

11/28/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-13792

NAME AND ADDRESS: EDWIN G KNIGHT FAMILY TRUST
PO BOX 576
BOUNTIFUL UT 84011

SOURCE: NORTH LEIGH CREEK

TRIBUTARY: SPRING CREEK

QUANTITY: 0.140 CFS

PRIORITY DATE: 06/20/1897

POINT OF
DIVERSION:

T06N R46E S29 NWNE Lot 1 Within TETON County

The point of diversion for this water right is in Wyoming, T45N, R118W Sec.
32 SENW (L2), 6PM.

The point of diversion shown above is where the conveyance system
enters Idaho.

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.140 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R45E S24	SESE 8.00	

8 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through North Leigh Canal.

This right is a split from former right 22-311A.

SCANNED

FEB 07 2008



Idaho Department of Water Resources

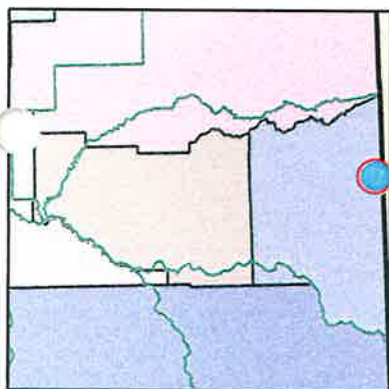
SRBA Recommendation:

22-13792

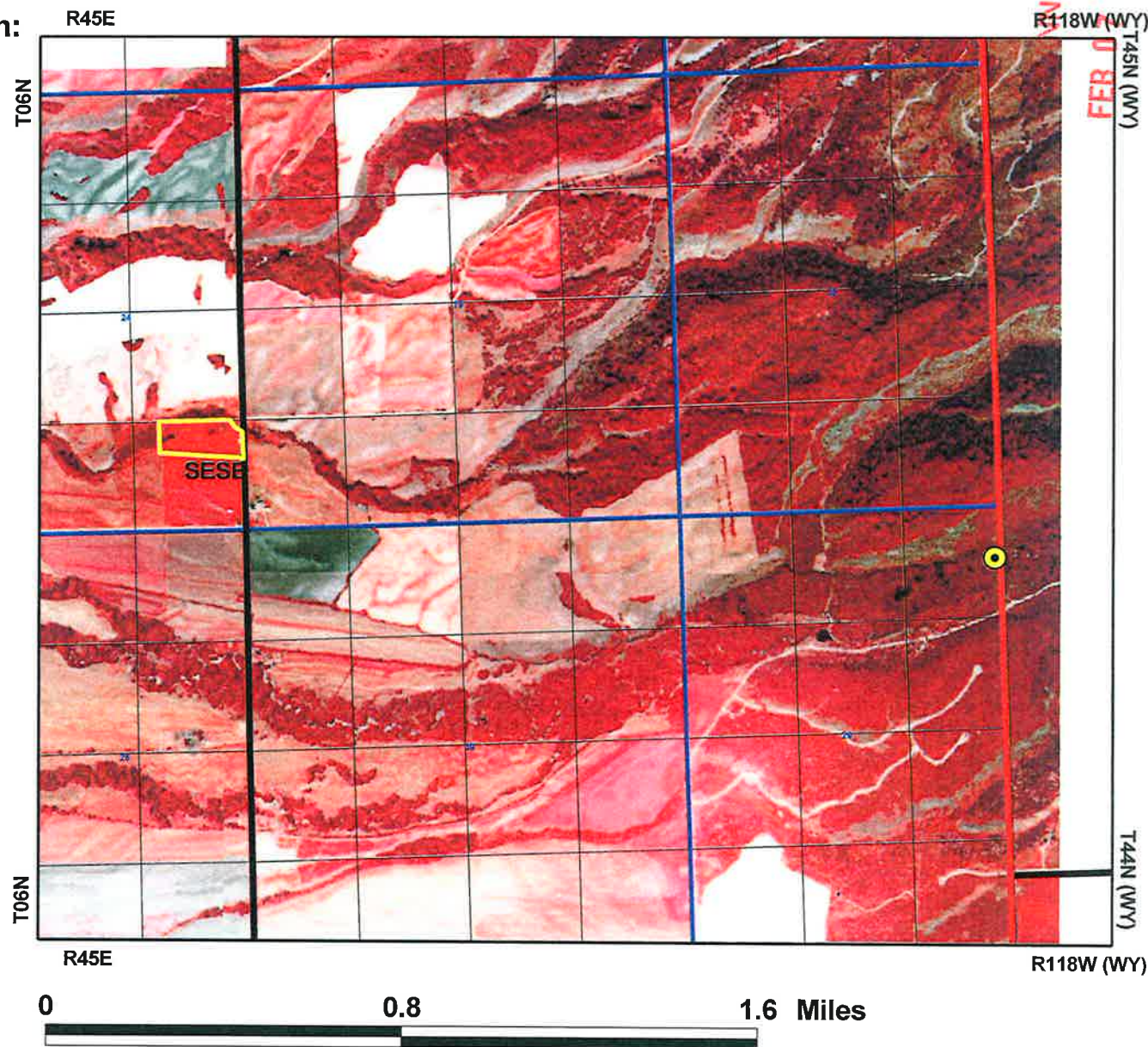
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22



Prepared by J. Crabtre
On Wednesday, November 28, 2007
1987/88 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

November 28, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

EDWIN G KNIGHT & CONNIE M KNIGHT
EDWIN G KNIGHT FAMILY TRUST
PO BOX 576
BOUNTIFUL UT 84011

RE: Notice of Change of Water Right Ownership (NCO) for
22-311A and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Knight:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Rights: 22-311A SPLIT
INTO 22-13791 & 22-13792

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

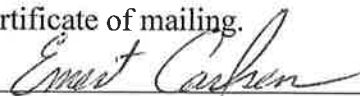
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party LYLE F KNIGHT TRUST – EDWIN G KNIGHT TRUST
- ☐ I.C. § 42-222 transfer
- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Nov. 29 2007



Signature of IDWR Representative

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FEB 07 2008

CERTIFICATE OF MAILING

I certify that on Nov 30, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
LYLE F KNIGHT FAMILY TRUST
1805 N KENSINGTON ST
FARMINGTON UT 84025

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
LYLE F KNIGHT FAMILY TRUST
1805 N KENSINGTON ST
FARMINGTON UT 84025

EDWIN G KNIGHT FAMILY TRUST
PO BOX 576
BOUNTIFUL UT 84011

4. One copy to:

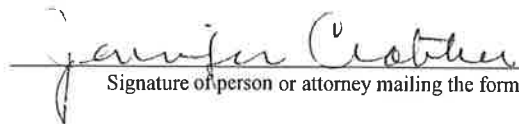
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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

RECEIVED
SEP 10 2007
 Department of Water Resources
 Eastern Region

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)
	22-311 A	✓			

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) Lyle E. & Rula N Knight Family Trust
1805 Kensington Street

4. New Owner/Claimant(s) Farmington, UT 84025
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address Edwin G & Connie M. Family Trust
 City, State and ZIP Code PO Box 576, 2180 Pheasant Way, Bountiful, UT 84011
 New Telephone Number (801) 295-4972

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FEB 07 2008

5. Date you acquired the property _____

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 <u>22-3 11 A</u>		
Irrigation	<u>9.58 Acres</u>	
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 _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

SCANNED

FEB 07 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary. Please attach additional sheets to the form if you require additional space to describe or explain any of the questions on the form.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Line 8, below, to determine if fees are required for your filing.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office if you would like more information or need help completing this form (a list of our offices are listed on page 2 of these instructions), or call 1-800-451-4129. Water right information can be found on the Department's website using the "On-Line Data" search at: www.idwr.idaho.gov.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s)**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. IDWR cannot process this change without documentation of ownership. The preferred types of documentation are listed. Contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s).
4. Enter the name, mailing address, and telephone numbers of the new owner/claimant(s) and indicate the relationship between multiple owners by using the connector "and", "or", or "and/or" as indicated on your deed or other evidence of ownership

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FEB 07 2008

5. Provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip line 6 and go to line 7.**
7. The new owner(s) must sign the form in the space(s) provided. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights that will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided.
9. When complete, retain a copy and **file the original form with the IDWR office nearest you, with copies of your ownership documents and the appropriate filing fee:**

IDWR Northern Region
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

- OR -

IDWR State Office
322 East Front St
Sixth Floor
P.O. Box 83720
Boise, ID 83720-0098
(208) 287-4800

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FEB 07 2008

RECEIVED

150675

00 09 2002

Correction

CLERK OF RECORD

WARRANTY DEED

Correcting Warranty Deed No. 149483

For Value Received

Edwin G. Knight and Connie M. Knight, trustees or their successors in trust as trustees under the Edwin G. Knight Family Trust dated July 27, 1977 and Lyle F. Knight and Rula N. Knight, trustees or their successors in trust as trustees under the Lyle F. Knight Family Trust Agreement, dated June 8, 1983

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

Edwin G. Knight and Connie M. Knight, trustees or their successors in trust as trustees under the Edwin G. Knight Family Trust dated July 27, 1977

whose address is: 2180 S. Pleasant Way, Bountiful, Utah 84010

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

A part of the Southeast quarter Southeast quarter Section 24, Township 6 N, Range 45 E., B.M. Teton County, Idaho, being further described as:

Commencing at the Southeast corner of said Section 24, thence N 0°56'13"E, 864.50 feet along the Eastern section line to the point of beginning; Thence N 85°35'17"W, 992.34 feet to a point; Thence N 0°56'13"E, 388.47 feet to a point; Thence S 89°23'55"E, 990.53 feet to a point on the Eastern section line; Thence S 0°56'13"W, 454.42 feet along the Eastern section line to the point of beginning. Contains 9.58 acres.

Subject to a 30 foot county road right-of-way on the Eastern boundary.

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.

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 warrant and defend the same from all claims whatsoever.

Restrictions: The above parcel cannot be further split under the provisions of the Teton County Subdivision Ordinance, Section 9-8-1: One Time Only Split of One Parcel of Land Parcel of Land June, 14, 1999.

Dated: 10-3-02,

Instrument # 150675

DRIGGS, TETON, IDAHO
2002-10-09 01:08:32 No. of Pages: 2
Recorded for: LYLE KNIGHT
NOLAN G. BOYLE Fee: 6.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED, WARRANTY

Edwin G. Knight Family Trust dated July 27, 1977

[Signature]
Edwin G. Knight, Trustee

[Signature]
Connie M. Knight, Trustee

Utah
STATE OF IDAHO

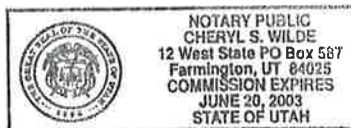
COUNTY OF Davis

)
) ss.
)

On this 3 day of October, in the year of 2002, before me *[Signature]*, personally appeared Edwin G. Knight and Connie M. Knight, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees and acknowledged to me that they executed the same as such Trustees.

[Signature]
Notary Public of Idaho

Residing at Farmington UT
Commission Expires: 6-20-03



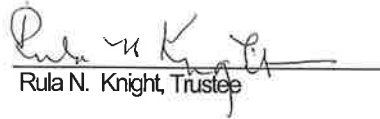
150675

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FEB 07 2003

Lyle F. Knight Family Trust Agreement, dated June 8, 1983


Lyle F. Knight, Trustee

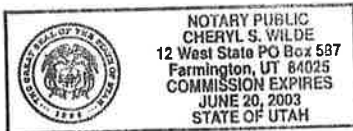

Rula N. Knight, Trustee

STATE OF ~~IDAHO~~ ^{Utah})
COUNTY OF ^{Davis}) ss.

On this 3 day of ^{October}, in the year of 2002, before me ^{Cheryl S. Wilde}, personally appeared Lyle F Knight and Rula N. Knight, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees and acknowledged to me that they executed the same as such Trustees.


Notary Public of Idaho ^{Utah}
Residing at ^{Farmington UT}
Commission Expires: ⁶⁻²⁰⁻⁰³

Cheryl S. Wilde J6572 601-451-2080
501-451-2080 U1113-011
Wells Fargo Bank Northwest N.A. COID 113
Farmington Office Aug 1997



SCANNED
FEB 07 2008

150675

RECEIVED

AUG 02 2002

TETON CO., ID
CLERK RECORDER

149483

Instrument # 149483

DRIGGS, TETON, IDAHO
2002-08-02 11:56:42 No. of Pages: 3
Recorded for: PLANNING & ZONING
NOLAN G. BOYLE Fee: 0.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED, WARRANTY

WARRANTY DEED

Warranty deed made this 26th day of July, 2002, between
EDWIN G. KNIGHT and CONNIE M. KNIGHT, trustees or their successors in trust as trustees
under the Edwin G. Knight Family Trust dated July 27, 1977 and LYLE F. KNIGHT and
RULA N. KNIGHT, trustees or their successors in trust as trustees under
the Lyle F. Knight Family Trust Agreement, dated June 8, 1973 referred to as Grantors, and
EDWIN G. KNIGHT AND CONNIE M. KNIGHT, trustees or their successor in trust as trustees
of the EDWIN G. KNIGHT Family Trust dated July 27, 2977 of 2180 S. Pheasant Way,
Bountiful, Utah 84010 referred to as Grantees. 1977

Grantors in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable
consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and
does hereby grant, bargain, sell and convey, and confirm unto Grantees and their heirs and
assigns forever, all the following described real estate situated in Teton County, Idaho:

A part of the Southeast quarter Southeast quarter Section 24, Township 6 N, Range 45 E.,
B.M. Teton County, Idaho, being further described as: commencing at the Southeast
corner of said Section 24, thence N 0°56'13"E, 864.50 feet along the Eastern section line
to the point of beginning; Thence N 85°35'17W, 992.34 feet to a point; Thence
N 0°56'13E, 388.47 feet to a point; Thence S 89°23'55"E, 990.53 feet to a point on the
Eastern section line; Thence S 0°56'13"W, 454.42 feet along the Eastern section line to
the point of beginning.

Contains 9.58 acres more or less.

Subject to a 30 foot county road right-of-way on the Eastern boundary.

To have and to hold, all and singular the above-described premises together with the
appurtenances unto Grantees and their heirs and assigns forever.

149483

SCANNED

FEB 07 2008

And Grantors and their heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantees, their heirs, and assigns against Grantors and their heirs and against all and every person and persons whomsoever, lawfully claiming the same.

Restriction: The above parcel cannot be further split under the provisions of the Teton County Subdivision Ordinance, Section 9-8-1: One Time Only Split of One Parcel of Land Parcel of Land, June 14, 1999.

Grantors have hereunto set their hands on the day and year first above written.

Trust Name
Edwin G. Knight

Edwin G. Knight

(trustee of the Edwin G. Knight Family Trust)

Connie M. Knight

Connie M. Knight

(trustee of the Edwin G. Knight Family Trust)

STATE OF UTAH)

SS

COUNTY OF DAVIS)

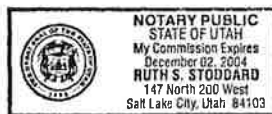
On this 26th day of June in the year 2002, before me a Notary Public in and for said State, personally appeared EDWIN G. KNIGHT and CONNIE M. KNIGHT known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me they executed the same.

Ruth S. Stoddard

Notary Public for:

Residing at: Davis Co, UT

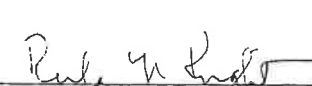
My commission expires: 12-2-04



149483

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FEB 07 2008

Trust

 _____ Lyle F. Knight <i>Trustee</i>	 _____ Rula N. Knight <i>Trustee</i>
(trustee of the Lyle F. Knight Family Trust Agreement)	(trustee of the Lyle F. Knight Family Trust Agreement)

STATE OF IDAHO)
SS
COUNTY OF Teton)

On this 26 day of July in the year 2002, before me a Notary Public in and for said State, personally appeared LYLE F. KNIGHT and RULA N. KNIGHT known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me they executed the same.



Notary Public for:

Residing at: Victor, Idaho

My commission expires: 6/8/02

149483

SCANNED
FEB 07 2008

**THIS IS NOT A BILL.
DO NOT PAY.**

ASSESSMENT NOTICE

For any questions, please notify
the Assessor's office immediately.
Assessor's telephone#:(208) 354-3507

Appeals of your property value must
be filed in writing on a form provided
by the County, by:

Parcel Number: RP06N45E249001 A

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
4 MEADOW	9.580 AC	2,836	2,836
SUBTOTAL:	9.580	2,836	2,836
LESS HOMEOWNERS EXEMPTION:			
NET TAXABLE PROPERTY VALUE:		2,836	2,836

TAXING DISTRICTS	LAST YEAR'S TAXES		PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY			208-354-2905	08/27/2007
SCH DIST 401			208-354-2207	06/11/2007
TORT			208-354-2207	06/11/2007
BOND			208-354-2207	06/11/2007
EMERGENCY			208-354-2207	06/11/2007
PLNT FACILITIES			208-354-2207	06/11/2007
CEM CACHE-CIA			208-456-2381	08/15/2007
FIRE PROTECTION			208-354-2760	08/28/2007
LIBRARY			208-787-2201	09/04/2007
AMBULANCE			208-354-2905	07/23/2007
SUBTOTAL:				
+ FEES:				
= TOTAL:				SCANNED

SCANNED

FEB 07 2008