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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

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?
74-605A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
74-7067	Yes ☐	Yes ☐		Yes ☐	Yes ☐
74-15794	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Robert G Barningham - Nola Barningham
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James C. Marynel Malcom Tiffany Ann Malcom
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or

10 Beehive Ln Salmon ID 83467
Mailing address City State ZIP
208 768 7186 marynel.malcom@yahoo.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: 4/11/16

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 # 74-7067

8. Signature: James C Malcom 4/22/16
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

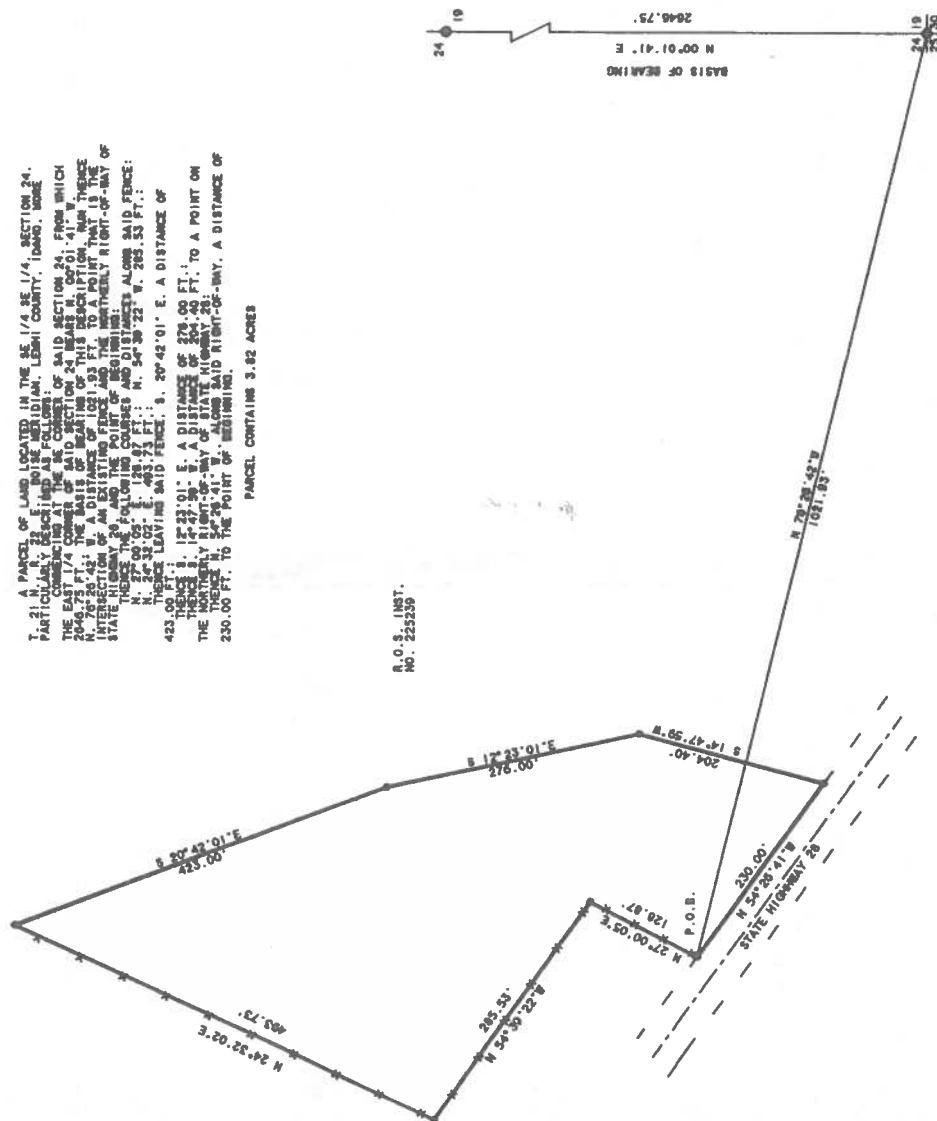
Received by [Signature] Date 4/29/2016 Receipt No. E0420516 Receipt Amt. \$ 75 -
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by [Signature] Date 5-12-16



RECORD OF SURVEY

LOCATED IN THE SE 1/4 SE 1\4. SECTION 24, T. 21 N.,

R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO



A.O.S. INST.
NO. 225239

PARCEL CONTAINS 3.12 ACRES

DESCRIPTION OF PARCEL

T-21 N. 1/4 S. 22 E. POLAR MERIDIAN, LEBAN COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE EAST 1/4 CORNER OF SAID SECTION 24, NEARLY 1/4 MILE FROM WHICH THE EAST 1/4 CORNER OF SAID SECTION 25, NEARLY 1/4 MILE, BEING THE SOUTHS OF BEARING OF THIS DESCRIPTION, N. 40° 41' 40" E., A DISTANCE OF 102.93 FT., TO A POINT THAT IS THE INTERSECTION OF AN OLD DISTRICT ROAD OF 102.93 FT. TO A POINT THAT IS THE INTERSECTION OF SAID DISTRICT ROAD AND THE RIGHT-OF-WAY OF STATE HIGHWAY 20, AND THE POINT OF BEGINNING. THE FOLLOWING COURSES AND DISTANCES ALONG SAID FENCE: N. 34° 30' 22" W., 285.53 FT.; N. 24° 33' 00" W., 483.35 FT.; N. 30° 42' 01" E., 251.93 FT.; N. 23° 23' 01" E., A DISTANCE OF 376.00 FT.; N. 42° 49' 30" E., A DISTANCE OF 350.40 FT., TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 20; N. 23° 23' 01" E., A DISTANCE OF 376.00 FT., TO THE POINT OF BEGINNING; S. 23° 00' 00" E., A DISTANCE OF 230.00 FT., TO THE POINT OF BEGINNING.

PARCEL CONTAINS 3.12 ACRES

A.O.S. INST.
NO. 225239

SURVEYOR'S CERTIFICATE

THIS MAP REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION FROM EXISTING FIELD EVIDENCE IN CONFORMANCE WITH THE REQUIREMENTS OF CHAPTERS 10 AND 19, TITLE 55, IDAHO CODE.
SURVEYED ON 3/07/1996 FOR BRIDELL FAUX

COUNTY RECORDER'S
CERTIFICATE

RECORDED OF CUSTER COUNTY

TIME 2:30. DAY 31 MONTH: Mar 1996

BOOK: 9 PAGE: 43 INST. NO. 23814

RECORDED
Alvin W. Wunders

2000-2001

WADE SURVEYING
P.O. BOX 1175
08-755-3070
SALMON, IDAHO
83467



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:302848

FOR VALUE RECEIVED

Robert G. Barningham and Nola L. Barningham, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

James C. Malcom and Marynel G. Malcom, husband and wife
whose current address is

**10 Bee Hive Lane
Salmon, ID 83467**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 24, T. 21 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 24, FROM WHICH THE EAST ¼ CORNER OF SAID SECTION 24 BEARS N. 00° 01' 41" W., 2646.75 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 76° 26' 42" W. A DISTANCE OF 1021.93 FT. TO A POINT THAT IS THE INTERSECTION OF AN EXISTING FENCE AND THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 28, AND THE POINT OF BEGINNING;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID FENCE;

N. 27° 00' 05" E., 128.87 FT.; N. 54° 39' 22" W., 285.53 FT.; N. 24° 32' 02" E., 493.73 FT.;

THENCE LEAVING SAID FENCE, S. 20° 42' 01" E. A DISTANCE OF 423.00 FT.;

THENCE S. 12° 23' 01" E. A DISTANCE OF 276.00 FT.;

THENCE S. 14° 47' 59" W. A DISTANCE OF 204.40 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 28;

THENCE N. 54° 26' 41" W., ALONG SAID RIGHT-OF-WAY, A DISTANCE OF 230.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

QUITCLAIM DEED

ATEC ORDER NO.: 302848

FOR VALUE RECEIVED,

James C. Malcom and Marynel G. Malcom, husband and wife

do(es) hereby convey, release, remise and forever quitclaim unto

James C. Malcom and Marynel G. Malcom, husband and wife and Tiffany Ann Malcom, a single woman

whose current address is: 10 Beehive Lane, Salmon, ID 83467

the following described premises:

A PARCEL OF LAND LOCATED IN THE SE1/4SE1/4, SECTION 24, T. 21 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SE CORNER OF SAID SECTION 24, FROM WHICH THE EAST ¼ CORNER OF SAID SECTION 24 BEARS N. 00° 01' 41" W., 2646.75 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 76° 26' 42" W. A DISTANCE OF 1021.93 FT. TO A POINT THAT IS THE INTERSECTION OF AN EXISTING FENCE AND THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 28, AND THE POINT OF BEGINNING;

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N. 27° 00' 05" E., 128.87 FT.; N. 54° 39' 22" W., 285.53 FT.; N. 24° 32' 02" E., 493.73 FT.;

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THENCE S. 12° 23' 01" E. A DISTANCE OF 276.00 FT.;

THENCE S. 14° 47' 59" W. A DISTANCE OF 204.40 FT. TO A POINT ON THE NORTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 28;

THENCE N. 54° 26' 41" W., ALONG SAID RIGHT-OF-WAY, A DISTANCE OF 230.00 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: April 11, 2016

James C. Malcom
James C. Malcom

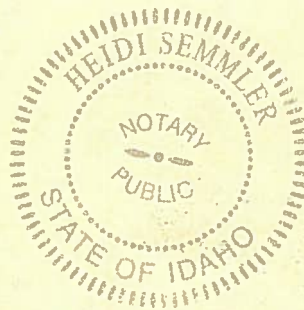
Marynel G. Malcom
Marynel G. Malcom,

State of Idaho } ss
County of Lemhi}

On this 11th day of April, 2016, before me,

Heidi Semmler, a Notary Public in and for said state,
personally appeared James C. Malcom and Marynel G. Malcom, known or
identified to me to be the person(s) whose name(s) is/are subscribed to the within
Instrument and acknowledged to me that he/she/they executed same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year in this certificate first above written.

Heidi Semmler
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 19, 2021





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 12, 2016

JAMES C MALCOM
MARYNEL G MALCOM
TIFFANY ANN MALCOM
10 BEE HIVE LN
SALMON ID 83467

Re: Change of Ownership for Water Right/Permit No(s): 74-605A, ~~74~~15794

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

Please note, the ownership of water right 74-7067 was not updated. This water right was decreed disallowed in the Snake River Basin Adjudication and is no longer a valid right. A refund of \$25 has been requested and will be sent to you under separate cover from the State Controller's Office within 10 days.

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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 74

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: May 12, 2016
RE: **Refund: Change of Ownership**

Please refund ~~\$25.~~ Overpayment 

NAME: JAMES MALCOM

ADDRESS: 10 BEE HIVE LN
SALMON ID 83467

RECEIPT #: E042056

Thank you.

Jean