

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

MAY 08 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
47-14626	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Barbara Barnes

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): John Wallace and Marlene D. Fuller

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or4604 Clear Lakes GradeBuhlID83316

Mailing address

City

State

Zip

760-920-9600John@jkreventures.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: April 29, 2024
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

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.

RETURNED

8. Signature: [Signature] 08 APR 2024

Signature of new owner/claimant

Title, if applicable

Date

Print name

- Signature: [Signature] 05/08/2024

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by SG Date 5/8/2024 For IDWR Office Use Only: Receipt No. 5040210 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 KADate 10-02-2024

TWIN FALLS COUNTY
RECORDED FOR:
TITLEONE - TWIN FALLS
03:10:23 PM 05-08-2024
2024005394
NO. PAGES 3 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: AP
Electronically Recorded by Simplifile



Order Number: 24501381

Warranty Deed

For value received,

The Estate of Barbara Barnes, deceased, by Terry Barnes and Kelly Hartwick, as Co-Personal Representatives

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

John Wallace, a single man, and Marlene D. Fuller, a single woman, as joint tenants with rights of survivorship

whose current address is 4604 Clear Lakes Grade, Buhl ID 83316

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

See Exhibit A, attached hereto and incorporated herein.

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 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.

Remainder of page intentionally left blank.

Order Number: 24501381

Warranty Deed - Page 1 of 3

Dated: April 29, 2024

The Estate of Barbara Barnes

Terry Barnes CO-PERSONAL REPRESENTATIVE^{se}

Terry Barnes, Co-Personal Representative

Kelly Hartwick co-Personal Representative

Kelly Hartwick, Co-Personal Representative

State of Idaho, County of Twin Falls, ss.

On this 1 day of May in the year of 2024, before me, the undersigned, a notary public in and for said state, personally appeared Terry Barnes, known or identified to me to be the person whose name is subscribed to the within instrument, as the co-personal representative of the estate of Barbara Barnes and acknowledged to me that he executed the same as such co-personal representative of the estate of Barbara Barnes.

Jeni Beard
Notary Public
Residing In: Twin Falls
My Commission Expires: May 12, 2026
(seal)



State of Idaho, County of Twin Falls, ss.

On this 1st day of May in the year of 2024, before me, the undersigned, a notary public in and for said state, personally appeared Kelly Hartwick, known or identified to me to be the person whose name is subscribed to the within instrument, as the co-personal representative of the estate of Barbara Barnes and acknowledged to me that he executed the same as such co-personal representative of the estate of Barbara Barnes.

Susie Moore
Notary Public
Residing In: Twin Falls Idaho
My Commission Expires: 11-28-2026
(seal)

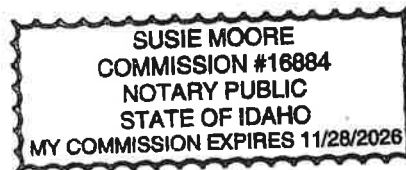


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY IDAHO

SECTION 12: A parcel of land located in the NW¼NE¼; being more particularly described as follows:

Commencing at the North quarter corner of Section 12. Said point lies North 89°08'27" West 2577.87 feet from the Northeast corner of Section 12

Thence South 00°16'10" East 328.46 feet along the West boundary of the NW¼ of Section 12 to THE REAL POINT OF BEGINNING

Thence South 81°18'25" East 518.77 feet;

Thence South 01°46'59" East 533.95 feet;

Thence North 83°48'12" West 65.06 feet;

Thence North 77°52'58" West 62.63 feet;

Thence North 88°11'21" West 41.55 feet;

Thence South 86°49'28" West 40.91 feet;

Thence South 79°40'20" West 61.23 feet;

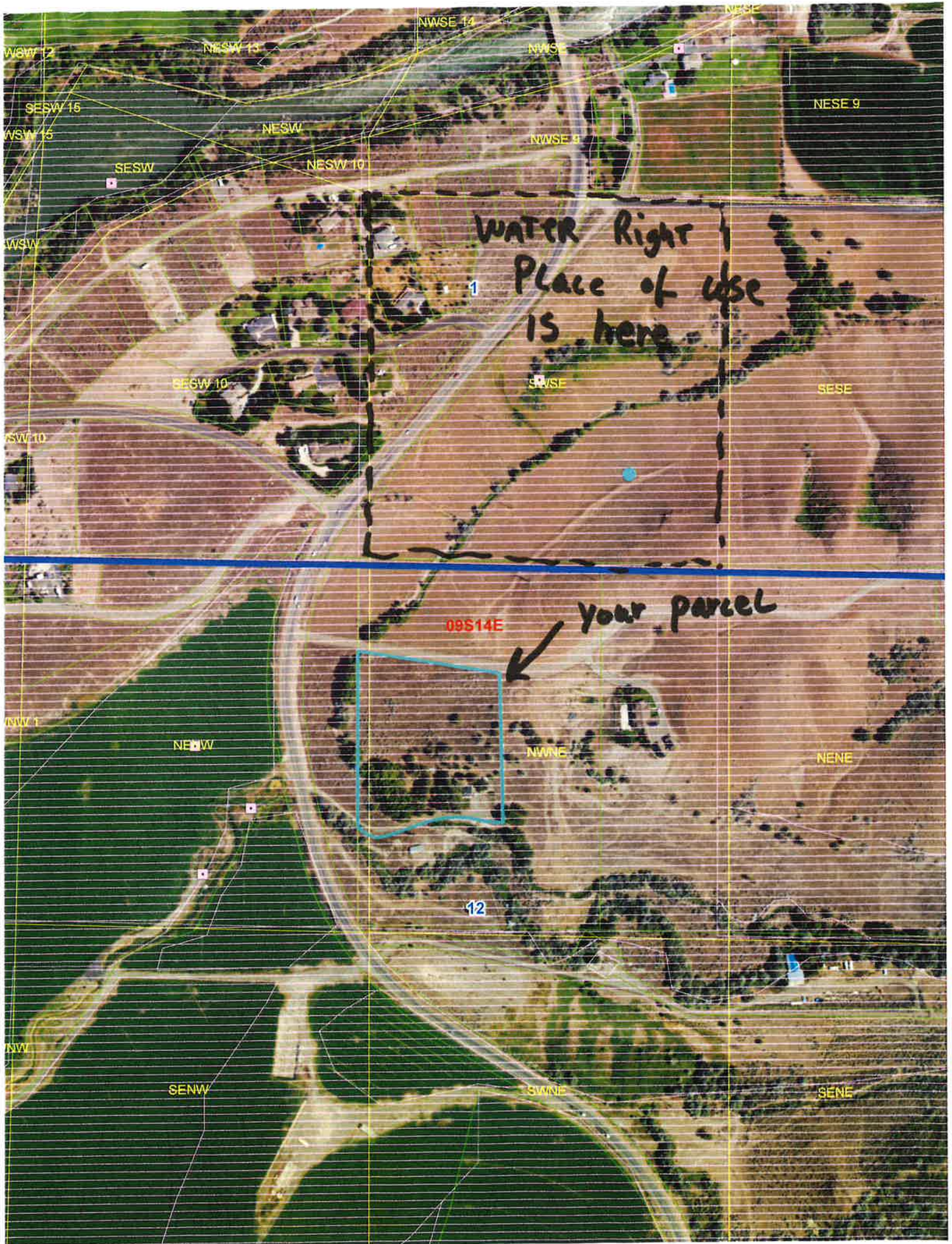
Thence South 71°37'52" West 164.07 feet;

Thence South 83°27'10" West 40.48 feet;

Thence North 66°13'13" West 36.12 feet;

Thence North 55°53'40" West 35.00 feet to the West boundary of the NW¼NE¼ of Section 12;

Thence North 00°16'10" West 626.00 feet along the West boundary of the NW¼NE¼ of Section 12 to THE REAL POINT OF BEGINNING.



State of Idaho
Department of Water Resources

Water Right

47-14626

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 8/30/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



Aasa, Kent

From: Aasa, Kent
Sent: Thursday, October 3, 2024 8:36 AM
To: Marston, Sascha; Susan Steed
Subject: Notice of Change in Water Right Ownership Refund Request

Hi Sascha and Susan,

I am requesting a \$25.00 refund for a Notice of Change in Water Right Ownership that Southern received from TitleOne in Twin Falls. The Notice cannot be processed with the submitted documentation so I am returning everything to the applicants.

The receipt ID is S040210

TitleOne Twin Falls mailing address:

TITLEONE
C/O SUSIE
1411 FALLS AVE E STE 1131
TWIN FALLS ID 83303-3459

Respectfully,

Kent



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 02, 2024

JOHN WALLACE
MARLENE FULLER
4604 CLEAR LAKES RD
BUHL ID 83316-5244

RE: Water Right 47-14626,

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership from you on 08/08/2024 for the above referenced water right. The Notice could not be processed because the documentation submitted does not match the water right place of use.

On August 21, 2024 the Department requested the required information from you. As of the date of this letter, the Department has not received the required information.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25.00 has been requested and will be mailed to TitleOne in Twin Falls under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208) 293-9916.

Sincerely,

Kent Aasa
Water Resource Agent, Senior

Enclosure(s)

C: TitleOne Twin Falls Order No. 24501381



Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858
Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

August 21, 2024

JOHN WALLACE AND MARLENE D FULLER
4604 CLEAR LAKES RD
BUHL ID 83316-5244

RE: Water Right 47-14626
Change in Ownership

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found discrepancies between that documentation and the legal description of the place of use for the water right indicated in your notice. I have enclosed a copy of the water right for your reference.

- Water Right 47-14626 is authorized for use in the legal description of 09S 14E Section 01, SWSE.
- *The parcel you purchased is in legal description 09S, 14E, Section 12, NWNE.*

If you have documents that match the water right place-of-use with your property IDWR can continue processing.

If you believe the SRBA legal description is in error it may be possible to file a transfer application with IDWR to correct the legal description. Once the legal description is corrected a Notice of Change in Water Right Ownership can then be processed.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 293-9904.

Sincerely,

A handwritten signature in blue ink, appearing to read 'K. Aasa', is positioned above the typed name.

Kent Aasa
Water Resource Agent, Senior

Enclosure(s)
C: TitleOne Order Number: 24501381