

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 28 2017

## 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.

| Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 36-3E                 | Yes <input type="checkbox"/> | 36-16740              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-10125              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-16828              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-16965              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-16908              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Richard Larry Stone and Nan Allison-Stone

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Robin T. Hart and Robert M. Hart Revocable Trust

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

300 State Park Dr. #1

Aptos

Ca

95003

Mailing address

City

State

ZIP

831-818-6721

Telephone

Email

rhar+1990@yahoo.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 described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 36-3E

8. Signature: Robert M. Hart

Signature of new owner/claimant

Trustee

Title, if applicable

Date 8/15/17

- Signature: Robin T. Hart

Signature of new owner/claimant

Trustee

Title, if applicable

Date 8/15/17

For IDWR Office Use Only:

Received by DM

Date

8-28-2017

Receipt No.

S036320

Receipt Amt.

\$150-

Approved by \_\_\_\_\_

Processed by \_\_\_\_\_

Date \_\_\_\_\_

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
301 Main Street  
Gooding, ID 83330

**Instrument # 260141**  
GOODING COUNTY, GOODING, IDAHO  
11-29-2017 16:18:48 No. of Pages: 2  
Recorded for: FIRST AMERICAN TITLE - JEROME  
DENISE GILL Fee: \$16.00  
Ex-Officio Recorder Deputy: JB  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

## **WARRANTY DEED**

File No.: **655566GO (smb)**

Date: **October 11, 2017**

For Value Received, **Coast 1031 Exchange, Inc., a California corporation as to a 30% interest**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Robin T. Hart and Robert M. Hart Trustees of the Robin T. Hart and Robert M. Hart Revocable Trust dated March 30, 2005**, hereinafter called the Grantee, whose current address is **300 State Park Dr. #1, Aptos, CA 95003**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

**PARCEL 1:**

**TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO Section 23: A parcel of land located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and being more particularly described as follows:**

Commencing at the West One Quarter (W $\frac{1}{4}$ ) corner of said Section 23, from which the Northwest corner of said Section 23 bears N00°15'55" E-2648.85 feet;  
Thence N00°15'55" E along the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 600.00 feet to the TRUE POINT OF BEGINNING;  
Thence continuing N00°15'55" E along the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 724.42 feet to the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;  
Thence S89°32'19" E along the North boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 1327.33 feet to the Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;  
Thence S00°04'24" W along the East boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 1322.53 feet to the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;  
Thence N89°37'16" W along the South boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 778.76 feet;  
Thence N00°15'55" E parallel with the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 400.00 feet;  
Thence N89°37'16" W parallel with the South boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 353.00 feet;  
Thence N00°15'55" E parallel with the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 200.00 feet;  
Thence N89°37'16" W parallel with the South boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 200.00 feet to the TRUE POINT OF BEGINNING.

**PARCEL 2:**

A 50.0 foot wide access easement for the purpose of ingress, egress, said easement being centered on the following described line;  
Commencing at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23, which is the Northwest corner of the before described parcel;  
Thence S89°32'19" E along the North boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 272.28 feet to a point in the center of an existing access road and being the TRUE POINT OF BEGINNING;  
Thence N38°08'13" W along the center of the existing access road for a distance of 140.91 feet;

Date: 10/11/2017

Warranty Deed  
- continued

File No.: 655566GO (smb)

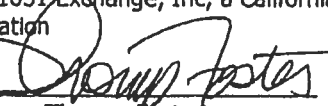
**Thence N53°46'12" W along the center of the existing access road for a distance of 36.36 feet;**

**Thence N73°21'07" W along the center of the existing access road for a distance of 23.04 feet to a point in the center of and existing county road and being the terminus point of said easement.**

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 its 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.

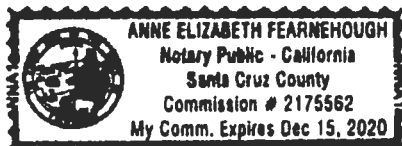
Coast 1031 Exchange, Inc, a California corporation

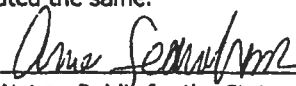
By: 

Name: Thomas Foster  
Title: President

STATE OF California )  
SS.  
COUNTY OF Santa Cruz )

On this 13<sup>th</sup> day of **October, 2017**, before me, a Notary Public in and for said State, personally appeared **Thomas Foster**, known or identified to me to be the **President** of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



  
Notary Public for the State of California  
Residing at: 331 Sycamore Ave, Ste 100, Santa Cruz, CA 95062  
My Commission Expires: 12/15/20

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
301 Main Street  
Gooding, ID 83330

**Instrument # 259223**  
GOODING COUNTY, GOODING, IDAHO  
08-17-2017 08:38:51 No. of Pages: 2  
Recorded for: FIRST AMERICAN TITLE - JEROME  
DENISE GILL Fee: \$16.00  
Ex-Officio Recorder Deputy: DAL  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

## **WARRANTY DEED**

File No.: **642584GO (smb)**

Date: **August 02, 2017**

For Value Received, **Richard Larry Stone Trustee of The Stone Family Trust, dated March 7, 1998**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Coast 1031 Exchange, Inc., a California corporation as to a 30% interest and Robin T. Hart and Robert M. Hart Trustees of the Robin T. Hart and Robert M. Hart Revocable Trust dated March 30, 2005 as to a 70% interest**, hereinafter called the Grantee, whose current address is **300 State Park Dr. #1, Aptos, CA 95003**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

### **PARCEL 1:**

**TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO Section 23: A parcel of land located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  and being more particularly described as follows:**

**Commencing at the West One Quarter (W $\frac{1}{4}$ ) corner of said Section 23, from which the Northwest corner of said Section 23 bears N00°15'55" E-2648.85 feet;**

**Thence N00°15'55" E along the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 600.00 feet to the TRUE POINT OF BEGINNING;**

**Thence continuing N00°15'55" E along the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 724.42 feet to the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;**

**Thence S89°32'19" E along the North boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 1327.33 feet to the Northeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;**

**Thence S00°04'24" W along the East boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 1322.53 feet to the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23;**

**Thence N89°37'16" W along the South boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 778.76 feet;**

**Thence N00°15'55" E parallel with the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 400.00 feet;**

**Thence N89°37'16" W parallel with the South boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 353 .00 feet;**

**Thence N00°15'55" E parallel with the West boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 200.00 feet;**

**Thence N89°37'16" W parallel with the South boundary of the NW $\frac{1}{4}$  of said Section 23 for a distance of 200.00 feet to the TRUE POINT OF BEGINNING.**

### **PARCEL 2:**

**A 50.0 foot wide access easement for the purpose of ingress, egress, said easement being centered on the following described line;**

**Commencing at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23, which is the Northwest corner of the before described parcel;**

**Thence S89°32'19" E along the North boundary of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 23 for a distance of 272.28 feet to a point in the center of an existing access road and being the TRUE POINT OF BEGINNING;**

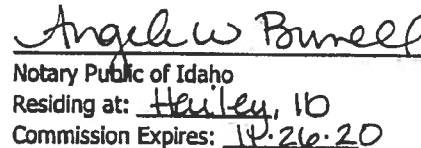
File No.: 642584GO (smb)

**Thence N73°21'07" W along the center of the existing access road for a distance of 23.04 feet to a point in the center of and existing county road and being the terminus point of said easement.**

TO HAVE AND TO HOLD the said premises, with its 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.

Richard Larry Stone  
Richard Larry Stone, Trustee

On this 1<sup>st</sup> day of August, 2017, before me, a Notary Public in and for said State, personally appeared **Richard Larry Stone**, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument as Trustee of the **The Stone Family Trust, dated March 7, 1998 Trust**, and acknowledged to me that he executed the same as such Trustee.



This map is given for informational purposes only - no assurances are made as to the actual footages and boundaries reflected herein.

First  
American  
Title



CURVE DATA  
187.25' 143.12' 144.11' 144.84' 172.38' 187.25'

Instrument # 211906

GOODING, GOODING, IDAHO  
2005-07-07 08:04:43 No. of Pages: 1

Recorded for JOHN ROOT  
HELEN EDWARDS  
Ex-Officio Recorder Deputy

Fee: 5.00

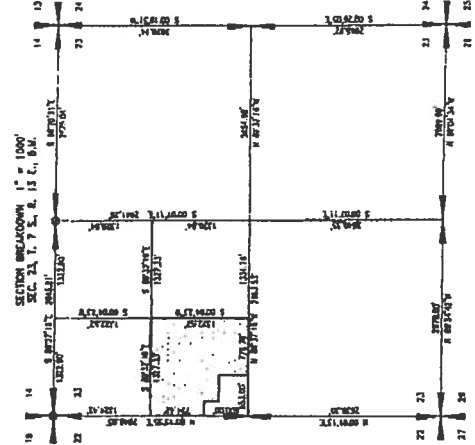
*John Root*

34.380 AC

LOCATED IN  
SW 1/4 SECTION 23,  
TOWNSHIP 7 SOUTH,  
RANGE 13 EAST,  
BORNE MERIDIAN  
GOODING COUNTY, IDAHO  
2005



SCALE  
1" = 100'



LEGEND

- SURVEY BOUNDARY LINE
- CENTERLINE ROAD/EASEMENT
- EASEMENT LINE
- FOUND BRASS CAP
- FOUND ALUMINUM CAP
- SET 1/4" REBAR & CAP
- ANGLE POINT - NOT SET

|                                                                                           |      |
|-------------------------------------------------------------------------------------------|------|
| ALL POINTS LAND SURVEYING<br>JOHN ROOT - P.L.S. #889<br>IDAHO STATE PROFESSIONAL SURVEYOR |      |
| RECORD OF SURVEY FOR:<br>AL YERNAN                                                        |      |
| LOCATED BY                                                                                | DATE |
| PREPARED BY                                                                               | DATE |
| CHECKED BY                                                                                | DATE |
| APPROVED BY                                                                               | DATE |

I, JOHN D. ROOT, DO HEREBY CERTIFY THAT THIS MAP IS A TRUE AND ACCURATE MAP OF THE LAND SURVEYED UNDER MY SUPERVISION AND DIRECTION.



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](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

March 14, 2018

ROBIN T HART & ROBERT M HART REVOCABLE TRUST  
300 STATE PARK DR STE 1  
APTOS CA 95003-4474

Re: Change in Ownership for Water Right No(s): 36-3E, 36-10125, 36-16740 and 36-16908

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,

Trish Fawcett  
Technical Records Specialist I

Enclosure(s)



**First American Title Company**  
301 Main Street, Gooding, ID 83330  
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

AUG 28 2017

DEPT OF WATER RESOURCES  
SOUTHERN REGION

IDWR  
650 Addison Ave W.  
Twin Falls, ID 83301

August 17, 2017  
File No.: 642584GO (smb)

Attn:

Re:

Property: **2722 South 900 East, Hagerman, ID 83332**

Buyer: **Robin T. Hart and Robert M. Hart Revocable Trust dated March 30, 2005 (70% int.) and Coast 1031 Exchange, Inc. (30% interest)**

Seller: **The Stone Family Trust**

- Our Check No. **8269** in the amount of **\$150.00**, representing **Water Transfer Fee**.
- Notice of Change in Water Right Ownership
- Copy of Warranty Deed
- Map

Sincerely,

Celia Allen, Assistant for  
Susan Bolton, Escrow Officer

ca/ca