

RECEIVED

MAY 20 2019

DEPT OF WATER RESOURCES
SOUTHERN 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?
72-4144C	Yes ☒	Yes ☐		Yes ☐	Yes ☐
Not Processed	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Joe D. Chester
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Wild Idaho Adventures RV Park LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 24445 Hwy 93 Challis ID 83226
Mailing address City State ZIP
2082518563
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: 10/24/2016
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: *Kyle Peterson* owner 5/16/19
Signature of new owner/claimant Title, if applicable Date
Signature: _____ Title, if applicable Date
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 5-20-2019 Receipt No. 5037333 Receipt Amt. \$100
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 _____ Processed by AI Date 8/13/19
Returned

Instrument # 252518

CHALLIS, CUSTER, IDAHO
10-21-2016 11:00:02 No. of Pages: 2
Recorded for: ALLIANCE TITLE - SALMON OFFICE
Lura H. Baker Fee: \$13.00
Ex-Officio Recorder Deputy: BE

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:331900

FOR VALUE RECEIVED

Aaron D. Smith and Brenda Smith husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Wild Idaho Adventures RV Park LLC

whose current address is

23460 Hwy 75
Challis, ID 83226

the grantee(s), the following described premises, in Custer County, Idaho, TO WIT:

See attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: October 20, 2016

Aaron D. Smith
Aaron D. Smith

Brenda Smith
Brenda Smith



State of Colorado) ss
County of Morgan)

On this 20 day of October, 2016, before me, Lacey J. Kerbs, a Notary Public in and for said state, personally appeared Aaron D. Smith and Brenda Smith 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 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.

Lacey J. Kerbs
Notary Public for the State of Colorado
Residing at: 501 Clayton St. Brush CO
Commission Expires: 11/21/18

WITNESS

File No. 331900

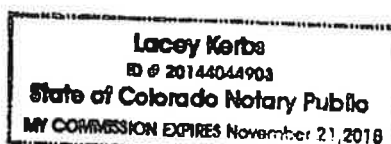


EXHIBIT "A"

331900

Parcel 1:

Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho.

Section 10: A portion of the Northwest Quarter more particularly described as follows:

Commencing at the Northwest corner of said Section 10, marked by a brass cap and perpetuated as the true corner of said Section 10, per Instrument No. 206925, recorded July 18, 1994, and the TRUE POINT OF BEGINNING; thence along the North section line South 89°48'54" East for 567.61 feet to a point at the intersection with the Highway 93 Right-of-Way; thence along said Right-of-Way South 28°38'17" East for 483.81 feet to a brass cap Highway Right-of-Way marker; thence continuing along said Right-of-Way along a curve to the left, a bearing to the center of North 61°21'43" East with radius of 5679.48 feet, length of 150.12 feet, tangent of 75.07 feet, delta of 1°30'52", chord of 150.12 feet and chord bearing of South 29°23'43" East to a ½" rebar and cap and the TRUE POINT OF BEGINNING; thence continuing along said Right-of-Way along a curve to the left with radius of 5679.48 feet, length of 370.91 feet, tangent of 185.52 feet, delta 3°44'30", chord of 370.84 feet and chord bearing South 32°01'24" East to a ½" rebar and cap on the boundary of Land of Ebberts; thence along said Land of Ebberts North 41°46'26" East for 229.74 feet to a ½" rebar and cap; thence continuing along Land of Ebberts South 33°03'42" East for 277.43 feet to a ½" rebar and cap; thence leaving Land of Ebberts North 39°59'04" East for 129.70 feet to a ½" rebar and cap; thence South 39°00'53" East for 78.76 feet to a ½" rebar with aluminum cap at the Northwest corner of Land of Challis Recreation and Development Corporation, as Instrument No. 234324, records of Custer County, Idaho; thence North 40°40'20" East for 126.43 feet to a ½" rebar; thence North 32°26'10" West for 698.26 feet; thence South 44°29'02" West for 487.73 feet to the TRUE POINT OF BEGINNING, as shown by the Record of Survey filed February 23, 2009, as Instrument No. 240418, records of Custer County, Idaho.

ADS
BS



WARRANTY DEED

FOR VALUE RECEIVED, CHALLIS RECREATION AND DEVELOPMENT CORP, an Idaho corporation under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto DOLLY SMITH, Grantee, whose current address is P.O. Box 337, Challis, ID 83226, the following described real estate, to-wit:

Township 13 North, Range 19 East, Boise Meridian, Custer County, Idaho.
Section 10: A portion of the NW¼ more particularly described as follows:

Commencing at the Northwest corner of said Section 10, marked by a brass cap and perpetuated as the true corner of said Section 10, per instrument No. 206925, recorded July 18, 1994, and the True Point of Beginning.

Thence along the North section line South 89°48'54" East for 567.61 feet to a point at the intersection with the Highway 93 Right-of-Way; thence along said Right-of-Way South 28°38'17" East for 483.81 feet to a brass cap Highway Right-of-Way marker; thence continuing along said Right-of-Way along a curve to the left, a bearing to the center of North 61°21'43" East with radius of 5679.48 feet, length of 150.12 feet, tangent of 75.07 feet, delta of 1°30'52", chord of 150.12 feet and chord bearing of South 29°23'43" East to a ½" rebar and cap and the True Point of Beginning.

Thence continuing along said Right-of-Way along a curve to the left with radius of 5679.48 feet, length of 370.91 feet, tangent of 185.52 feet, delta 3°44'30", chord of 370.84 feet and chord bearing South 32°01'24" East to a ½" rebar and cap on the boundary of Land of Ebberts;

Thence along said Land of Ebberts North 41°46'26" East for 229.74 feet to a ½" rebar and cap;

Thence continuing along Lands of Ebberts South 33°03'42" East for 277.43 feet to a ½" rebar and cap;

Thence leaving Land of Ebberts North 39°59'04" East for 129.70 feet to a ½" rebar and cap;

Thence South 39°00'53" East for 78.76 feet to a ½" rebar with aluminum cap at the Northwest corner of Land of Challis Recreation and Development Corporation, as instrument No. 234324, records of Custer County, Idaho. .

Thence North 40°40'20" East for 126.43 feet to a ½" rebar;

Thence North 32°26'10" West for 698.26 feet;

Thence South 44°29'02" West for 487.73 feet to the True Point of Beginning, as shown by the Record of Survey filed February 23, 2009, as instrument No. 240418, records of Custer County, Idaho.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said grantee, heirs and assigns forever. Save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors, has caused it corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 27 day of February, 2009.

240477
Custer County Req. of
CC T
Time 2:12 P M Date 3/2, 2009
Barbara C. Breedlove, Clerk
Uma Baker \$6
Deputy

BY [Signature]
PRESIDENT
ATTEST Sally Strand
SECRETARY

240477

STATE OF IDAHO)
 : ss
County of Custer)

On this 27 day of February, 2009, before me a Notary Public in and for said State, personally appeared DANIEL A Strand and Sally Strand, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.



Patsy Kindt
Notary Public for:
Residing at: Challis
Commission Expires: 3/24/10

RECORDING:

WARRANTY DEED

FOR VALUE RECEIVED, ALDO P. BEVILACQUA and GINGER PAULSEN, as Co-Trustees for the ALDO BEVILACQUA TRUST, the Grantors, do hereby grant, bargain, sell and convey unto CHALLIS RECREATION AND DEVELOPMENT CORP., whose current address is P.O. Box 81, Challis, ID 83226, the Grantee, the following described premises, in Custer County, Idaho, to-wit:

A parcel of land located in the N1/2NW1/4, of Section 10, T. 13 N., R. 19 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said Section 10, run thence S. 89°50'00" E. along the section line a distance of 567.70 ft. to a point on the Easterly right-of-way of U.S. Highway 93; thence following said right-of-way S. 28°39'20" E., 483.76 ft. to a point on a curve having a radius of 5680.0 ft.; thence to the left along said curve 158.18 ft. to the POINT OF BEGINNING, said arc having a delta of 1°35'44" and a chord of S. 29°27'12" E., 158.18 ft.;

Thence N. 44°23'00" E. a distance of 488.25 ft.;

Thence S. 32°27'10" E. a distance of 691.25 ft.;

Thence S. 40°40'10" W. a distance of 478.10 ft. to a point on the curve of the Easterly right-of-way line of U.S. Highway 93;

Thence Northerly and to the right along said curve 74.98 ft.; said arc having a delta of 0°45'23" and a chord of N. 37°07'53" W. 74.98 ft.;

Thence N. 39°58'04" E. a distance of 220.23 ft.;

Thence N. 33°04'42" W. a distance of 277.43 ft.;

Thence S. 41°45'26" W. a distance of 229.74 ft. to a point on the curve of the Easterly right-of-way of U.S. Highway 93;

Thence Northerly and to the right along said curve 362.80 ft. to the POINT OF BEGINNING; said arc having a delta angle of 3°39'35" and a chord of N. 32°04'51" W. 362.73 ft.

SUBJECT TO THE FOLLOWING: GRANTORS ARE SELLING AND GRANTEE IS BUYING THE SAID PROPERTY ON AN "AS IS, WITH ALL FAULTS" BASIS AND THAT GRANTEE IS NOT RELYING ON ANY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever, except as set forth herein.

DATED: September 3, 1999.

ALDO BEVILACQUA TRUST

By: Aldo P. Bevilacqua
Aldo P. Bevilacqua, Trustee

Ginger Paulsen
Ginger Paulsen, Trustee

STATE OF IDAHO)
) SS
County of Custer)

On this 3rd day of September, 1999, before me, a Notary Public in and for said State, personally appeared ALDO P. BEVILACQUA and GINGER PAULSEN, Co-Trustees of the ALDO BEVILACQUA TRUST, known to me to be the persons whose names are subscribed to the within 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.



Patsy Kindt
Notary Public for Idaho
Residing at Challis, Idaho
Commission Expires: 3/12/2004

Custer County, Idaho
Custer County Title
Time 2:32 P.M.
9-3 99
Ethel M Peck, Clerk
Barbara C Breedlove
Deputy
\$ 9

State of Idaho
Department of Water Resources

Water Right

72-4144C

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.35 0.7 1.4 Miles



ArcGIS Web Map



5/8/2019, 12:23:41 PM

POU - Water Rights



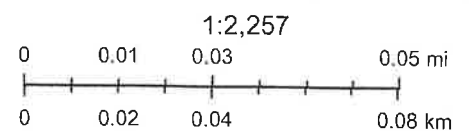
All Other POU (non-provider)



Irrigation Providers and Municipal Service Areas



POD - Water Rights



Esri, HERE, Garmin, (c) OpenStreetMap contributors, Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 13, 2019

WILD IDAHO ADVENTURES RV PARK LLC
24445 HIGHWAY 93
CHALLIS ID 83226-4601

RE: Water Right No(s): 72-4144C Change in Ownership

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on 5/20/2019 for the above referenced water right. As we discussed today by phone, the Notice could not be processed because that water right is not appurtenant to the land conveyed in the warranty deed. Please note that prior to today, the Department's online map for this right did not accurately reflect the place of use for the irrigated acres because it identified 75 acres; however, the right only allows for 24 acres of irrigation. I researched the Department's records and identified the specific 24 acres that this right is appurtenant to. I have enclosed an updated map.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$100 has been requested and will be mailed to Kyle Arneson under separate cover from the Idaho State Controller's Office.

As we discussed by phone, you may want to consider filing for a new water right. You can read about the process on the Department's website at <https://idwr.idaho.gov/water-rights/FAQs.html>. Water resource agents are available Monday-Friday at the Southern Region office to help with water right questions, or there is a field office in Salmon (phone number 208-742-0658).

If you have any questions regarding this matter, please contact me or Corey Skinner at (208) 736-3033.

Sincerely,

Allison Inouye
Water Resource Agent

Enclosure(s)