

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

DEC 27 2017

Department of Water Resources
Eastern Region

RECEIVED

DEC 21 2017

Department of Water Resources
Eastern Region

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?
27-10505 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Edward & Irene Bergeman
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Benny K. Stoddard
New owner(s) as listed on the conveyance document
- Mailing address: 453 W. Riverton Rd. City: Blackfoot Name connector: Id ☐ and ☐ or ☐ and/or
(208) 681-8527 State: 83221 ZIP
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: Sept, 08
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: Benny Stoddard Title, if applicable: _____ Date: 11/29/11
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JA Date: 12-27-2017 Receipt No. E043633 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: 2/9/18

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	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

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- Telephone: (208) 681-8527 Email: _____

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- ☐ 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 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 JA Date 12-27-2017 Receipt No. E043633 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 ☐

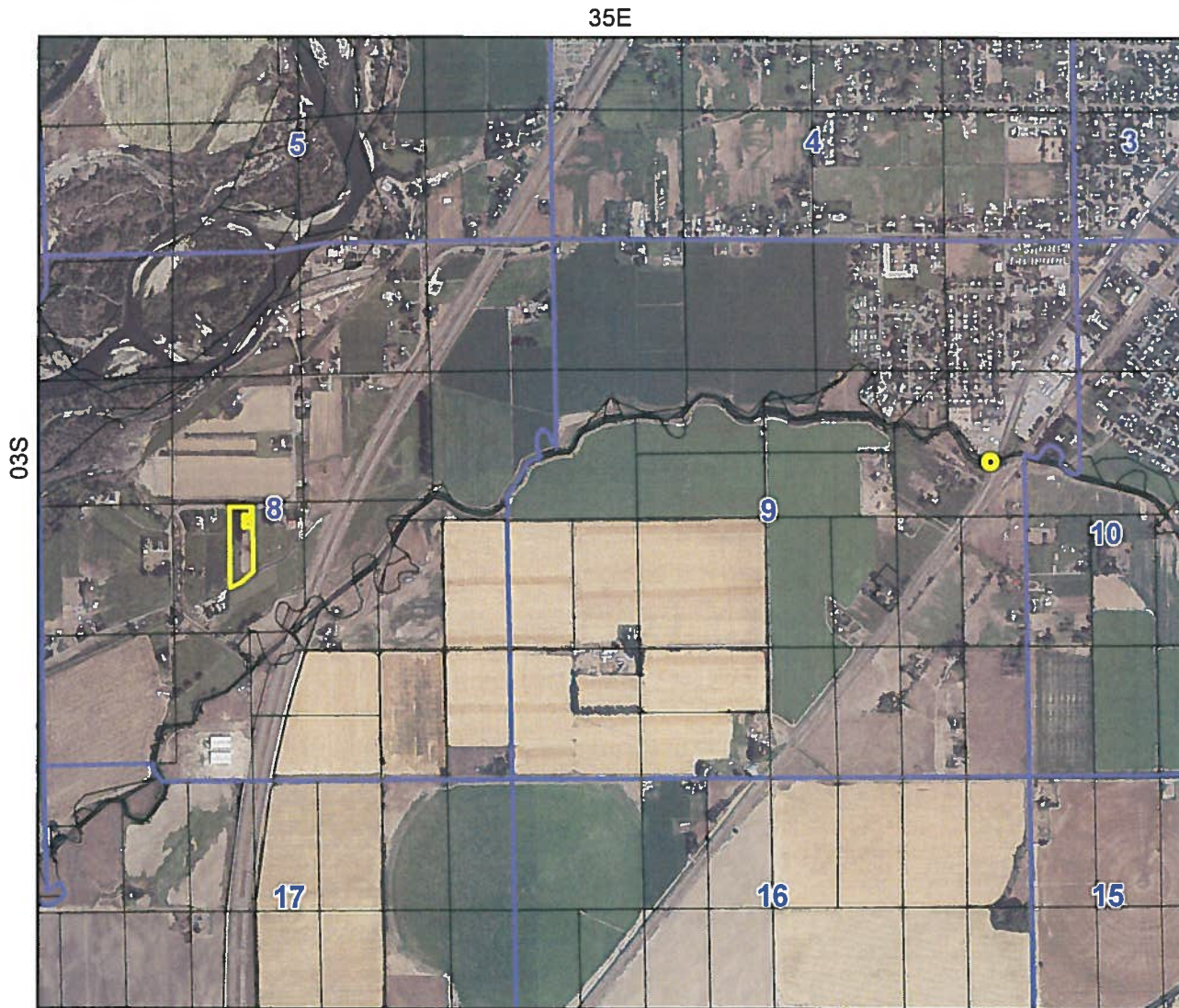
Name on W-9 _____ Approved by JB Processed by _____ Date _____

State of Idaho
Department of Water Resources

Water Right
27-10505

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.225 0.45 0.9 Miles



RECORDING REQUESTED BY
First American Title Company

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

Instrument # 598918

BINGHAM COUNTY

9-17-2008

01:50:00 No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

SARA J. STAUB

Fee: 9.00

Ex-Officio Recorder Deputy *JS*

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **270551-B (Id)**

Date: **September 15, 2008**

For Value Received, **Edward Bergeman and Ilene Bergeman, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Benny K. Stoddard, a single man**, hereinafter called the Grantee, whose current address is **453 West Riverton Road, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:



Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

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.

Date: 09/15/2008

Warranty Deed
- continued

File No.: **270551-B (Id)**


Edward Bergeman


Ilene Bergeman

STATE OF Idaho)
)
) ss.
COUNTY OF Bingham)

On this **16th day of September, 2008**, before me, a Notary Public in and for said State, personally appeared **Edward Bergeman and Ilene Bergeman**, known or identified to me 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.



Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 10/21/2009

EXHIBIT A

PARCEL 1:

**A PORTION OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 35 EAST OF THE BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT A POINT 460 FEET WEST OF THE NORTHEAST CORNER OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SAID SECTION 8, AND RUNNING THENCE WEST 125 FEET;
THENCE SOUTH 750 FEET, MORE OR LESS, TO THE SOUTH BANK OF THE CENTRAL DITCH;
THENCE NORTHEASTERLY ALONG THE SOUTH BANK OF SAID DITCH TO A POINT DUE SOUTH OF THE POINT OF BEGINNING;
THENCE NORTH 648 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.**

PARCEL 2:

**PART OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:
BEGINNING AT A POINT THAT IS N. 00°10'47" E., 2639.56 FEET ALONG THE SECTION LINE TO THE WEST $\frac{1}{4}$ CORNER AND S. 89°55'10" E., 1927.44 FEET ALONG THE NORTH LINE OF THE SOUTHWEST $\frac{1}{4}$ FROM THE SOUTHWEST CORNER OF SAID SECTION 8 AND RUNNING THENCE S. 89°55'10" E., 106.30 FEET ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF DEED INSTRUMENT NO. 217043;
THENCE S. 00°04'50" W., 787.92 FEET ALONG THE WEST LINE OF SAID DEED INSTRUMENT NO. 217043 TO THE SOUTH BANK OF THE CENTRAL DITCH;
THENCE S. 66°50'12" W. 125.95 FEET ALONG SAID DITCH;
THENCE N. 00°43'30" E., 837.68 FEET TO THE POINT OF BEGINNING.**



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 09, 2018

BENNY STODDARD
453 W RIVERTON RD
BLACKFOOT ID 83221

Re: Change in Ownership for Water Right No(s): 27-10505

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

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: Water District 27