

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 19 2016

DEPARTMENT OF
WATER RESOURCES

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?
37-10684	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-8372	Yes ☐	Yes ☒		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: TOBY B. LAMBERT LIVING TRUST | TOBY B. LAMBERT - TRUSTEE
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): RIDGEVIEW SMITH PROPERTIES LLC, a Delaware limited liability company
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2200 Butts Rd #320 Boca Raton FL 33431
Mailing address City State ZIP
- ✓ 561-314-0800 ✓ tsmith@prescottinvestors.com
Telephone Email lori@prescottinvestors.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):
 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 # 37-8372

8. Signature: ✓ Thomas W. Smith Thomas W. Smith | Manager 3-30-2016
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 SLB Date 4/19/16 Receipt No. C101880 Receipt Amt. 50.-

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 Thomas W. Smith Approved by _____ Processed by SLB Date 5-5-16



WARRANTY DEED

For Value Received

Toby B. Lambert, Trustee of the Toby B. Lambert Living Trust,

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Ridgeview Smith Properties LLC, a Delaware limited liability company

the Grantee, whose current address is: 2200 Butts Rd #320, Boca Raton, FL 33431

the following described premises, to-wit:

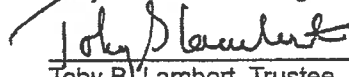
Lot 7 of BARLOW SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 105687, Records of Blaine County, Idaho.

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their 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 and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated this 28th day of March, 2016.

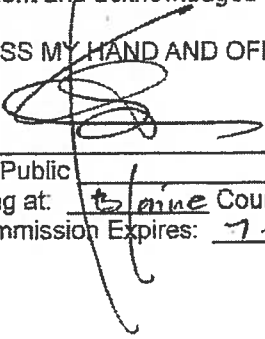
Toby B. Lambert Living Trust


Toby B. Lambert, Trustee

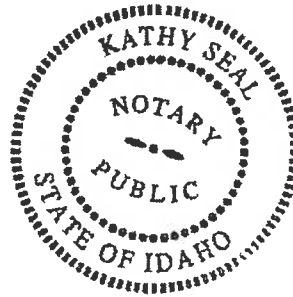
State of Idaho
County of Blaine

On this 28 day of March, 2016, before me, the undersigned, a Notary Public, in and for said State, personally appeared **Toby B. Lambert**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the Trustee's of **Toby B. Lambert Living Trust**, the Trust that executed the within instrument and acknowledged to me that he/she/they executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.



Notary Public
Residing at: Blaine County, Idaho
My Commission Expires: 7-26-2017





Instrument # 633970

HAILEY, BLAINE, IDAHO
03-31-2016 8:04:54 AM No. of Pages: 2
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$13.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

QUITCLAIM DEED

THIS INDENTURE, made this 28, day of March, 2016, between

Toby B. Lambert, Trustee of the Toby B. Lambert Living Trust, as GRANTOR and

Ridgeview Smith Properties, LLC, a Delaware limited liability company, as GRANTEE(S)

whose current address is: 2200 Butts Rd #320, Boca Raton, FL 33431

WITNESS, that said Grantor(s), for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee(s) and to its heirs and assigns all right, title and interest in and to the water right identified in the records of the Idaho Department of Water Resources as Water Right No's: 37-10684 and 37-8372, and no others, for beneficial use upon the property conveyed to Grantee by Warranty Deed as Instrument No. 633969:2016 records of Blaine County, Idaho.

Lot 7 of BARLOW SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 105687, Records of Blaine County, Idaho.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the grantor(s) has executed this deed on the date set forth above.

TOBY B. LAMBERT LIVING TRUST

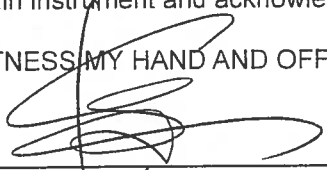
A handwritten signature of Toby B. Lambert in dark ink, written over a horizontal line.

Toby B. Lambert, Trustee

State of Idaho
County of Blaine

On this 28th day of March, 2016 before me, the undersigned, a Notary Public in and for said State, personally appeared **Toby B. Lambert**, known to me, and or identified to me on the basis of satisfactory evidence, to be the Trustee of the **Toby B. Lambert Living Trust** whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public
Residing at Blaine County, Idaho
My Commission Expires: 7.26.2017



BARLOW SUBDIVISION

OF H.E.S. 124

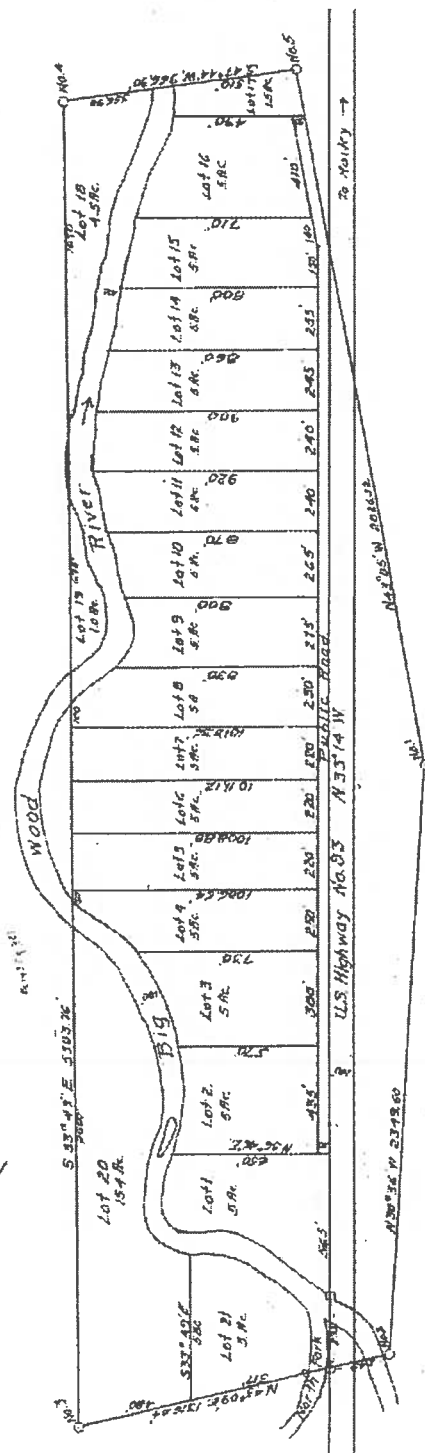
59

SCALE $\bar{r} = 300'$

County Recorder's Certificate

This is to Certify That the accompanying list
was filed for record in the office of the Recorder
of Blaine County, Idaho this 14 day of March
1955, at 3:45 pm at the request of J. E. Kinman,
and duly ~~recorded~~ ^{filed} ~~in the~~ ^{in the} office of said Recorder.

Francisco Fernandez



Surveyor's Certificate

I, EDWARD STORME, Registered Professional Civil Engineer, Certify that the following described land situated in Sections 10 and 13, T38N, R17E, N.M., in Blaine County, Idaho, more completely described as that portion of H.E.S. No. 124, lying North and East of U.S. Highway No. 23, beginning at a point 249 feet N47°08' E of Corner No. 2 of Corner H.E.S. 124, thence N45°45' E 106.704 to Corner No. 3 thence S39°49' E 3304.72 to Corner H.E.S. 124, thence S47°44' E 966.9 to Corner No. 5 thence N45°01' W 720 to the Right of Way of Highway No. 23, thence N33°14' W 4450 along and Right of Way to the Point of Beginning. All of the above described property to be known as the BEYFLOW SUBDIVISION. Was surveyed under my supervision, and that the accompanying plat is strictly conformable to the Survey thereof as executed Sept 18, 1934.

Edw. Storme
Registered Professional Engineer

5146 08/10/10 } 51

ACKNOWLEDGEMENT

On this 14th day of March 1935 before me, the undersigned a Notary Public, in and for the State of Ohio, personally appeared J. B. Armstrong known by me to be the person whose name is subscribed to the foregoing Surveys Certificate and acknowledged to me that he executed the same. In witness whereof I have hereunto set my hand and affixed my official seal this 14th day of March 1935.

1975 Commission for the Study of the

Dedication.

This is to Certify: that the undersigned is the owner in fee Simple of the property hereinto described as that portion of H.E. No. 12 & lying NW 1/4 Sec 9, Township 40 N., Range 10 E., Section 16, Twp 40 N., R. 10 E., Co. 10 W., Mo. & East of U.S. Highway No. 93, located in Sections 16 and 21, N. 12 E. & E. 10 W., of the above property he known BARLOW SUBDIVISION

That it is the intention by said deeds to include said lands in the Flat.

That the undersigned does, by these presents, grant bargain sell convey confirm and dedicate to the public use forever the PUBLIC ROAD shown on the plat.

Walter G. Barclay

$$5464089496 \left\{ \begin{array}{l} 5464089496 \\ 5464089496 \end{array} \right.$$

Acknowledgement

I was in this 14th day of March, 1935 before me the undersigned a Notary C. Public in and for the State of Idaho, personally appeared Hegler C. Marlow, known by me to be the person whose name is subscribed to the foregoing Dedication Certificate, and acknowledged to me that she executed the same in witness whereof I have hereunto set my hand and affixed my official seal this 14th day of March, 1935.

(7435)

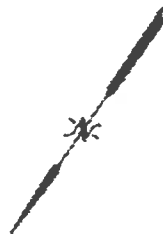
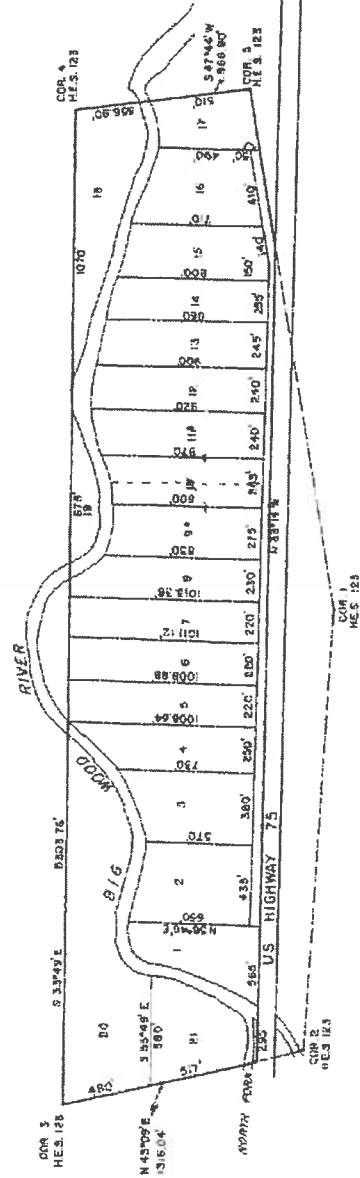
My Commission expires June 5th 1958

W. H. H. H.
Notary Public

BARLOW SUBDIVISION

T. 5 N., R. 17 E.
H.E.S. 123

1" = 400'



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/23/2016

WATER RIGHT NO. 37-8372

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TOBY B LAMBERT LIVING TRUST TOBY B LAMBERT-TRUSTEE 142 BARLOW RD KETCHUM, ID 83340 (208) 727-0004
Original Owner	CARL WEAVER C/O DORIS BRYDON 145 N 18TH AVE POCATELLO, ID 83201 (208)233-4278

Priority Date: 08/09/1988
Basis: License
Status: Active
Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	0.04 CFS	10.5 AFA
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWSE|Sec. 10|Township 05N|Range 17E|BLAINE County

Licensed Diversion Capacity: 0.05

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	17E	10		NWSE	3									

Total Acres: 3

Conditions of Approval:

1. R67 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. 041 Irrigation use under this right is authorized only in connection with a domestic use.
3. Point of diversion and place of use are known as Lot 7, Barlow Subdivision.

Dates:

Licensed Date: 06/03/1999

Decreed Date:

Permit Proof Due Date: 2/1/1991

Permit Proof Made Date: 2/1/1991

Permit Approved Date: 2/2/1989

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 08/09/1988

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Water Supply Bank:
Lessor Name(s): MURFUS PARTNERS LLC
TOBY B LAMBERT LIVING TRUST
Lease Status: Active
Lease Amount: .03CFS
Rental Availability: .03CFS
Date Received: 12/23/2015
Lease Begin Date: 1/1/2016
Expiration Date: 12/31/2016

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/23/2016

WATER RIGHT NO. 37-10684

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TOBY B LAMBERT LIVING TRUST TOBY B LAMBERT-TRUSTEE 142 BARLOW RD KETCHUM, ID 83340 (208) 727-0004
Original Owner	CARL C WEAVER
Original Owner	FLORENCE WEAVER 398 PIERCE TWIN FALLS, ID 83301 (208)733-1124

Priority Date: 05/20/1960

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SENWSE|Sec. 10|Township 05N|Range 17E|BLAINE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
05N	17E	10		NWSE										

Conditions of Approval:

- | | |
|--------|---|
| 1. C18 | THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE. |
| 2. N13 | THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY. |
| 3. N11 | THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. |
| 4. | NO PARCEL NUMBER |

Dates:

Licensed Date:

Decreed Date: 01/05/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close