

RECEIVED

MAR 13 2017

Department of Water Resources
Eastern Region

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 17 2017 Notice of Change in Water Right Ownership

1. List the number of ~~WATER~~ ^{DEPT OF WATER RESOURCES} 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?
37-2557D 34-2557D	Yes ☐	Yes ☐	37-21709	Yes ☐	Yes ☐
37-21673	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21682	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21691	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21700	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Ferguson Berman Trust of 1994
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Darin Barfuss and Kathleen Barfuss
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- PO Box 104 Bellevue ID 83313
Mailing address City State ZIP
(208) 720-0760 & (208) 720-7667 dkbarfuss@gmail.com & katgirlbarfuss@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: 3/8/17
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 # 37-2557D

8. Signature: [Signature] Title, if applicable _____ Date 3-8-17
Signature: Kathleen Barfuss Title, if applicable _____ Date 3/8/17
Signature of new owner/claimant Signature of new owner/claimant

For IDWR Office Use Only:

Received by JPS Date 3/13/2017 Receipt No. E042802 Receipt Amt. \$150.-
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 _____



Instrument # 641978

HAILEY, BLAINE, IDAHO
03-08-2017 11:54:38 AM No. of Pages: 1
Recorded for: AMERITITLE - KETCHUM
JOLYNN DRAGE Fee: \$10.00
Ex-Officio Recorder Deputy: BH
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 151380AM

FOR VALUE RECEIVED

David Lee Berman and Christine Frances Ferguson, Trustees of The Ferguson Berman Trust of 1994, dated January 12, 1995, and any amendments thereto

the grantors, do hereby grant, bargain, sell and convey unto

Darin Barfuss and Kathleen Barfuss, husband and wife, as community property with right of survivorship

whose current address is: PO Box 104, Bellevue, ID 83313

the grantees, the following described premises, in Blaine County, Idaho, TO WIT:

Lot 1 in Block 2 of Bellevue Farms Subdivision according to the official plat thereof, as recorded in the office of the County Recorder of Blaine County, Idaho, under recorder's Instrument No. 206106.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 7, 2017

The Ferguson Berman Trust of 1994, dated January 12, 1995, and any amendments thereto

By: David Lee Berman, Trustee
David Lee Berman, Trustee

By: Christine Frances Ferguson, Trustee
Christine Frances Ferguson, Trustee

State of Idaho } ss.
County of Blaine }

On this 7th day of March, 2017, before me, F. Paige McAllister, a Notary Public in and for said state, personally appeared David Lee Berman and Christine Frances Ferguson, known or identified to me to be the persons whose names are subscribed to the foregoing instrument as Trustees of The Ferguson Berman Trust of 1994, dated January 12, 1995, and any amendments thereto, and acknowledged to me that they executed the same as Trustees. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

F. Paige McAllister
Notary Public for the State of Idaho
Residing at: Ketchum, Idaho
Commission Expires: 1/31/19

F. PAIGE MCALLISTER
Notary Public
State of Idaho

#206106, 8/25/1980

PLAT SHOWING BELLEVUE FARMS SUBDIVISION

LOCATED WITHIN SECTIONS 7 AND 18 T.1N. R.19E. BM.

BLAINE COUNTY, IDAHO

JULY, 1980

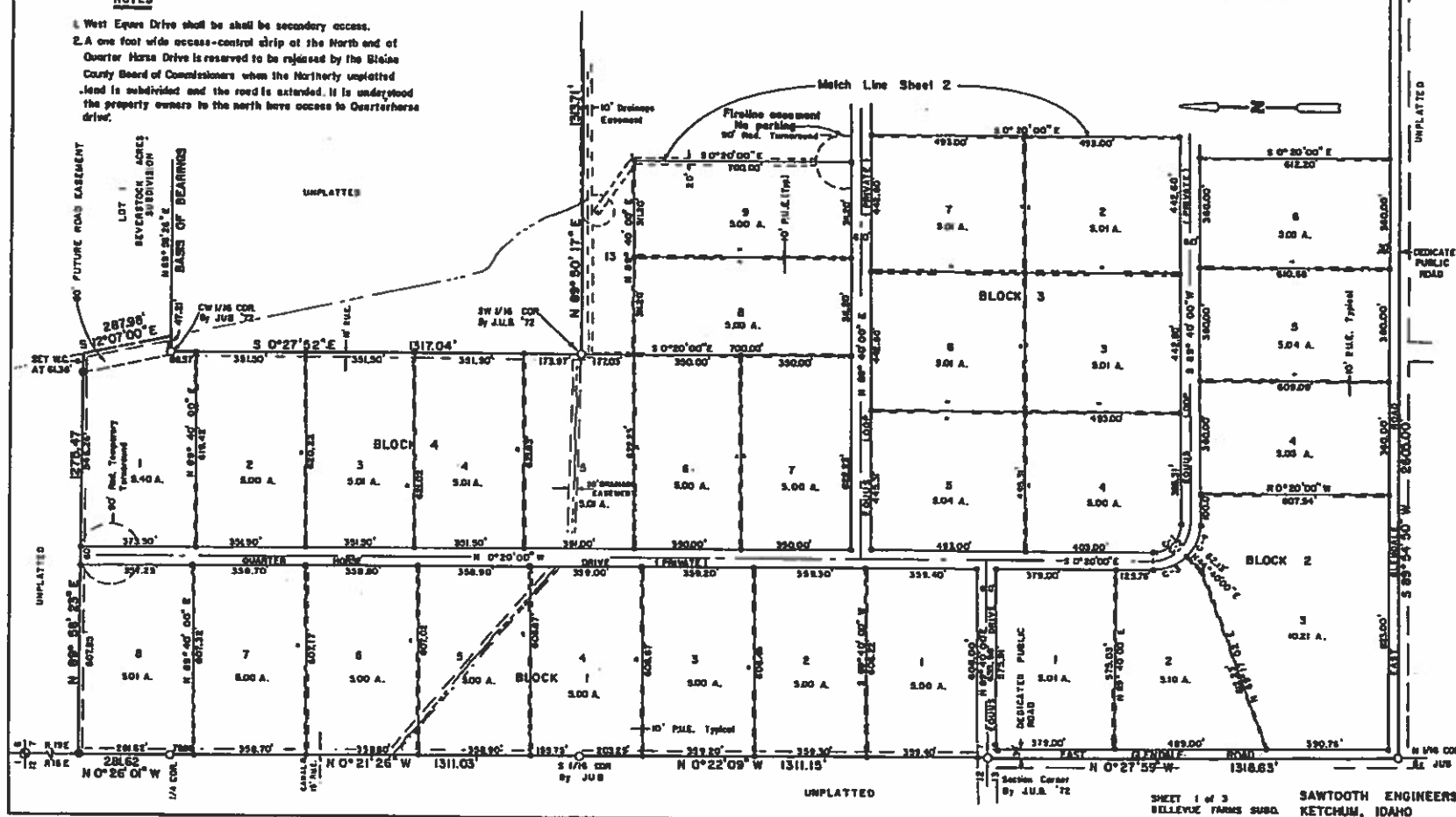
 200 400 0 200 400 600
 SCALE IN FEET
 LEGEND

- Found 5/8" Bar
 ● Set 1/2" Bar with cap No. 3621
 ● Set 5/8" Bar with cap No. 3621
 ⊙ Found Brass Cap
 --- Public Utility Easement (width as shown)
 --- Easement

NOTES

1. West Equus Drive shall be shall be secondary access.
 2. A one foot wide access-control strip at the North end of Quarter Horse Drive is reserved to be rejected by the Blaine County Board of Commissioners when the Northernly unplatted land is subdivided and the road is extended. It is understood the property owners to the north have access to Quarterhorse drive.

CURVE	Δ	T	L	CA	Ch. Station
C-1	90.00	90°00'00"	90.00	141.37	182.28
C-2	180.00	180°00'00"	180.00	141.37	182.28
C-3	150.00	45°00'00"	150.00	141.37	182.28
C-4	150.00	45°00'00"	150.00	141.37	182.28
C-5	90.00	90°00'00"	90.00	141.37	182.28
C-6	180.00	180°00'00"	180.00	141.37	182.28
C-7	150.00	45°00'00"	150.00	141.37	182.28
C-8	180.00	180°00'00"	180.00	141.37	182.28
C-9	90.00	90°00'00"	90.00	141.37	182.28
C-10	180.00	180°00'00"	180.00	141.37	182.28
C-11	150.00	45°00'00"	150.00	141.37	182.28
C-12	180.00	180°00'00"	180.00	141.37	182.28
C-13	150.00	45°00'00"	150.00	141.37	182.28
C-14	180.00	180°00'00"	180.00	141.37	182.28
C-15	150.00	45°00'00"	150.00	141.37	182.28
C-16	180.00	180°00'00"	180.00	141.37	182.28
C-17	150.00	45°00'00"	150.00	141.37	182.28
C-18	180.00	180°00'00"	180.00	141.37	182.28
C-19	150.00	45°00'00"	150.00	141.37	182.28
C-20	180.00	180°00'00"	180.00	141.37	182.28



THIS MAP IS A PHOTOGRAPHIC REPRODUCTION OF THAT ON FILE IN EITHER THE RECORDER'S OFFICE OR THE SURVEYOR'S OFFICE.
 THE COMPANY ASSUMES NO LIABILITY FOR VARIATION, IF ANY, WITH ANOTHER OR RE-SURVEY. COURTESY OF AMERITITLE.

#206106, 8/25/1980

PLAT SHOWING BELLEVUE FARMS SUBDIVISION

LOCATED WITHIN SECTIONS 7 AND 18 T.1N. R.19E., B.M.

BLAINE COUNTY, IDAHO

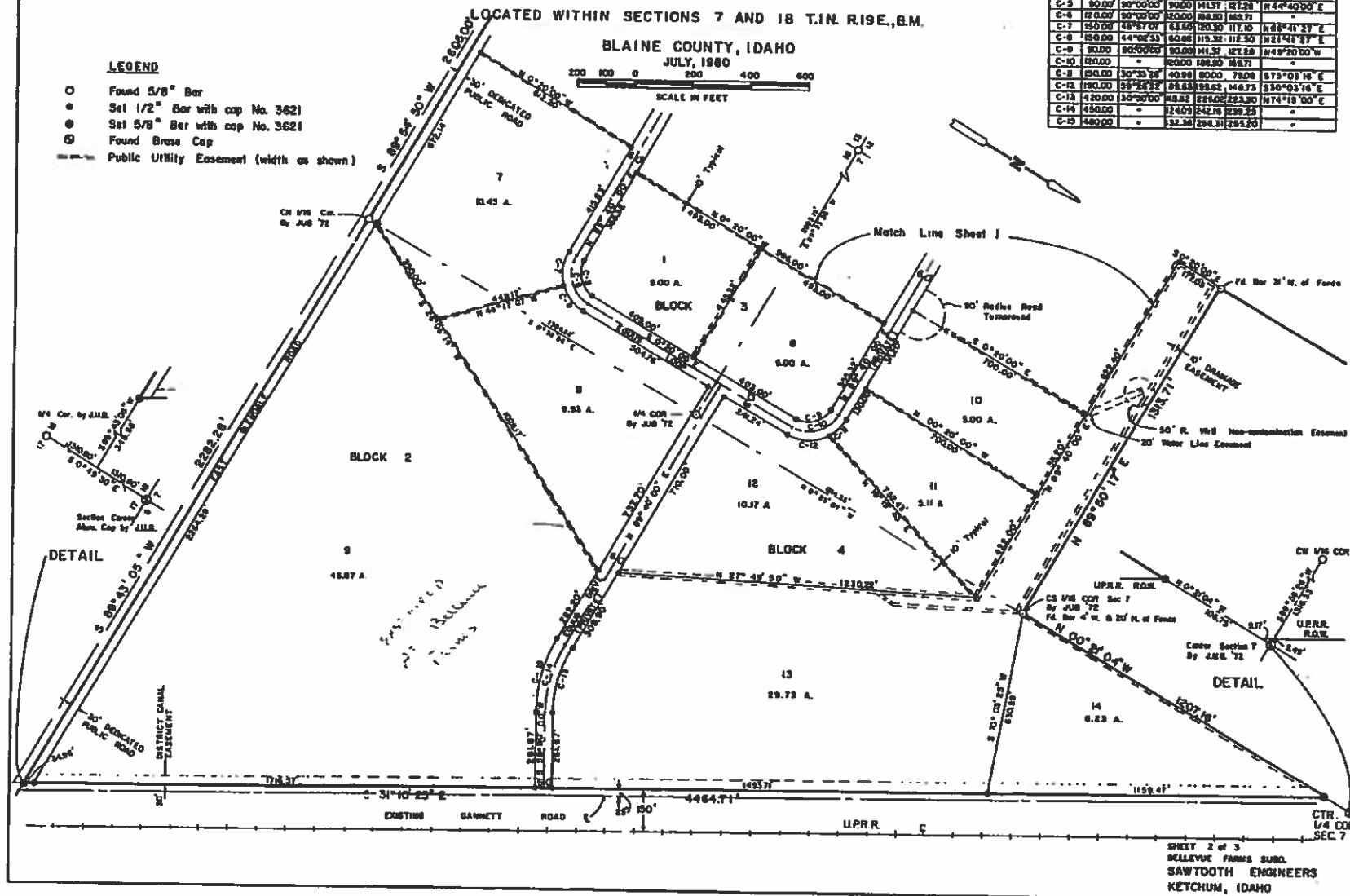
JULY, 1980

SCALE IN FEET

LEGEND

- Found 5/8" Bar
- Set 1/2" Bar with cap No. 3621
- Set 5/8" Bar with cap No. 3621
- ⊙ Found Bronze Cap
- Public Utility Easement (width as shown)

CURVE	R	D	T	L	Ch	Ch. Bearing
C-1	90.00	90°00'00"	90.00	141.37	127.28	S43°20'00"E
C-2	120.00	-	120.00	188.30	188.71	-
C-3	150.00	48°00'00"	62.13	87.81	84.81	S22°50'00"E
C-4	-	-	-	-	-	S87°30'00"E
C-5	90.00	90°00'00"	90.00	141.37	127.28	N44°40'00"E
C-6	120.00	90°00'00"	120.00	188.30	188.71	-
C-7	150.00	48°00'00"	62.13	87.81	84.81	N88°00'00"E
C-8	150.00	44°00'33"	60.66	115.32	112.30	N81°01'37"E
C-9	90.00	90°00'00"	90.00	141.37	127.28	N49°20'00"W
C-10	120.00	-	120.00	188.30	188.71	-
C-11	150.00	30°33'28"	40.99	80.00	78.04	S75°03'16"E
C-12	150.00	98°24'32"	94.63	188.62	146.73	S30°03'16"E
C-13	480.00	10°30'00"	43.82	224.02	223.30	N74°19'00"E
C-14	450.00	-	22.40	242.16	239.23	-
C-15	480.00	-	32.34	294.31	293.25	-



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#206106, 8/25/1980

CERTIFICATE OF OWNERSHIP

This is to certify that we the undersigned are the owners in fee simple of the following described parcel of land lying within Section 7 and the N 1/2 of Section 18, T1N, R19E, B.M., Blaine County, Idaho, more particularly described as follows: Beginning at the 5/8" bar marking the SE corner of said Section 7, being the True Point Of Beginning; thence N 0°22'09" W 1311.15 feet, thence N 0°21'26" W 1311.03 feet to the West One-Quarter corner of Section 7; thence N 0°26'01" W 281.62 feet; thence N 89°58'23" E 1275.47 feet; thence S 12°07'00" E 287.98 feet; thence S 89°58'26" W 47.21 feet; thence S 0°27'52" E 1317.04 feet; thence N 89°50'17" E 1313.71 feet; thence N 0°21'04" W 1207.16 feet; thence S 31°10'23" E 446.71 feet along the U.P.R.R. R.O.W.; thence S 89°43'05" W 2282.28 feet; thence S 89°54'50" W 2605.00 feet; thence N 0°27'59" W 1318.63 feet to the True Point of Beginning, containing 304.65 acres, more or less.

The easements as shown on this plat are not dedicated to the public but the right to use said easements is hereby reserved for public utilities and other uses as designated hereon.

The owners and/or purchasers of this parcel, understand and agree that private road construction, maintenance, and snow removal shall be the obligation of the owners, their successors in interest, or homeowners' association, and that Blaine County is in no way obligated to accept, maintain, or improve these roads until the roads are brought up to county standards, dedicated, and accepted by the county, and that each owner shall notify in writing any successor in interest of these facts.

East Glendale Road as shown on this plat is hereby dedicated as a public road forever.

The Conditions, Covenants, and Restrictions are recorded in Book No. 206106, Page 1 of Miscellaneous Documents, Blaine County Recorder's Office. (County Recorder's Fee No.)

We, the owners, do hereby include said land in this plat of Bellevue Farms Subdivision.

Barton H. Balkantyne
Barton H. Balkantyne

ACKNOWLEDGEMENT

STATE OF Idaho
COUNTY OF Blaine } ss

On this 22 day of August, 1980, before me, a Notary Public in and for said State, personally appeared the persons whose names are subscribed to the Owner's Certificate and acknowledged to me that 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 above written.

George H. Brown
Notary Public

STATE OF Idaho
COUNTY OF Blaine } ss

On this 25 day of July, 1980, before me, a Notary Public in and for said state personally appeared the persons whose names are subscribed to the Owner's Certificate and acknowledged to me that 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 above written.

Marilyn L. Lancia
Notary Public

SURVEYOR'S CERTIFICATE

I, Dick Fosbury, a duly licensed land surveyor in the State of Idaho, do hereby certify that this plat of Bellevue Farms Subdivision is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code relating to plats and surveys.



SANITARY RESTRICTIONS

COUNTY ENGINEER'S APPROVAL

I, Jim W. Koonce, County Engineer for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.



COUNTY TREASURER'S APPROVAL

The taxes on the foregoing parcel of land have been paid to this date and this plat of Bellevue Farms Subdivision is hereby approved this 22 day of July, 1980.

Blaine County Treasurer

Marilyn L. Lancia

APPROVAL OF BLAINE COUNTY PLANNING AND ZONING

The foregoing plat was approved by the Blaine County Planning and Zoning Commission on this 22 day of August, 1980.

Darryl D. Slette
Administrator

APPROVAL OF BLAINE COUNTY COMMISSIONERS

The foregoing plat was approved by the Blaine County Board of Commissioners on this 28 day of August, 1980.

Ray Stewart
Chairman

COUNTY RECORDERS CERTIFICATE

STATE OF IDAHO }
COUNTY OF BLAINE } ss

This is to certify that the foregoing plat was filed in the office of the Recorder of Blaine County, Idaho on this 25 day of July, 1980, and duly recorded in Plat Book 2, page 1 of Bellevue Farms Subdivision.

Instrument No. 206106

Ex-officio Recorder:
SHEET 3 of 3
BELLEVUE FARMS SUBD.

Marilyn L. Lancia
SAWTOOTH ENGINEERS
Ketchum, Idaho

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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

March 24, 2017

DARIN BARFUSS
KATHLEEN BARFUSS
PO BOX 104
BELLEVUE ID 83313

RE: Change of Ownership for Water Right Nos. 37-2557D, 37-21673, 37-21682, 37-21691,
37-21700 and 37-21709

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: AmeriTitle (Escrow # 151380AM)
Water District 37



PO Box 188, 171 W 6th St. Ketchum, ID 83340 (208)726-4595 FAX (208)726-1062

RECEIVED

MAR 17 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

March 8, 2017

RECEIVED

MAR 13 2017

Department of Water Resources
Eastern Region

Idaho Department of Water Resources
900 N Skyline Dr., Ste. A
Idaho Falls, ID 83402

RE: Escrow # 151380AM
Property: 102 Equus Loop, Blaine County, ID 83313
Parties: Darin Barfuss and Kathleen Barfuss
David Lee Berman and Christine Frances Ferguson, Trustees of The Ferguson
Berman Trust of 1994, dated January 12, 1995, and any amendments thereto

We are enclosing documents and/or funds for the property referenced above.

Please feel free to contact us with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Paige".

Paige McAllister
Escrow Officer

Enclosures