

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 08 2011
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
11-1044			Yes ☐		Yes ☐
11-4016			Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bateman, Ray (deceased)
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Bear Lake Air, L.L.C.,
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

P.O. Box 26

Mailing address

ST. Charles Idaho 83272

City State ZIP

208-945-2691

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: March 13, 2009

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.

SUPPORT DATA

IN FILE # 11-1044

7. Signature: Monte K. Transtrum President/Owner 2-15-11
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 JB Date 3/8/2011 Receipt No. E0364108 Receipt Amt. \$75.-

Approved by _____ Processed by _____ Date _____

E0364108 150.-

for this
app split 11-1044

\$50 for this
app.

WARRANTY DEED

For Value Received,

MONTE K. TRANSTRUM and LEISA TRANSTRUM, husband and wife,
of PO BOX 26, ST. CHARLES, County of Bear Lake, State of ID. 83272,

THE GRANTOR(S),

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

BEAR LAKE AIR, L.L.C.,
of PO BOX 26, ST. CHARLES, County of Bear Lake, State of ID. 83272,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

SEE ATTACHED EXHIBIT "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS March 10, 2009.

Monte K. Transtrum
MONTE K. TRANSTRUM
Leisa Transtrum
LEISA TRANSTRUM

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 13th day of March 2009, before me a
Notary Public in and for the State, personally appeared

**MONTE K. TRANSTRUM and LEISA
TRANSTRUM, husband and wife**

known to me to be the person(s) whose name(s) are
subscribed to the within instrument and acknowledged to
me that they executed the same as such Trustees.

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

Carrie Hemmert

Notary Public
Residing at: 43222 St. Charles, ID
My Commission Expires: 11.3.2012



Instrument # 203998

BEAR LAKE COUNTY
3-16-2009 09:19:30 No. of Pages: 2
Recorded for : FIRST IDAHO TITLE CO.
KERRY HADDOCK Fee: 6.00
Ex-Officio Recorder Deputy *Cindy Garner*
Index to WARRANTY DEED

MAIL TAX NOTICE TO: MONTE K. TRANSTRUM and LEISA TRANSTRUM
PO BOX 26, ST. CHARLES, ID. 83272

EXHIBIT A

Parcel No. 1:

TOWNSHIP 15 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN:

Section 12: Beginning at the Northeast Corner of the NE $\frac{1}{4}$ of Section 12, and running thence West 35 rods; thence South 30 rods to Big Creek; thence Easterly down said Creek to the East line of said Section; thence North 26 rods 18 links to the place of beginning.

Parcel No. 2:

TOWNSHIP 15 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

Section 6: Lots 6 and 7; NW $\frac{1}{4}$ NW $\frac{1}{4}$.

Section 7: Lot 1.

EXCEPTING THEREFROM all minerals and gas and oil rights.

Parcel No. 3:

TOWNSHIP 14 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN, IDAHO:

Section 36: E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$.

Parcel No. 4:

TOWNSHIP 14 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN, IDAHO:

Section 31: Lots 4 and 5.

EXCEPT THEREFROM the North 1 rod of said Lots 4 and 5.

Parcel No. 5:

TOWNSHIP 15 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN, IDAHO:

Section 1: Lots 3 and 4; S $\frac{1}{2}$ NW $\frac{1}{4}$.

EXCEPT THEREFROM any portion of the above described land lying within the right of way of County Roads.

ALSO EXCEPT THEREFROM ALL oil, gas, hydrocarbon, geothermal and other mineral rights.

Identification No. 11-4016
Claim No. 42178
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Ray Bateman
post office address Bloomington Idaho
2. The point of diversion is in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 7 Township 15 S
Range 44 E B.M. located on St. Charles Big Creek North Fork
(name of source)
tributary to St. Charles Big Creek in Bear Lake County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

- a. Date of priority claimed: 1894
All water in creek amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from April 1 to Oct. 31 (both dates inclusive)
use water livestock period of use from Jan. 1 to Dec. 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of Concrete on creek and earthen rock levy 435; length is 9.4 feet; height is 8 feet; width at bottom is 28 feet; width at top is 19 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

11-4014

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

- c. Conveying works: length of ditch to place of use is _____ feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.
- Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

- d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____; period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
15	44E	7	NE 1/4	NW 1/4															30
15	44E	7	NE 1/4	NW 1/4															5
15	44E	6			SW 1/4	SW 1/4													20
15	44E	6				SE 1/4			SW 1/4										30
15	44E	6	NE 1/4				NE 1/4												28
15	44E	6		NW			NW		lots 6 & 7										45

Total number of acres to be irrigated 158

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

- b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____
6. Where water is used for stock watering, give number of each kind of stock watered _____
7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied _____
8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____
9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

BE IT KNOWN that the undersigned hereby makes claim to a water right as described above together with all attached information and certifies that all statements are true and accurate to the best of his knowledge.

12-5-67
(Date)

Ray B. Blevins
(Signature of Claimant)

State of Idaho
County of Ben Loh ss.

On this 5th day of December 1967, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

L. Hugh Shipley
Notary Public residing at Paris Idaho

My commission expires Oct 10th 1970

For Department Use Only

Received by <u>ef</u> Date <u>12-8-67</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>ef</u> Date <u>12-12-67</u>	_____	_____	_____
Fee received by <u>ef</u> Date <u>12-12-67</u> \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>ef</u> Date <u>12-26-67</u>	_____	_____	_____
Published in <u>Star Post</u> Dates <u>1-4-68</u>	_____	_____	_____

11-4016

Idaho Department of Water Resources

Legend

-  Water Right POD
-  Place of Use 11-1044
-  Place of Use 11-4006
-  Bear Lake Air LLC
-  Taxlots
-  Township/Range
-  Sections
-  QQ

Layout Created by:

Jonie Barg

Date:

March 25, 2011

