

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

NOV 23 2020

DEPARTMENT OF
WATER RESOURCES

DEV

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?
78-07020	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Morris and Marla Krigbaum
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cinco Mountain Retreat, LLC
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- 500 Westover Dr. #10431 Sanford NC 27330
Mailing address City State ZIP
- 208-286-4555 brianlee@tibbs@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: November 16, 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: [Signature] 11/16/2020
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 Ku Date 11.23.2020 Receipt No. C109509 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 [Signature] Date 11-23-2020



Instrument # 136470

COUNCIL, ADAMS, IDAHO

11-16-2020 1:17:36 PM No. of Pages: 1

Recorded for: AMERITITLE - CASCADE

SHERRY WARD Fee: \$15.00

Ex-Officio Recorder Deputy Clerk: *Richard A. Gange*

Indexed to: DEED

WARRANTY DEED

Order No.: 412522AM

FOR VALUE RECEIVED

Morris C Krigbaum and Marla R Krigbaum, Trustees of the Morris C. Krigbaum and Marla R Krigbaum Family Trust u/t/a dated May 20, 2019

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Cinco Mountain Retreat LLC, an Idaho Limited Liability Company

whose current address is:

500 Westover Dr. # 10431

Sanford, NC 27330

the grantee(s), the following described premises, in Adams County, Idaho,
TO WIT:

**Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho:
Section 22: Government Lot 4**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 11-16-20

Morris C. Krigbaum and Marla R Krigbaum Family Trust u/t/a dated May 20, 2019

Morris C. Krigbaum
Morris C. Krigbaum, Trustee

Marla R. Krigbaum
Marla R Krigbaum, Trustee

State of Idaho) ss.

County of Adams)

On this 16th day of November, 2020, before me, the undersigned a Notary Public in and for said state, personally appeared Morris C Krigbaum and Marla R Krigbaum known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustees of the Morris C. Krigbaum and Marla R Krigbaum Family Trust u/t/a dated May 20, 2019, and acknowledged to me that he/she/they executed the same as Trustees.

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

Notary Public for the State of Idaho

Residing at:

Commission Expires:

DONNELLY, ID
10/14/2021





0004016383

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***AMENDMENT TO CERTIFICATE OF ORGANIZATION OF
LIMITED LIABILITY COMPANY**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$30.00

*For Office Use Only***-FILED-**

File #: 0004016383

Date Filed: 10/2/2020 2:55:52 PM

Amendment to Certificate of Organization of Limited Liability Company

Select one: Standard, Expedited or Same Day Service (see descriptions below)

Standard (filing fee \$30)

The current name of the limited liability company is:

Cinco 11285 Gabrielle, LLC

The file number of this entity on the records of the Idaho Secretary of State is:

0004012407

Entity Type:

Limited Liability Company

Entity Subtype:

Limited Liability Company

The date the certificate of organization was originally filed:

2020-09-28 11:44:54.203

Limited Liability Company Name

Entity name

Cinco Mountain Retreat LLC

2. The complete street address of the principal office is amended to:

Principal Office Address

BRIAN TIBBS
4800 W FAIRVIEW AVE
STE C
BOISE, ID 83706

3. The mailing address of the principal office is amended to:

Mailing Address

BRIAN TIBBS
500 WESTOVER DR # 10431
SANFORD, NC 27330-8941

4. Managers and Members

Name	Title	Address
+ Brian Tibbs	Member	BRIAN TIBBS 500 WESTOVER DR. #10431 SANFORD, NC 27330

Signature of Authorized Person:

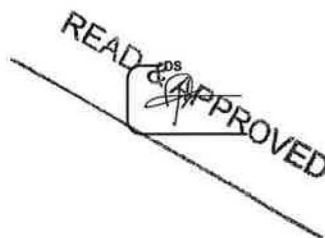
Brian Tibbs

Sign Here

10/02/2020

Date

B0042-4914 10/02/2020 2:55 PM RECEIVED BY ID SECRETARY OF STATE LAWRENCE DENNEY



WARRANTY DEED

Order No.: 412522AM

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TO WIT:

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Dated: _____

Morris C. Krigbaum and Marla R Krigbaum Family Trust u/t/a dated May 20, 2019

Morris C. Krigbaum, Trustee

Marla R Krigbaum, Trustee

State of Idaho) ss.
County of Adams)

On this _____ day of November, 2020, before me, the undersigned a Notary Public in and for said state, personally appeared Morris C Krigbaum and Marla R Krigbaum known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Morris C. Krigbaum and Marla R Krigbaum Family Trust u/t/a dated May 20, 2019, and acknowledged to me that he/she/they executed the same as Trustee.

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

Notary Public for the State of Idaho»

Residing at: Fruitland, ID

Commission Expires:

1430 ft

1320 ft

Parcel A
33 Acres

RP19N02E22S00

1429 ft

Parcel B
10 Acres

hot springs





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

November 23, 2020

CINCO MOUNTAIN RETREAT LLC
500 WESTOVER DR # 10431
SANFORD NC 27330-8941

Re: Change in Ownership for Water Right No(s): 78-7020

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

c: Water District No. 78C

Hersley, Jean

From: Brian Tibbs <brianleetibbs@gmail.com>
Sent: Monday, November 23, 2020 1:55 PM
To: Hersley, Jean
Subject: Re: Notice of Change in Idaho Water Right Ownership for Cinco Mountain Retreat LLC 78-7020
Attachments: Signed warranty deed.pdf

Dear Jean,

Can you accept a copy attached here or do I need to mail it? I apologize for not getting you the signed version in the beginning.

Brian

On Mon, Nov 23, 2020 at 1:02 PM Hersley, Jean <Jean.Hersley@idwr.idaho.gov> wrote:

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

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

- A signed and notarized copy of the warranty deed.

Because the Department cannot process the Notice without proper documentation, 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. You can provide this information by responding to this email, or mailing the documents to: IDWR, PO Box 83720, Boise, ID, 83720-0098.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could

result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley

Technical Records Specialist II

Idaho Dept. Water Resources

208-287-4942

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Sincerely,

Brian Tibbs