

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 15 2022

Department 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?
23-67C <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
23-67D <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: James M Chick Family Trust
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Gregory L. Benedict Trust
New owner(s) as listed on the conveyance document

675 Mourning Dove Drive Sarasota FL 34236
Mailing address City State Zip
320-760-9121 91692453@gmail.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: 1/31/2020

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

SUPPORT DATA

IN FILE # 23-67C

8. Signature: [Signature] 7/6/2022
Signature of new owner/claimant Title, if applicable Date
Gregory Benedict
Print name

Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

For IDWR Office Use Only:

Received by JB Date 8/15/2022 Receipt No. E048413 Receipt Amt. \$50.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

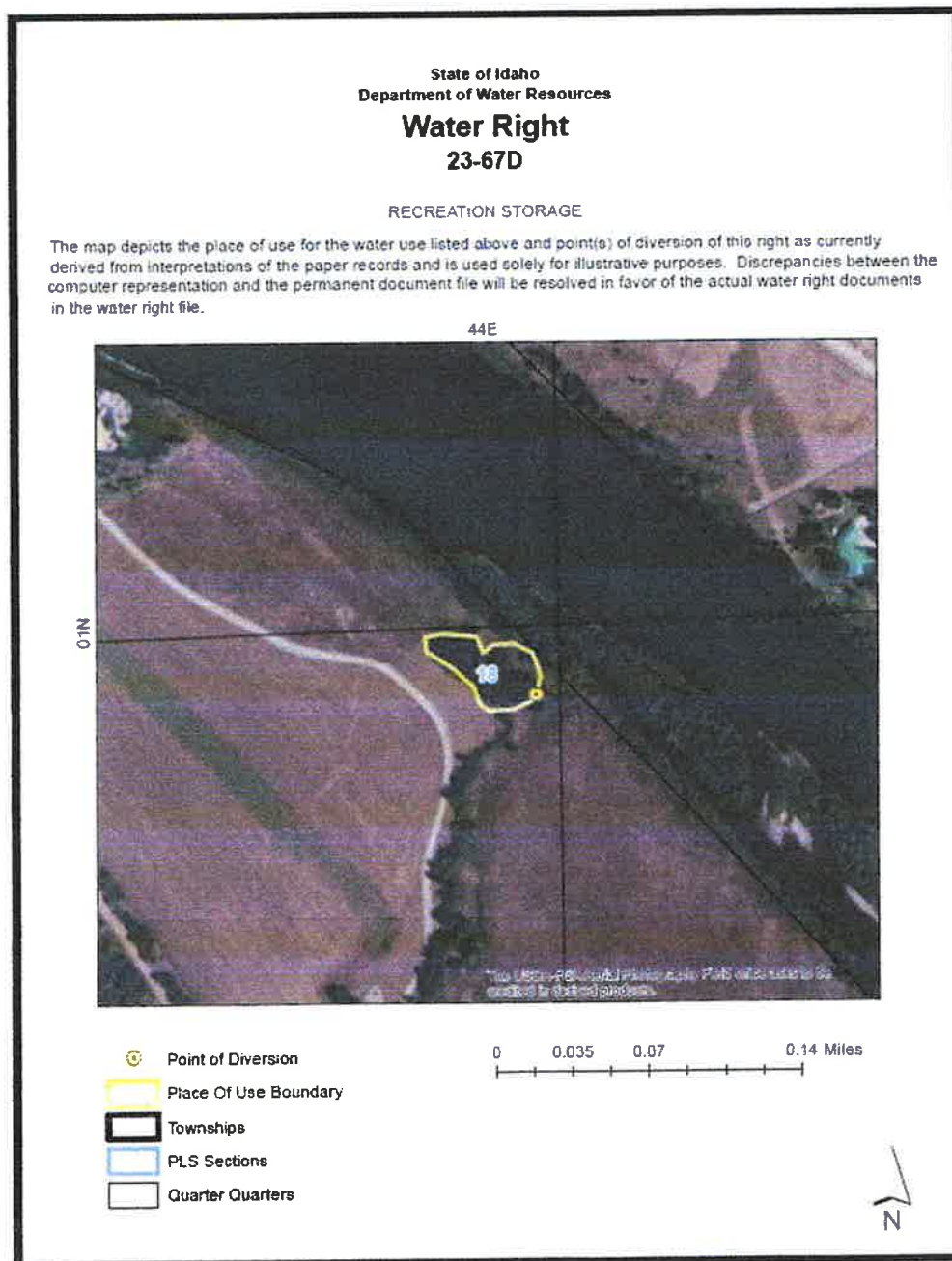
Name on W-9 _____ Approved by JB Processed by JB Date 8/17/2022

Greg Benedict Indian Creek IDWR - Water Rights

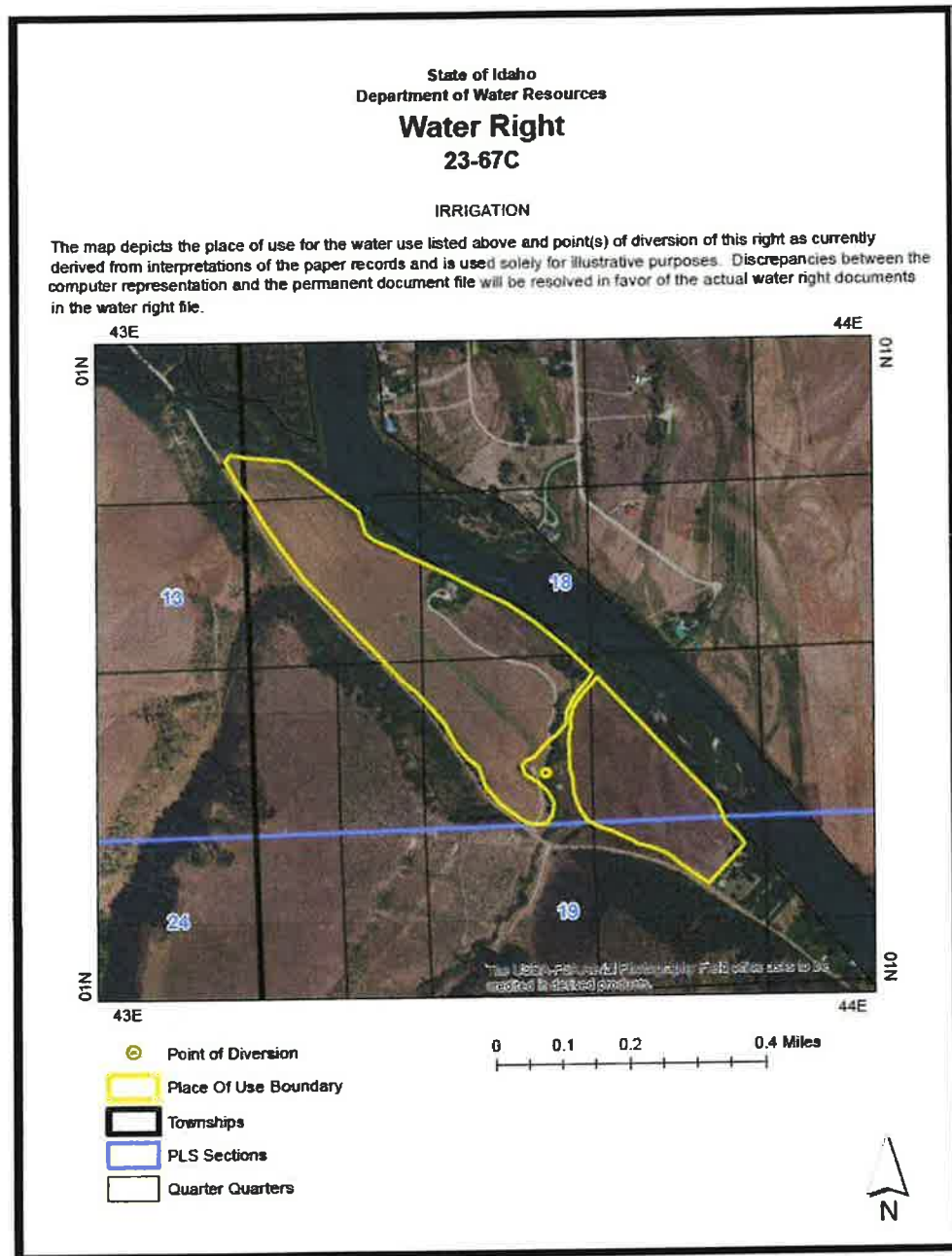
WR 23-67D
Recreational
Storage 5.3AFY
87.4 acres
1/1-12/31
Owner: James M
Chick Family Trust

WR 23-67C
Irrigation 1.75cfs
87.4 acres
4/15-10/31
Owner: James M
Chick Family Trust





The proposed Warranty Deed does not include these water rights in the legal description of the Property. It should be included prior to closing.



WR 23-67D is a recreational storage right in connection with Indian Creek Pond, which it situated on Lot 6 of Block 1 as shown below:

20352723

WARRANTY DEED

THIS INDENTURE is made this 29th day of January, 2020, by James M. Chick, not individually, but as trustee of **THE JAMES M. CHICK FAMILY TRUST** "Grantor," and **GREGORY BENEDICT, TRUSTEE OF THE GREGORY L. BENEDICT TRUST U/T/A/ DATED Dec. 11, 2000**, whose mailing address is 931 Blue Heron Overlook, "Grantee."
Osprey, FL 34229

WITNESSETH:

That Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to Grantor in hand paid by Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto Grantee, and to Grantee's heirs and assigns forever, all of the following described property in the County of Bonneville, State of Idaho, to-wit:

Lots 1, 2, 3, 4, 5, 6, 7 and 8 in Block 1

Lot 1 in Block 2

Lot 1 in Block 3

Lot 1 in Block 4

All in the Snake River Subdivision, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof.

Together With all water rights appurtenant to such property, including but not limited to, No. 23-67C and No. 23-67D as filed with the Idaho Department of Water Resources.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

ALSO SUBJECT TO:

1. Rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any

- governmental unit, and rights-of-way and easements established or of record.
2. Terms, covenants, conditions, restrictions, easements, and obligations, if any, contained in Development Agreement.
Recorded: December 21, 1994
Instrument No.: 891482
 3. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to: Lower Valley Power & Light Inc
Purpose: Public Utilities
Recorded: November 18, 1996
Instrument No.: 932036
 4. An easement for the purpose shown below and rights incidental thereto as set forth in Deed of Conservation Easement.
Granted to: The Nature Conservancy
Purpose: Property conservation
Recorded: December 13, 2000
Instrument No.: 1036812
Re-recorded January 8, 2001
Instrument No. 1038318
and
First Amendment to Conservation Easement.
Recorded: December 31, 2002
Instrument No.: 1099326
 5. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Government Survey.
 6. Any rights, interests or easements in favor of the public which exist or are claimed to exist over that part of said land included within the bed and/or banks of the Snake River, and any portage rights associated therewith.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto Grantee, and to Grantee's heirs and assigns forever. Grantor and Grantor's successors shall warrant and

defend the premises in the quiet and peaceable possession of Grantee and Grantee's heirs and assigns, against Grantor and Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, Grantor has executed the within instrument the day and year first above written.

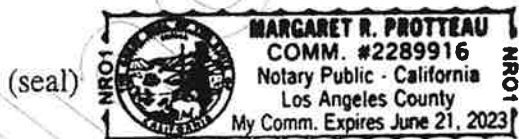
THE JAMES M. CHICK FAMILY TRUST

By: X James M. Chick Trustee
JAMES M. CHICK, Trustee Trustee

STATE OF California
County of Los Angeles) ss.

On the 29th day of January, 2020, before me, the undersigned, a Notary Public, in and for said State, personally appeared James M. Chick, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of THE JAMES M. CHICK FAMILY TRUST and acknowledged to me that he executed the same as such trustee.

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



Margaret R. Protteau
Notary Public for California
Residing at: San Jose Valley
My Commission Expires: June 21, 2023



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 Gary Spackman

August 17, 2022

GREGORY L BENEDICT TRUST
675 MOURNING DOVE DR
SARASOTA FL 34236-1903

Re: Change in Ownership for Water Right No(s): 23-67C & 23-67D

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 01