



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

February 7, 2011

Susan Wallace
Brenda Beelaert
Barbara Ockerman
221 N Cottonwood Ln
Blackfoot ID 83221

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP FOR WATER
RIGHT NUMBER(S) 27-10888

Dear Interested Parties:

Our letter dated March 31, 2010 (copies enclosed) requesting evidence of ownership to complete the change in ownership remain unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership request. Copies of your ownership change request information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required information and fees and we will be happy to complete the request for you.

If you have any questions about this matter feel free to contact Jonie Barg at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

CC: Baker Harris



State of Idaho

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March 31, 2010

Susan Wallace
Brenda Beelaert
Barbara Ockerman
221 N Cottonwood Ln
Blackfoot ID 83221

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RE: Change in Ownership Water Right No. 27-10888

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership**

During our review of the ownership change you submitted to our department we found some discrepancies in the property purchased and the place of use of the water right. During our research we found that water right 27-10888 is not in part or as a whole appurtenant to your property. On February 10, 2010 our department talked to Baker & Harris Law Office and they indicated they would be doing some additional research on this water right. Please contact our department requesting this ownership change be returned or submit evidence of ownership indicating your interest in the above listed water right.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

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 the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Baker Harris

SCANNED

MAR 31 2010

Law Offices of

BAKER & HARRIS

Dwight E. Baker
Jared M. Harris*
Jonathan W. Harris
* Also Admitted in Utah

266 W. BRIDGE STREET
BLACKFOOT, ID 83221
Telephone (208) 785-2310
Facsimile (208) 785-6749
E-Mail —jharris@bakerharrislaw.com

January 20, 2010

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Water Right Nos. 27-10888 and 27-10889
B & H Matter No. 6948

RECEIVED
FEB 19 2010
Department of Water Resources
Eastern Region

Dear Sir or Madam:

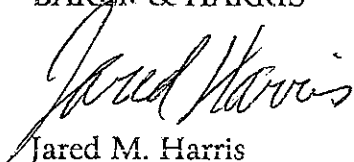
Enclosed please find the following:

1. 27-10888 Department of Water Resources Notice of Change in Water Right Ownership
2. Deed of Distribution by Personal Representative Grace Ockerman and Charles Ockerman estates to Brenda Beelaert, Barbara Ockerman, and Susan Wallace.
3. FSA Aerial Photo
4. 27-10889 Department of Water Resources Notice of Change in Water Right Ownership
5. Deeds - Charles and Grace E. Ockerman to Brenda Beelaert, Barbara Ockerman, and Susan Wallace; Grace E. Ockerman to Brenda Beelaert, Barbara Ockerman and Susan Wallace; Brenda Beelaert to Jennifer Smith; Barbara Ockerman to Susan Wallace; Susan Wallace to Susan Wallace and William J. Wallace.
6. FSA Aerial Photo
7. Our check totaling \$50 for your transfer fee.

If you should require anything further, please advise.

Very truly yours,

BAKER & HARRIS



Jared M. Harris

JMH/ljs

Enclosures

cc William J. and Susan Wallace

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
 FEB 10 2010
 Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
27-10888	D4S				

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Grace Ockerman

809 E 800 N

Shelley, ID 83274

4. New Owner/Claimant(s)

Susan Wallace, Brenda Beelaert, Barbara Ockerman

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

221 N Cottonwood Lane

Blackfoot, ID 83221

(208) 785-4418

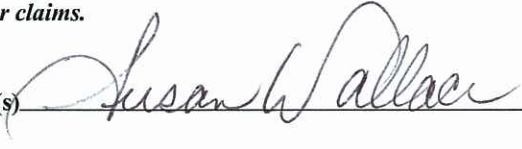
Email: _____

5. Date you acquired the property April 17, 1986

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s) 
 (title if applicable) _____
 (title if applicable) _____

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by 
 Received by 
 Processed by _____ AJ

Date 2-10-10
 Date 2-10-10
 Date _____

Receipt Amt. \$50.00
 Receipt No. ED35592
 WR _____ Date _____

464480

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

FEE 10.00 DEP 100

**DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE**

98 APR 21 AM 11:20

RECORDED AT THE REQUEST OF
Anderson, Nelson & Hall, PA
PO Box 51630
Idaho Falls ID 83405-1630

THIS DEED, made by BRENDA BEELAERT, BARBARA OCKERMAN and SUSAN WALLACE, as Co-Personal Representatives of the estates of GRACE OCKERMAN and CHARLES OCKERMAN, husband and wife, both deceased, Grantors, to BRENDA BEELAERT of 528 East 850 North, Firth, Idaho 83236, BARBARA OCKERMAN of 699 Ruth, Idaho Falls, Idaho 83401, and SUSAN WALLACE of 221 North Cottonwood, Blackfoot, Idaho 83221, each individually as to a one-third undivided interest, Grantees.

WHEREAS, Grantors are the qualified Co-Personal Representatives of said estates which were joined together for probate pursuant to Idaho Code Section 15-3-111 filed as Case No. SP-97-615, in Bingham County, Idaho; and

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantors quitclaim, transfer, and convey to Grantees the following described real property in Bingham, County, Idaho:

Beginning at a point that is S 00°06'51" W. 236.12 feet along the section line from the Northwest corner of Section 28 Township 1 South, Range 37 East of the Boise Baseline and Meridian; running thence along said section line S. 00°06'51" W. 1016.98 feet; thence S. 89°50'41" E. 1320.50 feet; thence N. 00°07'45" E. 289.25 feet; thence N. 00°58'54" W. 961.31 feet to the section line; thence along the section line N. 89°43'30" W. 573.56 feet; thence S. 02°07'40" E. 238.85 feet along a fence line; thence N. 89°31'44" W. 737.99 feet to the point of beginning containing 33.75 acres.

EXCEPTING THEREFROM a 30 foot wide county road right-of-way along the Northerly and Westerly sides of the parcel.

ALSO EXCEPTING the right-of-way for Sand Creek along the Westerly side of the parcel.

with all appurtenances.

EXECUTED this 17 day of April, 1998.

Brenda Beelaert
BRENDA BEELAERT, Co-Personal
Representative of the estates of Grace
Ockerman and Charles Ockerman

[SIGNATURES CONTINUED ON NEXT PAGE]

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

- PAGE 1

Susan Wallace
SUSAN WALLACE, Co-Personal
Representative of the estates of Grace
Ockerman and Charles Ockerman

Barbara Ockerman
BARBARA OCKERMAN, Co-Personal
Representative of the estates of Grace
Ockerman and Charles Ockerman

STATE OF IDAHO)
County of Bonanza) ss.

On this 17th day of April, 1998, before me, the undersigned, a notary public in and of said state, personally appeared, BRENDA BEELAERT, known or identified to me to be the person whose name is subscribed to the within instrument, as a Co-Personal Representative of the Estates of GRACE OCKERMAN and CHARLES OCKERMAN, both deceased, and acknowledged to me that she executed the same as such Co-Personal Representative.

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

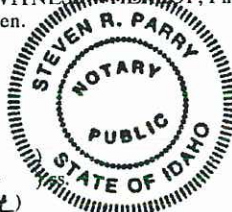


Steven R. Parry
Notary Public for Idaho
Residing at: Idaho Falls, Id
My Commission Expires: 7/1/2003 STATE

OF IDAHO)
County of Bonanza) ss.

On this 16th day of April, 1998, before me, the undersigned, a notary public in and of said state, personally appeared, SUSAN WALLACE, known or identified to me to be the person whose name is subscribed to the within instrument, as a Co-Personal Representative of the Estates of GRACE OCKERMAN and CHARLES OCKERMAN, both deceased, and acknowledged to me that she executed the same as such Co-Personal Representative.

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



Steven R. Parry
Notary Public for Idaho
Residing at: Idaho Falls, Id
My Commission Expires: 7/1/2003

STATE OF IDAHO)
County of Bonanza) ss.

On this 16th day of April, 1998, before me, the undersigned, a notary public in and of said state, personally appeared, BARBARA OCKERMAN, known or identified to me to be the person whose name is subscribed to the within instrument, as a Co-Personal Representative of the Estates of GRACE OCKERMAN and CHARLES OCKERMAN, both deceased, and acknowledged to me that she executed the same as such Co-Personal Representative.

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



Steven R. Parry
Notary Public for Idaho
Residing at: Idaho Falls, Id
My Commission Expires: 7/1/2003

L:\SRP3079.DISTRIBUTED

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

464480

- PAGE 2

Firth



Farm 5569
T 313

Date: April 26, 2006

Bingham County

250 125 0 250 Feet

