

APR 22 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?
22-7805	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: Kent & Ann Hansen (Liberty Estates)

Name of current water right holder/claimant.

3. New Owner(s)/Claimant(s): Liberty Estates Holdings LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or2302 R ST SE #145AuburnWA98002

Mailing address

City

State

Zip

253-939-0505mymhomestead@gmail.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: 3-18-2024

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: [Signature]

Signature of new owner/claimant

MANKO

Title, if applicable

3/18/24

Date

THOMAS MILLARD

Print name

Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

Print name

Refund Requested 5/24/2024Received by JBDate 4/23/24

For IDWR Office Use Only:

Receipt No. E049990Receipt 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

Processed by

Date

Returned unprocessed



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

May 24, 2024

LIBERTY ESTATES HOLDING LLC
2302 R ST SE #145
AUBURN WA 98002

RE: Change in Ownership Water Right No. 22-7805

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership on April 22, 2024, for the above-mentioned water rights. The Notice could not be processed because additional information and/or evidence of ownership is required. A letter requesting additional information and evidence of ownership was sent April 24, 2024 (copy enclosed). The information was to be provided in 30 days. As of today, the department has not received a response to the request. Therefore, we are returning your application unprocessed.

Because the department is returning your application you are entitled to a full refund. The department has initiated the refund, and it should arrive from the state office in a couple of weeks.

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 Bailly
Technical Records Specialist

Baily, Jonie

From: Baily, Jonie
Sent: Friday, May 24, 2024 9:47 AM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good morning!

I have a refund request as follows:

Receipt number: E049990
Amount: \$25.00
Payable to: LIBERTY ESTATES HOLDING LLC
2302 R ST SE #145
AUBURN WA 98002

Reason: Ownership Change was submitted for 1 water right. The department did not receive evidence ownership and the application could not be complete. Therefore, it is being returned unprocessed and the applicant is entitled to a full refund.

Let me know if you have any questions or need additional information. Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Baily | 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



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

April 24, 2024

LIBERTY ESTATES HOLDING LLC
2302 R ST SE #145
AUBURN WA 98002

RE: Change in Ownership Water Right No. 22-7805

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:** Please review the water right report and map attached. In order for the department to update the ownership of the water right a deed or other legal document indicating your ownership in the water right or property is required. Please note the current owner of the water right is Golden Valley Developments. Also, it appears the water right covers parcels that are not owned by Liberty Estates Holdings LLC. As per Idaho Code in order to update the ownership on a water right on someone else's ground, notice to the property owner is 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.

(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.

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 Bailly
Technical Records Specialist

State of Idaho
Department of Water Resources
Water Right
22-7805

39E

05N



0 0.035 0.07 0.14 Miles

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



IDAHO DEPARTMENT OF WATER RESOURCES

4/24/2024

Proof Report

Water Right 22-7805

Owner Type **Name and Address**
 Current Owner GOLDEN VALLEY DEVELOPMENTS
 C/O BOYD WITHERS 266 NEZ PERCE
 REXBURG, ID 83440
 (208) 359-6080

Priority Date: 2/16/1999**Basis:** License**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	0.390 CFS	49.4 AF
	<u>Total Diversion</u>		0.390 CFS	49.4 AF

Source and Point(s) of Diversion:

GROUND WATER	SESW	Sec. 13, Twp 05N, Rge 39E, MADISON County
GROUND WATER	SESW	Sec. 13, Twp 05N, Rge 39E, MADISON County

Place Of Use:

DOMESTIC within MADISON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	39E	13												X					

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.
2. 01M After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. X01 Domestic use is for 52 homes.
4. 071 The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
5. 070 The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this domestic right and shall only divert groundwater under this domestic right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder. This domestic right shall not be used for irrigation purposes if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
7. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water for domestic irrigation shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.