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FEB 11 2021

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JAN 19 2021

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 #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-4233	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:

GERALD + JOAN KARRLE

Name of current water right holder/claimant

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

HEYBURN ESTATES, LLC

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☐ and/or

2640 E. BARNETT RD #141

MEDFORD

OR

97504

Mailing address

City

State

ZIP

541 535 6317

HEYBURN ESTATES @ 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: 19 DECEMBER 2017

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:

Signature of new owner/claimant

MANAGING MEMBER

Title, if applicable

14 JAN 21

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

1/19/21

Receipt No.

5038351

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

Date

5-17-2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
417 N. Overland Ave.
Burley, ID 83318

Instrument # 543585

MINIDOKA COUNTY, RUPERT, IDAHO
12-28-2017 01:36:27 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BURLEY
TONYA PAGE Fee: \$16.00
Ex-Officio Recorder Deputy Susan Aston
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **657495RU (tm)**

Date: **December 19, 2017**

For Value Received, **Gerald A. Karrie and Joan K. Karrie, husband and wife as community property with right of survivorship**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Heyburn Estates LLC, an Idaho Limited Liability Company**, hereinafter called the Grantee, whose current address is **2640 E. Barnett Rd. #141, Medford, OR 97504**, the following described premises, situated in **Minidoka County, Idaho**, to-wit:

Lot 23 in Block 2 of the Replat of the Wayside Subdivision, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, recorded December 29, 2003 as Instrument No. 470016, records of Minidoka County, Idaho.

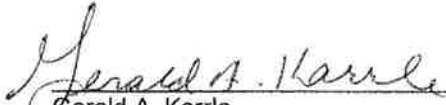
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

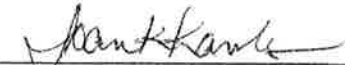
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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: 12/19/2017

Warranty Deed
- continued

File No.: 657495RU (tm)

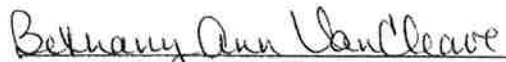

Gerald A. Karrle


Joan K. Karrle

STATE OF Oregon)
COUNTY OF Curry)
SS.

On this 21 day of December, 2017, before me, a Notary Public in and for said State, personally appeared **Gerald A. Karrle and Joan K. Karrle**, 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 Oregon
Residing at: Brookings, Oregon
My Commission Expires: August 23, 2021

HEYBURN ESTATES
324 S. HWY 24

near Heyburn — Minidoka





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 19, 2021

HEYBURN ESTATES LLC
2640 E BARNETT RD # 141
MEDFORD OR 97504-4301

Re: Change in Water Right Ownership: 36-8744 (Split into 36-8744 and **36-17185**)
Change in Water Right Ownership: 36-4233

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of Water Right No. 36-8744 to you. The Department also acknowledges the receipt of correspondence changing ownership of Water Right No. 36-4233 to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of water right 36-8744 has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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: Neil Stoddard
Water District 130

9 FEB 21

Charles Brown
Heyburn Estates LLC
2640 E. Barnett Rd. #141
Medford OR 97504
541-535-6317

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Denise Maline
Department of Water Resources
650 Addison Ave. W STE 500
Twin Falls ID 83301-5858

RE: Change in Ownership for Water Right No(s): 36-4233 & 36-8744 & 36-12398

Dear Denise,

Water Right No. 36-4233. Please see attached copy of letter regarding these. I do not recall receiving or seeing this letter dated April 23, 2019. The suite number was not accurate. Copies of the Warranty Deed, Instrument No. 543585 are included. What else needs to happen to transfer these water rights?

Water Right No. 36-8744. Heyburn Estates LLC is the Present Owner and Neil Stoddard is the Current Owner. Mr. Stoddard sold the property to Mr. Clark - Minidoka document 456970, Clark sold to Rasmussen - Minidoka document 490592. Rasmussen sold to Karrle. Karrle sold to Heyburn Estates LLC. Is it possible that these water rights were not transferred as they should have been with successive title transfers? How can this be corrected?

Water Right 36-12398. is within the property boundaries owned by Heyburn Estates LLC. According to IDWR's map, there appear to be three water rights attached to this well, 36-12398, 36-12528 and 36-13098. As no one is drawing water from this well, do you have it classified as abandoned? Please transfer Gerald and Joan Karrle's water rights to Heyburn Estates LLC.

Sincerely


Charles Brown
Manager



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 29, 2021

HEYBURN ESTATES LLC
2640 E BARNETT RD #141
MEDFORD OR 97504-4301

Re: Change in Ownership for Water Right No(s): 36-4233 & 36-8744

Dear Property Owner(s):

The Idaho Department of Water Resources (Department) received (2) Notices of Change in Water Right Ownership (Notice) for the above referenced water rights, however it could not be processed due to the following reasons:

- Sufficient proof of ownership was not included with the Notice. Proof of ownership can be a copy of a Warranty Deed, Quitclaim Deed, Court Decree, or Contract of Sale.
- Water right no. 36-8744: No conveyance documents were included with this Notice. Please submit the conveyance documents showing Heyburn Estates LLC acquired the property and water rights from Neil Stoddard.
- Water right no. 36-4233: The conveyance document (Warranty Deed) included with the Notice appears to be incomplete. We only received the first page of the deed and there is no signature from the seller(s). Please submit any additional pages with the appropriate signatures.

Please submit the necessary information within (30) thirty days of this letter, and the Department will be able to move forward with processing. If the information is not received within (30) thirty days, the Department will return your Notice and a refund for the fees paid will be issued.

Thank you in advance. If you have any questions regarding this matter, please contact me at (208) 736-3033.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)