

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

\$100. -
RECEIVED

NOV 02 2015

Department of Water Resources
Eastern 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?
22-14054	Yes ☒	Yes ☐		Yes ☐	Yes ☐
22-14053 22-14167 22-14168	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Robert Kincaid
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Jeremy Kincaid
New owner(s) as listed on the conveyance document
- Mailing address: PO Box 826 City: Victor State: ID ZIP: 83455
- 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: _____
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 #

22-14054

- * 8. Signature: [Signature] Title, if applicable: _____ Date: 10-29-15
- Signature: _____ Title, if applicable: _____ Date: _____
- Signature of new owner/claimant

For IDWR Office Use Only:

Received by JB Date 11/2/15 Receipt No. E041596 Receipt Amt. \$200. -

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing

Name on W-9 _____ Approved by JB Processed by JB Date 11/3/2015

Instrument # 237017

TETON COUNTY, IDAHO
6-25-2015 03:46:00 PM No. of Pages: 2
Recorded for : KINCAID, ROBERT
MARY LOU HANSEN Fee: 13.00
Ex-Officio Recorder Deputy [Signature]
Index to: DEED, GIFT

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Faren Z. Eddins
Moulton Law Office
60 E. Wallace Ave. (P.O. Box 631)
Driggs, ID 83422

(Space Above For Recorder's Use)

GIFT DEED

For and in consideration of the natural love and affection that Robert F. Kincaid and Yvonne M. Kincaid, ("Donors"), bear for Jeremy M. Kincaid, ("Donee"), whose current address is PO Box 205, Victor, Idaho 83455, Donors, a married couple as their sole and separate property does hereby give, grant and convey unto Donee, a married man as his sole and separate property, and his successors and assigns forever, the following described real property situated in Teton County, State of Idaho:

Open Area 2, Fox Creek Village PUD, Sec 25 T4N R45E

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described.

Donors covenant that prior to the execution of the Gift Deed, Donors have not conveyed this real property to any other person, and at the time of execution, the real property is free from encumbrances done, made, or suffered by the Donors.

IN WITNESS WHEREOF, the Donors have executed this instrument this 25th day of June, 2015.

Robert F. Kincaid
Robert F. Kincaid

Yvonne M. Kincaid
Yvonne M. Kincaid

STATE OF Idaho)
) ss.
County of Teton)

On this 25th day of June, 2015, before me Michelle Cain,
personally appeared Robert F. Kincaid, known or identified to me to be the person whose name
is subscribed to the within instrument, and acknowledged to me that he 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.



Michelle Cain
NOTARY PUBLIC FOR IDAHO
Residing at Teton, ID
My Commission Expires 9-18-18

STATE OF Idaho)
) ss.
County of Teton)

On this 25th day of June, 2015, before me Michelle Cain,
personally appeared Yvonne M. Kincaid, known or identified to me to be the person whose name
is subscribed to the within instrument, and acknowledged to me that he 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.



Michelle Cain
NOTARY PUBLIC FOR IDAHO
Residing at Teton, ID
My Commission Expires 9-18-18



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

November 4, 2015

Jeremy Kincaid
PO Box 826
Victor ID 83455

RE: Change of Ownership for Water Rights 22-14054 (Split into 22-14054, 22-14167 & 22-14169)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

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.

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

Enclosures

cc: Robert J Kincaid
Robert F Kincaid
Water District 01