Form 42-248/42-1409(6) Rev. 6/22

RECEIVED
OCT 18 2024
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
✓ 65-22967	Yes ☐	Yes ☐		Yes ☐	Yes ☐
✓ 65-22969	Yes ☐	Yes ☐		Yes ☐	Yes ☐
~~65-23618~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: MOSS FARMS LLC; MOSS, SHAWN
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Living 4 M Ranch LLC, Moss, Shawn & Trina
   New owner(s) as listed on the conveyance document — Name connector ☐ **and** ☐ **or**

   11725 Hwy 52 — Mailing address
   Horseshoe Bend — City
   ID — State
   83629 — Zip
   559-706-7294 — Telephone
   thefarmerandwife@aol.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: 2014.

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.

     SUPPORT DATA IN FILE # 65-22967
   - ☐ 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; owner — Title, if applicable; 10/18/24 — Date
   Shawn Del Moss — Print name

   Signature: [signature] — Signature of new owner/claimant; manager — Title, if applicable; 10-18-24 — Date
   Trina Moss — Print name

For IDWR Office Use Only:

Receipted by ASU Date 10/18/24 Receipt No. C119123 Receipt Amt. 100

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 10-23-24

Instrument # 389417
VALLEY COUNTY, CASCADE, IDAHO
1-16-2015 10:29:39 AM No. of Pages: 2
Recorded for : EVANS KEANE LLP, BRIAN MCMAHAN
DOUGLAS A. MILLER Fee: 13.00
Ex-Officio Recorder Deputy
Index to: QUITCLAIM DEED

QUITCLAIM DEED

FOR NO VALUE RECEIVED, Moss Farms, LLC, a California limited liability company, Grantor, does hereby convey, release and forever quitclaim to Living 4 M Ranch LLC, an Idaho limited liability company, Grantee, whose current address is P.O. Box 434, McCall, Idaho 83638, all its right, title and interest, together with all right, title and interest hereinafter acquired by Grantor, in the following premises, with all appurtenances, located in Valley County, Idaho, to-wit:

> **See Exhibit A attached hereto and incorporated herein by this reference.**

EFFECTIVE the 1st day of January, 2015.

MOSS FARMS, LLC

By:_____
SHAWN MOSS, manager

STATE OF IDAHO,)
) ss.
County of Ada.)

On this the 29th day of December, 2014, before me, a Notary Public in and for said State, personally appeared **SHAWN MOSS aka SHAWN DEL MOSS**, 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 in his capacity as manager of the above-referenced Moss Farms, LLC.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

BRIAN L. McMAHAN NOTARY PUBLIC STATE OF IDAHO

Brian L. McMahan
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 11-21-2019

Exhibit A

TRACT 1:
PARCEL A:
All that certain lot, piece or parcel of land, situate in Valley County, Idaho and shown as Lot 11, Elk Haven Subdivision, a plat which is recorded in the office of the Recorder of Valley County, Idaho.
SAVE AND EXCEPT:
A parcel of land situate n the SE ¼ of the SW ¼ of Section 14, T. 17 N., R. 3 E., B.M. being a portion of Lot 11 of Elk Haven Subdivision, as shown on the official plat thereof on file in Book 9 of Plats, in the office of the Recorder of Valley County, Idaho, more particularly described as follows:
Commencing at a brass cap marking the corner common to Sections 14 and 23 T. 17 N., R. 3 E., B.M. Valley County, Idaho; thence, N. 89°23'21"W., 1,328.89 feet along the south boundary of Lot 11, Elk Haven Subdivision, as shown on the official plat thereof on file in Book 9 of Plats, in the office of the Recorder of Valley County, Idaho, to a ½ inch rebar marking the West 1/16 corner common to said Sections 14 and 23; thence N. 00°17'44" E. 822.29 feet along the west boundary of said Lot 11 to the REAL POINT OF BEGINNING: Thence, continuing N. 00°17'44" E., 500.00 feet to a ½ inch rebar marking the north west corner of said Lot 11, thence S. 89°28'05" E. 300.00 feet along the north boundary of said Lot 11, Thence, S. 00°17'44" W. 500.00 feet, Thence, N. 89°28'06"W., 300.00 feet to the Point of Beginning.
PARCEL B:
Along with and subject to a 20.00 foot wide ingress, egress and utility easement lying along and adjacent to the west boundary of the above described parcel, more particularly described as follows:

Commencing at a brass cap marking the ¼ corner common to Sections 14 and 23, T 17 N., R. 3 E., B.M., Valley County, Idaho; thence N. 89°23'21" W., 1,328.69 feet along the south boundary of Lot 11, Elk Haven Subdivision, as shown on the official plat thereof on file in Book 9 of Plats, in the office of the Recorder of Valley County, Idaho to a ½ inch rebar marking the West 1/16 corner common to said Sections 14 and 23; thence, N. 00°17'44" E., 822.29 feet along the west boundary of said Lot 11 to the REAL POINT OP BEGINNING: Thence, continuing N. 00°17'44" E., 500.00 feet to a ½ inch rebar marking the north west corner of said Lot 11, Thence, S. 89°28'08" E., 20.00 feet along the north boundary of said Lot 11, thence, S. 00°17'44" W., 500.00 feet, Thence, N. 89°28'06" W., 20.00 feet to the Point of Beginning.

TRACT 2:
S½ N½ SE¼; N½ S½ SE¼, save and except the State Highway right of way, Section 15, Township 17 North, Range 3 East, Boise Meridian, all in Valley County, Idaho.

TRACT 3:
S½NW¼SW¼; N½S½SW¼SW¼; N½SW¼SW¼, Section 14, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho.

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.

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

October 24, 2024

LIVING 4 M RANCH LLC
11725 N HIGHWAY 52
HORSESHOE BND ID 83629-5025

Re: Change in Ownership for Water Right No(s): **65-22967, 65-22969** & **65-23618**

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.

Regarding Water Right 65-23618: the Department has withdrawn your ownership change request for water right 65-23618, per our telephone conversation on 10/23/2024. A refund of $25 has been requested and will be mailed to MOSS RANCH LLC under separate cover from the Idaho State Controller's Office.

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)287-4921.

Sincerely,

Debra Mansfield

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

Proof Report

Water Right 65-22967

Owner Type	Name and Address
Current Owner	LIVING 4 M RANCH LLC 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025 (559) 706-7294
Original Owner	JACK E CHILDRESS PO BOX 609 LAKE FORK, ID 83635-0609 (208) 634-8746
Previous Owner	STEPHAN A WHITE PO BOX 1150 BEND, OR 97709 (541) 389-9385
Previous Owner	MOSS FARMS LLC PO BOX 434 MC CALL, ID 83638
Previous Owner	SHAWN MOSS 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025

Priority Date: 12/12/1903
Basis: Decreed
Status: Active

Source	Tributary
LAKE FORK	NORTH FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	09/15	0.790 CFS	
		Total Diversion	0.790 CFS	

Source and Point(s) of Diversion:

LAKE FORK	SENE	Sec. 3, Twp 17N, Rge 03E, VALLEY County

Place Of Use:
IRRIGATION within VALLEY County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	03E	14										20.0	19.0						39.0

POU Total Acres: 39.0

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. W13 Use of this right is combined with water from Lake Irrigation District.
3. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977. This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
4. This right is a split of former right no. 65-3194.
5. Water is diverted through Westside Lake Fork Ditch.

Dates and Other Information:
Decreed Date: 10/26/2007
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: AND/OR
Water District Number: 65K
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

Proof Report

Water Right 65-22969

Owner Type	Name and Address
Current Owner	LIVING 4 M RANCH LLC 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025 (559) 706-7294
Original Owner	JACK E CHILDRESS PO BOX 609 LAKE FORK, ID 83635-0609 (208) 634-8746
Previous Owner	STEPHAN A WHITE PO BOX 1150 BEND, OR 97709 (541) 389-9385
Previous Owner	MOSS FARMS LLC PO BOX 434 MC CALL, ID 83638
Previous Owner	SHAWN MOSS 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025

Priority Date: 12/12/1903
Basis: Decreed
Status: Active

Source	Tributary
LAKE FORK	NORTH FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	09/15	1.120 CFS	
		Total Diversion	1.120 CFS	

Source and Point(s) of Diversion:

LAKE FORK	SENE	Sec. 3, Twp 17N, Rge 03E, VALLEY County

Place Of Use:
IRRIGATION within VALLEY County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	03E	15													20.0	19.0	19.5	16.0	74.5

POU Total Acres: 74.5

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.	W13	Use of this right is combined with water from Lake Irrigation District.
3.	C20	Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977. This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
4.		This right is a split of former right no. 65-3201.
5.		Water is diverted through Westside Lake Fork Ditch.

Dates and Other Information:
Decreed Date: 10/26/2007
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: AND/OR
Water District Number: 65K
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

Proof Report

Water Right 65-23618

Owner Type	Name and Address
Current Owner	SHAWN MOSS 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025
Current Owner	TRINA MOSS 11725 N HIGHWAY 52 HORSESHOE BND, ID 83629-5025
Representative	SPF WATER ENGINEERING LLC C/O TERRY SCANLAN 412 E PARKCENTER BLVD STE 100 BOISE, ID 83706-6659 (208) 383-4140

Priority Date: 7/1/2015
Basis: License
Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
AESTHETIC STORAGE	01/01	12/31		5.5 AF
	Total Diversion			5.5 AF

Source and Point(s) of Diversion:

GROUND WATER SWSW Sec. 14, Twp 17N, Rge 03E, VALLEY County

Place Of Use:

AESTHETIC STORAGE within VALLEY County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	03E	14											X						

Conditions of Approval:

1. 220 The one (1) pond established by the storage of water under this right shall not exceed a total capacity of 4.8 acre-feet or a total surface area of 0.6 acres.

2.	219	Right 65-23618 authorizes total annual storage volume of 5.5 acre-feet, 4.8 acre-feet to be used for the initial filling or carryover storage of the pond and 0.7 acre-feet for the replacement of losses caused by evaporation.
3.	123	Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
4.	103	When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Dates and Other Information:
Licensed Date: 3/5/2021
Owner Name Connector: AND
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

Mansfield, Debra

From: Mansfield, Debra
Sent: Wednesday, October 23, 2024 11:32 AM
To: IdwrPayable
Subject: REFUND: MOSS RANCH LLC

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: October 23, 2024

RE: Refund: Ownership Change

LIVING 4 M RANCH LLC submitted a change in ownership for water right 65-23618 on 10/18/2024. They decided to cancel this request.

Please issue a refund of $25.00 to:

MOSS RANCH LLC
11725 N HWY 52
HORSESHOEBEND ID 83629

RECEIPT #

C119123

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov