

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 05 2017

DEPT OF WATER RESOURCES
SOUTHERN 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?
37-4420	Yes ☐	Yes ☐	37-12353	Yes ☐	Yes ☐
37-8102	Yes ☐	Yes ☐	37-22969	Yes ☐	Yes ☐
37-8249	Yes ☐	Yes ☐	37-23075	Yes ☐	Yes ☐
37-8446	Yes ☐ *	Yes ☐		Yes ☐	Yes ☐
37-8561	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Peter Trust LP
Name of current water right holder/claimant Trust dated 2/2/1990
3. New Owner(s)/Claimant(s): The Thomas T. Tierney and Elizabeth C. Tierney Family
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

PO Box 10151 Ketchum Idaho 83340
Mailing address City State ZIP

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: September 15, 2017
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.

SUPPORT DATA

IN FILE # 37-4420

8. Signature: [Signature] TRUSTEE 9-14-17
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] trustee 9/14/17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by TF Date 10-5-2017 Receipt No. 5036392 Receipt Amt. \$100.00
 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 HA Date 12/28/2017

* 37-8446 SPLIT VIA T# 81895 INTO 37-8446 & 37-23075 /S.

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

Lawson Laski Clark & Pogue, PLLC
675 Sun Valley Road, Suite A
Post Office Box 3310
Ketchum, Idaho 83340

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, Peter Trust, LP and RG Farm, LLC a Nevada limited liability company ("Grantors"), do hereby convey, release, remise and forever quitclaim to THE THOMAS T. TIERNEY AND ELIZABETH C. TIERNEY FAMILY TRUST DATED 2/2/1990, Thomas T. Tierney, whose current address is _____, *California* **See Below ("Grantee"), all our right, title and interest in and to all water rights and other entitlements to receive water for beneficial use upon the property conveyed to Grantee this same date by Warranty Deed recorded as Instrument No. 646527:2017, records of Blaine County, Idaho, and on certain other properties, including, without limitation, all rights represented by contract, decree, license, permit, claim or permit application, and all ditches and ditch rights, easement or rights-of-way associated with any irrigation or other water delivery ditch, canal, lateral or pipeline, including, but not limited to, those water rights identified in the records of the Idaho Department of Water Resources as Water Rights Nos. 37-22969, 37-12353, 37-8561, 37-8446, 37-8249, 37-8102 and 37-4420.

DATED this 13 day of September, 2017.

GRANTORS:

PETER TRUST LP



By: THOMAS A. TIERNEY General

Partner

RG FARM, LLC, a Nevada Limited liability
company

**PO Box 10151
Ketchum, Idaho 83340
QUITCLAIM DEED - 1
013

31875-

Its: Manager

On this 13th day of September, 2017, before me, the undersigned notary public, in and for said State, personally appeared THOMAS A THOMAS known or identified to me to be the general partner of Peter Trust LP and the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same in his capacity thereof.

 F. SPEED
Notary Public, State of Nevada
Appointment No. 00-64999-1
My Appt. Expires Sep 21, 2018

On this 13th day of September, 2017 before me, the undersigned notary public, in and for said State, personally appeared THOMAS A. THOMAS, known or identified to me to be the Manager of RG Farm, LLC and the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same in his capacity thereof.

 **F. SPEED**
Notary Public, State of Nevada
Appointment No. 00-64999-1
My Appt. Expires Sep 21, 2018

A. Speed
NOTARY PUBLIC FOR NEVADA
RESIDING AT CLARK COUNTY.
MY COMM EXPIRES: 9.21.18 ³¹⁸⁷⁵⁻

State of Idaho
Department of Water Resources

Water Right
37-8102

COMMERCIAL

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



- ⊙ Point of Diversion
- ▭ Place Of Use Boundary
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters

0 0.035 0.07 0.14 Miles



DOMESTIC

18E



- ⦿ Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



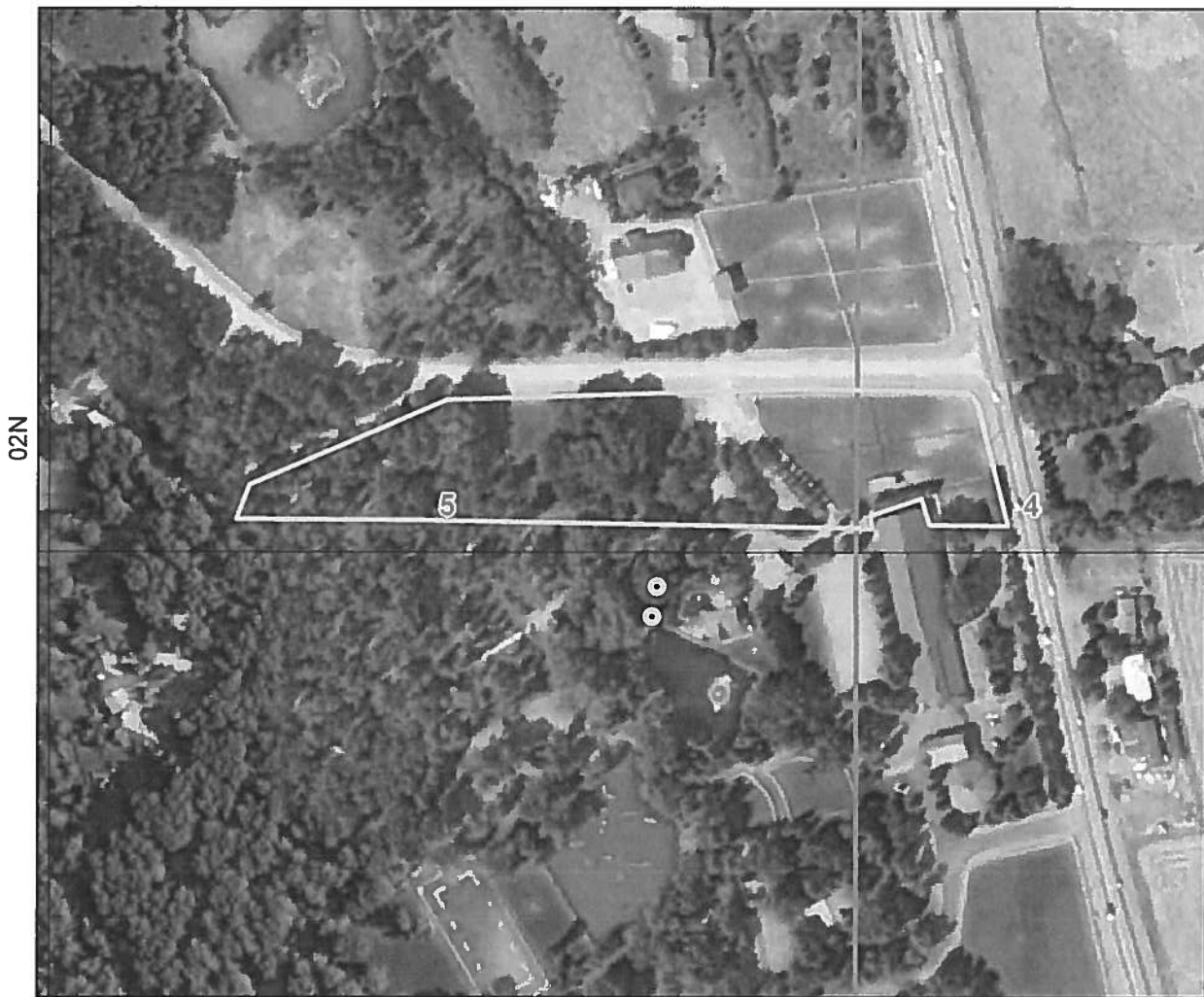
State of Idaho
Department of Water Resources

Water Right
37-8102

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



- ⊙ Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Water Right
37-8249

AESTHETIC STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



- Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Water Right
37-8446

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



- ⊙ Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.035 0.07 0.14 Miles



Water Right
37-8561

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

An aerial photograph of a residential area. A white rectangular outline highlights a building complex in the center-right. To the left of this complex is a large, irregularly shaped pond. The area is surrounded by dense trees and some open fields. A road or path runs vertically through the center. The label '02N' is in the top left corner.

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State of Idaho
Department of Water Resources

Water Right
37-8561

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



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

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Water Right
37-12353

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



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

0 0.045 0.09 0.18 Miles



State of Idaho
Department of Water Resources

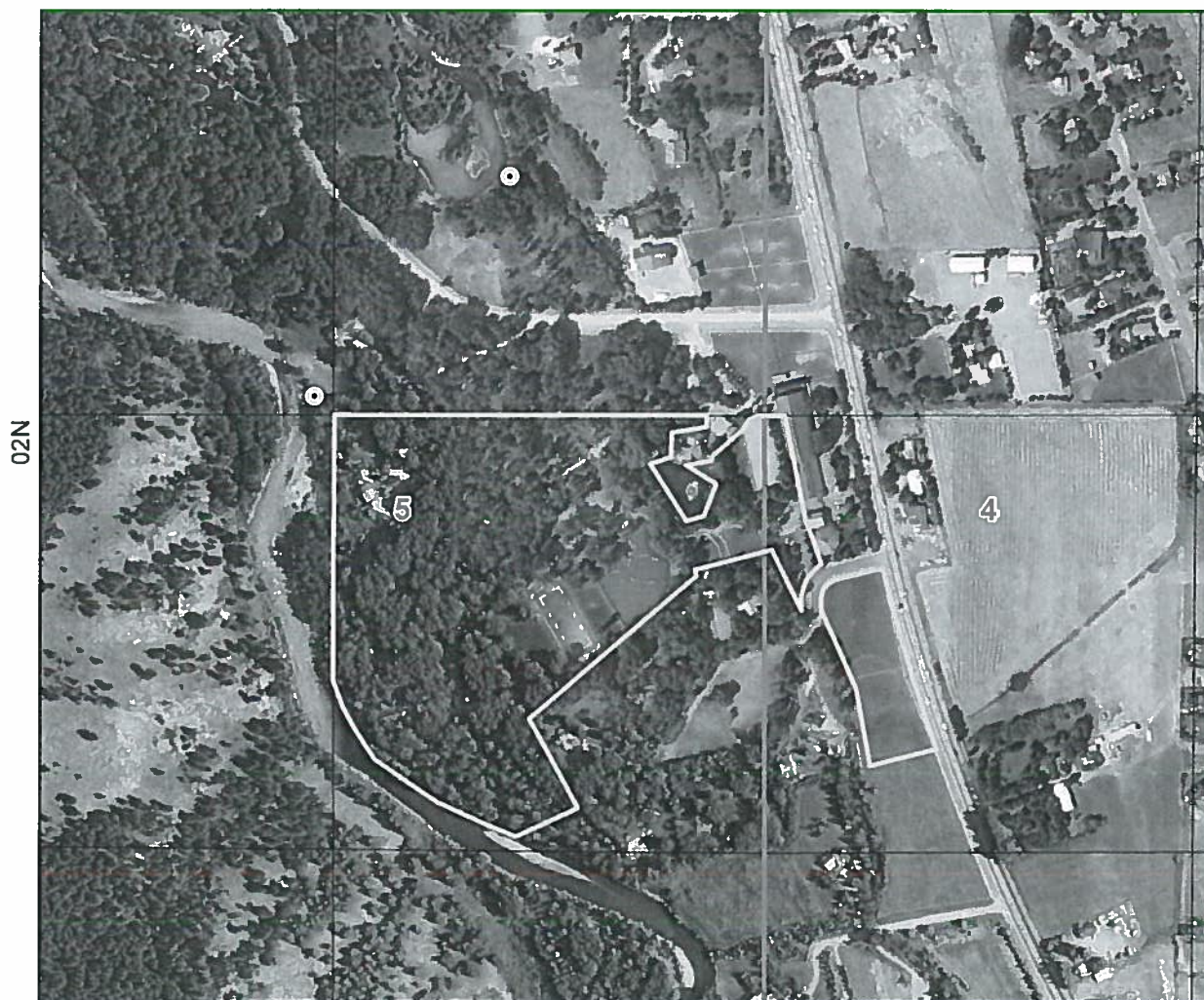
Water Right

37-22969

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

18E



- ⊙ Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.05 0.1 0.2 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 28, 2017

The Thomas T Tierney & Elizabeth C Tierney Family Trust
PO BOX 10151
Ketchum ID 83340

RE: Change of Ownership for Water Right Nos. 37-4420; 37-8102; 37-8249; 37-8446; 37-8561; 37-12353; 37-22969 and 37-23075 (split from Water Right 37-8446 in Transfer #81895)

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Bill Mills
Senior Water Right Agent
IDWR Southern Region

Enclosures

cc: Lawson Laski Clark & Pogue, PLLC

LAWSON LASKI CLARK & POGUE, PLLC
ATTORNEYS AT LAW

675 SUN VALLEY ROAD, SUITE A
POST OFFICE BOX 3310
KETCHUM, IDAHO 83340
TELEPHONE: 208-725-0055
FACSIMILE: 208-725-0076
WWW.LAWSONLASKI.COM

MEMORANDUM

Date: 10/03/17

File: 31875-013

To: Idaho Department of Water Resources Southern Region

From: Heather E. O'Leary

Re: *The Thomas T. Tierney and Elizabeth C. Tierney Family Trust Dated 2/2/1990*
Acquisition of Water Rights

COMMENT:

Enclosed please find a Notice of Change of Ownership, documentation of ownership and a check in the amount of \$175.00 for the filing fee to change the ownership of the following water right nos.: 37-4420, 37-8102, 37-8249, 37-8446, 37-8561, 37-12353, 37-22969. Please note, there was no place of use map for water right no. 37-4420 so we included the IDWR Proof Report instead. Please process the enclosed Notice as soon as possible.

Thank you in advance for your assistance and please feel free to contact me should you have any questions.

/heo
Enclosures