

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
APR 05 2019
Department of Water Resources
Eastern Region

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?
22-7322 <i>OK</i>	Yes ☐	Yes ☐	22-13523 <i>OK</i>	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Madison School District #321
 Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): DP Beck LLC
 New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

<u>2860 W 5200 S</u>	<u>Rexburg</u>	<u>ID</u>	<u>83440</u>
Mailing address	City	State	ZIP
<u>208-656-9344</u>	<u>dbeck@dlbeck.com</u>		
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: November 12, 2013

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: <u></u>	Officer _____	4/2/19 _____
Signature of new owner/claimant	Title, if applicable _____	Date _____
Signature: <u></u>	Officer _____	4/2/19 _____
Signature of new owner/claimant	Title, if applicable _____	Date _____

For IDWR Office Use Only:

Received by JB Date 4/5/2019 Receipt No. E044838 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 JB Processed by CR Date 4/24/2019

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:First American Title Company
535 First American Circle
Rexburg, ID 83440Microfile No. 385913
15 DAY Nov 2013
At 11 O'Clock 04 AM
KIM H. MUIR
MADISON CO RECORDER
Fee \$13.00
SRindlisbacher Deputy
Recorded at Request of
FIRST AMERICAN TITLE - REXBURG

Space Above This Line for Recorder's Use Only

WARRANTY DEEDFile No.: **483665-RX (ns)**Date: **November 12, 2013**

For Value Received, **Madison School District #321, Madison County, Idaho, who also acquired title as School District No. 321, Madison County, Idaho**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **DP Beck, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **2860 West 5200 South, Rexburg, ID 83440**, the following described premises, situated in **Madison County, Idaho**, to-wit:

PART OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 23, TOWNSHIP 5 NORTH, RANGE 39 E.B.M., MADISON COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT A RECOVERED IRON ROD MARKING THE N $\frac{1}{4}$ CORNER OF SAID SECTION 23, TOWNSHIP 5 NORTH, RANGE 39 E.B.M., MADISON COUNTY, IDAHO AND RUNNING THENCE S. 89°42'34" E. 519.67 FEET (SHOWN OF RECORD S. 89°43'57" E. 519.73 FEET) ALONG THE NORTH LINE OF SAID SECTION 23 TO A RECOVERED IRON ROD WITH PLASTIC CAP INSCRIBED "Cardon PLS 1027", MARKING THE NORTHEAST CORNER OF PROPERTY DESCRIBED IN A WARRANTY DEED RECORDED AS INSTRUMENT NO. 299625; THENCE S. 00°18'57" W. 1322.25 FEET (SHOWN OF RECORD S. 00°17'42" W. 1322.18 FEET) TO A RECOVERED IRON ROD COINCIDENT WITH THE SOUTH LINE OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 23, MARKING THE SOUTHEAST CORNER OF PROPERTY DESCRIBED IN A WARRANTY DEED RECORDED AS INSTRUMENT NO. 173370; THENCE N. 89°41'36" W. 519.43 FEET (SHOWN OF RECORD N. 89°41'36" W. 519.75 FEET) ALONG SAID SOUTH LINE TO A RECOVERED IRON ROD MARKING THE CN1/16TH CORNER OF SAID SECTION 23; THENCE N. 00°18'18" E. 1322.11 FEET (SHOWN OF RECORD N. 00°17'45" E. 1321.82) ALONG THE WEST LINE OF THE NE $\frac{1}{4}$ OF SECTION 23 TO THE POINT OF BEGINNING.

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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
535 First American Circle
Rexburg, ID 83440



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WARRANTY DEED

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By: Kevin Howell, Board Chairman

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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

April 24, 2019

D P BECK LLC
2860 W 5200 S
REXBURG ID 83440-4305

Re: Change in Ownership for Water Right No(s): 22-7322

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

Cc: Henry's Fork Ground Water District
Water District 01
Water District 100