

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 01 2020
SEP 25 2020
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?
34-04074 <i>OK</i>	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: Ann G. Kinsey
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Fresh Investments, LLC
New owner(s) as listed on the conveyance document
- 22 N 725 W Blackfoot Name connector ☐ and ☐ or ☐ and/or
Mailing address ID 83221-5341
208-681-5903 City theresa@bestidahostorage.com State ID 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:
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):
 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: [Signature] Signature of new owner/claimant Title, if applicable Date
 Signature: [Signature] Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 9-25-2020 Receipt No. SO381163 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 [Signature] Processed by [Signature] Date 10/1/20



First American Title Company
199 Country Lane, Jerome, ID 83338
Phone (208)324-6822 Fax (208)324-6823

RECEIVED

SEP 25 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

OCT 01 2020

September 18, 2020 of Water Resources
File No.: 918026-J (tc) Eastern Region

IDWR
650 Addison Ave West Suite 500
Twin Falls, ID 83301

Attn:

Re: **TRANSFER CLAIM NO 34-04074**

Property: **4392 Houston Road Mackay, ID 83251**

Buyer: **Fresh Investments LLC**

Seller: **Ann G Kinsey**

Our Check No. **6570** in the amount of **\$25.00**, representing **TRANSFER CLAIM NO 34-04074**.

Sincerely,

Pamela Beauchamp, Assistant for
Tracy Cox, Escrow Officer

pb/pb

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
199 Country Lane
Jerome, ID 83338

Instrument # 258790

CHALLIS, CUSTER, IDAHO
09-18-2020 01:04:52 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: KW

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **918026-J (tc)**

Date: **August 27, 2020**

For Value Received, **Ann G Kinsey as her sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Fresh Investments LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **22 N 725 W, Blackfoot, ID 83221-5341**, the following described premises, situated in **Custer County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company
199 Country Lane
Jerome, ID 83338

Space Above This Line for Recorder's Use Only

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Date: **08/27/2020**

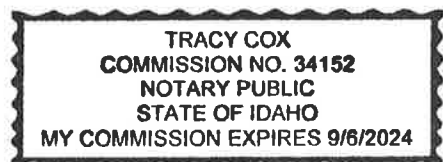
Warranty Deed
- continued

File No.: **918026-J (tc)**


Ann G Kinsey

STATE OF Idaho)
COUNTY OF Jerome)
SS.

On this **Eighteenth day of September, 2020**, before me, a Notary Public in and for said State, personally appeared **Ann G Kinsey**, 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.



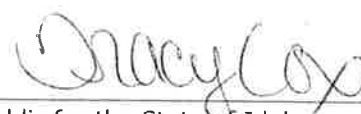

Notary Public for the State of Idaho
Residing at: Buhl, ID
My Commission Expires: 09-06-2024

EXHIBIT A**PARCEL I:**

PART OF LOTS 3 AND 4 OF SECTION 2, TOWNSHIP 6 NORTH, RANGE 24 E.B.M., CUSTER COUNTY, IDAHO, DESCRIBED AS: COMMENCING AT THE NE CORNER OF LOT 3, THE POINT OF BEGINNING; THENCE W. 2100 FEET; THENCE SOUTHWESTERLY AND PARALLEL TO THE ALDER CREEK ROAD TO THE CENTER OF BIG LOST RIVER; THENCE MEANDERING THE CENTER LINE OF SAID RIVER IN AN EASTERLY DIRECTION TO THE EAST BOUNDARY OF SAID LOT 3; THENCE NORTH ALONG SAID EAST BOUNDARY 1240 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL II:

A PARCEL OF LAND GENERALLY DESCRIBED AS BEING A PORTION OF LOT 4, SECTION 2, TOWNSHIP 6 NORTH, RANGE 24 E.B.M., CUSTER COUNTY, IDAHO, LYING NORTHERLY OF THE CENTERLINE OF THE BIG LOST RIVER CHANNEL, AND LYING EASTERLY OF THE HOUSTON ROAD RIGHT-OF-WAY; SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE N CORNER OF SAID SECTION 2, (SAID CORNER BEING MONUMENTED BY A 5/8 INCH DIAMETER ALUMINUM CAPPED STEEL ROD ESTABLISHED BY P.L.S. 8260, FROM WHICH THE NW CORNER OF SAID SECTION 2, (ALUMINUM CAPPED STEEL ROD ESTABLISHED BY P.L.S. 4107), BEARS S89°13'16"W. 2653.15 FEET; THENCE FROM THE N CORNER OF SAID SECTION 2, S.89°13'16"W. ALONG THE NORTH BOUNDARY OF THE NW OF SAID SECTION 2, A DISTANCE OF 2100.00 FEET TO THE POINT OF BEGINNING OF THIS LAND DESCRIPTION, THENCE CONTINUING ALONG THE NORTH BOUNDARY OF THE NW OF SAID SECTION 2, S.89°13'16"W. A DISTANCE OF 76.28 FEET TO THE EASTERLY BOUNDARY OF THE HOUSTON ROAD RIGHT-OF-WAY, AS DEFINED BY AN EXISTING FENCE LINE; THENCE S.30°05'06"W. ALONG SAID RIGHT-OF-WAY, A DISTANCE OF 120.98 FEET TO A POINT OF CURVATURE; THENCE CONTINUING ALONG THE EASTERLY BOUNDARY OF SAID ROAD RIGHT-OF-WAY, ALONG A TANGENTIAL CURVE CONCAVE NORTHWESTERLY, SAID CURVE HAVING A RADIUS OF 1092.89 FEET, A DELTA ANGLE OF 16°04'50", A LONG CHORD BEARING OF S.38°07'31"W. A DISTANCE OF 306.73 FEET (CURVE LENGTH), TO A POINT OF TANGENCY; THENCE S.46°09'56"W. 9.34 FEET TO THE CENTERLINE OF THE BIG LOST RIVER CHANNEL (AS IT EXISTS IN JULY, 1999); THENCE ALONG THE CENTERLINE OF SAID RIVER CHANNEL THE FOLLOWING TWO COURSES; S.25°41'04"E., 76.37 FEET; S.63°37'49"E., 47.79 FEET; THENCE LEAVING THE CENTERLINE OF SAID RIVER CHANNEL, N.30°05'06"E. PARALLEL WITH THE EASTERLY BOUNDARY OF THE HOUSTON ROAD RIGHT-OF-WAY, A DISTANCE OF 511.67 FEET TO THE POINT OF BEGINNING. EXCEPTING THEREFROM: COUNTY ROAD RIGHT-OF-WAY.



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

October 01, 2020

FRESH INVESTMENTS LLC
22 N 725 W
BLACKFOOT ID 83221-5341

Re: Change in Ownership for Water Right No(s): 34-4074

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