

Form 42-248/42-1409(6) Rev. 08/14

STATE OF IDAHO
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?
47-8226	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
47-8226	Yes ☐	Yes ☐		Yes ☐	Yes ☐
47-17638	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: KN Turf - Jonlan Beard
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): REB Irrevocable Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 11919 Cottage View Lane City Draper State UT ZIP 84026
Mailing address
- 208-350-0000 Telephone Email na
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: 10/24/2014

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.

8. Signature: [Signature] Title, if applicable: T. Justice Date: 10/23/14
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by DM Date 10-28-2014 Receipt No. 5034367 Receipt Amt. \$125-

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 _____ Date _____

SUPPORT DATA

IN FILE # 47-8226

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/26/2015

Water Right 47-17638

Owner Type **Name and Address**
Current Owner **REB IRREVOCABLE TRUST**
11819 COTTAGE VIEW LN
DRAPER, UT 84020

Original Owner J R WRIGHT ENTERPRISES
RT 3
ADDISON AVE E
TWIN FALLS, ID 83301
(208)733-2717

Previous Owner K N TURF
433 LA CASA LOOP
TWIN FALLS, ID 83301
(208) 420-9709

Previous Owner JORDAN BEARD
433 LA CASA LOOP
TWIN FALLS, ID 83301
jordan@gemstaterealty.com

Previous Owner RICHELLE BEARD
433 LA CASA LOOP
TWIN FALLS, ID 83301
jordan@gemstaterealty.com

Priority Date: 8/11/1989

Basis: License

Status: Active

Source
UNNAMED STREAM

Tributary
SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	02/15	12/01	0.440 CFS	136.0 AF
	<u>Total Diversion</u>		0.440 CFS	136.0 AF

Source and Point(s) of Diversion

UNNAMED STREAM

NWSE

Sec. 21, Twp 10S, Rge 18E, TWIN FALLS County

Place Of Use

IRRIGATION within TWIN FALLS County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	21															34.0		34.0

POU Total Acres: 34.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/26/2015

Conditions of Approval:

1. 053 The Director retains jurisdiction over this right and may change, add, or remove any requirement as determined to be appropriate.
2. 051 Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
3. 052 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
4. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

Comments:

1. VAULT 6/10/1992 Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd
2. CHAPMAN 12/17/1993 SEASON OF USE
This license is for the irrigation of a sod farm; therefore, the season of use has been extended.
3. tfawcett 1/10/2011 POU
Updated Shape
4. tfawcett 2/25/2011 POU
Updated Shape
5. tfawcett 3/15/2011 split right
This right has been split into 47-8226 (KN Turf/Beard) and 47-17567 (J R Wright Enterprises) pursuant to an ownership change.
6. tfawcett 3/15/2011 POU
Updated Shape
7. tfawcett 6/25/2015 split right
This right was split from 47-8226 pursuant to an ownership change.
8. tfawcett 6/25/2015 POU
Updated Shape

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

Order Number: 14241115

Warranty Deed

For value received,

H & P, LLC, an Idaho Limited Liability Company

the grantor, does hereby grant, bargain, sell, and convey unto

REB Irrevocable Trust

whose current address is

11919 Cottage View Lane, Draper, UT 84020

the grantee, the following described premises, in Twin Falls County, Idaho, to wit:

Township 10 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho

Section 21: SW $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPT: BEGINNING at a point on the West line of the SE $\frac{1}{4}$ of said Section 21, 197.5 feet North of the Southwest corner of said quarter section and 30 feet from, measured at right angles to the centerline of Idaho Pacific State Highway at Station 473+26.1;

THENCE North on said West line of said quarter section 66.5 feet;

THENCE Southeasterly angle 115°35' right 563.3 feet;

THENCE West angle 155°4' right 142.2 feet;

THENCE Northwesterly on the North property line of the Oregon Short Line Railroad angle 24°56' right 404.5 feet to the POINT OF BEGINNING.

AND EXCEPT: BEGINNING at a point 660.4 feet East and 25 feet North from the Southwest corner of the SE $\frac{1}{4}$ of said Section 21;

THENCE North 312.6 feet parallel with the West line of said SE $\frac{1}{4}$;

THENCE West 212 feet parallel with the South line of Section 21;

THENCE South 283.2 feet to highway boundary;

THENCE Southeasterly 69.7 feet along highway boundary;

THENCE continue on highway boundary East 148.8 feet to the POINT OF BEGINNING.

AND EXCEPT a parcel of land being on the Northeasterly side of the centerline of U.S. Highway No. 30, Project No. S.T.S. 2361(549) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho and being a portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 10 South, Range 18 East, Boise Meridian, described as follows, to-wit:

COMMENCING at the Southeast corner of the tract of land as described in that certain Warranty Deed dated August 1, 1964, and recorded March 22, 1966, as Instrument No. 562244, records of Twin Falls County, Idaho, which corner is shown of record to be 660.4 feet East and 25.0 feet North from the Southwest corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 10 South, Range 18 East, Boise Meridian;

THENCE Northwesterly along the Southerly line of said tract of land 220.44 feet (shown of record to be 218.50 feet) to the Southwest corner of said tract of land and being the REAL POINT OF BEGINNING;

THENCE North 1°12' East (shown of record to be North) along the West line of said tract of land 12.47 feet to a point that bears North 18°37'49" East 34.37 feet from Station 6+05.15 of said U.S. Highway No. 30 Project No. S.T.S. 2361(549) Highway Survey;

THENCE North 66°42'18" West 200.40 feet to a point in the Northeasterly right-of-way line of existing U.S. Highway No. 30 and bears North 26°37' East 30.0 feet from Station 4+00 of said Highway Survey;

THENCE South 63°29' East along said Northeasterly right-of-way line 205.42 feet to the REAL POINT OF BEGINNING.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not



TitleOne
a title & escrow co.

Order Number: 14241115

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REB Irrevocable Trust

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THENCE North on said West line of said quarter section 66.5 feet;

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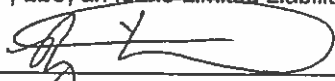
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To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not

due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

H & P, LLC, an Idaho Limited Liability Company

By: 

Ryan Hinton, Member

State of Idaho County of Twin Falls ss.

On this 9th day of October 2014 before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan Hinton known or identified to me to be a Member of the limited liability company that executed the within instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

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


Notary Public for Idaho
My Commission Expires: 01/23/2019
Residing At: Twin Falls, ID

