

RECEIVED
JUL 20 2017
WATER RESOURCES
WESTERN REGION
only
Partial
fee
received

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

NOT PROCESSED

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?
61-7701	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-7702	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Community Council of Idaho, Inc., Formerly Idaho Migrant Council
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mr. Clark Flake CVF Legacy, LLC. - per deed - q
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 38107 Leamington UT 84631
Mailing address City State ZIP
435-828-0661 cvflake@gmail.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: Oct 20, 2015
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: Clark Flake owner 7-1-17
Signature of new owner/claimant Title, if applicable Date
Signature: _____ Title, if applicable Date
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by CS Date 7/20/17 Receipt No. W045505 Receipt 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 _____ Date _____

NOT PROCESSED - REFUND SENT 11/6/17

CERTIFICATION OF CHANGE OF WATER USE RIGHT

King Hill Irrigation District
4183 N Meridian Street
King Hill, Idaho 83633
208.366.2243

STATE OF IDAHO)
) SS.
COUNTY OF ELMORE)

Date: Oct 20, 2015

Idaho Migrant Council, aka Community Council of Idaho, seller AND

CVF Legacy, LLC, buyer

Being first severally duly sworn, each for himself deposes and says: That I am the seller and/or buyer, respectively, of the following described King Hill Irrigation Water, to wit:

Service Address and/or legal Description: Blocks 40, 41, 42, 47 & 48, Fruitland Subdivision, Hammett, Idaho.

Total irrigated **ACRES** sold: 14.6 of Class 2 irrigation water use.

OR

Total irrigated **LOTS** sold: _____.

From: Section _____ Township _____ Range _____

From: Block _____ Lot(s) _____ Subdivision _____

I hereby acknowledge that I have examined, or been given the opportunity to examine, the by-laws and rules and regulations of King Hill Irrigation District relating to the delivery of irrigation water to the above land, and that I agree to abide by said rules and regulations. I also acknowledge that only the specified acres and/or lots are allowed to be irrigated and that the amount of water is limited to the beneficial use of the specified land.

Elisha Sultana
Seller's Signature

Elisha Sultana
Printed Name

317 Happy day Blvd
Mailing Address

Caldwell ID 83607
City, State, Zip

(208) 454 1652
Telephone Number

Clark Flake
Clark Flake (Oct 20, 2015)

Buyer's Signature

Clark Flake

Printed Name

po box 38107

Mailing Address

Leamington UT 84638

City, State Zip

435 828 0661

Telephone Number

STATE OF IDAHO
COUNTY OF BLAINE
NOTARY PUBLIC
My Comm. Expires 12/31/16

I, _____, do hereby certify that _____ is the true and correct owner of the above described property and that the same is being conveyed to _____ for the purpose of _____.

Witness my hand and the seal of my office this _____ day of _____, 2015.

Notary Public
My Comm. Expires 12/31/16

Change of Ownership KH Water Idaho Migrant Council

Adobe Document Cloud Document History

October 20, 2015

Created: October 20, 2015
By: Mike Nelson (mike@hciutah.com)
Status: SIGNED
Transaction ID: XUD448I2F76227I

"Change of Ownership KH Water Idaho Migrant Council" History

-  Document created by Mike Nelson (mike@hciutah.com)
October 20, 2015 - 10:34:50 AM PDT - IP address: 206.81.142.133
-  Document emailed to Clark Flake (cvflake@gmail.com) for signature
October 20, 2015 - 10:35:55 AM PDT
-  Document viewed by Clark Flake (cvflake@gmail.com)
October 20, 2015 - 10:45:19 AM PDT - IP address: 172.56.22.127
-  Document e-signed by Clark Flake (cvflake@gmail.com)
Signature Date: October 20, 2015 - 10:50:15 AM PDT - Time Source: server - IP address: 172.56.22.127
-  Signed document emailed to Clark Flake (cvflake@gmail.com) and Mike Nelson (mike@hciutah.com)
October 20, 2015 - 10:50:15 AM PDT

AFTER RECORDING MAIL TO:

CVF Legacy LLC
P.O. Box 38107
Leamington, UT 84631

CORPORATE WARRANTY DEED

File No.: **NCS-749530-SLC1 (ach)**

Date: **October __, 2015**

For Value Received, **Community Council of Idaho, Inc.**, a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto **CVF Legacy, LLC, a Utah limited liability company**, Grantee, whose address is **P.O. Box 38107, Leamington, UT 84631**, the following described real estate, to wit:

LEGAL DESCRIPTION: Real property in the County of Elmore, State of Idaho, described as follows:

Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 36: A tract of land in the NW¼ of said section, described as follows:

Beginning at the Northwest corner of said Section 36, and running thence South 1520.6 feet, more or less, to the intersection with the South right-of-way boundary of the Oregon Short Line Railroad; thence South 77°02' East along said South right-of-way boundary 1397.7 feet; thence South 0°25' West 210.4 feet to the Real Point of Beginning;

Running thence South 77°02' East parallel to the South railroad right-of-way boundary 1316.6 feet, more or less to the half section line;

Thence running South along said half section line 305.1 feet, more or less, to a point of intersection with the North boundary of the State Highway U.S. No. 30 right-of-way;

Thence running West along said North highway right-of-way boundary 1279.6 feet;

Thence running North 0°25' East 609.9 feet, more or less to the Point of Beginning.

Said tract of land also known as a portion of Blocks 41, 42, 47 and 48 of the vacated portion of Fruitland Subdivision, as the same appears in Book 1 of Plats at Page 31, records of Elmore County, Idaho, and including the streets and alleys of said Townsite and Subdivision lying within said tract of land.

APN: RP05S08E364410

APN: RP05S08E364410

Warranty Deed
- continued

File No.: NCS-749530-SLC1 (ach)

SUBJECT TO current years taxes, irrigation district assessments, public utility easements, subdivision and U.S. patent reservations.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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, and that Grantor will warrant and defend the same from all claims whatsoever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed this _____ day of October, 2015.

Community Council of Idaho, Inc.

By: Elisha A. Suldán
Name: Elisha A. Suldán
Title: Finance Director

STATE OF Idaho)
ss.
COUNTY OF Ada)

On this _____ day of **October, 2015**, before me, a Notary Public in and for said State, personally appeared **Elisha A. Suldán**, known or identified to me to be the **Finance Director** of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho
Residing at:
My Commission Expires:

Section 36 Township 5 S Range 8 E

