

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 11 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-89A OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-2484 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Garth Robinson

Name of current water right holder/claimant

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

Glenda Rhesque & Thomas FKay

New owner(s) as listed on the conveyance document

Name connector

☒ and

☐ or

☐ and/or

2368 Highway Dr

Arco

Id

83213

Mailing address

City

State

ZIP

208-861-3115

leresque.gr@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: 12/20/2021 closing date

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a 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.

8. Signature:

Glenda Rhesque

Signature of new owner/claimant

Title, if applicable

4/6/2022

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 4-11-2022

Receipt No. E048005

Receipt Amt. \$125 -

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 5/19/2022

SUPPORT DATA
IN FILE # 34-89A

#125

Need \$75.- Refund

BUTTE COUNTY
Recorded for:
TitleOne Boise
03:29:24 PM 12-20-2021
0000-059970
No. Pages: 3 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG



Order Number: 21433523

Warranty Deed

For value received,

Garth Robinson and Sheila Robinson, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Glenda R. Levesque, a single woman, and Thomas F Kay and Justine Kay, husband and wife

whose current address is 2368 Highway Drive Arco, ID 83213

the grantee, the following described premises, in Butte County, Idaho, to wit:

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: December 8, 2021

Garth Robinson

Sheila Robinson

State of Idaho, County of Bonneville, ss.

On this 9th day of December in the year of 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Garth Robinson and Sheila Robinson, 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

Residing In: Idaho, ID

My Commission Expires: 02/22/2025
(seal)

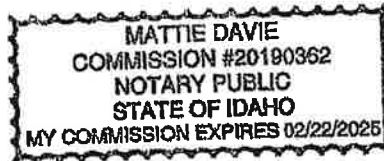


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

PARCEL NO. 1:
TOWNSHIP 3 NORTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
BUTTE COUNTY, IDAHO

Section 5: Part of the NW¼, more particularly described as follows:

Commencing at the Northwest corner of said Section 5, (said corner being monumented by a G.L.O. pipe and brass cap), from which the West ¼ Corner of said Section 5 bears South 00°02'24" West, a distance of 2581.98 feet;
Thence from the Northwest corner of said Section 5, South 27°44'46" East, a distance of 2402.78 feet to a point on the Easterly boundary of the "Old" Highway right-of-way and the POINT OF BEGINNING;

Thence North 46°45'47" West, along said "Old" Highway right-of-way, a distance of 159.61 feet;

Thence North 46°45'47" East, perpendicular to said right-of-way, a distance of 235 feet to a point;

Thence South 64°00" East, a distance of 602 feet, more or less, to an existing fence corner at the Westerly toe of an existing canal bank;

Thence South 31°30'55" East, a distance of 98.0 feet, more or less, along said canal to a found ½ inch diameter steel rod at an existing fence corner;

Thence South 72°51'18" West, along an existing fence line, a distance of 171.02 feet to a found ½ inch diameter steel rod;

Thence continuing along said fence line, South 24°22'28" West, a distance of 215.96 feet, more or less, to a found ½ inch diameter steel rod on the Easterly boundary of the "Old" Highway right-of-way;

Thence along the Easterly boundary of said highway right-of-way, as defined by an existing fence line, the following two courses:

1) North 52°48'40" West, a distance of 319.54 feet;

2) North 49°12'50" West, a distance of 201.85 feet, to the POINT OF BEGINNING.

EASEMENT NO. 1:

A 15 foot wide Easement for the benefit of Parcel No. 1, to a culinary wellsite, pump and pipes for maintenance and repairs.

Said Easement beginning South 00°02'24" West, a distance of 1,073.98 feet and South 46°45'47" East, a distance of 854.07 feet from the Northwest corner of Section 5, Township 3 North, Range 27 E.B.M.; Thence North 46°45'47" East, a distance of 48 feet, more or less, to said wellsite and Beginning of Easement;
Thence continuing South 46°45'47" East, parallel to an existing fence line, a distance of 522.81 feet, more or less, to the Northwest boundary line of the Rasmussen property described in Quitclaim Deed, Instrument No. 46148, recorded November 12, 2008, and End of Easement.



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

May 19, 2022

GLEND A R REVESQUE
2368 HIGHWAY DR
ARCO ID 83213-8722

THOMAS F KAY
JUSTINE KAY
2368 HIGHWAY DR
ARCO ID 83213-8722

Re: Change in Ownership for Water Right No(s): 34-89A, 34-2484

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 34
BIG LOST RIVER GROUND WATER DISTRICT



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Gary Spackman

April 11, 2022

GLEND A LEVESQUE
THOMAS KAY
2368 HIGHWAY DR
ARCO ID 83213

RE: Change in Ownership Water Right No. 34-89A, 34-2484

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:** In order to update the ownership on a water right, evidence of ownership is required. Please supply a full copy of the recorded deed or other legal document indicating your ownership in the property or the water right listed above.

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 Barg
Technical Records Specialist

Enclosure(s)

SCANNED

APR 13 2022