

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 28 2016

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?
35-2773	Yes ☒	Split into 35-2773 + 35-14511		Yes ☐	Yes ☐
35-8742	Yes ☒	Split into 35-8742 + 35-14512		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Bingham County
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Monte W. Inskeep
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1649 W 1075 S Pingree ID 83262
Mailing address City State ZIP
- 208-690-1460 monteinskeep@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: August 3, 2015
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.
8. Signature: Monte W. Inskeep 3-28-16
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE # 35-2773

For IDWR Office Use Only:

Received by JA Date 3-28-2016 Receipt No. EO 41963 Receipt Amt. \$200.⁰⁰
 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 1/27/2017

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-02773

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho FEB 25 2002 By _____ Clerk _____ Deputy Clerk

NAME AND ADDRESS: MARGARETE H THURSTON
1649 W 1075 S
PINGREE, ID 83262

SOURCE: GROUNDWATER

QUANTITY: 0.98 CFS
196.00 AFY

PRIORITY DATE: 04/13/1965

POINT OF DIVERSION: T04S R33E S29 SESW Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE Irrigation	PERIOD OF USE 04-01 TO 10-31	QUANTITY 0.98 CFS 196.00 AFY
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PLACE OF USE: Irrigation Within Bingham County
T04S R33E S29 SWSW 27.0 SESW 22.0
49.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

35-8742

L

Sec 29

R33E

T
4
S

Sec 29

River Rd.

12

15

PLACE OF
USE

*This is
now farmed*

POINT OF
DIVERSION

29
32

29
32

35-08742

OCT 03 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08742

Priority: April 17, 1989

Maximum Diversion Rate:

0.54 CFS

Maximum Diversion Volume:

108.0 AF

This is to certify, that MARGARETE THURSTON
THURLAND THURSTON

1649 W 1075 S
PINGREE ID 83262

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 17, 1989; and has submitted Proof of Beneficial Use on April 1, 1991. An examination indicates that the works have a diversion capacity of 1.590 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.54 CFS	108.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 29, Township 04S, Range 33E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	33E	29	SWSW 12	SESW 15		27

Total number of acres irrigated: 27

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

OCT 03 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08742

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
8. Right 35-02773 is also diverted at the point of diversion described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27th day of SEPTEMBER, 1976


Acting for KARL J. DREHER, Director



OCT 3 1976

Prepared by and Return to:

Jessica Lewis
Commission Clerk
501 North Maple #204
Blackfoot, Idaho 83221
Phone: (208) 782-3013

Recorder's Stamp:

Instrument # 669269

BINGHAM COUNTY

8-3-2015 03:35:04 PM No. of Pages: 2

Recorded for : COMMISSIONERS

PAMELA W. ECKHARDT

Ex-Officio Recorder Deputy

Fee: 0.00

WARRANTY DEED

This Deed, made on this, the 3 day of August, 2015, between the Grantor(s):

BINGHAM COUNTY, a Political Body, with its principal place of business at 501 N. Maple Drive, Blackfoot, ID 83221,

and the Grantee(s):

Monte W. Inskeep, whose address is 170 N Groveland Road, PO Box 13, Blackfoot, ID 83221.

WITNESSETH, That the Grantor(s) for good and valuable consideration paid by the Grantee(s), the sufficiency and receipt of which is hereby acknowledged, does hereby grant, sell, convey and deliver unto the said Grantee(s), all the rights, title, interest, claim or demand that the Grantor(s) may have in the following property:

Legal Description:

Part of the Southwest ¼ Section 29 Township 4 South Range 33 East B.M. Bingham County, Idaho described as:

Commencing at the southwest corner of section 29; thence N 89°27'03" E 2638.06 feet along the section line to the South ¼ corner; thence N 00°05'39" W 848.61 feet along the east line of the southwest ¼ to the southeast corner of deed instrument 617393 and the point of beginning. Thence S 89°32'36" W 421.33 feet along the south line of said deed; thence N 00°05'39" W 512.02 feet to a point on the southerly right of way line of a county road; thence N 88°11'58" E 421.51 feet along said southerly right of way line to a point on the east line of the southwest ¼; thence S 00°05'39" E 521.90 feet along the east line of the southwest ¼ to the point of beginning.

Parcel contains 5.00 Acres more or less.

GRANTOR HEREBY COVENANTS 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, 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.

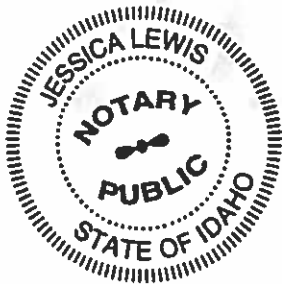
EXECUTED this 3 day of August, 2015.

A. Ladd Carter
LADD CARTER
Bingham County Commissioners, Chairman

STATE OF IDAHO)
 : ss.
County of Bingham)

I, Jessica Lewis, a notary public do hereby certify that on this 3 day of August, 2015, personally appeared before me A. Ladd Carter, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that (s)he executed the same as his/her voluntary act and deed, in their capacity as duly authorized agent of Bingham County, after being duly authorized to enter into such obligation, for the uses and purposes herein mentioned.

S
E
A
L



Jessica Lewis
Notary Public
Residing at: Blackfoot, Idaho
My Cmnn Expires on: March 20, 2020

669269



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

January 30, 2017

Monte Inskeep
1649 W 1075 S
Pingree ID 83262

RE: Change of Ownership for Water Rights 35-2773 (Split into 35-2773 & 35-14511) & 35-8742
(Split into 35-8742 & 35-14512)

Dear Water Right Holder:

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

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

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 deliberately abandoned or 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.

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,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Bingham County
Water District 120
Aberdeen American Falls Ground Water District