

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 15 2011

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
25-14247	Yes ☒	25-14352	Yes ☐		Yes ☐
(Split into	Yes ☐	25-14352 - 25-14364	Yes ☒		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Hal & Sarah Bennett Kent Merrill
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Kent Merrill Hal and Sarah Bennett
Name of each new owner as listed on the conveyance document

Sarah
New owner continued ☒ and ☐ or ☐ and/or

110 N 3918 E
Mailing address

Rigby ID 83442
City State ZIP

745-9044 sbennett 50@hotmail.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: 4/6/10

6. 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.

7. Signature: [Signature] Title, if applicable _____ Date 12/11/11
Signature of new owner/claimant

Signature: [Signature] Title, if applicable _____ Date 12/13/11
Signature of new owner/claimant

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

Instrument # 392441

RIGBY, JEFFERSON, IDAHO

7-12-2011

09:35:00 No. of Pages: 2

Recorded for : ROCKY MOUNTAIN ENVIRONMENTAL

CHRISTINE BOULTER

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: GIFT DEED

GIFT DEED

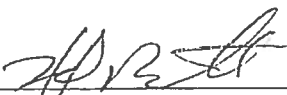
THIS INDENTURE, Made and entered into this 6 day of July, 2011, by and between Hal and Sarah Bennett, of 110 N 3918 E, Rigby, ID 83442, the party of the first part, and Kent and Diane Merrill, of 532 N 3825 E, Rigby, ID 83442, the party of the second part,

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 11, Block 1, Valley Estates, Division No. 1, SW¼, Section 30, T 4N, R 39E, B.M. in the amount of 0.8 acres. The remainder of 0.2 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.



Hal Bennett


Sarah Bennett

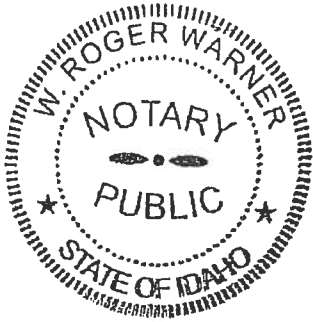
Merrill – Walters Ready Mix, L.L.C. – Thornton
STATE OF IDAHO,)

Attachment # 7.b (Page 8 of 16)

County of Jefferson)
SS.

On this 6th day of July, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Hal Bennett, 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.

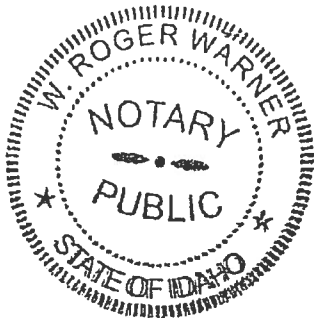


W. Roger Warner
Notary Public for Idaho
Residing at: 432 N 3500 E, Rigby Idaho
My Commission Expires: June 24, 2016

STATE OF IDAHO,)
County of Jefferson)
SS.

On this 6th day of July, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Sarah Bennett, 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.



W. Roger Warner
Notary Public for Idaho
Residing at: 432 N 3500 E, Rigby Idaho
My Commission Expires: June 24, 2016

GIFT DEED - Page 2 of 2



IDWD Order No. 20-48262

Instrument # 383747

RIGBY, JEFFERSON, IDAHO
2010-04-06 11:24:31 AM No. of Pages: 1
Recorded for: AMERITITLE - RIGBY
CHRISTINE BOULTER Fee: 3.00
Ex-Officio Recorder Deputy LKinghorn
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received,

William E. Bozung and Jodi L. Bozung, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Hal K. Bennett and Sarah Bennett, husband and wife

GRANTEE(s), whose address is: **110 North 3918 East, Rigby, ID 83442**

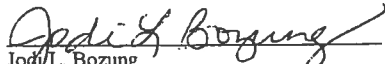
the following described real property, to-wit:

Lot 11, Block 1, Valley Estates, Division No. 1, to the County of Jefferson, State of Idaho, according to the recorded plat thereof.

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 5 day of april, 2010.

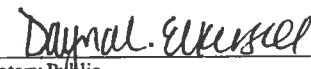

William E. Bozung

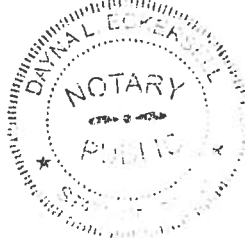

Jodi L. Bozung

State of Idaho)

County of Jefferson^{ss}

On this 5 day of april, 2010 before me, the undersigned, a notary public in and for said State, personally appeared William E. Bozung and Jodi L. Bozung known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at:
Commission Expires Idaho
Residing in Rigby,
Commission Expires 04/23/2013



383747

AMT 20-42201



IDWD
Order No. 20-42201

Instrument # 354048
RIGBY, JEFFERSON, IDAHO
2006-11-28 03:28:00 No. of Pages: 1
Recorded for: AMERITITLE
CHRISTINE BOULTER
Ex-Officio Recorder Deputy *Ut* Fee: 3.00
Index to: WARRANTY DEED

354048

WARRANTY DEED

For Value Received,

Comfort Construction Inc., an Idaho Corporation

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

William E. Bozung and Jodi L. Bozung, husband and wife

GRANTEE(s), whose address is: 3365 Briar Creek, Idaho Falls, ID 83406

the following described real property, to-wit:

Lot 11, Block 1, Valley Estates, Division No. 1, to the County of Jefferson, State of Idaho, according to the recorded plat thereof.

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 28 day of NOVEMBER, 2006.

Comfort Construction Inc.

BY: Dean M. Mortimer

Dean M. Mortimer, President

RECEIVED BY

ASSESSOR

For PLATTING

Date 11-28-06 Time 3:28

STATE OF IDAHO)
)ss
COUNTY OF Bonneville

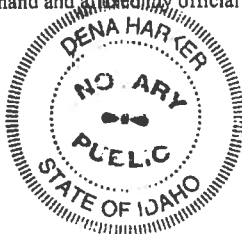
On this 28th day of November, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Dean M. Mortimer, known or identified to me to be the President of Comfort Construction, Inc. and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and acknowledged to me that such corporation executed the same.

In Witness whereof, I have hereunto set my hand and affixed my official seal the day and year first above written.

Dena Harker
Notary Public for Idaho

Residing at: Idaho Falls

My Commission Expires: 9/9/2009



AFTER RECORDING MAIL TO:

352812

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

Instrument # 352812
RIGBY, JEFFERSON, IDAHO
2006-10-12 03:44:00 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE
CHRISTINE BOULTER
Ex-Officio Recorder Deputy *ill* Fee: 6.00
Index to: CORPORATION DEED

CORPORATE WARRANTY DEED

File No.: **179094-RI (dm)**

Date: **September 21, 2006**

For Value Received, **Upper Valley Cabinet, Inc.**, a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto **Comfort Construction, Inc., a Idaho Corporation**, Grantee, whose address is **7403 S 1st E, Idaho Falls, ID 83404**, the following described real estate, to wit:

LOT 11, 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 current years taxes, irrigation district assessments, public utility easements, subdivision and U.S. patent reservations.

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

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 this 21ST day of SEPTEMBER, 2006.

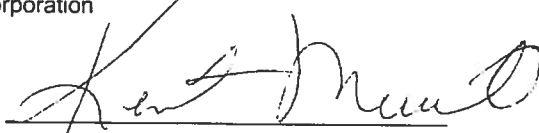
10/12/06 3:44

APN:

Warranty Deed
- continued

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

Upper Valley Cabinet, Inc., an Idaho
Corporation

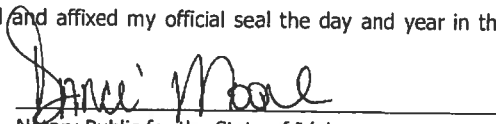
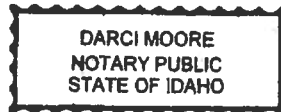


By: Kent Merrill, President

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

On this Twenty-first day of September, 2006, before me, a Notary Public in and for said State, personally appeared **Kent Merrill**, known or identified to me to be the **President** of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.



Notary Public for the State of Idaho
Residing at: Rigby, Idaho
My Commission Expires: 09-23-2010

AFTER RECORDING MAIL TO:

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

352270

Microlfilm No. 9-25-06

At 3:41 O'Clock P M

CHRISTINE BOULTER

Jefferson Co. Recorder C. Boulter

Fee \$ 6.00 Deputy

Recorded at Request of PAT-12

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:

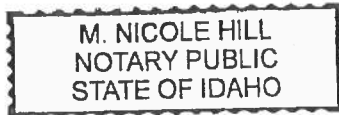
Quitclaim Deed - continued

File No.: 179094-RI (dm)

Date: 09/21/2006

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

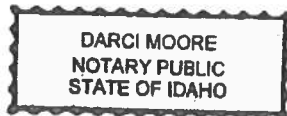
On this **09/22/2006**, before me, a Notary Public in and for said State, personally appeared **Kenneth Peterson and Denise Peterson**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



M. Nicole Hill
Notary Public 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 of Idaho
Residing at: Rigby, Idaho
Commission Expires: 09-23-2010