

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

DEV

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Water Right No(s) | Adjudication Claim No(s) | Split(s) | Water Right No(s) | Adjudication Claim No(s) | Split(s) |
|-------------------|--------------------------|----------|-------------------|--------------------------|----------|
| WR 11-4215        | OK DC                    |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |

RECEIVED

JAN 25 2008

Department of Water Resources  
Eastern Region

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

R K Nelson Assoc  
 STAR PT 1  
 Montpelier, ID 83254

4. New Owner/Claimant(s)

Marvin D Robertson and Valerie L Robertson  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or ☒ Husband and U

New Mailing Address

303 S 9th St

City, State and ZIP Code

Montpelier ID 83254-1323

New Telephone Number

(208) 847-2565 Email: baryranch@ics

5-16-1997

3-27-1996

5. Date you acquired the property

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.*

7. Signature(s) of New Owner(s) or Claimant(s)

Mr. D. P. [Signature]  
(title if applicable)  
Valerie L. Rovertson  
(title if applicable)

**IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.**

**For IDWR Office Use Only:**

Received by [Signature]  
 Receipted by [Signature]  
 Processed by                      AJ

Date 1-25-08  
 Date 1-25-08  
 Date                     

Receipt Amt. \$25.00  
 Receipt No. E033721  
 WR                      Date



IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

11/09/2007

WATER RIGHT NO. 11-4215

| <u>Owner Type</u> | <u>Name and Address</u>                               |
|-------------------|-------------------------------------------------------|
| Current Owner     | R K NELSON ASSOC<br>STAR RT 1<br>MONTPELIER, ID 83254 |

Priority Date: 01/23/1889  
Basis: Statutory Claim  
Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| OVID CREEK    | BEAR RIVER       |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 3/15        | 11/15     | 40 CFS                |               |
| STOCKWATER            | 1/01        | 12/31     | 0.08 CFS              |               |
| Total Diversion       |             |           | 40 CFS                |               |

Location of Point(s) of Diversion:

|            |      |         |              |           |                  |
|------------|------|---------|--------------|-----------|------------------|
| OVID CREEK | NESE | Sec. 12 | Township 13S | Range 43E | BEAR LAKE County |
| OVID CREEK | NWSE | Sec. 12 | Township 13S | Range 43E | BEAR LAKE County |
| OVID CREEK | NWNE | Sec. 13 | Township 13S | Range 43E | BEAR LAKE County |
| OVID CREEK | NENW | Sec. 13 | Township 13S | Range 43E | BEAR LAKE County |

Place(s) of use:

28

Place of Use Legal Description: IRRIGATION BEAR LAKE County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 13S      | 43E   | 12      |     | NESW  | 32    |     | NWSW  | 35    |     | SWSW  | 8     |     | SESW  | 35    |
|          |       |         |     | NESE  | 40    |     | NWSE  | 40    |     | SWSE  | 40    |     | SESE  | 40    |

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 270

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



WDC# 113970  
6 Dec 1977

T-3048

1 42.40  
Frank Colombo  
WDC# 113970  
6 Dec 1977  
3048

8 37.60

2 5.20  
Steven Hislop  
WDC# 198757  
6 Dec 2006  
T-711

7 34.80

6 31.25

3 48.75

12 1  
Pacificorp  
WDC# 156840  
17 Mar 1994

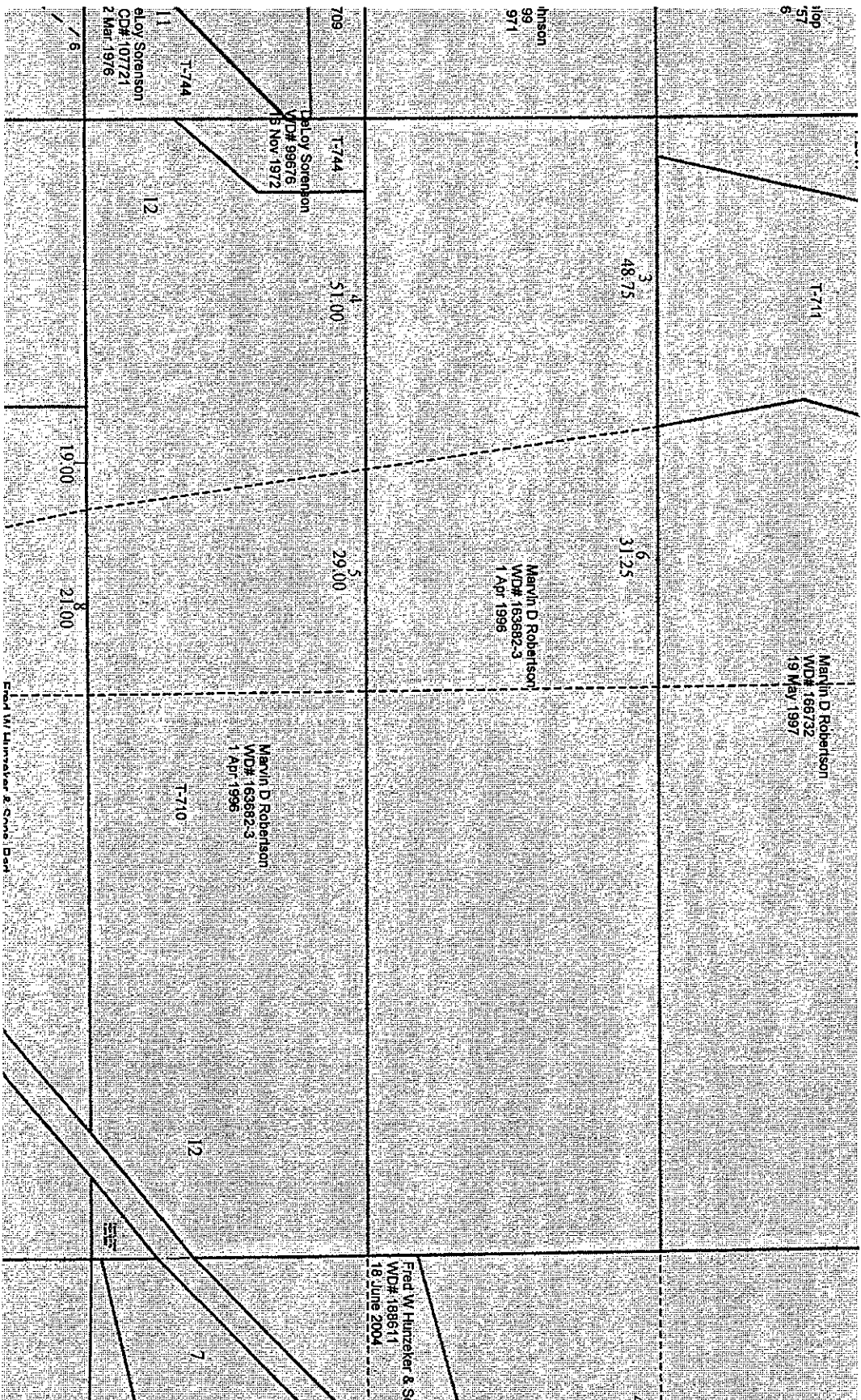
U P & L

7 1  
48.80

6 1  
48.92

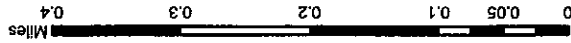
2 49.04

Utah Power & Light Co.  
WDC# 19245  
20 Mar 1913

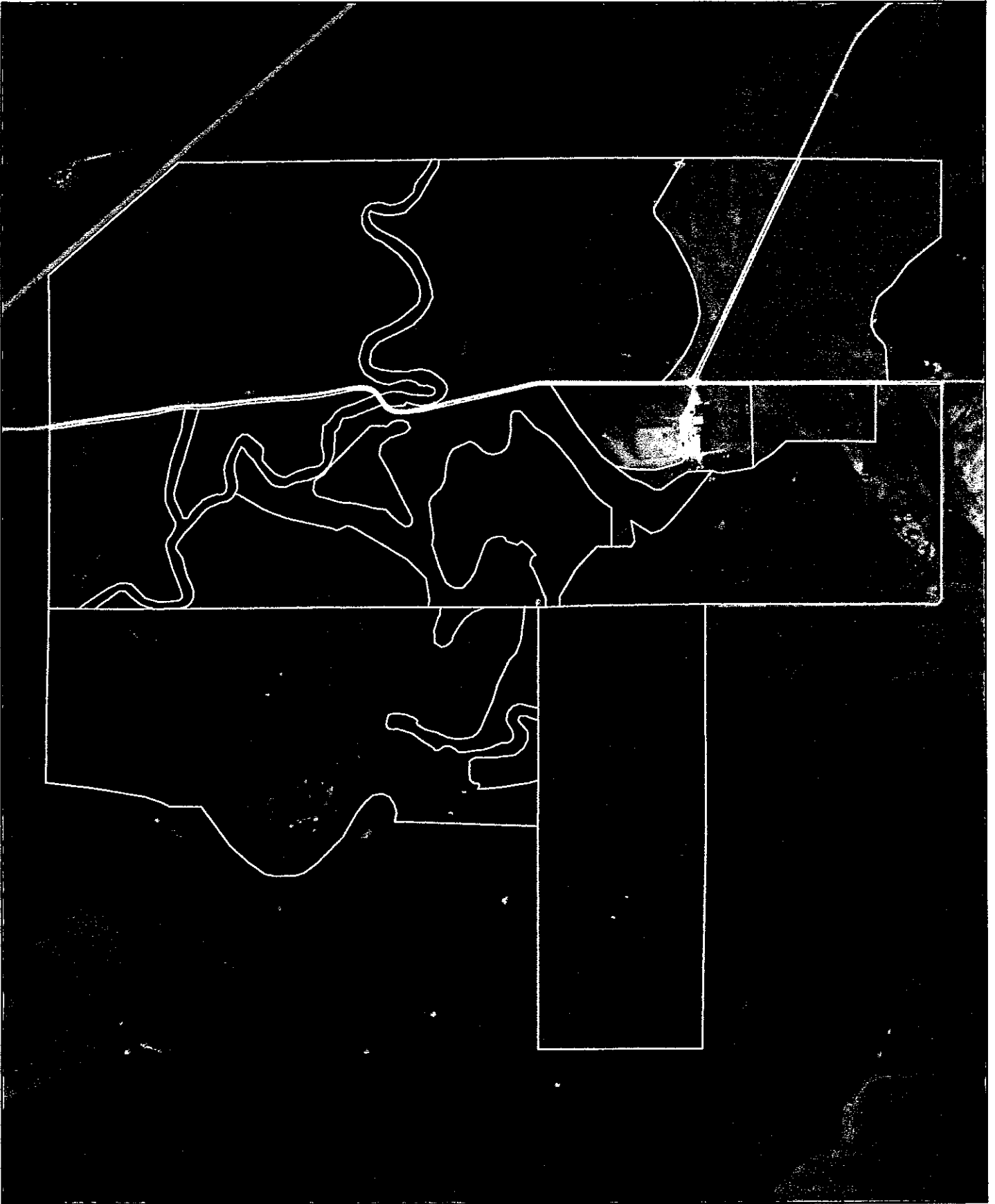




USDA FARM SERVICE AGENCY  
BEAR LAKE COUNTY FSA  
FARMS 1183 & 1281



1:8,909  
Field Boundaries  
January 23, 2008



# WARRANTY DEED

For Value Received,

**RICHARD DELL SORENSON AND LULA K. SORENSON, HUSBAND AND WIFE.,**  
Of 451 OVID ROAD, OVID, County of BEAR LAKE, State of ID., 83260,

THE GRANTOR(S),

do hereby, grant, bargain, sell, and convey unto

**MARVIN D. ROBERTSON AND VALERIE L. ROBERTSON, HUSBAND AND WIFE, AS JOINT TENANTS WITH FULL RIGHTS OF SURVIVORSHIP (NOT AS TENANTS IN COMMON),**  
Of PO BOX 53, SMOOT, County of LINCOLN, State of WY., 83126,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of BEAR LAKE, State of Idaho:

TOWNSHIP 13 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN, IDAHO:

Section 12: S½NE¼, Lots 7 and 8.

TOGETHER WITH any and all water rights appertaining thereto.

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 16 DAY OF MAY, 1997.

Richard Dell Sorenson  
RICHARD DELL SORENSON  
Lula K. Sorenson  
LULA K. SORENSON

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 16th day of May, 1997, before me a Notary Public in and for the State, personally appeared

**RICHARD DELL SORENSON AND LULA K. SORENSON,**  
husband and wife.

known 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.

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

Ray Beck  
Notary Public  
Residing at: OVID, IDAHO  
My Commission Expires: 12/01/00

BEAR LAKE COUNTY RECORDER  
JOAN P. ENGBR  
166732  
97 MAY 19 PM 4 35  
DEPUTY FEE  
D. J. ENGBR #38

MAIL TAX NOTICE TO: **MARVIN D. ROBERTSON AND VALERIE L. ROBERTSON**  
PO BOX 53, SMOOT, WY 83126

163683

PARCEL #1:

TOWNSHIP 13 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN, IDAHO:  
Section 12: N1/2SE1/4; Lots 3 & 6.

PARCEL #2:

TOWNSHIP 13 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN, IDAHO:  
Section 12: S1/2SE1/4; Lots 4 & 5.

EXCEPT HOWEVER from the above described land, the right of way of the O.S.L. Railroad Company across the Southeast Corner of said land, as shown by Deed recorded in Book 14 of Deeds at page 346 of the records of Bear Lake County, Idaho.

ALSO EXCEPTING, the following described portion thereof to-wit:  
Commencing at the Northwest Corner of Lot 4 of said Section 12, and running thence East 323 feet; thence South 525-1/2 feet; thence in a direct line in a Southwesterly direction to a point in the West boundary line of said Lot 4, which is 868 feet South from the place of beginning; thence North 868 feet to the place of beginning.

ALSO EXCEPT: All that part of the Southeast Quarter of the Southeast Quarter of said Section 12 lying Southeasterly of U.S. Highway 89 as presently located.

# WARRANTY DEED

For Value Received,

**HAWKS & SON, a General Partnership,**  
Of 8366 PEGRAM ROAD, MONTPELIER, County of BEAR LAKE, State of ID., 83254,

THE GRANTOR(S),

do hereby, grant, bargain, sell, and convey unto

**MARVIN D. ROBERTSON AND VALERIE L. ROBERTSON, HUSBAND AND WIFE.,**  
Of BOX 53, SMOOT, County of LINCOLN, State of WY., 83126,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of BEAR LAKE, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 27 DAY OF MARCH, 1996.

HAWKS & SON

BY: VERNON HAWKS

BY: W. ROBERT HAWKS

BY: JOYCE HAWKS

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 27th day of March, 1996, before me a Notary Public in and for the State, personally appeared

W. ROBERT HAWKS and JOYCE HAWKS

known to me to be the partners in the partnership of HAWKS & SON, a General Partnership, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

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

Notary Public  
Residing at: OWEN, IDAHO  
My Commission Expires: 12/31/00

MAIL TAX NOTICE TO: MARVIN D. ROBERTSON AND VALERIE L. ROBERTSON  
BOX 53, SMOOT, WY 83126

96 APR 1 PM 4 10  
 Colleen Kelsey \$6.00  
 DEPUTY FEE

BEAR LAKE COUNTY RECORDER  
 JOAN P. EBBON

163602

0980148

# WARRANTY DEED

For Value Received,

HAWKS & SON, a General Partnership,  
OF 8366 PEGRAM ROAD, MONTPELIER, County of BEAR LAKE, State of ID., 83254,

THE GRANTOR(S),

do hereby, grant, bargain, sell, and convey unto

MARVIN D. ROBERTSON AND VALERIE L. ROBERTSON, HUSBAND AND WIFE.,  
Of BOX 53, SMOOT, County of LINCOLN, State of WY., 83126,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of BEAR LAKE, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 27 DAY OF MARCH, 1996.

HAWKS & SON

*Vernon Hawks*  
BY: VERNON HAWKS

STATE OF Colorado COUNTY OF Montrose

On this 28th day of April, 1996, before me a Notary Public in and for the State, personally appeared

VERNON HAWKS

known to me to be a partner in the partnership of HAWKS & SON, a General Partnership, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

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

*Barbara E. O'Neill*  
Notary Public

Residing at: 2846 Foxtail Dr., Montrose, CO 81401  
My Commission Expires: 11/02/99

96 APR 1 PM 4 11  
Colorado Kelsey \$6.00  
DEPUTY FEE

BEAR LAKE COUNTY RECORDER  
JOAN P. EBORN

163683

