



322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098  
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 21, 2023

OVER THE MOON FARMS LLC  
958 8TH ST  
GOLDEN CO 80401-1005

RE: Change in Ownership Water Right No(s): 36-16211,36-13645,36-16210

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on May 30, 2023 for the above referenced water rights. The Notice could not be processed because of insufficient funds.

On July 6 and August 10, 2023, the Department requested the required fees from you. As of the date of this letter, the Department has not received the required fees.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to Tyree Bauer, PLLC under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)

c: Tyree Bauer, PLLC

SCANNED

SEP 21 2023

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**RECEIVED  
RETURNED**  
MAY 30 2023  
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. 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. DE

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 36-13645              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-16210              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 36-16211              | 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: Cache Cow Farms LLC  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Over the Moon Farms LLC  
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or  
958 8th St. Golden CO 80401-1005  
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. Do you own the land identified as the water right place of use? Yes ☐ No ☐  
☐ 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):  
☐ \$25 per undivided water right.  
☐ \$100 per split water right.  
☐ 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:  Member 5/15/23  
Signature of new owner/claimant Title, if applicable Date  
Ryan Mallett  
Print name

Signature: \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date  
Print name

Received by KU Date 5.30.23 For IDWR Office Use Only: Receipt No. C116363 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 \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

SCANNED  
SEP 21 2023

Recording Requested By and  
When Recorded Return to:

Over the Moon Farms LLC  
958 8<sup>th</sup> St.  
Golden, CO 80401-1005

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**SPECIAL WARRANTY DEED**

Special Warranty Deed made this 18 day of May, 2023, between Cache Cow Farms, LLC, an Idaho limited liability company ("**Grantor**"), and Over the Moon Farms LLC, an Idaho limited liability company ("**Grantee**"), whose address is 958 8th St., Golden, CO 80401-1005, witnesseth:

That Grantor, for and in consideration of the sum of Ten Dollars and No Cents (\$10.00), and other good and valuable consideration, the receipt whereof is hereby acknowledged, does, by these presents, convey unto Grantee and its successors and assigns forever, all the following described real estate situated in the County of Minidoka, State of Idaho:

SEE SCHEDULE I ATTACHED HERETO AND INCORPORATED HEREIN.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the rents, issues and profits thereof; all water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all estate, right, title and interest in and to the property, as well in law as in equity, except as expressly provided otherwise herein.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantee and its heirs and assigns forever.

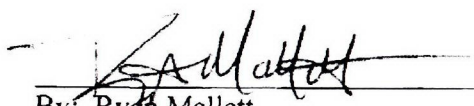
Grantor makes no covenants or warranties with respect to title, express or implied, other than that previous to the date of this instrument, Grantor has not conveyed the same estate, or any right, title or interest therein, to any person other than Grantee and that such estate is at the time of the execution of this instrument free from encumbrances done, made or suffered by the Grantor, or any person claiming under Grantor, subject to any and all easements, restrictions, agreements and encumbrances of record or appearing on the land as of the date of this instrument.

SCANNED

RETURNED

GRANTOR:

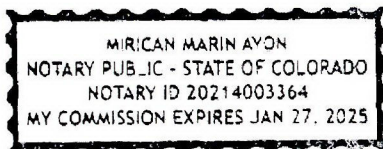
Cache Cow Farms, LLC

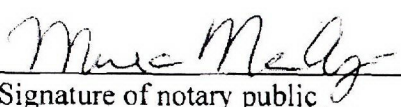
  
By: Ryan Mallett

Its: Member

STATE OF ~~IDAHO~~ <sup>Colorado</sup> )  
County of Jefferson ) ss.

This record was acknowledged before me on May 18 2023 by Ryan Mallett  
as the manager or a member of Cache Cow Farms, LLC.



  
Signature of notary public  
My commission expires January 27 2025

SCANNED

SEP 21 2023

**SCHEDULE I**  
Legal Description

PARCEL NO. 1:  
TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO

Section 18: That part of Lot 2 and that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , more particularly described as follows:

Beginning at the Northwest corner of said Section 18; thence South 00°05'26" West (South, rec.) along the West section line of said Section 18 for 1321.64 feet (1324.50 feet, rec.) to the Northwest corner of Lot 2, said corner marked by a 5/8 inch rebar; Thence North 89°57'43" East along the north line of Lot 2 for a distance of 316.77 feet, which point shall be known as the True Point of Beginning;  
Thence South 00°21'38" East (South, rec.) along the West section line of said Section 18 for 27.90 feet to a ½ inch rebar;  
Thence South 00°21'38" East for a distance of 579.20 feet to a ½ inch rebar;  
Thence South 89°52'22" West for a distance of 80.42 feet to a ½ inch rebar;  
Thence South 0°59'45" East for 203.07 feet;  
Thence North 88°23'16" East for 333.38 feet along the Lateral Centerline;  
Thence North 84°12'20" East along said Lateral Centerline for 106.68 feet;  
Thence North 77°47'02" East along said Lateral Centerline for 212.43 feet;  
Thence North 66°57'09" East along said Lateral Centerline for 157.88 feet;  
Thence North 36°22'01" East along said Lateral Centerline for 55.04 feet;  
Thence North 00°00'00" East (North, rec.) for 639.57 feet (635.98 feet, rec.);  
Thence South 89°57'43" West (West, rec.) for 751.85 feet to the True Point of Beginning.

EXCEPTING THEREFROM the following described tract:

Beginning at the Northwest Corner of Lot 2 of Section 18, said corner marked by a 5/8 inch rebar; thence North 89°57'43" East along the north line of Lot 2 for a distance of 316.77 feet; thence South 00°21'38" East for a distance of 27.90 feet to a ½ inch rebar; thence South 00°21'38" East for a distance of 579.20 feet to a ½ inch rebar which shall be the Point of Beginning;  
Thence South 00°21'38" East for a distance of 184.51 feet to a ½ inch rebar;  
Thence South 00°21'38" East for a distance of 16.57 feet to the centerline of an irrigation lateral;  
Thence South 88°26'01" West (South 88°23'16" West, rec.) along said lateral for a distance of 78.36 feet;  
Thence North 00°56'50" West (North 0°59'45" West, rec.) for a distance of 203.07 feet to a ½ inch rebar;  
Thence North 89°52'22" East for a distance of 80.42 feet to the Point of Beginning.

PARCEL NO. 2:  
TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO

Section 18: Part of Lots 1 and 2 and the E $\frac{1}{2}$ NW $\frac{1}{4}$ , more particularly described as follows:

Beginning at the Northwest corner of said Section 18; thence South 00°05'26" West (South, rec.) along the West section line of said Section 18 for 1321.64 feet (1324.50 feet, rec.) to the Northwest corner of Lot 2, said corner marked by a 5/8 inch rebar; Thence North 89°57'43" East along the

SCANNED

SEP 21 2023

north line of Lot 2 for a distance of 1068.62 feet, (1070.98, rec.) which point shall be known as the True Point of Beginning;  
 Thence South 00°00'00" West (South, rec.) for a distance of 639.57 feet (635.98 feet, rec.)  
 Thence North 36°22'01" East for 55.95 feet along the Lateral Centerline;  
 Thence North 70°26'21" East for 91.90 feet;  
 Thence North 86°48'18" East for 443.34 feet;  
 Thence North 66°34'14" East for 159.10 feet;  
 Thence North 56°13'22" East for 379.45 feet;  
 Thence leaving the Lateral Centerline North 0°01'23" East for 264.13 feet (261.14 feet, rec.) along the East line of the NW¼;  
 Thence North 89°57'43" West (West, rec.) for 1023.91 feet (1023.79 feet, rec.) to the Point of Beginning.

PARCEL NO. 3:  
 TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
 MINIDOKA COUNTY, IDAHO

Section 18: Part of Lots 1 and 2 and the E½NW¼, more particularly described as follows:

Beginning at the Northwest corner of said Section 18; Thence South 00°05'26" West (South, rec.) along the West section line of said Section 18 for a distance of 2141.16 feet (2141.00, rec.) Thence North 89°00'00" East for a distance of 246.10 feet, which point shall be known as the True Point of Beginning;  
 Thence North 0°59'45" East (West, rec.) for 9.38 feet;  
 Thence North 88°23'16" East for 333.38 feet along the Lateral Centerline;  
 Thence North 84°12'20" East for 106.68 feet;  
 Thence North 77°47'02" East for 212.43 feet;  
 Thence North 66°57'09" East for 157.88 feet;  
 Thence North 36°22'01" East for 110.99 feet;  
 Thence North 70°26'21" East for 91.90 feet;  
 Thence North 86°48'18" East for 443.34 feet;  
 Thence North 66°34'14" East for 159.10 feet;  
 Thence North 56°13'22" East for 379.45 feet;  
 Thence leaving the Lateral Centerline South 0°01'23" West for 555.36 feet along the East line of the NW¼;  
 Thence South 90°00'00" West (West, rec.) for 1848.66 feet (1848.34 feet, rec.) to the Point of Beginning.

PARCEL NO. 4:  
 A non-exclusive perpetual access easement created by Special Warranty Deed from D. L. Evans Bank, an Idaho state chartered banking organization, who acquired title as D. L. Evans Bank, Grantor, to Susan Bailey, an unmarried woman, Grantee, dated May 14, 2012 and recorded May 14, 2012 as Instrument No. 517096, records of Minidoka County, Idaho, AND by Correction Special Warranty Deed, dated June 5, 2012 and recorded June 5, 2012 as Instrument No. 517416, re-recorded June 5, 2012 as Instrument No. 517424, records of Minidoka County, Idaho, for the benefit of Parcel Nos. 1, 2 and 3, more particularly described as follows:

TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
 MINIDOKA COUNTY, IDAHO

Section 18: Part of Lot 2, more particularly described as follows:

RETURNED

Beginning at the Northwest Corner of Lot 2 in Section 18, said corner marked by a 5/8 inch rebar, thence South 00°05'26" East (South, rec.) along the west line of Section 18 for a distance of 579.23 feet to the Point of Beginning; Thence North 89°52'22" East for a distance of 278.23 feet; Thence North 53°57'18" East for a distance of 50.82 feet; Thence South 00°21'38" East for a distance of 58.17 feet to a ½ inch rebar; Thence South 00°21'38" East for a distance of 38.76 feet; Thence North 56°01'44" West for a distance of 69.14 feet; Thence South 89°52'22" West for a distance of 23.32 feet to a ½ inch rebar; Thence South 89°52'22" West (South 89°53'10" West, rec.) for a distance of 216.50 feet to a ½ inch rebar; Thence South 89°52'26" West (South 89°53'10" West, rec.) for a distance of 22.72 feet to the west line of Section 18; Thence North 00°05'27" West (North, rec.) for a distance of 28.35 feet to the Point of Beginning.

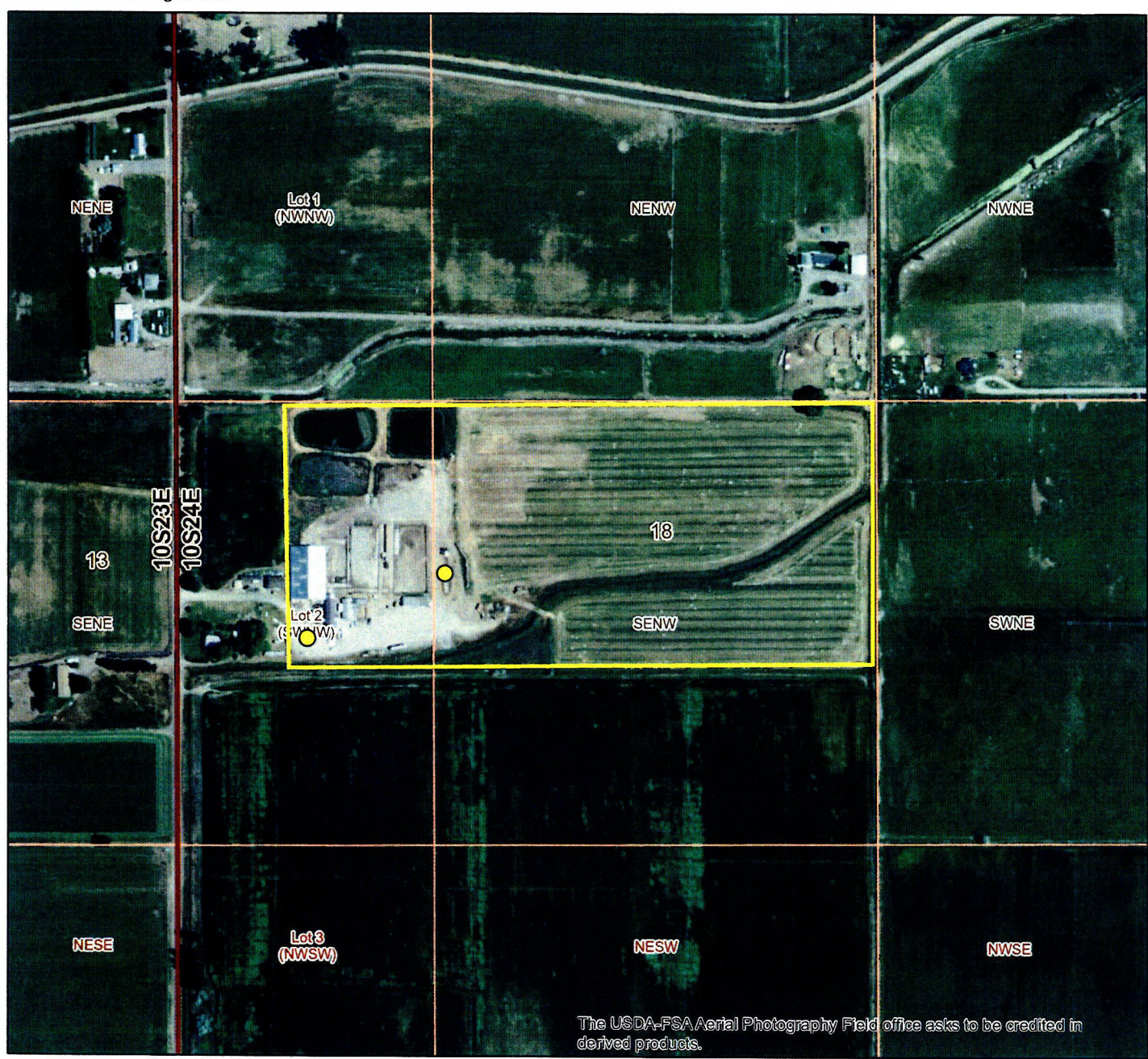
State of Idaho  
Department of Water Resources

Water Right

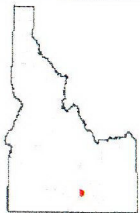
36-13645

STOCKWATER

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.



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



Date created: 3/14/2023



Legend

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



Scanned  
SEP 21 2023

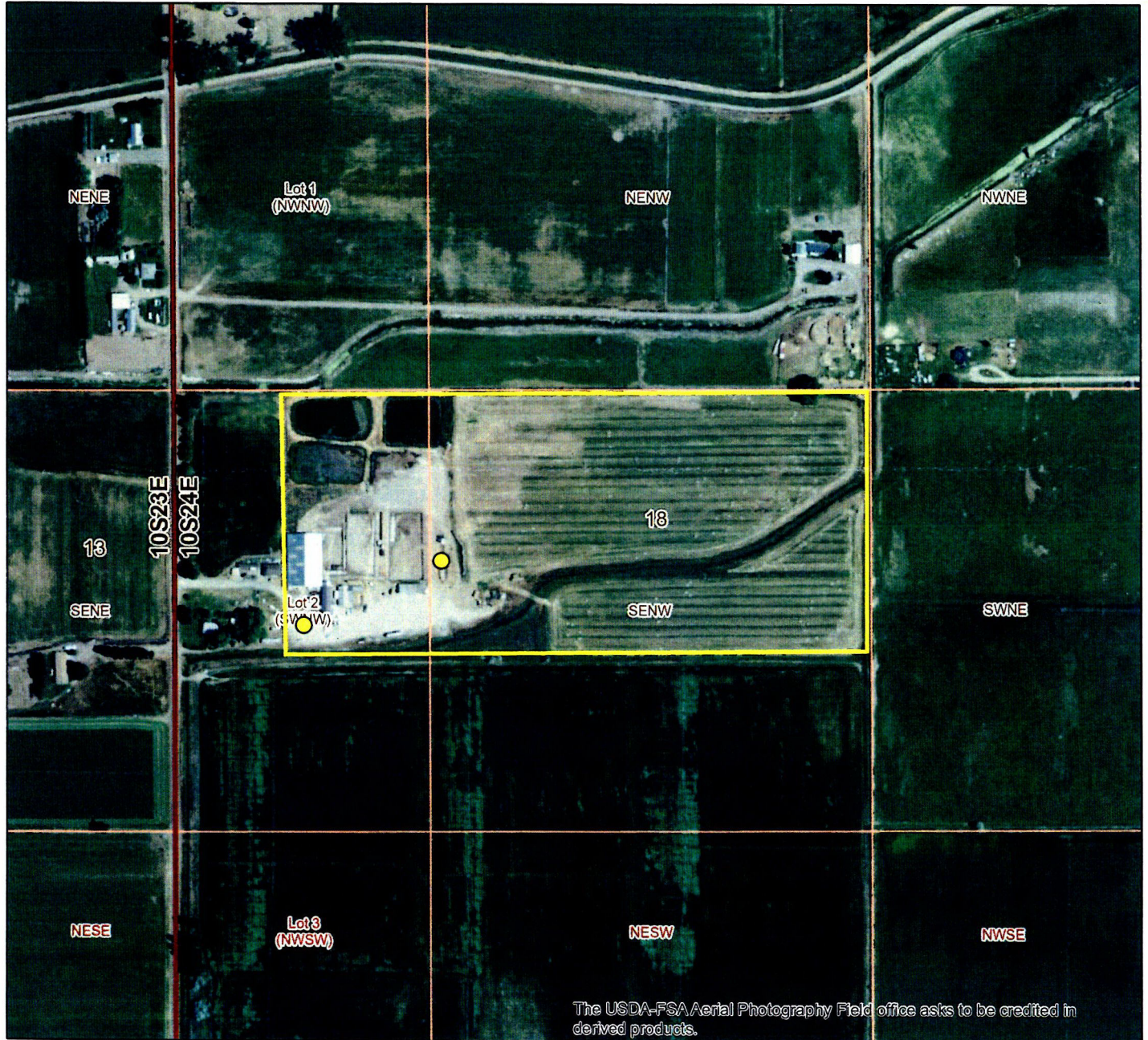
State of Idaho  
Department of Water Resources

# Water Right

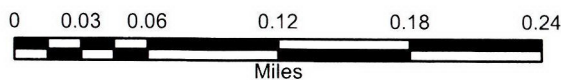
36-13645

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.



Date created: 3/14/2023



## Legend

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



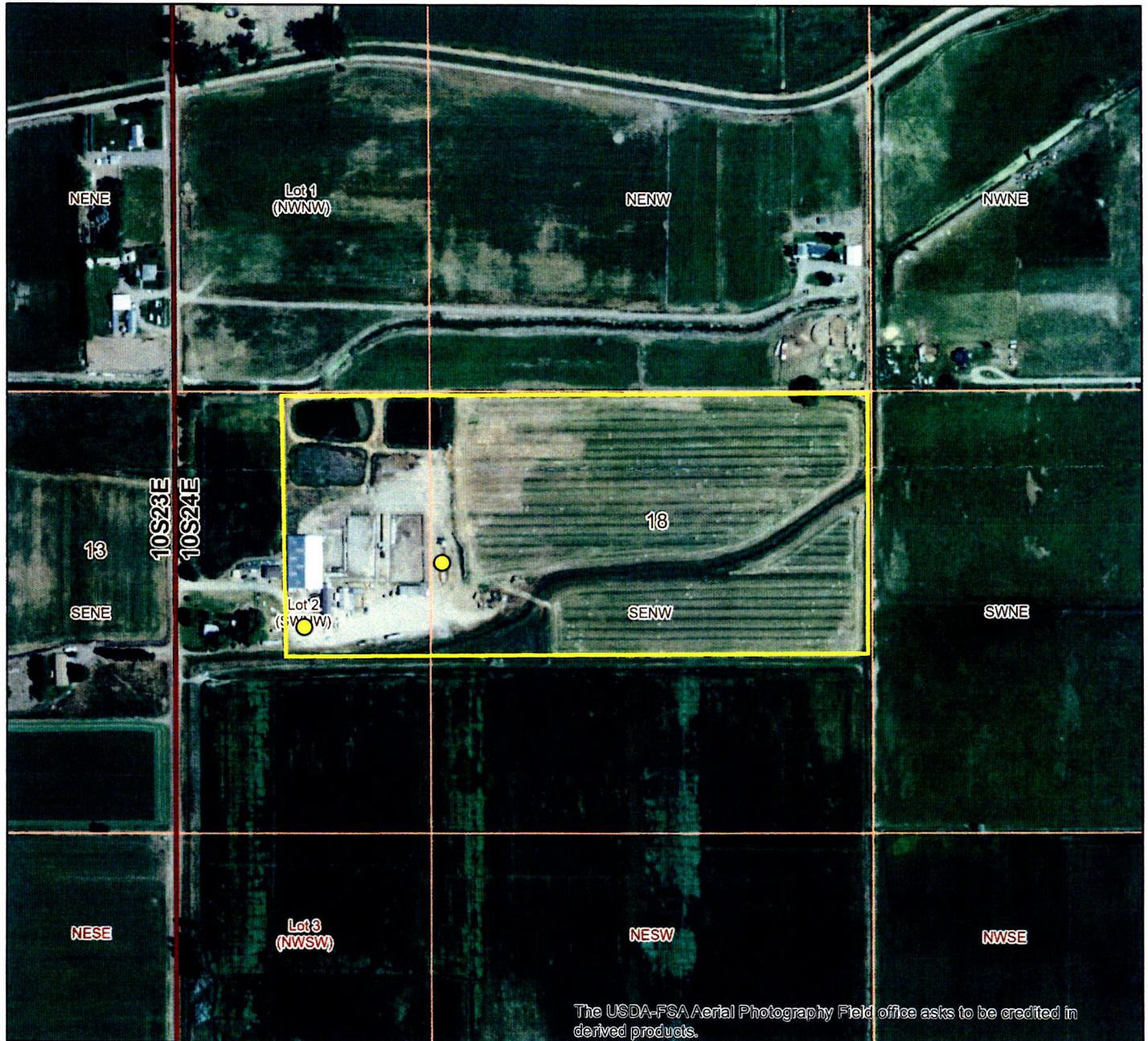
State of Idaho  
Department of Water Resources

# Water Right

36-16211

STOCKWATER

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.



Date created: 3/14/2023

## Legend

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



SEP 21 2023

RETURNED

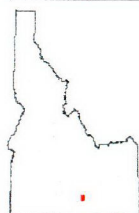
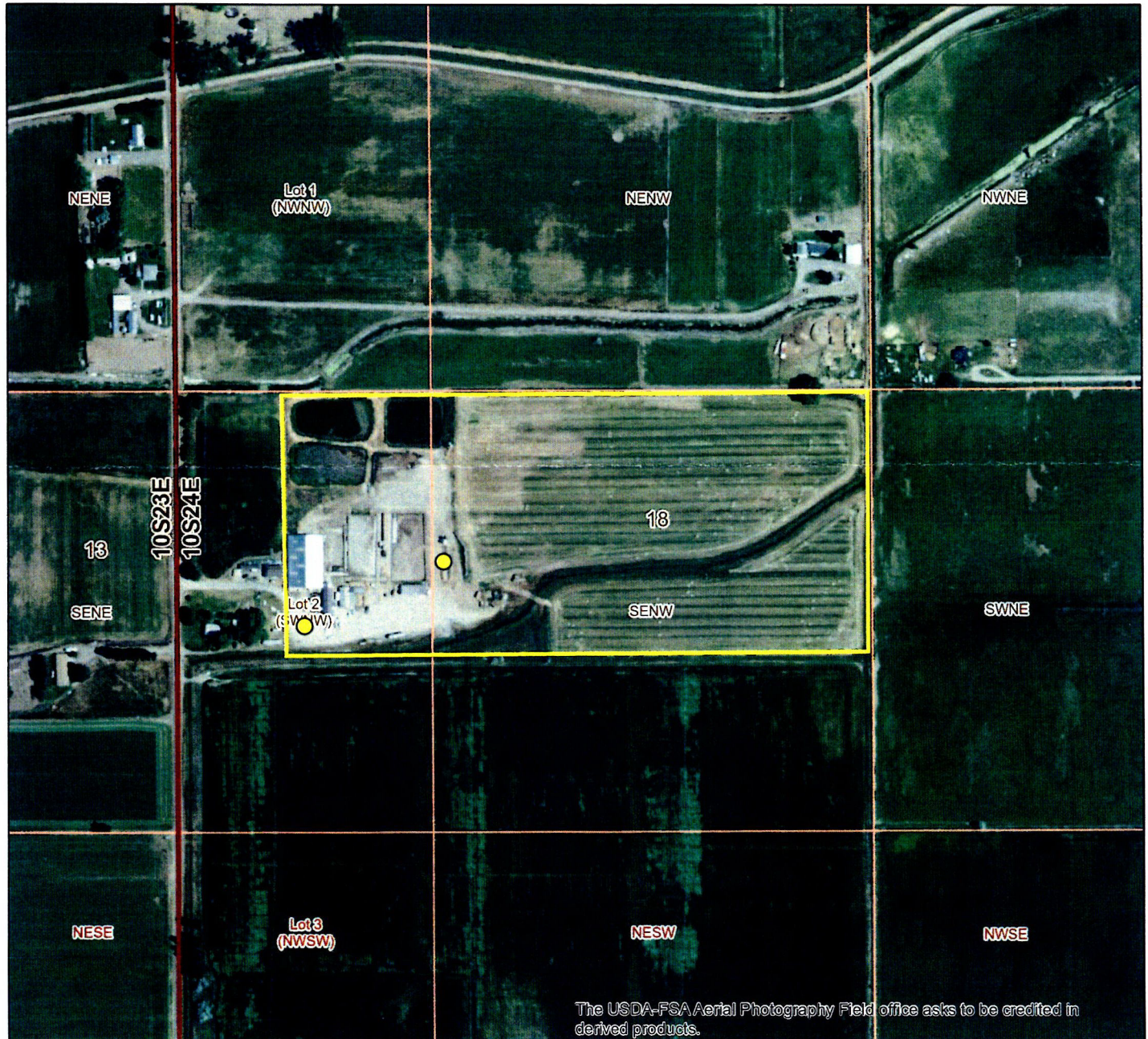
State of Idaho  
Department of Water Resources

# Water Right

36-16211

COMMERCIAL

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.



Date created: 3/14/2023



## Legend

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



SEP 21 2023

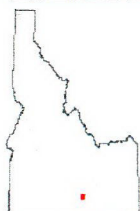
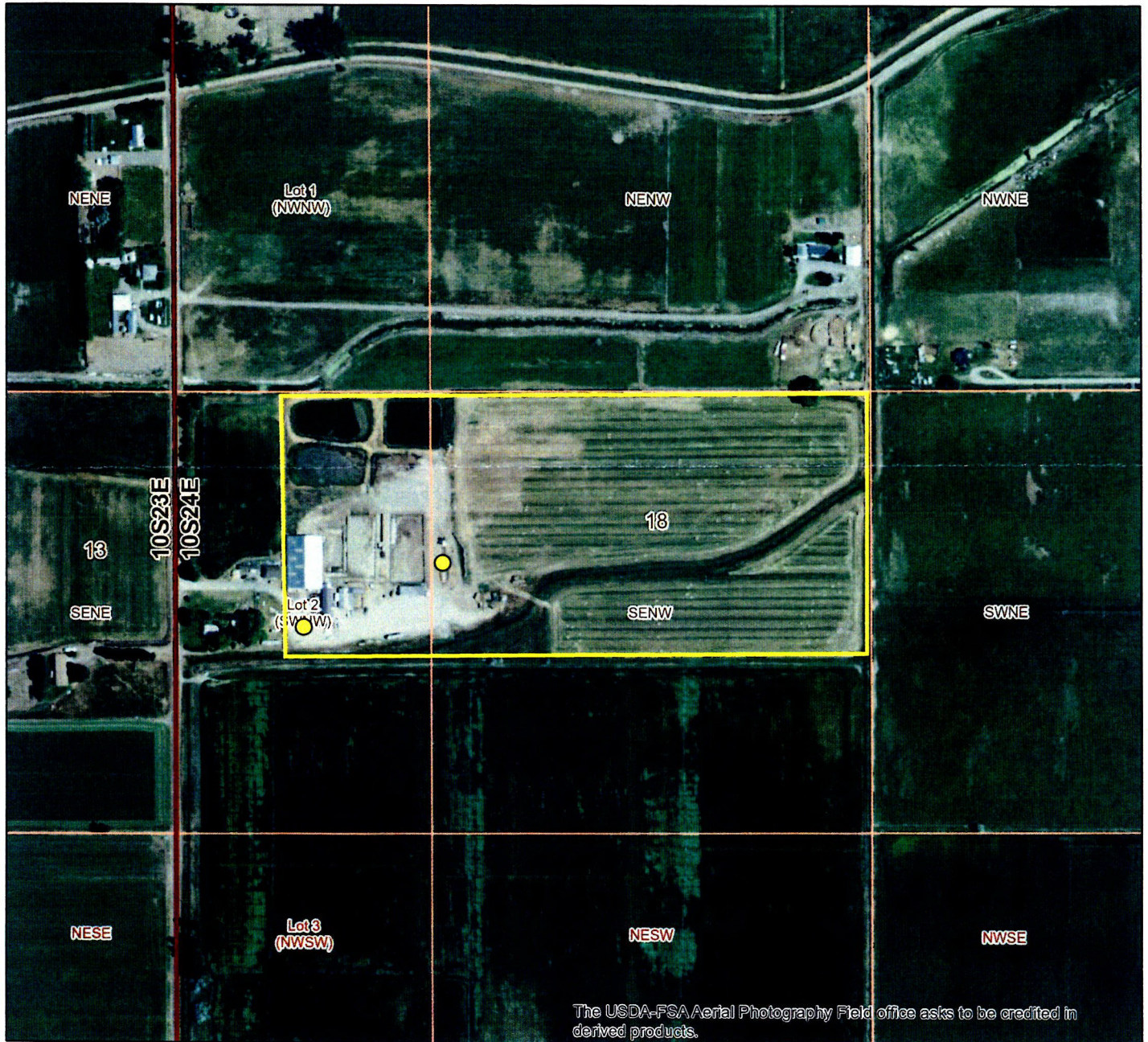
State of Idaho  
Department of Water Resources

# Water Right

36-16210

STOCKWATER

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.



Date created: 3/14/2023



## Legend

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



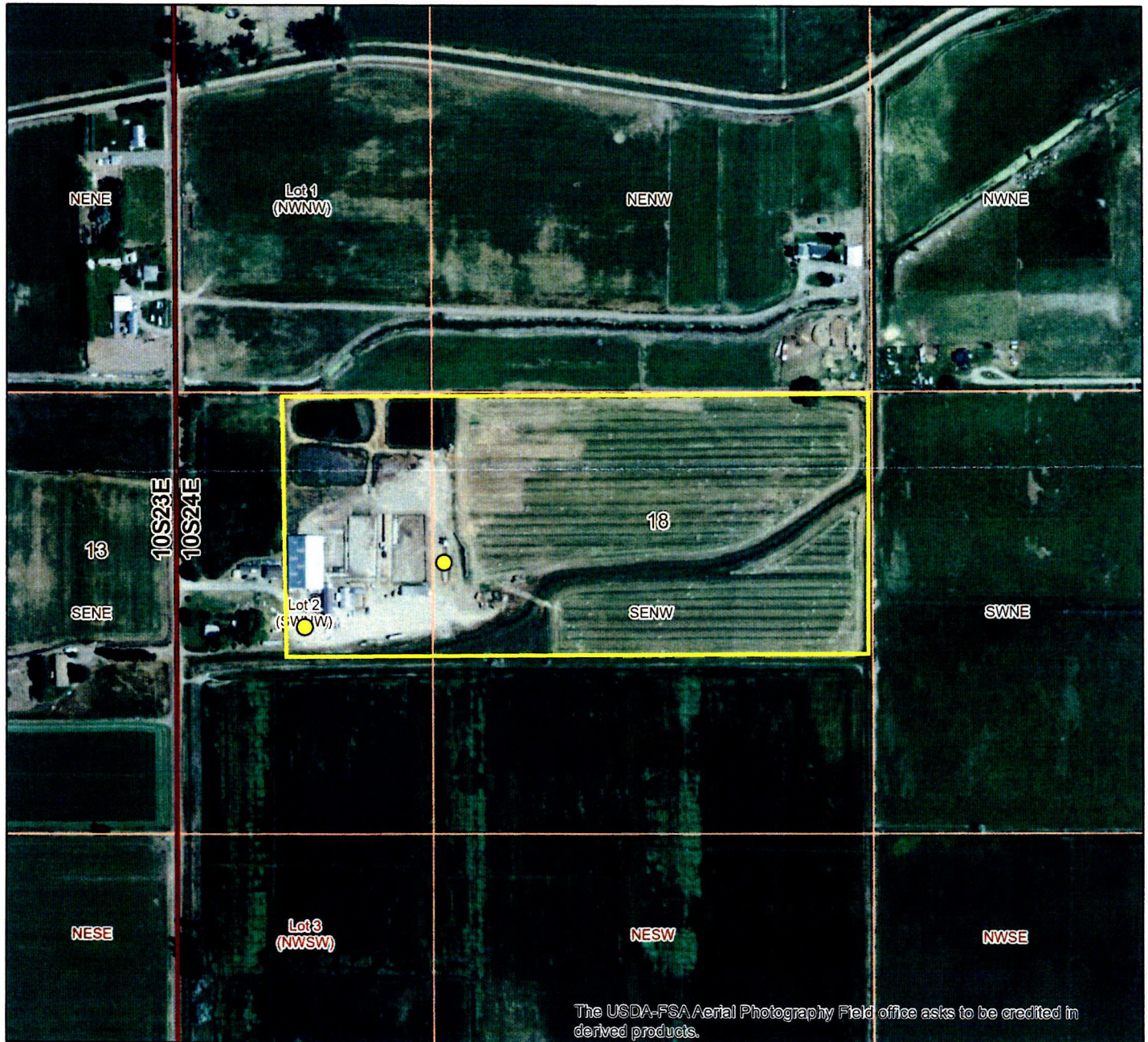
State of Idaho  
Department of Water Resources

# Water Right

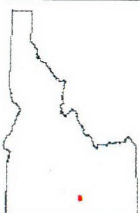
36-16210

COMMERCIAL

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.



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



Date created: 3/14/2023



## Legend

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



**Idaho Department of Water Resources Receipt**  
**Receipt ID: C116363**

---

|                |                                                                                                                  |               |           |        |       |
|----------------|------------------------------------------------------------------------------------------------------------------|---------------|-----------|--------|-------|
| Payment Amount | \$25.00                                                                                                          | Date Received | 5/30/2023 | Region | STATE |
| Payment Type   | Check                                                                                                            | Check Number  | 1327      |        |       |
| Payer          | TYREE BAUER, PLLC                                                                                                |               |           |        |       |
| Comments       | CHANGE OF OWNERSHIP<br>WR # 36-13645, 36-16210, 36-16211<br>FOR: OVER THE MOON FARMS<br>DOCUMENT NUMBER: D230710 |               |           |        |       |

**Fee Details**

|         |                                      |       |      |             |            |        |
|---------|--------------------------------------|-------|------|-------------|------------|--------|
| Amount  | Description                          | PCA   | Fund | Fund Detail | Subsidiary | Object |
| \$25.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 56140 | 0229 | 21          |            | 1155   |

---

---

Signature Line (Department Representative)

Please issue a refund to:

Tyree Bauer, PLLC  
618 W FRANKLIN ST  
BOISE, ID 83702

Returned ownership change for lack of filing fee.

Jean Hersley  
Technical Records Specialist II

SCANNED  
SEP 21 2023

## Hersley, Jean

---

**From:** Hersley, Jean  
**Sent:** Thursday, September 21, 2023 11:43 AM  
**To:** IdwrPayable  
**Subject:** refund  
**Attachments:** Tyree Bauer PLLC for Over the Moon Farms.docx

Please process as soon as possible. Thank you.



*Jean Hersley*  
*Technical Records Specialist II*  
*Idaho Dept Water Resources*  
*(208) 287-4942*



IDAHO DEPARTMENT OF

WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098  
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 10, 2023

OVER THE MOON FARMS LLC  
958 8<sup>TH</sup> ST  
GOLDEN CO 80401-1005

## 2<sup>nd</sup> REQUEST

RE: Change in Ownership Water Right Nos. 36-13645, 36-16210 & 36-16211

Dear Interested Parties:

The Department of Water Resources sent you a letter on July 6, 2023, asking for additional fees to update the ownership of water rights 36-13645, 36-16210 & 36-16211 to Over the Moon Farms, LLC. Filing fees for Change in Ownership is **\$25 per water right**. The Department received \$25 from you when we received your request on May 30, 2023. An additional \$50 will be needed before we can process this request.

Please submit the additional fees to the address above within 10 days. If the Department does not receive the fees within 10 days, your request will not be complete.

Please let me know if you have any questions. Thank you.

Sincerely,

Jean Hersley

Technical Records Specialist II

*Tyree Bauer PLLC*

SCANNED

SEP 21 2023



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098  
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 06, 2023

OVER THE MOON FARMS LLC  
958 8TH ST  
GOLDEN CO 80401-1005

RE: Change in Ownership Water Right No(s): 36-16211, 36-13645, 36-16210

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

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

  ✓   Filing Fee of \$25 **per** water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the additional filing fee for your notice will be **\$50**.

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

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)

SCANNED  
SEP 21 2023