

FEB 20 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
EASTERN REGION

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?
22-103560 ^K	Yes ☐	Yes ☐		Yes ☐	Yes ☐
update Poll	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: The R Mountain LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): DNG Properties
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 679 S. 4th E. Rexburg ID 83440
Mailing address City State Zip
- (208) 670-1337 kndustin@yahoo.com
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: 1/8/24
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: Kelly Dustin Managing Member 2/2/24
Signature of new owner/claimant Title, if applicable Date
Kelly Dustin

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

For IDWR Office Use Only:
Received by JB Date 2/20/2024 Receipt No. E049821 Receipt Amt. \$25. -
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 3/7/2024

RECORDING REQUESTED BY
Flying S Title and Escrow of Idaho, Inc.

AND WHEN RECORDED MAIL TO:
Flying S Title and Escrow of Idaho, Inc.
535 First American Circle
Rexburg, ID 83440

Microfile No. 460197
8 DAY Jan 2024
At 04 O'Clock 53 PM
KIM H. MUIR
MADISON CO RECORDER
Fee \$15.00
Deputy
Recorded at Request of
FLYING S TITLE AND ESCROW - REXI

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1120090-RX (da)**

Date: **December 29, 2023**

For Value Received, **The R Mountain LLC, an Idaho limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **DNG Properties, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **679 S 4th E, Rexburg, ID 83440**, the following described premises, situated in **Madison County, Idaho**, to-wit:

Lot 6, Block 3, Trappers Landing Division No.2, City of Rexburg, Madison County, Idaho, as shown on the plat recorded August 17, 2023, as Instrument .

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

RECORDING REQUESTED BY
Flying S Title and Escrow of Idaho, Inc.

AND WHEN RECORDED MAIL TO:
Flying S Title and Escrow of Idaho, Inc.
535 First American Circle
Rexburg, ID 83440

E-RECORDED

simplifile®

ID:

460107

County:

Madison

Date:

1/0/24

Time:

4:53pm

Space Above This Line for Recorder's Use Only

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Date: 12/29/23

Warranty Deed
- continued

File No.: 1120090-RX (da)

The R Mountain LLC,
an Idaho limited liability company

By: A. Rand Robison
Name: Rand Robison
Title: Member

STATE OF Arizona)
COUNTY OF Maricopa)
ss.

On this 29th day of **December, 2023**, before me, a Notary Public in and for said State, personally appeared **Rand Robison**, known or identified to me to be the persons whose names is subscribed to the within Instrument as one of the Manager/Members of **The R Mountain LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledge to me that he executed the same in said Limited Liability Company's name.

Karen Riddle

Notary Public of: ARIZONA, MARICOPA COUNTY
Residing at: PostNet 10869 N Scottsdale RD
Commission Expires: 1/23/2027



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/21/2023

Water Right 22-10356

Owner Type **Name and Address**
Current Owner THE R MOUNTAIN LLC
503 N 4000 E
RIGBY, ID 83442-5165
(208) 351-1070

Priority Date: 7/12/1944

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.040 CFS	
	Total Diversion		0.040 CFS	

Source and Point(s) of Diversion:

GROUND WATER

NENENE

Sec. 26, Twp 06N, Rge 39E, MADISON County

Place Of Use:

DOMESTIC within MADISON County

Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
06N	39E	26	X																	

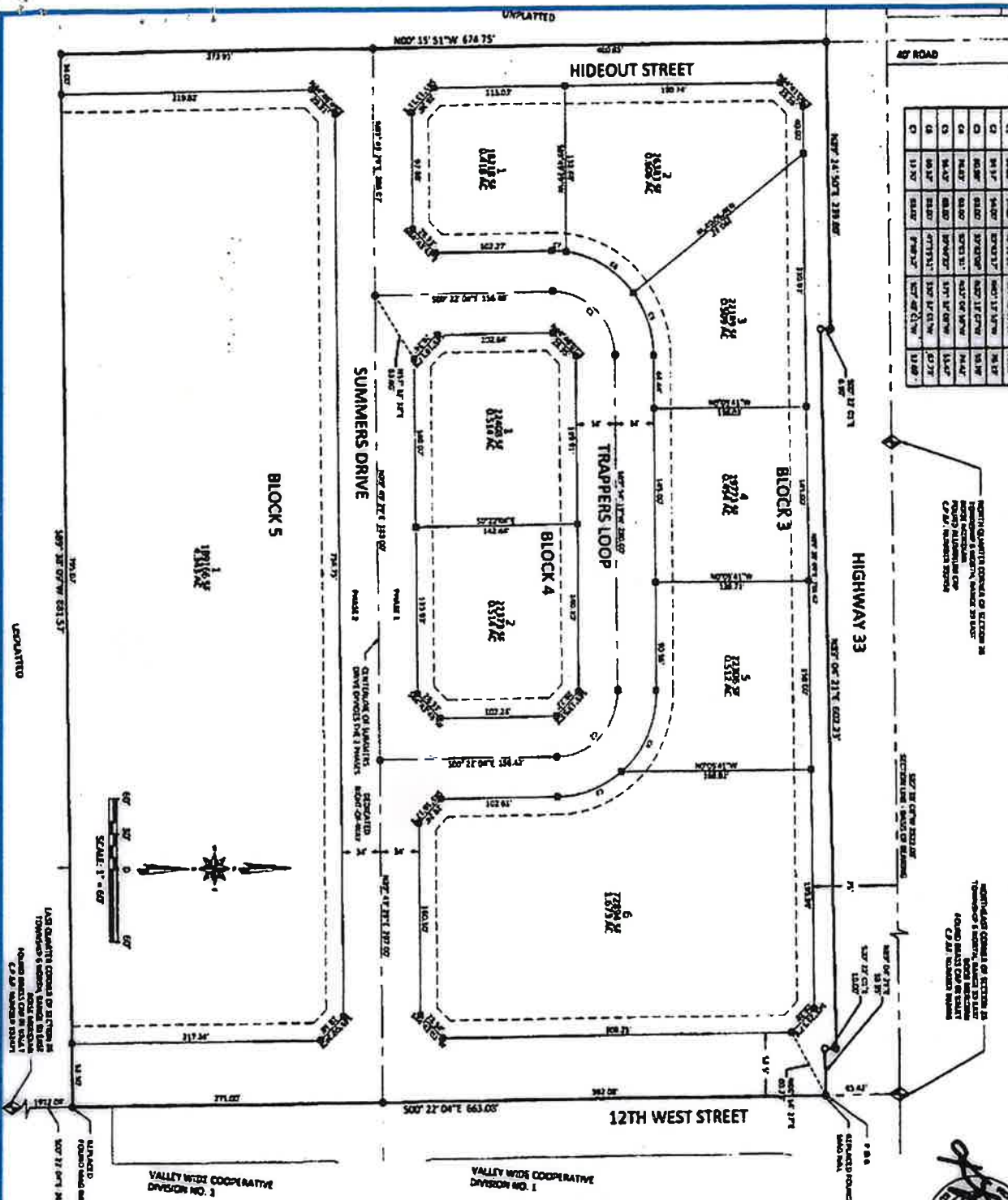
Conditions of Approval:

1. 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.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. RP06N39E260002A

QUARTER OF THE NORTHEAST QUARTER SECTION 26, TOWNSHIP 6 NORTH, RANGE 39 EAST
BOISE MENDIAN, CITY OF REBURG, MADISON COUNTY, IDAHO

FOIA
 REPORT OF RECEIVING
 RECEIPT CERTIFICATE
 SECTION ONE
 LOT NO.
 PA1 EQUIPMENT
 IF RECEIVING EQUIPMENT OF A
 QUALITY OTHER THAN SPECIFIED
 EXISTING UNITS (A) IN LOT AS NOTED
 BY THE

COUNTESS					
DATE	TIME	LOCATION	CLERK	DEPT. NAME	CODE
01	08:00	0100	0100	0100	0100
02	09:00	0200	0200	0200	0200
03	10:00	0300	0300	0300	0300
04	11:00	0400	0400	0400	0400
05	12:00	0500	0500	0500	0500
06	13:00	0600	0600	0600	0600
07	14:00	0700	0700	0700	0700
08	15:00	0800	0800	0800	0800
09	16:00	0900	0900	0900	0900
10	17:00	1000	1000	1000	1000
11	18:00	1100	1100	1100	1100
12	19:00	1200	1200	1200	1200

[illegible][illegible][illegible][illegible]

DATE: 7-6-2021



**EAGLE ROCK
ENGINEERING**
1700 HANLIN DRIVE
EVANSTON, ILLINOIS 60120
TEL: 708/491-1000
FAX: 708/491-1001

[illegible]



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 Mathew Weaver

March 07, 2024

DNG PROPERTIES
679 S 4TH E
REXBURG ID 83440-5305

Re: Change in Ownership for Water Right No(s): 22-10356

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 Baily
Technical Records Specialist 1

Enclosure(s)



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 Mathew Weaver

February 21, 2024

DNG PROPERTIES
679 S 4TH E
REXBURG ID 83440

RE: Change in Ownership Water Right No. 22-10356

Dear Sir/Madam:

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

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 for the department to update ownership of a water right a copy of the 'recorded' Warranty Deed or other legal document indicating your ownership in the water right and/or property is required. Please provide evidence of ownership.

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 Baily
Technical Records Specialist