

RECEIVED

FEB 03 2016

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDEPT 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 36-13849              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Delbert E. Waters and Harriett Waters  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tim Waters and Linda Waters  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 1931 Hunt Road      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: January 28, 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
8. Signature: [Signature]      owner      01/28/2016  
Signature of new owner/claimant      Title, if applicable      Date
- Signature: [Signature]      Owner      01/28/2016  
Signature of new owner/claimant      Title, if applicable      Date

## For IDWR Office Use Only:

Received by [Signature] Date 2-3-2016 Receipt No. 5035253 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 \_\_\_\_\_ Date \_\_\_\_\_

## Warranty Deed

For value received,

**Delbert E. Waters and Harriett Waters, Trustees under The Delbert E. Waters and Harriett Waters Living Trust, dated November 15, 1991**

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

**Tim Waters and Linda Waters, husband and wife, as community property with right of survivorship**

whose current address is 1931 Hunt Road Jerome, ID 83338

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

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 5: Tract G located in the SW¼;

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 6: Tract G, EXCEPTING THEREFROM a parcel of land described as follows:

Commencing at the Southwest corner of Tract "G" which is THE TRUE POINT OF BEGINNING;  
Thence North 89°47'00" East, 661.32 feet along the South boundary of Tract "G" to the Southeast corner of Tract "G";  
Thence North 0°04'00" West, 287.76 feet to the intersection with the existing Gooding Milner Canal Co. lateral;  
Thence North 63°11'35" West, 428.83 feet along said lateral to a point on said lateral;  
Thence North 88°31'47" West, 278.90 feet along said lateral to a point on the West boundary of Tract "G";  
Thence South 0°04'00" East, 490.81 feet along said West boundary to THE TRUE POINT OF BEGINNING.

EXPRESSLY RESERVING Life Estate of the above described property unto the Grantor. The Grantor shall have full ownership, possession and use of the property during the term of the Grantor's natural life.

**TOGETHER WITH all water and water rights, ditches and ditch right used thereon or appurtenant thereto, including but not limited to 111.4 shares of capital stock in American Falls #2 and water right 36-13849.**

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



**TitleOne**

a title & escrow co.

Order Number: 16264122

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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.

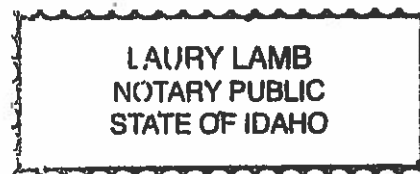
Dated: January 27, 2016

Harriett Waters  
Harriett Waters, Trustee

State of Idaho, County of Jerome, ss.

On this 28th day of January in the year of 2016, before me, the undersigned, a notary public in and for said state personally appeared Harriett Waters, known or identified to me to be the person whose name is subscribed to the within instrument, as trustee of The Delbert E. Waters and Harriett Waters Living Trust, dated November 15, 1991 and acknowledged to me that he/she executed the same as trustee.

Laury Lamb  
Notary Public  
Residing In: Jerome, ID  
My Commission Expires: 4/2/2016  
(seal)





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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

February 5, 2016

TIM WATERS  
LINDA WATERS  
1931 HUNT RD  
JEROME ID 83338

RE: Change of Ownership for Water Right Nos. 36-13849

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](http://www.idwr.idaho.gov).

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Trish Fawcett', is written over a light blue horizontal line.

Trish Fawcett  
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (Order No. 16264122)