

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
22-13823	OK Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: W MICHAEL BAKER
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): DAVID BAILEY
Name of each new owner as listed on the conveyance document
MARY BAILEY
New owner continued Name connector ☒ and ☐ or ☐ and/or
4343 N 100 E
Mailing address
PROVO UT 84604
City State ZIP
(801) 224-0550 dagbailey@yahoo.com
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: JULY 21, 2011

6. 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.

7. Signature: [Signature]
Signature of new owner/claimant Title, if applicable
- Signature: [Signature]
Signature of new owner/claimant Title, if applicable

28 JULY 2011
Date

28 July 2011
Date

For IDWR Office Use Only:

Received by [Signature] Date 8/2/2011 Receipt No. \$25.-

Approved by _____ Processed by _____ Date _____

Receipt Amt. E036863

Alliance Title & Escrow Corp.

WARRANTY DEED

Order No.:3051117508TD

FOR VALUE RECEIVED

William Michael Baker, an unmarried person
the grantor(s), do(es) hereby grant, bargain, sell and convey unto
David Bailey and Mary Bailey, Husband and Wife
whose current address is

4343 N 100 E Provo, UT 84604

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

Lot 1 of Final Plat for D Diamond Ranch, Teton County, Idaho, as per the plat recorded December 16, 2005, as Instrument No. 173449.

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: 7.21.2011

William Michael Baker
William Michael Baker

State of ID

} ss.

County of Teton

On this 21 day of July, in the year 20 11 before me, a Notary Public in and for said state, personally appeared William Michael Baker known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

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



Patricia Nickell-Zimmerman
Notary Public for the State of Idaho
Residing at: Teton, Idaho
Commission Expires: 9-26-2011

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report
7/27/2011
WATER RIGHT NO. 22-13823

Owner Type **Name and Address**

Current Owner W. MICHAEL BAKER
521 N 200 W
TETONIA, ID 83452
208-456-6751

Original Owner JARED E NUSBAUM
Original Owner LINDA S NUSBAUM
9051 WEST 65TH AVE
ARVADA, CO 80004
(303)431-8409

Original Owner STANFORD HUFF
PO BOX 483
DRIGGS, ID 83422
(208)354-2333

Priority Date: 01/08/1991 Basis: License Status: Active

Source **Tributary**

GROUND WATER

Beneficial Use **From** **To** **Diversion Rate** **Volume**

IRRIGATION 04/15 10/15 0.02 CFS 3.5 AFA

Total Diversion 0.02 CFS

Location of Point(s) of Diversion:

GROUND WATER SESE Sec. 33 Township 06N Range 45E TETON County

Licensed Diversion Capacity: 2.74

IRRIGATION Use:

Acre Limit: 1

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	45E	33		SESE 1										

Total Acres: 1

Conditions of Approval:

1. X59 Point of diversion and place of use is located within Lot 01, Blk. 01, D Diamond Ranch Subdivision.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
3. 048 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 049 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. R67 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T07
7. T08

Dates:

Licensed Date: 06/30/1995

Number of Protests: 0

Other Information:

Generic Max Rate per Acre: 0.03

Generic Max Volume per Acre: 3.5