

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 01 2020

Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES
SOUTHERN REGION

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-10290	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-10291	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Alvin & Hope Musser Living Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael E. Musser
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 22160 Highway 26 Gooding ID 83330
Mailing address City State ZIP
- 208 969 0066 _____
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: _____.
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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 # 36-10290

8. Signature: Michael E. Musser _____ 05/14/2020
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 7/1/20 Receipt No. 5038012 Receipt Amt. 450.00

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 BW Date 8/12/20

Instrument # 268626
GOODING COUNTY, GOODING, IDAHO
05-21-2020 16:36:41 No. of Pages: 6
Recorded for: TITLEONE - TWIN FALLS
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile



TitleOne
a title & escrow co.

Order Number: 20353991

Warranty Deed

For value received,

Richard A. Musser, Michael E. Musser and Marjorie E. Mikels, as successor co-trustees of the Family Pot Trust of the Alvin & Hope Musser Living Trust, dated September 21, 1990

the grantor, does hereby grant, bargain, sell, and convey unto

Michael E. Musser, a married man as his sole and separate property

whose current address is

the grantee, the following described premises, in Gooding County, Idaho, to wit:

EXHIBIT "A" ATTACHED HERETO.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: May 17, 2020

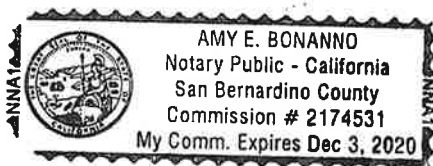
Richard A. Musser, Michael E. Musser and Marjorie E. Mikels, as successor co-trustees of the Family Pot Trust of the Alvin & Hope Musser Living Trust dated September 21, 1990

By: Marjorie E. Mikels
Marjorie E. Mikels, Successor Co-Trustee

State of California, County of San Bernardino, ss.

On this 17th day of May in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Marjorie E. Mikels, known or identified to me to be the person whose name is subscribed to the within instrument, as successor co-trustee of The Family Pot Trust of the Alvin & Hope Musser Living Trust, dated September 21, 1990 and acknowledged to me that she executed the same as successor co-trustee.

Amy E Bonanno
Notary Public
Residing In: Upland, Ca
My Commission Expires: 12-3-2020
(seal)



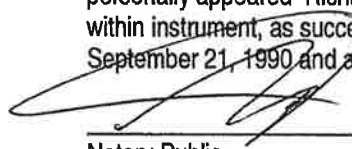
May 15, 2020

Richard A. Musser, Michael E. Musser and Marjorie E. Mikels, as successor co-trustees of the Family Pot Trust of the Alvin & Hope Musser Living Trust dated September 21, 1990

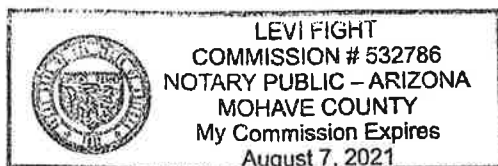
By: 
Richard A. Musser, Successor Co-Trustee

State of Arizona, County of Mohave, ss.

On this 15th day of May in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Richard A. Musser, known or identified to me to be the person whose name is subscribed to the within instrument, as successor co-trustee of The Family Pot Trust of the Alvin & Hope Musser Living Trust, dated September 21, 1990 and acknowledged to me that he executed the same as successor co-trustee.



Notary Public
Residing In: Mohave County
My Commission Expires: 08/07/2021
(seal)



May 14, 2020

Richard A. Musser, Michael E. Musser and Marjorie E. Mikels, as successor co-trustees of the Family Pot Trust of the Alvin & Hope Musser Living Trust dated September 21, 1990

By: Michael E. Musser
Michael E. Musser, Successor Co-Trustee

State of Idaho, County of Jerome, ss.

On this 14 day of May in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Michael E. Musser, known or identified to me to be the person whose name is subscribed to the within instrument, as successor co- trustee of The Family Pot Trust of the Alvin & Hope Musser Living Trust, dated September 21, 1990 and acknowledged to me that he executed the same as ~~trustee~~ Successor Co-Trustee

Laury Lamb
Notary Public
Residing In: Jerome, ID
My Commission Expires: 04/2/2022
(seal)

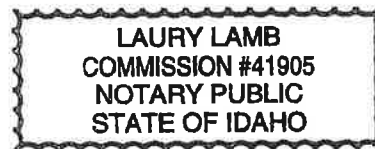


EXHIBIT "A"

TOWNSHIP 7 SOUTH OF RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 31: Part of Lot 4, and part of the Southeast 1/4 of the Southwest 1/4, being more particularly described as follows:

Commencing at a found 5/8-inch steel rod marking the Southeast corner of said Southeast 1/4 of the Southwest 1/4;

Thence along the Southerly boundary of said Southeast 1/4 of the Southwest 1/4, North 89 Degrees 23 Minutes 20 Seconds West, a distance of 373.96 feet to the **POINT OF BEGINNING** of this land description, from which point a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858" bears North 61 Degrees 03 Minutes 19 Seconds West at a distance of 52.6 feet;

Thence continuing along said Southerly boundary, North 89 Degrees 23 Minutes 20 Seconds West, a distance of 944.30 feet to a found concrete pillar with a brass cap stamped "PLS 1000" marking the Southeast corner of Lot 4 in said Section 31, being also the Southeast corner of Hunters Point Estates as shown on a Plat filed in the Gooding County Recorder's Office on December 18, 1979 as Instrument Number 80356;

Thence along the Southerly boundary of said Lot 4, and along the Southerly boundary of said survey, North 89 Degrees 18 Minutes 13 Seconds West, a distance of 491.60 feet (*S89°45'57"E, 493.49', Record*) to the point of intersection with the Southwesterly boundary of a tract of land identified as Block 2 Lot 15 on said survey, said point being the beginning of a curve concave to the South, having a radius of 378.03 feet (*948.67', Record*), a central angle of 2 Degrees 29 Minutes 18 Seconds (*00°52'32", Record*), and being subtended by a chord which bears North 75 Degrees 14 Minutes 46 Seconds West 16.42 feet (*N63°15'38"W, 14.50', Record*), and from which point a found 1/2-inch steel pin bears North 74 Degrees 09 Minutes West at a distance of 1.9 feet;

Thence Westerly along said curve to the left, and along the Southwesterly boundary of said Lot 15, a distance of 16.42 feet (*14.50', Record*) to a found 1/2-inch steel rod;

Thence continuing along the Southwesterly boundary of said Lot 15 the following bearings and distances:

North 76 Degrees 29 Minutes 24 Seconds West tangent to said curve, a distance of 80.00 feet to the point of beginning of a curve tangent to said line, from which point a found 1/2-inch steel rod bears North 76 Degrees 29 Minutes 24 Seconds West at a distance of 1.0 feet;

Thence Westerly and Northwesterly a distance of 212.30 feet along the curve to the right, having a radius of 470.84 feet (*475', Record*), a central angle of 25 Degrees 50 Minutes 04 Seconds (*25°36'43", Record*), and being subtended by a chord which bears North 63 Degrees 34 Minutes 23 Seconds West 210.50 feet (*N63°53'35"W, 210.57', Record*) to a point of tangency, from which point a found 1/2-inch steel rod bears North 50 Degrees 39 Minutes 21 Seconds West at a distance of 1.0 feet;

Thence North 50 Degrees 39 Minutes 21 Seconds West tangent to said curve, a distance of 403.10 feet to a found 1/2-inch steel pin marking the intersection with the Westerly boundary of Lot 4 of said Section 31;

Thence along the Westerly boundary of said Lot 4, and along the Westerly boundary of said Lot 15 in Block 2, North 00 Degrees 43 Minutes 48 Seconds East, a distance of 704.83 feet (*N00°15'57"E, 717.49', Record*) to a found 5/8-inch steel pin;

cont'd
EXHIBIT "A"

Thence South 89 Degrees 22 Minutes 13 Seconds East, a distance of 194.16 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 28 Degrees 07 Minutes 10 Seconds East, a distance of 133.92 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 58 Degrees 10 Minutes 49 Seconds East, a distance of 271.86 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 71 Degrees 13 Minutes 13 Seconds East, a distance of 358.63 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 89 Degrees 54 Minutes 50 Seconds East, a distance of 237.69 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 61 Degrees 26 Minutes 29 Seconds East, a distance of 230.59 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 42 Degrees 55 Minutes 34 Seconds East, a distance of 525.96 feet to a set 5/8-inch rebar with a plastic cap imprinted "PLS 9858";

Thence South 61 Degrees 03 Minutes 19 Seconds East, a distance of 450.80 feet to the POINT OF BEGINNING.

According to a 2020 survey by GradeTek, PLLC, Gooding, ID and containing 26.116 ACRES, more or less.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 12, 2020

MICHAEL E MUSSER
2216 HIGHWAY 26
GOODING ID 83330-5342

Re: Change in Ownership for Water Right No(s): 36-10290, and 36-10291

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

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) 736-3033.

Sincerely,

Benny Walker
Senior Water Resource Agent

Enclosure(s)

Cc: TITLEONE, Jerome File 20353991



RECEIVED

JUL 01 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

237 N. Lincoln
Jerome, ID 83338
Ph. (208) 324-5613
Fx. (866) 310-3443
www.titleonecorp.com

Idaho Dept of Water Resources
650 Addison Ave, W, ste 500
Twin Falls, ID 83301

Date: May 26, 2020

Re: Escrow No. 20353991 ~ Michael E. Musser

In connection with the above referenced transaction, I am enclosing the following:

- Check 2740² in the amount of \$50.00
- Notice of Change in Water Right Ownership for 36-10290 and 36-10291

Once transferred, please forward documentation to my attention at TitleOne 237 N. Lincoln, Jerome, ID 83338.
If you have any questions, please do not hesitate to contact me.

Sincerely,

Laury Jo Lamb
(208) 324-5613
llamb@titleonecorp.com