

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 29 2020
Department 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 #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
~~A-22-12-172~~	Yes ☒	Yes ☐		Yes ☐	Yes ☐
NA	Yes ☐	Yes ☐		Yes ☐	Yes ☐
22-11951	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Marlene Hansen Revocable Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Richard LaVere Beard Revocable Trust
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- PO Box 11 Tetonia ID 83452
Mailing address City State ZIP
- 208.456.1944 None
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: November 16, 2004
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):
 ☐ \$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: Richard LaVere Beard 05-20-20
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by MP Date 6/12/20 Receipt No. E0460004 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 JB Processed by JB Date 6/12/20

GRANT DEED

FOR VALUE RECEIVED, MARLENE HANSEN, KENNA KEARSLEY and GLEN STANLEY HANSEN, as Trustees of THE MARLENE HANSEN REVOCABLE TRUST, dated December 31, 1992, of 618 N. 50 E., Tetonia, Idaho 83452, hereinafter called "Grantor", does hereby grant, bargain, sell, and convey unto RICHARD LaVERE BEARD, a single man, of P.O. Box 11, Tetonia, Idaho 83452, hereinafter called "Grantee", the following described real property in Teton County, Idaho:

S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 26, Twp. 6 N., Rge. 45 E., Boise Mer.

Together with all improvements and appurtenances, including the residence home thereon. There are **NO WARRANTIES, EXPRESS NOR IMPLIED, AS TO THE CONDITION OF THE HOME AND ANY IMPROVEMENTS. BUYER HAS CAREFULLY INSPECTED THE PROPERTY AND ALL IMPROVEMENTS AND ACCEPTS THE SAME ON AN AS IS BASIS SO FAR AS CONDITION THEREOF IS CONCERNED.**

Subject to easements of record or in existence for roads, ditches and utilities; zone ordinances and regulations; and building regulations and codes.

Also subject to the following restrictive covenants:

1. No mobile homes shall be placed on the property. Travel trailers or recreational vehicles may be placed temporarily on the property, not to exceed four months duration during any year.
2. All homes built on the property must meet all local building codes and be of good workmanship and design. Homes must have a minimum of 1,000 square feet of finished, liveable floor space on the main, or ground level.

DATED this 16th day of November, 2004.

Marlene Hansen

Marlene Hansen
as Co-Trustee of **THE MARLENE**
HANSEN REVOCABLE TRUST,
dated December 31, 1992

S. Stanley Krum

Glen Stanley Hansen
as Co-Trustee of **THE MARLENE**
HANSEN REVOCABLE TRUST,
dated December 31, 1992

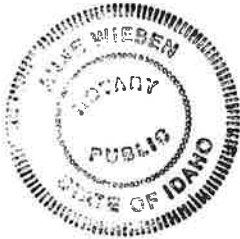
Kenna Kearsley
Kenna Kearsley

Kenna Kearsley
as Co-Trustee of **THE**
MARLENEHANSEN
REVOCABLE TRUST, dated
December 31, 1992

Acknowledgment by Trustees

STATE OF IDAHO,)
)
) ss.
County of Madison.)

On this 16th day of November, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **Marlene Hansen, Kenna Kearsley and Glen Stanley Hansen**, known to me to be persons whose names are subscribed to the within instrument as the Trustees of **THE MARLENE HANSEN REVOCABLE TRUST**, and acknowledged to me that they executed the same as such Trustees.



Anne Wießen

Notary Public for Idaho
Residing at Rexburg
My Commission expires: 7/27/2007

ATTACHED LEGAL DESCRIPTION

Order No.: T12196

Tract 1:

Beginning at a point 50 feet North of the Southeast corner of the N1/2S1/2SW1/4 of Section 26, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence North 182 feet; thence West 238 feet; thence South 182 feet; and thence East 238 feet to the point of beginning.

Tract 2:

Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho

Section 26: S1/2N1/2SE1/4SW1/4

LESS AND EXCEPTING THEREFROM: beginning at a point 50 feet North of the Southeast corner of the N1/2S1/2SW1/4 of Section 26, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence North 182 feet; thence West 238 feet; thence South 182 feet; and thence East 238 feet to the point of beginning.

ALSO LESS AND EXCEPTING THEREFROM a portion of Tract III, as described by deed at Reception No. 114866 in the office of the Teton County Clerk and Recorder, lying entirely within the N1/2S1/2SW1/4, Section 26, Township 6 North, Range 45 East of the Boise Meridian, Teton County, Idaho, and being more particularly described as follows:

Commencing at the Southwest Corner of said Section 26, being a steel pin with aluminum cap bearing the PLS No. 854; thence along the West line of said Section 26, North 00 degrees 09'12" East, a distance of 659.75 feet to the Southwest Corner of said N1/2S1/2SW1/4, Section 26, being the point of beginning; thence continuing along said west line of Section 26, North 00 degrees 09'12" East, a distance of 659.78 feet to the Northwest Corner of said N1/2S1/2SW1/4 of Section 26; thence along the North Line of said N1/2S1/2SW1/4 of Section 26, South 89 degrees 59'05" East a distance of 660.00 feet; thence South 00 degrees 09'12" West, a distance of 330.02 feet; thence South 89 degrees 58'27" East, a distance of 1320.00 feet; thence South 00 degrees 09'12" West, a distance of 330.28 feet to a point on the South line of said N1/2S1/2SW1/4 of Section 26; thence along said South line North 89 degrees 57'45" West, a distance of 1980.00 feet to the point of beginning.

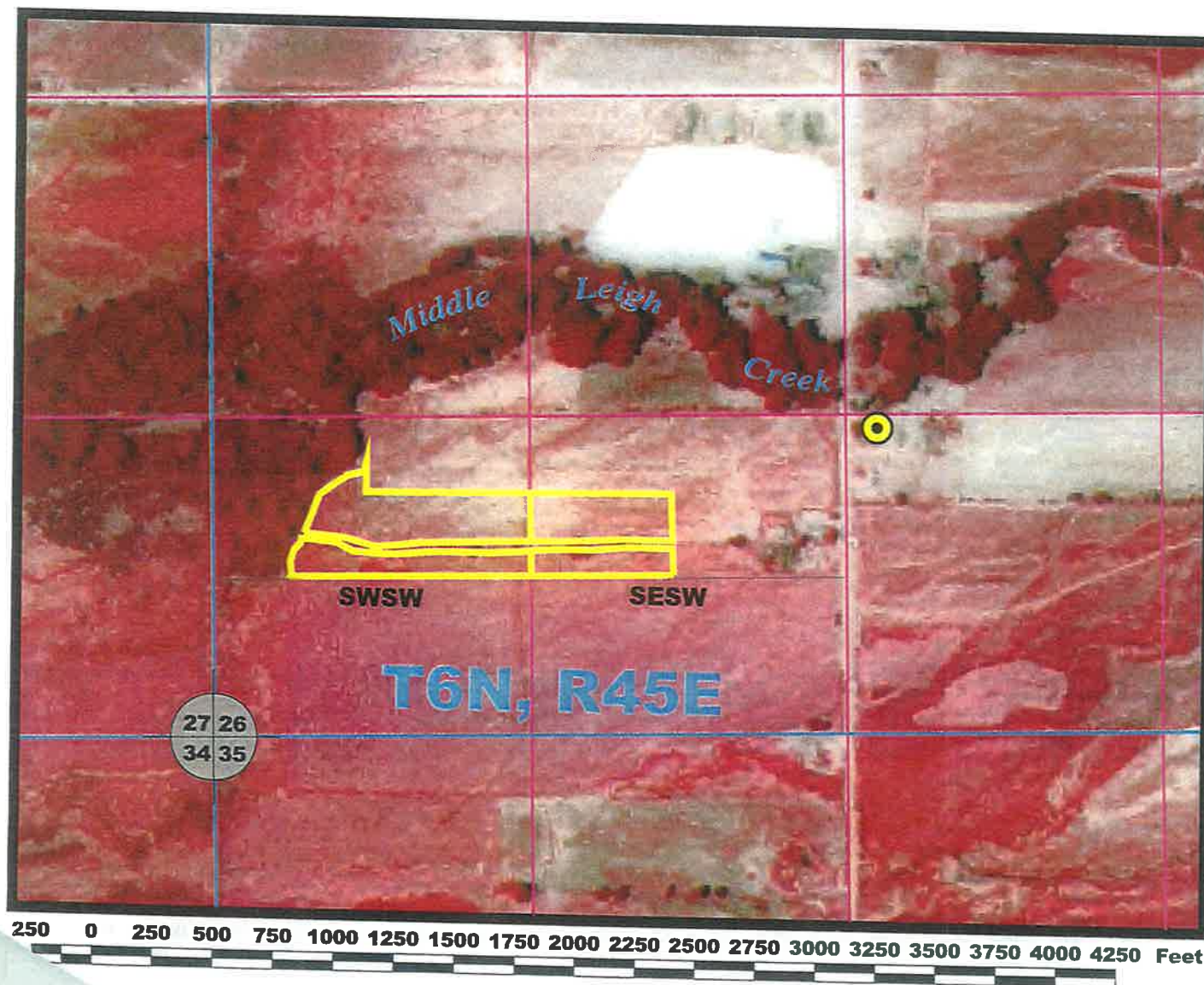
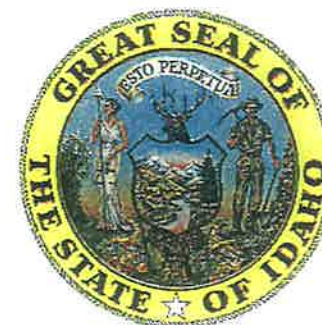
TOGETHER WITH AND SUBJECT TO a 60 foot easement for a road right-of-way being 30 feet on each side of the following centerline: Beginning at the NE Corner of the SE1/4SW1/4 of Section 26, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence South 330 feet to the true point of beginning; running thence West 1320 feet.



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

22-136H,

22-480D

Point(s) of Diversion:

T6N, R45E

Sec. 26 NWSWSE

Place of Use: (parts of)

T6N, R45E

Sec. 26 N2S2SW

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2005



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

June 12, 2020

RICHARD LAVERE BEARD
PO BOX 11
TETONIA ID 83452-0011

Re: Change in Ownership for Water Right No(s): 22-11951

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.

Please note this ownership change was originally filed on water right number 22-12172, which is an invalid water right. Water right number 22-12172 was split into 22-12172A and 22-12172B then 22-12172B was renumbered to 22-136H which is currently in the name of Richard Beard.

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)

May 20, 2020

Aaron Olsen
IDWR Eastern Region
900 N Skyline Dr, Ste A
Idaho Falls, ID 83402-1718

Enclosed is my application for a change in water right ownership along with supporting documents. In 2004 I purchased five acres of farm land that joins twenty acres I purchased from the same seller in 1994. At that time, my water right was given the numbers 22-136H and 22-480D. The five acres joins the twenty acres on the east end.

On the back of the Notice of Change form it states: "There is no charge for . . . application for transfer." Therefore, I have not enclosed a filing fee. If I have misinterpreted this and owe a fee, please call me at 208.456.1944 and I will send a check.

Very truly yours,

A handwritten signature in cursive script that reads "Richard LaVere Beard". The ink is dark and the signature is fluid.

Richard LaVere Beard