RECEIVED
FEB 10 2025
WATER RESOURCES
WESTERN REGION

RECEIVED
NOV 25 2024
WATER RESOURCES
WESTERN REGION

Form 42-248/42-1409(6) Rev 6/22

DE - incomplete/returned SH

Complete

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. 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?
63-4266	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-4603	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-32410	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Teresa J Burkhart and W.G. Burkhart (also known as William G. Burkhart)
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Gregory Burkhart and Terri Burkhart
   New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

   330 Steephead | Eagle | ID | 83616
   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: 10/31/2024.

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: [signature] | N/A | 11/20/2024
   Signature of new owner/claimant | Title, if applicable | Date
   Gregory Burkhart
   Print name

   Signature: Terri Burkhart | N/A | 11-20-24
   Signature of new owner/claimant | Title, if applicable | Date
   Terri Burkhart
   Print name

For IDWR Office Use Only:

Receipted by MB Date 11/25/24 Receipt No. W052277 Receipt Amt. $75.00

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 SH Processed by SH Date 2/12/2025

Instrument # 351266
EMMETT, GEM, IDAHO
10-31-2024 02:46:46 PM No. of Pages: 3
Recorded for : GREGORY BURKHART
SHELLY TILTON Fee: 15.00
Ex-Officio Recorder Deputy
Index to: QUIT CLAIM DEED

QUITCLAIM DEED

FOR VALUE RECEIVED, WILLIAM G. BURKHART and TERESA J. BURKHART, husband and wife, does hereby convey, release, remise and forever quit claim unto GREGORY BURKHART and TERRI BURKHART, husband and wife whose address is 330 Steephead, Eagle, Idaho 83616, all right, title, and interest now owned or hereafter acquired in the following described real property located in Gem County, State of Idaho, more particularly described as follows, to-wit:

See Attached Legal

DATED: 10-31-2024

William G. Burkhart

Gregory Burkhart
Personal Representative to
Teresa J. Burkhart CV01-24-11814

INSTRU. NO. 351266
PAGES 1 OF 3

STATE OF IDAHO)
: ss.
County of Ada)

On this 31 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared WILLIAM G. BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8-30-2030

STATE OF IDAHO)
: ss.
County of Ada)

On this 31 day of October in the year of 2024, before me, MadisonBelanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared GREGORY BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument as the Personal Representative of the ESTATE OF TERESA J. BURKHART, DECEASED CV01-24-11814 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8-30-2030

INSTRU. NO. 351266
PAGE 2 OF 3

WARRANTY DEED

For Value Received

WILLIS M. SMITH, Trustee and Stephen W. Smith, Trustee of THE WILLIS & EVELYN SMITH TRUST, dated May 19, 1980.

The grantor , do hereby grant, bargain, sell and convey unto

WILLIAM G. BURKHART and TERESA J. BURKHART, husband and wife,

the grantees , whose current address is 10925 Netherland, Boise, Idaho 83709

the following described premises, in GEM County Idaho, to-wit:

Government Lot 16, as set forth on Department of Interior, General Land Office Survey dated July 3, 1940, Section 15, Township 6 North, Range 1 East, B.M., Gem County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that t he y are the owner s in fee simple of said premises; that they are free from all incumbrances except: current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

and that t he y will warrant and defend the same from all lawful claims whatsoever.

Dated: April 19 , 1994

THE WILLIS & EVELYN SMITH TRUST, dated 5-19-80

By: Willis M Smith
Willis M. Smith, Trustee

By: Stephen W. Smith
Stephen W. Smith, Trustee

STATE OF NEW MEXICO COUNTY OF GEM

On this 19 day of April May, 19 94, before me, a notary public in and for the said State, personally appeared

Willis M. Smith, Trustee and Stephen W. Smith, Trustee for THE WILLIS & EVELYN SMITH TRUST dated May 19, 1980

known or identified to me to be the person s whose name s subscribed to the within instrument and acknowledged to me that they executed the same as Trustees for the Willis & Evelyn Smith Trust, dated 5-19-80.

Notary Public

Residing at Deming, New Mexico

Comm. Expires 2-24-97

STATE OF IDAHO, COUNTY OF GEM

I hereby certify that this instrument was filed for record at the request of Security Title Co.

at 32 minutes past 3 o'clock PM., this 4th day of May 1994, in my office, and duly recorded in Book as a Deed of Records Page under Instr. #180235.

Thelma R. Kolodziej
Ex-Officio Recorder

By Judy Bigham Deputy.

Fees $ 3.00

Mail to:

INSTRUMENT No. 180235

INSTRU. NO. 351266
PAGES 3 OF 3

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed: JUNE 14, 2024 — State File No.: 2024-07289

DECEDENT - LEGAL NAME: TERESA JEAN BURKHART

SEX	SOCIAL SECURITY NUMBER	AGE	DATE OF BIRTH
FEMALE		82 YEARS	1941

BIRTHPLACE	PLACE OF RESIDENCE
EMMETT, IDAHO	BOISE, IDAHO

MARITAL STATUS AT TIME OF DEATH	NAME OF SURVIVING SPOUSE (if wife, maiden name)	WAS DECEDENT EVER IN U.S. ARMED FORCES?
MARRIED	BILL BURKHART	NO

FATHER - NAME	BIRTHPLACE
	IDAHO

MOTHER - MAIDEN NAME	BIRTHPLACE
	IDAHO

METHOD OF DISPOSITION	FUNERAL SERVICE LICENSEE
	MICHAEL R. LASKY

NAME AND ADDRESS OF FUNERAL FACILITY: POTTER FUNERAL CHAPEL, EMMETT, IDAHO

DATE OF DEATH	TIME OF DEATH	CITY,TOWN OR LOCATION OF DEATH	COUNTY OF DEATH
JUNE 08, 2024	8:50 P.M.	EAGLE, IDAHO	ADA

CAUSE OF DEATH (underlying cause last)

Approximate Interval Between Onset and Death: DAYS / MONTHS / YEARS

DUE TO (or as a consequence of):

DUE TO (or as a consequence of):

DUE TO (or as a consequence of):
d.

OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above

WAS AN AUTOPSY PERFORMED? NO

MANNER OF DEATH	NAME OF CERTIFIER	TITLE
	JOSH LEAVITT, D.O.	PHYSICIAN

CORONER SUBSEQUENT CERTIFICATION IF NECESSARY

EXTERNAL CAUSES ONLY

DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?

LOCATION WHERE INJURY OCCURRED

DESCRIPTION OF HOW INJURY OCoccurred

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: JUNE 17, 2024

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

Rev. 07/28/20

James B. Aydelotte

JAMES B. AYDELOTTE
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

February 12, 2025

GREGORY BURKHART
TERRI BURKHART
330 S STEEPHEAD LN
EAGLE ID 83616-4509

Re: Change in Ownership for Water Right Nos: 63-4603, 63-4266, 63-32410

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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 208-605-4631.

Sincerely,

Susan E. Hobson

Susy Hobson
Technical Records Specialist 1

Enclosures

c: CANDICE M MC HUGH

Hobson, Susy

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Wednesday, February 5, 2025 9:23 AM
To: Hobson, Susy
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410
Attachments: Letters of appt.pdf

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.

Here are the documents. I will return the application as soon as I receive it. Thanks

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Wednesday, February 5, 2025 8:18 AM
To: Candice McHugh <cmchugh@mchughbromley.com>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Good morning,

I thought I should let you know that you can disregard the portion of letter I mailed last week that states that a refund was requested. The refund request was not processed. Once you round out the documentation supporting Gregory as the Personal Representative to Teresa Burkhart we can proceed with the ownership change filing.

You may also send in the returned application.

Best Regards,

Susy

Susy Hobson
Technical Records Specialist
IDAHO DEPARTMENT OF WATER RESOURCES
Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Tuesday, February 4, 2025 9:21 AM
To: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Subject: Re: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

RECEIVED
FEB 05 2025
WATER RESOURCES
WESTERN REGION

Filed: 07/19/2024 10:10:17
Fourth Judicial District, Ada County
Trent Tripple, Clerk of the Court
By: Deputy Clerk - Jones, Alicja

F. MATTHEW STOPPELLO (ISB #6303)
STOPPELLO LAW, PLLC
250 S. FIFTH STREET, SUITE 820
BOISE, IDAHO 83702
TELEPHONE: (208) 344-3606
FACSIMILE: (208) 389-9449
EMAIL: MATT@STOPPELLOLAW.COM

ATTORNEY FOR APPLICANT

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

In the Matter of the Estate of	**Case No.** CV01-24-11814
TERESA BURKHART,	**LETTERS TESTAMENTARY**
Deceased.	

The Last Will and Testament of Teresa Burkhart having been admitted to informal probate, GREGORY BURKHART is hereby appointed Personal Representative of the Estate of Teresa Burkhart.

WITNESS: Magistrate Judge of the District Court, County of Ada, State of Idaho, with the seal of the Court affixed on 7/17/2024 10:51:33 AM: _____.

_____
Magistrate Judge Jill S. Jurries

CERTIFICATE OF MAILING

7/19/2024 10:10:51 AM

I HEREBY CERTIFY that on July ____, 2024, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

F. Matthew Stoppello
Stoppello Law, PLLC
250 S. Fifth Street #820
Boise, ID 83702

_____ U.S. Mail
_____ Hand Delivery
_____ Overnight Mail
__X__ E-Mail
(matt@stoppellolaw.com)

Deputy Clerk ~~of the Court~~ Alicia Jones

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Ok.

Get Outlook for iOS

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Tuesday, February 4, 2025 8:12:57 AM
To: Candice McHugh <cmchugh@mchughbromley.com>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Good morning Candice,

These QCD will support the change in water right ownership as long as you can send me the documentation supporting Gregory as the Personal Representative to Teresa Burkhart.

Thank you,

Susy

Susy Hobson
Technical Records Specialist
IDAHO DEPARTMENT OF WATER RESOURCES
Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Monday, February 3, 2025 4:53 PM
To: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

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.

Susy,

I wasn't aware that my client had water right deeds. This should clear it up.

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Friday, January 31, 2025 10:35 AM

RECEIVED
FEB 03 2025
WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

FOR VALUE RECEIVED, WILLIAM GODDARD BURKHART and TERESA BURKHART, husband and wife, does hereby convey, release, remise and forever quit claim unto GREGORY BURKHART and TERRI BURKHART, husband and wife whose address is 330 Steephead, Eagle, Idaho 83616, all right, title, and interest now owned or hereafter acquired in the following described water rights located in Gem County, State of Idaho, more particularly described as follows, to-wit:

> That portion of Idaho Water Right Number 63-4266 according to the records of the Idaho Department of Water Resources, consisting of the three points of diversion in Section 14 Township 6 North, Range 1 East, Gem County, and 2 points of diversion in Section 15 Township 6 North, Range 1 East, Gem County.

DATED: 10-8-2024

W. G. Burkhart
William Goddard Burkhart

Gregory Burkhart
Personal Representative to
Teresa Burkhart

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared WILLIAM GODDARD BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared GREGORY BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument as the Personal Representative of the ESTATE OF TERESA BURKHART, DECEASED 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

RECEIVED
FEB 03 2025
WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

FOR VALUE RECEIVED, WILLIAM GODDARD BURKHART and TERESA BURKHART, husband and wife, does hereby convey, release, remise and forever quit claim unto GREGORY BURKHART and TERRI BURKHART, husband and wife whose address is 330 Steephead, Eagle, Idaho 83616, all right, title, and interest now owned or hereafter acquired in the following described water rights located in Gem County, State of Idaho, more particularly described as follows, to-wit:

> That portion of Idaho Water Right Number 63-4603 according to the records of the Idaho Department of Water Resources, consisting of the six points of diversion in Section 14 Township 6 North, Range 1 East, Gem County.

DATED: 10-8-2024

W. G. Burkhart
William Goddard Burkhart

Gregory Burkhart
Personal Representative to
Teresa Burkhart

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared WILLIAM GODDARD BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared GREGORY BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument as the Personal Representative of the ESTATE OF TERESA BURKHART, DECEASED 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

RECEIVED
FEB 03 2025
WATER RESOURCES
WESTERN REGION

QUITCLAIM DEED

FOR VALUE RECEIVED, WILLIAM GODDARD BURKHART and TERESA BURKHART, husband and wife, does hereby convey, release, remise and forever quit claim unto GREGORY BURKHART and TERRI BURKHART, husband and wife whose address is 330 Steephead, Eagle, Idaho 83616, all right, title, and interest now owned or hereafter acquired in the following described water rights located in Gem County, State of Idaho, more particularly described as follows, to-wit:

That portion of Idaho Water Right Number 63-32410 according to the records of the Idaho Department of Water Resources, consisting of the one point of diversion in Section 15, Township 6 North, Range 1 East, Gem County.

DATED: 10-8-2024

W. G. Burkhart
William Goddard Burkhart

Gregory Burkhart
Personal Representative to
Teresa Burkhart

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared WILLIAM GODDARD BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

STATE OF IDAHO)
: ss.
County of Ada)

On this 8 day of October in the year of 2024, before me, Madison Belanger the undersigned, a Notary Public in Ada County, State of Idaho, personally appeared GREGORY BURKHART, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument as the Personal Representative of the ESTATE OF TERESA BURKHART, DECEASED 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 in this certificate first above written.

MADISON BELANGER
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 20243276
MY COMMISSION EXPIRES 8-30-2030

Madison Belanger
Notary Public for the State of Idaho
Residing in Ada County, Idaho
My Commission Expires: 8/30/2030

Hobson, Susy

From: Hobson, Susy
Sent: Friday, January 31, 2025 11:35 AM
To: Candice McHugh
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Candice,

We do not need the mining claims, only land and/or water right deeds.

Susy

Susy Hobson
Technical Records Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Friday, January 31, 2025 11:25 AM
To: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

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.

Do you need a copy of the mining claims as well?

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Friday, January 31, 2025 9:58 AM
To: Candice McHugh <cmchugh@mchughbromley.com>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Good Morning,

The documents you have attached have already been submitted in part or in whole.

There are tools on the department's website that can be used to identify the locations of water rights, idwr.idaho.gov. Perhaps those (Public Land Survey) tools and the parcel information provided in my prior email will be of assistance in rounding up the conveyance documents.

Hobson, Susy

From: Hobson, Susy
Sent: Friday, January 31, 2025 10:58 AM
To: Candice McHugh
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Good Morning,

The documents you have attached have already been submitted in part or in whole.

There are tools on the department's website that can be used to identify the locations of water rights, idwr.idaho.gov. Perhaps those (Public Land Survey) tools and the parcel information provided in my prior email will be of assistance in rounding up the conveyance documents.

I will be returning the Notice of Change in Water Right Ownership (Notice) to you, along with the supplemental documents that the department received on November 23, 2024. You may resubmit that same Notice along with the related supporting documents once you have them in hand.

Please let me know if I can be of further assistance.

Best Regards,

Susy

Susy Hobson
Technical Records Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Wednesday, January 29, 2025 1:29 PM
To: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

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.

Do these help?

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Monday, January 6, 2025 1:18 PM

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

November 27, 2024

emailed Jan. 6, 2025

CANDICE M MC HUGH
MC HUGH BROMLEY PLLC
PO BOX 107
BOISE ID 83701

RE: Change in Ownership Water Right Nos: 63-32410, 63-4266, 63-4603

Dear Interested Party:

The Department of Water Resources (Department) acknowledges receipt of the Notice of Change in Water Right Ownership (Notice) you submitted. Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below.

- Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question.

One of the deeds you have submitted includes only a portion of Water Right 63-4266 on Government Lot 16. If you wish to change the ownership of the full water right the Department requires documentation of ownership of the entire property in which the water right exists.

If you desire to split the water right there are additional requirements outlined on the Notice and within the instructions to the Notice. Please see the forms section of the Department's website for more information. Furthermore, WR 63-4266 is approved for three uses irrigation, stock water and domestic. The use on Government Lot 16 includes only irrigation and stock water.

No evidence of ownership was submitted for 63-32410 and 63-4603.

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

If you have any questions regarding this matter, please contact me at 208-605-4631.

Sincerely,

Susan P Hobson.

Susy Hobson
Technical Records Specialist 1

To: Candice McHugh <cmchugh@mchughbromley.com>
Subject: RE: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Hi Candice,

Thank you for your call and email regarding this matter. I appreciate your quick response.

In reviewing what I have in hand it looks like I did not send the deficiency letter as I had planned. My apologies. I have attached it and a few graphics to illustrate the below points.

1. WR 63-4266 - Quitclaim Deed, Gem Co. Instrument #321266, for Government lot 16 includes only a portion of the water right. The water right place of use (POU) also exists within parcel RP06N01E141580. You will either need conveyance documents for the second parcel to acquire the entire POU or request that the water right be split.
2. Irrigation and stockwater uses are the only aspects of the right that exist on Gov. Lot 16. The domestic use only resides within the other parcel. So, if you were to have the right split, Gov. Lot 16 would not include domestic use.
3. 63-4603 is on the aforementioned parcel, RP06N01E141580. To change the ownership for this water right we will need the conveyance documents for this parcel.
4. 63-32410 – is on parcel RP06N01E146075. To change the ownership of this water right we will need the conveyance documents for this parcel.
5. If the Burkhart's intent is to own the water rights in #3 & 4, it would be best that the rights be specifically named in a Quitclaim deed along with the parcels.

After your review, if you have any questions, please give me a call, (208) 605-4631, or reply to this email.

Best Regards,

Susy

Susy Hobson
Technical Records Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

From: Candice McHugh <cmchugh@mchughbromley.com>
Sent: Monday, January 6, 2025 9:21 AM
To: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Subject: Re: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

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Can you please resend what you sent? I don't recall seeing anything. My apologies.

Get Outlook for iOS

From: Hobson, Susy <susy.hobson@idwr.idaho.gov>
Sent: Monday, January 6, 2025 8:16:27 AM
To: Candice McHugh <cmchugh@mchughbromley.com>
Subject: Burkhart change in ownership Water Rights 63-4266, 63-4603, 63-32410

Good morning Candice,

I'm writing to see if you have been able to make any progress on collecting the documentation needed to process the change in ownership for the above-listed water rights. It has been more than 30 days since our notification of deficiency. Will you please update the department so that we can either issue a refund or know when to expect the documentation.

Best Regards,

Susy

Susy Hobson
Technical Records Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

Western Region
2735 W. Airport Way, Boise ID 83705
(208) 605-4631 susy.hobson@idwr.idaho.gov

McHUGH BROMLEY
ATTORNEYS AT LAW, PLLC

RECEIVED
NOV 25 2024
WATER RESOURCES
WESTERN REGION

Candice M. McHugh
cmchugh@mchughbromley.com

PO Box 107
Boise, Idaho 83701
(208) 287-0991

Chris M. Bromley
cbromley@mchughbromley.com

November 22, 2024

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE, ID 83705-5082
(208) 334-2190

Re: Change of Ownership 63-4266, 63-4603 and 63-32410

To Whom It May Concern:

Enclosed please find a Notice of Change in Water Right Ownership form along with the deeds, maps and a check for $75 for the filing fees. I also included the death certificate for Teresa J. Burkhart, please let me know if you need anything further.

Also, please list me as a representative on the water rights so that I will get notice of any matters that might pertain to them going forward.

Please direct any questions you may have to me at the above number or email address.

Sincerely,

Candice M. McHugh