

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 16 2016

Department 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?
31-2291A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-7160 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Circle B Farms LTD Partnership
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Ball Farms Limited Partnership
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 69 Louisville ID 83431
Mailing address City State ZIP
- (208) 754-4651 _____
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: 1997
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.

8. Signature: *Carol Ball* *Gen. Part.* *16 March 2016*
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 *JB* Date *3/16/2016* Receipt No. *E041916* Receipt Amt. *\$150.-*

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 *JB* Processed by *JB* Date *3/23/2016*

SUPPORT DATA

IN FILE #

31-2291A

284555

WHEN RECORDED, MAIL TO:

Kevin J. Oakey
 Rudd & Company, PLLC
 725 S. Woodruff Ave.
 Idaho Falls, ID 83403-1895

Microfilm No. 28 Day February at 916 O'CLOCK P M
 At CONNIE M. KELLER
 Jefferson Co. Recorder
 Fee \$ 6.00 54 Debts
 Recorded at Request of Edward Daer

CORRECTIVE WARRANTY DEED

By Warranty Deed dated January 2, 1996, recorded as entry 279751 on February 23, 1996, Grantors conveyed the property described below, but a portion of the exception language was left out. This deed is to correct that description.

RONALD J. BALL and RONALD J. BALL, personal representative of the Estate of Emily M. Ball, Grantors, hereby CONVEY and WARRANT to BALL FARMS LIMITED PARTNERSHIP, Grantee, the following-described property in Jefferson County, State of Idaho:

Township 7 North, Range 36, East of the Boise Meridian, Jefferson County, Idaho.

Section 28: NW1/4

EXCEPTING THEREFROM: Beginning at a certain rock at the Northeast Corner of the NW1/4 of said Section and running thence West 300 feet; thence South 470 feet; thence East 300 feet; thence North 470 feet to the point of beginning.

ALSO EXCEPTING THEREFROM: Beginning at the NE Corner of the NW1/4 of said Section 28: thence N87°30'36"W 978.01 feet to the true point of beginning; thence S52°46'49"E 824.98 feet; thence N02°29'24"E 470 feet; thence N87°30'36"W 678.01 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM: Beginning at a point 52°29'24"W 720 feet from the Northeast corner of the NW1/4 of said Section 28; thence N2°29'24"E 250 feet; thence N87°30'36"W 250 feet; thence Southeasterly 355 feet, more or less, to the point of beginning.

TOGETHER WITH all rights in that certain well by which the pivot irrigation system is operated and is identified as License No. 31-7160-2.23 CFS. ALSO, a 10% equity interest in that certain well located on the premises being purchased which is approximately 8 feet South of the midway point of the Northern boundary of NW1/4 of Section 28, Township 7 North, Range 36, East of the Boise Meridian. It is understood that Arlin D. Knight and Coralie M. Knight own the other 90% equity interest in said well and that the power costs, maintenance and repair costs will be shared according to the actual use of said well.

WITNESSED BY

2-26-97 Time 4:10p

WITNESS the hands of said Grantors this 27th day of March, 1997.

Ronald J. Ball
RONALD J. BALL

Ronald J. Ball
RONALD J. BALL, personal representative of the Estate
of Emily M. Ball

STATE OF IDAHO)
 : ss.
COUNTY OF JEFFERSON)

On the 27th day of March, 1997, personally appeared before me RONALD J. BALL and
RONALD J. BALL, personal representative of the Estate of Emily M. Ball, the signers of the within
instrument, who duly acknowledged to me that they executed the same.

Mary K. Louder
NOTARY PUBLIC
Residing in the State of Idaho

My Commission Expires:

6/27/2002
z:\10623\fball.wd



FIRST AMERICAN TITLE

16563

QUITCLAIM DEED

QUITCLAIM DEED made this 2nd day of May, 1991, between JOSEPH T. JONES and CAROL G. JONES, whose mailing address is 570 N. 3600 E., Rigby, Idaho 83442, and DOUBLE J. FARMS, a partnership, comprised of HARLEY JENSEN and THE ESTATE OF MARY ANN JENSEN, whose mailing address is 505 N. 4225 E., Rigby, Idaho 83442, herein referred to as Transferor (whether one or more, male and/or female,) and RONALD J. BALL and EMILY M. BALL, whose mailing address is P. O. Box 69, Lewisville, Idaho 83431, herein referred to as Transferee (whether one or more male and/or female), witnesseth:

That Transferor, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration to him in hand paid by Transferee, the receipt whereof is acknowledged, does by these presents remise, release and forever quitclaim unto Transferee and to his heirs and assigns all of that certain parcel of land situated, lying and being in the County of Jefferson, State of Idaho, bounded and particularly described as follows:

See Exhibit A attached, incorporated herein by this reference.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD, all and singular, the premises together with the appurtenances unto Transferee and to his heirs and assigns forever.

IN WITNESS WHEREOF, Transferor has hereunto set his hand the day and year first above written.

Joseph T. Jones
Joseph T. Jones

Carol G. Jones
Carol G. Jones

260069

RECEIVED BY
FOR
LATTING
5-2-91 Time 3:30 p.m.

Microfilm No. _____
7 Day May 19 91
At 2:15 O'Clock P.M.
CONNIE M. KELLER
Jefferson Co. Recorder
Fee \$ 15.00 54 Deputy
Recorded at Request of *fab*

DOUBLE J. FARMS

By: Harley Jensen
Harley Jensen

By: Harley Jensen
Harley Jensen, personal
Representative of the
estate of Mary Ann Jensen

* Ronald J. Ball
Ronald J. Ball

* Emily M. Ball
Emily M. Ball

13740

STATE OF IDAHO

) ss.

County of Bonneville

On this 3rd day of May, 1991, before me, Lucinda Moss, the undersigned, a Notary Public in and for the State of Idaho, personally appeared RONALD J. AND EMILY H. BULL, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the 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.

Lucinda Moss
Notary Public for State of Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 11/17/94

STATE OF IDAHO

) ss.

County of Bonneville

On this 28th day of May, 1991, before me, Charles Law, the undersigned, a Notary Public in and for the State of Idaho, personally appeared RONALD J. BULL, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same as a partner of Donald J. Bull, a partnership.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Charles Law
Notary Public for State of Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 11/17/94

STATE OF IDAHO)

) ss.

County of Bonneville)

On this 22 day of May, 1991, before me, Mr. Charles Carr, the undersigned, a Notary Public in and for the State of Idaho, personally appeared HARLEY JENSEN, known to me to be the person whose name is subscribed to the foregoing instrument and to be the personal representative of the estate of Mary Ann Jensen, and acknowledged to me that such person executed the same in such capacity.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

NOTARY

Charles Carr
Notary Public for State of Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 10/13/92

STATE OF IDAHO

ss.

County of Bonneville

On this 22 day of May, 1991, before me, Virginia Moss, the undersigned, a Notary Public in and for the State of Idaho, personally appeared JAMES A. AND CAROL G. JONES known to me to be persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same as partners of Double D. Farm, a partnership.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

NOTARY

Virginia Moss
Notary Public for State of Idaho
Residing at: Lewiston, Idaho
My Commission Expires: May 4, 1994

EXHIBIT "A"

TMENT--FIVE (25) inches of deeded water from wells situate in the SE1/4 of the SE1/4 of Section 20, Township 7 North, Range 36, East of the Boise Meridian, Jefferson County, Idaho, which is the Lyle Shupe farm. Said water to be used on the following described property:

Township 7 North, Range 36, East of the Boise Meridian, Jefferson County, Idaho.

Section 28: NW1/4.

EXCEPTING THEREFROM: Beginning at a certain rock at the Northeast corner of the NW1/4 of said Section and running thence West 300 feet; thence South 470 feet; thence East 300 feet; thence North 470 feet to the point of beginning.

ALSO EXCEPTING THEREFROM: Beginning at the NE Corner of the NW1/4 of said Section 28; thence N87°30'36"W 978.01 feet to the true point of beginning; thence S52°46'49"E 824.98 feet; thence N02°29'24"E 470 feet; thence N87°30'36"W 678.01 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM: Beginning at a point S2°29'24"W 720 feet from the Northeast corner of the NW1/4 of said Section 28; thence N2°29'24"E 250 feet; thence N87°30'36"W 250 feet; thence Southeasterly 355 feet, more or less, to the point of beginning.

1375C



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

March 25, 2016

Ball Farms Limited Partnership
PO Box 69
Louisville ID 83431

RE: Change of Ownership for Water Right No(s). 31-2291A & 31-7160

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.

The ownership of the water rights above were modified to match the decree. An ownership change filing fee is not required. Therefore we are refunding the ownership change filing fee of \$50.00. The refund should arrive from the State Office in a couple of weekes.

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 110
Jefferson Clark Ground Water District

Barg, Jonie

From: Barg, Jonie
Sent: Thursday, March 24, 2016 11:15 AM
To: Carlos, Rhea
Subject: Refund Request
Attachments: E041916.pdf

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E041916
Amount: \$50.00
Payable to: Carl Ball
PO Box 69
Louisville ID 83431

Reason: Total filing fee received \$50.00 for an ownership change application. The ownership change was updated however it was updated to reflect the Partial Decree, therefore an ownership change should not have been required therefore a refund is required.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov