

OK
JC
7/13/05

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
21-10374 - WR					
~~21-4062~~	21-4062				

(copy sent
to Kai
Lynn)

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25 -
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) GWEN S. ROBERTSON
484 N. 2100 E., St. Anthony, ID 83445
4. New Owner/Claimant(s) GWEN S. ROBERTSON, sole Trustee or her successors,
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
under the GWEN ROBERTSON LIVING TRUST, dated 11/19/1999,
New Mailing Address as amended.
City, State and ZIP Code 484 N. 2100 E.
St. Anthony, ID 83440
New Telephone Number (208) 624-7325
5. Date you acquired the property Transferred Dec. 1, 1999

RECEIVED

JUN 23 2005

Department of Water Resources
Eastern Region

Law Offices

**RIGBY, THATCHER, ANDRUS,
RIGBY & MOELLER, Chartered**

*Ray W. Rigby
Gordon S. Thatcher
G. Rich Andrus
Jerry R. Rigby
Michael S. Kam (1954-2001)
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Rexburg, ID 83440*

*Telephone: (208) 356-3633
Fax: (208) 356-0768
E-Mail: gthatcher@rigby-thatcher.com*

June 22, 2005

Idaho Department of Water Resources
Eastern District Office
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RECEIVED

JUN 23 2005

**Department of Water Resources
Eastern Region**

RE: WATER RIGHT NOS: 21-10374 & 21-4062

We enclose completed **Notice of Change in Water Right Ownership** as requested by the IDWR. Gwen Robertson transferred her property, along with all the water rights to her Revocable Living Trust on December 1, 1999 (copy of Grant Deed is enclosed). On April 24, 2000, she gifted a portion of the property to her son Dale G. Robertson and his wife Tana Michelle Robertson. **No water rights were included** in that Gift Deed and all water was retained by the Gwen Robertson Living Trust. We enclose a copy of the Gift Deed.

Please give me a call if you have any questions. Thanks.

Sincerely,



Anne Wieben,
Funding Coordinator

/aw

GRANT DEED

FOR VALUE RECEIVED, **Gwen S. Robertson**, a widow, of 484 N. 2100 E., St. Anthony, ID 83445, (“Grantor”), does hereby grant, bargain, sell, and convey unto Gwen S. Robertson, sole Trustee, or her successors in trust, under the **GWEN ROBERTSON LIVING TRUST**, dated November 19, 1999, and any amendments thereto, of 484 N. 2100 E., St. Anthony, ID 83445, (“Grantee”), the following described real property in Fremont County, State of Idaho, to-wit:

W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and Lot 4, of Section 10, Twp. 7 N., Rge. 40 E., Boise Meridian,

TOGETHER WITH residence home, all water rights, other improvements and appurtenances, including any Idaho State Land Lease and BLM Grazing Permit in effect.

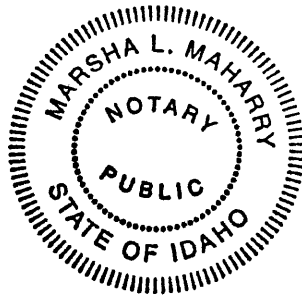
DATED This 19th day of November, 1999.

Gwen S Robertson
Gwen S. Robertson

Acknowledgment

STATE OF IDAHO,)
County of Madison) ss.

On this 19th day of November, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared **Gwen S. Robertson**, a widow, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.



Marsha L. Maharry
Notary Public for Idaho
Residing at Rexburg, ID
My Commission Expires: 4-10-2000

Microfilm No. 460752
1 Day 19
 At 12:51 O'clock PM
MICKIE FUNKE
FREMONT CO. RECORDER
 Fee \$ 3. Deputy M

Grant Deed - Page 1 of 1
ROBERTSO.GD

Recorded At Request of
L2A KX + M
PO Box 250 Kuyburo

GIFT DEED

FOR VALUE RECEIVED, **Gwen S. Robertson**, as sole Trustee, under the **GWEN ROBERTSON LIVING TRUST**, dated November 19, 1999, of 484 N. 2100 E., St. Anthony, Idaho 83445, ("Grantor"), does hereby give, confirm and convey unto **DALE C. ROBERTSON** and **TANA MICHELLE ROBERTSON**, husband and wife, of 1819 E. 600 N., St. Anthony, Idaho 83445, ("Grantees"), the following described real property in Fremont County, State of Idaho, to-wit:

Commencing at the West Quarter Corner of Section 10, Twp. 7 N., Rge. 40 E., Boise Mer., Fremont County, Idaho, and running thence N00°14'00"W, 354.82 feet along the section line; thence S88°14'00"E, 485.38 feet; thence S00°35'57"E, 896.13 feet; thence N88°14'00"W, 485.38 feet to the section line; thence N00°50'20"W, 541.32 feet along the section line to the point of beginning.

THERE IS NOT INCLUDED in this conveyance any water and water rights, all of which are reserved and retained by Grantor, successors and assigns. Also RESERVED and retained by Grantor, successors and assigns, are the right to use in common with Grantees, their heirs and assigns, a farm road running across the premises to provide access between different parts of Grantor's farm; the right to use a drain ditch running across the property; and any BLM grazing rights or privileges on BLM land.

SUBJECT to easements of record or in existence for roads, ditches or utilities; zoning or land use laws and regulations; and accruing property taxes and assessments for the year 2000 and thereafter.

TOGETHER with improvements and appurtenances that are not reserved or retained.

THIS IS TO REPLACE that certain Warranty Deed, with Gwen S. Robertson as Grantor, dated March 27, 2000, and recorded March 29, 2000, as Instrument No. 462317, which was prepared in error and executed by mistake.

DATED This 24th day of April, 2000.

Gwen S. Robertson

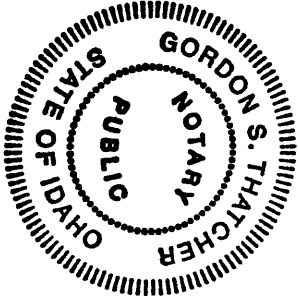
**Gwen S. Robertson,
As Sole Trustee of the
Gwen Robertson Living Trust
Dated November 19, 1999**

COPY

Acknowledgment

STATE OF IDAHO,)
County of Madison)
SS.

On this 27 day of April, 2000, before me, the undersigned, a Notary Public in and for said State, personally appeared **Gwen S. Robertson**, known to me to be the person whose name is subscribed to the within instrument as sole Trustee of the Gwen Robertson Living Trust, dated November 19, 1999, and acknowledged to me that she executed the same as such Trustee.



Gordon S. Thatcher

Notary Public for Idaho
Residing at Rexburg, ID

My Commission Expires: 01-03-2003