

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 26 2024 ✓
DEPT. OF WATER RESOURCES
SOUTHERN 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?
~~40318~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
47-4517	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Rick C. Parks
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gaegg D. Middlekauff & Sallee Middlekauff (per deeds)
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- P.O. Box 1299 Twin Falls ID 83303
Mailing address City State Zip
- 208-736-2480 ndavids@bigmdirect.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: 2-23-10
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] Title, if applicable: _____ Date: 6-21-24
 Signature of new owner/claimant
Gaegg D. Middlekauff
 Print name

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

 Print name

For IDWR Office Use Only:

Received by DM Date 6/27/2024 Receipt No. 5040271 Receipt Amt. \$750-
 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 DM Date 7-17-2024

Case No. 60722DI

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY

Recorded for
TITLEFACT
10:32:35 am 02-23-2010

2010-003521

No. Pages: 2 Fee: \$ 6.00
KRISTINA GLASCOW
County Clerk
Deputy: DWRIGHT

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED **RICK C. PARKS, an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **GREGG O. MIDDLEKAUFF and SALLEE A. MIDDLEKAUFF, husband and wife as community property with right of survivorship**, hereinafter called Grantee, whose address is: P.O. Box 1299, Twin Falls, ID 83303-1299, the following described premises in Twin Falls County, Idaho; to-wit:

Township 10 South, Range 18, East, Boise Meridian, Twin Falls County, Idaho
Section 5: A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:
COMMENCING at the Southwest corner of said Section 5;
THENCE North 00°13'24" East along the West boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 175.00 feet to the TRUE POINT OF BEGINNING;
THENCE continuing North 00°13'24" East along the West boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 1105.30 feet;
THENCE South 89°46'36" East for a distance of 200.00 feet;
THENCE South 00°13'24" West parallel with the West boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 95.00 feet;
THENCE South 89°23'43" East parallel with the South boundary of Section 5 for a distance of 1113.79 feet to a point on the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE South 00°17'17" West along the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 1011.62 feet;
THENCE North 89°23'43" West parallel with the South boundary of Section 5 for a distance of 746.74 feet;
THENCE South 00°17'17" West parallel with the East boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 175.00 feet to a point on the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE North 89°23'43" West along the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 65.70 feet;
THENCE North 00°13'24" East parallel with the West boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 175.00 feet;
THENCE North 89°23'43" West parallel with the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 500.00 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: A 25.00-foot-wide county road easement along the Westerly boundary of the described parcel.

AND SUBJECT TO: A 25.00-foot-wide county road easement along the 65.70 feet that lies adjacent to the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 18, 2010



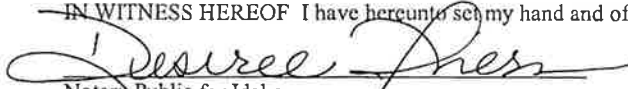
RICK C. PARKS

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 18th day of February, 2010, before me, a Notary Public in and for said State, personally appeared **RICK C. PARKS, an unmarried man**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.


Notary Public for Idaho
Residing at Twin Falls
Commission expires 1-18-2011



TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY
RECORDED FOR:
TITLEFACT, INC.
09:22:32 AM 06-15-2023
2023007066
NO. PAGES 3 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: AP
Electronically Recorded by Simplifile

**** SPACE ABOVE FOR RECORDER ****

QUITCLAIM DEED

For Value Received **GREGG O. MIDDLEKAUFF** also shown of record as **GREGG MIDDLEKAUFF** and **SALLEE A. MIDDLEKAUFF** also shown of record as **SALLEE MIDDLEKAUFF**, husband and wife, as community property with right of survivorship, do hereby convey, remise and forever quit claim unto **GREGG O. MIDDLEKAUFF and SALLEE A. MIDDLEKAUFF**, husband and wife, as community property with right of survivorship, whose address is: P.O. Box 1299, Twin Falls, Idaho 83303, the following described premises, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

together with their appurtenances.

Dated: June 13, 2023



GREGG O. MIDDLEKAUFF



SALLEE A. MIDDLEKAUFF

THIS INSTRUMENT FILED FOR RECORD BY TITLEFACT, INC. AS AN ACCOMMODATION ONLY. IT HAS NOT BEEN EXAMINED AS TO ITS EXECUTION OR AS TO ITS EFFECT UPON THE TITLE.

STATE OF IDAHO
County of Twin Falls

On this 13 day of June, 2023, before me, a Notary Public in and for said State, personally appeared **GREGG O. MIDDLEKAUFF and SALLEE A. MIDDLEKAUFF**, known or identified to me to be the persons whose names is/are subscribed to the foregoing instrument and acknowledged to me that he/she/they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



Notary Public for Idaho
Residing at
Commission expires:

NANETTE DAVIDS
Notary Public - State of Idaho
Commission Number 20201461
My Commission Expires Apr 20, 2026

LEGAL DESCRIPTION

Township 10 South, Range 18, East, Boise Meridian, Twin Falls County, Idaho

Section 5: A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

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AND SUBJECT TO: A 25.00-foot-wide county road easement along the 65.70 feet that lies adjacent to the South boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$.

WAIVER OF NUISANCE

Owners or occupants of one family dwellings and divisions of land specifically waive any nuisance claim(s) they may have against agricultural operations including livestock confinement operations. A nuisance is defined as being flies, odors, animal noises, tractor operations or other operations that may be found to be annoying, unpleasant, or obnoxious. This definition shall not apply whenever a nuisance results from the improper or negligent operation of any agricultural operation or an auxiliary to it.


Signature of Property Owner

State of Idaho, County of Twin Falls, ss.

On this 12, day of December, in the year of 2022,

before me, Nanette Davids, a Notary Public in and for said State, personally

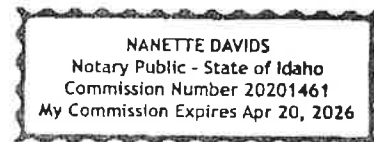
appeared, Caregg Middlekauff, known or identified to me to be the person

whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

Nanette Davids
Notary Public for the State of Idaho

Residing in Twin Falls, Idaho

My Commission expires: 4-20-26





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

July 17, 2024

GREGG O MIDDLEKAUFF
SALLEE A MIDDLEKAUFF
PO BOX 1299
TWIN FALLS ID 83303-1299

Re: Change in Ownership for Water Right No(s): 47-4517

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.

While reviewing this Notice, it was discovered that there was an overpayment of filing fees. The correct fee for a Notice in Change in Water Right Ownership is \$25.00 per water right. Since there is only one water right being updated at this time, a refund request in the amount of \$725.00 has been submitted for processing and will arrive under separate cover.

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) 293-9908.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Wednesday, July 17, 2024 9:56 AM
To: IdwrPayable
Subject: Refund Request - Middlekauff
Attachments: Refund Request - Middlekauff (47-4517).pdf

Good morning,

Attached please find a refund request being submitted for processing.

Please let me know if you have any questions.

Thank you,

Denise @ Southern



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov

Idaho Department of Water Resources Receipt

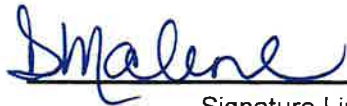
Receipt ID: S040271

Payment Amount	\$750.00	Date Received	6/27/2024	Region	SOUTHERN
Payment Type	Check	Check Number	291967		
Payer	MIDDLEKAUFF FORD LINCOLN				
Comments	CHANGE OF OWNERSHIP FROM RICK C PARKS TO GREGG D MIDDLEKAUFF. NO WATER RIGHT NO(S). LISTED (ONLY NO. REFERENCED IS 40318 WHICH IS ASSOCIATED WITH TFCC)				

WR # 47-4517

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$750.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155



Signature Line (Department Representative)

Change in Water Right Ownership: 47-4517

There is only (1) water right being changed at this time. The customer misinterpreted the filing fees and paid for "30 shares" to be changed, which would have been \$750.00 total fees (confused with the Canal Company).

Please issue a \$725 refund to:

Middlekauff Ford Lincoln
PO Box 1299
Twin Falls ID 83303-1299
(208) 736-2480

DM 7-17-2024