

APR 10 2020

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
65-02380	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
65-10628	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: Center Irrigation District
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gold Fork Irrigating Company, Ltd.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 13 Donnelly ID 83615-0013
Mailing address City State ZIP
Rodh@higginsrutledge.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: April 4, 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: Km Ce. [Signature] PRESIDENT 4/6/20
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 KT Date 04/10/2020 Receipt No. 12048190 Receipt Amt. \$50.00
 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 LE Processed by LE Date 4/17/2020

DEED TO A WATER RIGHT

FOR VALUABLE CONSIDERATION, the receipt and sufficiency whereof are hereby acknowledged, **CENTER IRRIGATION DISTRICT**, an irrigation district duly organized and existing under Title 43 of Idaho Code, does hereby grant and convey unto **GOLD FORK IRRIGATING COMPANY, LTD.**, an Idaho non-profit ditch company, whose current address is P.O. Box 13, Donnelly, Idaho, 83615-0013, a water right for 24.88 cfs of the waters of the Gold Fork River, with priority date of April 15, 1923, being that water right evidenced by Water Right No. 65-10628 that originally was appurtenant to the following 3238 acres of land in Section 32, Township 16 North, Range 4 East, Valley County, Idaho, described in the place of use of said Water Right.

TO HAVE AND TO HOLD, all and singular the above mentioned and described property together with the appurtenances unto **GOLD FORK IRRIGATING COMPANY, LTD.**, and to their successors and assigns forever.

IN WITNESS WHEREOF, the name of **CENTER IRRIGATION DISTRICT** has been hereunto subscribed this 4 day of April, 2020.

CENTER IRRIGATION DISTRICT

By: 
Its: Albert Gestrin
Its: Chairman and Board Member

By: 
Its: Christine Giberson

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Valley)

On this 4 day of April, 2020, before me, Melanie Skiftun, the undersigned, a notary public in and for said state, personally appeared Albert Gestrin, Chairman and Board Member of Center Irrigation District, that executed the foregoing instrument, and acknowledged to me that they executed the same.

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



Melanie Skiftun
Notary Public for Idaho
Residing at Valley, Idaho
My Commission Expires 1-8-23

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Valley)

On this 4 day of April, 2020, before me, Melanie Skiftun, the undersigned, a notary public in and for said state, personally appeared Charlie Gibson, Chairman and Board Member of Center Irrigation District, that executed the foregoing instrument, and acknowledged to me that they executed the same.

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



Melanie Skiftun
Notary Public for Idaho
Residing at Valley, Idaho
My Commission Expires 1-8-23

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TO HAVE AND TO HOLD, all and singular the above mentioned and described property together with the appurtenances unto **GOLD FORK IRRIGATING COMPANY, LTD.**, and to their successors and assigns forever.

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CENTER IRRIGATION DISTRICT

Albert Gestrin
By: Albert Gestrin
Its: Chairman and Board Member

Chaplain Galsdorf
By: Chaplain Galsdorf
Its: member

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Notary Public for Idaho
Residing at Valley, Idaho
My Commission Expires 1-8-23



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 17, 2020

GOLD FORK IRRIGATING CO LTD
PO BOX 13
DONNELLY ID 83615-0013

Re: Change in Ownership for Water Right No(s): 65-2380, 65-10628

Dear Water Right Holder(s):

The Department of Water Resources (Western) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 334-2190.

Sincerely,

Lynne Evans

Fax: Lynne Evans
Office Specialist II

Enclosure

Boise Office

Golden Eagle Building
1101 W. River St., Ste. 110
P.O. Box 7985
Boise, Idaho 83707
Tel. (208) 629-7447

Challis Office

1301 E. Main Ave.
P.O. Box 36
Challis, Idaho 83226
Tel. (208) 879-4488

Twin Falls Office

236 River Vista Place
Suite 301
Twin Falls, Idaho 83301
Tel. (208) 969-9585

Fax (208) 629-7559



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Attorneys licensed in Idaho
* Also licensed in Washington

April 8, 2020

Via Regular Mail

IDWR Western Region Office
Attn: Nick Miller
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

APR 10 2020

WATER RESOURCES
WESTERN REGION

Re: Notice of Change of Ownership for Water Right Nos. 65-02380 and 65-10628

Dear Mr. Miller:

As we discussed earlier this year, this law firm represents Gold Fork Irrigating Company, Ltd., who recently acquired the above-mentioned water rights as part of the consolidation and dissolution of Center Irrigation District. Enclosed please find the following:

1. *Notice of Change in Water Right Ownership* for the above-referenced water rights; and
2. Copies of the Deeds to the water rights which are in the process of being recorded; and
3. Check in the amount of \$50.00 payable to the Idaho Department of Water Resources which represents the \$25.00 filing fee for each of the two water rights.

As we discussed, we also intend to submit an application to transfer to update Gold Fork Irrigating Company's place of use to include the lands previously served by Center Irrigation District. We are currently working on that transfer application and anticipate submitting it in the near future. If you have any questions please feel free to call me. Thank you for your cooperation and assistance.

Yours very truly,

S. Bryce Farris

Enclosures

Cc: Rod Higgins and Ken Roberts via electronic mail

www.sawtoothlaw.com