

RECEIVED
NOV 14 2019
Department of Water Resources
Eastern Region

STATE 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?
31-11706	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lott Real Properties
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): STEVEN BURTENSHAW LEGACY LLC
New owner(s) as listed on the conveyance document
- 1202 N 1900 E
Mailing address
- Terreton
City
- ID
State
- 83450-5209
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: 2-15-2018
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] U.D. 11-12-19
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 JB Date 11/14/2019 Receipt No. E045449 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 BT Processed by BT Date 11/18/2019

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Instrument # 435334

RIGBY, JEFFERSON, IDAHO
02-15-2018 02:45:21 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - RIGBY
COLLEEN C POOLE Fee: \$15.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **662872-RI (ss)**

Date: **February 07, 2018**

X SL
For Value Received, **Lott Real Properties, LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Steven Burtenshaw Legacy, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO BOX 147, Terreton, ID 83450**, the following described premises, situated in **Jefferson 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.

435334

Date: 02/07/2018

Warranty Deed
- continued

File No.: 662872-RI (ss)

Lott Real Properties, LLC

By: [Signature]
Name: Brent T. Lott
Title: Member

By: [Signature]
Name: Michelle Lott
Title: Member

STATE OF Idaho)
COUNTY OF Jefferson)

On this **13th day of February, 2018**, before me, a Notary Public in and for said State, personally appeared **Brent T. Lott and Michelle Lott**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Lott Real Properties, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Idaho
Residing at: Idaho Falls, ID
Commission Expires: 3/28/23

EXHIBIT A

TRACT 1:

TOWNSHIP 5 NORTH, RANGE 35 E.B.M., JEFFERSON COUNTY, IDAHO

SECTION 4: LOTS 2 AND 3; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$.

SECTION 8: S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

SECTION 9: NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT BEGINNING AT THE S $\frac{1}{4}$ CORNER OF SAID SECTION 9, THENCE S. 89°33'14" W. FOR A DISTANCE OF 1292.42 FEET TO THE CORNER OF A FENCE BEARING N. AND E.; THENCE N. 02°02'52" E. ALONG SAID FENCE LINE FOR A DISTANCE OF 936.03 FEET TO THE TRUE POINT OF BEGINNING; THENCE N. 28°58'24" W. FOR A DISTANCE OF 388.28 FEET; THENCE N. 26°08'19" W. FOR A DISTANCE OF 320.05 FEET; THENCE N. 16°00'22" E. FOR A DISTANCE OF 502.34 FEET; THENCE S. 89°51'48" E. FOR A DISTANCE OF 176.10 FEET TO A FENCE LINE BEARING N. AND S.; THENCE S. 00°44'49" E. FOR A DISTANCE OF 1109.54 FEET TO THE TRUE POINT OF BEGINNING.



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

November 19, 2019

STEVEN BURTENSCHAW LEGACY LLC
1202 N 1900 E
TERRETON ID 83450-5209

Re: Change in Ownership for Water Right No(s): 31-11706

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: Jefferson Clark Ground Water District