

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 05 2018

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?
11-7508	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: David K Garside
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael G. Robison and Jamie Robison
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 54 Dingle ID 83233
Mailing address City State ZIP
- 2083905836 robisonmj@aol.com
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: 10/22/2018
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):
- ☒ \$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: Mike Rob Owner 11/1/18
Signature of new owner/claimant Title, if applicable Date
- Signature: Jamie Robison Owner 11/1/18
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SC Date 10/29/18 Receipt No. E044491 Receipt Amt. \$250

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 SC Processed by SC Date 11/5/2018

\$25 for this o/c, \$225 to be refunded to Robison

WARRANTY DEED

For Value Received,

STEVEN N. MORGAN and TAMRA T. MORGAN, husband and wife,
of 6110 WEST 13600 NORTH, GARLAND, County of BOX ELDER, State of UTAH 84312,
do(es) hereby, grant, bargain, sell, and convey unto **THE GRANTOR(S),**

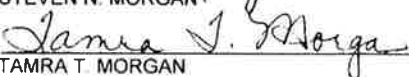
DAVE GARSIDE, TRUSTEE OF THE DAVE GARSIDE LIVING TRUST,
of PO BOX 150447, OGDEN, County of WEBER, State of UTAH 84415,
THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in
the County of Bear Lake, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), his heirs and
assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the
owner(s) 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.

DATED THIS November 15, 2011.


STEVEN N. MORGAN

TAMRA T. MORGAN

STATE OF Idaho, COUNTY OF Bear Lake

On this 15 day of **November, 2011**, before me a
Notary Public in and for the State, personally appeared

STEVEN N. MORGAN and TAMRA T. MORGAN,
husband and wife

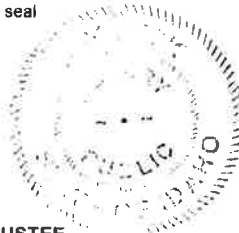
known to me to be the person(s) whose name(s) are
subscribed to the within instrument, and acknowledged to
me that they executed the same

IN WITNESS WHEREOF, I hereunto set my hand and seal
the day and year in the certificate first above written.


Notary Public
Residing at: CLY, ID
My Commission Expires 12-01-12

Instrument # 211114

BEAR LAKE COUNTY
11-16-2011 09:05:03 No. of Pages: 2
Recorded for: FIRST IDAHO TITLE COMPANY
KERRY HADDOCK
Ex-Officio Recorder Deputy 
Index to: WARRANTY DEED



MAIL TAX NOTICE TO: **DAVE GARSIDE, TRUSTEE**
PO BOX 150447, OGDEN, UT. 84415

EXHIBIT A

PARCEL 1:

Commencing at a point 775.5 feet South of the Northwest Corner of the Southeast Quarter of Section 11, Township 14 South of Range 44 East, Boise Meridian, and running thence South 189.5 feet; thence East 2293.5 feet; thence North 189.5 feet; thence West East 2293.5 feet to the place of beginning.

EXCEPT: A parcel of land located in the SE $\frac{1}{4}$ of Section 11, Township 14 South, Range 44 East of the Boise Meridian, Bear Lake County and further described as follows: Beginning at a point which is South 717.50 feet (South 723.5 feet by record) and West 49.50 feet from the E $\frac{1}{4}$ corner of said Section 11; thence South 89°50'49" West 226.39 feet; thence North 89°21'30" West 100.29 feet (West 330 feet by record) to a 1/2" pin at a fence corner; thence South 00°45'43" West 196.03 feet (South 198 feet by record) to a 1/2" pin at a fence corner; thence North 89°26'28" East 329.29 feet (East 330 feet by record) to a 1/2" pin; thence North 192.28 feet (North 198 feet by record) to the Point of Beginning.

ALSO EXCEPT: Commencing at a point 49.5 feet West and 921.5 feet South of the NE corner of the SE $\frac{1}{4}$ of Section 11, Township 14 South, Range 44 East of the Boise Meridian, Idaho; and running thence West 330 feet; thence South 132 feet; thence East 330 feet; thence North 132 feet to the Place of Beginning.

PARCEL 2:

Commencing at the Northwest Corner of the Southeast Quarter of Section 11, Township 14 South, Range 44 East of the Boise Meridian in Idaho, and running thence South 561 feet; thence East 660 feet; thence North 561 feet; thence West 660 feet to the Place of Beginning.

PARCEL 3:

Commencing at a point 577.5 feet West of the Northeast Corner of the Southeast Quarter of Section 11, Township 14 South, Range 44 East of the Boise Meridian, and running thence South 759 feet; thence West 2062.5 feet; thence North 198 feet; thence East 660 feet; thence North 561 feet; thence East 1402.5 feet to the place of beginning.

SAVE AND EXCEPT THEREFROM: Commencing at a point 577.50 feet West of the Northeast Corner of the Southeast Quarter of said Section 11, Township 14 South, Range 44 East of the Boise Meridian, and running thence South 352 feet; thence West 247.50 feet; thence North 352 feet; thence East 247.50 feet to the Place of Beginning.

ALSO EXCEPT: Commencing at a point 825 feet West from the Northeast Corner of the Southeast Quarter of Section 11, Township 14 South, Range 44 East of the Boise Meridian in Idaho, and running thence South 211 feet; thence West 220 feet; thence North 211 feet; thence East 220 feet to the Place of Beginning.

ALSO EXCEPT THEREFROM: Any part of the above described property lying within the right of way of the Dingle Bottoms road.


STEVEN N. MORGAN


TAMRA T. MORGAN

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company

469 Washington St

Montpelier, ID 83254

Instrument # 228020**BEAR LAKE COUNTY**

10-25-2018 10:45:30 AM No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

CINDY GARNER

Fee 15.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEEDFile No.: **702956-MON (ab)**Date: **October 17, 2018**

For Value Received, **Dave Garside, Trustee of The Dave Garside Living Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Michael G Robison and Jamie L Robison, husband and wife as community property with right of survivorship**, hereinafter called the Grantee, whose current address is **PO Box 54, Dingle, ID 83254**, the following described premises, situated in **Bear Lake County, Idaho**, to-wit:

PARCEL 1:

Commencing at a point 775.5 feet South of the Northwest Corner of the Southeast Quarter of Section 11, Township 14 South of Range 44 East, Boise Meridian, and running thence South 189.5 feet; thence East 2293.5 feet; thence North 189.5 feet; thence West East 2293.5 feet to the place of beginning.

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ALSO EXCEPT: Commencing at a point 825 feet West from the Northeast Corner of the Southeast Quarter of Section 11, Township 14 South, Range 44 East of the Boise Meridian in Idaho, and running thence South 211 feet; thence West 220 feet; thence North 211 feet; thence East 220 feet to the Place of Beginning.

ALSO EXCEPT THEREFROM: Any part of the above described parcels lying within the right of way of the county road.

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.

228020

Date: 10/17/2018

Warranty Deed
- continued

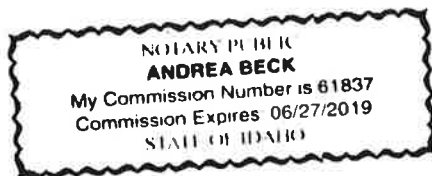
File No.: 702956-MON (ab)

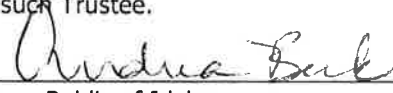
The Dave Garside Living Trust


Dave Garside, Trustee

STATE OF Idaho)
SS.
COUNTY OF Bear Lake)

On this 17th day of October, 2018, before me, a Notary Public in and for said State, personally appeared **Dave Garside**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **The Dave Garside Living Trust** Trust, and acknowledged to me that he executed the same as such Trustee.




Notary Public of Idaho
Residing at: Ovid, ID
Commission Expires: 6-27-2019



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 North Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 5, 2018

Michael and Jamie Robison
PO Box 54
Dingle, ID 83233

RE: Water Right 11-7508

Dear Michael and Jamie:

Thank you for your efforts to correct and update your water rights. Enclosed please find the following items:

1. A report for water right 11-7508 reflecting the updated ownership and the revisions described in your amended claim.
2. A map showing the points of diversion and place of use for water right 11-7508.
3. The application for permit you filed with IDWR on October 29, 2018. Consistent with your instructions, this application is being returned to you unprocessed.

Please note, 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.

The filing fee for your (now returned) application for permit was \$250. \$25 of this amount was dedicated to your Notice of Change in Water Right Ownership for water right 11-7508. The remaining filing fee (\$225) will be refunded. Please watch for a refund from the State of Idaho in the amount of \$225 to arrive within two weeks. Please feel free to contact me if you have any other questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'J Cefalo', is written over a light blue horizontal line.

James Cefalo
(208) 525-7161 (james.cefalo@idwr.idaho.gov)

Barg, Jonie

From: Barg, Jonie
Sent: Monday, November 05, 2018 2:13 PM
To: Steed, Susan; Pline, Treva
Subject: Refund Request
Attachments: Receipt

Treva & Susan,

Good afternoon!!

I have a refund request as follows:

Receipt number: E044491
Amount: \$225.000
Payable to: Michael Robison
Jamie Robison
Po Box 54
Dingle ID 83233

Reason: Total filing fee received \$250.00 for an ownership change (originally filed as another application). Once it was determined an ownership change would accomplish their request the other application was withdrawn. Because everything was complete with an ownership change the applicant is entitled to a partial refund in the amount of \$225.00 (where the fee for the ownership change is only \$25.00).

Let me know if you need additional information.

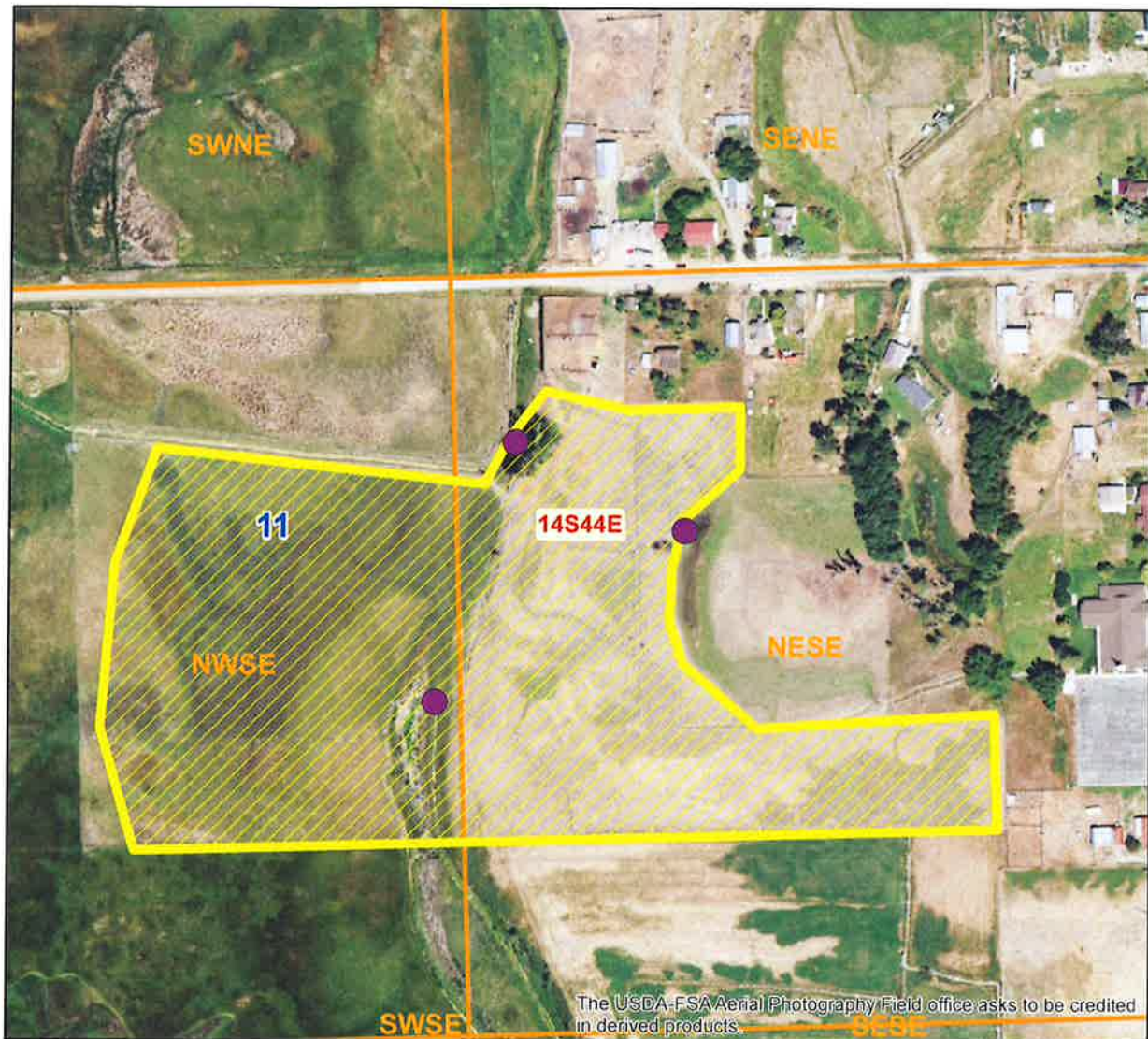
Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

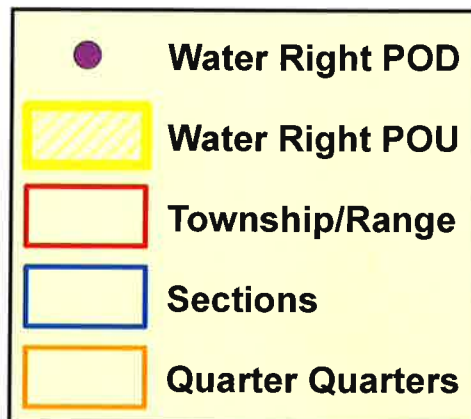
Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

Water Right 11-7508



2013 Aerial Photo



0 250 500 Feet



RECEIVED

OCT 29 2018

FORM 202 Rev. 09/16

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Michael G. Robison Phone 208 390 5836
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address P.O. Box 54 City Dingle
 State Idaho ZIP 83233 Email robisonmj@aol.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Spring which is a tributary of _____
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>14</u>	<u>44E</u>	<u>11</u>					<u>Bear Lake</u>	<u>Spring</u>	

5. Water will be used for the following purposes:
 Amount 0.5 cfs for irrigation purposes from April 15 to Oct 1st (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.5 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. will use an electric pump to pump out of the ditch that the spring flows into
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

Received by SC Date 10/29/18 Time _____ Preliminary check by _____
 Fee \$ 150- Receipted by SC Receipt No. 8044491 Date 10/29/18

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the Municipal Water Right Application Checklist.
 - Domestic; show number of households _____
 - Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

see warranty deed ↓

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14	44E	11																1/4	14

Total number of acres to be irrigated: 14

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? water is also supplied by The Dingle Irrigation company.

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Ground has been flood irrigated historically. I would like to use this spring that is 100% contained on my property to irrigate with a sprinkler system.

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Michael G. Robison
 Signature of Applicant
Michael G. Robison Owner
 Print Name (and title, if applicable)

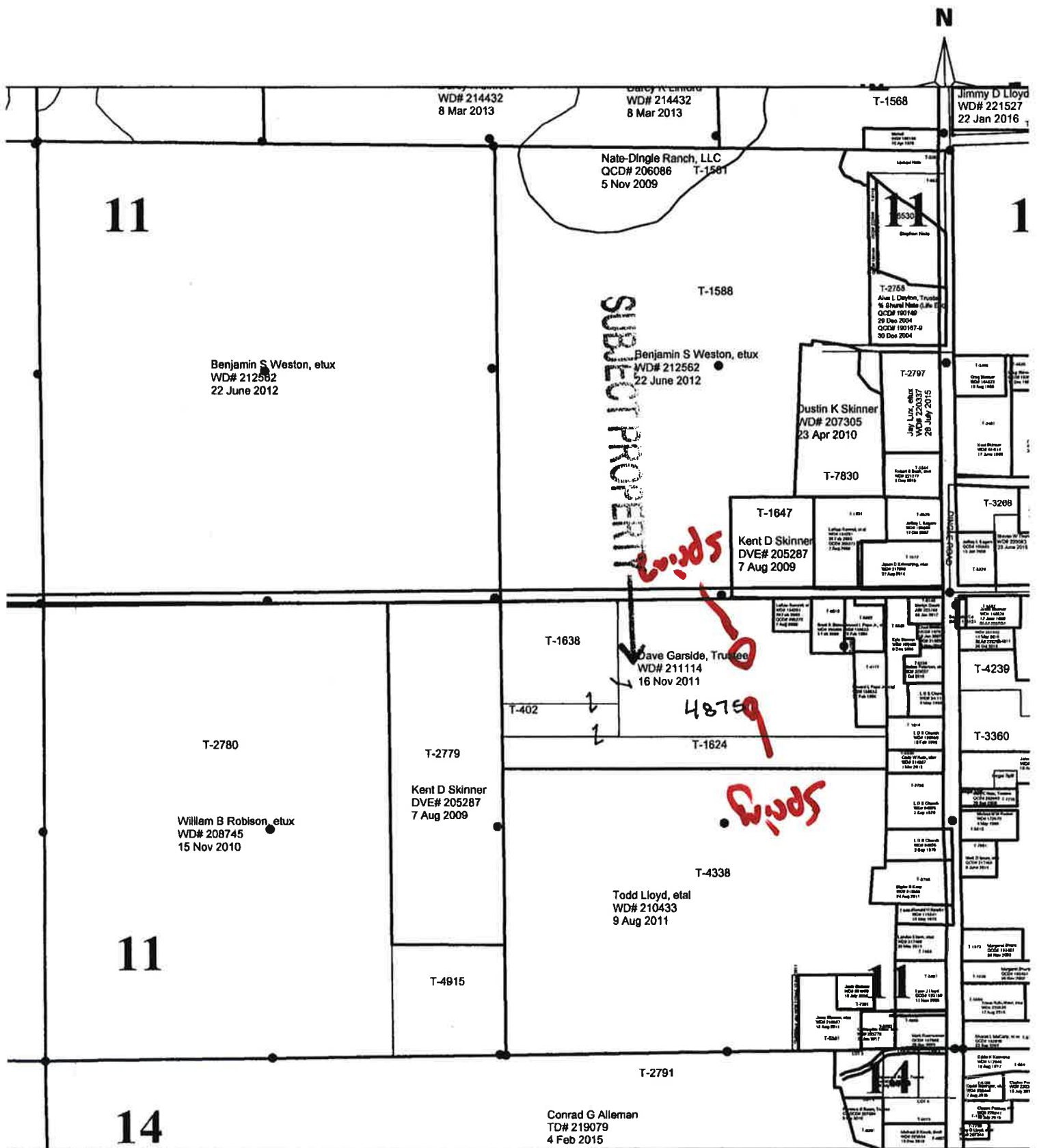
 Signature of Applicant

 Print Name (and title, if applicable)



Imagery ©2018 Google, Map data ©2018 Google 200 ft

area to be
Sprinkled



This sketch is provided without charge for your information, it is not intended to show all matters related to the property including, but not limited to area dimensions, encroachments, or location of boundaries. It is not a part of, nor does it modify the commitment or policy to which it is attached. The Company assumes NO LIABILITY for any matter related to this sketch. References should be made to an accurate survey for further information.*