

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 25 2019

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?
29-8005	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Name connector	Yes ☐	Yes ☐		Yes ☐	Yes ☐
OR	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Christopher + Roberta Chapman
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matthew + Donna Ternus
New owner(s) as listed on the conveyance document
- Name connector ☒ and ☐ or ☐ and/or
- 6559 W. Old Hwy. 91 Pocatello Id. 83204
Mailing address City State ZIP
- (208)240-0230 donna.m.ternus@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: May 2018
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: [Signature] 8/15/2019
Signature of new owner/claimant Title, if applicable Date
- Signature: Donna Ternus Mrs. 8/1/2019
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 9/25/2019 Receipt No. E045342 Receipt Amt. \$25.

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 Check from WD 29D PO Box 173 Downey, ID. Approved by JB Processed by CR Date 10/2/2019



OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 16.00 DEPUTY VH
RECORDED AT REQUEST OF

AmeriTitle - Pocatello

21806701

2018 May 09 PM 01:18:00

Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 229756AM

FOR VALUE RECEIVED

Roberta L. Chapman, an unmarried woman

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

 **Matthew G Ternus and Donna M Ternus, husband and wife**

whose current address is:
6559 W Old Hwy 91
Pocatello, ID 83204

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

Beginning at the South 1/16 corner of Section 22, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, thence Southerly along the meridional centerline of said Section 170 feet, more or less, to intersect the Northerly line of the Portneuf River; thence in a Westerly and Northwesterly direction along the Northerly and Northeasterly line of said Portneuf River to an intersection with the Southerly right-of-way line of the Union Pacific Railroad as same exists as of this date; thence Easterly along said right-of-way line, 380 feet, more or less, to intersect the meridional center line of Section 22; thence Southerly along said centerline 310 feet more or less to the point of beginning. The above described tract being a portion of the East half Southwest quarter of Section 22, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho

Save and except any portion which has been deeded to the State of Idaho presumably for road right-of-way and access, and any right-of-way which might be disclosed by an inspection or survey of the subject property.

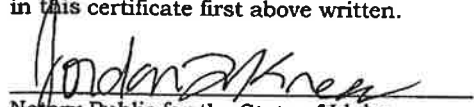
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: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

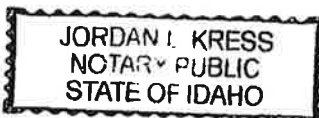
Dated: May 8, 2018


Roberta L Chapman

State of Idaho } ss
County of Bannock }

On this 9th day of May, 2018, before me, Jordan L. Kress a Notary Public in and for said state, personally appeared  Roberta L. Chapman, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument and acknowledged to me that she 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.


Notary Public for the State of Idaho
Residing at: Pocatello, Idaho
Commission Expires: 7/26/2022





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

October 02, 2019

MATTHEW TERNUS
DONNA TERNUS
6559 W OLD HIGHWAY 91
POCATELLO ID 83204-7312

Re: Change in Ownership for Water Right No(s): 29-8005

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.

Additionally, it appears you still need to complete an ownership change for water right 29-11360.

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) 497-3779.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 29D

WATER DISTRICT 29D
LOWER PORTNEU RIVER AND TRIBUTARIES
PO BOX 173
DOWNEY, ID 83134

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

9/20/19

To Whom it May Concern,

Enclosed are the Notice of Change in Water Right Ownership form for water right 29-8005 and a check from Water District 29D for the transfer fee. The new owners included the \$25 transfer fee with their water assessment check and mailed the forms with the assessment payment. So, I am forwarding the forms to IDWR on their behalf. All their contact information is included on the Notice of Change in Water Right Ownership.

Regards,



Dianna Burden - Treasurer

208-251-3723