

Form 2 of 2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

DEC 09 2024

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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Splits:

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
72-20J	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-7448	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-17044	Yes ☐	Yes ☐		Yes ☐	Yes ☐
72-17045	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jerry S Stuart, Elaine Stuart, Tab J Stuart

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Christine Stuart Mezek, trustee for the Jerry S. Stuart Trust

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ orMailing address 11164 So Lake Run RdCity South JordanState UTZip 84009Telephone 206-200-9530Email cmezek@gmail.com

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: 7-17-2024 Quitclaim

6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items: Deeds are on file with IDWR
- ☒ 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.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Trustee, Jerry S Stuart Trust 12/6/2024
- Signature of new owner/claimant Title, if applicable Date
- Christine Stuart Mezek
- Print name

Signature: _____

Signature of new owner/claimant Title, if applicable Date

Print name

Received by SG Date 12-9-2024 For IDWR Office Use Only: 5040388 Receipt No. 5040440 Receipt Amt. \$25-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by pm Date 12/16/2024

QUITCLAIM DEED

265727

For value received, the receipt and sufficiency of which is hereby acknowledged, I/WE, Christine Stuart Mezek of 11164 S Lake Run Rd, South Jordan, Utah 84009, in her capacity as SUCCESSOR TRUSTEE as ordered by the court on May 20, 2024 of the "JERRY S STUART TRUST INCLUDING SUPPLEMENTAL NEEDS TRUST FOR STACY STUART", [Corrected Order and Declaration of Trust by the Court on February 24, 2024 Civil and Probate No. 203902128, Salt Lake County, Utah]:

Christine Stuart Mezek, the Grantor (s) as Successor Trustee,

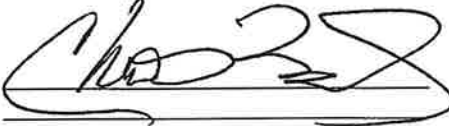
do(es), hereby convey, release, remise and forever quitclaim unto co-owner JAMIE R. VIKER, the Grantee (s), whose address is: 2619 12th Street South, Fargo, North Dakota 58103, the following described premises in Custer County, Idaho: to wit: as being part of the common address listed as: 190 Rod & Gun Club LP, Challis Idaho 83226; thus, effectively splitting the taxed parcel back into the two originally purchased tracts of land.

Custer County Tax Assessor Parcel No. RP14N19E 170011

Legal Description: TRACT 78-6 SEC 17 T14N R19E, Challis County of Custer, Idaho

Beginning at the Northeast corner of said Section: thence South 89°14' West along the North boundary line of said Section 531.88 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°14' West, 457.69 feet; thence South 11°13'30" West, 41.27 feet; thence South 5°34' East, 150.2 feet; thence South 37°23' East, 124.4 feet; thence South 4°39' East, 110.50 feet; thence North 89°14' East, 367 feet; thence North 0°03' West. 400.17 feet to the TRUE POINT OF BEGINNING.

This tract of land together with all and singular improvements, buildings, wells, easements, and any and all future rents, issues and/or profits from the property. To have and to hold all and singular interest and ownership in the above described tract of land.

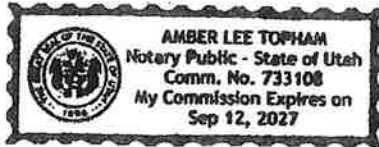
Dated: 7-17-2024


STATE OF Salt Lake) ss.
COUNTY OF Utah)

On this day of in the year 20 , before me, a Notary Public in and for said State, personally appeared Christine Mezek known or identified to me to be the person(s) who(se) name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

265727

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



[Handwritten Signature]

Notary Public for the State of Utah
Residing at:
Commission Expires: 9/12/2027

STATE OF IDAHO, COUNTY OF CUSTER

I hereby Certify that this instrument was filed for record at the request of
Christine S Mezek at 4:28 P.M., this 24 day of July, 2024
in my office, and duly recorded.

Lura Baker

Ex-Officio Recorder

Fees: \$ 15⁰⁰

Mail to:

BY: *[Handwritten Signature]*
Deputy

QUITCLAIM DEED

265728

For Value Received, the receipt and sufficiency of which is hereby acknowledged, I/WE, JAMIE R. VIKER, of 2619 12th Street South, Fargo, North Dakota 58103 in her capacity as CO-OWNER, do(es), hereby convey, release, remise and forever quitclaim unto CHRISTINE S MEZEK whose address is 11164 S Lake Run Rd, South Jordan, Utah 84009 in her CAPACITY AS SUCCESSOR TRUSTEE [as court ordered on May 20, 2024] of "**THE JERRY S STUART TRUST AND SUBSIDIARY SUPPLEMENTAL NEEDS TRUST FOR STACY STUART**" [Corrected Order and Declaration of Trust by the Court on February 24, 2024 Civil and Probate No. 203902128, Salt Lake County, Utah]:

The following described premises in Custer County, Idaho: to-wit : Tract of land described as being part of the common address listed as: 190 Rod & Gun Club LP, Challis Idaho 83226; thus, effectively splitting the taxed parcel back into the two originally purchased tracts of land.

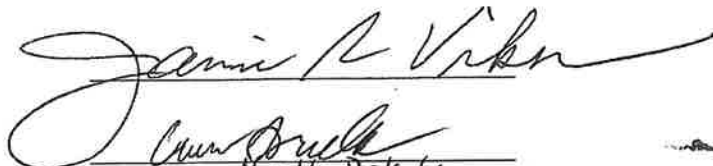
Custer County Tax Assessor Parcel No. RP14N19E 170011

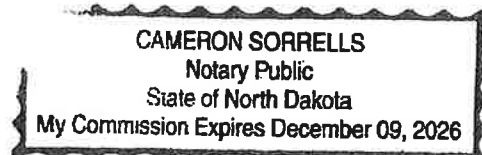
Legal Description: TRACT 80-53 SEC 17 T14N R19E, Challis County of Custer, Idaho

Commencing at the Northeast corner of said Section 17, from which the North Quarter Corner of Section 15 bears North 89°57'43" East; thence 30.00 feet on a bearing of South 89°14' West to the REAL POINT OF BEGINNING; thence 501.88 feet on a bearing of South 89°14' West, thence South 0°03' East, 400.18 feet; thence North 89°14' East, 501.53 feet: thence North 400.18 feet to the REAL POINT OF BEGINNING.

This tract of land together with all and singular improvements, easements, and any and all future rents, issues and/or profits from the property. To have and to hold all and singular interest and ownership in described tract of land with heirs and assigns of **THE JERRY S STUART TRUST AND SUBSIDIARY SUPPLEMENTAL NEEDS TRUST FOR STACY STUART** forever.

Dated:

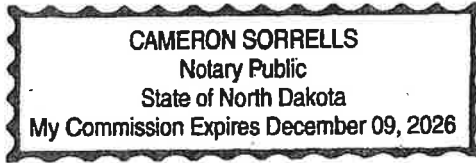

STATE OF North Dakota) ss.
COUNTY OF CASS)



265728

On this day of in the year 20 , before me, a Notary Public in and for said State,
personally appeared
known or identified to me to be the person(s) who(se) name is/are subscribed to the
within instrument, and acknowledged to me that he/she/they executed the same.

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




Notary Public for the State of North Dakota
Residing at: Cass County
Commission Expires: Dec. 09, 2026

STATE OF IDAHO, COUNTY OF CUSTER

I hereby Certify that this instrument was filed for record at the request of
Christine S Mezek at 4:28 AM, this 24 day of
July, 2024, in my office, and duly recorded.

Lora Baker
Ex-Officio Recorder

Fees: \$ 15⁰⁰ Mail to:

BY: 
Deputy

The Order of the Court is stated below:

Dated: November 18, 2024
09:28:22 AM

/s/ MERLINDA PHIPPS
District Court Clerk



RUSSELL T. MONAHAN USB NO. 9016
COOK & MONAHAN LLC.
Attorney for Applicant
323 South 600, Suite 200
Salt Lake City, Utah 84102
Telephone: (801) 595-8600
Telefax: (801) 595-8614
E-Mail: russ@cooklawfirm.com

**IN THE THIRD JUDICIAL DISTRICT COURT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH**

IN THE MATTER OF THE ESTATE OF: JERRY SCHEIB STUART, Deceased	LETTERS TESTAMENTARY Probate No: 213902517 Judge: Hon. TODD M SHAUGHNESSY
---	--

1. CHRISTINE S. MEZEK was duly appointed and qualified as General Personal Representatives of the estate of the above-named decedent on the 18 day of November 2024, by the Clerk of Registrar, with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification and authority of the said personal representative.

----- End of Order -----

By the Court:

Signature, seal and date of entry on top of Order

The Order of the Court is stated below:

Dated: May 20, 2024
10:09:36 AM

At the direction of:
CORAL SANCHEZ
District Court Judge

by
/s/ KATIE THOMSON
District Court Clerk

RUSSELL T. MONAHAN USB NO. 9016
COOK & MONAHAN LLC.
Attorney for Petitioners
323 South 600, Suite 200
Salt Lake City, Utah 84102
Telephone: (801) 595-8600
Telefax: (801) 595-8614
E-Mail: russ@cooklawfirm.com

**IN THE THIRD JUDICIAL DISTRICT COURT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH**

IN THE OF STACY STUART, An incapacitated person.	ORDER APPOINTING SUCCESSOR TRUSTEE Civil No. 203902128 Judge: LAURA SCOTT
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The Petitioner's Motion to Appoint Successor Trustee came before the Court on May 20, 2024 at 10:00 a.m., the Honorable Judge Coral Sanchez presiding. After having reviewed the file, hearing no objections and for good cause shown,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Christine S. Mezek is appointed as successor Trustee for the Jerry S. Stuart Trust and the subsidiary Stacy Stuart Supplemental Needs Trust.

-----END OF ORDER-----

Execution of this Order is evidenced by date, signature and seal of the Court affixed hereto on the top of page 1.

DAVID P. CLAIBORNE
[Idaho State Bar No. 6579]
SAWTOOTH LAW OFFICES, PLLC
1101 W. River St., Ste. 110
P. O. Box 7985
Boise, Idaho 83707
Telephone: (208) 629-7447
Facsimile: (208) 629-7559
E-mail: david@sawtoothlaw.com

258862

Custer County Req. of

Sawtooth Law

Time 11:47 A M Date 10/1, 2020

Lura H. Baker, Clerk

Deputy Walker \$ 10.00
Deputy

Attorneys for Applicant

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CUSTER

IN THE MATTER OF THE ESTATE OF:

TAB J. STUART,
d/o/b 6/12/1956 d/o/d 9/22/2020,

Deceased.

Case No. CV19-20-0104

LETTERS TESTAMENTARY

1. Jamie R. Viker was duly appointed and qualified as general personal representative of the estate of the above-named decedent on this day, by the magistrate with all authority pertaining thereto.
2. Administration of the estate is unsupervised.
3. These Letters are issued to evidence the appointment, qualification, and authority of said personal representative.

WITNESS my signature and seal of this court this _____ day of _____, 2020.

DATED: _____ Signed: 9/28/2020 07:53 PM

Jim Barnett
Magistrate



STATE OF UTAH
CERTIFICATION OF VITAL RECORD

CERTIFICATE OF DEATH

State File Number: 2011007573

Thora Elaine Stuart
(AKA: Elaine Stuart) (AKA Elaine Roberts Stuart)

DECEDENT INFORMATION

Date of Death:	June 23, 2011	Time of Death:	13:00
City of Death:	Salt Lake City	County of Death:	Salt Lake
Age:	81	Date of Birth:	March 4, 1930
Place of Birth:	Lehi, Utah	Sex:	Female
Armed Services:	No	Marital Status:	Married
Spouse's Name:	Jerry S Stuart	Usual Occupation:	Secretary
Industry/Business:	Floral	Education:	High School or GED
Residence:	Salt Lake City, Utah	Father's Name:	Robert Roberts
Mother's Name:	Anna Jensen	Facility Type:	Home
Facility or Address:	746 Catherine Street		

INFORMANT INFORMATION

Name:	Jerry S Stuart	Relationship:	Husband
Mailing Address:	746 Catherine Street, Salt Lake City, Utah 84116		

DISPOSITION INFORMATION

Method of Disposition: Cremation
Place of Disposition: Lake Hills Crematory, Sandy, Utah
Date of Disposition: June 28, 2011

FUNERAL HOME INFORMATION

Funeral Home: Deseret Memorial Mortuary
Address: 36 East 700 South, Salt Lake City, Utah 84111
Funeral Director: David Bartholomew

MEDICAL CERTIFICATION

Medical Professional: Michael S Galindo, Intermountain Hospice, 2250 South 1300 West, West Valley City, Utah 84119

CAUSE OF DEATH

Cerebrovascular accident - cerebellar stroke
Due to (or as a consequence of): Cerebrovascular accident - cerebellar stroke
Tobacco Use: Did not Contribute
Medical Examiner Contacted: Yes - Autopsy Performed: No Manner of Death: Natural

Date Issued: June 27, 2011

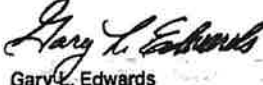
This is an exact reproduction of the document registered in the State Office of Vital Statistics. Security features of this official document include: Intaglio Border, V & R Images in top cycloids, ultra violet fibers and hologram image of the Utah State Seal, over the words "State of Utah". This document displays the date, seal and signature of the State Registrar and the County/District Health Officer.




Janice L. Houston, State Registrar
Office of Vital Statistics



063176015


Gary L. Edwards
Director/Health Officer
County/District Health Department





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

December 16, 2024

JERRY S STUART TRUST
CHRISTINE STUART MEZEK, TRUSTEE
11164 S LAKE RUN RD
SOUTH JORDAN UT 84009-8733

Re: Change in Water Right Ownership: 72-20J (Split into 72-20J and 72-17044)

Re: Change in Water Right Ownership: 72-7448 (Split into 72-7448 and 72-17045)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9908.

Sincerely,



Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Jamie R Viker
Water District 72A, 170



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 29, 2024

JAMIE R VIKER
2619 12TH ST S
FARGO ND 58103-6038

Re: Change in Water Right Ownership for Water Right No(s): 72-20J and 72-7448

Dear Property Owner(s):

The department has received your Notice of Change of Water Right Ownership (Notice) recently submitted to our office. After further review, it was determined that the water rights referenced above need to be split.

- The water rights referenced above are appurtenant to a total of 6 acres in Township 14 North, Range 19 East, Section 17, NE $\frac{1}{4}$ NE $\frac{1}{4}$ (light blue outlined area on attached map). Per the Quitclaim Deeds submitted, your portion is 3.9 acres (red lined area on attached map). The remaining 4.6 acre portion (yellow lined area on the attached map) should be in the name of Christine Stuart Mezek as Trustee for the Jerry S Stuart Trust.

In order to complete the process of splitting these water rights, additional fees are required. The fees for splitting a water right are \$100 *per water right*. We have already received \$25.00, therefore we will need an additional \$175.00. I have copied Ms. Mezek on this letter as well. I have also included a Notice of Change in Water Right Ownership form for her signature.

Upon receiving the additional filing fees and signed form from Ms. Mezek, we can update the water right records accordingly.

Thank you in advance for your patience and cooperation. Please feel free to contact this office if you have questions concerning this information.

Sincerely,


Denise Maline
Administrative Assistant

Enclosures

c: Christine Stuart Mezek

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301-5858

BOISE ID 837

30 DEC 2023 PM 2:11

FIRST-CLASS



US POSTAGE IMPITNEY BOWES

ZIP 83301
02 7H
0001280685

\$ 000.63⁰

DEC 28 2023

ELAINE, JERRY S AND TAB J STUART
PO BOX 1092
CHALLIS ID 83226

RECEIVED

JAN 11 2024

DEPT OF WATER RESOURCES
SOUTHERN REGION

NIXIE 980 FE 1 0001/07/24

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

EC: 83301585825 *1436-05308-30-36

UTF
83226 109292

72A

Water District 72A Annual Meeting Notice

72-20J, etc.

Ownership change information previously sent October, 2023

Bm



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 24, 2023

JAMIE R VIKER
2619 12TH ST NORTH
FARGO ND 58103

Re: Current Ownership for Water Right No(s). 72-20J & 72-7448

Dear Property Owner(s):

The Department is working to clean up water right records and has discovered that the ownership may need to be updated for the water right(s) referenced above. The water right reference above is currently in the name of Jerry S Stuart, Elaine Stuart, & Tab J Stuart, however after further research, it was discovered that you may be the current of the property associated with that water right. Enclosed is additional information for your review.

In order to update our records to reflect your ownership of this water right, you will need to file the enclosed Notice of Change in Water Right Ownership. Please complete the form and return to this office with all of the required information within sixty (60) days of the date of this letter.

Thank you in advance for your cooperation. If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301-5858



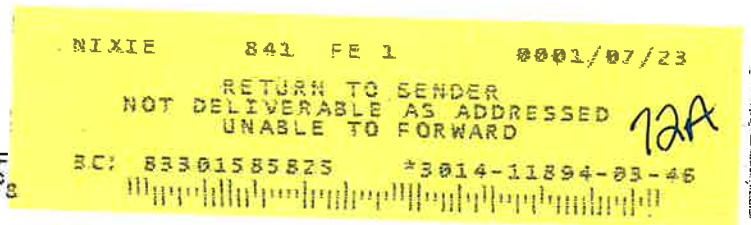
RECEIVED

JAN 09 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

ELAINE, JERRY S AND TAB J STUART
PO BOX 1092
CHALLIS ID 83226

8322631092 83301-5858



Water District 72A Annual Meeting Notice

72-20J & 72-7448

Per tax parcel info: Jamie R Viker, 2619 12th St North, Fargo, ND 58103

Ownership change request sent 10-24-2023

AM