

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 28 2022

DEPT OF WATER RESOURCES
SOUTHERN 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?
<u>R</u> 37-22835	Yes ☐	Yes ☐	37-11134	Yes ☐	Yes ☐
<u>R</u> 37-21486	Yes ☐	Yes ☐	37-21610	Yes ☐	Yes ☐
<u>R</u> 37-21828	Yes ☐	Yes ☐	37-12868	Yes ☐	Yes ☐
37-7116	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-797	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: THE AWALT FAMILY REVOCABLE TRUST / CHRISTY LOU AWALT
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): KIRK AWALT, TRUSTEE OF THE KIRK AWALT IRREVOCABLE TRUST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

PO BOX 476 SAN MIGUEL CA 93451
Mailing address City State Zip
805-610-6608 kirkawalt@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: 11-29-2021
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner. The Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right shall be completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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.

SUPPORT DATA
IN FILE # 37-797

8. Signature: Kirk Awalt TRUSTEE 3-19-2022
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 3/28/22 Receipt No. 5039145 Receipt Amt. \$125.00
 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 SG Date 5-12-2022

Instrument # 275931

GOODING COUNTY, GOODING, IDAHO
12-22-2021 11:44:29 No. of Pages: 6
Recorded for: KARA M. GLECKLER PLLC
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

QUITCLAIM DEED

CHRISTY LOU AWALT, as Trustee of THE AWALT FAMILY REVOCABLE TRUST ("Grantor"), does hereby convey, release, remise, and forever quitclaim unto KIRK AWALT, as Trustee of THE KIRK AWALT IRREVOCABLE TRUST, whose address is P.O. Box 476, San Miguel, California ("Grantee") any and all interest it may have in the that certain real property located in Gooding County, Idaho, commonly known as 18816 US Highway 30, Hagerman, ID 83314, and more particularly described in Exhibit "A" attached hereto and made a part hereof by this reference.

TOGETHER WITH all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

To have and to hold the said premises and their appurtenances unto the said Grantee, its successors and assigns, forever.

DATED this 24th day of Nov., 2021.

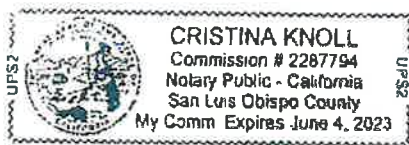
THE AWALT FAMILY REVOCABLE
TRUST

By: 
CHRISTY LOU AWALT, Trustee

STATE OF CA)
County of San Luis Obispo) ss.

On this 27th day of Nov., 2021, before me, a Notary Public for said County and State, personally appeared Christy Lou Awalt, known or identified to me to be the Trustee of THE AWALT FAMILY REVOCABLE TRUST, and the person who signed her name on the foregoing instrument, and acknowledged to me that she executed the same on behalf of said Trust.

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



[Signature]
NOTARY PUBLIC FOR CA
Residing at 720 10th St, Paso Robles, CA
My Commission Expires June 4, 2023 93416

EXHIBIT "A"

"The Property"

That certain real property located in Gooding County, Idaho, commonly known as 18816 US Highway 30, Hagerman, ID 83314, and more particularly described as follows:

Parcels of land located in Sections 34 and 35 of Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho and being more particularly described as follows:

PARCEL NO.1

A parcel of land located in the E $\frac{1}{2}$ E $\frac{1}{2}$ of Section 34, Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho and being more particularly described as follows:

Commencing at the Northeast Section Corner of said Section 34 from which the East One Quarter (E $\frac{1}{4}$) corner of said Section 34 bears South 00°30'38" West-2633.78 feet, Thence South 00°30'38" West along the East boundary of said Section 34 for a distance of 625.60 feet to the TRUE POINT OF BEGINNING;

Thence South 72°52'09" West for a distance of 1376.00 feet to a point on the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section, said point being located North 00°30'27" East-276.00 feet from the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section (record-Southwesterly to a point 276.00 feet North of the Southwest corner NE $\frac{1}{4}$ NE $\frac{1}{4}$);

Thence South 00°30'27" West along the West boundary of the E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 34 for a distance of 2809.12 feet to a point that is located North 00°30'27" East-99.00 feet from the Southwest corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 34 (record-South along West line E $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, 2818.00 feet, more or less, to a point 6 rods or (99 feet) North of the Southwest corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$);

Thence South 89°29'31" East parallel with the South boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 1311.14 feet to a point on the East boundary of said Section 34 (record-East parallel with the South boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ -1320.0 feet to the East line of Section 34);

Thence North 00°30'38" East along the East boundary of said Section 34 for a distance of 3226.07 feet to the TRUE POINT OF BEGINNING (record-North along said East line of Section 34-3235.4 feet, more or less, to The Point of Beginning).

EXCEPT:

The tracts conveyed to the State of Idaho for Highway purposes as set forth in the following instruments:

1. Deed dated August 9, 1955, recorded August 31, 1955 in Book 46 Deeds, Page 286.
2. Deed dated August 9, 1955, recorded October 5, 1955 In Book 46 Deeds, Page 304.
3. Deed dated August 10, 1955, recorded October 5, 1955 in Book 46 Deeds, Page 306.
4. Second Judgment and Decree of Condemnation dated March 20, 1964, recorded March 20, 1964 as microfilmed instrument No. 10908, records of Gooding County, Idaho.

AND

PARCEL NO. 2

A parcel of land located in Section 35, Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho and being more particularly described as follows:

Commencing at the Northwest corner of said Section 35 from which the West One Quarter (W¹/₄) corner of said Section 35 bears South 00°30'38" West 2633.78 feet;

Thence South 00°30'38" West along the West boundary of said Section 35 for a distance of 625.60 feet to the TRUE POINT OF BEGINNING;

Thence North 76°49'34" East for a distance of 207.30 feet to a point 577.00 feet South of the North boundary of the NW¹/₄ of said Section 35 (record Northeasterly 207.3 feet to a point 577 feet South of the North line of said Section 35);

Thence South $86^{\circ} 18' 27''$ East for a distance of 43.30 feet;

Thence South $3^{\circ} 39' 38''$ West for a distance of 74.12 feet;

Thence South $02^{\circ} 21' 17''$ West for a distance of 726.27 feet;

Thence North $89^{\circ} 31' 12''$ East for a distance of 112.54 feet;

Thence North $65^{\circ} 29' 51''$ East for a distance of 32.88 feet;

Thence North $79^{\circ} 06' 12''$ East for a distance of 980.86 feet to a point on the East boundary of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35;

Thence South $00^{\circ} 39' 08''$ West along the East boundary of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35 for a distance of 144.49 feet to the Southeast corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section;

Thence South $89^{\circ} 38' 08''$ East along the North boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35 for a distance of 435.00 feet (record East along the North boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ 435.00 feet);

Thence South $02^{\circ} 03' 49''$ West for a distance of 1609.25 feet to a found monument (Malad Gorge State Park record South $02^{\circ} 20' 00''$ West 1610.82 feet);

Thence South $02^{\circ} 17' 12''$ West for a distance of 1023.74 feet (Malad Gorge State Park record South $02^{\circ} 20' 00''$ West 1023.74 feet);

Thence North $88^{\circ} 53' 51''$ East for a distance of 209.36 feet to a found monument (Malad Gorge State Park record North $89^{\circ} 05' 00''$ East-209.36 feet);

Thence North $89^{\circ} 03' 22''$ East for a distance of 590.64 feet (Malad Gorge State Park record North $89^{\circ} 05' 00''$ East 590.64 feet);

Thence South $39^{\circ} 47' 38''$ East for a distance of 330.00 feet to a found monument (Malad Gorge State Park record South $39^{\circ} 55' 00''$ East 330.00 feet);

Thence South $39^{\circ} 42' 01''$ West for a distance of 878.88 feet to a found monument (Malad Gorge State Park record South $39^{\circ} 45' 00''$ West 880.00 feet);

Thence South $71^{\circ}17'35''$ West for a distance of 875.68 feet to a point on the West boundary of the $SE\frac{1}{4}SW\frac{1}{4}$ of said Section 35, said point being North $00^{\circ}39'05''$ East-124.00 feet from the Southwest corner of the $SE\frac{1}{4}SW\frac{1}{4}$ of said Section 35 (record South $70^{\circ}30'00''$ West 880.00 feet to a point on the West boundary of the $SE\frac{1}{4}SW\frac{1}{4}$ and 124.00 feet North of the Southwest corner of the $SE\frac{1}{4}SW\frac{1}{4}$);

Thence North $00^{\circ}39'05''$ East along the West boundary of the $SE\frac{1}{4}SW\frac{1}{4}$ of said Section 35 for a distance of 1195.29 feet to the Northwest corner of the $SE\frac{1}{4}SW\frac{1}{4}$ of said section 35 (record North along the West line of the $SE\frac{1}{4}SW\frac{1}{4}$ 1196.00 feet to the Northwest corner of the $SE\frac{1}{4}SW\frac{1}{4}$);

Thence North $89^{\circ}33'08''$ West along the South boundary of the $NW\frac{1}{4}SW\frac{1}{4}$ of said Section 35 for a distance of 1314.30 feet to the Southwest corner of the $NW\frac{1}{4}SW\frac{1}{4}$ of said Section 35 (record West along the South boundary of the $NW\frac{1}{4}SW\frac{1}{4}$ to the Southwest corner of the $NW\frac{1}{4}SW\frac{1}{4}$);

Thence North $00^{\circ}30'38''$ East along the West boundary of said Section 35 for a distance of 3325.07 feet to the TRUE POINT OF BEGINNING (record North along the West boundary of said Section 35 3334.4 feet).

STATE OF CALIFORNIA

CERTIFICATION OF VITAL RECORD

COUNTY OF SAN LUIS OBISPO

SAN LUIS OBISPO, CALIFORNIA

CERTIFICATE OF DEATH

3200640001073

STATE FILE NUMBER		LOCAL REGISTRATION NUMBER	
1. NAME OF DECEDENT - FIRST (Given)		2. MIDDLE	
NORVAL		REX	
3. LAST (Family)		4. DATE OF BIRTH mm/dd/yyyy	
AWALT		11/28/1941	
5. AGE Yrs		6. SEX	
64		MALE	
7. DATE OF DEATH mm/dd/yyyy		8. HOUR (24 Hour)	
07/12/2006		0330	
9. BIRTH STATE/FOREIGN COUNTRY		10. SOCIAL SECURITY NUMBER	
CALIFORNIA		[REDACTED]	
11. EVER IN U.S. ARMED FORCES?		12. MARITAL STATUS (at Time of Death)	
☐ YES ☒ NO		MARRIED	
13. EDUCATION - Highest Level/Degree (Last completed 12/15/2003)		14. WAS DECEDENT HISPANIC/LATINO/SPANISH? (If yes, see instruction on back)	
SOME COLLEGE		☐ YES ☒ NO	
15. DECEDENT'S RACE - Up to 3 races may be listed (see instruction on back)		16. DECEDENT'S RACE	
CAUCASIAN		CAUCASIAN	
17. USUAL OCCUPATION - Type of work for most of life. DO NOT USE RETIRED		18. KIND OF BUSINESS OR INDUSTRY (e.g., grocery store, real estate, employment agency, etc.)	
OWNER		AQUA ENGINEERING	
19. YEARS IN OCCUPATION		20. DECEDENT'S RESIDENCE (Street and number or location)	
50		W. 10TH. STREET-CROSS STREET, CEMETERY ROAD	
21. CITY		22. COUNTY/TOWNSHIP	
SAN MIGUEL		SAN LUIS OBISPO	
23. ZIP CODE		24. YEARS IN COUNTY	
93451		64	
25. STATE/FOREIGN COUNTRY		26. INFORMANT'S NAME, RELATIONSHIP	
CALIFORNIA		CHRISTY AWALT- WIFE	
27. INFORMANT'S MAILING ADDRESS (Street and number or rural route number, city or town, state, ZIP)		28. NAME OF SURVIVING SPOUSE - FIRST	
P.O. BOX 392, SAN MIGUEL, CA 93451		CHRISTY LOU	
29. NAME OF FATHER - FIRST		30. MIDDLE	
NORRIS		REX	
31. NAME OF MOTHER - FIRST		32. MIDDLE	
THELMA		AUDREY	
33. LAST		34. LAST	
TURNBOW		MOORE	
35. BIRTH STATE		36. BIRTH STATE	
CA		CO	
37. DISPOSITION DATE mm/dd/yyyy		38. PLACE OF FINAL DISPOSITION	
07/17/2006		SAN MIGUEL CEMETERY, SAN MIGUEL, CA 93451	
39. TYPE OF DISPOSITION(S)		40. SIGNATURE OF EMERALD	
BURIAL		NOT EMBALMED	
41. NAME OF FUNERAL ESTABLISHMENT		42. LICENSE NUMBER	
KUEHL-NICOLAY FUNERAL HOME		FD-68	
43. SIGNATURE OF LOCAL REGISTRAR		44. DATE mm/dd/yyyy	
[Signature]		07/14/2006	
45. PLACE OF DEATH		46. IF HOSPITAL, SPECIFY ONE	
RESIDENCE		☐ IN ☐ ER/OP ☐ DCA ☐ Home ☐ Nursing Home, LTC ☒ Decedent's Home ☐ Other	
47. COUNTY		48. FACILITY ADDRESS OR LOCATION WHERE FOUND (Street and number or location)	
SAN LUIS OBISPO		W. 10TH. STREET-CROSS STREET IS CEMETERY RD.	
49. CAUSE OF DEATH		50. CITY	
METASTATIC LUNG CANCER		SAN MIGUEL	
51. IMMEDIATE CAUSE (Final disease or condition resulting in death)		52. DEATH REPORTED TO CORONER?	
METASTATIC LUNG CANCER		☒ YES ☐ NO	
53. UNDERLYING CAUSE (Immediate or remote cause of death)		54. MONTHS	
BONE MARROW FAILURE DUE TO MYELODYSPLASIA		06R-0544	
55. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE (List in 107)		56. BIOPSY PERFORMED?	
BONE MARROW FAILURE DUE TO MYELODYSPLASIA		☒ YES ☐ NO	
57. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 107 OR 112? (If yes, list type of operation and date)		58. AUTOPSY PERFORMED?	
BIOPSY 01/30/2004		☐ YES ☒ NO	
59. CERTIFY THAT TO THE BEST OF MY KNOWLEDGE DEATH OCCURRED AT THE HOUR, DATE, AND PLACE STATED FROM THE CAUSES STATED		60. SIGNATURE AND TITLE OF CERTIFIER	
12/26/2003 07/10/2006		DR. SANJAY GANPULE MD, 1310 LAS TABLAS RD. TEMPLETON, CA 93465	
61. MANNER OF DEATH		62. INJURED AT WORK?	
Natural ☐ Accident ☐ Homicide ☐ Suicide ☐ Pending investigation ☐ Could not be determined ☐		☐ YES ☐ NO ☐ LINK	
63. PLACE OF INJURY (e.g., home, construction site, wooded area, etc.)		64. INJURY DATE mm/dd/yyyy	
65. DESCRIBE HOW INJURY OCCURRED (Events which resulted in injury)		66. HOUR (24 Hour)	
67. LOCATION OF INJURY (Street and number, or location, and city, and ZIP)		68. SIGNATURE OF CORONER/DEPUTY CORONER	
69. SIGNATURE OF CORONER/DEPUTY CORONER		70. DATE mm/dd/yyyy	
71. TYPE NAME, TITLE OF CORONER/DEPUTY CORONER		72. TYPE NAME, TITLE OF CORONER/DEPUTY CORONER	
73. STATE REGISTRAR		74. FAX AUTH. #	
A B C D E		7577	
75. CENSUS TRACT		76. CENSUS TRACT	

CERTIFIED COPY OF VITAL RECORDS

STATE OF CALIFORNIA
COUNTY OF LUIS OBISPO

SS

DATE ISSUED: JUL 25 2006

000220453

This is a true and exact reproduction of the document officially registered and placed on file in the office of the SAN LUIS OBISPO COUNTY PUBLIC HEALTH DEPARTMENT.

This copy not valid unless prepared on engraved border displaying seal and signature of County Registrar

G.W. THOMAS, MD, HEALTH OFFICER

END OF DOCUMENT

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

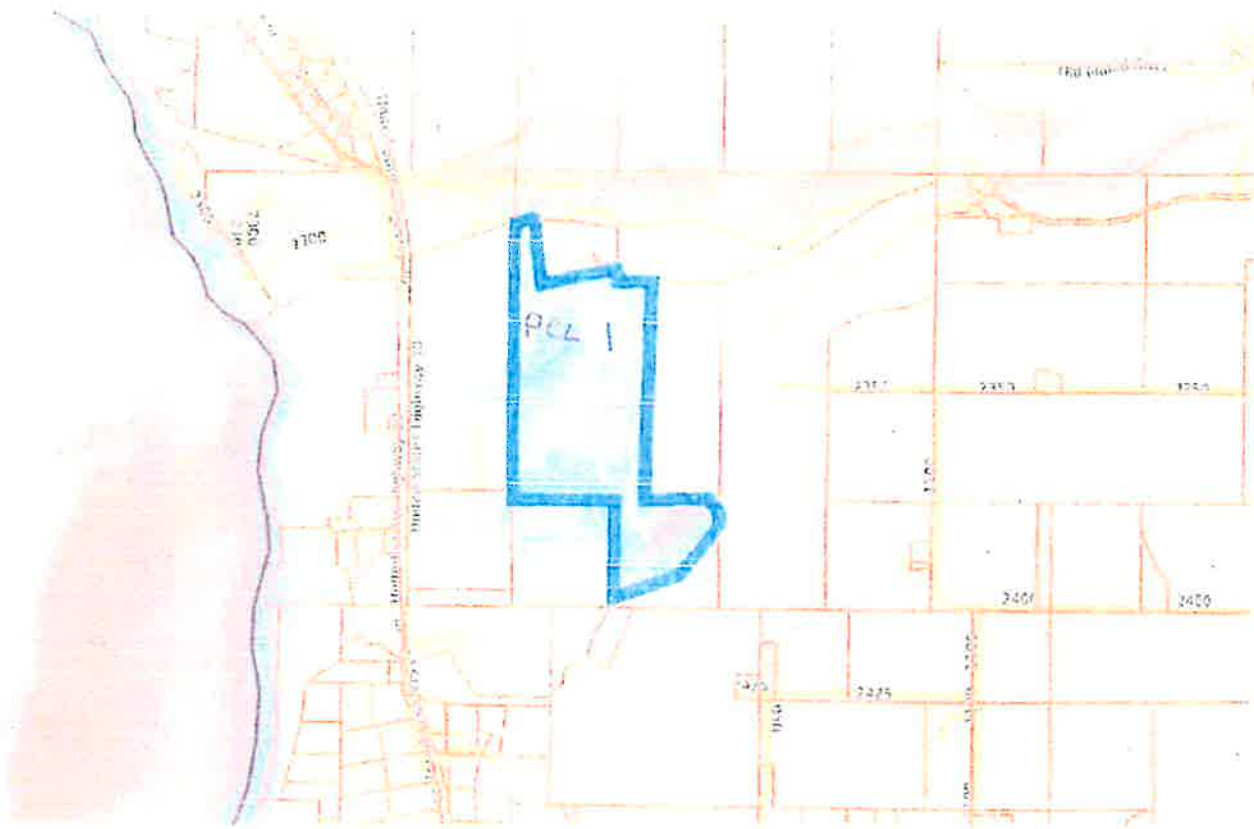
RP06S13E341800
96 +- acres

RP06S13E363600
132.153 +- acres

Not to Scale for Illustration Purposes only

[illegible]

AW 111 Family Reunification Trust







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 Gary Spackman

May 12, 2022

KIRK AWALT IRREVOCABLE TRUST
PO BOX 476
SAN MIGUEL CA 93451-0476

Re: Change in Ownership for Water Right Nos: 37-797, 37-7116, 37-11134, 37-12868 & 37-21610

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 736-3033.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosures

C: Robert Jones Realty; Christy Lou Awalt; Water District 37130



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 Gary Spackman

May 12, 2022

KIRK AWALT IRREVOCABLE TRUST
PO BOX 476
SAN MIGUEL CA 93451-0476

RE: Water Right Nos: 37-21486, 37-21828 & 37-22835,

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on 3/28/2022 for the above referenced water rights. The Notice could not be processed for the three water rights because proper conveyance documents and fees were not provided.

The provided Notice of Change in Water Right Ownership did not provide a quitclaim specifically for the water rights listed above. The provided quitclaim was for properties and appurtenances owned by either Christy Lou Awalt or The Awalt Family Revocable Trust and was sufficient to process the ownership change for the five rights appurtenant to the properties. Additionally the fees provided (\$125.00 at \$25.00 per right) were only sufficient to process those five rights: 37-7116; 37-797; 37-11134; 37-21610 & 37-12868.

Water Rights 37-21828 & 37-21486 are partially appurtenant to the properties quitclaimed (irrigation from storage portion of the rights) and properties owned by Idaho State Parks and Recreation (Irrigation Storage portion of the rights) with Christy Lou Awalt listed as the current owner of those rights. Water right 37-22835 is completely on properties owned by Idaho State Parks and Recreation with Christy Lou Awalt listed as the current owner. To properly process a change of ownership for these three rights, the Department would require a quitclaim that specifically conveys the water rights from Christy Lou Awalt to The Kirk Awalt Irrevocable Trust.

The Department is returning your Notice of Change in Water Right Ownership for these three water rights. You may re-submit your request with the appropriate documents and fees (\$75.00).

If you have any questions regarding this matter, please contact me at (208) 293-9915.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosure(s)

c: CHRISTY LOU AWALT
ROBERT JONES REALTY