

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

RECEIVED

JAN 23 2026

DEPT. OF WATER RESOURCES
EASTERN REGION

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) Kristi Baldwin
Mailing Address 5177 S Marsh Creek Rd, McCammon, ID 83250
Email* Baldwink@aol.com Phone 610-659-8192
Name of Representative (if any) N/A
Mailing Address N/A
Email* N/A Phone N/A

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☒ **N/A.** This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Irrigated Acres to be Changed: _____

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- ☐ Change point(s) of diversion
- ☐ Add point(s) of diversion
- ☐ Change nature of use
- ☒ Change place of use
- ☐ Change period of use
- ☒ Update water right ownership records

B. Proposed Changes. Describe the proposed changes in narrative form:
I purchased a house with rights to spring from my brother, he owns the property where spring source is so I need to transfer ownership. I was told that the place of use is innacurate in your records so I need to update that as well.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part		Right Number	Amount (cfs/af)	Nature of Use	Period of Use		Source
☒	☐	29-10715	.04	Domestic	1/1	to 12/31	Spring
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: .04 cfs and/or _____ af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☒ **N/A. This application does not propose to add or change any points of diversion.**

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ **N/A. This application does not propose to change the place of use.**

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	36E	34					D												

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

None

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

None

3. Is the proposed point of diversion within a state water district? ☒ Yes. Water District # 29H. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☐ Yes. ☒ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☐ Yes. Identify the water right(s) to be used for the continued irrigation.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☒ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐
☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov).

Label the Form as Attachment 4C-7.

☐
☒

currently used in a mitigation plan limiting the use of water under the right?

☐
☒

subject to an agreement not to divert (CREP)?

☐
☒

currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

Diverting water underground from Spring to my house.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

[Signature]
Signature of Applicant or Representative*

Kristen L. Baldwin 1/20/26
Print Name and Title, if applicable Date

Signature of Applicant or Representative*

Print Name and Title, if applicable Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ 50.00 Receipt #: E051442 Date: 2/17/26 Received by: CH
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

RECEIVED
JAN 05 2026**E. Conservation of Water Resources**

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

DEPT OF WATER RESOURCES
EASTERN REGION

NOT A DIVERSION

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Representative*

Tim G. Smith
Print Name and Title, if applicable

4/28/25
Date

Signature of Applicant or Representative*

Print Name and Title, if applicable

Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/8/2025

Water Right 29-10715

Owner Type **Name and Address**
Current Owner TIMOTHY G SMITH
 760 S 150 E
 SMITHFIELD, UT 84335-4710
 (435) 994-0307

Current Owner LORAA SMITH
 760 S 150 E
 SMITHFIELD, UT 84335-4710
 (435) 994-0307

Security Interest D L EVANS BANK
 PO BOX 87
 TWIN FALLS, ID 83303-0087
 (208) 736-9300

Priority Date: 5/1/1967

Basis: Decreed

Status: Active

Source

SPRING

Beneficial Use

DOMESTIC

From

1/01

To

12/31

Tributary

SINKS

Diversion Rate

0.040 CFS

Volume

Total Diversion

0.040 CFS

Source and Point(s) of Diversion:

SPRING

NWNWNW

Sec. 34, Twp 08S, Rge 36E, BANNOCK County

Place Of Use:

DOMESTIC within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	36E	34						X											

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. R4057028100

Comments:

1 AJU4-ECA 10/1/1997 DOMESTIC 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13
ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO AN EXP REMARK.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/18/2026

Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29H
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

Idaho Department of Water Resources



Legend

-  Baldwin Property
-  29-10715 POU
-  Parcels
-  Township/Range
-  Sections

90277

SCANNED SCANNED
APR 08 2025 MAR 17 2025



90277



PioneerTitleCo.
GOING BEYOND

135 N. Arthur Ave.
Pocatello, ID 83204

**ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT**

File No. 686361 LP/SA

OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 15.00 DEPUTY DM
RECORDED AT REQUEST OF

Pioneer Title Pocatello

21913346

2019 Sep 04 PM 04:16

Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received Timothy G. Smith and Lora A. Smith, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kristi Baldwin, AN UNMARRIED WOMAN

hereinafter referred to as Grantee, whose current address is 5177 South Marsh Creek Road, McCammon,
ID, 83250

The following described premises, to-wit:

See attached Exhibit "A"

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 3, 2019

Timothy G. Smith

Lora A. Smith

State of Idaho, County of Bannock

This record was acknowledged before me on 9/3/2019 by Timothy G. Smith and Lora A. Smith.

Signature of notary public
Commission Expires: 4-18-2024

LIZ PRA
COMMISSION EXPIRES
NOTARY PUBLIC
STATE OF IDAHO

90277

EXHIBIT A

A parcel of land located in Section 34, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho and further described as follows: Beginning at a BLM Brass Cap monument set at the Northwest corner of said Section 34, from which a BLM Brass Cap monument set at the North 1/16th corner on the West line of Section 34 bears South 00° 06' 10" East 1318.45 feet; Thence South 00° 06' 10" East 52.94 feet along the West line of said Section 34; Thence North 89° 14' 39" East 1325.61 feet along a fence line to an Indian Allotment pipe; Thence North 89° 08' 39" East 485.05 feet along a fence line and its extension to a point in the centerline of Marsh Creek Road; Thence South 05° 50' 06" East 188.09 feet along said centerline to the beginning of a 1200.00 feet radius centerline curve concave to the Northwest; Thence Southeasterly along said centerline curve through a central angle of 11° 23' 51" a distance of 238.71 feet (chord = South 00° 08' 11" East 238.31 feet); Thence South 05° 33' 44" West 277.78 feet along said centerline to the True Point of Beginning; Thence continuing South 05° 33' 44" West 613.61 feet; Thence South 89° 33' 13" West 420.08 feet along a fence line and its extension to a fence corner; Thence North 00° 44' 15" West 448.70 feet along a fence line and its extension to a fence corner; Thence North 87° 17' 26" East 42.54 feet along a fence line; Thence North 64° 03' 47" East 309.13 feet along a fence line; Thence North 82° 32' 52" East 166.23 feet along a fence line and its extension to the True Point of Beginning. Containing 5.6 acres of land. Subject to the public's right of way on Marsh Creek Road.



IDAHO DEPARTMENT OF

WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 8, 2025

KRISTI BALDWIN
5177 S MARSH CREEK RD
MCCAMMON ID 83250

RE: Change in Ownership Water Right No. 29-10715

Dear Sir/Madam:

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

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

**** **Evidence of Ownership:** On March 17, 2025, the Idaho Department of Water Resources sent a letter requesting additional information and possibly another application to correct an error on the water right (copy attached). On April 7, 2025, the department received a response along with some additional information. Unfortunately, the information is not sufficient for the department to update the ownership of the water right. Your note on the returned information reads: "I am sending you the purchase agreement between my brother and I to transfer ownership of the spring. It is on his property. This is not a water distribution right, just a spring that runs to my place." I acknowledge that the Purchase Agreement does reference the water right specifically, however the purchase agreement is a preliminary document therefore the vesting deed (Warranty Deed, etc) or other legal document indicating your ownership is required. Also, you mentioned the spring is on your brother's property. The spring would be the point of diversion and can be on someone else's property, but the place of use of the water right would still need to be located on your property. Please supply a copy of the vesting deed, even if the water right is not specifically listed, and in order to correct the Place of Use of the water right to show on your property a transfer application will be required (current POU NWNW Section 34 Township 8 South Range 36 East Baldwin property location NENW Section 34 Township 8 South Range 36 East). I have attached the transfer application for your convenience. This application is a little more in depth than the ownership changes and we have a water right agent in our office who can assist you in completing the application.

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

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 the Department if you have any questions.

Sincerely,

Jonie Baily
Technical Records Specialist

SCANNED

APR 08 2025

90277



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

March 17, 2025

KRISTI BALDWIN
5177 S MARSH CREEK RD
MCCAMMON ID 83250

RECEIVED

APR 07 2025

DEPT. OF WATER RESOURCES
EASTERN REGION

RE: Change in Ownership Water Right No. 29-10715

Dear Sir/Madam:

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

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

**** **Evidence of Ownership:** Please supply a full copy of the recorded Warranty Deed or other legal document indicating your ownership in the property and/or water right. The department acknowledges receipt of a Loan Policy and Deed of Trust; however these documents are sufficient evidence of ownership. Also, water right number 29-10715 place of use according to the water right is in Section 34 Township 8 South Range 36 East NWNW, but your property as described in the legal description attached to the information received is located in Section 34, Township 8 South Range 36 East NENW. Please review the attached map. If you believe the water right place of use is in the wrong quarter quarter the only way that can be updated is through a transfer application, attached.

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

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 the Department if you have any questions.

Sincerely,

Jonie Bailly
Jonie Bailly
Technical Records Specialist

90277

I am sending you the purchase agreement between my brother and I to transfer ownership of a spring. It is on his property. This is not a water distribution right, just a spring that runs to my place.

SCANNED

APR 08 2025



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WATER RESOURCES

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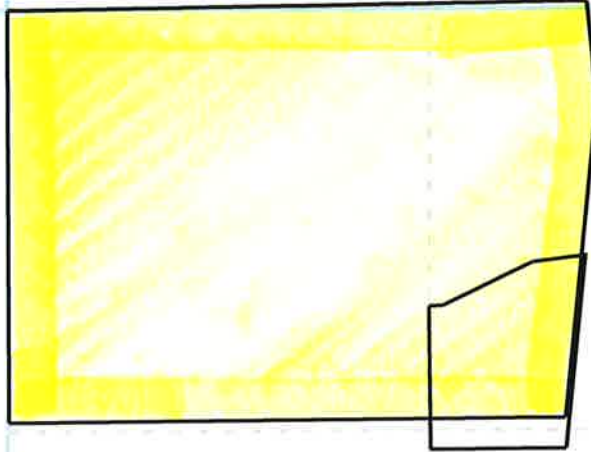
Sincerely,

Jonie Bailly
Technical Records Specialist

00277

SCANNED
APR 08 2025

SCANNED
MAR 17 2025



21817338 Estate of Freeman Lamar Bullock To Timothy
G & Lora A Smith

3/17/2025

Scale: 1 inch= 600 feet

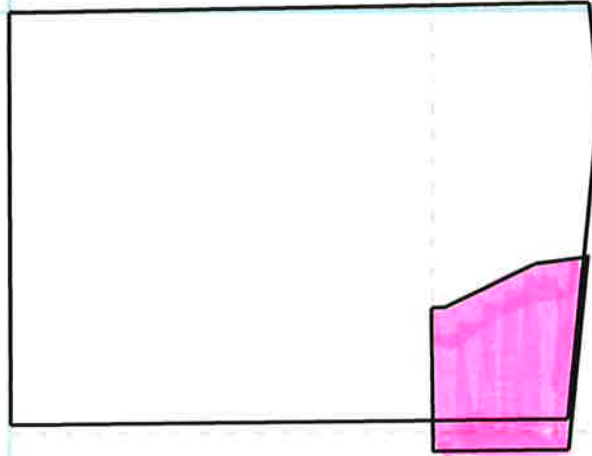
File: Baldwin.ndp

Tract 1: 5.5728 Acres (242750 Sq. Feet), Closure: n00.0319e 6.55 ft. (1/305), Perimeter=2000 ft.
Tract 2: 53.4370 Acres, Closure: n00.5924w 0.85 ft. (1/7231), Perimeter=6144 ft.

01 /nw,34,8s,36e
02 /s00.0610e 52.94
03 /s89.1439e 1325.61
04 /n89.0839e 485.05
05 /s05.5006e 188.09
06 Rt, r=1200.00, delta=011.2351, arc=238.71, chord=s00.0811e 238.32
07 /s05.3344w 277.78
08 s05.3344w 613.61
09 s89.3313w 420.08
10 n00.4415w 448.70
11 n87.1726e 42.54
12 n64.0347e 309.13
13 n82.3252e 166.23
14 @0
15 /nw,34,8s,36e

16 n89.1439e 1322.96
17 n89.1439e 485.05
18 s05.5006e 188.09
19 Rt, r=1200.00, delta=011.2351, arc=238.71, chord=s00.0811e 238.32
20 s05.3344w 882.74
21 s89.3917w 1736.37
22 n00.1500w 1289.79

90277



Legal on Documents received for Kristi Baldwin

3/17/2025

Scale: 1 inch= 600 feet

File: Baldwin.ndp

Tract 1: 5.5728 Acres (242750 Sq. Feet), Closure: n00.0319e 6.55 ft. (1/305), Perimeter=2000 ft.
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01 /nw,34,8s,36e
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05 /s05.5006e 188.09
06 Rt, r=1200.00, delta=011.2351, arc=238.71, chord=s00.0811e 238.32
07 /s05.3344w 277.78
08 s05.3344w 613.61
09 s89.3313w 420.08
10 n00.4415w 448.70
11 n87.1726e 42.54
12 n64.0347e 309.13
13 n82.3252e 166.23
14 @0
15 /nw,34,8s,36e

16 n89.1439e 1322.96
17 n89.1439e 485.05
18 s05.5006e 188.09
19 Rt, r=1200.00, delta=011.2351, arc=238.71, chord=s00.0811e 238.32
20 s05.3344w 882.74
21 s89.3917w 1736.37
22 n00.1500w 1289.79

00277

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 14 2025

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

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
2910715	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: Timothy Graydon or Lora A Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kristi Baldwin
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

5177 South Marsh Creek Road

McCammon

Id 83250

Mailing address

City

State

Zip

610-659-8192

baldwin@aol.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: Dec 18, 2020
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o 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):
 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]
 Signature of new owner/claimant
Timothy Graydon Smith
 Print name

Title, if applicable

2-5-2025

Date

Signature: [Signature]
 Signature of new owner/claimant
KRISTI L BALDWIN
 Print name

Title, if applicable

3/14/25
 Date

Received by M. Peltus Date 3-14-25 For IDWR Office Use Only: Receipt No. E050724

Receipt Amt. 25.00Active 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

80277

RE: Finished Transfer Application

From Wood, Tanner <Tanner.Wood@idwr.idaho.gov>

Date Fri 2/13/2026 12:28 PM

To baldwink@aol.com <baldwink@aol.com>

Hi Kristi,

I've attached a link below showing the fee schedule for transfers. This way you have a solid number to reference in the event anyone else tells you anything different. At the top of the fee schedule chart, you will be able to see your right falls into the category of a flat \$50 fee per water right for a transfer. Towards the bottom of the chart in the box that makes a note of a filing fee for an ownership change along with a transfer comes to an additional \$25 for your water right. This is where the \$75 total comes from that I referenced in my previous email.

<https://idwr.idaho.gov/wp-content/uploads/sites/2/forms/application-fee-schedule.pdf>

Let me know if you had a chance to call into the Department. You will be talking to either Misty or Christina regarding billing. Our office number is [\(208\) 525-7161](tel:2085257161).

Thank you and have a great weekend,

Tanner

From: baldwink@aol.com <baldwink@aol.com>

Sent: Thursday, February 12, 2026 11:44 AM

To: Wood, Tanner <Tanner.Wood@idwr.idaho.gov>

Subject: RE: Finished Transfer Application

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Tanner,

It is not in my spam folder, please resend. No, I had not sent in money yet because I have been getting different amounts from different people. I will call today and see if I can pay over the phone.

From: Wood, Tanner <Tanner.Wood@idwr.idaho.gov>

Sent: Wednesday, February 11, 2026 3:53 PM

To: baldwink@aol.com

Subject: RE: Finished Transfer Application

Hi Kristi,

Thank you for reaching out! I sent this over on Monday but it might have got stuck in your spam folder. I will copy and paste the original message below:

Hi Kristi,

I hope you had a great Superbowl weekend! Quick follow up question for you. I believe Mckenna and/or Jonie may have talked to you about this, but did you ever send in the other part of the payment for processing? We have on record that you did pay for the ownership change, but since it was considered a transfer, it was a little bit more. We have record that you paid \$25 but are waiting on the additional transfer fee of \$50. Let me know if you have already sent that in or when you'll be able to send that over.

Thank you and have a great rest of your week!

Tanner

From: baldwink@aol.com <baldwink@aol.com>
Sent: Tuesday, February 10, 2026 10:36 AM
To: Wood, Tanner <Tanner.Wood@idwr.idaho.gov>
Subject: RE: Finished Transfer Application

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Good morning Tanner,

Just checking back in to see if there is anything else I need to do to finalize this.

Kristi Baldwin

From: Kristi Baldwin <baldwink@aol.com>
Sent: Thursday, January 22, 2026 3:40 PM
To: Wood, Tanner <Tanner.Wood@idwr.idaho.gov>
Subject: Re: Finished Transfer Application

Awesome, thanks!

[Sent from the all new AOL app for iOS](#)

On Thursday, January 22, 2026, 9:10 AM, Wood, Tanner <Tanner.Wood@idwr.idaho.gov> wrote:

Hi Kristi,

I did receive it, thank you for sending that in! I just printed it off and will give it to McKenna to process. I will keep you updated on getting it through.

Thanks again,

Tanner

From: Kristi Baldwin <baldwink@aol.com>
Sent: Wednesday, January 21, 2026 1:05 PM
To: Wood, Tanner <Tanner.Wood@idwr.idaho.gov>
Subject: Re: Finished Transfer Application

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hi Tanner

I sent you page 8, just making sure you got it.

Kristi

[Sent from the all new AOL app for iOS](#)

On Friday, January 16, 2026, 1:32 PM, Wood, Tanner <Tanner.Wood@idwr.idaho.gov> wrote:

Hi Kristi,

Firstly, happy new year! I hope your January has gone well so far.

I talked with Mckenna here in the office, who I believe you were working with processing the transfer application. I apologize this has taken so long to get wrapped up. To make things easier and so we can get this water right into your name and in the correct location, I went through all our previous emails and previous filings and consolidated them into a final transfer application. I've had it reviewed by several people in the office and I can confirm this application will get the water right into your name in the correct place of use. I've attached this transfer application as a pdf to this email.

There are only two things you need to do to get this approved and finished. On page 8 part E briefly describe the way the water is conveyed from the spring to your house. This can be as simple as stating "it is pumped from the spring to my house through a pipe". Second, after reviewing the application, sign this document. To make it as easy as possible, you can even just print off page 8, sign it, take a relatively good

photo of the page with your signature, and I can print it and hand it back to McKenna to be processed.

To avoid any confusion, I've summarized the content on each page of the application below.

Page 1:

I copied your contact information from your previous submission.

Page 2:

All legal documents are included in previous applications and are on file. The map and current water rights are also already on file from your last submission.

Page 3:

Part C has caused confusion in the past, but hopefully I can clear it up now. Part C does not need the legal description entered because this right is considered a domestic right, not an irrigation right. To be clear, this does not mean you cannot irrigate from this right, this is just a legal category the right falls into. It also does not need to be filled out because you are changing the place of use of the entire right, not splitting it into multiple new places of use. Part 3A and B have been filled out with the previous information you provided.

Page 4:

The water right information was filled out as you previously provided.

Page 5:

The proposed point of diversion table is left blank because the place of use is being moved (corrected), not the point of diversion.

The proposed place of use has been corrected to the correct proposed place of use being Township 08S Range 36 E Section 34 NE NW. The D in the box is there because the right is classified as a domestic right.

Page 6:

Let me know if any of this information is incorrect and I will correct it. Your location falls within the boundary of Water District 29H but I do not believe they require this right to have a department approved measuring device.

Page 7:

None of the questions on this page are relevant to your right.

Page 8:

Part E is the part I need you to fill out briefly describing how you get the water from the spring to your house as well as your signature.

Once I get part E filled out with your signature, even emailed to me with a photo taken on an iPhone, I will be able to have McKenna finish processing it and the process will be completed.

If you have any concerns, please let me know. The office will be closed Monday, and I will get back to you first thing Tuesday morning.

Thanks again,

Tanner

Fw: Application for Transfer

From McKenna Webster <mckenna.webster@idwr.idaho.gov>

Date Tue 1/6/2026 11:53 AM

To Wood, Tanner <Tanner.Wood@idwr.idaho.gov>

 9 attachments (8 MB)

Scan_20260106 (2).pdf; Baldwin.Kristi.pdf; Scan_20260105 (2).jpg; Scan_20260105_2.jpg; Scan_20260105_3.jpg; Scan_20260105_4.jpg; Scan_20260105_8.jpg; Scan_20260105_9.jpg; Scan_20260105_10.jpg;

Tanner,

I attached a pdf with the corrections as far as the 'Proposed Place of Use' and 'Current Location of Irrigated Acres' sections go. We still need her 'ok' on those. Page 8 still needs some work. We either need a signature from both Kristi and Tim or a written statement from Tim giving her access to the point of diversion.

It might be helpful to explain PODs and POUs. Both Kristi and Tim seem a little confused.

Thanks!

-McKenna

From: Kristi Baldwin <baldwink@aol.com>

Sent: Tuesday, January 6, 2026 11:03 AM

To: McKenna Webster <mckenna.webster@idwr.idaho.gov>

Subject: Re: Application for Transfer

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments **BEFORE** you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Kristi Baldwin, BSIT, PMP, AHHP, RMP
610-659-8192

On Tuesday, January 6, 2026 at 08:56:40 AM MST, McKenna Webster <mckenna.webster@idwr.idaho.gov> wrote:

Kristi,

I'm seeing a combination of two different applications—one signed by Tim Smith and one by yourself. It would be helpful to have both Tim's and your signature on one application due to the point of diversion actually being on his property. You could do this or have him provide a written statement giving you access to the point of diversion. **We live in different states, he wrote the statement on page 3, that states that he is including the spring in the land he sold me.**

I noticed a few other things on the pages you provided.

Page 3 still has the 'Current Location of Irrigated Acres to be Changed' box filled out. This should remain blank since no irrigated acres are being changed. **Tanner and I walked through that section, and he told me what needed to go in those boxes, they were blank and he said he needed information in there. We are changing the place of use, because the old destination is not accurate. We are changing the destination of the water. Current destination on record does not irrigate there.**

Page 5 still has the proposed place of use marked in the NWNE and the NENW. It should only be in the NENW since that is where your property lies. **Same conversation with Tanner, where we looked at map and walked through what needs to be in those boxes.**

Page 6 does not include the Water District number, which is 29H. - **Attached updated page 6**

Page 8: It has been mentioned that this is not a diversion. However, a point of diversion is the location from which you are diverting water from its source. In this case, water is being diverted from a spring on Tim's property to your home. In section E, just a brief explanation of how water is being diverted to your home is all we need there. - **Page 3 has this listed as proposed change. The water has always gone to the house; the only difference is that there are two different owners now that my brother and I split the property. The water source and destination have always been the same, county records were not updated. The water has always gone to the house for 50 years.**

Best Regards

McKenna Webster | Water Resource Agent

900 N Skyline Dr. Ste. A Idaho Falls, ID 83402

(208) 525-7161 (office) | www.idwr.idaho.gov



From: Kristi Baldwin <baldwink@aol.com>
Sent: Monday, January 5, 2026 12:18 PM
To: McKenna Webster <mckenna.webster@idwr.idaho.gov>
Subject: Re: Application for Transfer

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Good Morning McKenna,

Attached is the updated form. My apologies my scanner separated them into separate pages, so I put them in a compressed file.

Kristi Baldwin, BSIT, PMP, AHHP, RMP
610-659-8192

On Tuesday, December 30, 2025 at 01:18:52 PM MST, McKenna Webster <mckenna.webster@idwr.idaho.gov> wrote:

Good afternoon,

I wanted to check in. Because the Department cannot process the Application for Transfer without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days, we will return your application and all attachments, and your application will not be processed. We will need to receive the necessary information and fees by January 29, 2026.

Best Regards

McKenna Webster | Water Resource Agent

900 N Skyline Dr. Ste. A Idaho Falls, ID 83402

(208) 525-7161 (office) | www.idwr.idaho.gov



From: McKenna Webster
Sent: Thursday, December 18, 2025 9:04 AM
To: baldwink@aol.com <baldwink@aol.com>
Subject: Application for Transfer

Good morning,

I received your Application for Transfer of Water Right. It looks like the application is incomplete as pages 1, 6, 7, & 8 are missing information. On a new Transfer form attached to this email, I filled in the information that I was given, and the rest is for you to complete.

Page 1: Incomplete mailing address

Page 5: Has the water historically been used in and around the house in the NENW 1/4 1/4?

Page 6: Questions 3 & 4

Page 7: Questions 3 & 7

Page 8: All questions and signature

Also, we received payment for the Ownership Change, but not for the Transfer which is \$50. You can either stop by our office or mail that to us. If you mail a check, please include information about what it is for. You can send it to my attention as well.

Let me know if you have questions.

Best Regards

McKenna Webster | Water Resource Agent

900 N Skyline Dr. Ste. A Idaho Falls, ID 83402

(208) 525-7161 (office) | www.idwr.idaho.gov

