

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 22 2017

DEPT OF WATER RESOURCES
SOUTHERN 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?
36-16086	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: David G. Pegram and Geraldine S. Pegram
 Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Stanley J. Benion and Elizabeth A. Bennion
 New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or

2825 South 900 East Hagerman ID 83332
 Mailing address City State ZIP

801-362-8068 EA Bennion @ gmail . com
 Telephone Email STown Bennion @ gmail . com

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: _____

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: Stanley J. Benion _____ 9/9/17
 Signature of new owner/claimant Title, if applicable Date

Signature: Elizabeth A. Bennion _____ 09-07-17
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SM Date 9-22-2017 Receipt No. 5036373 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 _____ Processed by _____ Date _____

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Instrument # 259430
GOODING COUNTY, GOODING, IDAHO
09-11-2017 14:59:23 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$16.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 642428GO (smb)

Date: June 29, 2017

For Value Received, **Geraldine Pegram, a widow, individually and Geraldine Pegram as Personal Representative of the Estate of David G. Pegram, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Stanley J. Bennion and Elizabeth A. Bennion, husband and wife**, hereinafter called the Grantee, whose current address is **2825 South 900 East, Hagerman, ID 83332**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho.

Section 27: A parcel of land located in the Northeast Quarter of the Northeast Quarter and more particularly described as follows:

BEGINNING at the Northeast corner of said Northeast Quarter of the Northeast Quarter; Thence South 0°00'00" East a distance of 950.33 feet along the Easterly boundary of said Northeast Quarter of the Northeast Quarter to the TRUE POINT OF BEGINNING; Thence South 0°00'00" East a distance of 222.11 feet along the Easterly boundary of said Northeast Quarter of the Northeast Quarter; Thence South 89°50'00" West a distance of 492.84 feet; Thence North 0°00'00" East a distance of 219.82 feet parallel with the Easterly boundary of said Northeast Quarter of the Northeast Quarter; Thence North 89°34'00" East a distance of 492.86 feet to the TRUE POINT OF BEGINNING.

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: 06/29/2017

Warranty Deed
- continued

File No.: 642428GO (smb)

Geraldine Pegram
Geraldine Pegram

The Estate of David G. Pegram, deceased

Geraldine Pegram, Personal Representative
Geraldine Pegram, Personal Representative

STATE OF New York)
ss.

COUNTY OF Monroe)

On this 8 day of September, 2017, before me, a Notary Public in and for said State, personally appeared **Geraldine Pegram**, 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.

DONNA L LEONARDO
Notary Public- State of New York
No. 01LE6288587
Qualified In Monroe County
My Commission Expires September 9, 2021

Donna L. Leonardo
Notary Public for the State of New York
Residing at: 70 Edgemore Dr. Rochester, NY
My Commission Expires: 9/9/2021

STATE OF New York)
ss.

COUNTY OF Monroe)

On this 8 day of September, 2017, before me, a Notary Public in and for said State, personally appeared **Geraldine Pegram**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the Estate of **David G. Pegram**, and acknowledged to me that she executed the same as such Personal Representative.

DONNA L LEONARDO
Notary Public- State of New York
No. 01LE6288587
Qualified In Monroe County
My Commission Expires September 9, 2021

Donna L. Leonardo
Notary Public of New York
Residing at: 70 Edgemore Dr. Rochester, NY
Commission Expires: 9/9/2021

This map is given for informational purposes only - no assurances are made as to the actual footages and boundaries reflected herein.

**First
American
Title**



S 900 E

E

S 900 E

S 900 E

Hagerman
Valley

Big Bend Ditch

Big Bend Ditch

Google

Map [Report a map error](#)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 12, 2017

STANLEY AND ELIZABETH BENION
2825 SOUTH 900 EAST
HAGERMAN ID 83332

RE: Change of Ownership for Water Right No. 36-16086

Dear Water Right Holders:

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

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 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.

Also, 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,

Kent L. Aasa
Water Resource Agent

Enclosure



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

SEP 22 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

IDWR
650 Addison Ave W. Ste 500
Twin Falls, ID 83301

September 20, 2017
File No.: 642428GO (smb)

Attn:

Re:

Property: **2825 South 900 East, Hagerman, ID 83332**
Borrower: **Stanley J. Bennion and Elizabeth A. Bennion**

- Our Check No. **1057** in the amount of **\$25.00**, representing **Water Transfer Fee**.
- Notice of Change in Water
- Warranty Deed
- Map

Sincerely,

Celia Allen, Assistant for
Susan Bolton, Escrow Officer

ca/ca