



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

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: 13-709A, 13-710 & 13-711

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 (\$300.00). 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 # 13-709A

Barg, Jonie

From: Barg, Jonie
Sent: Thursday, October 22, 2015 3:42 PM
To: Carlos, Rhea
Subject: Refund Request
Attachments: E038758.pdf

Rhea,

Good afternoon!!

I have a refund request as follows:

Receipt number: E040176
Amount: \$175.00
Payable to: Rabo Agrifinance
12443 Olive Blvd Ste 80
St Louis MO 63141

Reason: Total filing fee received \$450.00 for an ownership change and security interest application. Additional information was required to complete all of the ownership changes. Because some of the ownership change could not be complete a partial 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

Barg, Jonie

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

STATE 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?
13-709A	Yes ☐	13-710	Yes ☐	13-711	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: George C. Fowler
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: [Signature] Title, if applicable: owner Date: 5-1-13
Signature of new owner/claimant

Signature: [Signature] Title, if applicable: owner Date: 5-1-13
Signature of new owner/claimant

For IDWR Office Use Only:

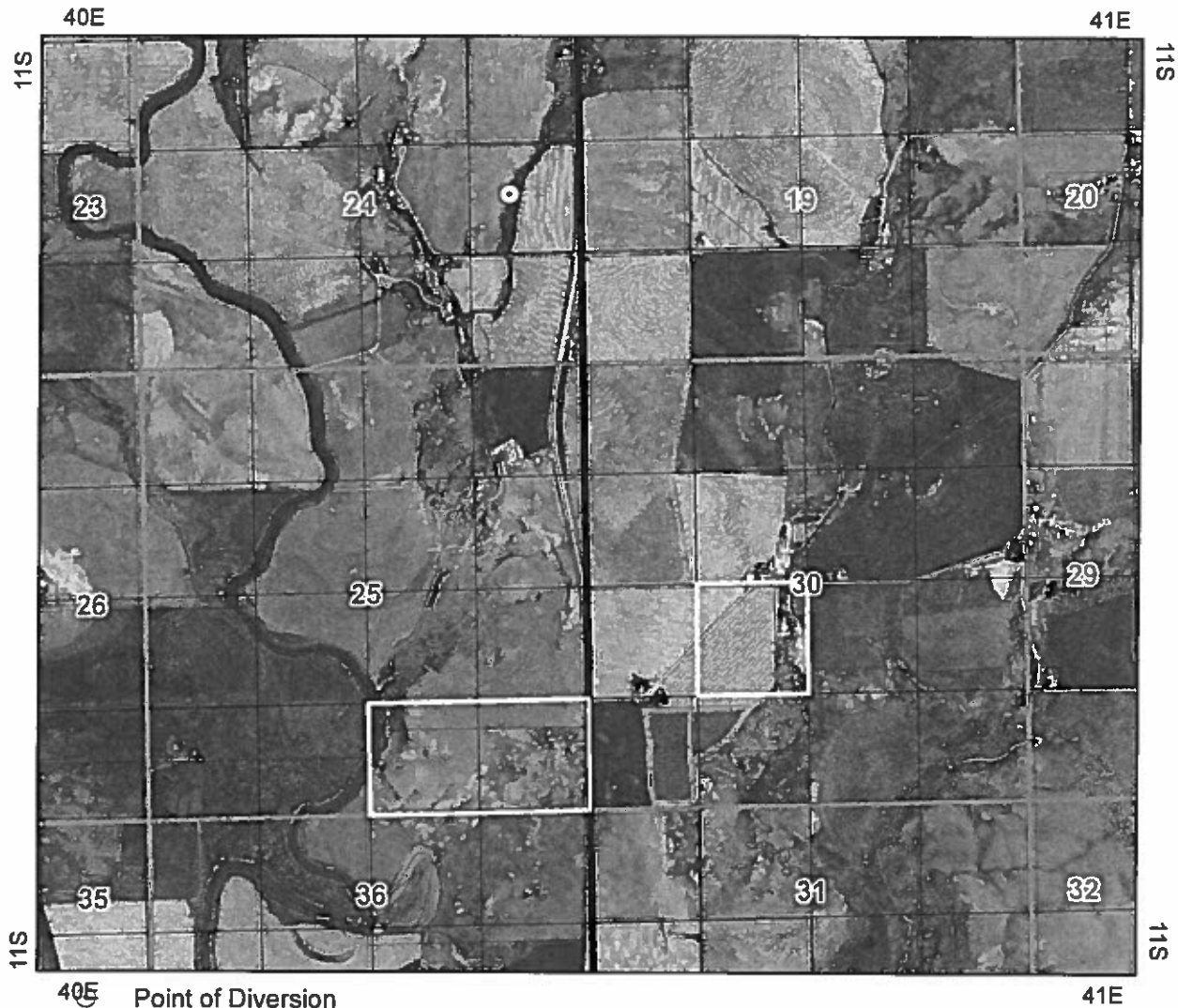
Received by: [Signature] Date: 6/5/2013 Receipt No.: E040176
Approved by: _____ Processed by: _____ Date: _____
Receipt Amt.: \$125.-(450.)
\$450.-
\$175.- for this app.

State of Idaho
Department of Water Resources

Water Right 13-709A

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 0.25 0.5 1 Miles

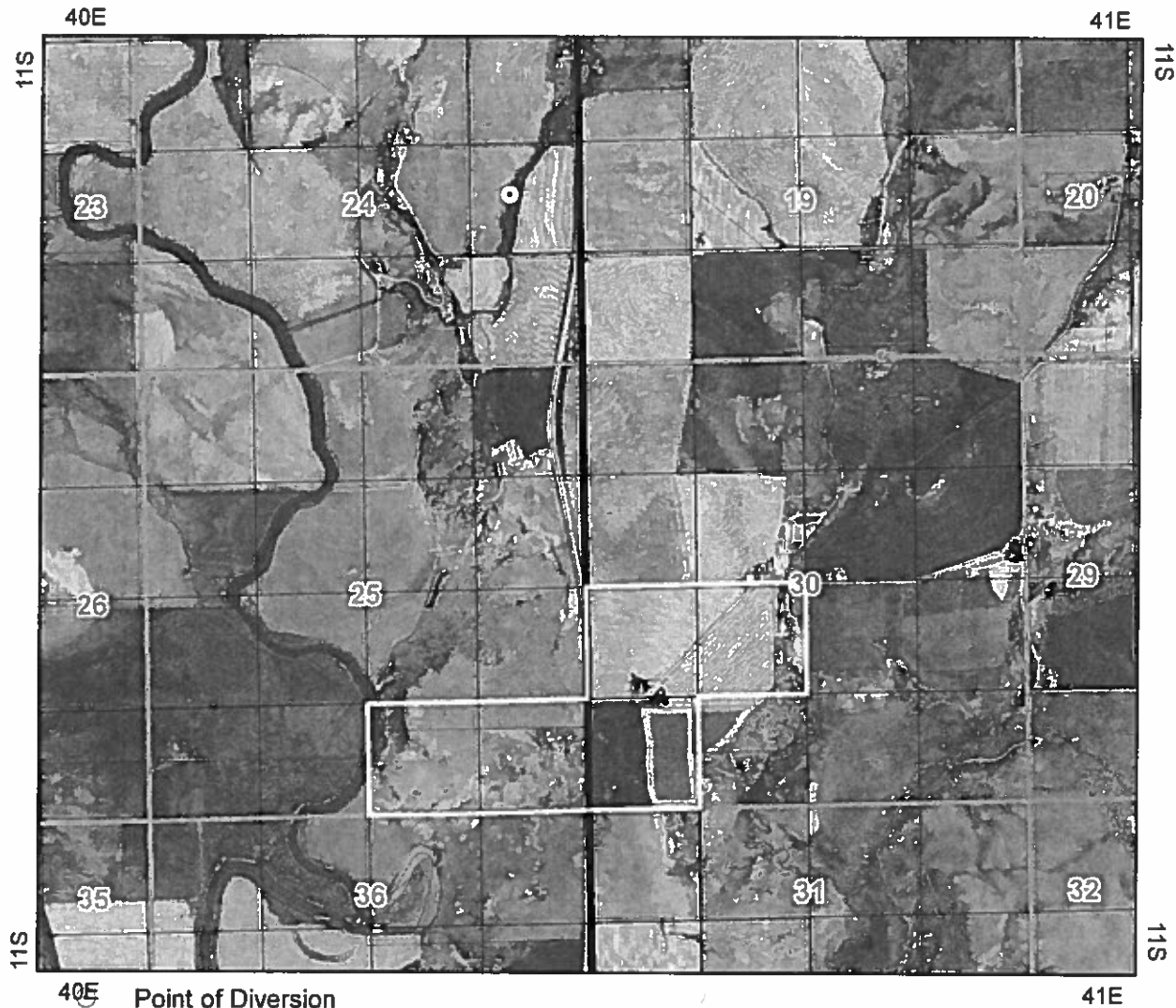


State of Idaho
Department of Water Resources

Water Right 13-710

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 0.25 0.5 1 Miles

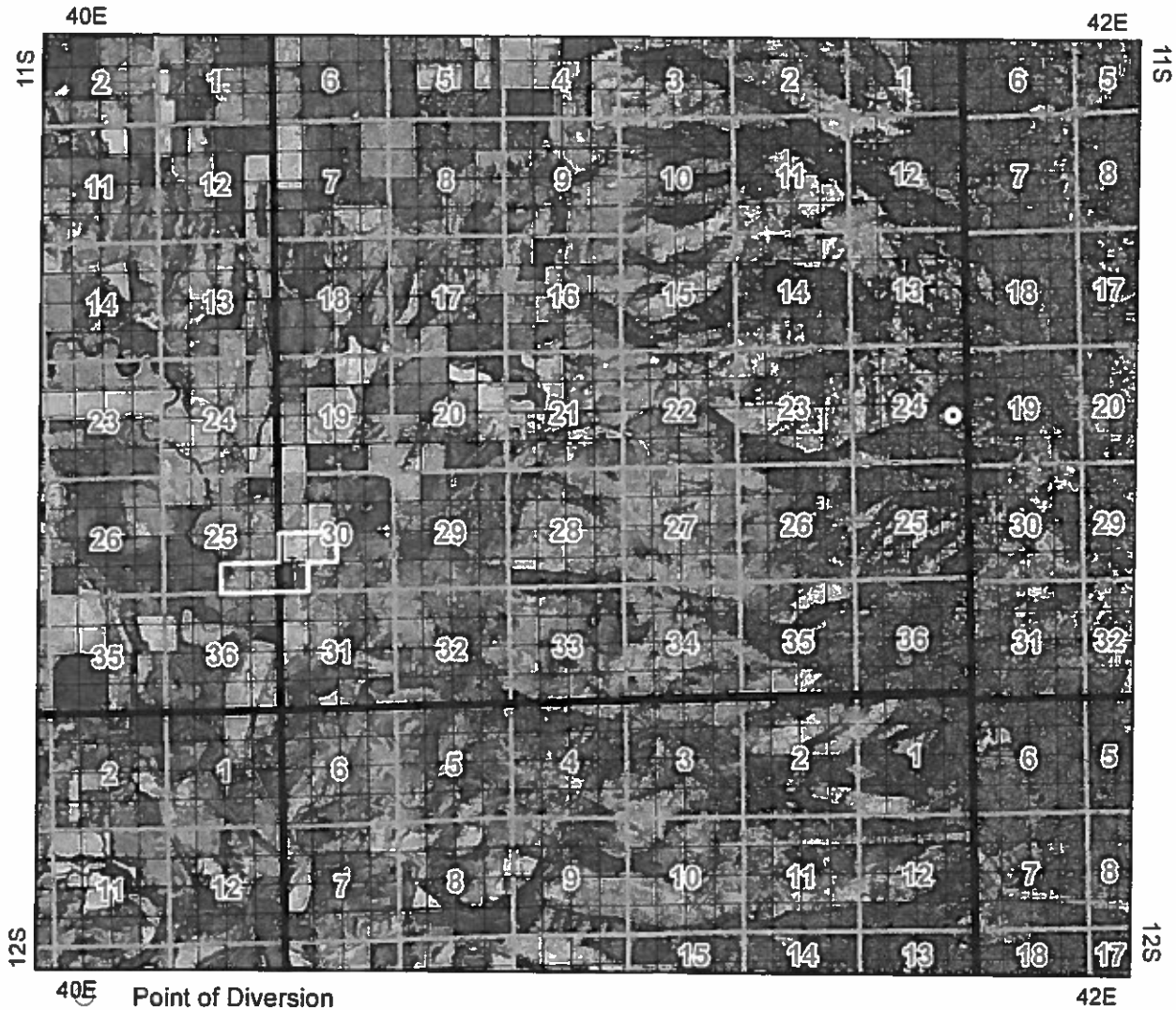


State of Idaho
Department of Water Resources

Water Right 13-711

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 1 2 4 Miles



WARRANTY DEED

For Value Received Roger C. Mickelson and Beverly H. Mickelson, husband and wife, the grantors of Grace, Idaho, do hereby grant, bargain, sell and convey unto Michael Tingey, a single man, of 115 Highway 34, Grace, Idaho 83241, the grantee, the following described premises, to-wit:

Caribou County, Idaho:

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

Section 30: Lot 3, NE~~SW~~ EXCEPT THEREFROM, the following tracts:
1. The North 33 feet of Lot 3 and the NE~~SW~~.
2. The East 380 feet of the NE~~SW~~.

TOGETHER WITH: 59 inches of water in Whiskey Creek under water right Nos. 11-644, 11-646, 11-647 and 11-648.

ALSO, Together with 64 4" handline sprinkler pipe and 29 6" mainline sprinkler pipe.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Roger C. Mickelson
ROGER C. MICKELSON
Beverly H. Mickelson
BEVERLY H. MICKELSON

STATE OF IDAHO)
County of Caribou) ss.

On this 29th day of November, 2000, before me the undersigned, a notary public in and for said County and State, personally appeared Roger C. Mickelson and Beverly H. Mickelson, husband and wife, 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.

David J. Dinning
NOTARY PUBLIC FOR THE STATE OF IDAHO
Residing at: Soda Springs, Idaho
My commission expires: 8/15/00

STATE OF IDAHO } ss 162584
County of Caribou }
I hereby certify that this instrument was filed at the request
of Caribou Title
at 4:25 o'clock P m this 29 day of
November, 2000 in my office and duly
recorded official Records
Recorder Edie Izatt
Denise Marsley
Signature Deputy

WARRANTY DEED

For Value Received Roger C. Mickelson and Beverly H. Mickelson, husband and wife, the grantors of Grace, Idaho, do hereby grant, bargain, sell and convey unto Michael Tingey, a single man, of 115 Highway 34, Grace, Idaho 83241, the grantee, the following described premises, to-wit:

Caribou County, Idaho:

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

Section 30: Lot 3, NE~~X~~SW~~X~~ EXCEPT THEREFROM, the following tracts:
1. The North 33 feet of Lot 3 and the NE~~X~~SW~~X~~.
2. The East 380 feet of the NE~~X~~SW~~X~~.

TOGETHER WITH: 59 inches of water in Whiskey Creek under water right Nos. 11-644, 11-646, 11-647 and 11-648.

ALSO, Together with 64 4" handline sprinkler pipe and 29 6" mainline sprinkler pipe.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Roger C. Mickelson
ROGER C. MICKELSON

Beverly H. Mickelson
BEVERLY H. MICKELSON

STATE OF IDAHO)

County of Caribou) ss.

On this 29th day of November, 2000, before me the undersigned, a notary public in and for said County and State, personally appeared Roger C. Mickelson and Beverly H. Mickelson, husband and wife, 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.

Donna R. Dinning
NOTARY PUBLIC FOR THE STATE OF IDAHO
Residing at: Soda Springs, Idaho
My commission expires: 8/15/02

STATE OF IDAHO } ss 162584
County of Caribou }

I hereby certify that this instrument was filed at the request of Caribou Title
at 4:25 o'clock P m this 29 day of November, 2000 in my office and duly recorded official Records

Recorder Edie Izatt

Denise Housley
Signature Deputy 300

QUITCLAIM DEED

ORDER NO.: 3080240083

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 $\frac{1}{4}$ 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.

Ann B. Burt
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 Edie Izatt

Denise Housley
Signature

Deputy 300

