



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

October 22, 2015

Michael L Tingey LLC  
2114 Lago Liberty Rd  
Grace ID 83241

RE: Notice of Change in Water Right Ownership  
Water Rights: 13-690G & 13-691

Dear Sir/Madam:

On June 5, 2013, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership, specifically a full chain of title in order for the department to sort out ambiguities or questions regarding the place of use of the water rights and the split portions you would receive. On June 29, 2015, we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request for additional information. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$200.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future when you have collected the requested documentation of ownership. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the ownership change.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg  
Technical Records Specialist

Enclosure(s)

SUPPORT DATA  
IN FILE # 13-690G

## Barg, Jonie

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**From:** Barg, Jonie  
**Sent:** Thursday, October 22, 2015 3:40 PM  
**To:** Carlos, Rhea  
**Subject:** Refund Request  
**Attachments:** E040176.pdf

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E040176  
Amount: \$450.00  
Payable to: Rabo Agrifinance  
12443 Olive Blvd Ste 80  
St Louis MO 63141

Reason: Total filing fee received \$450.00 for an additional split fee for 7 water rights. Additional information was required to complete the ownership change. Because the ownership change cannot be complete a full refund is required.

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](mailto:jonie.barg@idwr.idaho.gov)

RECEIVED

JUN 05 2013

Department of Water Resources  
Eastern RegionSTATE OF IDAHO  
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.

| Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 13-690G               | Yes <input type="checkbox"/> | 13-691                | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Nels L. Sorenson  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael L. Tingey, LLC  
Name of each new owner as listed on the conveyance document
- New owner continued Name connector ☐ and ☐ or ☐ and/or
- 2114 Lago Liberty Rd.
- Mailing address
- Grace ID 83241  
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. 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.

7. Signature: Michael L. Tingey Signature of new owner/claimant Title, if applicable owner Date 5-1-13
- Signature: Ashley Tingey Signature of new owner/claimant Title, if applicable owner Date 5.1.13

## For IDWR Office Use Only:

Received by JB Date 6/5/2013 Receipt No. E040176 Receipt Amt. 450. -

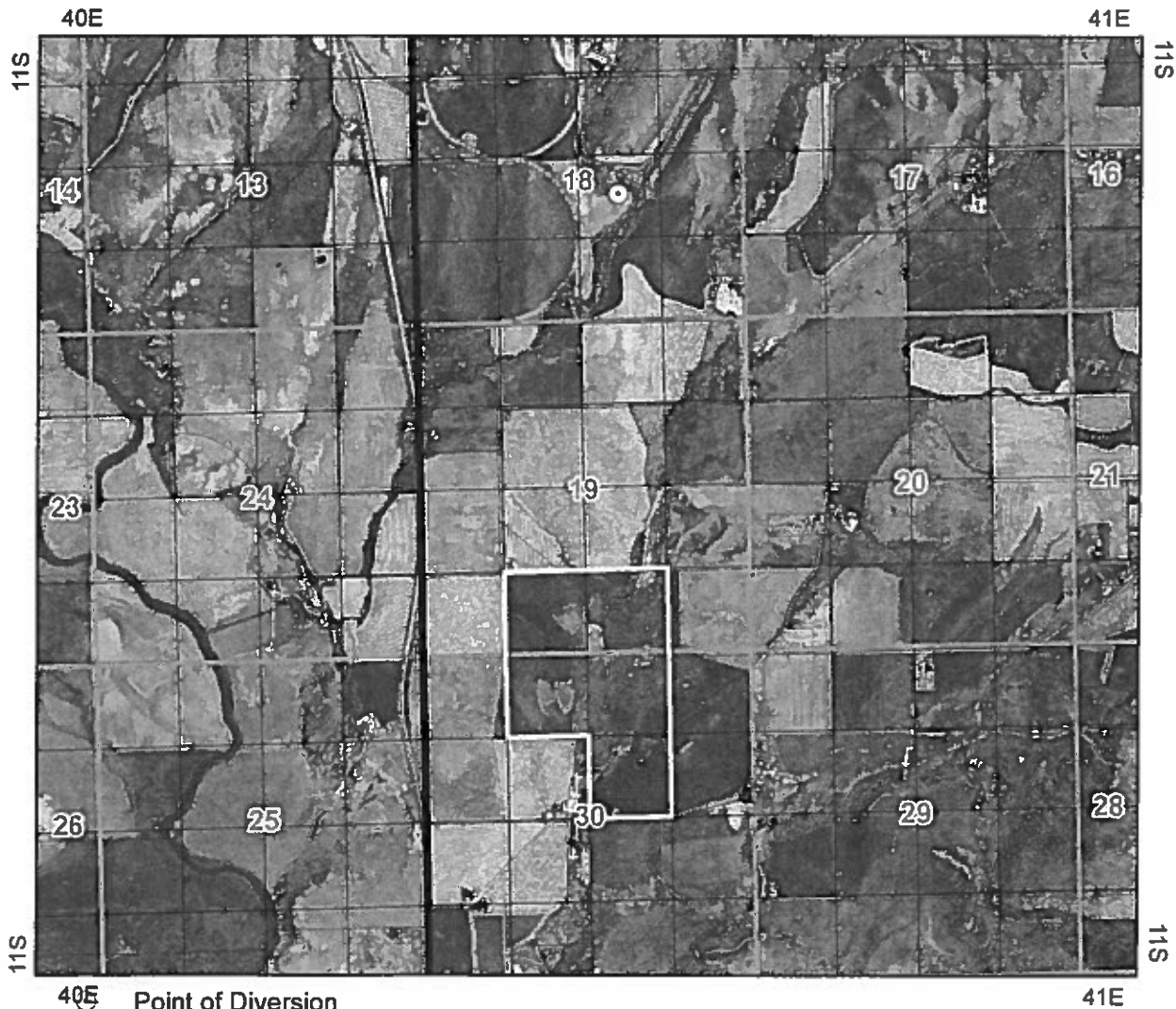
Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_ \$200. -

State of Idaho  
Department of Water Resources

**Water Right**  
**13-690G**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



40E Point of Diversion 41E

Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.35 0.7 1.4 Miles

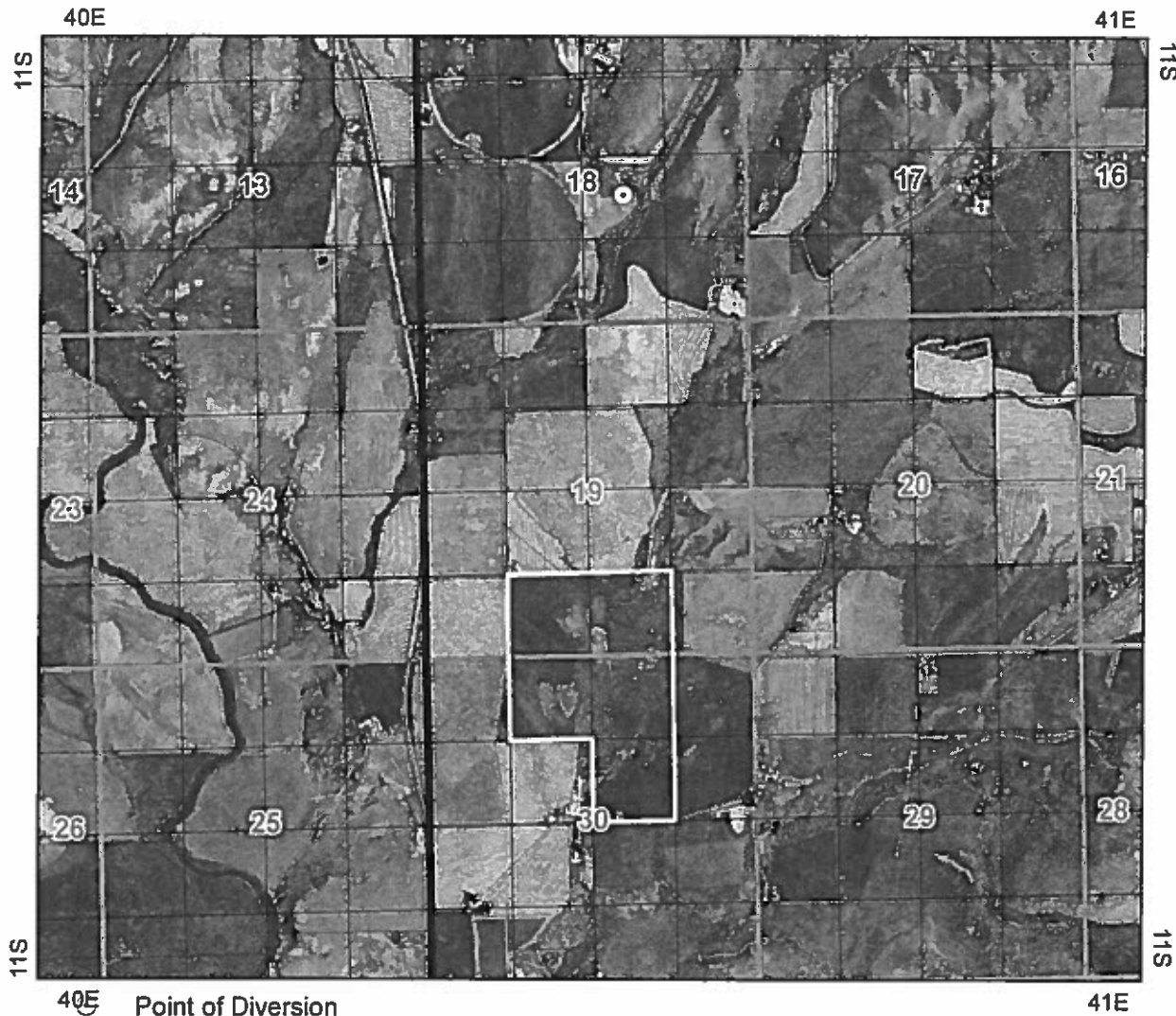


State of Idaho  
Department of Water Resources

# Water Right 13-691

## IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.35 0.7 1.4 Miles



Order No. 14507

STATE OF IDAHO } ss. 154604  
County of Caribou }  
I hereby certify that this instrument was filed at the office  
of Caribou Title  
at 3:30 o'clock P on this 10<sup>th</sup> day of  
July, 19 97 in my office and do  
record in Microfilm Records  
Record Fee Paid Jerry Stephens  
Deputy 6.00  
or

WARRANTY DEED

THIS INDENTURE, Made this 10th day of July, 1997, between A. DUANE ROBISON and MARCIA ROBISON, husband and wife, of Grace, County of Caribou, State of Idaho, hereinafter called First Party, and MICHAEL TINGEY, a single person, of 115 Highway 34, Grace, County of Caribou, State of Idaho 83241, hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of NINETY-TWO THOUSAND AND NO/100THS DOLLARS, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, more particularly described as follows, to-wit:

Township 11 South, Range 41 East of the Boise Meridian:

Section 19: Lot 4, SEXSW<sup>1</sup>/<sub>4</sub>, NWSE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, EXCEPT THEREFROM, all that portion thereof lying East and South of Trout Creek.

TOGETHER WITH 65 M.I. Whiskey Creek water.

TOGETHER WITH all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said Second Party, and to his heirs and assigns forever, and the said First Party shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said First Party has hereunto set their hands and seals, the day and year first above written.

A. Duane Robison  
A. DUANE ROBISON

Marcia Robison  
MARCIA ROBISON

154604

STATE OF IDAHO )  
County of Caribou ) ss.

On this 10th day of July, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared A. Duane Robison and Marcia Robison, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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: Soda Springs, Idaho  
Commission expires: 11/8/99

Order No. 14507

STATE OF IDAHO } ss. 154604  
County of Caribou }

I hereby certify that this instrument was filed at the office  
of Caribou Title  
at 3:30 o'clock P. M. this 10<sup>th</sup> day of  
July, 1997 in my office and duly

WARRANTY DEED

Recorded in Microfilm Records  
By: Edie Latt  
Jesse Stephens  
Deputy 6.00  
cr

THIS INDENTURE, Made this 10th day of July, 1997, between A. DUANE ROBISON and MARCIA ROBISON, husband and wife, of Grace, County of Caribou, State of Idaho, hereinafter called First Party, and MICHAEL TINGEY, a single person, of 115 Highway 34, Grace, County of Caribou, State of Idaho 83241, hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of NINETY-TWO THOUSAND AND NO/100THS DOLLARS, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, more particularly described as follows, to-wit:

Township 11 South, Range 41 East of the Boise Meridian:

Section 19: Lot 4, SE1/4SW1/4, NW1/4SW1/4, EXCEPT THEREFROM, all that portion thereof lying East and South of Trout Creek.

TOGETHER WITH 65 M.I. Whiskey Creek water.

TOGETHER WITH all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said Second Party, and to his heirs and assigns forever, and the said First Party shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said First Party has hereunto set their hands and seals, the day and year first above written.

  
A. DUANE ROBISON

  
MARCIA ROBISON

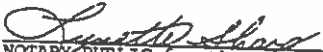
154604

STATE OF IDAHO       )  
                              ss.  
County of Caribou )

On this 10th day of July, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared A. Duane Robison and Marcia Robison, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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: Soda Springs, Idaho  
Commission expires: 11/8/99

QUITCLAIM DEED

ORDER NO.: 30802400S3

FOR VALUE RECEIVED,

Michael Tingey, a married person

Do(es) hereby convey, release, remise and forever quit claim unto:

Michael L. Tingey, LLC

whose current address is:

115 Highway 34  
Grace, ID 83241

the following described premises:

Parcel 1:

Township 11 South, Range 41 East of the Boise Meridian, Caribou County, Idaho.  
Section 19:

Lot 4, S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Except therefrom all that portion of the W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$  thereof lying East and South of Trout Creek.

Parcel 2:

Township 11 South, Range 41 East of the Boise Meridian, Caribou County, Idaho.  
Section 30:

Lot 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$ .

Except therefrom, the following Tracts:

- 1) The North 33 feet of Lot 3 and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ .
- 2) The East 380 feet of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ .

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

May 14, 2002

Michael L. Tingey

State of Idaho

County of Caribou

On this 14th day of May, in the year 2002, before me, a Notary Public in and for said state, personally appeared Michael Tingey known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Julian R. Bickel  
Notary Public for the State of Idaho  
Residing at: Grace, ID  
Commission Expires: June 17, 2002

STATE OF IDAHO } ss 165967  
County of Caribou

I hereby certify that this instrument was filed at the request of Michael L. Tingey  
at 11:35 o'clock A m this 14 day of May, 2002 in my office and duly recorded official Records.

Recorder Edna Izatt

Signature

Debbie Housley  
Deputy 300

