

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 16 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?
36-80B	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: Randy M. Kerr and Vicki L. Kerr
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Orchard Alley, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- c/o 2561 Vineyard Alley Hagerman ID 83332
Mailing address City State Zip
- 805-407-6501 beyondforage@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: May 9, 2022
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Manager 5/12/22
Signature of new owner/claimant Title, if applicable Date
Monica McKinney Zach Griffin
Print name

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

Received by SG Date 5/16/22 For IDWR Office Use Only: Receipt No. 5039241 Receipt Amt. \$25.00
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 DM Date 6-3-2022

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company

301 Main Street

Gooding, ID 83330

Instrument # 277646

GOODING COUNTY, GOODING, IDAHO

05-13-2022 10:21:05 No. of Pages: 2

Recorded for: FIRST AMERICAN TITLE - JEROME

DENISE GILL Fee: \$16.00

Ex-Officio Recorder Deputy: DAL

Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1040037GO (lr)**

Date: **May 09, 2022**

For Value Received, **Randy M. Kerr and Vicki L. Kerr, husband and wife as community property with right of survivorship**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Orchard Alley, LLC, a Delaware limited liability company**, hereinafter called the Grantee, whose current address is **c/o 2561 Vineyard Alley, Hagerman, ID 83332**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

Lot 1 of Shokal Acres, Gooding County, Idaho, according to the plat filed April 18, 2006 as Instrument No. 215894.

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.

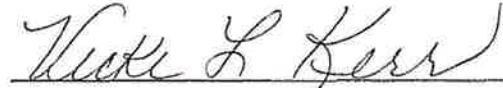
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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: 05/09/2022

Warranty Deed
- continued

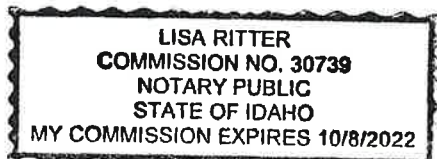
File No.: 1040037GO (lr)

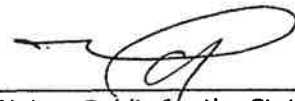

Randy M. Kerr


Vicki L. Kerr

STATE OF Idaho)
COUNTY OF Gooding)
ss.

On this 12 day of May, 2022, before me, a Notary Public in and for said State, personally appeared **Randy M. Kerr and Vicki L. Kerr**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Gooding, ID
My Commission Expires: 10/8/2022



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

June 3, 2022

ORCHARD ALLEY LLC
c/o 2561 VINEYARD ALLEY
HAGERMAN ID 83332-5075

Re: Change in Ownership for Water Right No(s): 36-80B

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) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: First American Title Company, Gooding, Idaho (File #1040037GO)
Water District 36A



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

MAY 16 2022

DEPT OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
650 Addison Ave West, Ste. 500
Twin Falls, ID 83301

May 13, 2022
File No.: 1040037GO (lr)

Attn: Water Right Transfer
Phone: 208-736-3033 Fax: 208-736-3037

Property: **939 Pioneer Road, Hagerman, ID 83332**

Parcel No.: **RP003190000010**

Our Check No. **13612** in the amount of **\$25.00**, representing **Transfer Water Right Fee for 36-80B.**

Legal Description of Property in question:

Lot 1 of Shokal Acres, Gooding County, Idaho, according to the plat filed April 18, 2006 as Instrument No. 215894.

Prior vested owner of property: **Randy M. Kerr and Vicki L. Kerr, husband and wife as community property with right of survivorship**

TO WHOM IT MAY CONCERN:

Please be advised that the above referenced property has been sold and title is now vested as follows:

Orchard Alley, LLC, a Delaware limited liability company

as per copy of 277646 recorded Warranty Deed attached hereto. Please change your records accordingly and bill the new owners at:

Mailing Address: **c/o 2561 Vineyard Alley, Hagerman, ID 83332**

Sincerely,

Lisa Ritter, Escrow Officer

tj/lr