

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 04 2020
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. ✓DB

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
11-234 OK	Yes ☒	Yes ☐	11-234 (Split into 11-234 and 7872)		Yes ☐
11-235 OK	Yes ☒	Yes ☐	11-235 (Split into 11-235 and 7873)		Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: North Shore Bear Lake, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): RJL, LTD et al (see deed for additional owners)
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 1119 Roueche Lane Kaysville UT 84037
Mailing address City State ZIP
- 801-633-4050
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: September 1, 2020
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.

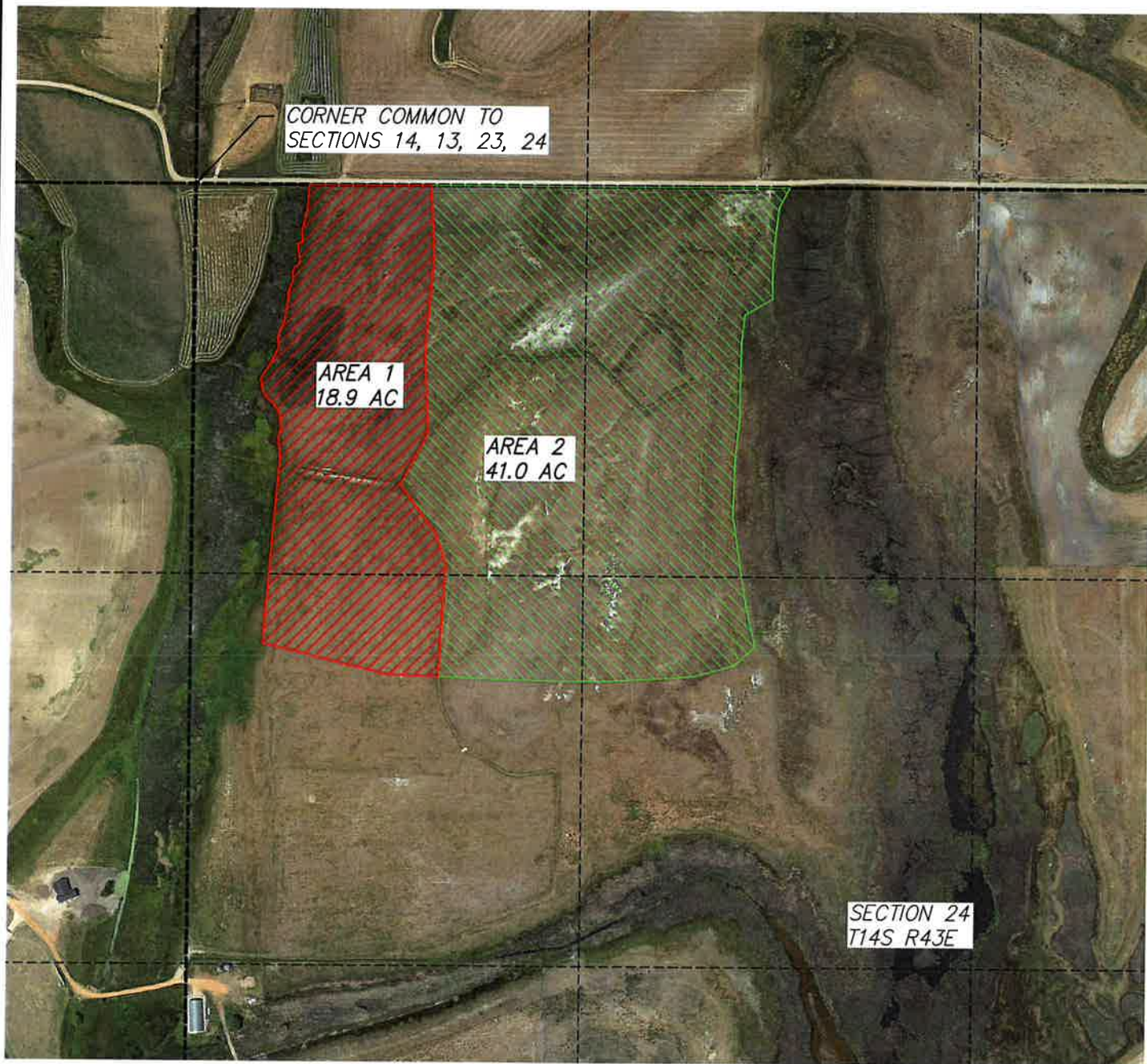
8. Signature: *Robert L. Jannis* Attorney _____ December 2, 2020
 Signature of new owner/claimant Title, if applicable Date

Signature: _____ _____ _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *JB* Date *12/4/20* Receipt No. *E046493* Receipt Amt. *\$200.-*
 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 *JC* Date *1/13/2021*

PLOTTED August 26, 2019 BY Megan Montgomery FILE Z:\2015 PROJECTS\15008JON JONES LAKEVIEW MASTER PLANNING\ACAD\WATER RIGHTS MAPS\BUNDERSON WATER RIGHTS.DWG



REMOVED ACREAGE



APPLICATION 11-7843



SECTION LINE



QUARTER SECTION LINE



GRAPHIC SCALE 1"= 500'



PROJECT:

ROY BUNDERSON WATER RIGHT #11-235

SHEET DESCRIPTION:

PROPOSED IRRIGATED ACREAGE REMOVED

APPROVED

Lance Anderson
PROFESSIONAL ENGINEER

08/28/2019

DATE



Cache • Landmark

95 Golf Course Rd.
Suite 101
Logan, UT 84321
435.713.0099

DATE: 28 AUGUST 2019

DRAFTING BY: T. ROBERTS

CHECKED BY: L. ANDERSON

APPROVED BY: L. ANDERSON

PROJECT NUMBER 15008JON

SHEET NO. 1/1

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Date: 9/15/2020 Instrument No.: 282709
Submitted by: First American Title Company

Robert L. Harris
Holden, Kidwell, Hahn & Crapo, P.L.L.C.
PO Box 50130
Idaho Falls, ID 83405

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

North Shore Bear Lake, LLC, a Utah limited liability company, whose address is 2023 N. Compton Road, Farmington, Utah 84025 (the "Grantor"), does hereby grant, bargain, sell, assign, and convey unto RJJ, LTD, a Utah limited partnership as to an undivided 30% interest and DMKimball, LLC, a Utah limited liability company as to an undivided 30% interest and TCJ Development, LLC, a Utah limited liability company as to an undivided 10% interest and Bear Lake Beach LLC, a Utah limited liability company as to an undivided 30% interest, whose address is 1119 Roueche Lane, Kaysville, Utah 84037 (the "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in the following described water right portions:

An 11 acre portion of Idaho water right no. 11-234 and a 7.9 acre portion of Idaho water right no. 11-235, for a total purchase of 18.9 acres of water right associated with land identified in red on *Exhibit 1* attached hereto.

This water right portions are hereinafter referred to as the "Water Rights".

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Rights;
- (B) Grantor has not conveyed any of the Water Rights to anyone other than Grantee;
- (C) The Water Rights are free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants or warranties as to the Water Rights.

IN WITNESS WHEREOF, the undersigned authorized representative of Grantor has caused its name to be hereunto subscribed.

DATED this 1st day of September, 2020.

“GRANTOR”

NORTH SHORE BEAR LAKE, LLC



By: Thom Morgan
Its: Member

STATE OF Utah)
)ss.
County of Salt Lake)

This record was acknowledged before me on the 1 day of Sept. 2020, 2020, THOM MORGAN as a member NORTH SHORE BEAR LAKE, LLC.



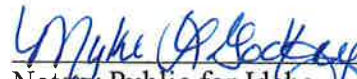
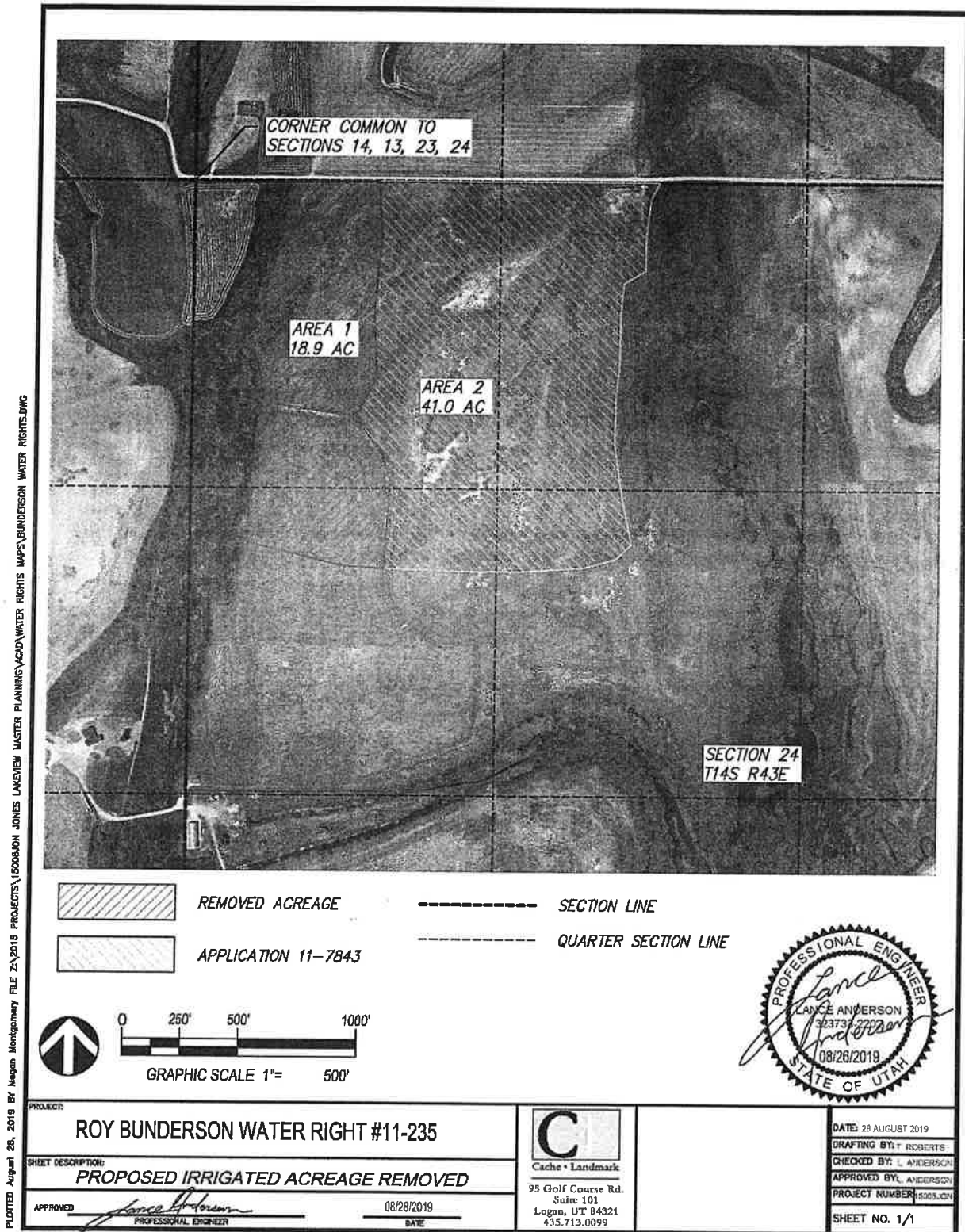

Notary Public for Idaho
My Commission Expires: Jan. 11, 2021

EXHIBIT 1



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WHEN RECORDED RETURN TO:

Robert L. Harris

Holden, Kidwell, Hahn & Crapo, P.L.L.C.

PO Box 50130

Idaho Falls, ID 83405

(Space Above for Recorder's Use)

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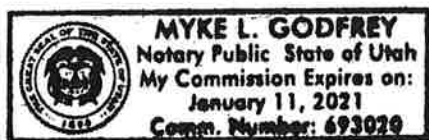
NORTH SHORE BEAR LAKE, LLC



By: Thom Morgan
Its: Member

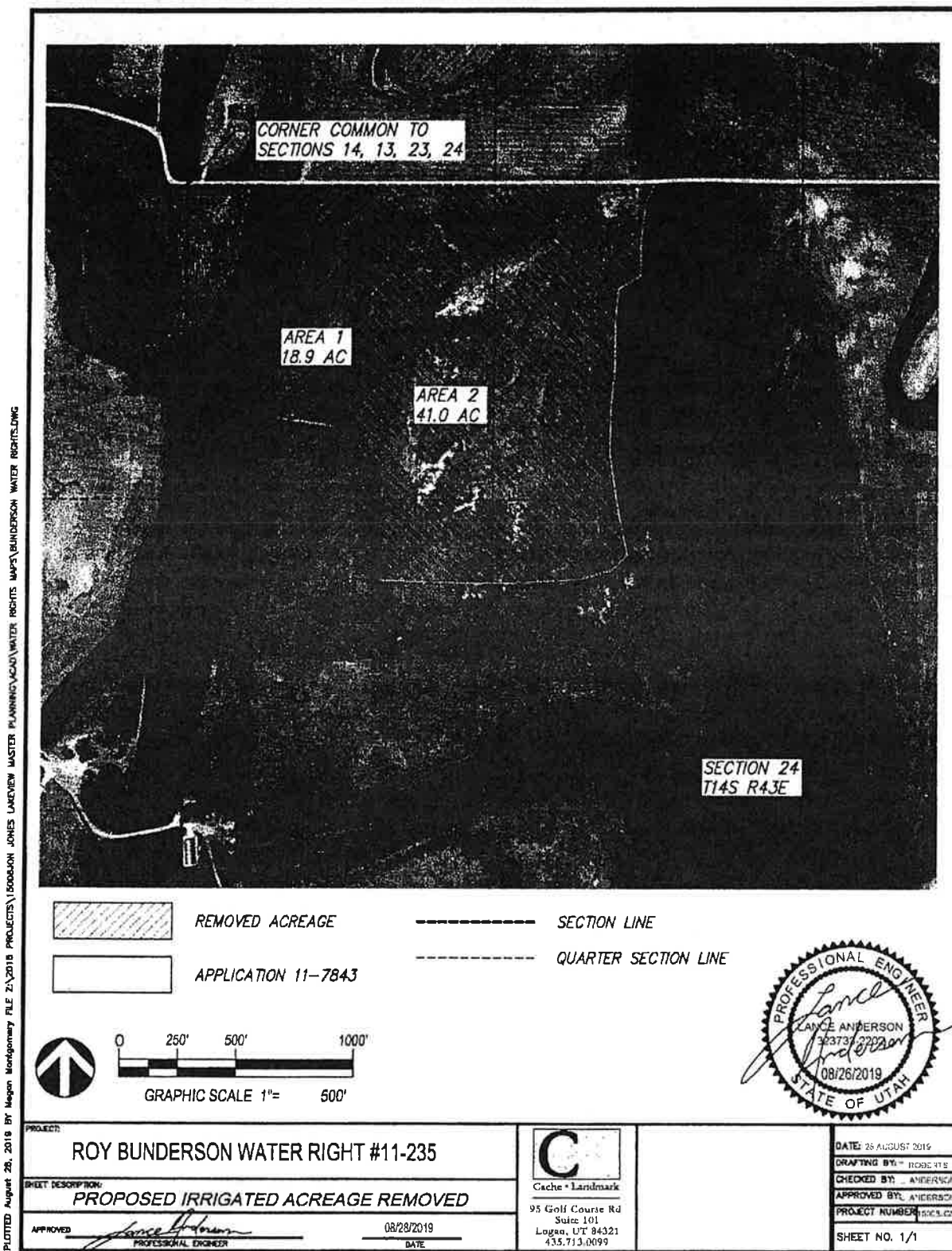
STATE OF Utah)
)ss.
County of Salt Lake)

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Notary Public for Idaho
My Commission Expires: Jan. 11, 2021

EXHIBIT 1





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 13, 2021

RJL LTD
1119 S ROUECHE LN
KAYSVILLE UT 84037-9000

Re: Change in Water Right Ownership: 11-234 (Split into 11-234 and 7872) and 11-235 (Split into 11-235 and 7873)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) 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 each water right(s) 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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: NORTH SHORE BEAR LAKE LLC
HOLDEN KIDWELL HAHN & CRAPO
WATER DISTRICT 11J



Holden Kidwell
Hahn & Crapo P.L.L.C.
L A W O F F I C E S

1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405

Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com

Email: rharris@holdenlegal.com

December 2, 2020

Jonie Barg
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402-1718

**Re: Notice of Change in Water Right Ownership for 18.9-Acre Combined Portion of
WR 11-234 and WR 11-235.**

Dear Jonie:

Enclosed for processing is a *Notice of Change in Water Right Ownership* for a combined 18.9 acres of WR 11-234 and WR 11-235. More specifically, as described in the attached *Special Warranty Deed for Water Rights*, an 11-acre portion of WR 11-234 and a 7.9-acre portion of WR 11-235 were conveyed. There is a map attached to the deed showing the precise location of the 18.9 acres that will now be owned by my clients. I have included a color version of this map for your review as well. Because there is a split of 2 (two) water rights, we have included a filing fee in the amount of \$200.00. If you have any questions or concerns, please let me know.

Best regards,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

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Established in 1896