

DELOG
AR 5/21/04
RECEIVED
MAY 19 2004
Department of Water Resources
Eastern Region

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, 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
22-02280					

Which Part?

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) are 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) LaBall A. Kunz / Deanne Kunz
434 W 525 South Victor Id 83465
4. New Owner/Claimant(s) M O Tree Farm Mike Stearns
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 243 South Highway 33
- City, State and ZIP Code Driggs, Id 83422
- New Telephone Number (208) 354-8816 C- 313-4444
5. Date you acquired the property Sept 23 1999

4N45E

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>22-02280</u>		
Water Use	Diversion Rate or Volume	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation	<u>80% of 1/4 mile line</u>	<u>25 miles ^{SW}/₄₀</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7.  Signature of New Owner(s) or Claimant(s) Mike Hlean
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

T-7501

135237

WARRANTY DEED

SEP 23 1999

TETON CO. ID
CLERK RECORDER

For Value Received LARELL A. KUNZ and DEANNE KUNZ, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

MD TREE FARMS, L.L.C.

whose address is:

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

TOWNSHIP 4 NORTH, RANGE 43 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO

SECTION 13, NE1/4NW1/4

Together with 10% of Cedron Irrigation Corporation and well (equals 80% of 1/4 quarter mile sprinkler line) State Water Resources #22-02280

Subject to reservation in United States and State Patents; existing and recorded Rights-of-way, Easements, Zoning, Building and Subdivision ordinances, Taxes and Assessments as provided between the parties

TO HAVE AND TO HOLD the said premises, with their 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 maintain and defend the same from all claims whatsoever.

Dated:

Larell A. Kunz
LARELL A. KUNZDeanne Kunz
DEANNE KUNZ

STATE OF IDAHO

COUNTY OF TETON

On this 22nd day of September, in the year 1999, before me, a Notary Public in and for said State, personally appeared LARELL A. KUNZ and DEANNE KUNZ, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument; and acknowledged to me that they executed the same.

Notary Public of Idaho

Residing at Teton

Commission Expires 11-19-2000

135237

FILED

IN THE RECORDS OF

First American

30 DAYS PAST 1 P.M.

Sept 23 1999

Notary Public

Dina

LAYNE W. PRICE
NOTARY PUBLIC
STATE OF IDAHOTeton County
My Commission Expires 11-19-2000

135237

First American Title Company

Kunz to MDTree

T4N R4SE

Sec. 19 NE1/4

w/ 10% of Cedron well

And then from to 80%

1/4 - 1/4 quarter mile Sprinkler
Line (22 2280)

what is 80% 1/4 line

1/4 line = 320000 ±

Nozzle size - ?

Pressure - ?

Assume:

80 x 32 = 25.6 8.1005

1/32 Nozzle } 5.15 gpm/

50 PSI } Nozzle

131.84 gpm

0.29 cfs = 445 cfs