

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 02 2019

Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

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?
25-7380	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Ray Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cedar Park Village LLC
New owner(s) as listed on the conveyance document
- Mailing address: 4413 E. 234N
City: Rigby State: ID ZIP: 83442
- Telephone: 208-745-8770
Email: gregnmargo@hotmail.com

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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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.

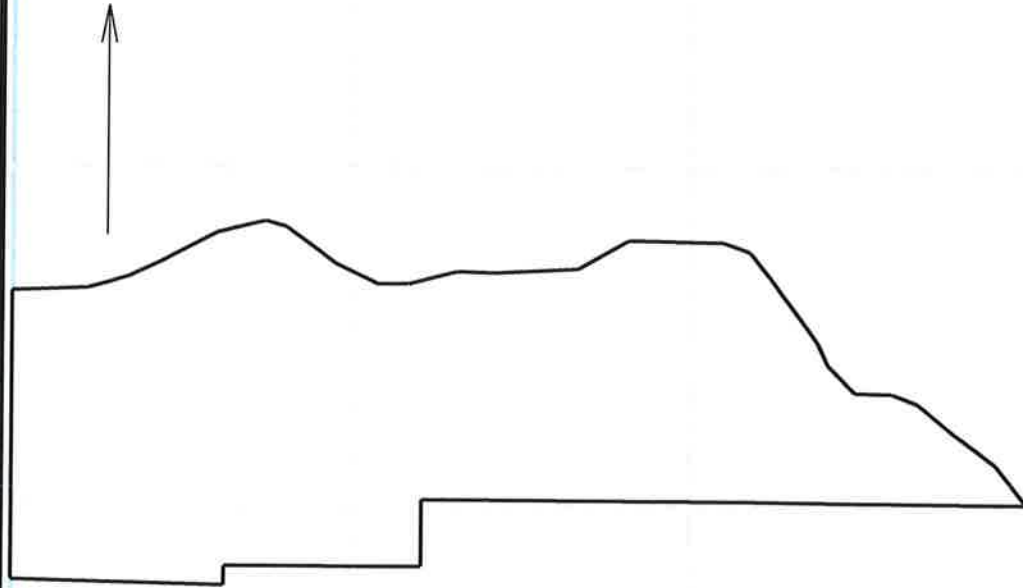
8. Signature: Margo Smith Title, if applicable: Sec. / member Date: 12-2-19
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. E045486 Receipt Amt. \$25.-

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 JB Processed by CR Date 12/2/19



12/2/2019

Scale: 1 inch= 750 feet

File:

Tract 1: 83.2316 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=9968 ft.

01 /sw,24,4n,39e	20 s87.0607w 321.11
02 /n00e 1033.23	21 n88.1322w 145.93
03 s88.3136e 832.20	22 s75.2018w 193.99
04 n01.3640e 76.17	23 s89.5430w 117.07
05 s89.4934e 768.56	24 n64.5155w 191.20
06 n0.0336e 260.60	25 n53.1049w 238.16
07 s89.4343e 2346.27	26 n74.5151w 88.53
08 n38.3401w 200.21	27 s75.3632w 187.06
09 n53.3046w 201.31	28 s61.5636w 239.89
10 n50.52w 184.19	29 s65.5149w 138.89
11 n68.3221w 103.88	30 s73.2828w 170.38
12 n88.2434w 147.34	31 s88.1526w 299.01
13 n44.0212w 148.59	32 s00e 1127.77
14 n24.4634w 96.03	
15 n35.0922w 303.49	
16 n38.2618w 130.43	
17 n70.1709w 110.59	
18 n88.4404w 370.94	
19 s60.5144w 227.78	

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO DEPARTMENT OF HEALTH AND WELFARE BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

CERTIFICATE OF DEATH

Date Filed **MARCH 09, 2010**

State File No. **2010-01921**

DECEDENT - LEGAL NAME RAY GEORGE SMITH			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 81 YEARS	DATE OF BIRTH SEPTEMBER 23, 1928
BIRTHPLACE SALMON, IDAHO		PLACE OF RESIDENCE RIGBY, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) BONNIE BAZIL	WAS DECEDENT EVER IN U.S. ARMED FORCES? YES
FATHER - NAME JOHN SMITH			BIRTHPLACE AUSTRIA
MOTHER - MAIDEN NAME LENA CORNELL			BIRTHPLACE UTAH
METHOD OF DISPOSITION BURIAL		FUNERAL SERVICE LICENSEE BRADLEY B. YOUNGSTROM	
NAME AND ADDRESS OF FUNERAL FACILITY ECKERSELL MEMORIAL CHAPEL, RIGBY, IDAHO			
DATE OF DEATH MAR. 06, 2010	TIME OF DEATH 7:09 P.M.	CITY, TOWN OR LOCATION OF DEATH RIGBY, IDAHO	COUNTY OF DEATH JEFFERSON
CAUSE OF DEATH (underlying cause last) a CHRONIC LYMPHOCYTIC LEUKEMIA			Approximate Interval Between Onset and Death 2 YEARS
DUE TO (or as a consequence of): b.			
DUE TO (or as a consequence of): c.			
DUE TO (or as a consequence of): d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER JEFFREY D. HANCOCK, M.D.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: **MARCH 09, 2010**

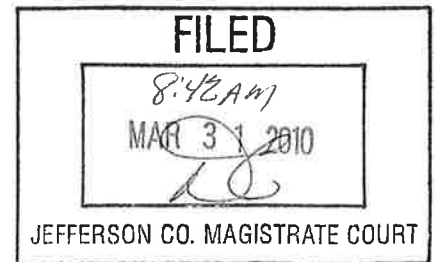
This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

Jane S. Smith
JANE S. SMITH
STATE REGISTRAR



Paul T. Curtis, SBN #6042
CURTIS & BROWNING, P.A.
598 N. Capital Ave.
Idaho Falls, ID 83402
Telephone: (208) 542-6995
Facsimile: (208) 542-6993

Attorney for PR



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
IN AND FOR THE STATE OF IDAHO, COUNTY OF JEFFERSON

IN THE MATTER OF THE)
ESTATE OF RAY GEORGE)
SMITH,)

Deceased.)
)
)
)
)
)
)

Case No.: CO-10-291

LETTERS OF ADMINISTRATION
(I.C. §15-3-602 – §15-3-702)

GREGORY WAYNE SMITH is hereby appointed personal representative of the Estate of Ray George Smith, deceased, with all authority pertaining thereto. Administration of the estate is unsupervised.

These Letters of Administration are issued to evidence the appointment, qualification and authority of the personal representative.

WITNESS: Robert L. Crowley, Jr., Magistrate of the District Court, County of Jefferson, State of Idaho, with the seal of the Court affixed this 30 day of March, 2010.

Robert L. Crowley, Jr. - Magistrate Judge
by [Signature] deputy clerk
(As authorized by the Court)
MAGISTRATE

Instrument # 362142

RIGBY, JEFFERSON, IDAHO

2007-09-11

10:01:00 No. of Pages: 3

Recorded for : ROBERT CROWLEY

CHRISTINE BOULTER

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

WARRANTY DEED

362142

THIS INDENTURE, made this 10 day of Sept., 2007, between Cedars Development Company, a partnership, with it's principal place of business situate at 240 N. 4400 E., Rigby, Jefferson County, Idaho 83442 the party of the first part; and CEDAR PARK VILLAGE, LLC, an Idaho limited liability company with it's principal place of business at 4429 E. 234 N., Rigby, Jefferson County, Idaho 83442, the party of the second part.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS lawful money of the United States of America, and other good and valuable consideration to the party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, and convey and confirm unto the said party of the second part, and to the party of the second part's heirs and assigns forever all of the following described real estate situate in the County of Jefferson, State of Idaho, to-wit:

Beginning at a point that is North along the section line 1033.23 feet from the Southwest Corner of Section 24 Township 4 North Range 39 East of the Boise Meridian; Running thence S.88°31'36"E. 832.20 feet: thence N.1°36'40"E. 76.17 feet: thence S.89°49'34"E. 768.56 feet: thence N.0°03'36"E. 260.60 feet: thence S.89°43'43"E. 2346.27 feet: thence N.38°34'01"W. 200.21 feet: thence N.53°30'46"W. 201.31 feet: thence N.50°52'W. 184.19 feet: thence N.68°32'21"W. 103.88 feet: thence N.88°24'34"W. 147.34 feet: thence N.44°02'12"W. 148.59 feet: thence N.24°46'34"W. 96.03 feet: thence N.35°09'22"W. 303.49 feet: thence N.38°26'18"W. 130.43 feet: Thence N.70°17'09"W. 110.59 feet: thence N.88°44'04"W. 370.94 feet: thence S.60°51'44"W. 227.78 feet: thence S.87°06'07"W. 321.11 feet: thence N.88°13'22"W. 145.93 feet: thence S.75°20'18"W. 193.99 feet: thence S.89°54'30"W. 117.07 feet: thence N.64°51'55"W. 191.20 feet: thence N.53°10'49"W. 238.16 feet: thence N.74°51'51"W. 88.53 feet: thence S.75°36'32"W. 187.06 feet: thence S.61°56'36"W. 239.89 feet: thence S.65°51'49"W. 138.89 feet: thence S.73°28'28"W. 170.38 feet: thence S.88°15'26"W. 299.01 feet to the West line of said Section 24: thence along said line South 1127.77 feet to the point of beginning.

EXCEPTING THEREFROM:

Township 4 North, Range 39 East of the Boise Meridian, Jefferson County, Idaho. Section 24: Beginning at a point that lies along the West Section line North 1637.76 feet and East 1099.53 feet from the Southwest Corner of said Section 24; and running thence North 330.00 feet; thence East 518.00 feet; thence South 330.00 feet; thence West 518.00 feet to the point of beginning.

SUBJECT TO:

AN EASEMENT 40 feet wide for ingress and egress described as follows: Beginning at a point that is North along the section line 1033.23 feet from the Southwest corner of Section 24, Township 4 North, Range 39 East of the Boise

Meridian, and running thence S88°31'36"E 832.20 feet; thence N1°36'40"E 76.17 feet; thence S89°49'34"E 400 feet; thence North 550 feet, more or less, to the South boundary of the above described property; thence East along said South boundary 40 feet; thence South 590 feet, more or less; thence N89°49'34"W 400 feet; thence S1°36'40"W 76.17 feet; thence N88°31'36"W 872.20 feet, more or less, to the West section line of said Section 24; thence North 40 feet, more or less, to the point of beginning.

Accruing general taxes and assessments.

Easements and Rights of Way for highways, roads, ditches, canals, pole, power and transmission lines as they exist.

Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof; water rights, claims, or title to water.

All patent reservations and all protective covenants, zoning ordinances, building codes, laws and regulations which affect the described premises.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title, and interest in and to said property, as well in law as in equity, of said party of the first part.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with the appurtenances unto the party of the second part, and to party of the second part's heirs and assigns forever. And the said party of the first part, and said party of the first part's heirs shall and will warrant and by these presents forever defend the said premises in the quiet and peaceable possession of the said party of the second part, and party of the second part's heirs and assigns, against the said party of the first part, and the party of the first part's heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party of the first part hereunto has set his hands.

CEDARS DEVELOPMENT COMPANY

BY: 
RAY G. SMITH

STATE OF IDAHO)

: ss.

County of Jefferson)

On this 10th day of September 2007, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared RAY G. SMITH, known or identified to me to be one of the partners in the partnership of Cedars Development Company, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first written.



Elena Estrada
Notary Public for Idaho
My Commission Expires: 6-5-2013



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

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

Brad Little
Governor

Gary Spackman
Director

December 02, 2019

CEDAR PARK VILLAGE LLC
4413 E 234 N
RIGBY ID 83442-5991

Re: Change in Ownership for Water Right No(s): 25-7380

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) 497-3779.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 120