

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 14 2018

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 27-11909 <i>OK</i>    | 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"/> |
|                       | 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: Dean M Evans, Janet M Evans, Idaho AgCredit, PCA  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dean M Evans, Janet M Evans  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☒ and/or
- 108 E 200 N      Blackfoot      ID      83221  
Mailing address      City      State      ZIP
- 208-785-6992      \_\_\_\_\_  
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: 4/25/2000
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: *Dean M Evans*      4/25/2018  
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 *JB*      Date 5/14/2018      Receipt No. E044009      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 \_\_\_\_\_      Approved by *JB*      Processed by *JB*      Date 6/14/2018

Close

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

4/2/2018

WATER RIGHT NO. 27-11909

| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                                  |
|-------------------|------------------------------------------------------------------------------------------------------------------------------------------|
| Current Owner     | DEAN M EVANS                                                                                                                             |
| Current Owner     | JANET M EVANS<br>108 E 200 N<br>BLACKFOOT, ID 83221<br>2087856992                                                                        |
| Current Owner     | IDAHO AGCREDIT PCA<br>PO BOX 985<br>BLACKFOOT, ID 83221-0985<br>8006868910                                                               |
| Original Owner    | HELEN EVANS<br>108 E 200 N<br>BLACKFOOT, ID 83221<br>2087856992                                                                          |
| Original Owner    | THAIN M EVANS<br>270 N 150 E<br>BLACKFOOT, ID 83221<br>2087852624                                                                        |
| Security Interest | AXA EQUITABLE LIFE INSURANCE CO<br>C/O AXA EQUITABLE AGRIFINANCE LLC<br>4333 EDGEWOOD RD NE<br>CEDAR RAPIDS, IA 52499-5223<br>3193558650 |

# 489558  
210568  
309129

Priority Date: 07/10/1987

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            | 04/01       | 10/31     | 2 CFS                 | 560 AFA       |

Total Diversion | | 2 CFS |

Location of Point(s) of Diversion:

GROUND WATER|SWSW|Sec. 20|Township 02S|Range 36E|BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 02S      | 36E   | 20      |     | NESW  | 40    |     | NWSW  | 40    |     | SWSW  | 34    |     | SESW  | 26    |

Total Acres: 140

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
5. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. F06 The following rights are diverted through point(s) of diversion described above: 27-11909, 29-11910

Dates:

Licensed Date: 12/21/2011

Decreed Date:

Permit Proof Due Date: 3/2/1992

Permit Proof Made Date: 2/26/1992

Permit Approved Date: 3/18/1991

Permit Moratorium Expiration 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: And

Water District Number: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

## QUITCLAIM DEED

For Value Received **IDAHO AGCREDIT, PCA**,  
do hereby convey, release, remise and forever quit claim unto,

**DEAN M EVANS AND JANET M EVANS, husband and wife**  
Whose address is: 108 E 200 N, BLACKFOOT, ID 83221

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

Idaho Department of Water Resources Water Right Numbers 27-11909

together with its appurtenances.

Dated: May 31, 2018



Marc Fonnesbeck, President

### ACKNOWLEDGMENT.

STATE OF IDAHO            )  
                                          )ss.  
COUNTY OF BINGHAM    )

On this 31st day of May, in the year of 2018 before me the undersigned, personally appeared President, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the 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: Firth

Commission Expires: 10/17/2019

BLICKLEY COUNTY RECORDER  
BLACKFOOT, IDAHO  
AUG 2 1982

WARRANTY DEED

'82 AUG 2 PM 2 47

309129

This indenture made and entered into this 12th day of July, 1982, between the following parties:

GRANTORS: Bertha G. Anderson, the widow of Gerial W. Anderson, residing at Blackfoot, Idaho, and dealing exclusively herein with her sole and separate property, derived through the estate of her deceased husband, and

Acton A. Hanson, a widow, of Smithfield, Utah, dealing exclusively herein with her sole and separate property derived through the estate of her brother, Gerial W. Anderson, deceased, and

Elaine A. Wright, of Denver, Colorado, a married woman, dealing exclusively herein with her sole and separate property, derived through the estate of her brother, Gerial W. Anderson, deceased;

and

GRANTEES: Dean Moringner Evans and Janet Marie Evans, husband and wife, whose current legal address is Route #6, Box 166, Blackfoot, Idaho.

WITNESSETH:

WHEREAS, each of the three (3) Grantors herein are the sole heirs-at-law and devisees of Gerial W. Anderson, deceased, whose estate has just been administered in the District Court of the Seventh Judicial District of the State of Idaho, in and for Bingham County, under Probate File No. 1705; and

WHEREAS, the said Grantors are now the vestees of record of the real property which is the subject of this deed, their respective interests in said real property being delineated and set forth in the Statement of Probate now of record, as aforesaid; and

WHEREAS, the Grantors are dealing herein exclusively with their sole and separate property, they being the surviving widow and the two surviving sisters of Gerial W. Anderson, deceased, and the sole devisees named in the Will of the said Gerial W. Anderson, heretofore admitted to probate on 10 December 1982.

NOW, THEREFORE, in consideration of the sum of ten dollars and other good, sufficient and valuable consideration to them in hand paid by the Grantees, the Grantors herein do by these presents grant, bargain, sell, convey and confirm unto the Grantees and to their heirs and assigns forever, all of the following described real property, situated in the County of Bingham, State of Idaho, and more particularly described as follows:

A portion of the West half of the Southwest quarter of Section 20, T. 2 South, R. 16, E. 2N., Bingham County, Idaho, more particularly described as follows:

Beginning at the S. E. corner of the SW 1/4 of said Section 20, thence North 84 rods, thence West 80 rods, thence South 44 rods, thence East 16 rods, thence South 20 rods, thence East 64 rods to the point of beginning, containing approx-

imately 40 acres, more or less,

together with all of the decreed waters of the Blackfoot River, being evidenced by a decree rendered in the District Court of the former Fifth Judicial District of Idaho, for Bingham County, in the matter of Stevens vs. Eastern Idaho Water Company and including 45 shares in the Blackfoot Slough Company, 9/10 share in the East Branch of Blackfoot Irrigation Company, 9/10 in the Blackfoot Irrigation Company, 1/10 share in the East Branch of Blackfoot Irrigation Company and 50 shares in The Divide Ditch Company (all of which companies were reportedly incorporated in the State of Idaho). Notes: Grantors also relinquish and convey any water rights they may own of record, as may be derived from Snake River waters.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said Grantees, and to their heirs and assigns forever, and the Grantors and their heirs warrant the said premises in the quiet and peaceable possession of the said Grantees against the said Grantors and against every person lawfully claiming the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

Bertha C. Anderson  
Bertha C. Anderson  
(Dealing with her  
separate property)

Alton A. Monson  
Alton A. Monson  
(Dealing with her  
separate property)

Elaine A. Wright  
Elaine A. Wright  
(Dealing with her  
separate property)

STATE OF IDAHO                    )  
                                          : ss  
COUNTY OF BANNOCK        1

On this 12th day of July, 1963, before me, the undersigned, a Notary Public, personally appeared Bertha C. Anderson, known to me to be the person whose name is subscribed to the within and foregoing deed, and acknowledged to me that she executed the same.

Lawson C. Holladay  
NOTARY PUBLIC FOR IDAHO  
Residing at Pocatello, Idaho  
Commission Expires: 6 April 1967

(SEAL)

Acknowledgments continued  
on following page

STATE OF UTAH )

COUNTY OF CACHA )

On this 24th day of July, 1983, before me, the undersigned, a Notary Public, personally appeared Alton A. Monson, known to me to be the person whose name is subscribed to the within and foregoing deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have set my hand and seal.

*Alton A. Monson*  
NOTARY PUBLIC FOR UTAH  
Residing at: *Alton A. Monson*  
Commission Expires: *7/19/86*

(SEAL)

STATE OF COLORADO )

COUNTY OF JEFFERSON )

On this 24th day of July, 1983, before me, the undersigned, a Notary Public, personally appeared Elaine A. Wright, known to me to be the person whose name is subscribed to the within and foregoing deed, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have set my hand and seal.

*Elaine A. Wright*  
NOTARY PUBLIC FOR COLORADO  
Residing at: *Elaine A. Wright*  
Commission Expires: *7/19/86*



10,346

UTAH

Wilt Lake )  
Wilt Lake ) ss.  
(my)

his 4th day of April, 2000, before me, a notary  
and for said state, personally appeared JOHN NEFF and  
husband and wife, known to me to be the persons whose  
subscribed to the within instrument, and acknowledged to  
they executed the same.

NOTARY PUBLIC  
MELISSA J. VELTRI  
1344 West 4678 South  
Ogden, Utah 84405  
My Commission Expires  
September 18, 2002  
STATE OF UTAH

*Melissa J. Veltri*  
Notary Public for State of Utah  
My com expires: 09-18-2002

OREGON

Malheur

)  
: ss.  
)

DEED -- Page Three

F UTAH )  
 ) ss  
OF CACHE )

3 this 26<sup>th</sup> day of July, 1983, before me, the under-  
a Notary Public, personally appeared Alton A. Mon-  
own to me to be the person whose name is subscribed  
within and foregoing deed, and acknowledged to me  
e executed the same.

WITNESS WHEREOF, I have set my hand and seal.

Alton A. Mon  
NOTARY PUBLIC FOR UTAH.  
Residing at: Smithfield, Utah  
Commission Expires: 2/10/86

FURNISHED BY THE BINGHAM TITLE & TRUST CO.

# WARRANTY DEED

S. EARLEY, husband and wife

to, bargain, sell, and convey unto

File man  
83221

the premises, to-wit:

E. B. M., Bingham County, Idaho  
EXCEPT the South 4 rods thereof.

and water rights thereunto appertaining

United States Patent, existing and recorded  
including ordinances, and taxes and assessments for

10,346

4/4/00

JOHN NEFF  
*John Neff*

3/31/00

JUDY NEFF  
*Judy Neff*

JERRY JONHENSEN  
*Jerry Jonhensen*

ST AMERICAN TITLE COMPANY

RECORDED  
CLERK OF DISTRICT COURT

10,346

9.10.02

WARRANTY DEED

2000 APR 25 PM 4:39

RECEIVED RICHARD NEFF and DOROTHY NEFF, husband and  
and JUDY NEFF, husband and wife; JERRY JORGENSEN  
NSEN, husband and wife, and DANIEL NEFF and RANAE  
and wife, the grantors, do hereby grant, bargain,  
into DEAN M. EVANS and JANET M. EVANS, husband and  
as, whose current address is 108 East 200 North,  
21, the following described premises, in Bingham  
County, Utah:

E  $\frac{1}{4}$  S.W.  $\frac{1}{4}$  of Section 20, Township 2 South,  
Range 10 E., B.M., Bingham County, Idaho, described as:

imately 40 acres, more or less,

together with all of the decreed waters of the Blackfoot River, being evidenced by a decree rendered in the District Court of the former Fifth Judicial District of Idaho, for Bingham County, in the matter of Stevens vs. Eastern Idaho Water Company and including 45 shares in the Blackfoot Slough Company, 9/10 share in the East Branch of Blackfoot Irrigation Company, 9/10 in the Blackfoot Irrigation Company, 1/10 share in the East Branch of Blackfoot Irrigation Company and 50 shares in The Divide Ditch Company (all of which companies were reportedly incorporated in the State of Idaho). Note: Grantors also relinquish and convey any water rights they may own of record, as may be derived from Snake River waters.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise pertaining, and the rents, issues and profits thereof.

JOHN L. L. & CO.  
SUNSHINE COUNTY RECORDER  
BLACKFOOT, IDAHO  
AUG 2 1947

WARRANTY DEED

'93 AUG 2 PM 2 47

309129

venture made and entered into this 12th day of August 1947  
between the following parties:

Ertha G. Anderson, the widow of Gerial W. Anderson,  
residing at Blackfoot, Idaho, and dealing  
exclusively herein with her sole and separate  
property, derived through the estate of her  
deceased husband, and

Eton A. Monson, a widow, of Smithfield, Utah,  
dealing exclusively herein with her sole and  
separate property derived through the estate  
of her brother, Gerial W. Anderson, deceased,  
and

Laine A. Wright, of Denver, Colorado, a married  
woman, dealing exclusively herein with her  
sole and separate property, derived through  
the estate of her brother, Gerial W. Anderson,  
deceased;



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](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

June 15, 2018

DEAN M EVANS  
JANET M EVANS  
108 E 200 N  
BLACKFOOT ID 83221-5811

Re: Change in Ownership for Water Right No(s): 27-11909

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,

Jonie Barg  
Technical Records Spec I

Enclosure(s)

cc: AXA EQUITABLE LIFE INSURANCE CO  
WATER DISTRICT 120

## Barg, Jonie

---

**From:** Wallace, Katie <katie.wallace@idahoagcredit.com>  
**Sent:** Tuesday, May 22, 2018 4:34 PM  
**To:** Barg, Jonie  
**Subject:** D. Evans

Hi Jonie,

We received a letter from you today regarding the Change of Ownership on Dean Evans #27-11909. I have looked up the applicable deeds shown by Bingham County and included them below. Please let me know if there is anything else you need. Thank you Jonie.



*Katie Wallace*

Idaho AgCredit  
Blackfoot Branch Manager  
PO Box 985  
Blackfoot, ID 83221  
Office: 208-785-1510  
Cell: 208-709-3311  
[katie.wallace@idahoagcredit.com](mailto:katie.wallace@idahoagcredit.com)

---

**From:** Katie Wallace [mailto:barrels17@hotmail.com]  
**Sent:** Tuesday, May 22, 2018 4:22 PM  
**To:** Wallace, Katie  
**Subject:** Deeds

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