

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 04 2019

Department of Water Resources
Eastern Region

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?
22-2231 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>22-2231</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<i>22-4335</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Flying H Inc
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): RTG Farms LLC
New owner(s) as listed on the conveyance document
- PO Box 193
Mailing address
(208)317-7533
Telephone
- Teton
City
rtgould07@gmail.com
Email
- Name connector ☐ and ☐ or ☐ and/or
ID 83451
State ZIP
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: 2/12/2019
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: [Signature] Title, if applicable: _____ Date: 3-4-19
 Signature: _____ Title, if applicable: _____ Date: _____
 Signature: _____ Title, if applicable: _____ Date: _____

For IDWR Office Use Only:

Received by: [Signature] Date: 3/4/19 Receipt No. E044749 Receipt Amt. \$250.
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing
 Name on W-9: _____ Approved by: [Signature] Processed by: [Signature] Date: 4/17/2019

SUPPORT DATA

IN FILE # 22-2231

RECORDING REQUESTED BY
First American Title Company

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

Microfile No. **421520**
12 DAY Feb 2019
At 03 O'Clock 55 PM
KIM H. MUIR
MADISON CO RECORDER
Fee \$15.00
Deputy
Recorded at Request of
FIRST AMERICAN TITLE - REXBURG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **710710-RX (jb)**

Date: **January 28, 2019**

For Value Received, **Flying H Inc. and K.W. Huskinson and Sons, Inc. a corporation, as their interests may appear**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **RTG Farms LLC**, hereinafter called the Grantee, whose current address is **PO Box 193, Teton, ID 83451**, the following described premises, situated in **Madison County, Idaho**, to-wit:

PARCEL 1:

Part of the Southeast Quarter of Section 19, and part of the North Half of the North Half of the Northeast Quarter (N 1/2 N 1/2 NE 1/4) Section 30, Township 6 North, Range 41 East of the Boise Meridian, Madison County, Idaho described as follows:

Beginning at a point that is N.89°55'56"W. 392.78 feet along the section line from a found aluminum cap at the Southeast corner of said Section 19 and running thence S.00°00'00"W. 338.87 feet; thence S.89°57'09"W. 1441.04 feet to the east line of the property as described in Warranty Deed, Instrument No. 136254; thence N.00°02'29"W. 341.76 feet along said east line to the south line of said Section 19; thence N.00°11'01"E. 2628.15 feet along the east line of the property as described in Warranty Deed, Instrument No. 136254 to the north line of the Southeast Quarter of said Section 19; thence S.89°55'28"E. 1432.86 feet along said north line to a point that is N.89°55'28"W. 404.26 feet from the East Quarter corner of said Section 19; thence S.00°00'00"W. 2627.95 feet to the point of beginning.

PARCEL 1A:

A 30 foot access easement described as follows:

Beginning at a point that is N.00°15'01"E. 2597.90 feet along the section line from the Southeast corner of Section 19, Township 6 North, Range 41 East of the Boise Meridian, Madison County, Idaho and running thence N.89°55'28"W. 404.13 feet; thence N.00°00'00"E. 30.00 feet to the north line of the Southeast Quarter of said Section 19; thence S.89°55'28"E. 404.26 feet to the East Quarter corner of said Section 19; thence S.00°15'01"W. 30.00 feet 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

RECORDING REQUESTED BY
First American Title Company

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

E-RECORDED

simplifile®

ID: 421520
County: MADISON
Date: 2-12-19 Time: 3:55

Space Above This Line for Recorder's Use Only

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Date: **01/02/2019**

Warranty Deed
- continued

File No.: **710710-RX (jb)**

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.

Flying H Inc.

K.W. Huskinson and Sons, Inc.

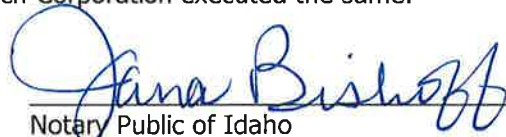
By: 
Name: Chris Huskinson
Title: Member

By: 
Name: Chris Huskinson
Title: Member

STATE OF Idaho)
SS.
COUNTY OF Madison)

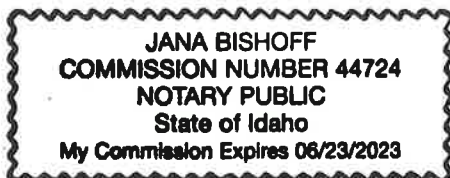
On this 11th day of February, 2019, before me, a Notary Public in and for said State, personally appeared **Chris Huskinson**, known or identified to me, to be the **Member/Manager** of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

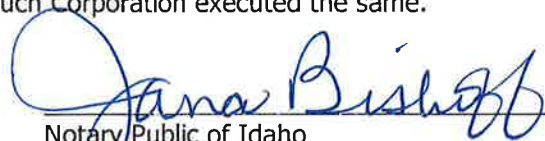



Notary Public of Idaho
Residing at: St Anthony, ID
Commission Expires: 6-23-2023

STATE OF Idaho)
SS.
COUNTY OF Madison)

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 18, 2019

RTG Farms LLC
PO box 193
Teton ID 83451

RE: Change of Ownership for Water Rights 22-2231 (Split into 22-31 & 22-14335)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

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 this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: R & D Gould Farms LLC