

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 09 2021

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. WD01

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
23-11427 <i>OK</i>	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: Aspen Enterprises, LLC, aka Robert Ferguson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David John Bertino and Tonya Renee Bertion
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 441 31st St Hermosa Beach CA 90253
Mailing address City State Zip
- 208 701 4149 ggbert81@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: _____
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.
☐ 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]* Title, if applicable: _____ Date: 7/9/2021
Signature of new owner/claimant
DAVE BERTINO
Print name

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

Print name

For IDWR Office Use Only:

Received by *[Signature]* Date 7/19/21 Receipt No. E047157 Receipt Amt. \$25.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing
Name on W-9 _____ Approved by *[Signature]* Processed by *[Signature]* Date 7/29/2021

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/9/2021

Updated Shape

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:410378

FOR VALUE RECEIVED

Robert L. Ferguson and Heather L. Ferguson, husband and wife as community property

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

David John Bertino and Tonya Renee Bertino, husband and wife

whose current address is

**441 31st Street
Hermosa Beach, CA 90254**

the grantee(s), the following described premises, in Bonneville County, Idaho, TO WIT:

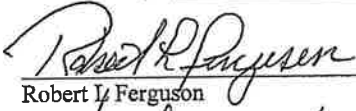
Lot 30 in Block 3 of First Amended Plat Of South Fork Pines, according to the official plat thereof, filed in Book S of Plats at Page(s) 169, records of Bonneville County, Idaho under recorder's Instrument No. 981152.

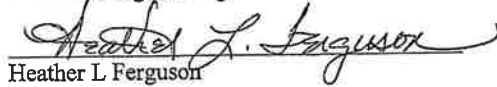
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

Alliance Title & Escrow Corp.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: October 19, 2018

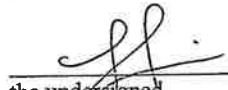

Robert L Ferguson

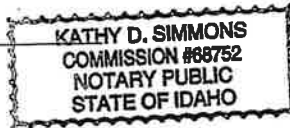

Heather L Ferguson

State of Idaho } ss
County of Bonneville }

On this 24 day of October, 2018, before me, the undersigned, a Notary Public in and for said state, personally appeared Robert L Ferguson and Heather L Ferguson,, 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 same.

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


the undersigned
Notary Public for the State of Idaho
Residing at: Idaho Falls
Commission Expires: 10/5/2022



CORPORATION WARRANTY DEED

HANCOCK CONSTRUCTION, INC., a Corporation under the laws of the State of Idaho having been duly authorized by its Board of Directors, as **GRANTOR**,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
ASPEN ENTERPRISES, LLC, an Idaho Limited Liability Company, as **GRANTEE**, whose address is P. O. Box 160, Irwin ID 83428,
and Grantee's successors and assigns, all of the following described real property, to-wit:

Lot 30, Block 3, South Fork Pines, First Amended, to the City of Irwin, County of Bonneville, State of Idaho, according to the recorded plat thereof.

SUBJECT TO the 2005 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.
Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises 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.

Dated: April 29, 2005

HANCOCK CONSTRUCTION, INC.

Corporation Name

by: Dean Hancock

President

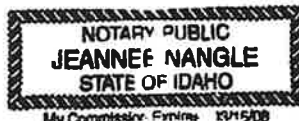
by: Barbara Hancock

Secretary

STATE OF IDAHO)
COUNTY OF Bonneville) ss

On April 29, 2005, before me, the undersigned, personally appeared
Dean Hancock known or identified to me to be President of the corporation that
executed the within instrument, and acknowledged to me that such corporation
executed the same.

Jeannee Nangle
Notary Public for the State of Idaho
Commission Expiration Date: 03/15/2008



INSTRUMENT NO.	<u>1184648</u>
DATE	<u>5-2-05</u>
INST. CODE	<u>235</u>
IMAGED POS	<u>100</u>
FEE	<u>3.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) I hereby certify that the within instrument was recorded. Ronald Longmore, County Recorder	
By	<u>R. Longmore</u>
Deputy	
Request of	<u>AMT</u>

AmeriTitle



ARTICLES OF ORGANIZATION
LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE
APR 27 AM 8:57
STATE OF TEXAS

1. The name of the limited liability company is:

Aspen Enterprises, LLC

2. The street address of the initial registered office is:

2105 Coronado Street, Idaho Falls, ID 83404

and the name of the initial registered agent at the above address is:

Gregory C. Calder

3. The mailing address for future correspondence is:

3040 Saturn, Suite 103, Brea CA 92821

4. Management of the limited liability company will be vested in:

Manager(s) ☒ or Member(s) ☐ (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the member(s), list the name(s) and address(es) of at least one initial member.

Name

Address

Robert Ferguson

3040 Saturn, Suite 103, Brea CA 92821

6. Signature of at least one person responsible for forming the limited liability company:

Signature:

Typed Name: Gregory C. Calder

Capacity: Organizer

Signature

Typed Name:

Capacity:

Secretary of State use only

IDAHO SECRETARY OF STATE
04/27/2005 05:00
CK: 2173 CT: 1681 BH: 807008
1 @ 100.00 = 100.00 ORGAN LLC # 2

Approved 07/2002

W 38944



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 28, 2021

DAVID J BERTINO
TONYA BERTINO
441 31ST ST
HERMOSA BEACH CA 90254-2136

Re: Change in Ownership for Water Right No(s): 23-11427

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 01