

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 18 2011

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
31-194A	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Russell Walgamott & Jan Walgamott
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Mathew Rigby
Name of each new owner as listed on the conveyance document

Kristen Rigby
New owner continued

Name connector ☒ and ☐ or ☐ and/or

1533 4th Ave. W.
Mailing address

Gooding
City

Id
State

83330
ZIP

(208) 358-1456
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: 12-31-10

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):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

7. Signature:

Math Rigby
Signature of new owner/claimant

Title, if applicable

11-17-11
Date

- Signature:

Kristen Rigby
Signature of new owner/claimant

Title, if applicable

3-8-11
Date

For IDWR Office Use Only:

Received by

Che

Date

11/21/11

Receipt No.

5032231

Receipt Amt.

\$ 25.00
\$ 100.00

Approved by

Processed by

Date

refund sought

WARRANTY DEED

#GG-10792

Instrument # 236434

GOODING, GOODING, IDAHO

12-30-2010 03:28:02 No. of Pages: 2

Recorded for : LAND TITLE

DENISE M. GILL

Ex-Officio Recorder Deputy

Fee: 13.00

Shannon

For Value Received

Federal National Mortgage Association

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Mathew Odell Rigby and Kristen Rigby, husband and wife and Devin O Rigby and Raelyn Rigby, husband and wife

Address: 1533 4th Avenue West, Gooding, ID 83330

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

See Attached Schedule A

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

The first one-half 2010 taxes are paid, the balance is due and payable, but not delinquent until after June 20, 2011.

Taxes subsequent to the year 2010, a lien, but not yet due or payable.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by Elizabeth M. Dwyer, a widow to Idaho Power Company, a corporation, dated June 5, 1944, recorded October 23, 1944 in Book 5 of Misc., Page 450, as Instrument Number 91484, Gooding County records, affecting Lot 4 of Section 31, Township 5 South, Range 15, East of the Boise Meridian, Gooding County, Idaho

Easement and Well Agreement by and between Larry Gerdes and Arline Gerdes, husband and wife and Michael R. Ervin and Betty J. Ervin, husband and wife, dated April 15, 1996 and recorded April 16, 1996 as Instrument Number 165140, records of Gooding County, Idaho.

Public road which affects the Northerly 25.00 feet as set forth in Warranty Deed dated April 15, 1996, recorded April 16, 1996 as Instrument Number 165138 and re-recorded May 1, 1996 as Instrument Number 165369, records of Gooding County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 28, 2010

Federal National Mortgage Association
By *Diana Robinson*
Title: Assistant Vice President

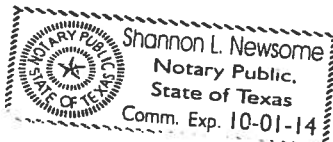
STATE OF Texas)
) ss.
COUNTY OF Dallas)

On this 29th day of December, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Diana Robinson, known or identified to me to be the person whose name is subscribed to the within instrument as Asst. VP of Federal National Mortgage Association, and acknowledged to me that he/she executed the same as such Asst. VP

Shannon L. Newsome
Notary Public

Residing at: _____

My Commission expires: _____



SCHEDULE A

Order Number: GG-10792

Parcel No. 1:

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 31: A parcel of land located in Government Lot 4 more particularly described as follows:

Beginning at the Southwest corner of said Government Lot 4;
Thence North 0°13'49" East a distance of 1,161.20 feet along the Westerly boundary of said Government Lot 4 to center of 4th Avenue West;
Thence South 89°52'18" East a distance of 649.94 feet along the center of said 4th Avenue West;
Thence South 1°05'01" West a distance of 40.01 feet to the TRUE POINT OF BEGINNING;
Thence South 89°52'16" East a distance of 254.95 feet parallel with the center of said 4th Avenue West;
Thence South 0°40'56" West a distance of 158.14 feet;
Thence North 88°26'06" West a distance of 256.03 feet;
Thence North 1°05'01" East a distance of 151.74 feet to the TRUE POINT OF BEGINNING.

Parcel No. 2:

TOWNSHIP 5 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 31: A parcel of land located in Government Lot 4 more particularly described as follows:

Beginning at the point of intersection with the South boundary line of 4th Avenue extended of the City of Gooding, according to the plat thereof on file in the office of the County Recorder of Gooding County, Idaho, and the West boundary of Section 31, Township 5 South, Range 15 East of the Boise Meridian;
Thence N 89°42" East along the South boundary line of 4th Avenue extended, 1323.0 feet to the East boundary of said Lot 4;
Thence S 0°18" East along the East boundary of said Lot 4, 230.48 feet;
Thence S 89°42" West parallel with the South boundary line of 4th Avenue extended 1323.0 feet to the West boundary of said Section 31;
Thence North along the West boundary of said Section 31, 230.48 feet to the point of beginning.

EXCEPTING THEREFROM the following described parcel:

Beginning at the Southwest corner of said Government Lot 4;
Thence North 0°13'49" East a distance of 1,161.20 feet along the Westerly boundary of said Government Lot 4 to center of 4th Avenue West;
Thence South 89°52'18" East a distance of 649.94 feet along the center of said 4th Avenue West;
Thence South 1°05'01" West a distance of 40.01 feet to the TRUE POINT OF BEGINNING;
Thence South 89°52'16" East a distance of 254.95 feet parallel with the center of said 4th Avenue West;
Thence South 0°40'56" West a distance of 158.14 feet;
Thence North 88°26'06" West a distance of 256.03 feet;
Thence North 1°05'01" East a distance of 151.74 feet to the TRUE POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

February 15, 2011

C. L. "BUTCH" OTTER
Governor


GARY SPACKMAN
Interim Director

MATHEW & KRISTEN RIGBY
DEVIN & RAELYN RIGBY
1533 4TH AVE W
GOODING ID 83330

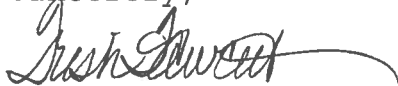
RE: OWNERSHIP CHANGE FOR WATER RIGHT 37-194A

Dear Water Right Holder:

The Department has been notified that you are the current owners of the property to which the above water right is appurtenant. In order for you to be listed as the current owners in our records, it is necessary for you to complete the enclosed Notice of Change of Water Right Ownership form. Please complete it per the instructions, include the \$25 fee and return to this office. Once the signed completed form and fee is received, the changes will be made to our records, and you will be sent confirmation that the change has been completed.

Please note 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 within 120 days of the change. Failing to report these changes could result in a \$100 late filing fee. Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,



Trish Fawcett
Technical Records Specialist

Enclosures

Hahn, Carrie

To: Allen, Debbie
Subject: REFUND REQUEST

Hi Debbie,
I had some folks overpay on an ownership change.
Receipt # S032231 should have been for \$25 not \$100. Can you refund \$75.00 to

Matt Rigby
1533 4th AVE W
GOODING ID 83330-6179

Thanks,
Carrie



State of Idaho

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Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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November 21, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MATHEW KRISTEN DEVIN AND RAE LYN RIGBY
1533 4TH AVE W
GOODING ID 83301-6179

RE: Change of Ownership for Water Right No. 37-194A

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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.

The fee for an ownership change is \$25. A check for \$100 was submitted with this ownership change. I have requested with fiscal a \$75 refund to be sent to you.

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

Sincerely,

Carrie Hahn
Clerk

Enclosure