

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 09 2021

WATER RESOURCES
WESTERN 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?
63-32262	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-33225	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: 63-32262: Intermountain Development Corp; 63-33225: D L Evans Bank
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): North Star Water LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2930 East Deer Flat Rd Kuna ID 83634
Mailing address City State ZIP
208-283-0237 mike.wastewater@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: 7/1/2021
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner 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 intent 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.
8. Signature: Michael W. Bork Managing member 7-5-21
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE # 63-32262

For IDWR Office Use Only:

Received by LE Date 07/09/2021 Receipt No. W049571 Receipt Amt. \$50.00

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 LE Processed by LE Date 10/04/2021

(Space Above For Recorder's Use)

WATER RIGHT DEED

For value received **ELEVATION 2500 PARTNERS LLC** ("Grantor"), whose address is 10284 W. River Rock Lane, Garden City, Idaho 83714-8087, conveys, grants, bargains, and sells to **NORTH STAR WATER, LLC** ("Grantee"), whose address is 2930 East Deer Flat Road, Kuna, Idaho 83634, and its successors and assigns forever, the following described water rights, which are appurtenant to the real property situated in Canyon County, State of Idaho, legally described in Exhibit A hereto:

Water Right Nos. 63-32262 and 63-33225

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said water rights; that the water rights are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this ____ day of May, 2021.

ELEVATION 2500 PARTNERS LLC



Taron J. Sayers, Manager

STATE OF IDAHO)
) ss.
County of Canyon)

On this 1st day of ^{July} ~~May~~, 2021, before me Shannon Bach, personally appeared TARON J. SAYERS, known or identified to me (or proved to me on the oath of office), to be the Manager of **ELEVATION 2500 PARTNERS LLC**, the entity that executed the instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



Shannon Bach
NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 8/25/2026

EXHIBIT A

the following described real property in Canyon County, Idaho, more particularly described as follows, to wit:

Lots 1 through 17 in Block 1; Lots 1 through 11 in Block 2 and Lot 1 in Block 3 of Jim Carrie's Northstar Subdivision, Canyon County, Idaho, according to the official plat thereof, filed in Book 42 of Plats at Page 30, records of said County.



Escrow No.: 34602018333-BB

2021-013774

RECORDED

02/25/2021 01:41 PM

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=2 SCARDENAS

\$15.00

TYPE: DEED

FIDELITY NATIONAL TITLE EAGLE - 485

ELECTRONICALLY RECORDED

WARRANTY DEED

FOR VALUE RECEIVED

D.L. Evans Bank, successor by merger to Idaho Banking Company

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

Elevation 2500 Partners, LLC, an Idaho Limited Liability Company

GRANTEE(S), whose current address is: **10284 W River Rock Ln, Garden City, ID 83714**

the following described real property in Canyon County, Idaho, more particularly described as follows, to wit:

Lots 1 through 17 in Block 1; Lots 1 through 11 in Block 2 and Lot 1 in Block 3 of Jim Carrie's Northstar Subdivision, Canyon County, Idaho, according to the official plat thereof, filed in Book 42 of Plats at Page 30, records of said County.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.

WARRANTY DEED
(continued)

Effective this 25th day of February, 2021.

D.L. Evans Bank, successor by merger to Idaho Banking Company

BY: [Signature]
Robert Squire
Authorized Signor

STATE OF Idaho, COUNTY OF Minidoka, -ss.

On this 23 day of February, 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Squire, known or identified to me to be the Authorized Signor of the corporation that executed the instrument or the persons who executed on behalf of D.L. Evans Bank, successor by merger to Idaho Banking Company, an Idaho Corporation and acknowledged to me that he executed the same as such.

Signature: [Signature]
Name: Diana Little
Residing at: 2100 2nd St
My Commission Expires: 12/20/2026

(SEAL)





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 04, 2021

NORTH STAR WATER LLC
2930 E DEER FLAT RD
KUNA ID 83634-1324

Re: Change in Ownership for Water Right No(s): 63-32262, 63-33225

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.

Please disregard the letter dated August 30, 2021 requesting additional documentation from you for this ownership change. It was sent in error, and no additional documentation is required.

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) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

C: SPF Water Engineering

10/4/2021

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/4/2021

conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Dates and Other Information

Licensed Date: 7/19/2012
Water District Number: TBD
Swan Falls Trust or Nontrust: N
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/4/2021

Water Right 63-33225

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NORTH STAR WATER LLC 2930 E DEER FLAT RD KUNA, ID 83634-1324 (208) 283-0237
Original Owner	W K ADAMS 1307 S 11TH AVE CALDWELL, ID 83605
Original Owner	LEROY O NIELSEN 4520 E HOMEDALE RD CALDWELL, ID 83605 (208) 459-1988
Original Owner	LOLA M NIELSEN 4520 E HOMEDALE RD CALDWELL, ID 83605 (208) 459-1988
Previous Owner	INTERMOUNTAIN DEVELOPMENT CORP PO BOX 624 MOUNTAIN HOME, ID 83647 (208) 867-6344
Previous Owner	D L EVANS BANK PO BOX 1188 BURLEY, ID 83318-0826 (208) 678-6000
Previous Owner	WAYNE L NIELSEN 2710 GOLD HAVEN DR CALDWELL, ID 83605 (208) 454-0624

Priority Date: 7/28/1960

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.620 CFS	138.6 AF
	<u>Total Diversion</u>		0.620 CFS	138.6 AF

Source and Point(s) of Diversion

GROUND WATER SWNW Sec. 8, Twp 03N, Rge 03W, CANYON County

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/4/2021

Place Of Use

IRRIGATION within CANYON County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	03W	8						10.8	20.0										30.8

POU Total Acres: 30.8

Conditions of Approval:

1. P21 This right is a split from former right 63-3209.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates and Other Information

Decreed Date: 4/29/2009

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 30, 2021

NORTH STAR WATER LLC
2930 EAST DEER FLAT RD
KUNA ID 83634-1324

RE: Water Right No(s): 63-32262

Dear Interested Parties:

The Department of Water Resources Western Office acknowledges receipt of your Notice of Change in Water Right Ownership.

Review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- ☐ Filing Fee of \$25 per water right
- ☐ Filing Fee of \$100 per water right for changes resulting from division of a water right
- ☐ Signature
- ☐ Notarized Signature for Assignment of Permit
- ☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☐ Evidence of Security Interest: copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☐ Security Interest Expiration Date
- ☐ Legal Description of Property
- ☐ Plat of Property or Survey Map usually on file with the county
- ☐ USDA Farm Service Agency (formerly ASCS) Aerial Photo with irrigated acres outlined and point(s) of diversion clearly marked
- ☐ Description of Portion of Water Right resulting from division of water right

Evidence of water right ownership is required. Please provide legal documentation showing ownership from the current water right holder (Intermountain Development Corp) to the new owner/claimant.

Because the Department cannot process the notice without the proper information, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

If you have any questions regarding this matter, please contact our office at (208) 334-2190.

Sincerely,

Western Regional Office
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 30, 2021

NORTH STAR WATER LLC
2930 E DEER FLAT RD
KUNA ID 83634-1324

Re: Change in Ownership for Water Right No(s): 63-33225

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) 605-4633.

Sincerely,

Laura McSherry
Water Resource Agent

Enclosure(s): Proof Report, Map

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2021

Water Right 63-33225

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NORTH STAR WATER LLC 2930 E DEER FLAT RD KUNA, ID 83634-1324 (208) 283-0237

Priority Date: 7/28/1960

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.620 CFS	138.6 AF
	<u>Total Diversion</u>		0.620 CFS	138.6 AF

Source and Point(s) of Diversion

GROUND WATER	SWNW	Sec. 8, Twp 03N, Rge 03W, CANYON County
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Place Of Use

IRRIGATION within CANYON County

T03N R03W S8	NWNW	10.8
T03N R03W S8	SWNW	20.0
POU Total Acres:		30.8

Conditions of Approval:

1. P21 This right is a split from former right 63-3209.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Attachment to Water Right License
63-33225

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

03W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.05 0.1 0.2 Miles





SPF WATER
ENGINEERING

RECEIVED

JUL 09 2020

**WATER RESOURCES
WESTERN REGION**

July 06, 2021

Lynne Evans
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Notice of Change in Water Rights Ownership

Dear Lynne,

Per our discussion, enclosed on behalf of North Star LLC, is an ownership change notice for water rights 63-32262 and 63-33225. Check #0704 is enclosed for the \$50 filing fee.

Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Sr. Water Rights Specialist

Cc via email: North Star LLC
Elevation 2500 Partners LLC
Black Water LLC

Enclosures

SPF file number: 1107.0050