

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
FEB 15 2017
DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
45-13661	Yes ☐	Yes ☐		Yes ☐	Yes ☐
45-497	Yes ☐	Yes ☐		Yes ☐	Yes ☐
45-10176	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Kurt Mason and Lacy Mason
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Double Eagle Properties, LLLP
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3173 North 4900 East Murtaugh ID 83344
Mailing address City State ZIP
- 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: _____
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.

SUPPORT DATA

IN FILE # 45-497

8. Signature: *Samuel M. Link* _____ *2-09-2017*
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 *DM* Date *2-15-2017* Receipt No. *SO35943* Receipt Amt. *\$15-*
 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 _____

WARRANTY DEED

THIS INDENTURE is made this 9th day of February 2017 between **KURT MASON and LACY MASON**, husband and wife, 3981 North 3600 East, Kimberly, Idaho 83341 ("Grantor") and **DOUBLE EAGLE PROPERTIES, LLLP**, an Idaho limited liability partnership, whose address is 3173 North 4900 East, Murtaugh, Idaho 83344 ("Grantee").

WITNESSETH:

That the Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, in the following described real estate situated in the County of Twin Falls, State of Idaho, to-wit:

SEE REAL PROPERTY DESCRIBED ON EXHIBIT A AND ALL WATER RIGHTS APPURTENANT, INCLUDING BUT NOT LIMITED TO THOSE WATER RIGHTS DESCRIBED ON EXHIBIT B.

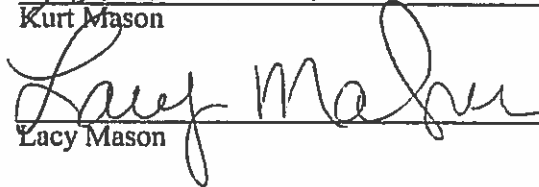
TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the heirs and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of Grantee against all

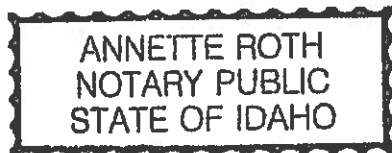
and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

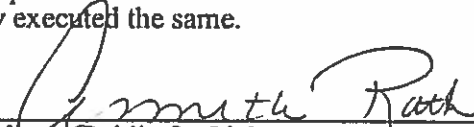
IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.


Kurt Mason

Lacy Mason

STATE OF IDAHO)
County of Twin Falls) ss

On this 9th day of February, in the year 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared KURT MASON and LACY MASON, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.




Notary Public for Idaho
Residing at Rupert ID
My commission expires on 8-4-2017

TOWNSHIP 11 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,
TWIN FALLS COUNTY, IDAHO

Section 36: Part of the S½SW¼, more particularly described as follows;

Beginning at the Southwest corner of said Section 36, said corner lies North 89°51'44" West for 2633.19 feet from the South quarter corner of said Section 36 and being the Real Point of Beginning;
Thence North 00°12'35" East for 1307.62 feet along the West boundary of said S½SW¼ of Section 36 to the Northwest corner thereof;
Thence South 89°59'57" East for 2628.45 feet along the North boundary of said S½SW¼ of Section 36 to the Northeast corner thereof;
Thence South 00°00'09" West for 1313.91 feet along the East boundary line of said S½SW¼ of Section 36 to said South quarter corner of Section 36;
Thence North 89°51'44" West for 20.00 feet along the South boundary of said S½SW¼ of Section 36;
Thence leaving said South boundary, North 00°00'09" East for 202.70 feet along a line parallel with said East boundary of the S½SW¼ of Section 36;
Thence North 89°51'44" West for 278.00 feet along a line parallel with said South boundary of the S½SW¼ of Section 36;
Thence South 00°00'09" West for 202.70 feet along a line parallel with said East boundary of the S½SW¼ of Section 36 to a point on said South boundary of the S½SW¼ of Section 36;
Thence North 89°51'44" West for 2335.19 feet along said South boundary of the S½SW¼ of Section 36 to said Real Point of Beginning

SUBJECT TO:

Taxes, including assessments collected therewith, for the year 2017

Liens, levies and assessment of any and all irrigation districts, including but not limited to the Milner Low Lift Irrigation District and the rights, powers, and easements of said district as provided by law.

Liens, levies and assessment of any and all irrigation districts, including but not limited to the Southwest Irrigation District and the rights, powers, and easements of said district as provided by law.

Easement by and between George Wise and State of Idaho to Twin Falls County, granting a right-of-way for a public highway and that the same may be laid out and constructed over, through and across a strip of land 25 feet in width on the West side of the SWSW of Section 36, Township 11 South, Range 19 East of the Boise Meridian, Twin Falls County, Idaho, dated February 21, 1912 and recorded April 11, 1912 as Instrument No. 34318, records of Twin Falls County, Idaho.

County Road Easement is disclosed by Warranty Deed between Donald D. Craner, an unmarried man, grantor and Brandon Mason and Dawnyl Mason, husband and wife as community property with right of survivorship and Kurt Mason and Lacy Mason, husband and wife as community property with right of survivorship, grantees, dated July 30, 2013 and recorded August 7, 2013 as Instrument No. 2013-017435, records of Twin Falls County, Idaho, which reads as follows, "Subject to a 25.0 foot wide county road easement along the South boundary of the described parcel."

Terms and Conditions contained in Well Maintenance Agreement by and between Fidel Alcala and Marie Alcala, husband and wife; and Brandon Mason and Dawnyl Mason, husband and wife; and Kurt Mason and Lacy Mason, husband and wife, dated October 1, 2013 and recorded October 2, 2013 as Instrument No. 2013-020902, records of Twin Falls County, Idaho.

<u>Water Right Number</u>	<u>Priority Date</u>	<u>Source</u>	<u>Diversion Rate</u>	
45-13661	3/15/1950	Dry Creek	.78 cfs	When combined with 45-497 shall not exceed the irrigation of 59 acres
45-497	10/21/1908	Dry Creek	.4 cfs	Limited to 20 acres; in combination with 45-13661 limited to 59 acres total for both
45-10176	9/1/1968	Ground Water	.04 cfs	The water produced by the well for this domestic right is shared with the Alcala property

EXHIBIT B (Water Rights)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 1, 2017

DOUBLE EAGLE PROPERTIES LLLP
3173 NORTH 4900 EAST
MURTAUGH ID 83344

RE: Change of Ownership for Water Right Nos. 45-13661, 45-497, 45-10176

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kent L. Aasa', is written over a horizontal line.

Kent L. Aasa
Water Resource Agent

Enclosure(s)

Cc: TitleOne (16283465)



February 14, 2017

RECEIVED

FEB 15 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

Trish Fawcett
ID Dept. of Water Resources
650 Addison Avenue West, Ste. 500
Twin Falls, ID 83301

RE: TitleOne File No. 16283465
Kurt mason/Double Eagle Properties, LLLP

Dear Trish:

Enclosed with this letter please find the following:

1. The original executed Notice of Change in Water Right Ownership.
2. A copy of the recorded Warranty Deed.
3. Land Title and Escrow, Inc. dba TitleOne's check no. 8853 payable to the Idaho Department of Water Resources in the amount of \$75.00 for the water transfer fees.

Please make the necessary changes to indicate Double Eagle Properties, LLLP as the new owner. Please send a receipted copy to this office.

Should you have any questions, or if TitleOne may be of further assistance, please do not hesitate to contact me.

Very truly yours,
TITLEONE CORPORATION

Nancy Garrett
Administrative Assistant

AR/nrg
Enc.
FedEx