

JUL 25 2022

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 15 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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 #7 of the instructions. DEW

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-13583	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:

KERR FAMILY TRUST (DARIN & MYRA KERR)
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

LARRY & EUSTACHY MIKE WYSONG
New owner(s) as listed on the conveyance document
Name connector ☐ and ☐ or ☒
3158 SHALLOW SPRING TERR CHICO CA 95928
Mailing address City State Zip
(530) 519 1131 Telephone
MICHAEL WYSONG @ GMAIL.COM 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: 7/7/2021

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 of new owner/claimant

Title, if applicable

Date

Print name

Signature:

Signature of new owner/claimant

Title, if applicable

Date

Print name

For IDWR Office Use Only:

Received by MP Date 7/15/22

Receipt No. 2048320

Receipt Amt. \$100.00

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

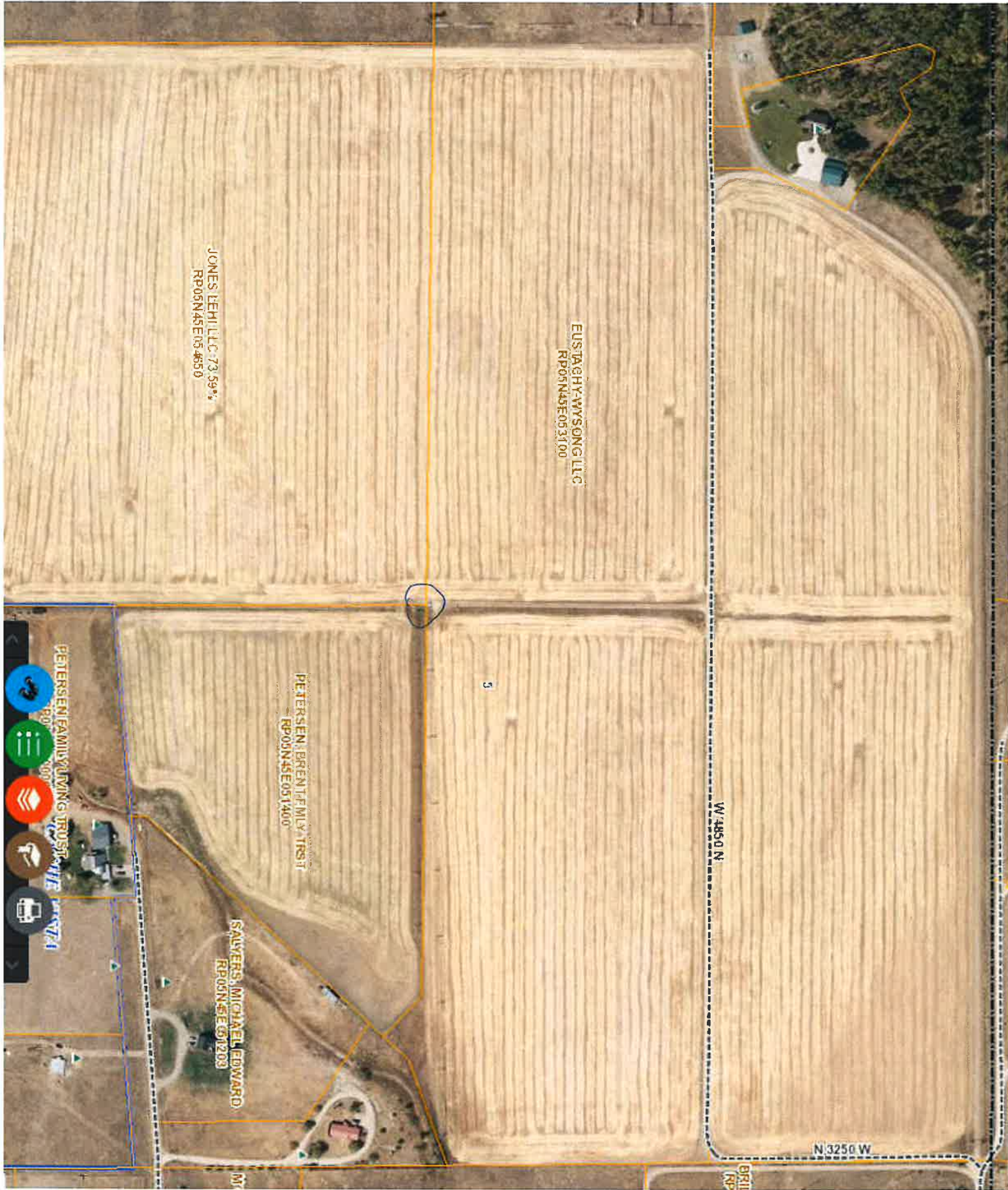
W-9 received? Yes ☐ No ☐

Name on W-9

Approved by

Processed by

Date 9/13/22



JONES, LEHI, LLC 73.59%
RP05N45E054850

EUSTAGHY-WYSONG, LLC
RP05N45E053100

PETERSEN, BRENT FAMILY TRUST
RP05N45E051400

SAVIERS, MICHAEL EDWARD
RP05N45E051200

W 4850 N

N 3250 W

0611
AP

3

PETERSEN FAMILY LIVING TRUST

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **980094-T (JP)**

Date: **June 16, 2021**

For Value Received, **Darin Duane Kerr and Myra Cannon Kerr, Trustees of the Kerr Family Trust, dated February 4, 1993, dated March 4, 1993**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Eustachy-Wysong, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **3769 W. 4850 N., Teton, ID 83452**, the following described premises, situated in **Teton County, Idaho**, to-wit:

Parcel 1:

A part of the N1/2 of Section 5, Township 5 North, Range 45 East, B.M., Teton County, Idaho, being further described as:

From the NW corner of said Section 5, thence S. 00°00'30" W. 652.00 feet along the Western Section line to the True Point of Beginning; Thence S. 89°41'13" E. 3956.75 feet to a point more or less in a fence line; Thence S. 00°40'02" E. 608.03 feet more or less along said fence line to an iron pin; Thence S. 70°12'42" W. 263.46 feet to an iron pin; Thence S. 42°58'27" W. 80.00 feet to a point; Thence N. 47°00'00" W. 130.73 feet to a point; Thence N. 89°17'00" W. 2242.66 feet to the SE corner of Government Lot 4 of said Section 5; Thence N. 89°46'29" W. 1323.34 feet along the South line of Government Lot 4 to the SW corner of Government Lot 4 of said Section 5; Thence N. 00°00'30" E. 654.92 feet along the Western Section line of said Section 5 to the true point of beginning.

Parcel 2:

Together with a 60 foot road and utility easement granted to the grantees and their heirs, issue and assigns across a part of Section 5, Township 5 North, Range 45 East, B.M., Teton County, Idaho, being further described as follows:

Commencing at the Northwest corner of Section 5, Township 5 North, Range 45 East of the Boise Meridian, Teton County, Idaho; running thence S.89°52'58"E. along the Section line 2632.144 feet to the North ¼ corner of said Section 5; thence S.89°52'10"E. along the North line of said Section 1303.269 feet to the TRUE POINT OF BEGINNING; running thence S.00°40'02"E. 695.03 feet; thence n.89°41'13"W. 1370.85 feet to a point that is 60 feet west of the North-South Center Section line; thence N.00°02'37"W. 60.00 feet; thence S.89°41'13"E. 1310.00 feet; thence N.00°40'02"W. 634.83 feet to the North line of said Section 5, thence S.89°52'10"E. 60.00 feet to the TRUE POINT OF BEGINNING.

Parcel 3:

Subject to and together with A 60 feet road and utility easement across a part of the N1/2 of Section 5, Township 5 North, Range 45 East, B.M., Teton County, Idaho, being bounded by

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Instrument # 269565

TETON COUNTY, IDAHO
07-07-2021 12:02:00 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - DRIGGS
KIM KEELEY Fee: \$15.00
Ex-Officio Recorder Deputy, Kim Keeley
Index to: DEED, WARRANTY

Space Above This Line for Recorder's Use Only

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Commencing at the Northwest corner of Section 5, Township 5 North, Range 45 East of the Boise Meridian, Teton County, Idaho; running thence S.89°52'58"E. along the Section line 2632.144 feet to the North ¼ corner of said Section 5; thence S.89°52'10"E. along the North line of said Section 1303.269 feet to the TRUE POINT OF BEGINNING; running thence S.00°40'02"E. 695.03 feet; thence n.89°41'13"W. 1370.85 feet to a point that is 60 feet west of the North-South Center Section line; thence N.00°02'37"W. 60.00 feet; thence S.89°41'13"E. 1310.00 feet; thence N.00°40'02"W. 634.83 feet to the North line of said Section 5, thence S.89°52'10"E. 60.00 feet to the TRUE POINT OF BEGINNING.

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Subject to and together with A 60 feet road and utility easement across a part of the N1/2 of Section 5, Township 5 North, Range 45 East, B.M., Teton County, Idaho, being bounded by

Date: 06/16/2021

Warranty Deed
- continued

File No.: 980094-T (JP)

the following described lines:

From the N1/4 corner of Section 5, Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho; thence S. 01°31'26" E. 631.15 feet to the true point of beginning; Thence S. 01°31'26" E. 30.02 feet to a point; Thence S. 00°46'00" W. 30.00 feet to a point; Thence N. 89°41'13" W. 1322.35 feet to a point; Thence N. 01°35'00" E. 30.01 feet to a point; Thence N. 01°40'19" W. 30.02 feet to a point; Thence S. 89°41'13" E. 1322.00 feet to the true point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 06/16/2021

Warranty Deed
- continued

File No.: 980094-T (JP)

Darin Duane Kerr and Myra Cannon Kerr,
Trustees of the Kerr Family Trust, dated
February 4, 1998

[Signature]
Darin Duane Kerr, Trustee

[Signature]
Myra Cannon Kerr, Trustee

STATE OF Idaho

COUNTY OF ~~Teton~~ ^{SS.} FRANKLIN

On this 15th day of July, 2021, before me, a Notary Public in and for said State, personally appeared **Darin Duane Kerr and Myra Cannon Kerr**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **Kerr Family Trust** Trust, and acknowledged to me that they executed the same as such Trustees.



[Signature]
Notary Public of Idaho

Residing at: *[Signature]*

Commission Expires: 7.15.2024



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 15, 2022

EUSTACHY-WYSONG LLC
3158 SHALLOW SPRINGS TER
CHICO CA 95928-7337

Re: Change in Ownership for Water Right No: 22-13583

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records and has enclosed a computer-generated report for you. This water right did not require a split, therefore a refund of \$75 has been requested payable to Larry Eustachy which will arrive under separate cover from the State Controller's Office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

Debby Judd
Technical Records Specialist

Enclosures

Judd, Debbi

From: Judd, Debbi
Sent: Tuesday, September 13, 2022 2:07 PM
To: IdwrPayable
Subject: Refund request

TO: Fiscal

FROM: Debbi Judd

DATE: September 13, 2022

RE: Refund: Change in Ownership

Please refund \$75. Ownership change for one water right did not require a split.

NAME: LARRY EUSTACHY

ADDRESS: 3158 SHALLOW SPRINGS TER
CHICO CA 95928-7337

RECEIPT #: E048320

Thank you.
Debbi

Debbi Judd
Technical Records Specialist
debbi.judd@idwr.idaho.gov

Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098
208-287-4920
www.idwr.idaho.gov