

RECEIVED

AUG 03 2021

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

Department of Water Resources Eastern Region

\$25 fee per permit

Received by JB

Receipt amt \$ 150.-

Receipt no. E0479248

Date 8/3/2021

\$25.- for this app. DEV

I, Comore Development, Inc., hereby assign to Comore Loma Water Corp. Current owner(s) New owner(s) of, PO Box 1863, Idaho Falls, ID 83403-1863 New owner's address including city, state and ZIP Phone

All my right, title, and interest in and to Permit No(s): 25-14484 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit Number(s): to appropriate the public waters of the State of Idaho.

Describe in detail the portion of the permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of the water in cubic feet per second.

[Blank lines for description]

Does the new permit holder own the property at the:

Point of diversion? [X] Yes [ ] No Place of use? [ ] Yes [X] No

If no, describe the arrangement enabling the new owner to access the point of diversion and/or the place of use Place of use consists of individual lots within a residential subdivision.

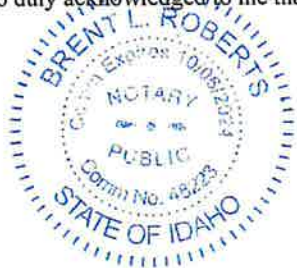
Dated this 10 day of July, 2020.

[Signature] VICE President Permit holder Title (if applicable) Permit holder Title (if applicat

State of Idaho ) County of Bonneville )ss

On this 14 day of July, 2020, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

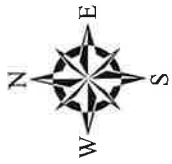
SEAL



[Signature] Notary Public My commission expires: 10-6-24

Instrument # 1647924 Bonneville County, Idaho Falls, Idaho 07/14/2020 04:43:34 PM No. of Pages: 1 Recorded for: RANDY SKIDMORE Penny Manning Fee: \$10.00 Ex-Officio Recorder Deputy Index to: ASSIGNMENT

# DIVISION 26-28 ASSIGNMENT OF PERMIT



**Legend**

- Div. 26 POU
- Div. 27 POU
- Div. 28 POU
- Section Lines
- Quarter Quarters

2017 NAIP Photo



Prepared by:  
Luke H. Marchant  
01/24/2020



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](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

October 28, 2021

COMORE LOMA WATER CORP  
PO BOX 1863  
IDAHO FALLS ID 83403-1863

Re: Change in Ownership for Water Right No(s): 25-14484

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: LUKE H MARCHANT

## Cefalo, James

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**From:** Cefalo, James  
**Sent:** Wednesday, September 1, 2021 3:04 PM  
**To:** Luke Marchant  
**Cc:** Barg, Jonie  
**Subject:** Ownership Changes for Comore Loma Water Corp.

Luke,

On August 3<sup>rd</sup>, you filed a number of ownership change documents on behalf of Comore Loma Water Corp. The stack of documents included an Assignment of Permit for Permit 25-14484 and Assignment of Permit for a portion of Permit 25-14488 and a Notice of Change in Water Right Ownership for a portion of water right 25-14240, proposing to update the ownership records for two split portions of the right.

Idaho Code § 42-248 governs ownership changes for decreed rights, licenses and permits. Section 42-248 was amended during the 2021 legislative session. Section 42-248(6) now states:

If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.

Section 42-248(6) does not distinguish between decreed rights, licenses or permits. It requires any person seeking to update ownership of a water right to send written notice of the proposed change to all property owners within the place of use for the portion of the right to be changed. An ownership change filed with the Department should include evidence that written notice was sent to the relevant property owners. Section 42-248(7) states that a notice of change of ownership that does not include evidence that the property owners were notified should be returned.

The authorized places of use for Permits 25-14484 and 25-14488 and water right 25-14240, proposed to be updated, include subdivision lots that have already been sold by Comore Development Inc. Before the Department can process the proposed ownership changes, you need to submit evidence that you have provided written notice to all of the property owners within the areas of the water rights to be updated. I recognize that you may not have been aware of the change in statute, so I want to give you some time to file the required evidence. Please provide evidence of written notice by September 30, 2021. If the evidence is not filed by September 30<sup>th</sup>, I will return the ownership change documents and refund the associated filing fees.

James

 IDAHO DEPARTMENT OF  
**WATER RESOURCES**  
James Cefalo | Regional Manager  
900 N Skyline Drive, Idaho Falls, ID 83402  
(208) 525-7161 | [www.idwr.idaho.gov](http://www.idwr.idaho.gov)



Holden Kidwell  
Hahn & Crapo P.L.L.C.  
LAW OFFICES

1000 Riverwalk Drive, Suite 200  
PO Box 50130  
Idaho Falls, Idaho 83405  
Tel: (208) 523-0620  
Fax: (208) 523-9518  
www.holdenlegal.com  
lmarchant@holdenlegal.com

September 29, 2021

**Re: Change of Ownership of Water Rights**

Dear landowner:

Our firm represents Comore Development, Inc. (Comore Development). Your property was originally owned and developed by Comore Development. Prior to the time of development, Comore Development acquired several water rights for use on the property. After development, Comore Development transfers its interests in the water rights to Comore Loma Water Corporation, which is responsible for the management and maintenance of the water delivery system within the Comore Loma subdivision. Idaho code §42-248(6) requires that when ownership of a water right is changed written notice must be provided to all the landowners within the place of use of that water right.

You have been identified as a landowner within the place of use of one or more water rights that is having its ownership updated from Comore Development to Comore Loma Water Corporation. Pursuant to Idaho code §42-248(6) this letter serves as written notice to notify you of this change of Water Right ownership.

Best regards,

Luke H. Marchant  
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Dustin & Aimee Catlin  
1713 Sage Hen Ct  
Ammon, ID 83401

Michael Van Jensen  
2737 E 625 N  
Roberts, ID 83444

Jesse & Kimberly Reeves  
5500 Cotton Tree Ln  
Idaho Falls, ID 83406

Clinton & Ashlee Burke  
3643 Clearfield Ln  
Ammon, ID 83406

Mark & Tara Christiansen  
3941 Delaware Ave  
Idaho Falls, ID 83404

Christopher & Heidi Bruce  
920 Woodland Dr  
San Ramon, CA 94582

Steven & Heather Winn  
77 Mongrella Dr  
Oceanside, CA 92058

John & Prapada Zarling  
1188 Saddleback Ridge Ct  
Idaho Falls, ID 83402

Colter & Marlowe Shirley  
3855 Pearce Dr  
Idaho Falls, ID 83401

Nicholette Claire Murphy  
7123 S High Willow Ln  
Idaho Falls, ID 83406

Steve Young  
Sampson Lapierre  
2940 Sunnybrook Ln.  
Idaho Falls, ID 83404

Ricky & Mindy Jensen  
5304 S. Woodsedge Tr.  
Sioux Falls, SD 57108

James & Stephani Polson  
P.O. Box 112  
Basalt, ID 83218-0112

Clint & Keila Webb  
697 Trejo St, Apt 521  
Rexburg, ID 83440

Grant & Debra Gulickson  
200 Doris Dr.  
Lucas, TX 75002

Matthew & Tracy Regusci  
2172 Red Edge Hts.  
Colorado Springs, CO 80921

Jonathan & Gloria Thurn  
2885 Murwood  
Idaho Falls, ID 83402

John Daniel Mckeown  
6433 E. 2nd St.  
Long Beach, CA 90803

Rheim & Debbie Jones  
1155 Oak Meadow Cir.  
Ammon, ID 83406

Nahme & Heidi Chokeir  
10028 W. Glendon Cir.  
Santee, CA 92071

Kent & Melinda Kern  
4010 Foothills Blvd, Ste. 103  
Roseville, CA 95747

Brett Skidmore  
3920 E. Sunnyside Rd.  
Ammon, ID 83406

Michael & Patti Love  
1955 Sage Hen Ln.  
Ammon, ID 83401

Michael & Julie Anglesey  
208 Walnut St.  
Idaho Falls, ID 83402-4053

Alison Longmire  
3845 Rich Ln.  
Ammon, ID 83406

Justin & Amanda Walsh  
7130 S. Nugget Crk.  
Ammon, ID 83406

JK Homes LLC  
1730 Woodruff Park Cir.  
Idaho Falls, ID 83401

Jared & Diane Winterbottom  
1310 Merrett Dr.  
Idaho Falls, ID 83402

Luke William Orourke  
5770 E. 65th S.  
Idaho Falls, ID 83406

Erasmo E Martinez  
5764 E. 65th S.  
Idaho Falls, ID 83406

Matthew & Christina Reif  
5769 E. 65th S.  
Idaho Falls, ID 83406

J Michael Hicks  
1730 Woodruff Park Cir.  
Idaho Falls, ID 83401

Andrew & Elise Jenkins  
7172 S. High Willow Ln.  
Idaho Falls, ID 83406

Cook Michael 2007 Trust  
912 Selby Ln.  
San Jose, CA 95127

Bernadette Leiker  
2299 E. Horizon Dr.  
Eagle Mountain, UT 84005

Dahle One Investments LLC  
7015 Culebra Rio Cir.  
Idaho Falls, ID 83406

Paul & Tiffany Nielsen  
7062 S. High Willow Ln.  
Idaho Falls, ID 83406

Brian & Michelle Gardner  
7034 S. High Willow Ln.  
Idaho Falls, ID 83406

David & Laura Badowski  
7028 S. High Willow Ln.  
Idaho Falls, ID 83406

Higley Developments LLC  
980b Pier View Dr.  
Idaho Falls, ID 83402

James & Kylee Ward  
3893 Taylorview Ln.  
Ammon, ID 83406-8145

Brett & Susan Patterson  
4747 Porter Dr.  
Ammon, ID 83406

Samuel W Boyd  
Natalie McMinn  
7739 Lion St  
Rancho Cucamonga, CA 91730

Logan & Kaylee Halford  
7091 S Green River Cir  
Idaho Falls, ID 83406

James R Biggs  
5610 E Sagewood Dr  
Idaho Falls, ID 83406

David & Erika Swope  
7136 S Green River Cir  
Idaho Falls, ID 83406

Joel & Juana Clark  
P.O. Box 1676  
Lake Arrowhead, CA 92352-1676

Mathew & Shannon Grove  
330 167th Ave. SE  
Hillsboro, ND 58045

Robert & Claudia Beck  
3456 17th St  
Ammon, ID 83406

Kent & Constance Foley  
3977 Steeplechase Ln  
Idaho Falls, ID 83402

Caleb & Nicole Wolf  
2130 Brookcliff Dr  
Idaho Falls, ID 83402

Robert & Wendy Vial  
P.O. Box 2721  
Granite Bay, CA 95746-2721

River Valley Homes LLC  
899 Mesa Cir  
Idaho Falls, ID 83401

Jeremy & Jessica Ward  
4943 S. Hidden Canyon Dr.  
Idaho Falls, ID 83406