

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 20 2018

DEPT OF WATER RESOURCES
SOUTHERN 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?
36-7929	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: Mitch Johnson &/or Jodie Johnson

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Alex Quintin Garcia

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

P.O. Box 462

Mailing address

Heyburn

City

ID.

State

83336

ZIP

208-654-8333

Telephone

Alexgarcia84@live.com

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: 6-6-2018

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: Alex Quintin Garcia

Signature of new owner/claimant

Title, if applicable

Date

6-26-18

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by TFDate 9-20-2018Receipt No. 5036966Receipt Amt. \$25-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 AMDate 10-11-2018

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
417 N. Overland Ave.
Burley, ID 83318

ELECTRONICALLY RECORDED
DO NOT REMOVE THE COUNTY
STAMPED FIRST PAGE AS IT IS
NOW INCORPORATED AS PART
OF THE ORIGINAL DOCUMENT

Instrument # 545534
MINIDOKA COUNTY, RUPERT, IDAHO
06-06-2018 03:22:18 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BURLEY
TONYA PAGE Fee: \$15.00
Ex-Officio Recorder Deputy Laurie McCall
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **682040RU (tm)**

Date: **June 04, 2018**

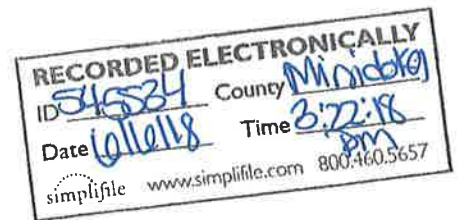
For Value Received, **Mitchell Garth Johnson and Jodie Myleta Johnson, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Alex Quintin Garcia, an unmarried man**, hereinafter called the Grantee, whose current address is **800 El Paso Drive, Heyburn, ID 83336**, the following described premises, situated in **Minidoka County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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
417 N. Overland Ave.
Burley, ID 83318



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **682040RU (tm)**

Date: **June 04, 2018**

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Date: **June 04, 2018**

File No.: **682040RU (tm)**

EXHIBIT 'A'

LEGAL DESCRIPTION:

Part of Lot 1 and Lot A of the Colonia Rio Vista Subdivision to the City of Heyburn, Minidoka County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the recorder of Minidoka County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of Lot 5 of Section 22 of Township 10 South, Range 23 East of the Boise Meridian, said point marked by a 3 inch iron pipe; thence North 89°56'16" West along the quarter section line for 40.0 feet to a ½ inch rebar which shall be the POINT OF BEGINNING; Thence South 3°34'26" West along the West Right-of-Way line of Villa Drive for 181.81 feet (South 180.4 feet rec.) to a ½ inch rebar, said point lying North 89°38'16" West for 51.34 feet (51.9 feet rec.) from the quarter section line; Thence North 89°38'16" West along the North Right-of-Way line of El Paso Drive for 133.58 feet (West 131.85 feet rec.) to a 1¼ inch rebar; Thence North 0°19'14" East for 180.77 feet (North 180 feet rec.) to a 1¼ inch rebar on the quarter section line also being the North line of Colonia Rio Vista Subdivision; Thence South 89°56'16" East along said quarter section line and North line of said subdivision for 143.90 feet (West 143.75 feet rec.) to the POINT OF BEGINNING.

Alex Quintin Garcia
800 El Paso Drive
Heyburn, ID 83336

RECORDED ELECTRONICALLY
ID 545835 County Minidoka
Date 6/16/18 Time 2:22:15 PM
simplifile www.simplifile.com 800.460.5657

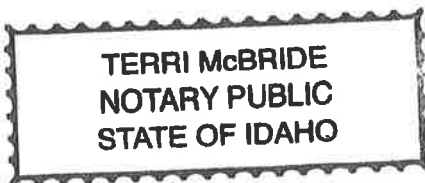
Date: **June 06, 2018**

A 1/12th interest in Lot D in Colonia Rio Vista Subdivision to the City of Heyburn, Minidoka County, Idaho, as the same is shown on the official plat thereof now of record in the office of the Recorder of Minidoka County, Idaho.

Dated: 6-6-2018

Jodie Myleta Johnson

On this 6th day of June, 2018, before me, a Notary Public in and for said State, personally appeared **Mitchell Garth Johnson and Jodie Myleta Johnson**, known or identified 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.



Notary Public of Idaho
Residing at: _____
Commission Expires: 2-5-20

ELECTRONICALLY RECORDED
DO NOT REMOVE THE COUNTY
STAMPED FIRST PAGE AS IT IS
NOW INCORPORATED AS PART
OF THE ORIGINAL DOCUMENT

AFTER RECORDING MAIL TO:

Alex Quintin Garcia
800 El Paso Drive
Heyburn, ID 83336

Instrument # 545535
MINIDOKA COUNTY, RUPERT, IDAHO
06-06-2018 03:22:18 PM No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE - BURLEY
TONYA PAGE Fee: \$16.00
Ex-Officio Recorder Deputy Laurie McCall
Electronically Recorded by Simplifile

QUITCLAIM DEED

File No.: **682040RU (tm)**

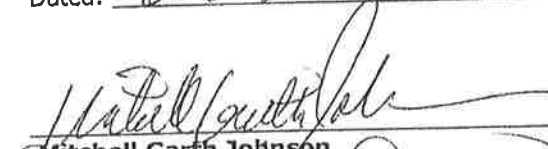
Date: **June 06, 2018**

For Value Received, **Mitchell Garth Johnson and Jodie Myleta Johnson, husband and wife**, do(es) hereby convey, release, remise, and forever quit claim unto **Alex Quintin Garcia, an unmarried man**, whose address is **800 El Paso Drive Heyburn, ID 83336**, herein after called the Grantee, the following described premises situated in **Minidoka County, Idaho**, to-wit:

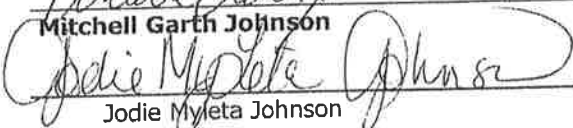
A 1/12th interest in Lot D in Colonia Rio Vista Subdivision to the City of Heyburn, Minidoka County, Idaho, as the same is shown on the official plat thereof now of record in the office of the Recorder of Minidoka County, Idaho.

together with its appurtenances.

Dated: 6-6-2018



Mitchell Garth Johnson

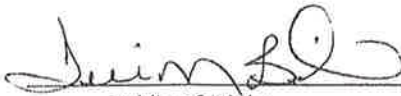


Jodie Myleta Johnson

STATE OF Idaho)
COUNTY OF Minidoka)
ss.

On this 6th day of June, 2018, before me, a Notary Public in and for said State, personally appeared **Mitchell Garth Johnson and Jodie Myleta Johnson**, known or identified 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.

**TERRI McBRIDE
NOTARY PUBLIC
STATE OF IDAHO**

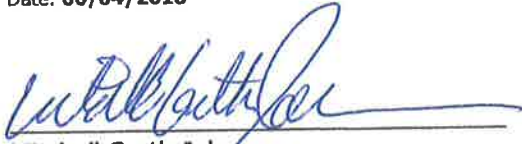


Notary Public of Idaho
Residing at: Rupert
Commission Expires: 2-5-20

Date: 06/04/2018

Warranty Deed
- continued

File No.: 682040RU (tm)



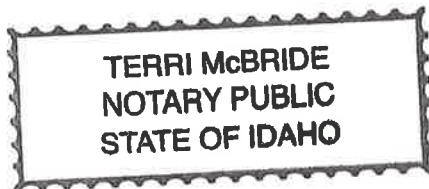
Mitchell Garth Johnson



Jodie Myleta Johnson

STATE OF Idaho)
COUNTY OF Minidoka)
ss.

On this 6th day of June, 2018, before me, a Notary Public in and for said State, personally appeared **Mitchell Garth Johnson and Jodie Myleta Johnson**, 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 the same.





Notary Public for the State of Idaho
Residing at: Boise
My Commission Expires: 2-5-20



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

October 11, 2018

ALEX Q GARCIA
PO BOX 462
HEYBURN ID 83336-0462

Re: Change in Ownership for Water Right No(s): 36-7929

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) 736-3033.

Sincerely,

Denise Maline
Administrative Assistant I

Enclosure(s)



First American Title Company
417 N. Overland Ave., Burley, Idaho 83318
(208)878-4772, (208)878-4780

RECEIVED

SEP 20 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Alex Quintin Garcia
800 El Paso Drive
Heyburn, ID 83336

July 20, 2018
File No.: 682040RU (tm)

Re: **800 El Paso Drive, Heyburn, ID 83336**

Regarding the above referenced file please find the following enclosed:

- Original **Warranty Deed**, recorded as **Instrument Number 545534 records of Minidoka County, Idaho**
- Quitclaim Deed recorded as Instrument Number 545535 records of Minidoka County, Idaho

Please retain the enclosed items for your records.

We appreciate having had the opportunity to be of service to you in this transaction. If you should have questions, or if we can be of assistance in the future, please don't hesitate to contact us.

Sincerely,

Terri McBride
Vice President/Manager
enc.



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 11, 2018

ALEX GARCIA
800 EL PASO
HEYBURN ID 83336

RE: Water Right No. 36-7929

Dear Property Owner(s):

We have been advised that you may be the current owner of the property associated with the water right(s) referenced above. Enclosed is additional information, for your review.

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change in Water Right Ownership form completed. Please follow the instructions attached to the form and return to this office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,


Denise Maline
Administrative Assistant

Enclosures