

Notice of Change in Water Right Ownership

- | Water Right/Claim No. | Split? | Leased to Water Supply Bank? | Water Right/Claim No. | Split? | Leased to Water Supply Bank? |
|---|---|------------------------------|-----------------------|------------------------------|------------------------------|
| 15-2037 B OK | Yes ☒ | Yes ☐ | | Yes ☐ | Yes ☐ |
|  | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| 15-2037B 15-7447 | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |
| | Yes ☐ | Yes ☐ | | Yes ☐ | Yes ☐ |

8. Signature: Beynon N. VanBelle Title, if applicable: _____ Date: 1-9-19
Signature of new owner/claimant
Signature: Tari A. VanBelle Title, if applicable: _____ Date: 1-9-19
Signature of new owner/claimant

Received by JB Date 1/16/19 Receipt No. E044653 Receipt Amt. \$100. -
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 2/14/2019

NTO-89177
Bryan N. VanBebber
4650 West 3000 South
Malad City, Idaho 83252

Instrument # 157196

MALAD, ONEIDA, IDAHO
10-23-2018 01:00:00 PM No. of Pages: 2
Recorded for : NORTHERN TITLE COMPANY
MATTHEW L COLTON
Ex-Officio Recorder Deputy *John Bott*
Fee 15.00

WARRANTY DEED

Don W. Tubbs and Carleen C. Tubbs, husband and wife

Grantor(s) of Malad City, County of Oneida, State of Idaho, hereby **CONVEY AND WARRANT** to

Bryan N. VanBebber and Tori A. VanBebber, husband and wife

Grantee(s) of Malad City, County of Oneida, State of Idaho, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Oneida County, State of ID:

See Attached Exhibit A

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

Witness, the hand(s) of said Grantor(s), this October 18, 2018.

Don W Tubbs

Don W. Tubbs
Carleen C. Tubbs

Carleen C. Tubbs

State of: ID)
County of: Oneida)

On October 18, 2018, before me the undersigned, a Notary Public in and for said state, personally appeared **Don W. Tubbs and Carleen C. Tubbs**, known or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same. IN WITNESS WHEREOF I have set my hand and official seal on the date shown above.

Lori Christiansen

Notary Public
#48658
Residing: Malad City
Commission Expiration: 11/22/2018

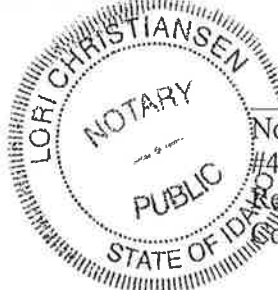


EXHIBIT A**SOUTH PARCEL**

A parcel of land located in the Northeast quarter of Section 1, Township 15 South, Range 35 East, Boise Meridian, Oneida County, Idaho, and more particularly described as follows:

Beginning at the Northeast corner of said Section 1, from which the North quarter corner bears North 89° 45' 43" West 2647.00 feet;

Thence South 00° 05' 22" East 1296.46 feet along the East line of said Section 1 to a 5/8" rebar with cap labeled "A.A. Hudson, PLS 13173", the True Point of Beginning;

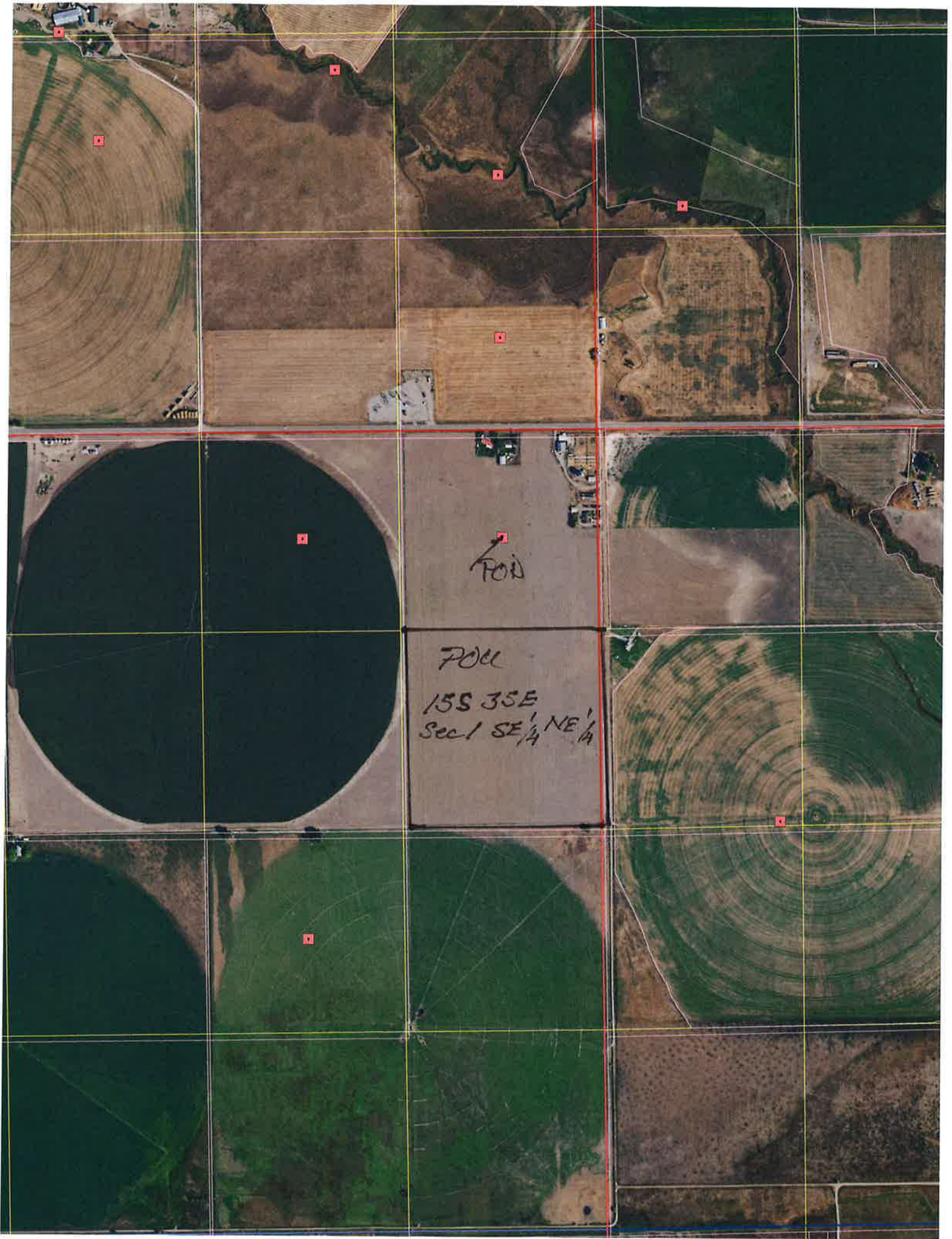
Thence continuing South 00° 05' 22" East 1335.91 feet along said East line to the East Quarter corner of said Section 1;

Thence North 89° 41' 58" West 1318.27 feet along the latitudinal centerline of said Section 1 to a 5/8" Rebar with cap set at the Southwest Corner of the Southeast Quarter of the said Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of section 1;

Thence North 00° 12' 13" West 1324.48 feet along the West line of the said SE $\frac{1}{4}$ NE $\frac{1}{4}$ and its extension to a 5/8" Rebar with cap;

Thence North 89° 48' 14" East 1320.88 feet to The True Point of Beginning.

Subject to the Publics Right of Way on 3100 West Street.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

11/9/2018

WATER RIGHT NO. 15-2037B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARLEAN C TUBBS
Current Owner	DON W TUBBS
	3232 W HWY 38
	MALAD CITY, ID 83252
	2087662477
Original Owner	J F FREDRICKSON
	PO BOX 5
	MALAD CITY, ID 83252
	2087662598
Original Owner	LA VERN M SMITH
	RT 1
	MALAD CITY, ID 83252

Priority Date: 04/13/1953

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/15	0.88 CFS	280 AFA
Total Diversion			0.88 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NENE|Sec. 01|Township 15S|Range 35E|ONEIDA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ONEIDA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
15S	35E	1		NENE	40		SENE	40						

Total Acres: 80

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. 01M After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Dates:

Licensed Date: 02/18/1957

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:



State of 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

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

February 14, 2019

Bryan VanBebber
Tori VanBebber
1592 N 3400 W
Malad City ID 83252

RE: Change of Ownership for Water Rights 15-2037B (Split into 15-2037B & 15-7447)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Don Tubbs
Carlean Tubbs