

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 15 2016

DEPT OF WATER RESOURCES
SOUTHERN 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?
36-02394	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: Quinn W Bailey / Patsy J. Bailey
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Calvin M. Bailey / DeAnn W. Bailey
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 658 E 500N Rupert ID 83351
Mailing address City State ZIP
- 208-436-0148 cdbailey@pmt.org
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: Oct 28, 2009
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: Calvin M. Bailey 4-12-16
Signature of new owner/claimant Title, if applicable Date
- Signature: DeAnn W. Bailey 4-12-16
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by AM Date 4-15-2016 Receipt No. 5035401 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 _____ Processed by _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED, Quinn W. Bailey and Patsy J. Bailey, husband and wife, of 650 East 500 North, Rupert, Idaho 83350, hereinafter referred to as the "Grantor", hereby grants, bargains, sells and conveys unto Calvin M. Bailey and DeAnn W. Bailey, husband and wife, of 658 East 500 North, Rupert, Idaho 83350, the below described real property as more particularly set forth on Exhibit "A" attached hereto and incorporated herein as though set forth at length, together with any and all water rights appurtenant to the above described property.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's successors and assigns forever. The Grantor does hereby covenant to and with the said Grantee that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except easements of record and as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 28 day of October, 2009.

Quinn W. Bailey
Quinn W. Bailey

Patsy J. Bailey
Patsy J. Bailey

Instrument # 505020
MINIDOKA COUNTY, RUPERT, IDAHO
10-28-2009 03:37:31 No. of Pages: 4
Recorded for : RUPERT LAND TITLE
DUANE SMITH Fee: 12.00
Ex-Officio Recorder Deputy lis

EXHIBIT "A"

SE¼ and that portion of the SW¼ lying south of the B-25 Canal, all in Section 28, Township 8 South, Range 25 East, Boise Meridian, Minidoka County, Idaho.

LESS:

Part of the south ½ of Section 28 of Township 8 South, Range 25 East of the Boise Meridian, Minidoka County, State of Idaho.

Beginning at the south ¼ section corner of Section 28 of T.8 S., R. 25 E., B.M. said corner marked by a ½" rebar which shall be the Point of Beginning; THENCE North 00° 13' 35" East for a distance of 338.17 feet; THENCE South 85° 42' 02" East for a distance of 7.54 feet to a ½" rebar; THENCE South 85° 42' 02" East for a distance of 326.95 feet to a ½" rebar; THENCE South 00° 13' 35" West for a distance of 314.41 feet to a ½" rebar on the south line of Section 28; THENCE North 89° 46' 25" West along section for a distance of 333.65 feet to the Point of Beginning.

Said property contains 2.50 acres more or less and is subject to a 25 foot wide county road right of way along the south side.



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 26, 2016

CALVIN BAILEY
DE ANN BAILEY
658 E 500 N
RUPERT ID 83350

RE: Change of Ownership for Water Right Nos. 36-2394 and 36-7941

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)



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C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

April 18, 2016

CALVIN BAILEY
DEANN BAILEY
658 E 500 N
RUPERT ID 83350

Re: Change in Water Right Ownership for Water Right 36-2394 and 36-7941

Dear Mr. and Mrs. Bailey:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

_____ Filing Fee of \$25 per water right

☒ **Evidence of Water Right Ownership:** copy of *Exhibit "A"* of your Warranty Deed containing the legal description of the property.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending its receipt. If we do not receive it within 30 days, we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water rights ownership and/or mailing address to the Department within 120 days of the change. Failing to report these changes could result in a \$100 late filing fee. Please feel free to contact this office if you have any questions.

Sincerely,

Trish Fawcett

Technical Records Specialist