

RECEIVED

JUL 15 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. 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. 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. **DEV**

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-14408 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: DANIEL J POPOVICH
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): ROBIN & SERGIO CRUZ
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1458 EAGLE RIDGE RD VICTOR ID 83455
Mailing address City State Zip
208-589-3977 TWEETYPICR.UZ@GMAIL.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: FEB 2023
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
 o 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:
☐ 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.
☐ 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] 07/09/2025
 Signature of new owner/claimant Title, if applicable Date
ROBIN CRUZ
- Signature: [Signature] 07/09/2025
 Signature of new owner/claimant Title, if applicable Date
SERGIO CRUZ

For IDWR Office Use Only:
 Received by m. petter Date 7-15-25 Receipt No. E050991 Receipt Amt. 25.00
 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 JC Processed by JC Date 8/13/2025

RECORDING REQUESTED BY

Flying S Title and Escrow of Idaho, Inc.

AND WHEN RECORDED MAIL TO:

Flying S Title and Escrow of Idaho, Inc.
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1081462-T (jw)**

Date: **February 10, 2023**

For Value Received, **Kathleen C Neiley, trustee of the Kathleen C Neiley Family Trust dated 12/1/2020**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Robin Cruz and Sergio Cruz, wife and husband**, hereinafter called the Grantee, whose current address is **1458 Eagle Ridge Rd, Victor, ID 83455**, the following described premises, situated in **Teton County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: **02/10/2023**

Warranty Deed
- continued

File No.: **1081462-T (jw)**

Kathleen C Neiley, trustee of the Kathleen C
Neiley Family Trust dated 12/1/2020


Kathleen C Neiley, Trustee

STATE OF Idaho)
SS.
COUNTY OF Teton)

On this **Twenty-eighth day of February, 2023**, before me, a Notary Public in and for said State, personally appeared **Kathleen C Neiley**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as trustee of the **the Kathleen C Neiley Family Trust dated 12/1/2020** Trust, and acknowledged to me that he executed the same as such trustee.

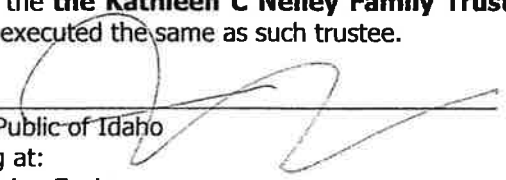

Notary Public of Idaho
Residing at:
Commission Expires:



EXHIBIT A

A part of Lot 1, Block 3, Teton View Estates Subdivision, Located in Section 26, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho, being further described as:

Commencing at the SE Corner of said Lot 1;

Thence N 89°58'54"W, 518.10 feet along the South Line of said Lot 1 to the SW Corner of said Lot 1;

Thence along the West Line of said Lot 1, 191.43 feet along a 1554.69 foot Radius Curve to the Left, having a Central Angle of 07°03'18" and a Chord Bearing N 11°00'54"E, 191.31 feet to a Point; thence N 89°27'45"E, 482.12 feet to a Point on the East Line of said Lot 1; thence S 00°09'48"W, 192.48 feet along the East Line of said Lot 1 to the Point of Beginning.

Also known as Lot 1B, Block 3, Teton View Estates as shown on the Record of Survey Recorded November 6, 2003 as Instrument No. 158328.

Instrument # 278997

TETON COUNTY, IDAHO

12-12-2022 14:56:00

No. of Pages: 2

Recorded for: FLYING S TITLE AND ESCROW - DRIGGS

KIM KEELEY

Fee: \$15.00

Ex-Officio Recorder Deputy, Kim Keeley

Index to: DEED, QUIT-CLAIM

AFTER RECORDING MAIL TO:

Rocky 39, LLC

PO Box 61

Victor, ID 83455

THIS DOCUMENT IS FILED FOR RECORD BY

FLYING S TITLE AND ESCROW

AS AN ACCOMMODATION ONLY.

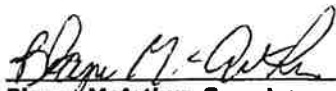
NO EXAMINATION HAS BEEN MADE AS TO
ITS ACCURACY OR ITS EFFECT UPON THE TITLE.**QUITCLAIM DEED**File No.: **1015958-T (JP)**Date: **December 06, 2022**

For Value Received, **Rocky 39, LLC, an Idaho limited liability company**, do(es) hereby convey, release, remise, and forever quit claim unto **Kathleen C Neiley, trustee of the Kathleen C Neiley Family Trust dated 12/1/2020**, whose address is **PO Box 61, Victor ID 83455**, herein after called the Grantee, the following described premises situated in **Teton County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

together with its appurtenances.

Dated: 12.9.22

Rocky 39, LLC


Blayne McArthur, SecretarySTATE OF Idaho)
COUNTY OF Madison)
SS.

On this 12.9.22, before me, a Notary Public in and for said State, personally appeared **Blayne McArthur, Secretary of Rocky 39, LLC**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.



Notary Public of Idaho

Residing at: Madison

Commission Expires:

Page 1 of 2

10-06-2024

APN: RP000810030018A

Quitclaim Deed - continued

File No.: 1015958-T (JP)
Date: 12/06/2022**EXHIBIT A**

A part of Lot 1, Block 3, Teton View Estates Subdivision, Located in Section 26, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho, being further described as:

Commencing at the SE Corner of said Lot 1;

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Thence along the West Line of said Lot 1, 191.43 feet along a 1554.69 foot Radius Curve to the Left, having a Central Angle of 07°03'18" and a Chord Bearing N 11°00'54"E, 191.31 feet to a Point; thence N 89°27'45"E, 482.12 feet to a Point on the East Line of said Lot 1; thence S 00°09'48"W, 192.48 feet along the East Line of said Lot 1 to the Point of Beginning.

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RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Instrument # 275063

TETON COUNTY, IDAHO
03-31-2022 10:57:00 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - DRIGGS
KIM KEELEY Fee: \$15.00
Ex-Officio Recorder Deputy, Kim Keeley
Index to: DEED, WARRANTY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1015958-T (JP)**

Date: **March 22, 2022**

For Value Received, **Daniel J Popovich, a single man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Rocky 39, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **490 First American Circle , Rexburg, ID 83440-1997**, the following described premises, situated in **Teton County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 03/22/2022

Warranty Deed
- continued

File No.: 1015958-T (JP)

Daniel J Popovich by JMT as Attorney in Fact

Daniel J Popovich by

Janine M Gittens-Popovich as Attorney In Fact

STATE OF *New Jersey*)
) ss.
COUNTY OF *Monmouth*)

On this 24 day of **March, 2022**, before me, a Notary Public in and for said State, personally appeared **Janine M Gittens-Popovich as Attorney In Fact for Daniel J Popovich**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

[Signature]
Notary Public for the State of *New Jersey*
Residing at: *Monmouth*
My Commission Expires: *April 17, 2023*

JOHN F FARRELL Notary Public State of New Jersey My Commission Expires April 17 2023 I.D.# 50080339
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Date: 03/22/2022

Warranty Deed
- continued

File No.: 1015958-T (JP)

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Also known as Lot 1B, Block 3, Teton View Estates as shown on the Record of Survey Recorded November 6, 2003 as Instrument No. 158328.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

August 13, 2025

ROBIN CRUZ
SERGIO CRUZ
1458 EAGLE RIDGE RD
VICTOR ID 83455-5083

Re: Change in Ownership for Water Right No(s): 22-14408

Dear Water Right Holder(s):

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

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 208-525-7161.

Sincerely,

Misty Pettis
Office Specialist 2

Enclosure(s)