

RECEIVED

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

JAN 23 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

JAN 21 2025

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Page 1 of 2

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.

Split #5:

Split #5:

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
72-17061			72-4174-D		
72-17062			72-10486-C		
72-17063			72-16274		
72-17064			72-16624		
72-17065			72-16625		

2. Previous Owner's Name: **FIRSTFRUITS FOUNDATION**

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): **LIVING WATERS RANCH, INC.**

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

3599 Garden Creek Road

Challis

ID

83226

Mailing address

City

State

Zip

208.879.4570 / 406.334.3144

wayne.fffbg@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: **05/31/2024**
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.

SUPPORT DATA

IN FILE # **72-106C**

8. Signature: Christopher W. James President / Trustee

Signature of new owner/claimant

Title, if applicable

Date

Christopher James

Print name

Signature:

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by

Date

For IDWR Office Use Only: **W052431**

Receipt No.

Receipt Amt.

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

cc 3/20/2025

1/21/2025

W052333

#725 -

\$350

3/26/2025

JAN 23 2025

RECEIVED

JAN 21 2025

WATER RESOURCES
WESTERN REGION

page 2 of 2

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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Split #'s:

72-17066
72-17069
72-17070

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
72-16730	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-16732	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-16734	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-14789	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Not updated	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: FIRSTFRUITS FOUNDATION

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): LIVING WATERS RANCH, INC.

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

3599 Garden Creek Road

Mailing address

208.879.4570 / 406.334.3144

Telephone

Challis

City

wayne.fffbg@gmail.com

Email

ID

State

83226

Zip

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 - ☐ \$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:

Christopher James

Signature of new owner/claimant

Christopher James

Print name

President / Trustee

Title, if applicable

1/15/25

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by

SK/cc

Date

3/20/2025
1/21/25

For IDWR Office Use Only:

Receipt No.

W052431
W052333

Receipt Amt.

\$725-
\$350

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

TW

Date

3/26/2025

WR Number	Split into:
72- 106C	72-106C & 72-17061
72- 106H	72-106H & 72-17062
72- 106J	72-106J & 72-17063
72- 109J	72-109J & 72-17064
72- 4174C	72-4174C & 72-17065
72- 4174D	72-4174D & 72-17066
72- 10486C	72-10486C & 72-17067
72- 16730	72-16730 & 72-17068
72- 16732	72-16732 & 72-17069
72- 16734	72-16734 & 72-17070
72- 16274	N/A
72- 16624	N/A
72- 16625	N/A
75- 14789	Not processed

Instrument # 265585

CHALLIS, CUSTER, IDAHO

06-04-2024

09:11:01

No. of Pages: 3

Recorded for: PARSONS BEHLE & LATIMER - BOISE

Lura H. Baker

Fee: \$15.00

Ex-Officio Recorder Deputy: TG

After Recording Return to:

Jason R. Mau
Parsons Behle & Latimer
800 West Main Street, Suite 1300
Boise, Idaho 83702

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

GIFT DEED

FOR AND IN CONSIDERATION of its desire and decision to make a gift, for which no other actual or real consideration is required, **FIRSTFRUITS FOUNDATION, CHRISTOPHER JAMES AND DEBRA JAMES, CO-TRUSTEES** ("Grantor"), does hereby grant, give, alien, and confirm to **LIVING WATERS RANCH, INC.**, an Idaho non-profit corporation, and its successors and assigns ("Grantee"), whose address is 3599 Garden Creek Road, Challis, Idaho 83226, all of Grantor's right, title and interest in and to the real property located in Custer County, State of Idaho, legally described as follows:

See **Schedule I**, attached hereto and incorporated herein.

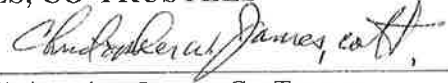
TOGETHER WITH all and singular the improvements, tenements, hereditaments, easements, rights and appurtenances thereunto belonging or in anywise appertaining; oil and gas rights; mineral rights; the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the property, possession, claim and demand whatsoever, as well in law as in equity ("**Property**").

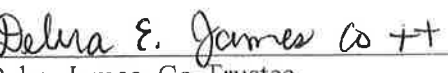
TO HAVE AND TO HOLD, all and singular the Property, together with the appurtenances, unto Grantee and its successors and assigns forever.

DATED this 31st day of May, 2024.

GRANTOR:

**FIRSTFRUITS FOUNDATION,
CHRISTOPHER JAMES AND DEBRA
JAMES, CO-TRUSTEES**

By: 
Christopher James, Co-Trustee

By: 
Debra James, Co-Trustee

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, RYAN E. MILLICK, a Notary Public in and for said State, personally appeared Christopher James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the entity that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



R. E. Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, RYAN E. MILLICK, a Notary Public in and for said State, personally appeared Debra James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the entity that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



R. E. Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

SCHEDULE I

LEGAL DESCRIPTION OF THE PROPERTY

The land referred to in this exhibit is situated in the State of Idaho, County of Custer and is described as follows:

A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 14 North, Ranch 18 East, Boise Meridian Custer County, Idaho, described as:

Beginning at the Southwesterly corner of the said SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35; thence North 119.1 feet; thence North 53°55' East, 262.5 feet; thence South 35°00' East, 334.14 feet to a point on the Southerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35; thence West 403.73 feet to the Point of Beginning,

AND

Commencing at the Southwesterly corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35; thence North along the Westerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35 a distance of 119.1 feet to the Point of Beginning, and the Southwesterly corner of the tract of land herein described; continuing thence North 814.28 feet to the Southwesterly corner of the land described herein in the Deed to George D. Brack, recorded May 28, 1975, as Instrument No. 139317, records of Custer County, Idaho; thence the following 3 course along the Southerly line of said Brack land; South 45°00' East, 651.26 feet; thence South 46°44' West, 111.0 feet; thence South 45°00' East, 556.82 feet to a point on the Southerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, which point is also the Southwest corner of said Brack land; thence West along the Southerly boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35 a distance of 369.62 feet; thence North 35°00' West, 334.14 feet; thence South 53°55' West, 262.5 feet to the Point of Beginning.

After Recording Return to:

Jason R. Mau
Parsons Behle & Latimer
800 West Main Street, Suite 1300
Boise, Idaho 83702

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

GIFT DEED

FOR AND IN CONSIDERATION of its desire and decision to make a gift, for which no other actual or real consideration is required, **CHRISTOPHER W. JAMES AND DEBRA E. JAMES, CO-TRUSTEES OF FIRSTFRUITS FOUNDATION, UDT SEPTEMBER 29, 1986** ("Grantor"), does hereby grant, give, alien, and confirm to **LIVING WATERS RANCH, INC.**, an Idaho non-profit corporation, and its successors and assigns ("Grantee"), whose address is 3599 Garden Creek Road, Challis, Idaho 83226, all of Grantor's right, title and interest in and to the real property located in Custer County, State of Idaho, legally described as follows:

See **Schedule I**, attached hereto and incorporated herein.

TOGETHER WITH all and singular the improvements, tenements, hereditaments, easements, rights and appurtenances thereunto belonging or in anywise appertaining; oil and gas rights; mineral rights; the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the property, possession, claim and demand whatsoever, as well in law as in equity ("**Property**").

TO HAVE AND TO HOLD, all and singular the Property, together with the appurtenances, unto Grantee and its successors and assigns forever.

DATED this 31st day of May, 2024.

GRANTOR:

CHRISTOPHER W. JAMES AND DEBRA E. JAMES, CO-TRUSTEES OF FIRSTFRUITS FOUNDATION, UDT SEPTEMBER 29, 1986

By: Christopher W. James, Co-Trustee
Christopher W. James, Co-Trustee

By: Debra E. James, Co-Trustee
Debra E. James, Co-Trustee

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, RYAN E. MILLICK, a Notary Public in and for said State, personally appeared Christopher W. James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the trust that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



Ry Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, RYAN E. MILLICK, a Notary Public in and for said State, personally appeared Debra E. James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the trust that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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Ry Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

SCHEDULE I**LEGAL DESCRIPTION OF THE PROPERTY****TRACT I:**

A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 14 North, Range 18 E.B.M., Custer County, Idaho, described as: Beginning at the SE corner of said Section 35; thence 1321.38 feet west to the SE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, the TRUE POINT OF BEGINNING; thence N. 45°00' W. 974.45 feet to a point on the southerly right-of-way of the Garden Creek Road; thence S. 52°12'05" W., 277.55 feet along said right-of-way to the northeasterly line of the land described in Tract II in the Deed to David W. Edminston, et. ux., recorded April 23, 1976, as instrument no. 142030, records of Custer County, Idaho; thence the following 3 courses along said Edminston land; S. 45°00' E., 69.50 feet; thence S. 46°44' W., 111.00 feet; thence S. 45°00' E. 556.82 feet to a point on the south boundary line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence E. 546.29 feet to the True Point of Beginning. Except county road.

TRACT II:

A fraction of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, Township 14 North, Range 18 E.B.M., Custer County, Idaho described as: Beginning at the SE corner of said Section 35; thence 1321.38 feet west to the SE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence N. 0°02'15" E. along the east line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 1074.80 feet to a point on the north right-of-way of the Garden Creek Road the REAL POINT OF GBEGINNING; thence continuing N. 0°02'15" E., 247.25 feet to the NE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence S. 89°58'15" W., 1322.06 feet to the NW corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence S. 0°00'30" W. along the west line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ 389.40 feet, more or less, to the most northerly corner of the land described as Tract II in the Deed to David W. Eminston, et. ux., recorded April 23, 1976, as instrument no. 142030, records of Custer County, Idaho; thence S. 45°00' E., along the northeasterly line of said Eminston land 533.63 feet to a point on the northerly right-of-way line of said Garden Creek Road; thence the following courses and distances along said north right-of-way; N. 52°12'05" E., 469.66 feet; thence 369.74 feet along a curve concave to the SE having a radius of S. 37°47'55" E. 825.00 feet and a central angle of 25°40'42"; thence N. 77°52'47" E. 31.60 feet; thence 222.36 feet along a curve concave to the NW having a radius of N. 12°07'13" W. 975.00 feet and a central angle of 13°04'02" to the Real Point of Beginning. Except county road.

Instrument # 265587

CHALLIS, CUSTER, IDAHO

06-04-2024

09:11:01

No. of Pages: 3

Recorded for: PARSONS BEHLE & LATIMER - BOISE

Lura H. Baker

Fee: \$15.00

Ex-Officio Recorder Deputy: TG

After Recording Return to:

Jason R. Mau
Parsons Behle & Latimer
800 West Main Street, Suite 1300
Boise, Idaho 83702

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

GIFT DEED

FOR AND IN CONSIDERATION of its desire and decision to make a gift, for which no other actual or real consideration is required, **FIRSTFRUITS FOUNDATION** ("**Grantor**"), does hereby grant, give, alien, and confirm to **LIVING WATERS RANCH, INC.**, an Idaho non-profit corporation, and its successors and assigns ("**Grantee**"), whose address is 3599 Garden Creek Road, Challis, Idaho 83226, all of Grantor's right, title and interest in and to the real property located in Custer County, State of Idaho, legally described as follows:

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TO HAVE AND TO HOLD, all and singular the Property, together with the appurtenances, unto Grantee and its successors and assigns forever.

DATED this 31st day of May, 2024.

GRANTOR:**FIRSTFRUITS FOUNDATION**

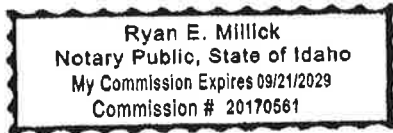
By: Christopher W. James, Co-Trustee
Christopher W. James, Co-Trustee

By: Debra E. James, Co-Trustee
Debra E. James, Co-Trustee

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, Ryan E. Millick, a Notary Public in and for said State, personally appeared Christopher W. James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the trust that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



Ryan E. Millick
 Notary Public for Idaho
 Residing at CHARLES
 My commission expires 9-21-29

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, Ryan E. Millick, a Notary Public in and for said State, personally appeared Debra E. James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the trust that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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



Ryan E. Millick
 Notary Public for Idaho
 Residing at CHARLES
 My commission expires 9-21-29

SCHEDULE I

LEGAL DESCRIPTION OF THE PROPERTY

TOWNSHIP 14 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY,
IDAHO

Section 35: Lots 4.

After Recording Return to:

Jason R. Mau
Parsons Behle & Latimer
800 West Main Street, Suite 1300
Boise, Idaho 83702

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TO HAVE AND TO HOLD, all and singular the Property, together with the appurtenances, unto Grantee and its successors and assigns forever.

DATED this 31st day of May, 2024.

GRANTOR:

FIRSTFRUITS FOUNDATION, A LIVING TRUST, UA SEPTEMBER 29, 1986, AS AMENDED, CHRISTOPHER W. JAMES AND DEBRA E. JAMES, CO-TRUSTEES

By: Christopher W. James, co-tr
Christopher W. James, Co-Trustee

By: Debra E. James, co-tr
Debra E. James, Co-Trustee

STATE OF IDAHO)
) ss.
 County of Custer)

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Ryan E. Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

STATE OF IDAHO)
) ss.
 County of Custer)

On this 31 day of May, 2024, before me, RYAN E. MILLICK, a Notary Public in and for said State, personally appeared Debra E. James, known or identified to me to be the Co-Trustee of Firstfruits Foundation, the trust that executed the within instrument or the person who executed the instrument on behalf of said entity, and acknowledged to me that such entity executed the same.

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Ryan E. Millick
 Notary Public for Idaho
 Residing at CHALLIS
 My commission expires 9-21-29

SCHEDULE I

LEGAL DESCRIPTION OF THE PROPERTY

TOWNSHIP 13 NORTH, RANGE 18 EAST, BOISE MERIDIAN, CUSTER COUNTY,
IDAHO

Section 2: Lots 2 and 3, LESS road right of way.



0005652684

**STATE OF IDAHO***Office of the secretary of state, Phil McGrane***ARTICLES OF AMENDMENT (NONPROFIT CORP)**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$30.00

*For Office Use Only***-FILED-**

File #: 0005652684

Date Filed: 3/18/2024 11:57:28 AM

Articles of Amendment (Nonprofit Corporation)

Select one: Standard, Expedited or Same Day Service (see descriptions below)

Same Day Service (+\$100; filing fee \$130)

The current name of the nonprofit corporation is:

LIVING WATERS RANCH, INC.

The file number of this entity on the records of the Idaho Secretary of State is:

0000392170

Article 1: Corporation Name

Change Corporation Name?

I do not want to change the name of the corporation

Article 2: Adoption

Date of Adoption:

03/18/2024

Select the manner of adoption:

Each amendment consists exclusively of matters which do not require member approval pursuant to section 30-30-705, Idaho Code, and was, therefore, adopted by the incorporators, or by the board of directors.

The number of directors entitled to vote was:

2

The number of directors that voted for each amendment was:

2

The number of directors that voted against each amendment was:

0

Article 3: Purpose

Select the purpose of this non-profit

General Nonprofit

Article 4: Voting Members

The corporation does not have voting members.

Article 5: Upon dissolution the assets shall be distributed:

other asset distribution:

Distribution per Trust

Article 6: IRS Designation

Is this nonprofit a 501(c)3?

Yes

501(c)3 purpose for which the corporation is organized:

Ministry

Article 7: Mailing Address

CHRISTOPHER JAMES

PO BOX 1190

CHALLIS, ID 83226-1190

Article 8: Director Name(s) and Address(es)

Name	Title	Director Address
Christopher W James	President	3599 GARDEN CREEK ROAD P.O. BOX 1190 CHALLIS, ID 83226
Debbie E James	Director	3599 GARDEN CREEK ROAD P.O. BOX 1190 CHALLIS, ID 83226
Wayne P Hohns	Director	PO BOX 1190 CHALLIS, ID 83226

B0893-0557 03/18/2024 11:57 AM Received by Office of the Idaho Secretary of State



The articles of amendment must be signed by the presiding officer of the board of directors or by an officer of the corporation.

Christopher W. James

03/18/2024

Sign Here

Date

Job Title President



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

March 26, 2025

LIVING WATERS RANCH INC
3599 GARDEN CREEK RD
CHALLIS ID 83226

Re: Change in Water Right Ownership: 72-106 H (Split into 72-106 H and **72-17062**), 72-16730 (Split into 72-16730 and **72-17068**), 72-4174 D (Split into 72-4174 D and **72-17066**), 72-106 C (Split into 72-106 C and **72-17061**), 72-10486 C (Split into 72-10486 C and **72-17067**), 72-109 J (Split into 72-109 J and **72-17064**), 72-106 J (Split into 72-106 J and **72-17063**), 72-4174 C (Split into 72-4174 C and **72-17065**), 72-16732 (Split into 72-16732 and **72-17069**), 72-16734 (Split into 72-16734 and **72-17070**), 72-16274, 72-16624, 72-16625.

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.

Please note, ROBERT W COMPTON is identified as a security interest holder on water rights 72-4174C and 72-17065. If this is no longer correct, it can be removed from the right upon written notice from the security interest holder that the interest has terminated.

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) 293-9912.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tyler Wallace".

Tyler Wallace
Engineer Associate

Enclosure(s)

Cc:

Parsons Behle & Latimer- Andrea Pearson
Firstfruits Foundation
ROBERT W COMPTON (72-4174C and 72-17065)
Cristopher W James Trust
Water District 72A

**PARSONS
BEHLE &
LATIMER**

201 South Main Street, Suite 1800
Salt Lake City, Utah 84111
Main 801.532.1234
Fax 801.536.6111

A Professional
Law Corporation

RECEIVED
MAR 20 2025
WATER RESOURCES
WESTERN REGION

Andrea Pearson
Paralegal
Direct 801.536.6748
APearson@parsonsbehle.com

March 18, 2025

Tyler Wallace
IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
MAR 24 2025
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Re: Notice of Change in Water Right Ownership

Dear Tyler,

As discussed in the March 17, 2025 email communication, enclosed please find a check for \$725 for the Notice of Change in Water Right Ownership for Firstfruits Foundation.

Sincerely,

PARSONS BEHLE & LATIMER



Andrea Pearson
Paralegal

AP
Encl.

Wallace, Tyler

From: Wallace, Tyler
Sent: Monday, March 17, 2025 3:16 PM
To: Andrea Pearson
Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Andrea,
A cover letter and check will be good enough. I can mark the changes on the form that has already been submitted.
-Tyler

From: Andrea Pearson <APearson@parsonsbehle.com>
Sent: Monday, March 17, 2025 1:08 PM
To: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>
Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Tyler,

We are going to move forward with the water rights split as you summarized below. I am forwarding the check for \$725 to you. Do I need to send any revised forms, or will a cover letter with the check suffice?

Thank you,



Andrea Pearson
Paralegal
Direct +1 801.536.6748

From: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>
Sent: Wednesday, March 12, 2025 4:14 PM
To: Jason R. Mau <JMau@parsonsbehle.com>
Cc: Andrea Pearson <APearson@parsonsbehle.com>; Wayne Hohns <wayne.fffbg@gmail.com>
Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Jason,
I have attached maps that should help show the place of use for each of the water rights. Note that the point of diversions (PODs) noted on the place of use (POU) maps may be specific to the water right that I selected to generate the POU/POD map. I assumed that the water rights would have the same POD(s), but after further review it did not seem that was always the case. So I put together a map labeling all of the POD's in the area. Please refer to the water right proof reports (also attached) if you have specific questions as to which QP the POD should be located.

Hopefully that helps.
-Tyler

From: Jason R. Mau <JMau@parsonsbehle.com>

Sent: Wednesday, March 12, 2025 12:01 PM

To: Wayne Hohns <wayne.fffbg@gmail.com>

Cc: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>; Andrea Pearson <APearson@parsonsbehle.com>

Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

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Tyler,

In the meantime, could you please provide us the additional diversion information you referenced below?

Thanks,

Jason



Jason R. Mau

Attorney at Law

Direct +1 208.562.4898

From: Wayne Hohns <wayne.fffbg@gmail.com>

Sent: Wednesday, March 12, 2025 10:24 AM

To: Jason R. Mau <JMau@parsonsbehle.com>

Cc: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>; Andrea Pearson <APearson@parsonsbehle.com>

Subject: Re: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Jason,

I am really not sure what you all are looking for from me. I am thinking it would be best if we met on Zoom or another platform to discuss this, all of us at once. I am in Ohio at the moment for my parents, my father is having heart surgery tomorrow but otherwise I am available.

In His Service,

Wayne Peter Hohns

Chief Operating Officer

- Firstfruits Foundation

- Shiloh Warms Springs Ranch

- Living Waters Ranch

- Garden Creek Farms

LWR Cell - 208-833-7018

On Tue, Mar 11, 2025 at 11:23 AM Jason R. Mau <JMau@parsonsbehle.com> wrote:

Tyler,

Thanks for keeping this on your radar. I was hoping to review this soon and get back to you.

Best,

Jason



A Professional
Law Corporation

Jason R. Mau

Attorney at Law

Parsons Behle & Latimer

800 West Main Street, Suite 1300 • Boise, Idaho 83702

Main +1 208.562.4900 • Direct +1 208.562.4898 • Fax +1 208.562.4901

parsonsbehle.com • JMau@parsonsbehle.com • [vCard](#)

From: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>

Sent: Tuesday, March 11, 2025 8:43 AM

To: Andrea Pearson <APearson@parsonsbehle.com>

Cc: Jason R. Mau <JMau@parsonsbehle.com>; Wayne Hohns <wayne.fffbg@gmail.com>

Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Andrea,

I just wanted to touch base on this again since I have not heard any response on how you would like to proceed.

-Tyler

From: Wallace, Tyler

Sent: Friday, February 28, 2025 10:52 AM

To: Andrea Pearson <APearson@parsonsbehle.com>

Cc: Jason R. Mau <JMau@parsonsbehle.com>; Wayne Hohns <wayne.fffbg@gmail.com>

Subject: RE: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Andrea,

Thank you for the additional documentation. However, with that I think we are still facing the same situation where we would have to split the irrigation portion on 10 of the water rights. Here is a summary of my findings and how I can best proceed based on the conveyed property.

- I still do not have any documentation for water right 75-14789 in Lemhi County. If you would like to have the ownership updated on that I would need additional documentation, or you can file another notice of change in water right ownership specifically for the basin 75 water right/rights.
- I can proceed with updating the ownership on the following water rights with the deeds currently submitted.

-72-16274

-72-16624*

-72-16625

*Note that water right 72-16624 currently lists Christopher W James Trust and Firstfruits Foundation as owners, so Firstfruits will be replaced by the Living Waters Ranch as owners. The Christopher W James Trust will remain as a secondary owner on the water right because a portion of the water right covers land that is not owned by Living Water Ranch or was not conveyed by the submitted documents.

- The following water rights will need to be split.

72-106C

72-106H

72-106J

72-109J

72-4147C

72-4174D

72-10486C

72-16730

72-16732

72-16734

The irrigation portion that would be split and updated to the Living Waters Ranch would be approximately 15.4 acres, and approximately 4.8 acres would remain in the name of Firstfruits Foundation. I have provided a map that shows how the irrigation would be split.

The fee required to proceed with this notice of change in water right ownership with the currently submitted documentation would be as follows.

3 water rights at \$25 per water right = \$75

10 split water rights at \$100 per water right = \$1000

Total = \$1075*

*Note that this fee does not include the update of water right 75-14789 as there is not currently any documentation to proceed.

The fees paid at the time of filing was \$350. Therefore, I would need an additional payment of \$725 in order to complete the notice of change in water right ownership as described above.

As for Wayne's question, I am not familiar with the distribution to the properties. I could provide place of use and point of diversion maps, but as for how the system is actually set up you would need to talk to someone on site who is familiar with the distribution system, or possibly reach out to the water master of water district 72A.



Tyler Wallace, Engineer Associate
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 736-3033
tyler.wallace@idwr.idaho.gov

From: Wayne Hohs <wayne.fffbg@gmail.com>

Sent: Thursday, February 27, 2025 4:20 PM

To: Andrea Pearson <APearson@parsonsbehle.com>

Cc: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>; Jason R. Mau <JMau@parsonsbehle.com>

Subject: Re: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

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Before we get to far on this, I would like to understand how the water rights are distributed to all of the properties.

In His Service,

Wayne Peter Hohs

Chief Operating Officer

- Firstfruits Foundation

- Shiloh Warms Springs Ranch

- Living Waters Ranch

- Garden Creek Farms

LWR Cell - 208-833-7018

On Thu, Feb 27, 2025 at 4:08 PM Andrea Pearson <APearson@parsonsbehle.com> wrote:

Tyler

I have attached Entry 265588 which conveys Lots 2 and 3 of Section 2, T13N, R18E.

Water Rights 72-16624 and 72-16625 show ownership by Christopher W James Trust and FirstFruits Foundation. I will forward a check in the amount of \$150 for the split water rights. The previous check I mailed would have afforded \$25 to each of the water rights.

Do you require any additional documentation for this change in water right ownership?

Thank you,



A Professional
Law Corporation

Andrea Pearson

Paralegal

Parsons Behle & Latimer

201 South Main Street, Suite 1800 • Salt Lake City, Utah 84111

Main +1 801.532.1234 • Direct +1 801.536.6748

parsonsbehle.com • APearson@parsonsbehle.com • vCard

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From: Wallace, Tyler <Tyler.Wallace@idwr.idaho.gov>

Sent: Thursday, February 27, 2025 11:51 AM

To: Andrea Pearson <APearson@parsonsbehle.com>

Cc: wayne.fffbg@gmail.com

Subject: Notice of Change in Water Right Ownership to Living Waters Ranch, Inc

Andrea,

I am working on the notice of change in water right ownership that you submitted on Jan 23, 2025 for the updating of 14 water rights into the name of Living Waters Ranch, Inc. Upon review it appears that the deeds submitted do not fully cover the place of use for the water rights listed on the notice of change in water right form (notice). I have included a map that helps clarify what property was conveyed in the deeds and the place of use for the irrigation portion on many of the listed water rights. I have also included a copy of the documents submitted with the notice for your reference.

At this time I cannot complete the notice, unless you have additional documentation that conveys the rest of the property that the water rights are appurtenant to. Alternatively, I could split the portion of the water rights that are appurtenant to the property described in the deeds, but that would require additional fees as the fee for a split water right is \$100 per water right to be split.

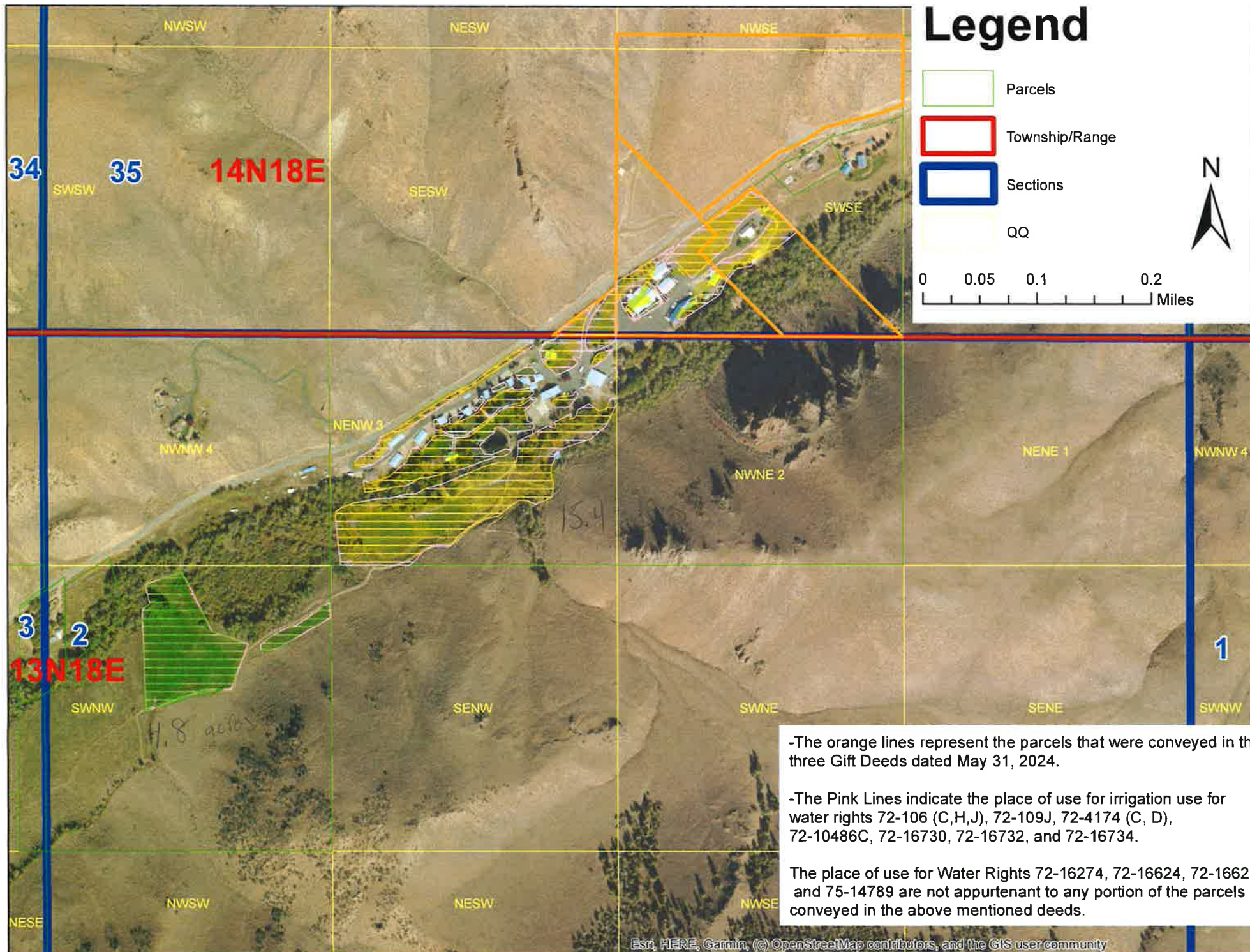
If it is going to take some time to gather all of the documentation required, I can issue a return/refund on this notice. Then you can always resubmit a new notice with the correct information.

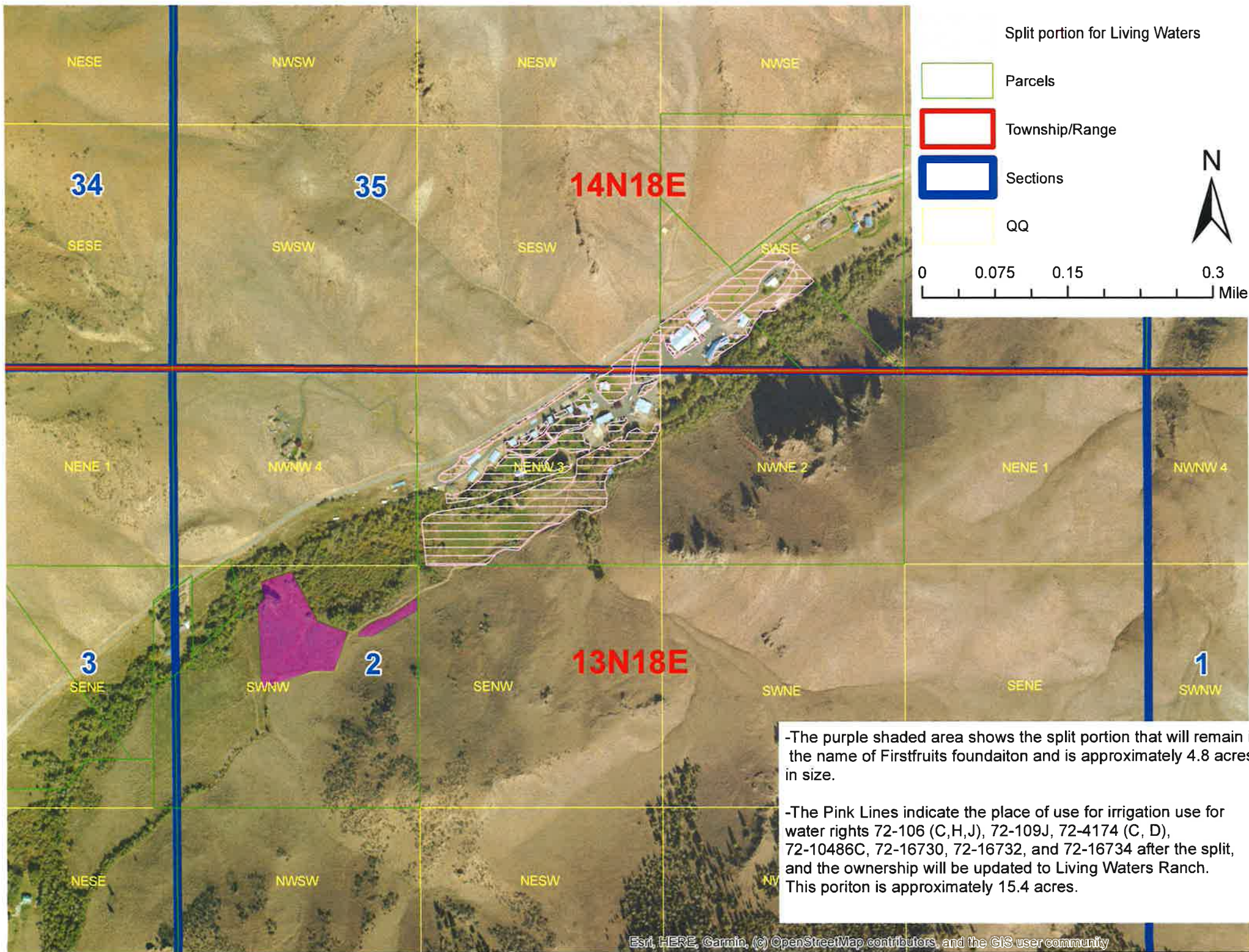
Please let me know what path you would like to take.

If I do not hear back from you soon, I will send out a letter requesting additional information and I will give you 30 days to submit the required information. If I do not receive the additional documentation in those 30 days, then I will return the notice and refund the fees.



Tyler Wallace, Engineer Associate
Idaho Dept. of Water Resources, Southern Region
[650 Addison Ave W Ste 500](#)
[Twin Falls ID 83301-5858](#)
(208) 736-3033
tyler.wallace@idwr.idaho.gov





Wallace, Tyler

From: Wayne Hohs <wayne.fffbg@gmail.com>
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- Firstfruits Foundation
- Shiloh Warms Springs Ranch
- Living Waters Ranch
- Garden Creek Farms
LWR Cell - 208-833-7018

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Andrea Pearson

Paralegal

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Please let me know what path you would like to take.

If I do not hear back from you soon, I will send out a letter requesting additional information and I will give you 30 days to submit the required information. If I do not receive the additional documentation in those 30 days, then I will return the notice and refund the fees.



Tyler Wallace, Engineer Associate

Idaho Dept. of Water Resources, Southern Region

[650 Addison Ave W Ste 500](#)

[Twin Falls ID 83301-5858](#)

(208) 736-3033

tyler.wallace@idwr.idaho.gov

RECEIVED

JAN 23 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

201 South Main Street, Suite 1800
Salt Lake City, Utah 84111
Main 801.532.1234
Fax 801.536.6111

PARSONS
BEHLE &
LATIMER

A Professional
Law Corporation

RECEIVED

JAN 21 2025

WATER RESOURCES
WESTERN REGION

Andrea Pearson
Paralegal
Direct 801.536.6748
APearson@parsonsbehle.com

January 16, 2025

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Notice of Change in Water Right Ownership

Dear Sir or Madam,

Please find enclosed a Notice of Change in Water Right Ownership for my client Firstfruits Foundation / Living Waters Ranch, Inc, the conveying deeds, and a check in the amount of \$350.00. Please contact me if you require any additional information or have any questions.

Sincerely,

PARSONS BEHLE & LATIMER



Andrea Pearson
Paralegal

AP
Encls.