

RECEIVED

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 05 2022

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

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. DE

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-8011	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: Corey Snout
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Louis Berg and Terrisa Berg
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

4540 South 2nd Avenue
Mailing address

Pocatello ID 83204
City State Zip

208-270-9577
Telephone

louisnberg@gmail.com
Email

4. If the water rights and/or adjudication claims were split, how did the division occur? NA
☐ 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: April 20, 2022 04/20/2022

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:
☒ 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. NA
☐ 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 NA

8. Signature: Louis N. Berg Co-Owner 06/29/2022
 Signature of new owner/claimant Title, if applicable Date
Louis N. Berg
 Print name

- Signature: Terrisa J. Berg Co-Owner 06/29/2022
 Signature of new owner/claimant Title, if applicable Date
Terrisa J. Berg
 Print name

For IDWR Office Use Only:

Received by m. Pettis Date 7-5-22 Receipt No. E048284 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 _____ Processed by _____ Date _____



First American Title Company
223 North 15th Avenue, Pocatello, Idaho 83201
(208)232-6224, (208)232-6257

Title Transmittal

Louis Berg and Terrisa Berg
4540 S. 2nd Ave.
Pocatello, ID 83204

May 05, 2022
File No.: 1038803-P

PROPERTY: 4540 S. 2nd Ave., Pocatello, ID 83204

ENCLOSED please find the following for your records:

- Policy of Title Insurance - TO FOLLOW
- Original recorded Warranty Deed

The new home or other real estate you have purchased is protected with a Policy of Title Insurance issued by First American Title Company. We have assigned the above number to your records to assure prompt processing of future title orders involving the property.

We appreciate the opportunity of serving you and will be glad to assist you in any way, remembering that **PROTECTION OF YOUR PROPERTY IS YOUR FIRST CONSIDERATION - AND OURS.**

Sincerely,

Ellen Reitzel

enc.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

*re-record to correct
notary date

Instrument # 22208027
Bannock County, Pocatello, Idaho
05/05/2022 11:16:08 AM No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - POCATELLO
Jason C. Dixon Fee: \$15.00
Deputy jbrown
Electronically Recorded

Instrument # 22208035
Bannock County, Pocatello, Idaho
05/05/2022 11:38:43 AM No. of Pages: 6
Recorded for: FIRST AMERICAN TITLE - POCATELLO
Jason C. Dixon Fee: \$15.00
Deputy vhall
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1038803-P (ap)**

Date: **April 20, 2022**

AB
TB

For Value Received, **Daune Schaper and Ana Schaper, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Louis Berg and Terrisa Berg, husband and wife**, hereinafter called the Grantee, whose current address is **4540 S. 2nd Ave., Pocatello, ID 83204**, the following described premises, situated in **Bannock 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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

*re-record to correct
notary date

Instrument # **22208027**

Bannock County, Pocatello, Idaho

05/05/2022 11:16:08 AM No. of Pages: 5

Recorded for: FIRST AMERICAN TITLE - POCATELLO

Jason C. Dixon Fee: \$15.00

Deputy jrbrower

Electronically Recorded

E-RECORDED

simplifile

22208035

County: Bannock

Date: 5.5.22 Time: 11:38am

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1038803-P (ap)**

Date: **April 20, 2022**


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RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

**re-record to correct
notary date

E-RECORDED

simplified

ID: 22208027
County: Bannock
Date: 5.5.22 Time: 11:11am

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1038803-P (ap)**

Date: **April 20, 2022**

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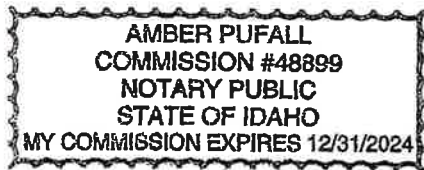
Daune Schaper
Daune Schaper

Ana Schaper
Ana Schaper

STATE OF Idaho)
ss.

COUNTY OF Bannock

On this ~~May 21, 2022~~ April 21, 2022, before me, a Notary Public in and for said State, personally appeared **Daune Schaper and Ana Schaper**, 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.



Ana Schaper
Notary Public for the State of Idaho
Residing at: Pocatello, Idaho
My Commission Expires: 12/31/2024

EXHIBIT A

PARCEL 1:

A PARCEL OF LAND LOCATED IN THE EAST 1/2 OF SECTION 7, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS (BASIS OF BEARINGS IS CITY OF POCA TELLO SURVEY DATUM):

COMMENCING AT THE NORTHEAST 1/16 CORNER OF SAID SECTION 7, SAID CORNER BEING MARKED BY A FOUND IDAHO TRANSPORTATION DEPARTMENT BRASS CAP SET IN A CONCRETE POST; THENCE NORTH 89°43'48" WEST ALONG THE NORTH 1/16 LINE OF SAID SECTION 7, 1102.83 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 32°40'25" EAST, 799.24 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 41°45'29" WEST, 356.08 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH SECOND AVENUE, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 56°42'43" EAST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, 67.85 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075", SAID REBAR MARKING THE TRUE POINT OF BEGINNING;

THENCE NORTH 43°40'53" EAST, 215.79 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 52°24'19" EAST, 287.65 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 20°05'47" WEST, 70.74 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 57°03'27" EAST, 378.12 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 65°25'49" EAST, 398.73 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 32°18'08" EAST, 158.93 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 37°01'56" EAST, 98.97 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 66°45'58" EAST, 142.14 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 54°15'04" EAST, 107.08 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 46°09'56" EAST, 58.19 FEET TO A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 72°34'37" EAST, 33.08 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 32°33'40" WEST, 343.98 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 56°02'08" WEST 427.76 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 32°18'08" EAST, 93.18 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 59°59'50" WEST, 569.78 FEET TO A FOUND 5/8-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "LS 9168"; THENCE NORTH 57°52'08" WEST, 378.75 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 83°01'18" WEST, 78.13 FEET TO A POINT OF NON-TANGENCY WITH A 265.50 FOOT RADIUS CURVE ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH SECOND AVENUE, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTHWESTERLY ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 13°59'01", A RADIUS OF 265.50 FEET, AND A CHORD BEARING OF NORTH 49°43'12" WEST, FOR AN ARC LENGTH OF 64.80 FEET TO A POINT OF TANGENCY, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 56°42'43" WEST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH SECOND AVENUE, 44.61 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN THE EAST ½ OF SECTION 7, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS (BASIS OF BEARINGS IS CITY OF POCA TELLO SURVEY DATUM):

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THENCE SOUTHEASTERLY ALONG THE TOP OF THE LAVA ROCK CLIFF THE FOLLOWING COURSES AND DISTANCES; SOUTH 36°53'05" EAST, 153.97 FEET; THENCE SOUTH 40°30'37" EAST, 120.40 FEET; THENCE SOUTH 59°08'29" EAST, 241.48 FEET; THENCE SOUTH 77°03'58" EAST, 204.57 FEET; THENCE SOUTH 45°27'51" EAST, 95.03 FEET; THENCE SOUTH 82°36'08" EAST, 51.45 FEET; THENCE SOUTH 36°43'22" EAST, 98.23 FEET; THENCE SOUTH 60°32'00" EAST, 71.28 FEET; THENCE NORTH 83°05'56" EAST, 119.91 FEET; THENCE SOUTH 37°01'56" EAST, 47.63 FEET TO A POINT LEAVING THE TOP OF THE LAVA ROCK CLIFF, SAID POINT BEING MARKED BY A SET P-K NAIL WITH AN ALUMINUM WASHER STAMPED "PLS 8075"; THENCE SOUTH 32°18'08" WEST, 158.93 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 65°25'49" WEST, 398.73 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 57°03'27" WEST, 378.12 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 20°05'47" EAST, 70.74 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 52°24'19" WEST, 287.65 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 43°40'53" WEST, 215.79 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH SECOND AVENUE, SAID POINT BEING MARKED BY A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 56°42'43" EAST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, 44.61 FEET TO A POINT OF TANGENCY WITH A 265.50 FOOT RADIUS CURVE, SAID POINT BEING MARKED BY A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTHEASTERLY ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 13°59'01", A RADIUS OF 265.50 FEET, AND A CHORD BEARING OF SOUTH 49°43'12" EAST, FOR AN ARC LENGTH OF 64.80 FEET TO A POINT OF NON-TANGENCY, SAID POINT BEING MARKED BY A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 83°01'18" EAST, 78.13 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 57°52'08" EAST, 378.75 FEET TO A FOUND 5/8-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "LS 9168"; THENCE SOUTH 59°59'50" EAST, 569.78 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 32°18'08" WEST, 93.18 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTH 56°02'08" EAST, 427.46 FEET TO A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 32°33'40" EAST, 343.98 FEET TO A POINT ON THE TOP OF THE LAVA ROCK CLIFF, SAID POINT BEING MARKED BY A SET ½-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE SOUTHEASTERLY ALONG THE TOP OF THE LAVA ROCK CLIFF THE FOLLOWING COURSES AND DISTANCES; THENCE SOUTH 72°34'37" EAST, 64.92 FEET; THENCE SOUTH 83°29'38" EAST, 68.25 FEET; THENCE SOUTH 60°16'42" EAST, 86.43 FEET; THENCE SOUTH 89°41'19" EAST, 39.50 FEET; THENCE SOUTH 60°35'19" EAST, 164.24 FEET; THENCE SOUTH 59°04'14" EAST, 165.06 FEET; THENCE SOUTH 72°07'48" EAST, 44.99 FEET; THENCE SOUTH 83°41'16" EAST, 70.47 FEET; THENCE SOUTH 50°04'57" EAST, 75.04 FEET TO A POINT LEAVING THE TOP OF THE LAVA ROCK CLIFF ON THE EAST LINE OF SECTION 7; THENCE SOUTH 0°13'49" WEST ALONG THE EAST LINE OF SAID SECTION 7, 1398.50 FEET TO A POINT WHICH IS 80 FEET (MEASURED AT RIGHT ANGLES)

NORTHEASTERLY OF THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE UNION PACIFIC RAILROAD, SAID POINT BEING MARKED BY A FOUNT 1/2-INCH DIAMETER REBAR WITH A YELLOW PLASTIC CAP STAMPED "PELS 2341"; THENCE NORTH 46°45'40" WEST PARALLEL TO THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE UNION PACIFIC RAILROAD, 2789.60 FEET TO A POINT OF NON-TANGENCY WITH A 265.50 FOOT RADIUS CURVE ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF CHEYENNE AVENUE, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTHERLY ALONG SAID SOUTHEASTERLY RIGHT-OF-WAY LINE ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 82°57'07", A RADIUS OF 265.50 FEET AND A CHORD BEARING OF NORTH 15°14'09" WEST, FOR AN ARC LENGTH OF 384.39 FEET TO A POINT OF TANGENCY ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH SECOND AVENUE, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 56°42'43" WEST ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, 112.46 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH A RED PLASTIC CAP STAMPED "PLS 8075"; THENCE NORTH 41°45'29" EAST, 314.81 FEET TO THE TRUE POINT OF BEGINNING.

Map of Water Right 29-8011





IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098

Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 26, 2022

LOUIS N BERG
TERRISA J BERG
4540 S 2ND AVE
POCATELLO ID 83204-2250

Re: Change in Ownership for Water Right No: 29-8011

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures