

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 23 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP Department of Water Resource
Eastern 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
25-7086 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Honeybee Acres Well Users Association
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Falls Water Company
New owner(s) as listed on the conveyance document

2180 N Deborah Dr
Mailing address
(208) 522-1300
Telephone

Idaho Falls ID 83401
City State Zip
fallswater@fallswater.com
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: April 1, 2022
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

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: K. Scott Bruce General Manager 1/23/2023
 Signature of new owner/claimant Title, if applicable Date
K. Scott Bruce
 Print name

Signature: _____
 Signature of new owner/claimant Title, if applicable Date

 Print name

Received by M. Jettis Date 1-23-23 For IDWR Office Use Only: Receipt No. E048866 Receipt Amt. 25.00
 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 _____ Approved by JB Processed by JB Date 3/8/2023

MAR 09 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the [Water Right and Adjudication Search](#).

Please note:

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. The fee for an Assignment of Permit is \$25. There is no charge for an Assignment of Application for Permit or Application for Transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Scott Bruce
Falls Water Co., Inc
2180 N. Deborah Dr.
Idaho Falls, ID 83401

Instrument # 1742463
Bonneville County, Idaho Falls, Idaho
03/03/2023 11:58:24 AM No. of Pages: 4
Recorded for: SCOTT BRUCE
Penny Manning Fee: \$15.00
Ex-Officio Recorder Deputy
Index to: DEED, WARRANTY

dw

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHT

Honeybee Acres Well Users Association, an Idaho association, whose address is 2979 N. 41 E., Idaho Falls, Idaho 83401 (hereinafter "Grantor"), does hereby grant, bargain, sell, assign, and convey unto **Falls Water Co., Inc.**, an Idaho Corporation, whose address is 2180 N. Deborah Dr., Idaho Falls, Idaho 83401 (hereinafter "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in Water Right No. 25-7086 as described on the Water Right Report attached as Exhibit A (hereinafter the "Water Right"):

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.

Grantor makes no other covenants or warranties as to the Water Right.

[SIGNATURE LINE AND NOTARY ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

DATED this 3rd day of March, 2023.

Honeybee Acres Well Users Association

By: Michael S. Fitch

Title: Michael S. Fitch (Board member)

STATE OF IDAHO)
)ss.
County of Bonneville)

This record was acknowledged before me on the 3 day of March, 2023, by Michael S. Fitch in his capacity as Board Member of Honeybee Acres Well Users Association.



Kelli L. Tracy
Notary Public for Bonneville City
My Commission Expires: 4-12-23

EXHIBIT A WATER RIGHT DESCRIPTION

1/25/23 8:31 AM

WaterRightReport - ExternalSearch

Water Right Report : 25-7086(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	MCINTIRE, CARY	2871 N 41 E	IDAHO FALLS	ID	83401
Current Owner	HONEYBEE ACRES WELL USERS ASSN	C/O MRS CAROL H LEE 2979 N 41 E	IDAHO FALLS	ID	83401

Water Right Status

Priority Date : 3/10/1976
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	02N	38E	11	0				NW NE BONNEVILLE	
GROUND WATER	02N	38E	11	0				SW NE BONNEVILLE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	01/01	12/31	0.36 CFS	21.60 AFA
TOTAL			0.36 CFS	21.60 CFS

Places of Use

21.60 Acres (0.00) 0.00 Acres (0.00)

Place of Use Legal Description : DOMESTIC (BONNEVILLE county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
02N	38E	11			NW	NE	
02N	38E	11			SW	NE	

Conditions

Code Conditions

- C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
- X01 Domestic use is for 18 homes.

Dates

Licensed Date :
Decreed Date : 9/30/2005

Other Information

State or Federal : S
Water District Number : 120

https://research.idaho.gov/apps/shared/ExternalSearch/Reports/WaterRightReport?param=25&seq=7086&suffix=

1/2

SPECIAL WARRANTY DEED FOR WATER RIGHT - 3

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MAR 09 2023

1/25/23 6:33 AM

WaterRightReport - ExternalSearch

Permit Proof Due Date : 4/1/1981
Permit Proof Made Date : 4/30/1981
Permit Approved Date : 4/7/1976
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date: 1/30/1976
Protest Deadline Date:

Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

1/25/2023

© 2021 - ExternalSearch - [Privacy](#)

<https://research.idwr.idaho.gov/apps/shared/WaterRightSearch/Reports/WaterRightReport?basin=25&seq=7066&suffix=>

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SPECIAL WARRANTY DEED FOR WATER RIGHT - 4

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MAR 09 2023

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

5/19/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-7086

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY MC INTIRE 2871 N 41 E IDAHO FALLS, ID 83401 2085233978
Current Owner	HONEYBEE ACRES WELL USERS ASSN C/O MRS CAROL H LEE 2979 N 41 E IDAHO FALLS, ID 83401 2085235458

Priority Date: 03/10/1976

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.36 CFS	21.6 AFA
Total Diversion			0.36 CFS	21.6 AFA

Location of Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 11	Township 02N	Range 38E	BONNEVILLE County
GROUND WATER	SWNE	Sec. 11	Township 02N	Range 38E	BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC BONNEVILLE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	38E	11		NWNE			SWNE							

Conditions of Approval:

1. X01 Domestic use is for 18 homes.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates:

Licensed Date:

Decreed Date: 09/30/2005

Permit Proof Due Date: 4/1/1981

Permit Proof Made Date: 4/30/1981

Permit Approved Date: 4/7/1976

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 01/30/1976

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED

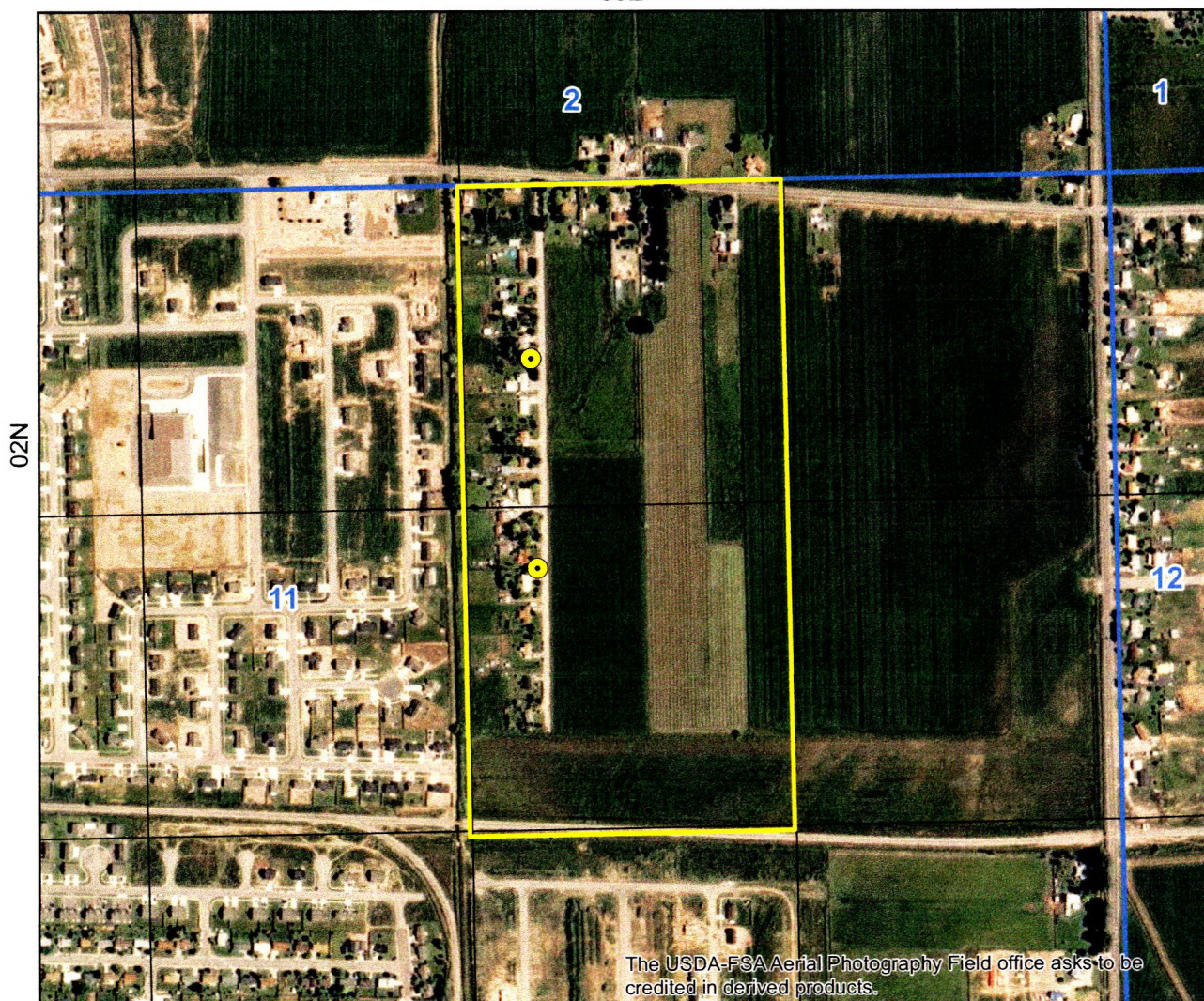
State of Idaho
Department of Water Resources

Water Right 25-7086

DOMESTIC

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.

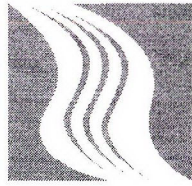
38E



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

0 0.075 0.15 0.3 Miles





FALLS WATER COMPANY

2180 N Deborah Dr, Idaho Falls, Idaho 83401

Website: www.fallswater.com

Tel.: (208) 522-1300

Fax: (208) 522-4099

Honey Bee Acres Water Co

Attn: Shane Fitch

3195 N 41st East

Idaho Falls, Idaho 83401

June 26, 2020

Water Service for Honey Bee Acres Water Co

This confirms that Falls Water Company, Inc. (Falls Water) has the ability, capacity, and willingness to provide domestic water utility service to the proposed development, Honey Bee Acres Water Co. (Honey Bee Acres) described as follows:

Beginning at the North Quarter corner of Section 11, Township 2 South, Range 38 East of the Boise Meridian, Bonneville County, Idaho and running thence S.84°48'57"E. 379.72 feet along the section line to the east line of Honeybee Acres, Bonneville County, Idaho; thence along said east line the following two (2) courses: (1) S.00°31'24"W. 1591.47 feet; thence (2) S.00°12'05"W. 696.29 feet to the north line of Green Valley Estates, Division No. 2, Bonneville County, Idaho, Instrument No. 1476860; thence N.87°14'24"W. 364.01 feet to the west line of the Northeast Quarter of Section 11, Township 2 North, Range 38 East of the Boise Meridian; thence N.00°03'36"E. 2304.48 feet along said west line to the point of beginning. **Containing approximately 19.484 acres.**

This is subject to the following conditions:

1. Installation and extension of Falls Water's water system will be completed by Falls Water and/or its contractor in accordance with Falls Water standards both within the development and connecting to the existing Falls Water system.
2. Approval by the Idaho Public Utilities Commission (IPUC).
3. In accordance with IPUC approved Rates and Tariff for Falls Water Co., Inc.
4. System design and installation approved, inspected and accepted by Idaho Department of Environmental Quality, Falls Water's designated professional engineer, and by Falls Water's own internal staff.
5. Honey Bee Acres agrees to give Falls Water the water right 25-7086, pumps and pumping control equipment, and water main lines that are necessary and useful to operate the water system in its current state. In return for these assets, Falls Water Co., Inc. will install an eight-inch main line and 1" service line connections to each of the existing customers of Honey Bee Acres. The connections will include a meter barrel and metering equipment and new service line will be connected to the customers' existing service line on the home side of the current Honey Bee Acre system's two-inch water main.
6. The Honey Bee Acre customer may opt to pay the contractor installing the service line from Falls Water's main an additional fee to replace the existing service line to the customer's home.
7. The current rates charged by Honey Bee Acres will be charged by Falls Water until such time as the Honey Bee Acres system is physically connected to the Falls Water water system.
8. In accordance with any other lawfully necessary provisions as agreed between Falls Water and Honey Bee Acres.

If construction on the division of this sub-development is not started within one year of the date of this letter the developer or his authorized agent will need to seek a new will serve letter.

Falls Water Co., Inc.

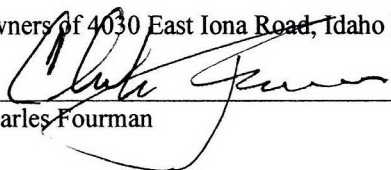
K. Scott Bruce
General Manager

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MAR 09 2023

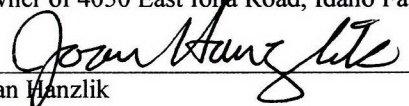
The customers of Honey Bee Acres give their consent and agree with the terms of the acquisition of the Honey Bee Acres water system by Falls Water. The agreement shall be binding upon the heirs, successors, and assigns of the parties hereto.

Owners of 4030 East Iona Road, Idaho Falls, Idaho

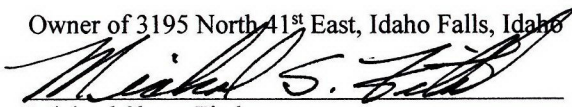

Charles Fourman


Debra Fourman

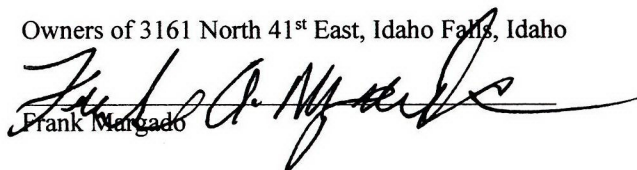
Owner of 4050 East Iona Road, Idaho Falls, Idaho

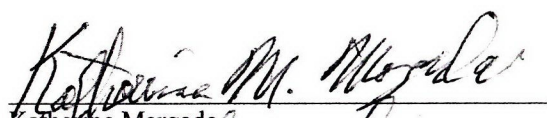

Joan Manzlik

Owner of 3195 North 41st East, Idaho Falls, Idaho

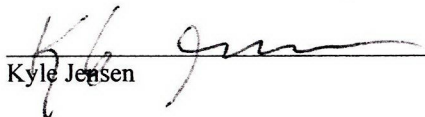

Michael Shane Fitch

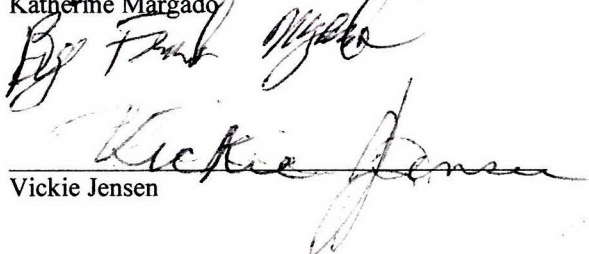
Owners of 3161 North 41st East, Idaho Falls, Idaho


Frank Margado

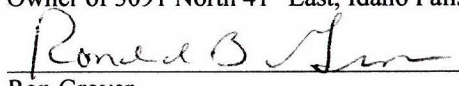

Katherine Margado

Owners of 3121 North 41st East, Idaho Falls, Idaho

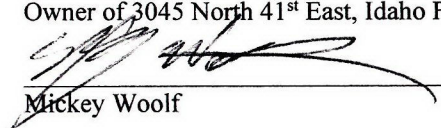

Kyle Jensen


Vickie Jensen

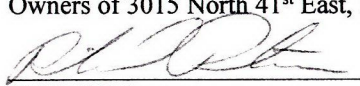
Owner of 3091 North 41st East, Idaho Falls, Idaho

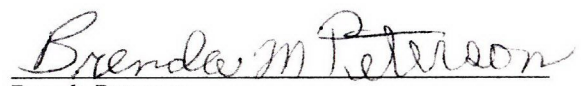

Ron Grover

Owner of 3045 North 41st East, Idaho Falls, Idaho

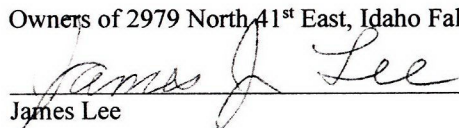

Mickey Woolf

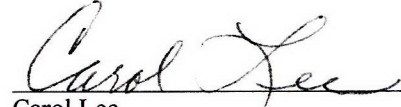
Owners of 3015 North 41st East, Idaho Falls, Idaho


Richard Peterson

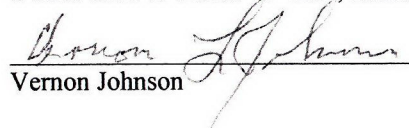

Brenda Peterson

Owners of 2979 North 41st East, Idaho Falls, Idaho


James Lee


Carol Lee

Owner of 2949 North 41st East, Idaho Falls, Idaho


Vernon Johnson

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MAR 09 2023

Owner of 2905 North 41st East, Idaho Falls, Idaho

Ramon Banks
Ramon Banks

Owner of 2871 North 41st East, Idaho Falls, Idaho

Tyler Jones
Tyler Jones

Owners of 2831 North 41st East, Idaho Falls, Idaho

Shane M Bradley
Shane Bradley

Chris D Bradley
Chris Bradley

Owners of 2801 North 41st East, Idaho Falls, Idaho

Jack Caldwell
Jack Caldwell

Sharon Caldwell
Sharon Caldwell

Owner of 2761 North 41st East, Idaho Falls, Idaho

Shawn Abbott
Shawn Abbott

Owner of 2721 North 41st East, Idaho Falls, Idaho

Miguel Labra
Miguel Labra

Owners of 2677 North 41st East, Idaho Falls, Idaho

Sean Peterson
Sean Peterson

Candice Peterson
Candice Peterson

Owners of 2647 North 41st East, Idaho Falls, Idaho

Arturo Flores
Arturo Flores

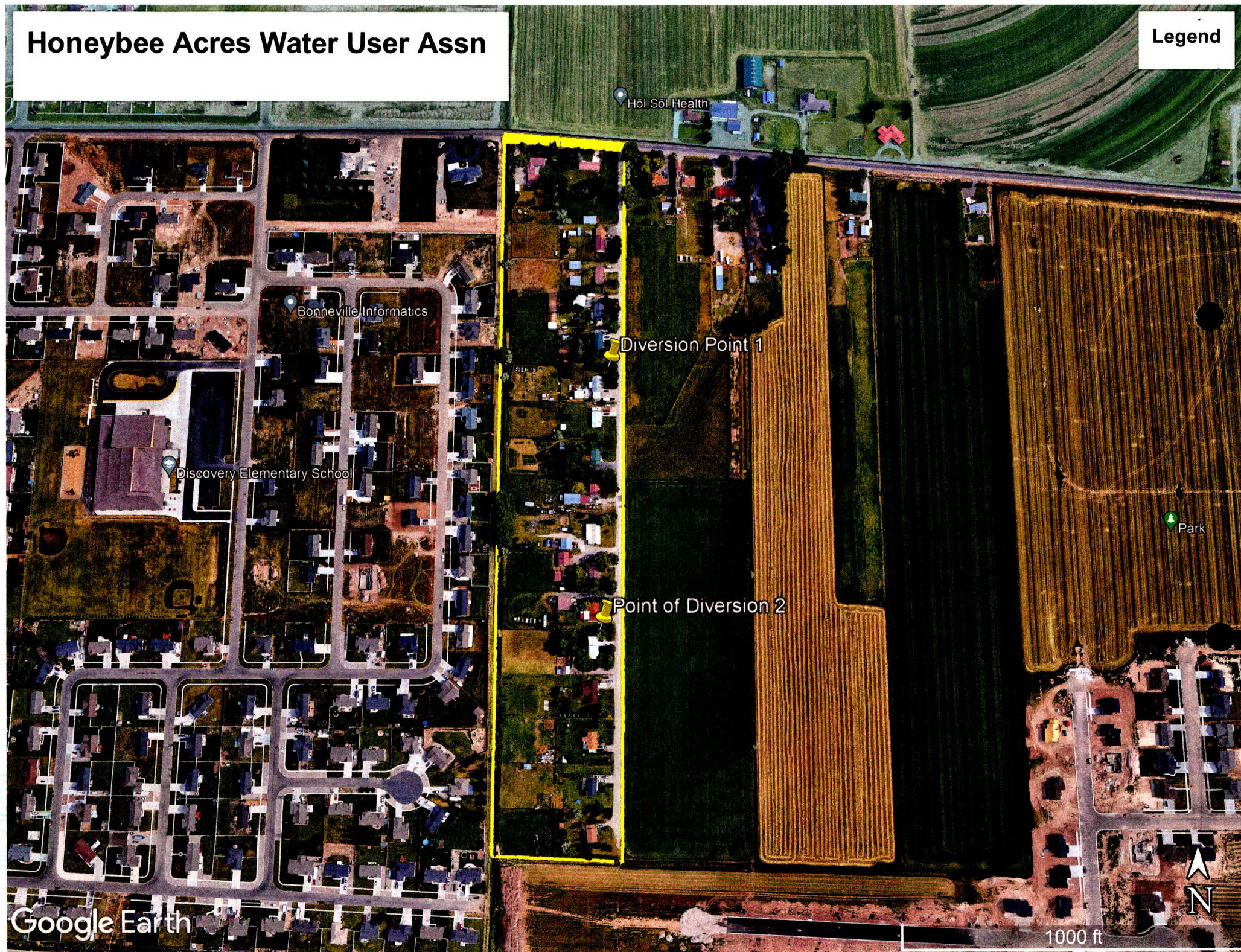
Donna Flores
Donna Flores

SCANNED

MAR 09 2023

Honeybee Acres Water User Assn

Legend



Google Earth

1000 ft

Idaho Department of Water Resources





Falls WATERTM

2180 N. Deborah Dr., Idaho Falls, Idaho 83401

Tel.: (208) 522-1300

Website: www.fallswater.com

To Whom it may Concern,

Falls Water Co., Inc. ("Falls Water") has agreed take over the water system assets and water delivery obligations of the Honeybee Acres Well Users Association (the "Association"). One of the Association assets that must be transferred to Falls Water is the water right that authorizes the diversion of water for use within the Association service area (Water Right No. 25-7086). In order for the Idaho Department of Water Sources to update ownership of this water right, Idaho Code § 42-248(6) requires that written notice must be provided to all the landowners within the place of use of that water right. You have been identified as a landowner within the place of use of Water Right No. 25-7086. Pursuant to Idaho Code § 42-248(6) this letter serves as written notice to notify you of this change of water right ownership. If you have any questions, please contact Scott Bruce at 208-522-1300.

Sincerely,

K. Scott Bruce
General Manager

SCANNED

Barg, Jonie

From: Barg, Jonie
Sent: Tuesday, February 28, 2023 12:14 PM
To: Falls Water Info
Subject: RE: [Ext] RE: Ownership Change

I will attached a copy of the email, indicating that you have sent the notices, and print a copy of the notice if we need anything else for that portion I will let you know. I will be on the lookout for the Warranty Deed. You will likely be getting a hard copy of this ownership change additional information request, but I will put a note in the file that you are working on this. Thank you for your time.

From: Falls Water Info <fallswater@fallswater.com>
Sent: Tuesday, February 28, 2023 12:09 PM
To: Barg, Jonie <Jonie.Barg@idwr.idaho.gov>
Subject: RE: [Ext] RE: Ownership Change

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Jonie,

I have not forgotten about the information still needed. I have had a difficult time getting hold of the gentleman that needs to sign the water right warranty deed. He is scheduled to come to our office on Friday, March 3, 2023 to sign the deed. I can bring that to you once we have it.

Attached is a copy of the notice hand delivered by me to Susan Joy McCloud of the Susan Joy McCloud Revocable Trust. A copy of the notice was mailed on January 26, 2023 to Blake & Jenny Jones at 377 Jordan Hill Loop, Chapel Hill, North Carolina 27517. Do you need any more documentation that this for the notices?

Let me know if you it is a problem to get the signed deed to you by Monday, March 6, 2023.

Scott Bruce
General Manager
Falls Water Co., Inc.



Office: (208) 522-1300
Mobile: (208) 681-9631

From: Barg, Jonie <Jonie.Barg@idwr.idaho.gov>
Sent: Monday, February 27, 2023 4:26 PM
To: Falls Water Info <fallswater@fallswater.com>
Subject: [Ext] RE: Ownership Change

CAUTION: This email originated from outside NW Natural Water. Please DO NOT CLICK LINKS OR OPEN ATTACHMENTS unless you recognize the sender and know the content is safe.

This is a reminder: the department is still waiting for additional information on this application. Please submit the required information. The department can not process your ownership change without the required evidence of ownership. We will hold your application for 30 days then the application will be returned unprocessed.

From: Barg, Jonie
Sent: Tuesday, January 24, 2023 8:07 AM
To: fallswater@fallswater.com
Subject: Ownership Change

The department acknowledges receipt of an ownership change on January 23, 2023. During the review it has been determined that additional information is required. In order to update ownership of a water right evidence of ownership is required. Please supply a copy of a recorded Warranty Deed or other legal document indicating your ownership in the water right. Also, it appears the letter submitted is over 2 years old. According to Idaho Code if you do not own the property associated with the water right, property owners must be notified of the change. I verified the majority of the property owners are the same as the attachment, however according to the county parcel information there are two properties with new owners. 4050 E Iona Rd Idaho Falls was owned by Joan Hanzlik however according to the county parcel data is currently owned by Susan Joy McCloud Revocable Trust. Also, 2871 N 41 East Idaho Falls was owned by Tyler Jones at the time of the letter, however, now is owned by Blake Ryan Jones. In order to update ownership notice to at least those property owners will be required.

TITLE 42

IRRIGATION AND DRAINAGE – WATER RIGHTS AND RECLAMATION

CHAPTER 2

APPROPRIATION OF WATER – PERMITS, CERTIFICATES, AND LICENSES – SURVEY

42-248. NOTIFICATION OF CHANGE IN OWNERSHIP OF A WATER RIGHT OR CHANGE OF ADDRESS OF A WATER RIGHT OWNER – NOTICE OF ACTION AFFECTING A WATER RIGHT.

- (1) All persons owning or claiming ownership of a right to use the water of this state, whether the right is represented by decree of the court, by claim to a water right filed with the department of water resources or by permit or license issued by the director of the department, shall provide notice to the department of any change in ownership of any part of the water right or of any change in the owner's mailing address. Notice shall be provided within one hundred twenty (120) days of any change using forms acceptable to the director.*
- (5) A notice of change of water right ownership of all or part of a water right shall be accompanied by deeds, court decrees, or other evidence of conveyance of the water right and how the water right is divided if the change divides the water right among multiple owners.*
- (6) If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.*

A full copy of the ownership change statute is attached.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

If you have any questions please do not hesitate to contact me.



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Barg | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov

SCANNED

MAR 09 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 08, 2023

FALLS WATER CO INC
2180 N DEBORAH DR
IDAHO FALLS ID 83401-6223

Re: Change in Ownership for Water Right No(s): 25-7086

Dear Water Right Holder(s):

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

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BONNEVILLE JEFFERSON GROUND WATER DISTRICT

SCANNED

MAR 09 2023

From: [Barg, Jonie](#)
To: fallswater@fallswater.com
Subject: Ownership Change
Date: Tuesday, January 24, 2023 8:06:00 AM
Attachments: [Idaho Code Ownership Changes.pdf](#)

The department acknowledges receipt of an ownership change on January 23, 2023. During the review it has been determined that additional information is required. In order to update ownership of a water right evidence of ownership is required. Please supply a copy of a recorded Warranty Deed or other legal document indicating your ownership in the water right. Also, it appears the letter submitted is over 2 years old. According to Idaho Code if you do not own the property associated with the water right, property owners must be notified of the change. I verified the majority of the property owners are the same as the attachment, however according to the county parcel information there are two properties with new owners. 4050 E Iona Rd Idaho Falls was owned by Joan Hanzlik however according to the county parcel data is currently owned by Susan Joy McCloud Revocable Trust. Also, 2871 N 41 East Idaho Falls was owned by Tyler Jones at the time of the letter, however, now is owned by Blake Ryan Jones. In order to update ownership notice to at least those property owners will be required.

TITLE 42
IRRIGATION AND DRAINAGE — WATER RIGHTS AND RECLAMATION
CHAPTER 2
APPROPRIATION OF WATER — PERMITS, CERTIFICATES, AND LICENSES —
SURVEY

42-248. NOTIFICATION OF CHANGE IN OWNERSHIP OF A WATER RIGHT
OR CHANGE OF ADDRESS OF A WATER RIGHT OWNER — NOTICE OF ACTION
AFFECTING A WATER RIGHT.

- (1) All persons owning or claiming ownership of a right to use the water of this state, whether the right is represented by decree of the court, by claim to a water right filed with the department of water resources or by permit or license issued by the director of the department, shall provide notice to the department of any change in ownership of any part of the water right or of any change in the owner's mailing address. Notice shall be provided within one hundred twenty (120) days of any change using forms acceptable to the director.
- (5) A notice of change of water right ownership of all or part of a water right shall be accompanied by deeds, court decrees, or other evidence of conveyance of the water right and how the water right is divided if the change divides the water right among multiple owners.
- (6) If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.

A full copy of the ownership change statute is attached.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and

SCANNED

MAR 09 2023

your notice will not be processed.

If you have any questions please do not hesitate to contact me.

 IDAHO DEPARTMENT OF
WATER RESOURCES
Jonie Barg | Technical Records Specialist
900 N Skyline Drive Ste. A, Idaho Falls, ID 83402
Phone number: (208) 525-7161
Fax number: (208) 525-7177
Email: jonie.barg@idwr.idaho.gov
Website: www.idwr.idaho.gov

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MAR 09 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 28, 2023

FALLS WATER COMPANY
2180 N DEBORAH DR
IDAHO FALLS ID 83401

RE: Change in Ownership Water Right No. 25-7086

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Please note this information was requested on January 24, 2023, and as of the date on this letter the information has not been provided.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

***** Evidence of Ownership:** In order to update ownership of a water right evidence of ownership is required. Please supply a copy of a recorded Warranty Deed or other legal document indicating your ownership in the water right. Also, it appears the letter submitted is over 2 years old. According to Idaho Code if you do not own the property associated with the water right, property owners must be notified of the change. I verified the majority of the property owners are the same as the attachment, however according to the county parcel information there are two properties with new owners. 4050 E Iona Rd Idaho Falls was owned by Joan Hanzlik however according to the county parcel data is currently owned by Susan Joy McCloud Revocable Trust. Also, 2871 N 41 East Idaho Falls was owned by Tyler Jones at the time of the letter, however, now is owned by Blake Ryan Jones. To update ownership notice to at least those property owners will be required, and evidence of the notification must be sent to the department.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

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 the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

SCANNED

2023 03 01 10:00