

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

APR 13 2016

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?
36-7060	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-7948	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-14431	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: David W. Baxter Elizabeth R Baxter
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cody W. Baxter and Mydona N. Baxter
New owner(s) as listed on the conveyance document
- 526 E 250 S Jerome ID 83338
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: December 16, 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 # 36-7060

8. Signature: Cody W. Baxter owner 3-20-16
Signature of new owner/claimant Title, if applicable Date
- Signature: Mydona N. Baxter owner March 20, 2016
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Am Date 4-13-2016 Receipt No. 5035395 Receipt Amt. \$15-

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 _____



Instrument # 2155020
JEROME COUNTY, JEROME, IDAHO
12-16-2016 02:57:03 PM No. of Pages: 2
Recorded for: TITLEONE - JEROME
MICHELLE EMERSON Fee: \$13.00
Ex-Officio Recorder Deputy: jw
Electronically Recorded by Simplifile

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

Order Number: 15258658

Warranty Deed

For value received,

D&E Baxter Properties, L.C., an Idaho limited liability company

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

Cody W. Baxter and Mydona N. Baxter, husband and wife, as community property with right of survivorship

whose current address is 526 E 250 S Jerome, ID 83338

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

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 12: NW¼; N½SW¼;

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 160.0 shares of capital stock in the North Side Canal Company, Ltd.

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.

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)



Order Number: 15258658

Warranty Deed

For value received,

D&E Baxter Properties, L.C., an Idaho limited liability company

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

Cody W. Baxter and Mydona N. Baxter, husband and wife, as community property with right of survivorship

whose current address is 526 E 250 S Jerome, ID 83338

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

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 12: NW¼; N½SW¼;

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 160.0 shares of capital stock in the North Side Canal Company, Ltd.

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.

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

Dated: December 9, 2015

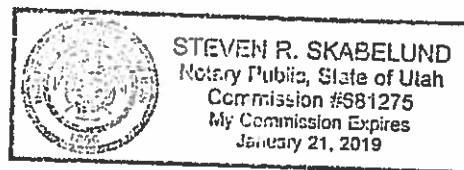
David W. Baxter
David W. Baxter, manager

State of UTAH, County of UTAH, ss.

On this 15 day of December 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared David W. Baxter, known or identified to me to be a Member of 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.

Steven R. Skabelund
Notary Public for _____
My Commission Expires: _____
Residing: _____





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

April 14, 2016

CODY BAXTER
MYDONA BAXTER
526 E 250 S
JEROME ID 83338

RE: Change of Ownership for Water Right Nos. 36-7060, 36-7948 and 36-14431

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, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (File 15258658)



RECEIVED

APR 13 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

15258658

Jerome

April 11, 2016

Idaho Dept of Water Resources
Attn: Trish
650 Addison Ave West, Suite 500
Twin Falls, ID 83301

RE: Cody and Mydona Baxter
Notice of Change in Water Right Ownership

Dear Trish:

Enclosed, please find the following in connection with the above referenced transaction:

- Check No. 4990 in the amount of \$75.00 for transfer of (3) water rights
- Original signed Notice of Change in Water Right Ownership form
- Copy of the recorded Warranty Deed, Instrument No. 2155020, Jerome County, Idaho

If you have any questions regarding this matter, please do not hesitate to contact this office at 208-324-3357.

Very truly yours,

Laury Lamb
Escrow Officer
llamb@titleonecorp.com

/ljl
encs