

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
35-4179B <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
35-4179A <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
35-14017 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
35-2009 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Carl Christensen Christensen Bypass Trust

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): William Toevs

Name of each new owner as listed on the conveyance document

JoAnne Toevs

New owner continued

Name connector

☐

and

☐

or

☒

and/or

2841 West 1800 South

Mailing address

Aberdeen

Idaho

83210

City

State

ZIP

208-604-2599

Telephone

wrtovs@gmail.com

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: _____

6. 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.

7. Signature: William F. Toevs

Signature of new owner/claimant

Title, if applicable

01/20/2013
Date

- Signature: Joanne L. Toevs

Signature of new owner/claimant

owner
Title, if applicable

01/20/2013
Date

For IDWR Office Use Only:

Received by JTB

Date

1/30/2013

Receipt No.

E038373

Receipt Amt.

\$125.-

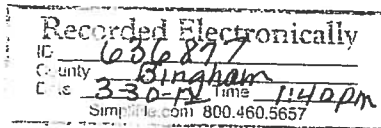
Approved by JTB

Processed by JTB

Date

2/25/2013

\$100.- for this app



WARRANTY DEED

ATEC Order No.:131922

FOR VALUE RECEIVED

Mary Sue Hege, Trustee of the Christensen Bypass Trust, created under will dated July 12, 1996 and Mary C. Hege aka Mary Sue Hege, Personal Representative of the Estate of Carl R. Christensen, deceased

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

WRT ^{*JL1*} **William R. Toevs and Joanne L. Toevs, husband and wife**

whose current address is

**2841 West 1800 South
Aberdeen, ID 83210**

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Parcel 1:

Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho

Section 5: Southwest Quarter Southwest Quarter lying West of the American Falls Reservoir

Section 7: Lots 1 and 2; North Half Northeast Quarter; East Half Northwest Quarter Excepting the North 25 feet for public road.

Parcel 2:

Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho

Section 6: Beginning at a point 81 rods North of the Southeast corner of Section 6, in Township 5 South, of Range 32 East of the Boise Meridian, Bingham County, Idaho, and running thence South 81 rods; thence West 160 rods; thence North 77 rods; thence Easterly in a straight line to the place of beginning.

Excepting from the above described tract of land a road right-of-way 25 feet wide along the entire Southerly side thereof, and the Easterly side thereof.

ALSO INCLUDING: All land lying Northwest of the railroad in the Northwest Quarter of the Northeast Quarter (Lot 2) of Section 6, Township 5 South, Range 32, East of the Boise Meridian, Bingham County, Idaho.

Parcel 3:

Township 5 South, of Range 32, East of the Boise Meridian, Bingham County, Idaho

A portion of the Northwest Quarter of Section 8, as follows:

Beginning at the Northwest corner of said Section 8, thence South 0°4' East along the West line of said Section 8, 2,568 feet; thence North 59°6'30" East 777.8 feet; thence North 40°18'30" East 586.5 feet; thence North 68°8'30" East 645.3 feet; thence North 42°41'30" East 846 feet; thence North 13°28' East 490.6 feet; thence North 62°44'30" West 107.2 feet; thence South 76°56'30" West 561.2 feet; thence North 48°51' West 217.9 feet; thence North 21°31' West 337.6 feet, more or less, to the North line of said Section 8; thence North 89°54' West along said North line 1,406.7 feet, more or less, to the point of beginning.

Excepting therefrom: However the following described tract of land heretofore sold and conveyed to the The United States as a part of the American Falls Reservoir site, to-wit: A portion of the Northwest Quarter of Section 8, in Township 5 South, of Range 32, East of Boise Meridian, Bingham County, Idaho, described as:

From the Section corner common to Sections 5, 6, 7 and 8, Township 5 South, of Range 32, East Boise Meridian, Bingham County, Idaho, South 89°54' East a distance of 1,206.7 feet along the Section line between Sections 5 and 8, Township 5 South, Range 32, East Boise Meridian, Bingham County, Idaho, to the point of beginning; thence South 89°54' East a distance of 200 feet along said Section line; thence South 21°31' East a distance of 337.6 feet; thence South 48°51' East a distance of 217.9 feet; thence North 76°56.5' East a distance of 561.2 feet; thence South 62°44.5' East a distance of 107.2 feet; thence South 13°28' West a distance of 490.6 feet; thence South 42°41.5' West a distance of 846 feet; thence South 68°08.5' West a distance of 645.3 feet; thence South 40°18.5' West a distance of 586.5 feet; thence South 59°06.5' West a distance of 777.8 feet to a point on the Section line between Sections 7 and 8, Township 5 South, of Range 32, East Boise Meridian, Bingham County, Idaho; thence North 00°04' West a distance of 237.8 feet along said Section line; thence North 61°54' East a distance of 540.8 feet; thence North 45°40' East a distance of 608.1 feet; thence North 66°10' East a distance of 705.1 feet; thence North 46°07' East a distance of 721.5 feet; thence North 22°20' West a distance of 302.7 feet; thence South 85°59' West a distance of 285.7 feet; thence North 53°48' West a distance of 254 feet; thence North 30°36' West a distance of 526.7 feet to the point of beginning.

Also excepting therefrom: Part of the Northwest Quarter Section 8 of Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho described as:

Commencing at the Northwest corner of Section 8; thence South 00°12'07" West 1318.74 feet along the Section line to the point of beginning; thence South 52°42'24" East 878.06 feet to a point on the Northerly right-of-way line of the American Falls Reservoir; thence along said right-of-way line the following 2 courses; thence (1) South 45°58'53" West 310.95 feet; thence (2) South 62°12'53" West 540.80 feet to the West line of Section 8; thence North 00°12'07" East 1000.19 feet along the Section line to the point of beginning.

Also excepting therefrom: Part of the Northwest Quarter Section 8, Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho described as:

Commencing at the Northwest corner of Section 8; thence South 00°12'07" West 596.61 feet along the Section line to the point of beginning; thence South 87°50'12" East 91.89 feet; thence South 66°24'49" East 200.01 feet; thence South 01°20'49" East 309.18 feet; thence South 76°51'59" West 123.26 feet; thence South 86°21'13" West 164.20 feet to a point on the West line of Section 8; thence North 00°12'07" East 431.05 feet along the Section line to the point of beginning.

Parcel 3B: An easement on such portions to use any non-flooded portion, if any, of the said premises for farming and grazing purposes and as a means of access to water for stock watering purposes whenever the said premises are not flooded by reservoir water, or only partially flooded thereby; as reserved in Warranty Deed recorded April 25, 1951 as Instrument No.: 20535, page 391 described as follows:

From the Section corner common to Sections 5, 6, 7 and 8, Township 5 South, of Range 32, East Boise Meridian, Bingham County, Idaho, South 89°54' East a distance of 1,206.7 feet along the Section line between Sections 5 and 8, Township 5 South, Range 32, East Boise Meridian, Bingham County, Idaho, to the point of beginning; thence South 89°54' East a distance of 200 feet along said Section line; thence South 21°31' East a distance of 337.6 feet; thence South 48°51' East a distance of 217.9 feet; thence North 76°56.5' East a distance of 561.2 feet; thence South 62°44.5' East a distance of 107.2 feet; thence South 13°28' West a distance of 490.6 feet; thence South 42°41.5' West a distance of 846 feet; thence South 68°08.5' West a distance of 645.3 feet; thence South 40°18.5' West a distance of 586.5 feet; thence South 59°06.5' West a distance of 777.8 feet to a point on the Section line between Sections 7 and 8, Township 5 South, of Range 32, East Boise Meridian, Bingham County, Idaho; thence North 00°04' West a distance of 237.8 feet along said Section line; thence North 61°54' East a distance of 540.8 feet; thence North 45°40' East a distance of 608.1 feet; thence North 66°10' East a distance of 705.1 feet; thence North 46°07' East a distance of 721.5 feet; thence North 22°20' West a distance of 302.7 feet; thence South 85°59' West a distance of 285.7 feet; thence North 53°48' West a distance of 254 feet; thence North 30°36' West a distance of 526.7 feet to the point of beginning.

Parcel 4:

Part of the Northwest Quarter Section 8, Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho described as:

Commencing at the Northwest corner of Section 8; thence South 00°12'07" West 596.61 feet along the Section line to the point of beginning; thence South 87°50'12" East 91.89 feet; thence South 66°24'49" East 200.01 feet; thence South 01°20'49" East 309.18 feet; thence South 76°51'59" West 123.26 feet; thence South 86°21'13" West 164.20 feet to a point on the

West line of Section 8; thence North 00°12'07" East 431.05 feet along the Section line to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) 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 (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 27, 2012

Mary Sue Hege, Trustee
The Christensen Bypass Trust

By: Mary Sue Hege, Trustee

Mary C. Hege aka Mary Sue Hege Personal Representative
The Estate of Carl R. Christensen
By: Mary C. Hege aka Mary Sue Hege, Personal Representative

State of Idaho ss.
County of Bingham

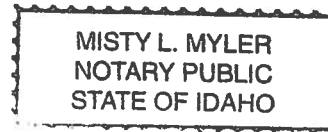
On this 29th day of March, 2012, before me, Misty L. Myler, a Notary Public in and for said state, personally appeared Mary Sue Hege known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the The Christensen Bypass Trust, created under will dated July 12, 1996, and acknowledged to me that he/she/they executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Misty L. Myler
Notary Public for the State of Idaho

Residing at:

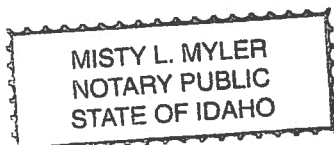
Commission Expires: Residing in: Blackfoot, ID
Commission Expires: 3-25-2016



State of Idaho }
County of Bingham } ss.

On this 29th day of March, 2012, before me, Misty L. Myler, a Notary Public in and for said state, personally appeared Mary C. Hege aka Mary Sue Hege known or identified to me to be person whose name is subscribed to the within instrument as the Personal Representative of the Estate of Carl Ray Christensen, Deceased, and acknowledged to me that she executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Misty L. Myler
Notary Public for the State of Idaho

Residing at:

Commission Expires: Residing in: Blackfoot, ID
Commission Expires: 3-25-2016

Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho
Section 6: Lot 1 and the Southwest Quarter Northeast Quarter lying
Northwest of the Railroad right-of-way.

DATED this 25th day of July, 2012.

STATE OF IDAHO)
County of Bingham)
:SS

CASSIA J. PRAÏT
NOTARY PUBLIC
STATE OF IDAHO

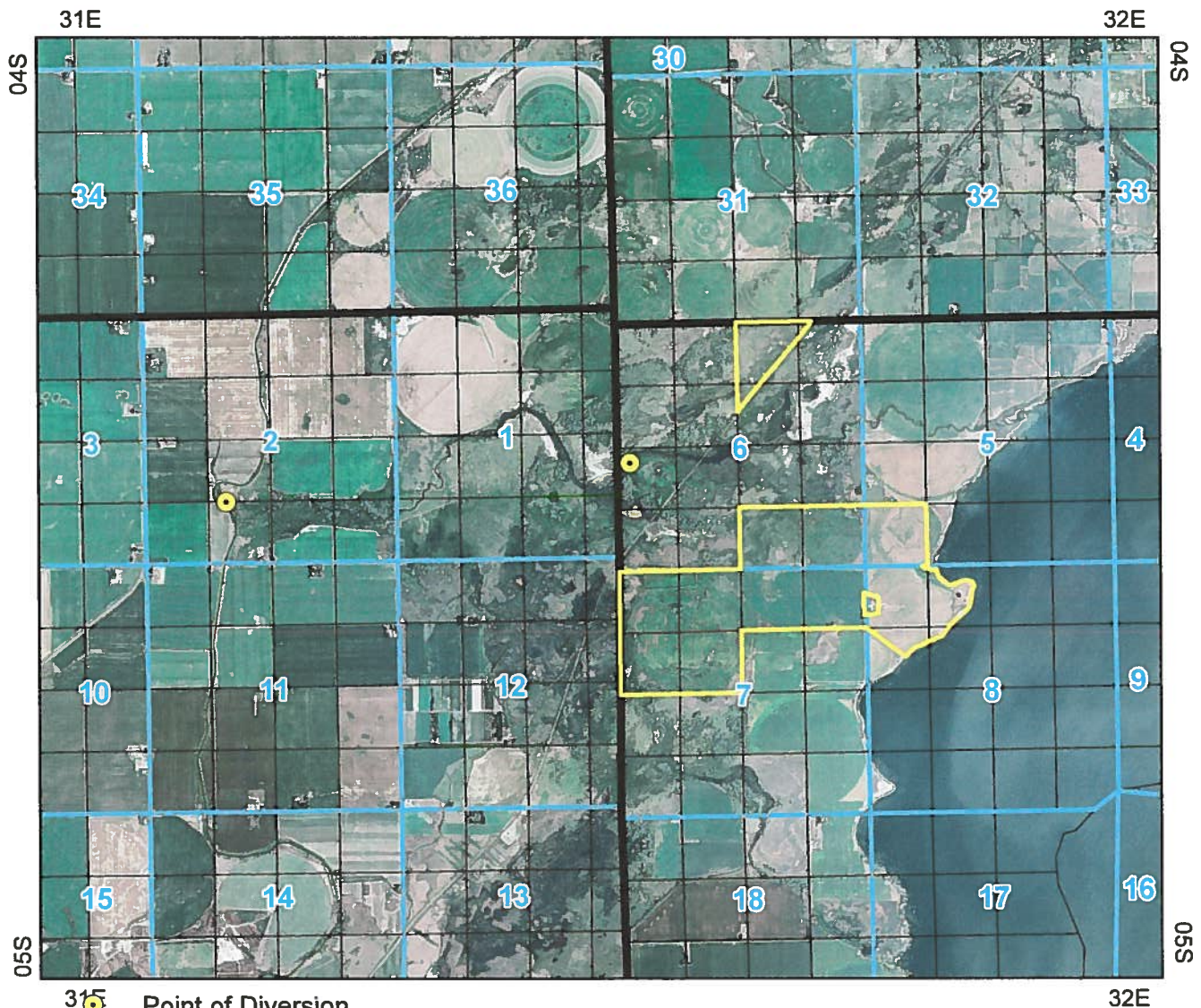
1 - QUITCLAIM DEED

State of Idaho
Department of Water Resources

Water Right 35-2009

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.



- 31E 32E 04S 05S Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.45 0.9 1.8 Miles

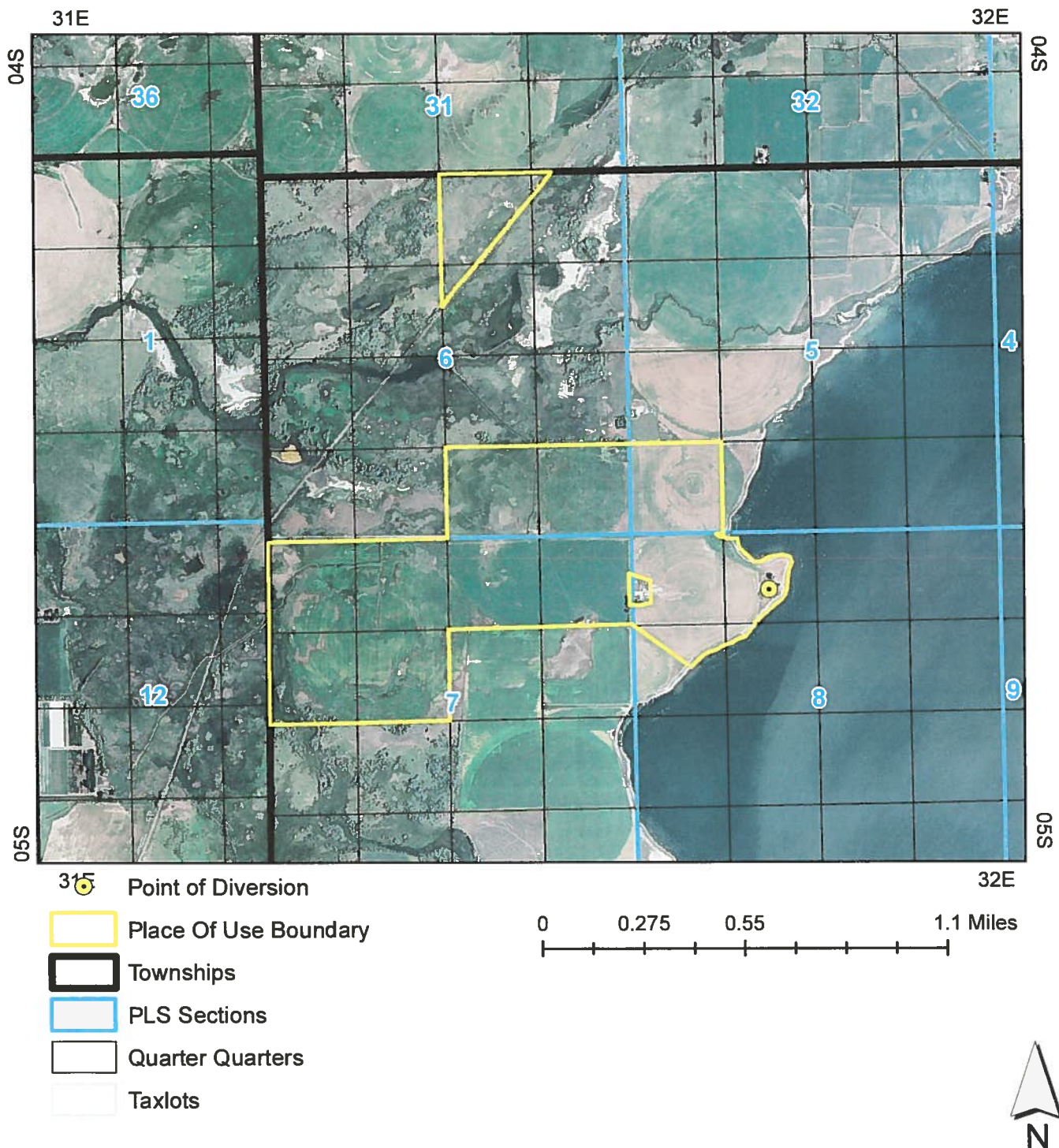


State of Idaho
Department of Water Resources

Water Right 35-14017

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.

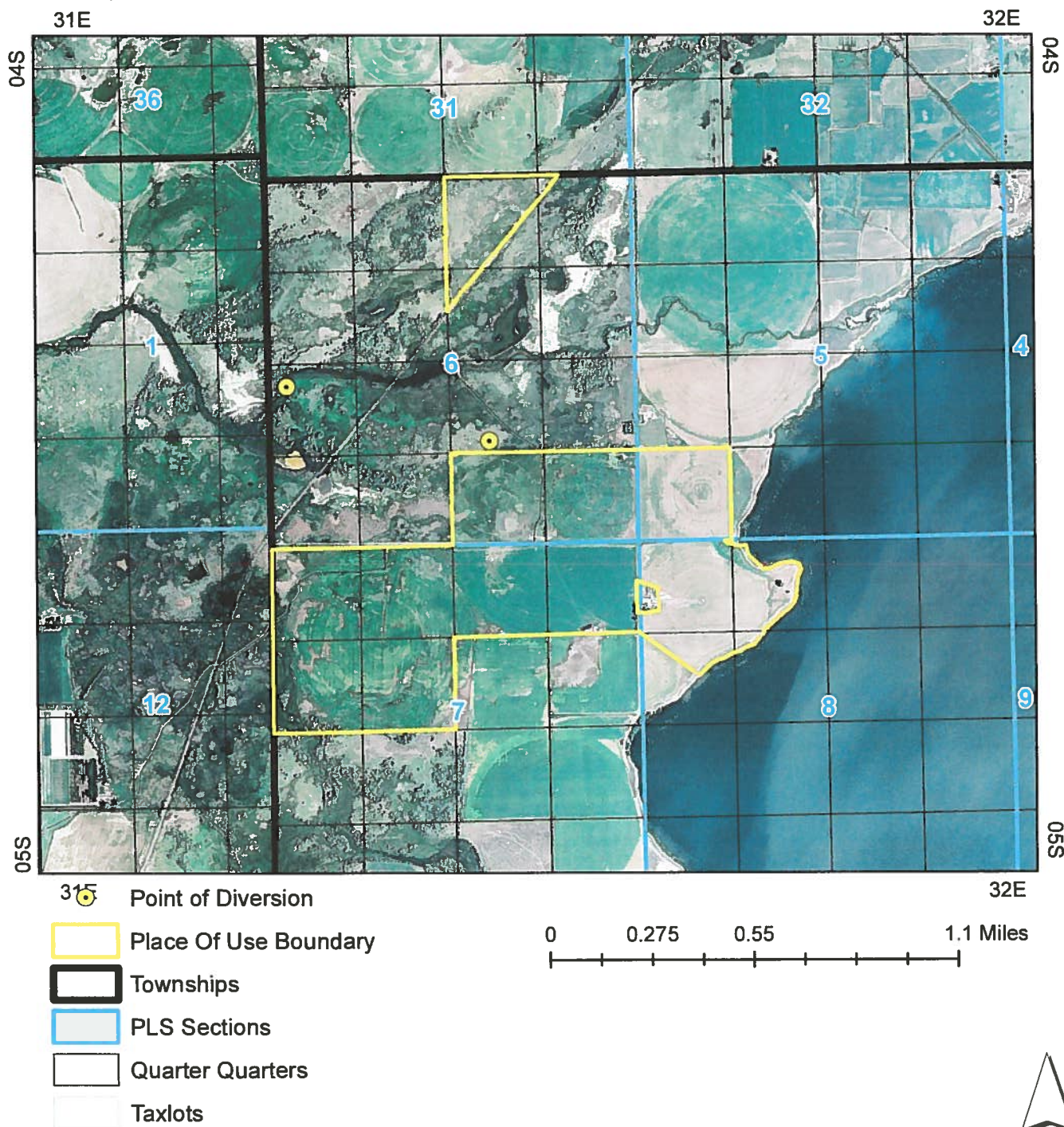


State of Idaho
Department of Water Resources

Water Right
35-4179A

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.



State of Idaho
Department of Water Resources

Water Right 35-4179B

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.

