



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 23, 2016

BUCK & CONNIE COX
PO BOX 513
COUNCIL ID 83612

RE: Notice of Ownership Change in Water Right No's:

67-7356, 67-7397, 67-356A & 67-4109

Dear Applicants,

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

Water Right No. **67-7397** cannot be changed as the water right was not claimed and was disallowed during the Snake River Basin Adjudication (see attached documents).

Water Right No's. **67-356A** and **67-4109** cannot be modified without further documentation. The location of these water rights is Township 16N, Range 1W, Section 2, Lot 2 and NWNE / Township 17N, Range 1W, Section 35 and SWSE. The deed that you have provided only specifies to Township 16N, Range 1W, Section 3, SENE (see attached documents and map).

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.

Please 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. Change reporting 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 this office at 208-334-2190. A refund had been requested and will be sent to the payer under separate cover.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones', with a long horizontal flourish extending to the right.

Chad Jones
Office Specialist II
Western Regional Office

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
 FEB 03 2016
 JAN 22 2016
 WATER RESOURCES
 WESTERN REGION
 WATER RESOURCES
 WESTERN 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?
✓ 67-7356	Yes ☐	Yes ☐		Yes ☐	Yes ☐
✗ 67-7397	Yes ☐	Yes ☐	Disallowed	Yes ☐	Yes ☐
✗ 67-356A	Yes ☐	Yes ☐	is 2012 during	Yes ☐	Yes ☐
✗ 67-4109	Yes ☐	Yes ☐	Adjudication	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Rodman-Sherrill Barker
 Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): BUCK OR CONNOR COX
 New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- P.O. Box 513 Council ID 83612
 Mailing address City State ZIP
- 208-921-6587 _____
 Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur? NA
☐ 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: 8-2014
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: Buck Cox _____ 12-11-15
 Signature of new owner/claimant Title, if applicable Date

Signature: Connor Cox _____ 12-11-15
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 2/3/16 Receipt No. WD43860 Receipt Amt. \$100.00

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 [Signature] Approved by [Signature] Processed by [Signature] Date 2/23/16



Instrument # 127074

COUNCIL, ADAMS, IDAHO

8-14-2014 02:00:08 No. of Pages: 2

Recorded for : AMERITITLE

SHERRY WARD

Ex-Officio Recorder Deputy Fee: 13.00

index to DEED

WARRANTY DEED

Order No.:17103AM

FOR VALUE RECEIVED

Labrador Haven, LLC, an Idaho limited liability company

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

Buck A. Cox and Connie Cox, husband and wife, husband and wife

whose current address is:2157 Highway 95 Council, ID 83612

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

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho:

Section 3: SE1/4NE1/4 EXCEPTING a tract of land particularly bounded and described as follows:

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho:

Section 3: A parcel of land situated in the SE1/4NE1/4 more particularly described as follows:

Commencing at the SE corner of the SE1/4NE1/4, T16NR1WBM;

Thence N. 00°31'44" East along the East boundary of said SE1/4NE1/4 313.04 feet;

Thence S. 89°43'04" West 33.00 feet more or less to the POINT OF BEGINNING;

Thence continuing S 89°43'04" West, a distance of 208.21 feet;

Thence N. 00°43'18" East a distance of 356.06 feet;

Thence N. 89°56'22" East a distance of 207.00 feet;

Thence S. 00°31'44" West a distance of 354.80 feet, more or less, to the POINT OF BEGINNING.

EXCEPTING THEREFROM the right-of-way of U.S. Highway 95 as now established.

ALSO EXCEPTING the West 165 feet of said SE1/4NE1/4.

ALSO EXCEPTING a tract of land described as follows:

Commencing at a point 165 feet East of a point on the West line of the SE1/4NE1/4 which point is intersected by the North side line of the County Road as now established;

Thence North 264 feet to a point;

Thence East, parallel to the South side line of said SE1/4NE1/4 165 feet;

Thence South parallel to the West side line of said SE1/4NE1/2 264 feet to a point;

Thence West, paralleling right of way of County Road, 165 feet, more or less, to the POINT AND PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM:

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho:

Section 3: A parcel of land situated in the SE1/4NE1/4 more particularly described as follows:

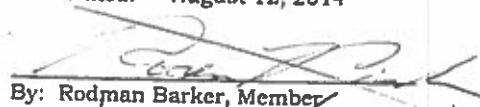
Commencing at a 5/8" rebar marking the ¼ corner common to Sections 2 and 3, T. 16 N., R. 1 W., B.M. Adams County, Idaho as shown on Record of Survey, recorded as Instrument No. 103387, in the Office of the Recorder of Adams County, Idaho;

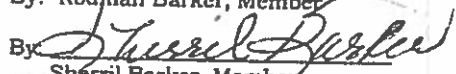
Thence N. 89°40'28" W., 33.00 feet along the Southerly boundary of said SE1/4NE1/4 of Section 3;
 Thence N. 00°31'44" E., 25.00 to a 5/8" rebar on the Westerly right-of-way of U.S. Highway 95 and the Northerly right-of-way of Orchard Road, the REAL POINT OF BEGINNING;
 Thence N. 89°40'28" W., 490.10 feet along said Northerly right-of-way of Orchard Road to a 5/8" rebar;
 Thence N. 00°26'16" E., 635.70 feet to a 5/8" rebar;
 Thence N. 89°09'08" E., 284.20 feet to a 5/8" rebar on an existing fence corner;
 Thence S. 00°43'18" W., 356.06 feet along an existing fence line to a 5/8" rebar on the fence corner;
 Thence N. 89°43'04" E., 208.21 feet along an existing fence line to a 5/8" rebar on the Westerly right-of-way of U.S. Highway 95;
 Thence S. 00°31'44" W., 287.68 feet along said Westerly right-of-way, to the POINT AND PLACE 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.

Dated: August 12, 2014

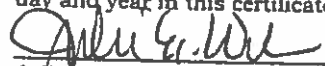
By:  Rodman Barker, Member

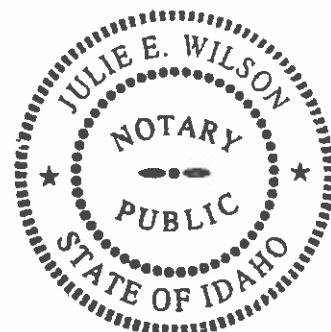
By:  Sherril Barker, Member

State of Idaho) ss
 County of Adams)

On this 14th day of August, 2014, before me, Julie Wilson, a Notary Public in and for said state, personally appeared Rodman Barker and Sherril Barker, known or identified to me to be the Members in the Limited Liability Company known as Labrador Haven, LLC, who executed the foregoing instrument, and acknowledged to me that they executed the same in said LLC name.

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


 Julie Wilson
 Notary Public for the State of Idaho
 Residing at: Conrad
 Commission Expires: 5/21/14



UHLENKOTT WELL DRILLING AND SUPPLIES

PUMP SALES AND SERVICE

FENN, IDAHO 83531

Phone 962-3923

Well Log

Depth and Strata

WELL NO. _____

OWNER OF WELL Red Barker

LOCATION OF WELL 2 Miles N. of Council

NEAREST POST OFFICE Council

STATE Idaho

COUNTY V Adams

DRILLING BEGUN 4 Aug 77

WELL FINISHED 4 Aug 77

clay and balt
boulders

soft sandy rock

black soft rock
(water bearing)

Well Record

CASING SIZE 6 in.

CASING DEPTH plus 2 to -38 ft.

HOLE SIZE 6 in.

HOLE DEPTH 100ft.

CAPACITY OF WELL 50 GPM

PUMP SETTINGS _____

CASING PERFORATIONS in liner

Invoice

DATE 6 Aug 77

Item	Unit Price	Amount
100 ft. 6 in. drilling	\$ 10.00	\$1000.00
40 ft. 6 in. casing	\$ 6.00	\$ 240.00
60 ft. 4 in. PVE	\$ 3.00	\$ 180.00
1 drive shoe		\$ 35.00
1 sack bentonite	\$	\$ 7.00

TOTAL AMOUNT DUE \$1462.00

MEMO: Paid in Full

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07397

Priority: May 18, 1978

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 19.4 AF

This is to certify, that RODMAN N. BARKER
SHERRIL BARKER

P.O. BOX 129
COUNCIL, ID 83612

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 18, 1978; and has submitted Proof of Beneficial Use on September 2, 1980. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

WASTEWAY tributary to WEISER RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	19.4 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 2, Township 16N, Range 01W
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16N	01W	3	SENE	10		10

Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 67

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 67-07397

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 12TH
day of SEPTEMBER, 1989.

Acting for


R. Keith Higginson, Director

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07356

Priority: September 19, 1977

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
1.9 AF

This is to certify, that RODMAN BARKER
SHERRIL BARKER

P.O. BOX 129
COUNCIL, ID 83612

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 19, 1977; and has submitted Proof of Beneficial Use on September 13, 1982. An examination indicates that the works have a diversion capacity of .020 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.7 AF
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF
	Totals	0.02 CFS	1.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 3, Township 16N, Range 01W
ADAMS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

16N 01W 3 SENE

PLACE OF USE: DOMESTIC, same as STOCKWATER use.

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. Domestic use is for 1 home.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 67-07356

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15th
day of JANUARY, 1990.

Acting for R. Keith Higginson, Director

Jones, Chad

From: Jones, Chad
Sent: Tuesday, February 23, 2016 11:52 AM
To: Carlos, Rhea
Subject: Refund: BUCK & CONNIE COX

TO: Rhea Carlos

FROM: Chad Jones

DATE: February 23, 2016

RE: Refund: Ownership Change 67-7356, 67-7397, 67-356A & 67-4109

Please refund \$75. BUCK & CONNIE COX filed an ownership change for 4 water rights on 2/3/16. Only 1 of 4 rights were able to be changed (67-7356). Water right 67-7397 was disallowed in the SRBA and water rights 67-356A & 67-4109 are not covered on the deed submitted to IDWR.

Please issue a refund of \$75.00 to:

BUCK & CONNIE COX
PO BOX 513
COUNCIL ID 83612

RECEIPT #

W043860