



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](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

April 6, 2023

KEVIN LARSEN  
582 N 2200 E  
PRESTON ID 83263

RE: Change in Ownership Water Right No. 13-7428

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership on March 16, 2023, for the above-mentioned water rights. On April 5, 2023, the department talked to Ethan Rawlings, attorney, he has requested we return your application unprocessed; he indicated you would file in the adjudication.

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 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](http://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:** Thursday, April 6, 2023 2:33 PM  
**To:** IdwrPayable  
**Subject:** Refund Request  
**Attachments:** Receipt.PDF

Good afternoon!

I have a refund request as follows:

Receipt number: E048984  
Amount: \$25.00  
Payable to: KEVIN LARSEN  
582 N 2200E  
PRESTON ID 83263

Reason: Ownership change filed for one water right. Because of issues with updating the ownership, the applicant decided to file a claim in the adjudication and the requested we return the ownership change; therefore 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](mailto:jonie.barg@idwr.idaho.gov)

Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)



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**Governor Brad Little**

**Director Gary Spackman**

March 16, 2023

KEVIN LARSEN  
582 N 2200 E  
PRESTON ID 83263

RE: Change in Ownership Water Right No. 13-7428

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:** According to the legal description received by the department the place of use of the water right listed above is not appurtenant to your property. Please supply a copy of the recorded deed indicating your ownership of the place of use of the water right. The department has supplied a map showing the place of use of the water right as well as your property boundary.

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](http://www.idwr.idaho.gov).

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Bailly  
Technical Records Specialist

# Idaho Department of Water Resources



## Legend

-  Kevin Larsen Property
-  13-7428 POU
-  Parcels
-  Township/Range
-  Sections
- QQ

MAR 16 2023

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDepartment 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 13-7428               | 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"/> |
|                       | 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: Arlo Larsen  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kevin Larsen  
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or  
ID 83263  
State Zip
- 582 N 2200 E  
Mailing address  
801-419-2972  
Telephone
- Preston  
City  
kevinarlarsen@yahoo.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: 01/09/2022
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: Kevin A. Larsen  
Signature of new owner/claimant  
Kevin A. Larsen  
Print name

Title, if applicable

Date

13 / March / 2023

Signature:

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by JB

Date

3/16/2023

For IDWR Office Use Only:

Receipt No. E048984Receipt 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 UnprocessedRefund Requested 4/16/23

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

Fuller & Fuller, PLLC  
P.O. Box 191  
24 N. State Street  
Preston, Idaho 83263  
208-852-2680

COPY

292343  
1-3

Recorded at the request of  
Fuller & Fuller  
Time: 4:23 Amount \$ 15.00

AUG 30 2022

CAMILLE LARSEN, RECORDER  
By C. Carter Deputy  
Franklin County, Idaho

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(Space Above For Recorder's Use)

PERSONAL REPRESENTATIVE'S DEED

Kevin A. Larsen ("Grantor") is the duly-appointed and acting Personal Representative of the Estates of Arlo M. Larsen and Judy A. Larsen a.k.a Judith Ann Larsen (deceased), having been appointed on the 2<sup>nd</sup> day of February 2022, in Case No. CV21-22-0045, by the Magistrate Division of the Sixth Judicial District Court in and for Franklin County, Idaho.

NOW WITNESSETH: For good and valuable consideration, and for the purpose of distributing real property from the Estates of Arlo M. Larsen and Judy A. Larsen a.k.a Judith Ann Larsen, Grantor does by these presents hereby distribute, bargain, sell, convey, and confirm unto Kevin A. Larsen and Cynthia D. Larsen, husband and wife, as an estate in community property with rights of survivorship, whose address is 582 North 2200 East, Preston, ID, 83263 ("Grantee"), and their heirs and assigns forever, to have and to hold, the above-described interests in certain real property situated in Franklin County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

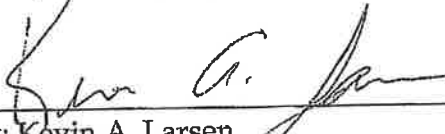
TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining, the reversion and reversions, remainder and remainders rents, issues, and profits thereof.

292343

2-3

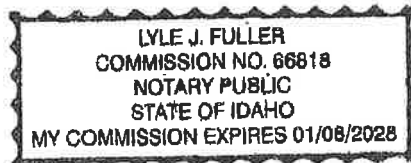
WITNESS the hand of said Grantor this 30<sup>th</sup> day of August, 2022.

Estates of Arlo M. Larsen and Judy A. Larsen  
a.k.a Judith Ann Larsen

  
By: Kevin A. Larsen  
Personal Representative

STATE OF IDAHO           )  
                                      ) ss.  
County of Franklin        )

On this 30<sup>th</sup> day of August, 2022, before me personally appeared Kevin A. Larsen, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as Personal Representative of the Estates of Arlo M. Larsen and Judy A. Larsen a.k.a Judith Ann Larsen.



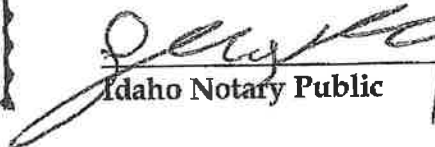
  
Idaho Notary Public

**Exhibit "A"**

**292343**  
**3-3**

Township 15 South, Range 40 East of the Boise Meridian

Commencing 334 feet North of the Southwest corner of the Southeast Quarter of the Northeast Quarter of Section 19, and running thence North  $45^{\circ}13'$  East 212 feet; thence North  $27^{\circ}09'10''$  East 314.95 feet; thence North  $32^{\circ}06'$  East 672 feet; thence West 651.3 feet; thence South 998.85 feet to the place of beginning.

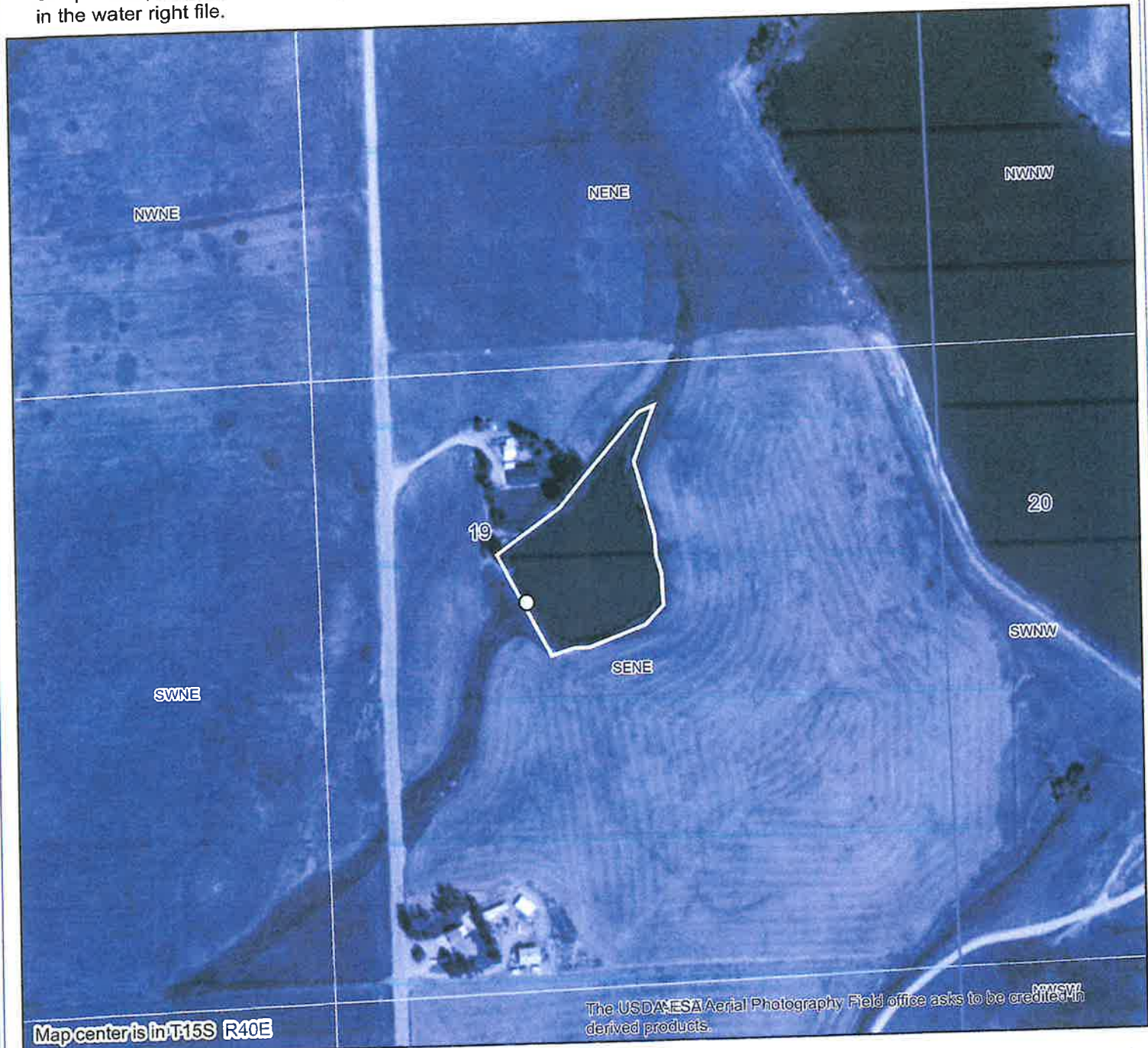
State of Idaho  
Department of Water Resources

# Water Right

13-7428

## RECREATION STORAGE

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: 3/13/2023



### Legend

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



State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 13-07428

Priority: April 28, 1985

Maximum Diversion Volume: 18.0 AF

It is hereby certified that JUDITH A LARSEN And/Or  
ARLO M LARSEN  
582 N 2200 E  
PRESTON ID 83263 has complied with the terms and conditions of the  
permit, issued pursuant to Application for Permit dated April 25, 1985; and has submitted Proof of  
Beneficial Use on June 04, 1990; and a water has been established as follows;

**SOURCE**

UNNAMED STREAM

Tributary: WORM CREEK

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>ANNUAL<br/>DIVERSION VOLUME</u> |
|-----------------------|----------------------|------------------------------------|
| RECREATION STORAGE    | 01/01 to 12/31       | 18.0 AF                            |

**LOCATION OF POINT(S) OF DIVERSION:**

UNNAMED STREAM SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 19 Twp 15S Rge 40E, B.M. FRANKLIN County

**PLACE OF USE:** RECREATION STORAGE

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |  |  |  | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--|--|--|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |    |  |  |  |        |
| 15S | 40E | 19  |    |    |    | X  |    |    |    |    |    |    |    |    |    |  |  |  |        |

**CONDITIONS OF APPROVAL**

1. The reservoir established by the storage of water under this right shall not exceed a total capacity of 18 acre-feet or a total surface area of 2.0 acres.
2. 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. 13A.
3. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
4. Use of water under this right shall be non-consumptive.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 11<sup>th</sup> day of July, 2013.

  
for GARY SPACKMAN  
Director

## Water Right Report : 13-7428( License/Active)

### Water Right Owners

| Owner Type    | Name             | Address     | City    | State | Postal Code |
|---------------|------------------|-------------|---------|-------|-------------|
| Current Owner | LARSEN, ARLO M   | 155 E 3RD N | PRESTON | ID    | 83263       |
| Current Owner | LARSEN, JUDITH A | 155 E 3RD N | PRESTON | ID    | 83263       |

### Water Right Status

Priority Date : 4/28/1985  
Basis : License  
Status : Active

### Water Source

| Source         | Source Qualifier | Tributary  | Tributary Qualifier |
|----------------|------------------|------------|---------------------|
| UNNAMED STREAM |                  | WORM CREEK |                     |

### Points Of Diversion (Location)

| Source         | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County         | Diversion Type |
|----------------|----------|-------|---------|-----------|-----|----|---|----------------|----------------|
| UNNAMED STREAM | 15S      | 40E   | 19      | 0         |     |    |   | SE NE FRANKLIN |                |

### Water Uses

| Beneficial Use     | From  | To    | Diversion Rate | Volume    |
|--------------------|-------|-------|----------------|-----------|
| RECREATION STORAGE | 01/01 | 12/31 |                | 18.00 AFA |
| <b>TOTAL</b>       |       |       |                | 18.00 CFS |

### Places of Use

#### Place of Use Legal Description : RECREATION STORAGE (FRANKLIN county)

| Township | Range | Section | Lot | QQQ | QQ | Q     | Acres |
|----------|-------|---------|-----|-----|----|-------|-------|
| 15S      | 40E   | 19      |     |     |    | SE NE |       |

### Conditions

#### Code Conditions

- 220 The reservoir established by the storage of water under this right shall not exceed a total capacity of 18 acre-feet or a total surface area of 2.0 acres.
- 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. 13A.
- R40 The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
- 027 Use of water under this right shall be non-consumptive.

### Dates

Licensed Date : 7/11/2013  
Decreed Date :  
Permit Proof Due Date : 6/1/1990  
Permit Proof Made Date : 6/4/1990

### Other Information

State or Federal :  
Water District Number : 13A  
Generic Max Rate Per Acre : 0  
Generic Max Volume Per Acre : 0

Permit Approved Date : 6/28/1985  
Permit Moratorium Expiration Date :  
Enlargment Use Priority Date :  
Enlargement Statute Priority Date :  
Application Received Date: 4/25/1985  
Protest Deadline Date:

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

3/13/2023

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**Franklin**



**County**

**Doug Wallis**  
Assessor

**Assessor**

51 West Oneida St.  
Preston, Idaho 83263  
(208) 852-1091  
Fax (208) 852-1096

September 28, 2022

Kevin & Cynthia Larsen  
582 No. 2200 E.  
Preston, Idaho 83263

This office recently received Personal Representative's Deed #292343 recorded in the Franklin County Recorder's Office on August 30, 2022, which transferred the house and property at 582 No. 2200 E. Preston, Idaho, to you.

If this house and property is your primary residence then you may receive the Homeowners Exemption which reduces your property taxes.

Please fill out the enclosed application and return to this office as soon as possible. If you have any questions, please feel free to call me.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Doug Wallis".

Doug Wallis  
Franklin County Assessor

## TENT 2022

## FRANKLIN COUNTY

JANET KIMPTON  
39 W. Oneida  
Preston, ID 83263  
208-852-1095

Received By:

Janine

Receipt Number:

Page 1 of 1

U22.2900

Location:

Franklin

Receipt Year:

2022

Session:

Janine-Till 1-11222022-0

Date Received:

11/22/2022

## PAYMENT RECEIPT - DUPLICATE

| Type                | Description                                                                                                                                                                                                           | Balance         | Net Tax       | Interest | Fees/Late Charges | Current Due | Current Paid | Balance Remaining |
|---------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|---------------|----------|-------------------|-------------|--------------|-------------------|
| Real Property       | Bill Number: 102570<br>Bill Year: 2022<br>PIN: RP02153.01<br>AIN: 02153.01<br>Primary Owner: LARSEN KEVIN A<br>Property Addr: 582 N 2200 E<br>Property Desc: PT OF THE<br>SE4NE4; 19-15-40; PLAT 127;<br>INST #292343 | 1,368.50        | 1,368.50      | 0.00     | 0.00              | 1,368.50    | 1,368.50     | 0.00              |
| <b>Totals:</b>      |                                                                                                                                                                                                                       | 1,368.50        | 1,368.50      | 0.00     | 0.00              | 1,368.50    | 1,368.50     | 0.00              |
| Tender Information: |                                                                                                                                                                                                                       | Charge Summary: |               |          |                   |             |              |                   |
| Check #1116         |                                                                                                                                                                                                                       | 1,368.50        | Real Property |          |                   |             |              | 1,368.50          |
| Total Tendered      |                                                                                                                                                                                                                       | 1,368.50        | Total Charges |          |                   |             |              | 1,368.50          |

## FRANKLIN COUNTY

JANET KIMPTON 39 W. Oneida Preston, ID 83263

By Whom Paid:

LARSEN KEVIN A  
582 N 2200 E  
PRESTON ID 83263

|                   |          |
|-------------------|----------|
| CHARGES           | 1,368.50 |
| PAID              | 1,368.50 |
| BALANCE REMAINING | 0.00     |
| AMOUNT TENDERED   | 1,368.50 |
| CHANGE            | 0.00     |