

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 29 2018

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 13-7940 <i>OK</i>     | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: MARY EVA ROBERTS EARL R. ROBERTS  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): REM TRUST  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1387 E 800 S Preston ID 83263  
Mailing address City State ZIP
- 435-764-0524 Idahobrokenroad@gmail.com  
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: 4-20-15
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: Mary Eva Roberts 1-26-18  
Signature of new owner/claimant Title, if applicable Date

Signature: Earl R. Roberts 1-26-18  
Signature of new owner/claimant Title, if applicable Date

**For IDWR Office Use Only:**

Received by JB Date 1/29/2018 Receipt No. E043689 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 JB Date 2/8/2018

WHEN RECORDED RETURN TO  
MARY ROBERTS  
1387 EAST 800 SOUTH  
PRESTON IDAHO83263

273290 2-3

## SPECIAL WARRANTY DEED

WE, MARY EVA ROBERTS, and/or EARL R. ROBERTS, grantors, do  
HEREBY CONVEY AND WARRANT to:

REM TRUST,

MARY EVA ROBERTS and/or EARL R. ROBERTS, Trustees under agreement

Dated January 25, 2018

the following described premises, Together with the appurtenances.

to-wit:

SEE EXHIBIT A

WITNESS, the hand of said grantor(s)

Dated: January 25, 2018

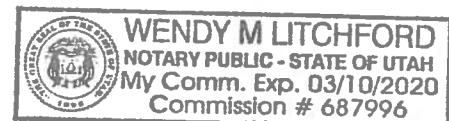
x Mary Eva Roberts

x Earl R. Roberts

State of Idaho  
County of Franklin

On this 25 day of January, 20 18, before me, a Notary Public in and for said State, personally appeared Mary + Earl Roberts, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same. In the witness whereof I have set my hand and affixed my official seal the day and year in this certificate first above written.

Wendy M Litchford  
Notary Public State of Utah  
Residing at: Deweyville UT  
Commission Expires: 3.10.20



## EXHIBIT A

A parcel of land located in Section 12, Township 16 South, Range 40 East of the Boise Meridian, Franklin County, Idaho; and more particularly described as follows:

Beginning at the Center South Sixteenth corner of said Section 12, from which the Center Quarter of said Section 12 bears North 00° 23' 07" East 1352.71 feet;  
 Thence North 00° 23' 07" East 537.66 feet, along the Meridional centerline of said Section 12, to a 5/8" rebar with cap, labelled "A.A. HUDSON, PLS 4735";  
 Thence North 89° 36' 53" West 203.86 feet, to a 5/8" rebar with cap, set on the East right of way line of a County road;  
 Thence along said right of way for the following seven calls:  
 Thence South 11° 35' 26" West 7.35 feet, to the beginning of a 215.36 foot radius curve, concave to the Northwest;  
 Thence Southwesterly along said curve, through a central angle of 20° 11' 21" a distance of 75.89 feet (chord = South 21° 41' 06" West 75.49 feet);  
 Thence South 31° 46' 47" West 166.12 feet;  
 Thence South 22° 11' 27" West 82.14 feet;  
 Thence South 38° 51' 44" West 171.86 feet, to the beginning of a 84.05 foot radius curve, concave to the Southeast;  
 Thence Southwesterly along said curve, through a central angle of 38° 39' 10" a distance of 56.70 feet (chord = South 19° 32' 09" West 55.63 feet);  
 Thence South 00° 12' 33" West 48.60 feet, to a 5/8" rebar with cap, set on a fence line;  
 Thence South 88° 02' 25" East 31.65 feet, along said fence line;  
 Thence South 69° 18' 38" East 39.82 feet, along said fence line, to the South Sixteenth line of said Section 12;  
 Thence North 89° 12' 29" East 405.90 feet, to the True Point of Beginning.  
 Containing 4.3 acres of land.

**ALSO INCLUDING :**

A parcel of land located in Section 12, Township 16 South, Range 40 East, of the Boise Meridian, Franklin County, Idaho; and more particularly described as follows:  
 Beginning at the Center Quarter corner of said Section 12, from which the East Quarter corner bears North 88° 31' 34" East 2605.58 feet;  
 Thence South 00° 23' 07" West 290.05 feet along the meridional centerline of said Section 12, to the True Point of Beginning;  
 Thence South 00° 23' 07" West 525.00 feet along said centerline to a found rebar with cap;  
 Thence North 89° 36' 53" West 203.86 feet the East right of way line of a county road;  
 Thence along the right of way of the county road the following 6 courses:  
 Thence North 11° 35' 26" East 60.68 feet to the beginning of a 161.48 feet radius right of way curve concave to the Southeast;  
 Thence Northeasterly along said right of way curve, through a central angle of 15° 10' 16" a distance of 42.76 feet (chord = North 19° 10' 34" East 42.63 feet);  
 Thence North 26° 45' 42" East 183.88 feet to the beginning of a 670.86 feet radius right of way curve concave to the Northwest;  
 Thence Northeasterly along said right of way curve, through a central angle of 13° 21' 00" a distance of 156.31 feet (chord = North 20° 05' 12" East 155.96 feet);  
 Thence North 13° 24' 42" East 81.56 feet to the beginning of a 203.19 feet radius right of way curve concave to the Northwest;  
 Thence Northeasterly along said right of way curve, through a central angle of 10° 01' 40" a distance of 35.56 feet (chord = North 08° 23' 52" East 35.52 feet);  
 Thence South 86° 36' 58" East 20.76 feet to the True Point of Beginning.  
 Containing 1.3 acres of land

*Wendy M Litchford*





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718**

**Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)**

**C.L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

February 09, 2018

REM TRUST  
1387 E 800 S  
PRESTON ID 83263

Re: Change in Ownership for Water Right No(s): 13-7940

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you have any questions concerning the enclosed information, please contact me at (208) 525-7161.

Sincerely,

Jonie Barg  
Technical Records Spec I

Enclosure(s)

cc: Water District 13A