

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.

| Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 25-14362              | Yes <input type="checkbox"/> | (formerly 25-14247)   | 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: Kent and Diane Merrill  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Travis and Cara C. Tomita  
New owner(s) as listed on the conveyance document      Name connector      ☒ and      ☐ or      ☐ and/or
- 3909 East 116 North      Rigby      ID      83442  
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: 2007

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.

8. Signature: see 2011 Gift Deed      \_\_\_\_\_      \_\_\_\_\_  
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 \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. E036812 Receipt Amt. \$100 from the  
Approved by JC Processed by JC Date 7/26/2013 \$1600 total

Instrument # 392439

RIGBY, JEFFERSON, IDAHO

7-12-2011 09:03:03 No. of Pages: 2

Recorded for : ROCKY MOUNTAIN ENVIRONMENTAL

CHRISTINE BOULTER

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: GIFT DEED

**GIFT DEED**

THIS INDENTURE, Made and entered into this 29 day of June, 2011, by and between Travis and Cara Tomita of 3909 E 116 N, Rigby, ID 83442, the party of the first part, and Kent and Diane Merrill, of 532 N 3825 E, Rigby, ID 83442, the party of the second part,

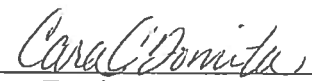
**WITNESSETH:**

That said party of the first part, for and in consideration of the esteem he holds for the party of the second part, by these presents, does give, convey and confirm unto the said parties of the second part, the following described real property, located in Jefferson County, to-wit:

A portion of Water Right No. 25-14247 attributed to Lot 5, Block 1, Valley Estates, Division No. 1, SW¼, Section 30, T 4N, R 39E, B.M. in the amount of 0.6 acres. The remainder of 0.3 acres will be retained and used on the Lot described.

IN WITNESS WHEREOF, The party of the first part has hereunto set his hand and seal the day and year first above written.

  
Travis Tomita

  
Cara Tomita

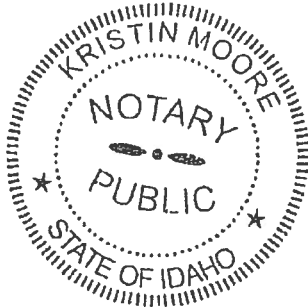
STATE OF IDAHO, )

**GIFT DEED - Page 1 of 2**

County of Jefferson )<sup>SS.</sup>

On this 29 day of June, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Travis Tanaka, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same.

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

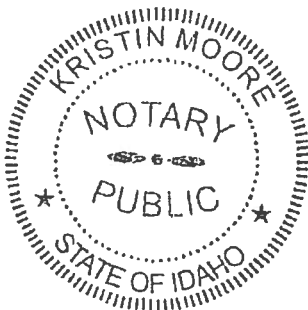


Kristin Moore  
Notary Public for Idaho  
Residing at: Figby, ID  
My Commission Expires: June 29, 2016

STATE OF IDAHO, )  
County of Jefferson )<sup>SS.</sup>

On this 27 day of June, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Cara Tanaka, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same.

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



Kristin Moore  
Notary Public for Idaho  
Residing at: Figby, ID  
My Commission Expires: June 29, 2016

GIFT DEED - Page 2 of 2

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
110 N. Clark Street  
Rigby, ID 83442

**Instrument # 364337**  
RIGBY, JEFFERSON, IDAHO  
2007-11-30 04:29:00 No. of Pages: 2  
Recorded for: FIRST AMERICAN TITLE - RI Fee: 6.00  
CHRISTINE BOULTER  
Ex-Officio Recorder Deputy PMillar  
Index To: WARRANTY DEED  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

**WARRANTY DEED**

File No.: **236141-RI (dm)**

Date: **November 30, 2007**

For Value Received, **Stiletto Custom Framing, LLC, an Idaho Limited Liability Company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Travis Tomita and Cara C. Tomita, husband and wife**, hereinafter called the Grantee, whose current address is **3909 East 116 North, Rigby, ID 83442**, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

**LOT 5, BLOCK 1, VALLEY ESTATES, DIVISION NO. 1, JEFFERSON COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED FEBRUARY 27, 2006, AS INSTRUMENT NO. 346589.**

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.

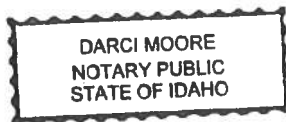
**364337**

File No.: 236141-RI (dm)

By: Lacey Treasure, Member

STATE OF Idaho )  
 )  
 ) ss.  
COUNTY OF Jefferson )

On this **Thirtieth day of November, 2007**, before me, a Notary Public in and for said State, personally appeared **Heath Treasure and Lacey Treasure**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Stiletto Custom Framing, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.



Notary Public of Idaho  
Residing at: Rigby, Idaho  
Commission Expires: 09-23-2010

Microfilm No. 359212  
At 5:46 O'Clock P M  
CHRISTINE BOULTER  
Jefferson Co. Recorder 3:25 Deputy  
Fee \$  
Recorded at Request of ATA

Microfilm No. 359186  
At 11:26 O'Clock A M  
CHRISTINE BOULTER  
Jefferson Co. Recorder  
Fee \$ 5.00 PM Deputy  
Recorded at Request of Alliance Title

### CORPORATION DEED

Order No. 3060718200KB

For Value Received

**Upper Valley Cabinet, Inc., an Idaho Corporation**

a corporation duly organized and existing under the laws of the State of Idaho, Grantor,  
does hereby Grant, Bargain, Sell and convey unto

**Stiletto Custom Framing, LLC, an Idaho Limited Liability Company** HT  
whose current address is:

596 Aspen Ridge, ID 83442  
the following described real estate, to-wit:

Lot 5 in Block 1 of Valley Estates, Division No. 1, Jefferson County, Idaho, as per the plat  
recorded February 27, 2006, as Instrument No. 346589.

**TO HAVE AND TO HOLD** the said premises, with their appurtenances unto the said  
Grantee(s), heirs and assigns forever. And the Grantor does hereby covenant to and with  
the Grantee(s), that it is the owner of said premises; that they are free from all  
encumbrances EXCEPT: current year taxes, conditions, covenants, restrictions,  
reservations, easements, rights and rights of way, apparent or of record.

**IN WITNESS WHEREOF**, the Grantor, pursuant to a resolution of its Board of  
Directors has caused its corporate name to be hereunto subscribed by its President and its  
corporate seal to be affixed by its Secretary this June 1, 2007.

By:

Upper Valley Cabinet, Inc.

By: Kent Merrill, President

RECEIVED BY

ASSESSOR

For PLATTING

Date 6-8-07 Time 11:26

State of Idaho }  
County of Jefferson } ss.

On this 1st day of June, 2007, before me, a Notary Public in and for said  
state, personally appeared Kent Merrill known to me to be the  
President of the Corporation, and acknowledged to me that  
pursuant to a Resolution of the Board of Directors, he/she executed the foregoing in said  
Corporation name.

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

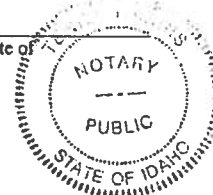
RECEIVED BY

ASSESSOR

For PLATTING

Date 6/8/07 Time 3:46

[Signature]  
Notary Public for the State of  
Residing at:  
Commission Expires:  
Residing In Jefferson County  
Commission Expires: 08-13-08



AFTER RECORDING MAIL TO:

Comfort Construction, Inc.  
7403 S 1st E  
Idaho Falls, ID 83404

352270

Microfilm No. 9-25-06

At 3:41 O'Clock P M

CHRISTINE BOULTER

Jefferson Co. Recorder C. Boulter Deputy

Fee \$ 6.00

Recorded at Request of PA-10

### QUITCLAIM DEED

File No.: 179094-RI (dm)

Date: September 21, 2006

For Value Received, **Kenneth Peterson and Denise Peterson, husband and wife and Kent Merrill and Diane Merrill, husband and wife**, do hereby convey, release, remise, and forever quit claim unto **Upper Valley Cabinet, Inc., an Idaho Corporation**, whose address is **120 North 3900 East, Rigby, ID 83442**, herein after called the Grantee, the following described premises situated in **Jefferson County, Idaho**, to-wit:

**LOTS 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15, BLOCK 1, and LOTS 1,2,3,4,5,6,7,8,9,10,11,12, BLOCK 2, VALLEY ESTATES, DIVISION NO. 1, JEFFERSON COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED FEBRUARY 27, 2006, AS INSTRUMENT NO. 346589.**

together with its appurtenances.

Dated: 9/21/2006

Kenneth Peterson  
Kenneth Peterson

Kent Merrill  
Kent Merrill

Denise Peterson  
Denise Peterson

Diane Merrill  
Diane Merrill

9/25/06 3:41

APN:

Quitclaim Deed - continued

File No.: 179094-RI (dm)  
Date: 09/21/2006

STATE OF Idaho )  
SS.  
COUNTY OF Jefferson )

On this **09/22/2006**, before me, a Notary Public in and for said State, personally appeared **Kenneth Peterson and Denise Peterson**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

M. NICOLE HILL  
NOTARY PUBLIC  
STATE OF IDAHO

*M. Nicole Hill*

Notary Public of Idaho

Residing at: Rigby, Idaho

Commission Expires: 9-13-2012

STATE OF Idaho )  
SS.  
COUNTY OF Jefferson )

On this **09/22/2006**, before me, a Notary Public in and for said State, personally appeared **Kent Merrill and Diane Merrill**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

DARCI MOORE  
NOTARY PUBLIC  
STATE OF IDAHO

*Darci Moore*

Notary Public of Idaho

Residing at: Rigby, Idaho

Commission Expires: 09-23-2010