

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 23 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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-1070804	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:

Craig Burtenshaw
Name of current water right holder/claimant

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

LEP Enterprise LLC
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address

City

State

ZIP

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: 11/6/2020

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:

Edward Peterson
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 11/23/20 Receipt No. E046472 Receipt Amt. \$25 -

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 12/11/20

Instrument # 259102

CHALLIS, CUSTER, IDAHO

11-06-2020

03:46:00

No. of Pages: 3

Recorded for: ALLIANCE TITLE - SALMON OFFICE

Lura H. Baker

Fee: \$15.00

Ex-Officio Recorder Deputy: KW



TitleOne
a title & escrow co.

Order Number: 20385251



515196

Warranty Deed

For value received,

Craig B Burtenshaw and Shawna I Burtenshaw who acquired title as Shawna I Rosenkrance, husband and wife

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

LEP Enterprises, LLC

whose current address is 4255 Highway 93, Mackay, ID 83251

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

Part of the Southwest Quarter of the Northwest Quarter and part of the Northwest Quarter of the Southwest Quarter of Section 35, Township 7 North, Range 24 East of the Boise Meridian, Custer County, Idaho, described as:

Commencing at the Southwest corner of Section 35, said point being an aluminum cap-PLS 4107, also being described in corner perpetuation and filing record instrument number 211842; thence

North 00°47'17" West 2612.13 feet along the section line to the West Quarter corner of said Section 35, said point being a 5/8" iron rod described in corner perpetuation and filing record instrument number 150528; thence North 75°59'17" East 339.05 to a point on the Southerly right of way of Highway 93A as shown on Record of Survey instrument number 201635, said point being a 1/2" iron rod with plastic cap-PLS 12222, said point also being the Point of Beginning; thence continuing along said right of way

South 66°35'40" East 348.44 feet to a horizontal curve to the left with the following curve data: Chord Bearing=South 65°33'25" East 165.47 feet, Radius=7002.65 feet, Curve Length= 165.47 feet, Delta=01°21'14", said curve's points of curvature marked with 1/2" iron rod with plastic cap-PLS 12222; thence South 65°14'16" East 580.96 feet to the approximate centerline of an existing shared approach, said point being

Order Number: 20385251

Warranty Deed - Page 1 of 3

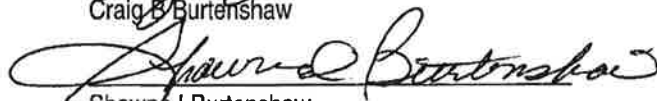
marked by a 1/2" iron rod with plastic cap-PLS 12222, thence
South 13°33'03" West 58.79 feet to a 1/2" iron rod with a plastic cap-PLS 12222; thence
South 24°09'58" West 271.86 feet to deed instrument number 193508; thence along said deed the following two
(2) courses:
(1) North 64°50'27" West 303.77 feet; thence
(2) South 29°39'33" West 180.00 feet; thence
North 64°26'33" West 618.51 feet to the Southeast corner of deed instrument number 201536 marked by a 1/2"
iron rod; thence
North 04°05'33" West 41.93 to the intersection of deed instrument number 201536 and deed instrument number
193508, said intersection being marked by a 1/2" iron rod with plastic cap-PLS 12222; thence continuing along
said deed instrument number 193508
North 06°16'33" East 476.88 feet to the said Southerly right of way and the point of beginning, a 1/2" iron rod with
plastic cap-PLS 12222.

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.

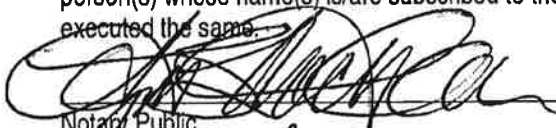
Dated: November 6, 2020


Craig B Burtenshaw


Shawna I Burtenshaw

State of Idaho, County of Bonneville, ss.

On this 16th day of November in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Craig B Burtenshaw and Shawna I Burtenshaw, 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: Blackfoot Id

My Commission Expires:

(seal)

8/26/2023





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

December 11, 2020

LEP ENTERPRISE LLC
4255 N US HIGHWAY 93
MACKAY ID 83251-4504

Re: Change in Ownership for Water Right No(s): 34-10708

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: BIG LOST RIVER GROUND WATER DISTRICT