

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 03 2022

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. **DE✓**

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 35-13858 <i>OK</i>	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>	<i>35-13858</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>	<i>35-14773</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: TERNUS, BRENDA; TERNUS, GARY A
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Thomas Bevan and Donna Bevan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- | | | | |
|---------------------|----------------------------|-----------|--------------|
| <u>897 W 100 N</u> | <u>Blackfoot</u> | <u>ID</u> | <u>83221</u> |
| Mailing address | City | State | Zip |
| <u>208-681-2719</u> | <u>Bevan2711@gmail.com</u> | | |
| 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: August 30 2001
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.
- SUPPORT DATA
IN FILE #: 35-13858

SUPPORT DATA

35-13858

- | | | | | |
|----|------------|---|----------------------|----------|
| 8. | Signature: |  | _____ | 1/3/2022 |
| | | Signature of new owner/claimant | Title, if applicable | Date |
| | | Thomas Bevan | _____ | |
| | | Print name | | |
| | Signature: |  | _____ | 1/3/2022 |
| | | Signature of new owner/claimant | Title, if applicable | Date |
| | | Donna Bevan | _____ | |
| | | Print name | | |

For IDWR Office Use Only:

Received by M. Pottis Date 1-3-22 Receipt No. E047671 Receipt Amt. 100.00

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 JB Processed by JC Date 2/18/2022

Warranty Deed

489107

FEE 3.00 DEED 0

2000 APR -7 AM 11:19

For Value Received **DARRELL L. TABOR and CONNIE M. TABOR, husband and wife** RECORDED AT THE REQUEST OF

FIRST AMERICAN TITLE COMPANY

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
THOMAS BEVAN and DONNA BEVAN, husband and wife
whose address is: 659 W. 5 S., BLACKFOOT, ID, 83221

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

A portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as:

Beginning at a point on the E. line of a County road which is 25 feet E. and 743 feet N. of the SW corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence E. 252 feet, thence N. parallel with the W. line of said Section, 347 feet, thence W. 252 feet to a point 25 feet E. of the W. line of said Section and 347 feet N. of the point of beginning, thence S. parallel to the W. line of said Section, 347 feet to the point of beginning.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their 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.

Dated: APRIL 7, 2000

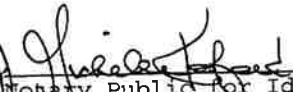

DARRELL L. TABOR


CONNIE M. TABOR

STATE OF IDAHO)
: ss.
COUNTY OF BINGHAM)

On this 7TH day of APRIL, 2000, before me the undersigned, a Notary Public in and for the said county and state, personally appeared DARRELL L. TABOR AND CONNIE M. TABOR, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.




Notary Public for Idaho
Residing at: BLACKFOOT IDAHO
My Commission Expires: 4-11-2000

489107

429591

WARRANTY DEED

For Value Received GARY A. TERNUS and BRENDA TERNUS, husband and wife

Hereinafter called the grantor, hereby grants, bargains, sells, and conveys unto

DARRELL L. TABOR and CONNIE M. TABOR, husband and wife

whose current address is: 680 W. 350 N., BLACKFOOT, ID 83221

Hereinafter called the Grantee, the following described premises, situate in Bingham County, Idaho, to-wit:

A portion of the NW~~1~~/~~4~~ of Section 34, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as:
Beginning at a point on the E. line of a County road which is 25 feet E. and 743 feet N. of the SW corner of said NW~~1~~/~~4~~, thence E. 252 feet, thence N. parallel with the W. line of said Section, 347 feet, thence W. 252 feet to a point 25 feet E. of the W. line of said Section and 347 feet N. of the point of beginning, thence S. parallel to the W. line of said Section, 347 feet to the point of beginning.

TOGETHER WITH all singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditch and ditch rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor do 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 will warrant and defend the same from all claims whatsoever.

Dated: September 27, 1994

Gary A. Ternus
GARY A. TERNUS

Brenda Ternus
BRENDA TERNUS

STATE OF IDAHO)
) : ss
COUNTY OF BINGHAM)

On this 30th day of September, in the year 1994, before me, a Notary Public in and for said State, personally appeared Gary A. Ternus and Brenda Ternus, known or identified 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.

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3.00 DEP 249
'94 OCT 3 PM 4 43
RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE

Bonnie L. C...
Notary Public of Idaho
Residing at Blackfoot, Idaho
Commission Expires: 2-5-97
BONNIE L. CICCONE
NOTARY
BLACKFOOT, IDAHO

429591

503824

WARRANTY DEED

Eldon and Clara Scott Living Trust, dated November 28, 1990, Clara Scott, Trustee, as GRANTOR, of 3665 Summit Drive, Pocatello, Idaho, 83201, for good and valuable considerations, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto Thomas Bevan and Donna Bevan, husband and wife, of 897 W. 100 N. Blackfoot, Idaho, 83221 as GRANTEES, and to their successors and assigns forever, all of the following described real estate situated in the State of Idaho, to-wit:

A portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as:

Beginning at a point on the E. line of a County road which is 25 feet E. and 743 feet N. of the SW corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$, thence E. 252 feet, thence N. parallel with the W. line of said Section, 347 feet, thence W. 252 feet to a point 25 feet E. of the W. line of said Section and 347 feet N. of the point of beginning, thence S. parallel to the W. line of said Section 347 feet to the point of beginning.

SUBJECT TO: All existing easements or claims of easements, patent reservations, rights-of-way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Grantor, for herself, her successors and assigns, does hereby warrant and agree to forever defend the Grantees, their successors and assigns, in the quiet and peaceable possession of said premises forever against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set her hand and seal the 30 day of August, 2001.

Clara E. Scott, Trustee

RECORDED AT THE REQUEST OF

2001 SEP - 4 PM 2:38

FILE 6:00 SEP 01

UNRECORDED
BLACKFOOT, IDAHO

Cooper Waterbury Lee
770 South Woodruff
Pocatello Idaho 83401

STATE OF IDAHO)

: ss

County of Bonneville)

On this 30 day of August, 2001, before me the undersigned, a Notary Public for Idaho, personally appeared Clara Scott known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same as Trustee, on behalf of the Eldon and Clara Scott Living Trust.

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

(SEAL)



Royce B. Lee

Notary Public for Idaho

My Commission Expires:

5/18/06

503824

State of Idaho
Department of Water Resources
Water Right License
35-13858



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.0425 0.085 0.17 Miles



534613

WARRANTY DEED

For Value Received **Gary A. Ternus and Brenda Ternus, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Jeff Cook and Janice Cook, husband and wife

whose address is: 293 N 700 W Blackfoot ID 83221

Hereinafter called the Grantee, the following described premises situated in **Bingham County, Idaho**, to-wit:

A portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as follows:

Beginning at a point on the S. right-of-way line of Pioneer Road that is E. 600 feet, more or less, from the W. section line of said Section 34, and running thence S. 275 feet; thence E. 800 feet; thence N. 275 feet; thence W. 800 feet to the point of beginning.

EXCEPTING THEREFROM: A portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as follows:

Beginning at a point that is N. 00°33'37" E. 2651.11 feet along the W. section line to the NW corner of said Section 34 and S. 89°07'47" E. 1827.85 feet along the N. line of said Section 34 and S. 00°32'06" W. 236.05 feet and N. 89°25'20" W. 437.00 feet to the true point of beginning all from the W $\frac{1}{4}$ corner of said Section 34, and running thence S. 00°34'40" W. 308.25 feet; thence N. 89°25'20" W. 424.00 feet; thence N. 00°34'40" E. 308.25 feet; thence S. 89°25'20" E. 424.00 feet along the S. line of a county road to the point of beginning.

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.

Dated: October 24, 2003

Gary A. Ternus
Gary A. Ternus

Brenda Ternus
Brenda Ternus

STATE OF Idaho)
)ss.
COUNTY OF BINGHAM)

On this 24th day of October, 2003, before me Michelle Kofoed, personally appeared Gary A. Ternus and Brenda Ternus, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Michelle Kofoed
Notary Public of Idaho
Residing at Blackfoot, Idaho
Commission Expires: 04/14/06



FIRST AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF

2003 NOV 14 PM 3:18



534613



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 Gary Spackman

February 18, 2022

THOMAS BEVAN
DONNA BEVAN
897 W 100 N
BLACKFOOT ID 83221-5512

Re: Change in Water Right Ownership: 35-13858 (Split into 35-13858 and 35-14773), *ADJUSTMENT TO 2008 OWNERSHIP CHANGE 35-13859*

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.

Please note during the processing of this ownership change an error was found in a previous split 35-13529 (Split into 35-13858 and 35-13859) this notice being sent to owners of water right 35-13859 as well as notice of the adjustment.

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: GARY TERNUS
BRENDA TERNUS
JEFF COOK
JANICE COOK
WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT