cap;

THENCE South 45°10'51" West along the tract line common to Tract C and
Tract 37 for a distance of 465.57 feet to Corner No. 4 of Tract C said
corner marked by a USGLO iron pipe with brass cap and a USBR iron pipe
with brass cap;

THENCE North 45°21'33" West along the tract line common to Tract C and
Lot 5 for a distance of 210.23 feet to an un-numbered tract corner for
Tract C;

THENCE South 87°46'27" West along the tract line common to Tract C and
Lot 5 for a distance of 178.60 feet;

THENCE North 00°15'36" East for a distance of 9.09 feet to a 1/2"
rebar;

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THENCE North 00°15'36" East for a distance of 486.30 feet to a 1/2" rebar;

THENCE South 89°59'35" East for a distance of 314.17 feet to a 1/2" rebar;

THENCE South 29°16'53" East for a distance of 333.28 feet to a 1/2" rebar;

THENCE North 50°02'20" East for a distance of 322.44 feet to a 1/2" rebar;

THENCE North 36°03'32" East for a distance of 217.57 feet to a 1/2" rebar;

THENCE North 24°56'55" East for a distance of 261.03 feet to a 1/2" rebar;

THENCE North 90°00'00" East for a distance of 26.24 feet to the east line of Section 32;

THENCE South 00°11'44" West along the east line of Section 32 for a distance of 639.48 feet to the Point of Beginning.

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Exhibit "B"
WATER DELIVERY EASEMENT
LEGAL DESCRIPTION

Part of the Tract C in Section 32 of Township 8 South, Range 19 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at the East 1/4 corner of Section 32 of Township 8 South, Range 19 East, Boise Meridian, said corner marked by a 5/8" rebar;

THENCE South 00°11'48" West along the east line of Section 32 for a distance of 77.26 feet to Corner No. 7 of Tract G;

THENCE South 76°02'27" West for a distance of 705.74 feet to Corner No. 1 of Tract C;

THENCE South 75°53'06" West along the north line of Tract C for a distance of 670.84 feet to the Point of Beginning;

THENCE South 12°17'15" East for a distance of 1627.76 feet;

THENCE North 89°59'34" West for distance of 5.12 feet to a 1" rebar;

THENCE South 00°15'36" West for a distance of 23.02 feet;

THENCE North 12°17'15" West for a distance of 1648.81 feet to the North line of Tract C;

THENCE North 75°53'06" East along the North line of Tract C for a distance of 10.00 feet to the Point of Beginning.

Minidoka National Historic Site

Tract Nos. 01-104 & 01-106



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

July 1, 2016

ATTN ERIC LORD
USDI NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
1201 OAKRIDGE DR STE 250
FORT COLLINS CO 80525-5596

RE: Change of Ownership for Water Right Nos. 36-14433

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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 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, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE
Water Resources Division
1201 Oakridge Drive, Suite 250
Fort Collins, Colorado 80525-5596



RECEIVED

JUN 30 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

June 23, 2016

Idaho Department of Water Resources
Southern Region
650 Addison Ave W, Ste 500
Twin Falls, Idaho 83301-3380

RE: Notice of Change in Water Right Ownership, Water Right No. 36-14433

In 2010, The Conservation Fund conveyed a parcel of land to the National Park Service for inclusion within the Minidoka National Historic Site. It has come to our attention that a water right—No. 36-14433—is not registered in the name of the United States. We desire to change the ownership of the right to reflect that it is now in the name of the United States.

Please find attached the following:

1. A Notice of Change in Water Right Ownership, completed and signed,
2. The filing fee of \$25.00 (check), and,
3. A copy of the deed by which the appurtenant parcel was conveyed from The Conservation Fund to the United States.

If you have questions or concerns, please contact Eric Lord at 970 225-3526 or at Eric_Lord@nps.gov.

Sincerely,

Peter A. Fahmy
Acting Chief, Water Rights Branch

Enclosures (3)

Cc: Judy Geniac, Superintendent, Minidoka National Historic Site