

JAN 04 2019

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
35-2420 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7768 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-11213 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-8926 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: 2 W Lands LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): John and Deborah Bender Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 29551 Merced Ave. Shafter Ca 93263
Mailing address City State ZIP
- (661) 201-7292 Janddbender@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: 1/4/19
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 # 35-2420

8. Signature: [Signature] owner (Trustee) 1/4/19
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] owner (Trustee) 1/4/19
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 1/4/2019 Receipt No. E044625 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 CR Date 1/8/2019

JAN 08 2019

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 703617

BINGHAM COUNTY, IDAHO
2019-01-04 02:44:17 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy GPerschon
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 699968-B (vb)

Date: December 31, 2018

For Value Received, 2-W Lands, LLC, an Idaho limited liability company, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto John T. Bender and Deborah L. Bender, Trustees of the John & Deborah Bender Trust, an inter vivos trust dated May 12, 2005, hereinafter called the Grantee, whose current address is 29551 Merced Ave, Shafter, CA 93263, the following described premises, situated in Bingham County, Idaho, to-wit:

TOWNSHIP 1 SOUTH, RANGE 33 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 19: N $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 30: ALL LYING NORTH AND EAST OF THE NORTHEASTERLY LINE OF THE RIGHT-OF-WAY OF THE UNION PACIFIC RAILROAD COMPANY

SECTION 31: ALL THAT PART OF THE N $\frac{1}{2}$ LYING NORTH AND EAST OF THE NORTHEASTERLY LINE OF THE RIGHT-OF-WAY OF THE UNION PACIFIC RAILROAD COMPANY.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Page 1 of 2

I hereby certify this to be a true and correct copy of the original.

FIRST AMERICAN TITLE COMPANY

BY: 

Date: 12/31/2018

Warranty Deed
- continued

File No.: 009968-B (vb)

2-W Lands, LLC, an Idaho limited liability company

By: Byron F Wood
Name: Byron F Wood
Title: Managing MemberBy: Carol Ann Whitehead
Name: Carol Ann Whitehead
Title: Managing MemberSTATE OF Arizona)
COUNTY OF Maricopa) ss.

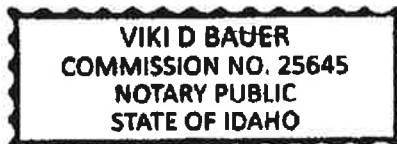
On this 02 day of January, 2019, before me, a Notary Public in and for said State, personally appeared Carol Ann Whitehead, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the 2-W Lands, LLC, which is known or identified to me to be the entity whose name is subscribed to the within Instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



Celeste N. Wyatt
Notary Public of Arizona
Residing at: Chandler, AZ
Commission Expires: 07/12/2022

STATE OF Idaho)
COUNTY OF Bingham) ss.

On this Fourth day of January, 2019, before me, a Notary Public in and for said State, personally appeared Byron F Wood, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the 2-W Lands, LLC, which is known or identified to me to be the entity whose name is subscribed to the within Instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Viki D. Bauer
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20



First American Title Company
168 West Pacific Street/PO Box 868, Blackfoot, ID 83221
(208)785-0320- Fax (208)785-6276

FAX TRANSMITTAL

DATE: **01/04/2019 1:56:30 PM**

FILE NO.: **699968-B**

TO: **State of Idaho Water Resources**
Attn: [Empty_Value]

FAX: **(208)525-7177**

FROM: **Juanita C Monson**

Special Instructions/Comments: **RE: JOHN & DEBORAH BENDER**
CONTACT #661-201-7292

CONFIDENTIALITY NOTICE: This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt for disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address.

Thank You For Your Business! We Know You Have A Choice.

IMPORTANT NOTICE:

Should any of these papers require an **ORIGINAL SIGNATURE** and your fax machine produces the facsimile on thermal paper, please **PHOTOCOPY** then sign the photocopy.

We will "not" accept an Original Signature on THERMAL fax paper.

Thank you for your cooperation in this matter.

**IF TRANSMISSION OF ALL PAGES IS NOT COMPLETE OR IF AN ORIGINAL IS NEEDED,
PLEASE CONTACT THE SENDER.**



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

January 08, 2019

JOHN & DEBORAH BENDER TRUST
29551 MERCED AVE
SHAFTER CA 93263-9747

Re: Change in Ownership for Water Right No(s): 35-2420, 35-7768, 35-11213, 35-8926

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Bingham Ground Water District
Water District 120