

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED RECEIVED
JUL 13 2018 JUL 13 2018
WATER RESOURCES WESTERN REGION DEPARTMENT OF WATER RESOURCES

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?
65-23371	Yes ☒	Yes ☒ <i>expires 2018 I spoke with clay Webster</i>		Yes ☐	Yes ☐
65-23373	Yes ☒	Yes ☒		Yes ☐	Yes ☐
65-23784	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-23785	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: KDB, LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Matthew M. Karen Moser

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☒ and/or

30280 Boulder Rd

Pampa

Id.

83660

Mailing address

City

State

ZIP

208-724-1616

mkmos mkmfam@frontier.net

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: May 21st, 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. 200.00
☐ 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]

Signature of new owner/claimant

Owner

Title, if applicable

7-1-18

Date

Signature: [Signature]

Signature of new owner/claimant

owner

Title, if applicable

7-1-18

Date

For IDWR Office Use Only:

Received by [Signature] Date 7/13/18

Receipt No. W046544

Receipt Amt. \$200.00

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 [Signature]

Approved by [Signature]

Processed by [Signature]

Date 7-25-18

BARGAIN AND SALE DEED

This deed, made this 21st day of May, 2018 by KDB, LLC witnessed that for the good and valuable consideration KDB, LLC does hereby grant, bargain and transfer to Matt M. Moser the following described water right in Valley County, State of Idaho.

Transfer of .12 cfs from Water Right No. 65-23371

Transfer of .12 cfs from Water Right No. 65-23373

Transfer shall be limited to an amount of .12 cfs and/or 6 acres of total water. Transfer shall not exceed .12 cfs and/or 6 acres.

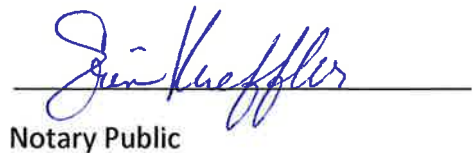
KDB, LLC



DeMar Burnett, President

On this 21st day of May 2018, before me

Erin Kueffler a notary public, personally appeared and identified to me to be the president of KDB, LLC the corporation that executed the instrument and acknowledged to me that such a corporation executed the same.



Notary Public

Residing at Ada County

Commission Expires May 2, 2022

KDB, LLC
6916 E. BRINDLE POINT DR
NAMPA, IDAHO 83687
208-870-6056

May 21, 2018

RE: Water Right Transfer between KDB, LLC and Matt M. Moser

To Whom It May Concern,

KDB, LLC is the current owner of the following water rights No. 65-23371 and No 65-23373.
These water rights are currently held in the Idaho Water Supply Bank.

KDB, LLC does hereby transfer to Matt M. Moser the following

Transfer of .12 cfs from Water Right No. 65-23371

Transfer of .12 cfs from Water Right No. 65-23373

The combined transfer shall be limited to .12 cfs or 6 acres of total water. No more than .12 cfs and/ or 6 acres shall be transferred. With the remaining water share ownership held in the Idaho Water Supply Bank being retained by KDB, LLC

Signed,

 Date 5-21-18
DeMar Burnett, President
KDB, LLC

 Date 7-1-18
Matt M. Moser

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Instrument # 413386
VALLEY COUNTY, CASCADE, IDAHO
06-16-2018 11:37:26 No. of Pages: 6
Recorded for: FIRST AMERICAN TITLE - MCCALL
DOUGLAS A. MILLER Fee: \$16.00
Ex-Officio Recorder Deputy: RRA
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **681041-MC (kt)**

Date: **May 08, 2018**

For Value Received, **Gold Fork Gravel, Inc., a dissolved corporation by: Demar Burnett, Kristy Burnett and David Dickerson, the last known officers of said corporation and Demar Burnett and Sharon Burnett, husband and wife and Kristy Burnett and David Dickerson, wife and husband,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Matthew M. Moser and Karen Moser, husband and wife,** hereinafter called the Grantee, whose current address is **30280 Boulder, Parma, ID 83660,** the following described premises, situated in **Valley County, Idaho,** to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

TOGETHER WITH any and all water and mineral rights that run with the property.

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.

Recorded Electronically	
ID	413386
County	Valley
Date	5/15/18 Time 11:37 am
Simplifile.com 800.480.5857	

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Space Above This Line for Recorder's Use Only

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READ & APPROVED:

Date: 05/08/2018

Warranty Deed
- continued

File No.: 681041-MC (kt)

Gold Fork Gravel, Inc

By: [Signature]
Name: Demar Burnett
Title: Former President

By: [Signature]
Name: Kristy Burnett
Title: Former Secretary

By: [Signature]
Name: David Dickerson
Title: Former Director

[Signature]
Sharon Burnett

[Signature]
David C. Dickerson

[Signature]
Demar Burnett

[Signature]
Kristy Burnett

STATE OF Idaho)
COUNTY OF Valley AOA)
SS.

On this 5/14/18, before me, a Notary Public in and for said State, personally appeared **Demar Burnett, Kristy Burnett and David Dickerson**, known or identified to me, to be the **President, Secretary and Director** 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.



[Signature]
Notary Public of Idaho
Residing at: Lisa Scholz
Commission Expires: Residing in Eagle, ID
Idaho Commission Expires
on 6-26-2019

Date: 05/08/2018

Warranty Deed
- continued

File No.: 681041-MC (kt)

STATE OF Idaho)
COUNTY OF Valley AOA)
SS.

On this 5/14/18, before me, a Notary Public in and for said State, personally appeared **Demar Burnett, Sharon Burnett, Kristy Burnett and David C. Dickerson**, 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.



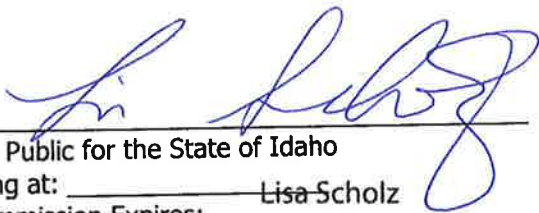

Notary Public for the State of Idaho
Residing at: _____ Lisa Scholz
My Commission Expires: _____ Residing in Eagle, ID
Idaho Commission Expires
on 6-26-2019

EXHIBIT A

A parcel of land located in Section 19 and 30, Township 16 North, Range 4 East, B.M., Valley County, Idaho being more particularly described as follows:

Commencing at the 1/4 corner common to said Sections 19 and 30, a found brass cap monument, CPF Inst. 174609, corner records of said Valley County, being the TRUE POINT OF BEGINNING. Thence a bearing of S. 0°30'46" W., a distance of 1319.64 feet to a found 5/8 inch rebar marking the CN 1/16 corner of said Section 30; Thence a bearing of N. 89°54'48" W., a distance of 202.04 feet to a point on the easterly boundary of a parcel of land described by Record of Survey Book 4, page 67; Thence on the centerline of the Gold Fork River the following adjusted bearings and distances from the record bearings and distances of an October, 1972 survey of said centerline, which adjusted bearings and distances have been scaled to fit found monumentation on the northerly and southerly boundaries of said parcel; A bearing of N. 28°31'38" W., a distance of 117.60 feet (record N. 28°35' E., 118.89 ft.); A bearing of N. 14°57'38" W., a distance of 60.98 feet (record N. 15°01' W., 61.65 ft.); A bearing of N. 11°21'22" E., a distance of 84.08 feet (record N. 11°18' E., 85.00 ft.); A bearing of N. 34°50'22" E., a distance of 117.40 feet (record N. 34°47' E., 118.69 ft.); A bearing of N. 72°41'22" E., a distance of 66.16 feet (record N. 72°38' E., 66.89 ft.); A bearing of N. 02°15'22" E., a distance of 59.26 feet (record N. 02°12' E., 59.91 ft.); A bearing of N. 18°55'38" W., a distance of 36.60 feet (record N. 18°59' W., 37.00 ft.); A bearing of N. 63°58'38" W., a distance of 35.70 feet (record N. 64°02' W., 36.09 ft.); A bearing of N. 28°17'38" W., a distance of 140.85 feet (record N. 28°21' W., 142.40 ft.); A bearing of S. 61°23'22" W., a distance of 14.75 feet (record S. 61°20' W., 14.91 ft.); A bearing of N. 48°35'38" W., a distance of 49.69 feet (record N. 48°39' W., 50.24 ft.); A bearing of N. 64°31'38" W., a distance of 100.98 feet (record N. 64°35' W., 102.09 ft.); A bearing of N. 43°54'38" W., a distance of 46.74 feet (record N. 43°58' W., 47.25 ft.); A bearing of N. 04°52'22" E., a distance of 28.19 feet (record N. 4°49' E., 28.50 ft.); A bearing of N. 33°38'22" E., a distance of 191.36 feet (record N. 33°35' E., 193.46 ft.); A bearing of S. 87°50'38" E., a distance of 171.06 feet (record S. 87°54' E., 172.94 ft.); A bearing of N. 12°37'38" W., a distance of 72.88 feet (record N. 12°41' W., 73.68 ft.); A bearing of N. 63°55'38" W., a distance of 132.89 feet (record N. 63°59' W., 134.35 ft.); A bearing of N. 31°06'38" W., a distance of 19.64 feet (record N. 31°10' W., 19.86 ft.); A bearing of N. 66°55'38" W., a distance of 45.23 feet (record N. 66°59' W., 45.73 ft.); A bearing of S. 89°40'22" W., a distance of 260.51 feet (record S. 89°37' W., 263.57 ft.); A bearing of N. 72°28'38" W., a distance of 124.52 feet (record N. 72°32' W., 125.89 ft.); A bearing of N. 65°07'38" W., a distance of 66.39 feet (record N. 65°11' W., 67.12 ft.); A bearing of N. 57°54'22" E., a distance of 9.89 feet (record N. 57°51' E., 10.0 ft.); A bearing of N. 46°41'38" W., a distance of 123.10 feet (record N. 46°45' W., 124.45 ft.); A bearing of N. 57°48'38" W., a distance of 25.10 feet (record N. 57°52' W., 25.38 ft.); A bearing of N. 66°01'38" W., a distance of 17.07 feet (record N. 66°05' W., 17.26 ft.); A bearing of N. 80°36'38" W., a distance of 64.80 feet (record N. 80°40' W., 65.51 ft.); A bearing of S. 86°12'22" W., a distance of 121.85 feet (record S. 86°09' W., 123.19 ft.); A bearing of N. 67°41'38" W., a distance of 20.97 feet (record N. 67°45' W., 21.20 ft.); A bearing of S. 78°53'22" W., a distance of 61.26 feet (record S. 78°30' W., 61.93 ft.); A bearing of N. 73°48'38" W., a distance of 44.51 feet (record N. 73°52' W., 45.00 ft.); A bearing of S. 66°23'22" W., a distance of 57.91 feet (record S. 66°20' W., 58.55 ft.); A bearing of N. 02°50'22" E., a distance of 86.45 feet (record N. 02°47' E., 87.40 ft.); A bearing of N. 10°12'38" W., a

Date: 05/08/2018

Warranty Deed
- continued

File No.: 681041-MC (kt)

distance of 94.02 feet (record N. 10°16' W., 95.05 ft.); A bearing of N. 18°12'22" E., a distance of 69.92 feet (record N. 18°09' W., 70.69 ft.); A bearing of N. 37°47'22" E., a distance of 114.30 feet (record N. 37°44' E., 115.56 ft.); A bearing of N. 62°22'22" E., a distance of 92.69 feet (record N. 62°19' E., 93.71 ft.); A bearing of N. 73°28'22" E., a distance of 84.67 feet (record N. 73°25' E., 85.60 ft.); A bearing of S. 55°46'38" E., a distance of 81.84 feet (record S. 55°50' E., 82.74 ft.); A bearing of S. 75°48'38" E., a distance of 47.33 feet (record S. 75°52' E., 47.85 ft.); A bearing of N. 69°16'22" E. a distance of 38.22 feet (record N. 69°13' E., 38.64 ft.); A bearing of N. 28°01'22" E., a distance of 29.58 feet (record N. 27°58' E., 29.91 ft.); A bearing of N. 57°13'22" E., a distance of 154.27 feet (record N. 57°10' E., 155.97 ft.); A bearing of N. 12°30'22" E., a distance of 135.25 feet (record N. 12°27' E., 136.74 ft.); Thence a bearing of N. 55°57'15" E., a distance of 100.66 feet to a found 1/2 inch rebar; Thence a bearing of N. 55°57'15" E., a distance of 444.26 feet to a found 1/2 inch rebar; Thence a bearing of N. 55°57'15" E., a distance of 17.01 feet to a point on the centerline of Gold Fork Road; Thence a bearing of S. 33°27'14" E., a distance of 395.84 feet to a set 5/8 inch rebar on the east boundary of the SW1/4 of said Section 19; Thence a bearing of S. 0°11'46" W., a distance of 469.27 feet on said east boundary to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

July 25, 2018

MATTHEW M MOSER
30280 BOULDER RD
PARMA ID 83660-6607

Re: Change in Water Right Ownership: 65-23371 (Split into 65-23371 and **65-23784**), 65-23373 (Split into 65-23373 and **65-23785**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

Please note, water right(s) 65-23371 & 65-23373 were leased to the Water Supply Bank (Bank) in 2014. This means your portion of the water rights, 65-23784 & 65-23785 are also leased to the Bank. In accordance with the bank lease acceptance, the lessor or current right holder may not use the right(s) while it is in the Bank, even if the right(s) is not rented from the Bank. The right(s) will remain in the Bank until **December 31, 2018**, unless released earlier by the Water Resource Board or upon request by the right holder. **To reduce the term of the lease, the right holder must submit a written request to the department.** The department will verify if the right is rented or available for release, and notify the right holder of the release date.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: KDB LLC