

From: Barg, Jonie
To: ["diamondktom@gmail.com"](mailto:diamondktom@gmail.com)
Subject: Deficiency Letter-Evidence of Ownership
Date: Thursday, January 16, 2020 12:58:00 PM

RE: Change of Ownership [35-12781](#)

Dear [Sir/Madam](#):

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

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

**** **Evidence of Ownership:** Copy of the 'recorded' Warranty Deed and full chain of title back to the current owner according the records filed with the department. The department acknowledges receipt of your Warranty Deed with your application, however the Deed is not recorded. Please submit a copy of the recorded Warranty Deed from Thomas & Erin Kress, Jason & Jenny Kress, Lee & Judy Kress DBA Diamond K Farms to JTK LLC. Also the department needs copies of the full deeds showing a chain of title back the current owner of the water right according to the records filed with the department. The current owner according to our records is Ruth Morgan.

The deeds we received are as follows:

***Instrument Number 200145 Jill Nelson and William Thomas Prudhomme, co-personal representatives of the state of Erin Prudhomme, Deceased CV-2010-00268 to Lee Kress, Jason Kress, Thomas Kress DBA Diamond K Farms (South ½ of Property-if the legal attached to that deed is correct it does not appear to part of the Warranty Deed, it appears to be part of another document)

*****Deed Received not recorded** Darrell Wright & Celeste Wright to Lee Kress, Jason Kress, Thomas Kress DBA Diamond K Farms (North ½ of Property)

*****Deed Received not recorded** Thomas & Erin Kress, Jason & Jenny Kress, Lee & Judy Kress DBA Diamond K Farms to JTK LLC

Please supply the chain of title back to Ruth Morgan (possibly Ruth Morgan to Prudhomme, the water right appears to appurtenant to the southern property) and copies of the recorded deeds highlighted in red above.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

Please note that Section 42-248, Idaho Code, requires you or the owner of this water

right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg

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Protect your Enthusiasm from the Negativity of others. ~ H Jackson Brown Jr. ~