

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
22-278					
22-133A					

RECEIVED

JUL 29 2008

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

Roger Ellis Muir

4. New Owner/Claimant(s)

Ray Peterson

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 3236

City, State and ZIP Code

Idaho Falls, Idaho

83403

New Telephone Number

(208) 356-9997

Email:

petco@uol.com

RGPetco@aol.com

5. Date you acquired the property

10/4/06

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

Instrument # 181056

DRIGGS, TETON, IDAHO

2006-10-04

02:35:56 No. of Pages: 1

Recorded for: ALLIANCE TITLE & ESCROW

NOLAN G. BOYLE

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Fee: 3.00

181056

RECEIVED

OCT 04 2006

TETON CO., ID
CLERK/RECORDER

WARRANTY DEED

Order No.:3050614584TD

FOR VALUE RECEIVED

Roger Ellis Muir, a married person as sole and separate property and Sidney Muir, a married person as sole and separate property

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Rocky 13, LLC, an Idaho limited liability company, an Idaho Partnership

whose current address is

124 E. Main Street Rexburg, ID 83440

the grantee(s), the following described premises, in Teton County, Idaho, TO WIT:

The Northeast Quarter of Section 30, Township 6 North, Range 45 East Boise Meridian in Teton County, Idaho. Less Highway right of way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 9/27/2006

181056

Roger Ellis Muir

Sidney Muir

State of Idaho

County of Madison

On this 2 day of October, in the year 2006 before me, a Notary Public in and for said state, personally appeared Roger Ellis Muir 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 WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

State of Idaho

County of Madison

On this 3 day of October, in the year 2006 before me, a Notary Public in and for said state, personally appeared Sidney Muir 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 WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public for the State of Idaho

Residing at:

Commission Expires:

Notary Public for the State of Idaho
Residing in Fremont County
Commission Expires 06-21-2011

Notary Public for the State of Idaho

Residing at:

Commission Expires:

State of Idaho
Residing in Rigby
Commission Expires: 07-15-2009

181056

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

07/22/2008

WATER RIGHT NO. 22-278

Owner Type	<u>Name and Address</u>
Current Owner	LILLIS MUIR 230 E 1ST S REXBURG, ID 83440
Current Owner	ROGER MUIR 252 W MORAN VIEW RD REXBURG, ID 83440 (208)356-0394
Original Owner	H J GREGORY

Priority Date: 06/01/1903

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	2 CFS	
Total Diversion			2 CFS	

Location of Point(s) of Diversion:

SPRING CREEK	SWSWSW	Sec. 29	Township 06N	Range 45E	TETON County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	45E	30		NENE	39		NWNE	39		SWNE	40		SENE	40

Total Acres: 158

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.	E55	Right Nos. 22-133A and 22-278 are limited to the irrigation of a combined total of 158 acres in a single irrigation season.
3.	F01	Water is delivered through Blair Ditch.
4.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Dates:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 01

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

07/22/2008

WATER RIGHT NO. 22-133A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LILLIS MUIR 230 E 1ST S REXBURG, ID 83440
Current Owner	ROGER MUIR 252 W MORAN VIEW RD REXBURG, ID 83440 (208)356-0394
Original Owner	CLIFTON MUIR 213 HOLLY ST REXBURG, ID 83440 (208)356-6513

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	2.4 CFS	
Total Diversion			2.4 CFS	

Location of Point(s) of Diversion:

SPRING CREEK	SWSWSW	Sec. 29	Township 06N	Range 45E	TETON County
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IRRIGATION Use:

Acre Limit: 120

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	45E	30		NENE	39		NWNE	39		SWNE	40		SENE	40

Total Acres: 158

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.	E55	Right Nos. 22-133A and 22-278 are limited to the irrigation of a combined total of 158 acres in a single irrigation season.
3.	F01	Water is delivered through Blair Ditch.
4.	K06	This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
5.	C02	Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
6.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
7.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Dates:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close