



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

August 3, 2011

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

L & S LAND HOLDINGS LLC  
2841 S 2300 E  
WENDELL ID 83355

RE: Notice of Change of Water Right Ownership for Water Right 45-2258, 45-2435, 45-2690, 45-10218, 45-13596, 45-13597, and 45-13598

Dear Interested Party:

Our letter of May 25, 2011, (copy enclosed) requesting additional information and/or fees remains unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership request. A copy of your ownership change request information will be kept in our files for reference.

If you wish to reinstate this request, you may send the enclosed ownership change request form along with information/fees noted on our May 25, 2011 letter and we will be happy to complete the request for you.

If you have any questions regarding this matter, please call me at 208-287-4952.

Sincerely,

Emalee Rushing  
Office Services Supervisor

Enclosures

SUPPORT DATA

IN FILE # 45-2258

DE

RECEIVED

OCT 04 2010

DEPT. OF WATER RESOURCES  
SOUTHERN REGIONSTATE 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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 45-2258               | Yes <input type="checkbox"/> | 46-13527              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-2435               | Yes <input type="checkbox"/> | 45-13578              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-2690               | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-10218              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-13576              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name:

Galen L. Pegg, Myers  
Name of current water right holder/claimant

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

LIS Land Holdings LLC  
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

2841 South 2300 East

Mailing address

Wendell

City

ID

State

83355

ZIP

208-536-6182

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:

9-30-2010

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:

*[Signature]*

Signature of new owner/claimant

Title, if applicable

Date

- Signature:

*[Signature]*

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

*[Signature]*

Date

10/5/10

Receipt No.

SD31641

Receipt Amt.

175.00

Approved by

Processed by

Date

Case No. 60888SM

*TitleFact, Inc.*  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

**TWIN FALLS COUNTY**  
Recorded for:  
TITLEFACT  
4:16:35 pm 09-30-2010  
**2010-019733**  
No. Pages: 2 Fee: \$ 13.00  
KRISTINA GLASCOCK  
County Clerk  
Deputy: DWRIGHT

\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*

**WARRANTY DEED**

FOR VALUE RECEIVED **GALEN O. MYERS and PEGGY S. MYERS, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **L & S LAND HOLDINGS, LLC, an Idaho Limited Liability Company**, hereinafter called Grantee, whose address is: 2930 South 2300 East, Wendell, ID 83355, the following described premises in Twin Falls County, Idaho; to-wit:

**PARCEL NO. 1**

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho  
Section 24: SW¼  
SUBJECT TO Highway District right of way

**EXCEPT:**

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho  
Section 24: Part of the SE¼SW¼ described as:  
BEGINNING at the South quarter section corner of said Section 24, said corner marked by a 5/8" rebar which shall be the POINT OF BEGINNING;  
THENCE South 89°53'50" West along the South section line for a distance of 709.42 feet;  
THENCE North 00°54'26" East for a distance of 25.00 feet to a ½" rebar;  
THENCE North 00°54'26" East for a distance of 163.73 feet to a ½" rebar;  
THENCE along a non-tangent curve to the left for a distance of 18.07 feet to a ½" rebar, said curve having a radius of 1,299.00 feet and a central angle of 0°47'49" and a long chord bearing of North 62°11'59" East for a distance of 18.07 feet;  
THENCE North 89°53'50" East for a distance of 190.77 feet to a ½" rebar;  
THENCE along a non-tangent curve to the left for a distance of 697.07 feet to a ½" rebar, said curve having a radius of 1,399.00 feet and a central angle of 28°32'55" and a long chord bearing of North 40°37'05" East for a distance of 689.88 feet;  
THENCE North 89°57'21" East for a distance of 50.00 feet to a ½" rebar on the East line of the SW¼;  
THENCE South 00°02'39" East along said line for a distance of 719.91 feet to the POINT OF BEGINNING.  
SUBJECT TO a county road right of way along the South side.

**PARCEL NO. 2**

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho  
Section 25: NW¼  
SUBJECT TO Highway District right of way

**EXCEPT:**

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho  
Section 25: Part of the SW¼NW¼ described as follows:  
BEGINNING at the West quarter section corner of said Section 25, said corner marked by a 5/8" rebar which shall be the POINT OF BEGINNING;  
THENCE North 00°25'46" West along the West section line for a distance of 773.91 feet;  
THENCE North 89°34'14" East for a distance of 25.00 feet to a ½" rebar;  
THENCE North 89°34'14" East for a distance of 25.00 feet to a ½" rebar;  
THENCE along a non-tangent curve to the left for a distance of 1,029.85 feet to a ½" rebar, said curve having a radius of 1,381.52 feet and a central angle of 42°42'39" and a long chord bearing of South 44°16'04" East for a distance of 1,006.17 feet;  
THENCE South 00°17'19" East for a distance of 50.00 feet to a ½" rebar on the South line of the NW¼;  
THENCE South 89°42'41" West along said line for a distance of 746.78 feet to the POINT OF BEGINNING.  
SUBJECT TO a county road right of way along the West side.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 14, 2010

Galen O. Myers  
GALEN O. MYERS

Peggy S. Myers  
PEGGY S. MYERS

\* \* \* \* \*

STATE OF IDAHO  
County of Twin Falls

On this 30th day of April, 2010, before me, a Notary Public in and for said State, personally appeared **GALEN O. MYERS and PEGGY S. MYERS, husband and wife**, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susan Moore  
Notary Public for Idaho  
Residing at Twin Falls  
Commission expires 11-28-2014



46612SM  
TitleFact, Inc.  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

Twin Falls County, Idaho  
Recorded for:  
TITLEFACT  
11:51am Sep. 17, 2002  
2002-019009  
No. of Pages: 1 Fee: \$3.00  
ROBERT S. FORT  
Ex-Officio Recorder  
Deputy: CH

Twin Falls County, Idaho  
Recorded for:  
TITLEFACT  
02:56pm Jun. 20, 2002  
2002-012544  
No. of Pages: 1 Fee: \$3.00  
ROBERT S. FORT  
Ex-Officio Recorder  
Deputy: CD

\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*

### TRUST WARRANTY DEED

shown of record as LeRoy Richard Murphy  
FOR VALUE RECEIVED RICHARD MURPHY and VERLA TIPTON, Successor Trustees of the  
TESTAMENTARY TRUST CREATED IN THE LAST WILL OF LOIS T. MURPHY DATED  
SEPTEMBER 12, 1975, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto  
\*\*CRESCENCIO CABRAL and MARIA REFUGIA CABRAL, husband and wife AND ADOLFO  
CABRAL, an unmarried man hereinafter called grantee, whose address is: 4438 E. 3rd St. Nampa  
the following described premises, in Twin Falls County, Idaho, to-wit: Idaho 83344  
~~\*\*CRESCENCIO~~ ~~\*\*CRESCENCIO~~

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho

Section 24: Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$  described as:

BEGINNING at the South quarter section corner of said Section 24, said corner marked by a 5/8" rebar which  
shall be the POINT OF BEGINNING;

THENCE South 89°53'50" West along the South section line for a distance of 709.42 feet;

THENCE North 00°54'26" East for a distance of 25.00 feet to a 1/2" rebar;

THENCE North 00°54'26" East for a distance of 163.73 feet to a 1/2" rebar;

THENCE along a non-tangent curve to the left for a distance of 18.07 feet to a 1/2" rebar, said curve having a radius  
of 1,299.00 feet and a central angle of 0°47'49" and a long chord bearing of North 62°11'59" East for a  
distance of 18.07 feet;

THENCE North 89°53'50" East for a distance of 190.77 feet to a 1/2" rebar;

THENCE along a non-tangent curve to the left for a distance of 697.07 feet to a 1/2" rebar, said curve having a  
radius of 1,399.00 feet and a central angle of 28°32'55" and a long chord bearing of North 40°37'05" East for a  
distance of 689.88 feet;

THENCE North 89°57'21" East for a distance of 50.00 feet to a 1/2" rebar on the East line of the SW $\frac{1}{4}$ ;

THENCE South 00°02'39" East along said line for a distance of 719.91 feet to the POINT OF BEGINNING.

SUBJECT TO a county road right of way along the South side.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 are free from all encumbrances except as described above  
and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 12, 2002

THE TESTAMENTARY TRUST CREATED IN THE LAST WILL OF LOIS T. MURPHY  
DATED SEPTEMBER 12, 1975

BY: Richard Murphy  
RICHARD MURPHY, Successor Trustee

BY: Verla Tipton  
VERLA TIPTON, Successor Trustee

Twin Falls County, Idaho

Recorded for:  
TITLEFACT  
04:35pm Sep. 17, 2002  
2002-019115  
No. of Pages: 1 Fee: \$3.00  
ROBERT S. FORT  
Ex-Officio Recorder  
Deputy: BL

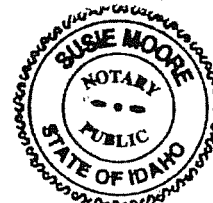
\* \* \* \* \*

STATE OF IDAHO  
County of Twin Falls

On this 12<sup>th</sup> day of June, 2002, before me, the undersigned, a Notary Public in and for said State, personally  
appeared Richard Murphy and Verla Tipton known to me to be the Successor Trustees of the trust that executed  
this instrument, or the person who executed the instrument on behalf of said trust, and acknowledged to me that  
they executed the same as such Successor Trustees.

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

Susie Moore  
Notary Public for Idaho  
Residing at: Twin Falls  
My Commission expires: 11-28-2002



46613SM

TitleFact, Inc.  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

Twin Falls County, Idaho  
Recorded for:  
TITLEFACT  
11:17am Oct. 10, 2002  
2002 - 020986  
No. of Pages: 1 Fee: \$3.00  
ROBERT S. FORT (Recorder)  
Deputy: CD

\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*

Twin Falls County, Idaho  
Recorded for:  
TITLEFACT  
04:37pm Sep. 27, 2002  
2002 - 020186  
No. of Pages: 1 Fee: \$3.00  
ROBERT S. FORT  
Ex-Officio Recorder  
Deputy: CD

### TRUST WARRANTY DEED

FOR VALUE RECEIVED LEROY RICHARD MURPHY and VERLA TIPTON, Successor Trustees of the TESTAMENTARY TRUST CREATED IN THE LAST WILL OF LOIS T. MURPHY DATED SEPTEMBER 12, 1975, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto MAGDALENO BENITES, a married man dealing with his sole and separate property hereinafter called grantee, whose address is: 3054 North 4400 East, Murtaugh, Idaho 83344, the following described premises, in Twin Falls County, Idaho, to-wit:

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho

Section 25: Part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$  described as follows:

BEGINNING at the West quarter section corner of said Section 25, said corner marked by a 5/8" rebar which shall be the POINT OF BEGINNING;

THENCE North 00°25'46" West along the West section line for a distance of 773.91 feet;

THENCE North 89°34'14" East for a distance of 25.00 feet to a 1/2" rebar;

THENCE North 89°34'14" East for a distance of 25.00 feet to a 1/2" rebar;

THENCE along a non-tangent curve to the left for a distance of 1,029.85 feet to a 1/2" rebar, said curve having a radius of 1,381.52 feet and a central angle of 42°42'39" and a long chord bearing of

South 44°16'04" East for a distance of 1,006.17 feet;

THENCE South 00°17'19" East for a distance of 50.00 feet to a 1/2" rebar on the South line of the NW $\frac{1}{4}$ ;

THENCE South 89°42'41" West along said line for a distance of 746.78 feet to the POINT OF BEGINNING.

SUBJECT TO a county road right of way along the West side.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 26, 2002

TESTAMENTARY TRUST CREATED IN THE LAST WILL OF LOIS T. MURPHY DATED SEPTEMBER 12, 1975

BY: Leroy Richard Murphy  
LEROY RICHARD MURPHY, Successor Trustee

BY: Verla Tipton  
VERLA TIPTON, Successor Trustee

\* \* \* \* \*

STATE OF IDAHO  
County of Twin Falls

On this 26th day of September, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared LEROY RICHARD MURPHY and VERLA TIPTON, known to me to be the Successor Trustees of the trust that executed this instrument, or the person who executed the instrument on behalf of said trust, and acknowledged to me that they executed the same as such trustee.

IN WITNESS WHEREOF, I have hereunto set my hand affixed my official seal in this certificate first above written,

Susie Moore  
Notary Public for Idaho  
Residing at: Twin Falls  
My Commission expires: 11-28-2002

