

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 17 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?
25-14242	Yes ☐	Yes ☐		Yes ☐	Yes ☐
25-14243	Yes ☐	Yes ☐		Yes ☐	Yes ☐
25-14340	Yes ☐	Yes ☐		Yes ☐	Yes ☐
25-14240	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<u>25-14240 25-14487</u>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Comore Development, Inc.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Comore Loma Water Corporation
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 1863 Idaho Falls ID 83403
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: February 20, 2019
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.

SUPPORT DATA

IN FILE # 25-14240

8. Signature: [Signature] PRESIDENT 1/30/2020
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 [Signature] Date 4/17/2020 Receipt No. E045828 Receipt Amt. \$175.00

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 JB/MH Processed by JB Date 6/12/20

When recorded return to:
Luke H. Marchant
Holden, Kitchell, Hahn & Crapo, PLLC
P.O. Box 50130
Idaho Falls, Idaho 83405

Instrument # 1602381
Bonneville County, Idaho Falls, Idaho
02/20/2019 01:53:00 PM No. of Pages: 2
Recorded for: COMORE DEVELOPMENT INC
Penny Manning Fee: \$15.00
Ex-Officio Recorder Deputy
Index to: DEED, WARRANTY

(Space Above For Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Comore Development, Inc., an Idaho Corporation, whose address is 3920 E. Sunnyside Road, Idaho Falls, Idaho 83406-7921 ("Grantor") does hereby grant, bargain, sell, assign, and convey unto Comore Loma Water Corporation, an Idaho Corporation, whose address is PO Box 1863, Idaho Falls, Idaho 83403 ("Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in and to the following water rights (collectively, the "Water Rights"):

All of **Water Right No. 25-14242** (0.29 cfs for irrigation of 29.2 acres)
All of **Water Right No. 25-14243** (0.53 cfs for the irrigation of 40.1 acres)
All of **Water Right No. 25-14340** (0.56 cfs for the irrigation of 28.7 acres)

The following described **portion of Water Right No. 25-14240**:
1.31 cfs for the irrigation of 81.5 acres

Grantor covenants and warrants to Grantee as follows:

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

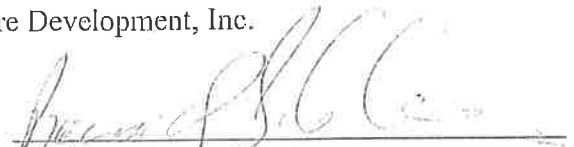
Grantor makes no other covenants, representations or warranties as to the Water Rights.

No land is included in or conveyed by this grant.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed this _____ day of February, 2019.

Comore Development, Inc.

By:

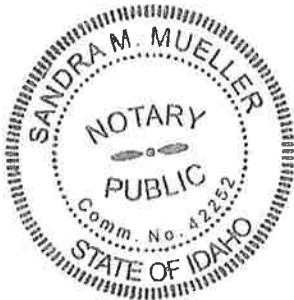

Randy Skidmore, Vice President

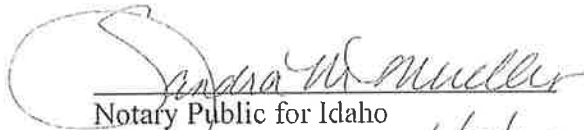
STATE OF IDAHO)

)ss.

County of Bonneville)

This record was acknowledged before me on the 20th day of February, 2019, by **RANDY SKIDMORE** as Vice President of Comore Development, Inc.




Notary Public for Idaho

My Commission Expires: 4/7/2022



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

June 12, 2020

COMORE LOMA WATER CORP
PO BOX 1863
IDAHO FALLS ID 83403-1863

Re: Change in Water Right Ownership: 25-14240 (Split into 25-14240 and 25-14487), 25-14242 (No Split Required), 25-14243 (No Split Required) and 25-14340 (No Split Required)

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: COMORE DEVELOPMENT INC
HOLDEN KIDWELL & HAHN



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

Jonie,

If you need a map with this, let me
know.

Thanks,

Justin M. Mankin