

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 19 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?
25-7320 <i>OK</i>	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: R & K Rentals
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nest Egg Investments, LLC
New owner(s) as listed on the conveyance document
- 1665 Delmar Dr. Idaho Falls Name connector ☐ and ☐ or ☐ and/or
Mailing address ID 83404
208-522-4660 State ZIP
Telephone City State ZIP
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: December 10, 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]* *Member* *1/30/19*
 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 *[Signature]* Date *2/19/19* Receipt No. *ED44723* Receipt Amt. *25⁰⁰*
 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 *OK* Date *2/25/2019*

Recorded Electronically

ID 1598187

County Bonneville

Date 12-13-2018 Time 9:05:29 AM

RECORDING REQUEST BY
AND WHEN RECORDED
RETURN TO:

Rocky Mountain Environmental Associates, Inc. 482
Constitution Way Ste 303
Idaho Falls, ID 83402

SPECIAL WARRANTY DEED FOR WATER RIGHTS

R & K Rentals, by and through Linda R. Wilkins, a survivor of the original partners, and the person who is, to the best of her knowledge and belief, the managing partner, whose address is 2366 E Sunnyside Road, Idaho Falls, Idaho 83401 (hereinafter "Grantor") does hereby grant, bargain, sell, assign, and convey unto **Nest Egg Investments, LLC**, an Idaho limited liability company, whose address is 1665 Delmar Drive, Idaho Falls, Idaho, 83404 (hereinafter "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in water right described on Exhibit A attached hereto (hereinafter the "Water Right").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.

Grantor makes no other covenants or warranties as to the Water Right.

IN WITNESS WHEREOF, the undersigned authorized as a person who succeeded to the interest of the surviving partner and, as such, the managing partner, has caused her name to be hereunto subscribed.

[SIGNATURES ON FOLLOWING PAGE]

DATED this 10th day of Dec., 20 18

"GRANTOR"

R & K Rentals

By: [Signature]
Linda R. Wilkins, partner

STATE OF IDAHO)
)ss.
County of Blaineville)

On this 10th day of December, 2018, before me Stephanie Bird, an Idaho notary public, personally appeared Linda R. Wilkins, acting in her capacity as partner of the R & K Rentals, and known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same in her authorized capacity.

(seal)

[Signature]
Notary Public for _____
Residing at: Idaho Falls, ID
Commission Expires: 2024

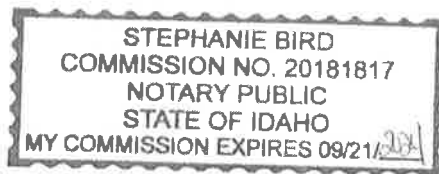


Exhibit A

WATER RIGHT REPORT

12/13/2018

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-7320

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	R & K RENTALS 2366 E SUNNYSIDE IDAHO FALLS, ID 83401

Priority Date: 05/21/1983

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.06 CFS	5.9 AFA
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NENE|Sec. 34|Township 02N|Range 38E|BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: COMMERCIAL BONNEVILLE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	38E	34		NENE			NWNE							

Conditions of Approval:

1. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
A lockable device subject to the approval of the Department shall be maintained on the
2. R02 diverting works in a manner that will provide the watermaster suitable control of the diversion.

<https://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=25&SequenceNumber=7320&SplitSuffix=%20%20&TypeWaterRight=True>

1/3

3. E30 Use of this right is combined with water from Progressive Irrigation District.
4. 046 Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
7. T19

Dates:

Licensed Date:

Decreed Date: 09/30/2005

Permit Proof Due Date: 6/1/1986

Permit Proof Made Date: 6/5/1985

Permit Approved Date: 5/15/1985

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 05/05/1983

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



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

February 25, 2019

NEST EGG INVESTMENTS LLC
C/O AARON MCCrackEN
1665 DELMAR DR
IDAHO FALLS ID 83404

Re: Change in Ownership for Water Right No(s): 25-7320

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: Bonneville Jefferson Ground Water District
Water District 01
Water District 120