

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

**RECEIVED**  
**MAY 29 2020**  
DEPT. OF WATER RESOURCES  
SOUTHERN 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
47-4066	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
47-4371	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
47-12560	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: Gary Eugene Harms  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Robert Dee Benson Alicia Marie Benson  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☒ and/or
- P.O. Box 1293      Challis      Idaho      83226  
Mailing address      City      State      ZIP  
208-833-4602      lisab@adreamawayrealty.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: 10-30-2019
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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 # 47-4066**

8. Signature: Alicia Marie Benson      Title, if applicable: \_\_\_\_\_      Date: 5/22/2020  
Signature of new owner/claimant

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

**For IDWR Office Use Only:**

Received by DM      Date 5-29-2020      Receipt No. S037941      Receipt Amt. \$75-  
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 MR      Date 6/17/20

Case No. 72942 LT

*TitleFact, Inc.*  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

**TWIN FALLS COUNTY**  
RECORDED FOR:  
TITLEFACT, INC.  
12:29:40 PM 10-31-2019  
**2019018584**  
NO. PAGES 2 FEE: \$15.00  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: CA  
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

\*\*\* SPACE ABOVE FOR RECORDER \*\*\*

## WARRANTY DEED

FOR VALUE RECEIVED **GARY E. HARMS**, also shown of record as **GARY HARMS**, and **BENITA G. HARMS**, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **ROBERT DEE BENSON and ALICIA MARIE BENSON**, husband and wife, hereinafter called Grantee, whose address is: P.O. Box 1293, Challis, ID 83226, the following described premises in Twin Falls County, Idaho; to-wit:

### PARCEL 1

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho  
Section 15: The NE $\frac{1}{4}$ NE $\frac{1}{4}$

**TOGETHER WITH** a one-half interest in and to a certain ditch extending from Mud Creek to the above described land and serving said land with irrigation water, reflected in Warranty Deed from John L. Harms and Shirley F. Harms, husband and wife, to Gary E. Harms and Bonita G. Harms, husband and wife, recorded September 5, 1967, as Instrument No. 580134, records of Twin Falls, County, Idaho.

### PARCEL 2

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho  
Section 15: N $\frac{1}{2}$ SE $\frac{1}{4}$ NE, as shown on the records of the County Recorder of Twin Falls County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2019

  
\_\_\_\_\_  
GARY E. HARMS  
\_\_\_\_\_  
BENITA G. HARMS

Case No. 72942 LT

*TitleFact, Inc.*  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

**TWIN FALLS COUNTY**  
RECORDED FOR:  
TITLEFACT, INC.  
12:29:45 PM 10-31-2019  
**2019018585**  
NO. PAGES 2 FEE: \$15.00  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: CA  
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*

## WARRANTY DEED

FOR VALUE RECEIVED GARY E. HARMS, also shown of record as GARY HARMS, and BENITA G. HARMS, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto GARY E. HARMS and BENITA G. HARMS, husband and wife, as to a life estate; AND ROBERT DEE BENSON and ALICIA MARIE BENSON, husband and wife, remaindermen, hereinafter called Grantee, whose address is: P.O. Box 1293, Challis, ID 83226, the following described premises in Twin Falls County, Idaho; to-wit:

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho  
Section 15: That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  described as follows:  
BEGINNING at the Southwest corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 15;  
THENCE South a distance of 23 rods to the POINT OF BEGINNING;  
THENCE East a distance of 26 rods; THENCE North a distance of 23 rods;  
THENCE West a distance of 26 rods to the POINT OF BEGINNING, being in the  
S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15, Township 9 South, Range 14, East of the Boise Meridian,  
in Twin Falls County, State of Idaho, as shown on the records of the County Recorder  
of Twin Falls Count, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2019



GARY E. HARMS

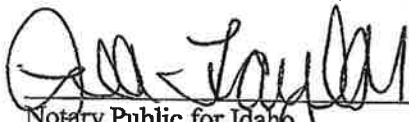


BENITA G. HARMS

STATE OF IDAHO  
County of Twin Falls

On this 30<sup>th</sup> day of October, 2019, before me, a Notary Public in and for said State, personally appeared **GARY E. HARMS and BENITA G. HARMS**, known or identified to me to be the persons whose names subscribed to the foregoing instrument and acknowledged to me that they executed the same.

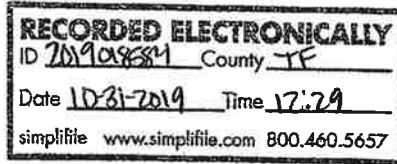
IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Twin Falls  
Commission expires: 1-30-2025



Case No. 72942 LT

TitleFact, Inc.  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303



\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*

## WARRANTY DEED

FOR VALUE RECEIVED **GARY E. HARMS**, also shown of record as **GARY HARMS**, and **BENITA G. HARMS**, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **ROBERT DEE BENSON and ALICIA MARIE BENSON**, husband and wife, hereinafter called Grantee, whose address is: P.O. Box 1293, Challis, ID 83226, the following described premises in Twin Falls County, Idaho; to-wit:

### PARCEL 1

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho

Section 15: The NE $\frac{1}{4}$ NE $\frac{1}{4}$

**TOGETHER WITH** a one-half interest in and to a certain ditch extending from Mud Creek to the above described land and serving said land with irrigation water, reflected in Warranty Deed from John L. Harms and Shirley F. Harms, husband and wife, to Gary E. Harms and Bonita G. Harms, husband and wife, recorded September 5, 1967, as Instrument No. 580134, records of Twin Falls, County, Idaho.

### PARCEL 2

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho

Section 15: N $\frac{1}{2}$ SE $\frac{1}{4}$ NE, as shown on the records of the County Recorder of Twin Falls County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2019

A handwritten signature in black ink, appearing to read "Gary E. Harms", written over a horizontal line.

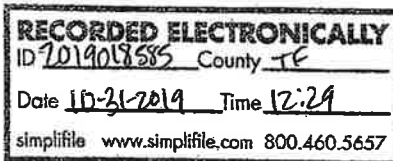
GARY E. HARMS

A handwritten signature in black ink, appearing to read "Benita G. Harms", written over a horizontal line.

BENITA G. HARMS

Case No. 72942 LT

TitleFact, Inc.  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303



\*\*\*\* SPACE ABOVE FOR RECORDER \*\*\*\*


## WARRANTY DEED

FOR VALUE RECEIVED GARY E. HARMS, also shown of record as GARY HARMS, and BENITA G. HARMS, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto GARY E. HARMS and BENITA G. HARMS, husband and wife, as to a life estate; AND ROBERT DEE BENSON and ALICIA MARIE BENSON, husband and wife, remaindermen, hereinafter called Grantee, whose address is: P.O. Box 1293, Challis, ID 83226, the following described premises in Twin Falls County, Idaho; to-wit:

Township 9 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho  
Section 15: That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$  described as follows:  
BEGINNING at the Southwest corner of the N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 15;  
THENCE South a distance of 23 rods to the POINT OF BEGINNING;  
THENCE East a distance of 26 rods; THENCE North a distance of 23 rods;  
THENCE West a distance of 26 rods to the POINT OF BEGINNING, being in the  
S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15, Township 9 South, Range 14, East of the Boise Meridian,  
in Twin Falls County, State of Idaho, as shown on the records of the County Recorder  
of Twin Falls Count, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2019



GARY E. HARMS




BENITA G. HARMS

STATE OF IDAHO  
County of Twin Falls

On this 30<sup>th</sup> day of October, 2019, before me, a Notary Public in and for said State, personally appeared **GARY E. HARMS and BENITA G. HARMS**, known or identified to me to be the persons whose names subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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

  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Twin Falls  
Commission expires: 1-30-2025



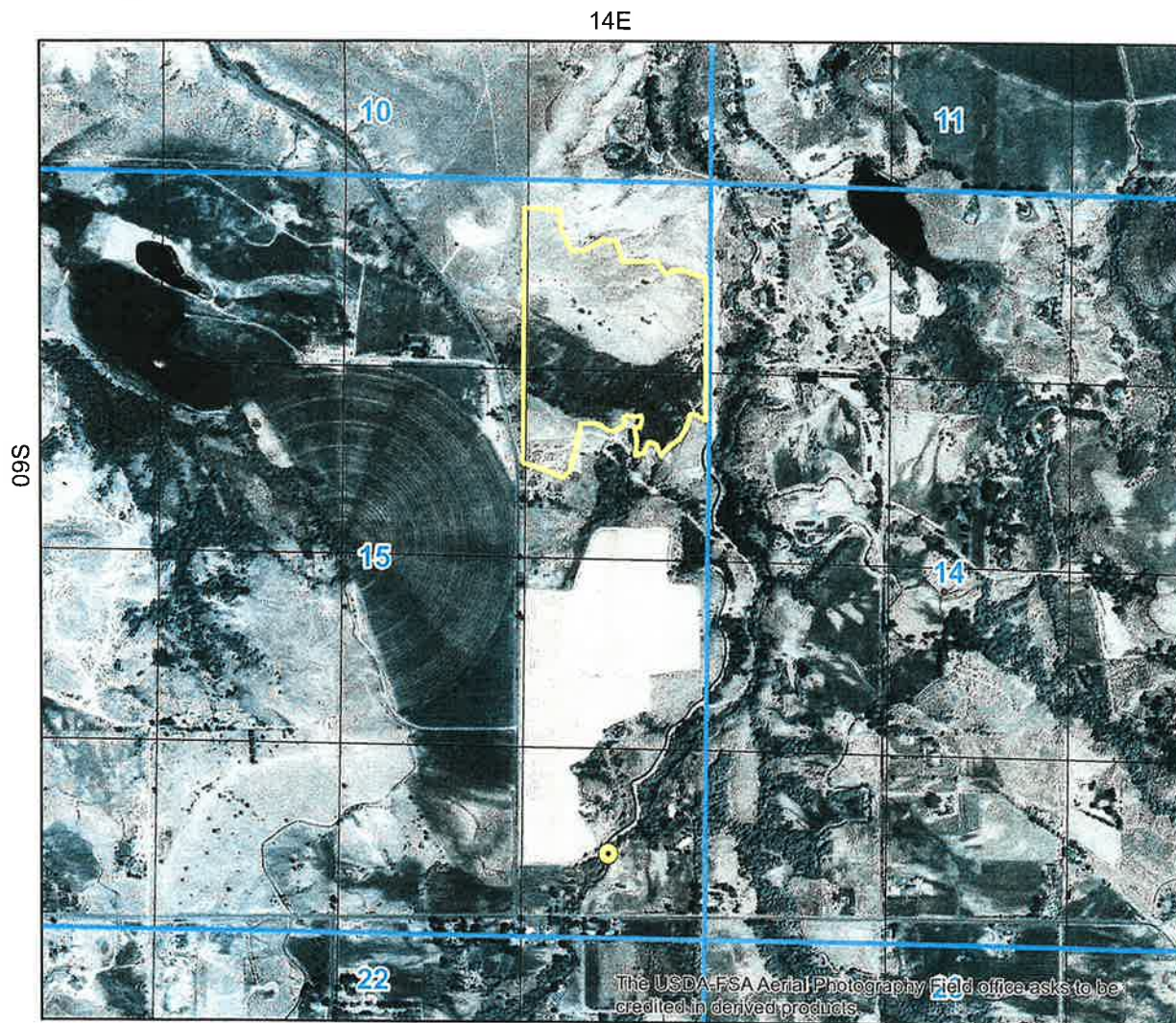


State of Idaho  
Department of Water Resources

# Water Right 47-4066

## STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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



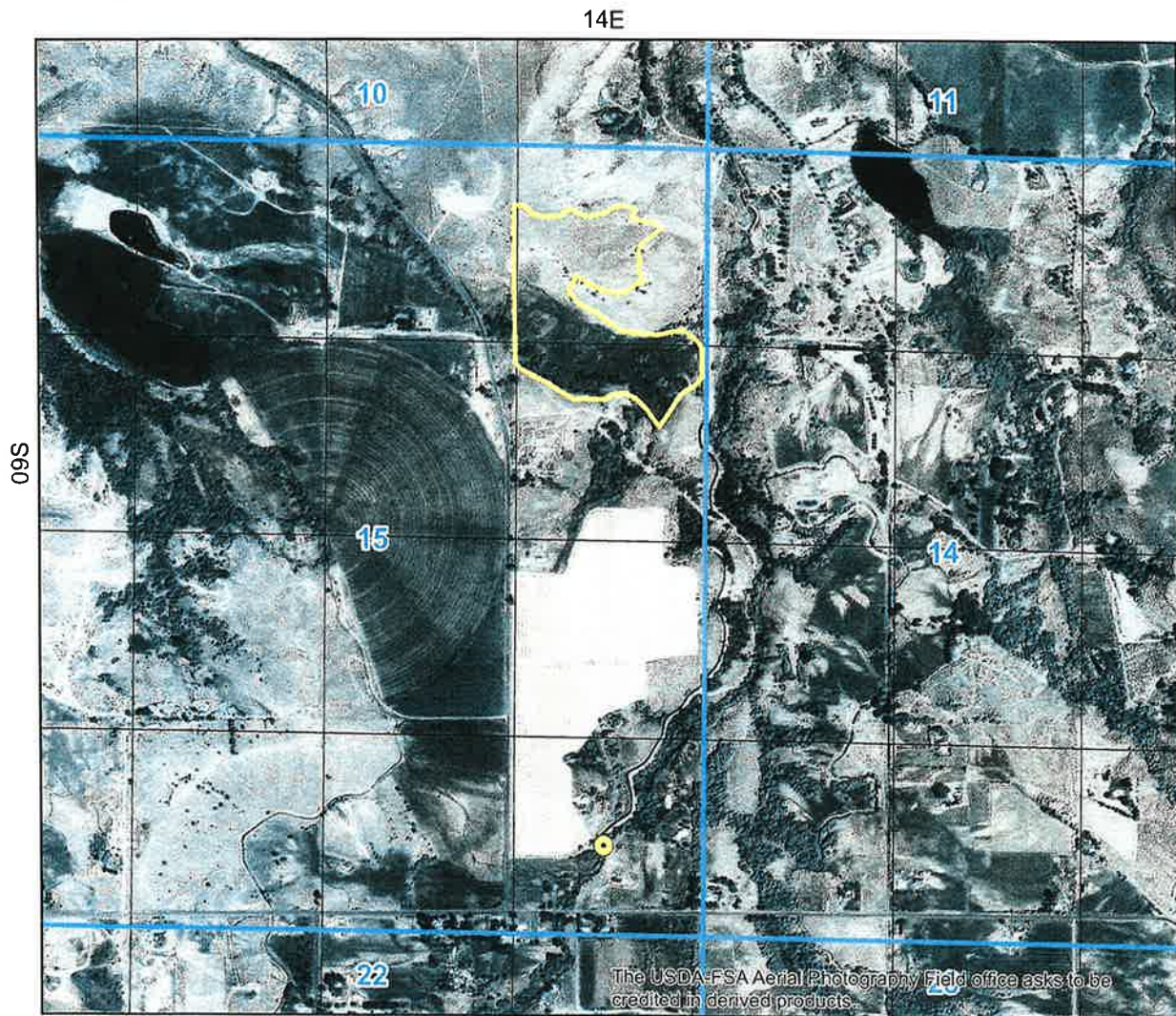
State of Idaho  
Department of Water Resources

# Water Right

47-4066

## IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.15 0.3 0.6 Miles





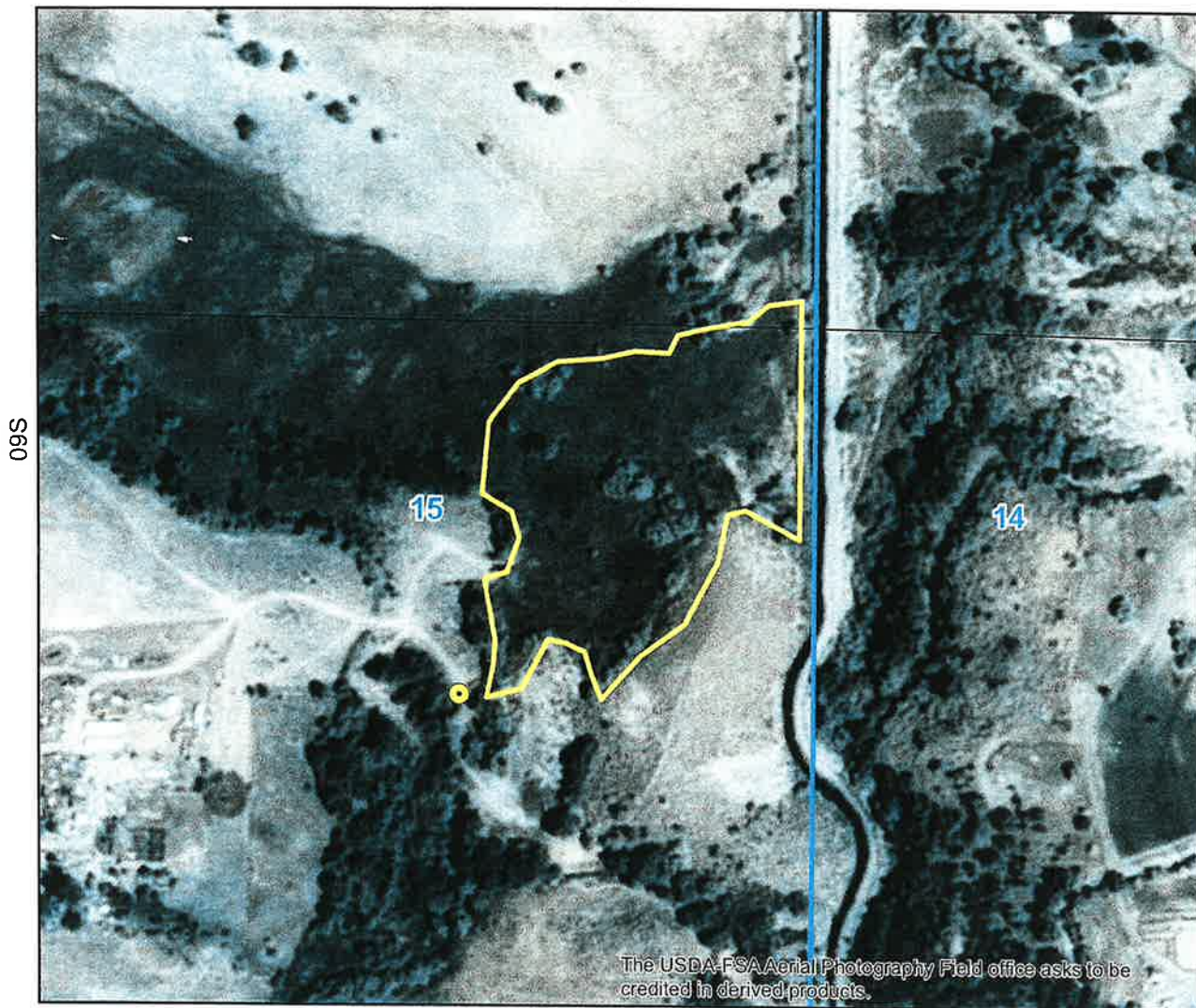
State of Idaho  
Department of Water Resources






**Water Right**  
**47-4371**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

14E



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

0 0.035 0.07 0.14 Miles





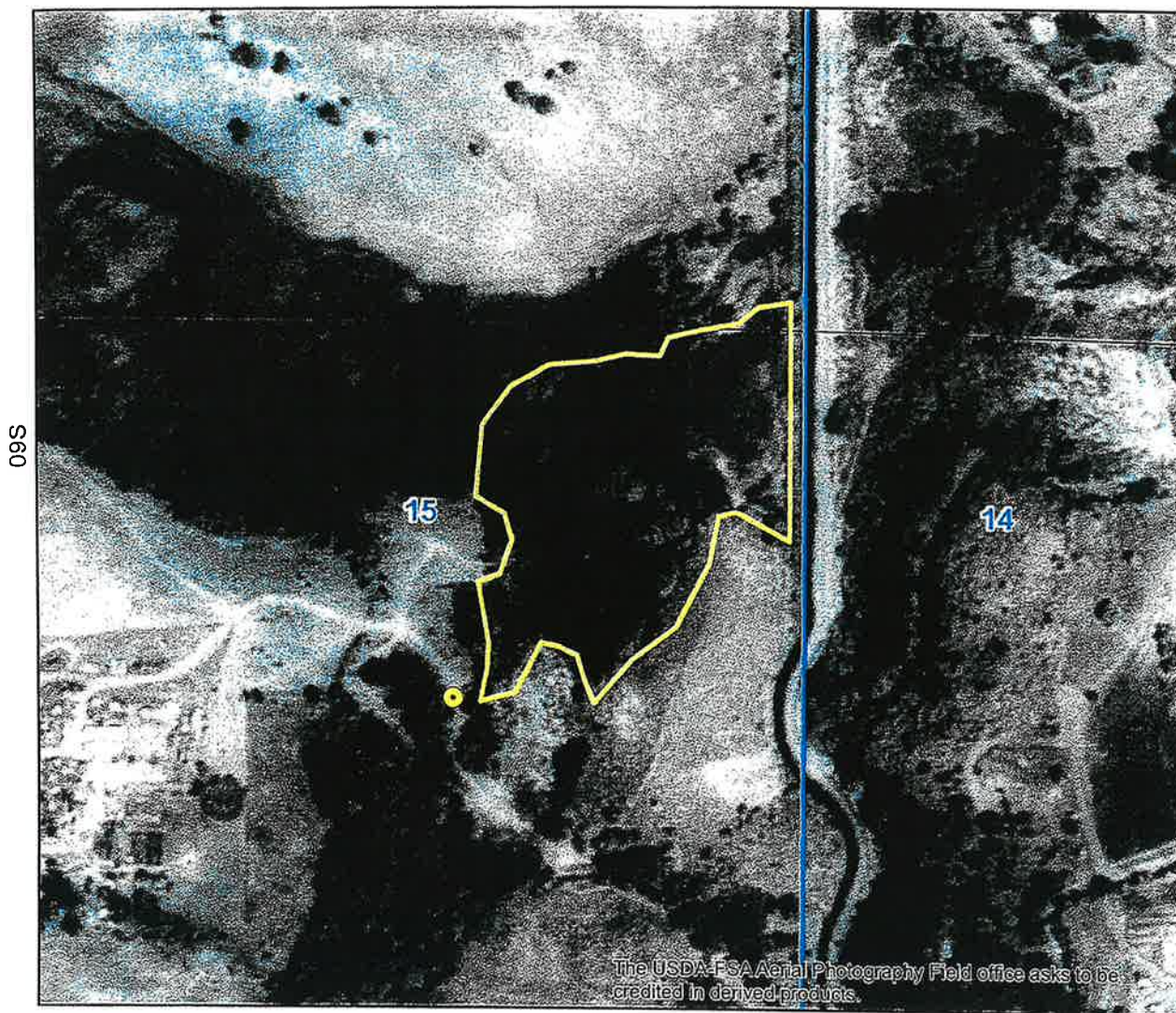
State of Idaho  
Department of Water Resources

# Water Right 47-4371

## STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

14E



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.035 0.07 0.14 Miles





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 17, 2020

ROBERT DEE AND ALICIA MARIE BENSON  
PO BOX 1293  
CHALLIS, ID 83226-1293

Re: Change in Ownership for Water Right No(s): 47-4066, 47-4371, 47-12560

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) 736-3033.

Sincerely,

Michelle Richman  
Engineer