

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 03 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

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?
13-7741 > 13-7741 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
13-7743 > 13-7743 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
13-7745 > 13-7745 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
13-4319 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
Split not required	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: LKBD Investments LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Justin Burrell
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 2250 N Lago Rd Grace ID 83241
Mailing address City State Zip
801-404-0304 jdiamondb@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: March 6, 2023
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.

SUPPORT DATA

IN FILE # 13-4319

8. Signature: [Signature] 3/6/2023
Signature of new owner/claimant Title, if applicable Date
Print name

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

Received by JB Date 4/4/2023 For IDWR Office Use Only: \$400. - for this app.
Receipt No. E049045 Receipt Amt. \$500. -

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 4/19/2023

13-4319 Split not required. Refund Requested \$75. -

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

AND WHEN RECORDED MAIL TO:
Flying S Title and Escrow of Idaho, Inc.
241 S Main Street Suite 1
Soda Springs, ID 83276

Instrument # 210963

CARIBOU COUNTY, IDAHO
03-07-2023 15:34:10 No. of Pages: 3
Recorded for: FLYING S TITLE AND ESCROW - SODA SPRINGS
Denise Horsley Fee: \$15.00
Ex-Officio Recorder Deputy Denise Horsley
Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1080286SOD (ku)**

Date: **February 14, 2023**

For Value Received, **LKBD Investments LLC, a Utah limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Justin Burrell, an unmarried man**, hereinafter called the Grantee, whose current address is **2258 N. Lago Rd., Grace, ID 83241**, the following described premises, situated in **Caribou County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

Date: 02/14/2023

Warranty Deed
- continued

File No.: 1080286SOD (ku)

LKBD Investments LLC, a Utah limited liability
company

By: Michael A. Vail
Name: Michael A. Vail
Title: Manager

By: Connie M. Vail
Name: Connie M. Vail
Title: Manager

STATE OF Idaho)
ss.
COUNTY OF Caribou)

On this **Sixteenth day of February, 2023**, before me, a Notary Public in and for said State, personally appeared **Michael A. Vail and Connie M. Vail**, known or identified to me to be the persons whose names are subscribed to the within Instrument as the Managers of the **LKBD Investments LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that **they** executed the same in said Limited Liability Company's name.

KRISTIE KAE URBAN
Notary Public - State of Idaho
Commission Number 20181826
My Commission Expires 09-21-2024

Kristie Kae Urban
Notary Public of Idaho
Residing at: Soda Springs, Idaho
Commission Expires: 09-21-2024

EXHIBIT A

Parcel I:

Township 11 South, Range 41 East of the Boise Meridian, Caribou County, Idaho:

**Section 20: NW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPT THEREFROM, Beginning at a point 60 feet West of the Northeast corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20, and running
Thence East 60 feet;
Thence South 1320 feet;
Thence West 336.28 feet, more or less, to a County Road;
Thence Northeasterly along said road, 1348.6 feet, more or less, to the Point of Beginning.**

**ALSO, EXCEPT THEREFROM, Beginning at the Northeast Corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20; Thence South 460 feet, to the TRUE POINT OF BEGINNING, and running
Thence West 1000 feet; Thence South 350 feet;
Thence East 1000 feet; Thence North 350 feet,
to the True Point of Beginning.**

Parcel II:

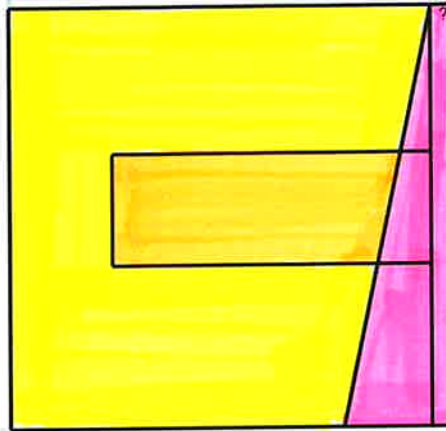
Township 11 South, Range 41 East of the Boise Meridian, Caribou County, Idaho:

Section 20: A tract in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20, more particularly described as follows:

**Beginning at the Northeast Corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20; Thence South 460 feet, to the TRUE POINT OF BEGINNING, and running
Thence West 1000 feet; Thence South 350 feet;
Thence East 1000 feet; Thence North 350 feet,
to the True Point of Beginning.**

EXCEPT THEREFROM, any portion thereof lying East of the West right-of-way line of North Lago Road.

Split Required
Stockwater right no split
Required.



Burrell Property

13-7741, 13-7743, 13-7745, 13-7319

4/6/2023

Scale: 1 inch= 600 feet

File: Justin Burrell

Tract 1: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.

Tract 2: 6.0042 Acres (261544 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/669880), Perimeter=3065 ft.

Tract 3: 8.0349 Acres (350000 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=2700 ft.

01 /ne,nw,sw,20,11s,41e
02 s0w 1320.00
03 s90w 1320.00
04 n0e 1320.00
05 n90e 1320.00
06 @0
07 /ne,nw,sw,20,11s,41e
08 n90e 60
09 s00e 1320
10 n90w 336.28
11 n11.4917e 1348.60
12 @0

13 /ne,nw,sw,20,11s,41e
14 /s00e 460
15 n90w 1000
16 s00e 350
17 n90e 1000
18 n00e 350

Parcel 1
included

exception

exception

Parcel 2

included



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 Gary Spackman

April 19, 2023

JUSTIN M BURRELL
2258 N LAGO RD
GRACE ID 83241-5070

Re: Change in Water Right Ownership: 13-7741 (Split into 13-7741 and 13-8136), 13-7743 (Split into 13-7743 and 13-8137), 13-7745 (Split into 13-7745 and 13-8138), 13-4319 (no split required)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 Bailly
Technical Records Specialist 1

Enclosure(s)

cc: LKBD INVESTMENTS LLC
IDAHO AGCREDIT PCA
WATER DISTRICT 11

Baily, Jonie

From: Baily, Jonie
Sent: Wednesday, April 19, 2023 12:18 PM
To: IdwrPayable
Subject: Refund request
Attachments: Receipt.PDF

Good afternoon!

I have a refund request as follows:

Receipt number: E049045
Amount: \$75.00
Payable to: IDAHO AGCREDIT
PO BOX 985
BLACKFOOT ID 83221

Reason: Ownership Change and security interest filed. Application listed 4 water rights as a split during our review we determined one water right would not require a split. Therefore the applicant is entitled to a partial 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