

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 10 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-14526	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-14527	Yes ☒	Yes ☐			Yes ☐
34-14528	Yes ☒	Yes ☐	34-14526 (Split into 34-14526 and 34-14958)		Yes ☐
34-14529	Yes ☒	Yes ☐	34-14527 (Split into 34-14527 and 34-14959)		Yes ☐
	Yes ☐	Yes ☐	34-14528 (Split into 34-14528 and 34-14960)		Yes ☐
			34-14529 (Split into 34-14529 and 34-14961)		Yes ☐
				Yes ☐	Yes ☐

2. Previous Owner's Name: Max J Bingham; Cheryl J Bingham
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Shane Lee Dirks; Tanya Marie Dirks
New owner(s) as listed on the conveyance document
- 3592 West 3600 North
Mailing address
208-731-1824
Telephone
- Moore
City
- Name connector ☐ and ☐ or
ID 83255
State Zip
- 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: 9-26-22
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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: Shane Lee Dirks
Signature of new owner/claimant
Shane Lee Dirks
Print name
- Title, if applicable
Date 9-26-2022
- Signature: Tanya Marie Dirks
Signature of new owner/claimant
Tanya Marie Dirks
Print name
- Title, if applicable
Date 9-26-2022

SUPPORT DATA

IN FILE # 34-14526

Received by CTH Date 1/10/24 For IDWR Office Use Only: Receipt No. E049726 Receipt Amt. \$175.00

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 10/7/2024

Refund E049726 / C114401 Refunded \$50. - 3/8/2023.

265988

Custer County Req. of
Rodney Mountain Envtl
Time 11:29 AM Date 9/27, 2024
Lura H. Baker, Clerk
[Signature] \$ 15.00
Deputy

QUITCLAIM DEED

FOR VALUE RECEIVED, **MAX J BINGHAM and CHERYL J BINGHAM**, a married couple, whose address is P.O. Box 688, Wedowee, Alabama 36278, hereinafter called "Grantor", does hereby grant and convey, to **SHANE LEE DIRKS and TANYA MARIE DIRKS**, a married couple, of 3592 West 3600 North, Moore, Idaho 83255, hereinafter collectively called "Grantee", the following described property and rights situated in Custer County, Idaho, to-wit:

Portions of Water Rights No. 34-14526, 34-14527, 34-14528, and 34-14529, appurtenant to SESW, SWSE, and SESE of Section 19, Township 6 North, Range 26 East, B.M., Custer County, Idaho, in the total amount of 109 acres with a total diversion rate of 2.73 cubic feet per second, being illustrated on Exhibit A and further described as follows:

A portion of Water Right 34- 14526

- 44.8 acres within the total 109 acres, with a diversion rate of 0.9 cfs

A portion of Water Right 34-14527

- 47.1 acres within the total 109 acres, with a diversion rate of 0.95 cfs.

A portion of Water Right 34-14528

- 94 acres within the total 109 acres, with a diversion rate of 1.88 cfs.

A portion of Water Right 34-14529

- 109 acres, with a diversion rate of 0.3 cfs.

TO HAVE AND TO HOLD said premises, with its appurtenances, unto the said Grantee and to the Grantee's heirs and assigns forever.

[THIS SPACE LEFT BLANK INTENTIONALLY]

265988

IN WITNESS WHEREOF, the Grantor has hereunto set his hands and seals this day.

DATED this 13 day of September, 2024.


Max J Bingham


Cheryl J Bingham

STATE OF ALABAMA)

), ss.

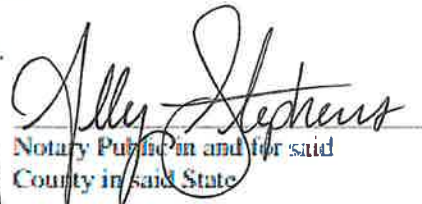
County of Randolph)

I, Ally Stephens (name and style of officer) hereby certify that Max J Bingham, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand this 13th day of September, 2024.

(Seal)




Notary Public in and for said
County in said State

STATE OF ALABAMA)

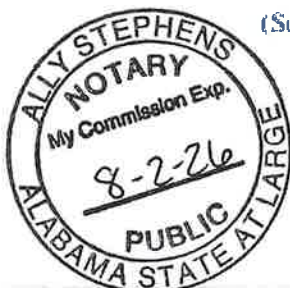
), ss.

County of Randolph)

I, Ally Stephens (name and style of officer) hereby certify that Cheryl J Bingham, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand this 13th day of September, 2024.

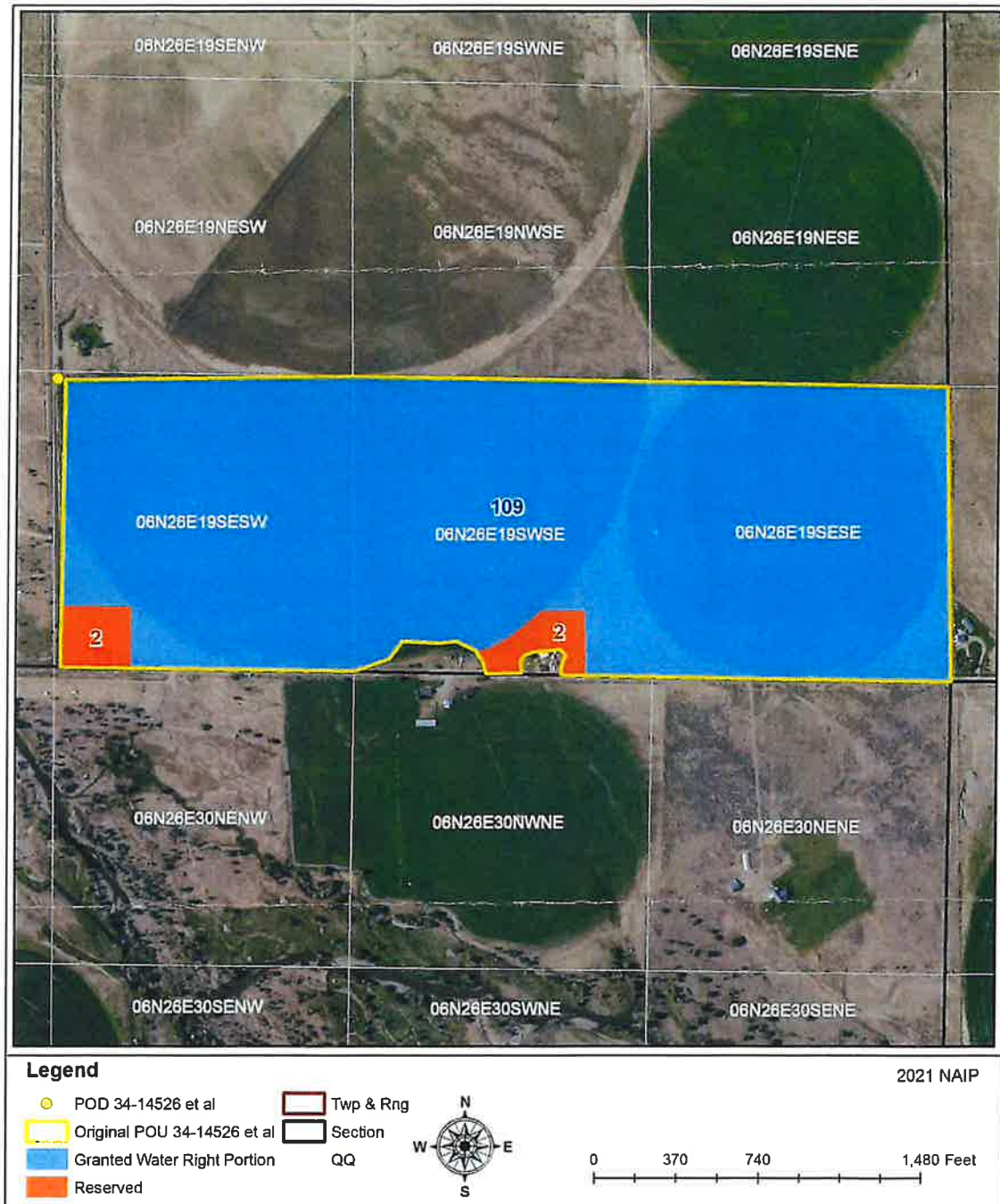
(Seal)




Notary Public in and for said
County in said State

265 988

Exhibit A
Map of Water Right Location





211 West 13th Street
Burley, ID 83318
Ph. (208) 881-0087
Fx. (866) 582-7546
www.titleonecorp.com

ID Dept. of Water Resources
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402

Date: 10/03/2022

Escrow No. 22460303 Shane Lee Dirks and Tanya Marie Dirks

Dear Clerk:

Enclosed with this letter please find the following in connection with the above referred to transaction:

- The original executed Notice of Change In Water Right Ownership
- A copy of the original recorded Warranty Deed
- TitleOne check no. 44205 made payable to Idaho Department of Water Resources in the amount of 275.00

Should you have any questions, please do not hesitate to contact Ashley Martinkus at 208-878-3524.

Best regards,
TITLEONE

Nancy Garrett
Ag Escrow Assistant

AR/nrg
Enc.
FedEx

Instrument # 263371

CHALLIS, CUSTER, IDAHO
09-27-2022 03:20:54 No. of Pages: 4
Recorded for: TITLEONE - BURLEY
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TG

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.



TitleOne
a title & escrow co.

Order Number: 22460303

Warranty Deed

For Value Received,

Max J. Bingham and Cheryl J. Bingham, husband and wife, the Grantor, does hereby grant, bargain sell and convey unto, **Shane Lee Dirks also known as Shane Dirks and Tanya Marie Dirks also known as Tanya Dirks, husband and wife, as community property with right of survivorship**, whose current address is **3592 W 3600 N, Moore, ID 83255**, the Grantee, the following described premises, in **Custer County, Idaho**, To Wit:

See Exhibit A, attached hereto and incorporated herein.

TOGETHER WITH ALL WATER AND WATER RIGHTS USED THERE ARE AN APPURTENANT THERE TO INCLUDING BUT NOT LIMITED TO IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT NO. 34-14526, 34-14527, 34-14528 AND A PORTION OF 34-14529 AND STORAGE WITH THE BIG LOST RIVER IRRIGATION DISTRICT ORIGINALLY WITH THE FARM AT THE TIME IT WAS PURCHASED BY THE GRANTOR.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.



TitleOne
a title & escrow co.

Order Number: 22460303

Warranty Deed

For Value Received,

Max J. Bingham and Cheryl J. Bingham, husband and wife, the Grantor, does hereby grant, bargain sell and convey unto, **Shane Lee Dirks also known as Shane Dirks and Tanya Marie Dirks also known as Tanya Dirks, husband and wife, as community property with right of survivorship**, whose current address is **3592 W 3600 N, Moore, ID 83255**, the Grantee, the following described premises, in **Custer County, Idaho**, To Wit:

See Exhibit A, attached hereto and incorporated herein.

TOGETHER WITH ALL WATER AND WATER RIGHTS USED THERE ARE AN APPURTENANT THERE TO INCLUDING BUT NOT LIMITED TO IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT NO. 34-14526, 34-14527, 34-14528 AND A PORTION OF 34-14529 AND STORAGE WITH THE BIG LOST RIVER IRRIGATION DISTRICT ORIGINALLY WITH THE FARM AT THE TIME IT WAS PURCHASED BY THE GRANTOR.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: September 26, 2022

Max J. Bingham
Max J. Bingham

Cheryl J. Bingham
Cheryl J. Bingham

State of Idaho, County of Cassia, ss.

On this 26 day of September in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Max J. Bingham and Cheryl J. Bingham, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Annette Roth
Notary Public
Residing In: Rupert ID
My Commission Expires: 8-4-2023
(seal)

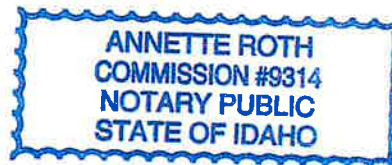


EXHIBIT A

LEGAL DESCRIPTION OF THE PREMISES

The Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) and the South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) in Section 19, Township 6 North, Range 26 East, Boise Meridian, Custer County, Idaho

EXCEPT that portion of the Southwest Quarter ($\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East, Boise Meridian, Custer County, Idaho, on the North side of center line of 3800 North Road, and on the East side of center line of 3580 West Road as shown on the plans, in the office of the Idaho Transportation Department, as Federal Aid Project No. BROS-1900(101), and more particularly described as follows:

Commencing at the Southwest corner of Section 19;
Thence along the Southerly boundary of said section, South 88°36'15" East, 402.336 meters (1,320.00 feet) to the Point of Beginning;
Thence along the Westerly boundary of the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section 19, North 00°17'36" East, 63.432 meters (208.11 feet);
Thence South 89°42'24" East, 9.766 meters (32.04 feet) to the intersection of the prescriptive right-of-way, and the new Easterly right-of-way of 3850 West Road;
Thence along the new Easterly right-of-way of 3850 West Road, South 04°03'55" East, 53.794 meters (176.49 feet) to the new Northerly right-of-way of 3800 North Road;
Thence along said right-of-way, South 86°09'18" East, 57.052 meters (187.18 feet) to the intersection of the prescriptive right-of-way, and the new Northerly right-of-way of 3800 North Road;
Thence South 01°23'45" West, 7.620 meters (25.00 feet) to the Southerly boundary of Section 19;
Thence along said boundary, North 88°36'15" West, 70.664 meters (231.84 feet) to the Point of Beginning.

ALSO EXCEPTING part of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East of the Boise Meridian, Custer County, Idaho, more particularly described as:

Commencing at the South Quarter ($\frac{1}{4}$) corner of Section 19 from which the Southwest corner of said section bears South 88°59'13" East 2714.04 feet, the basis of bearings for this description;
Thence South 88°59'13" East 469.09 feet along the South line of said section from said South Quarter ($\frac{1}{4}$) corner to the Point of Beginning, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" West 25.16 feet;
Thence North 00°00'00" West 68.15 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 78°47'45" East 145.76 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 59°30'05" East 218.92 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 49°53'02" East 193.40 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 40°04'45" East 212.13 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 89°59'15" East 137.04 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence South 00°00'00" East 508.60 feet to a point on the South line of said section which is witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" East 27.00 feet;
Thence North 88°55'50" West 753.26 feet along the South line of said section to the Point of Beginning.

ALSO EXCEPTING part of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East of the Boise Meridian, Custer County, Idaho, more particularly described as:

Commencing at the South Quarter ($\frac{1}{4}$) corner of Section 19 from which the Southwest corner of said section bears North 88°59'13" West 2646.59 feet, the basis of bearings for this description;
Thence North 88°59'13" West 743.20 feet along the South line of said section from said South Quarter ($\frac{1}{4}$) corner to the Point of Beginning, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" West 24.00 feet;

Thence continuing along said South line North 88°59'13" West 536.23 feet to its intersection with the Easterly right-of-way fence of a county road, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 02°42'28" West 27.36 feet;

Thence North 02°42'28" West 580.43 feet along said Easterly right-of-way fence to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence North 90°00'00" East 79.04 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 33°43'05" East 232.13 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 47°13'47" East 262.00 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 54°23'11" East 200.92 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 00°00'00" East 101.27 feet to the Point of Beginning.

September 26, 2022

The undersigned and the Buyer and Seller on the real property described on the attached Exhibit "A" agree to the following

- Idaho Department of Water Resources Water Right Nos. 34-14526, 34-14527 and 34-14528 will be transferred wholly to the Buyer.
- Idaho Department of Water Resources Water Right No. 34-14529 will be split with a proportionate amount of water being retained by the Seller for the two parcels of land retained and the balance being Transferred to the Buyer
- Storage with Big Last River Irrigation District that was with the real property being transferred at the time the Seller purchased the farm shall be transferred to the buyer. Any storage water used on the real property which was purchased by the seller subsequently will remain the Sellers:

Buyers:


Shane Lee Dirks


Tanya Marie Dirks

Sellers:


Max J. Bingham


Cheryl J. Bingham

EXHIBIT A

LEGAL DESCRIPTION OF THE PREMISES

The Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) and the South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) in Section 19, Township 6 North, Range 26 East, Boise Meridian, Custer County, Idaho

EXCEPT that portion of the Southwest Quarter ($\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East, Boise Meridian, Custer County, Idaho, on the North side of center line of 3800 North Road, and on the East side of center line of 3580 West Road as shown on the plans, in the office of the Idaho Transportation Department, as Federal Aid Project No. BROS-1900(101), and more particularly described as follows:

Commencing at the Southwest corner of Section 19;
Thence along the Southerly boundary of said section, South 88°36'15" East, 402.336 meters (1,320.00 feet) to the Point of Beginning;
Thence along the Westerly boundary of the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section 19, North 00°17'36" East, 63.432 meters (208.11 feet);
Thence South 89°42'24" East, 9.766 meters (32.04 feet) to the intersection of the prescriptive right-of-way, and the new Easterly right-of-way of 3850 West Road;
Thence along the new Easterly right-of-way of 3850 West Road, South 04°03'55" East, 53.794 meters (176.49 feet) to the new Northerly right-of-way of 3800 North Road;
Thence along said right-of-way, South 86°09'18" East, 57.052 meters (187.18 feet) to the intersection of the prescriptive right-of-way, and the new Northerly right-of-way of 3800 North Road;
Thence South 01°23'45" West, 7.620 meters (25.00 feet) to the Southerly boundary of Section 19;
Thence along said boundary, North 88°36'15" West, 70.664 meters (231.84 feet) to the Point of Beginning.

ALSO EXCEPTING part of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East of the Boise Meridian, Custer County, Idaho, more particularly described as:

Commencing at the South Quarter ($\frac{1}{4}$) corner of Section 19 from which the Southwest corner of said section bears South 88°59'13" East 2714.04 feet, the basis of bearings for this description:
Thence South 88°59'13" East 469.09 feet along the South line of said section from said South Quarter ($\frac{1}{4}$) corner to the Point of Beginning, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" West 25.16 feet;
Thence North 00°00'00" West 68.15 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 78°47'45" East 145.76 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 59°30'05" East 218.92 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 49°53'02" East 193.40 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 40°04'45" East 212.13 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence North 89°59'15" East 137.04 feet to a point being marked by 5/8" rebar and plastic cap inscribed "PLS 12222";
Thence South 00°00'00" East 508.60 feet to a point on the South line of said section which is witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" East 27.00 feet;
Thence North 88°55'50" West 753.26 feet along the South line of said section to the Point of Beginning.

ALSO EXCEPTING part of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 19, Township 6 North, Range 26 East of the Boise Meridian, Custer County, Idaho, more particularly described as:

Commencing at the South Quarter ($\frac{1}{4}$) corner of Section 19 from which the Southwest corner of said section bears North 88°59'13" West 2646.59 feet, the basis of bearings for this description:
Thence North 88°59'13" West 743.20 feet along the South line of said section from said South Quarter ($\frac{1}{4}$) corner to the Point of Beginning, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 00°00'00" West 24.00 feet;

Thence continuing along said South line North 88°59'13" West 536.23 feet to its intersection with the Easterly right-of-way fence of a county road, said point being witnessed by a 5/8" rebar and plastic cap inscribed "PLS 12222" which bears North 02°42'28" West 27.36 feet;

Thence North 02°42'28" West 580.43 feet along said Easterly right-of-way fence to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

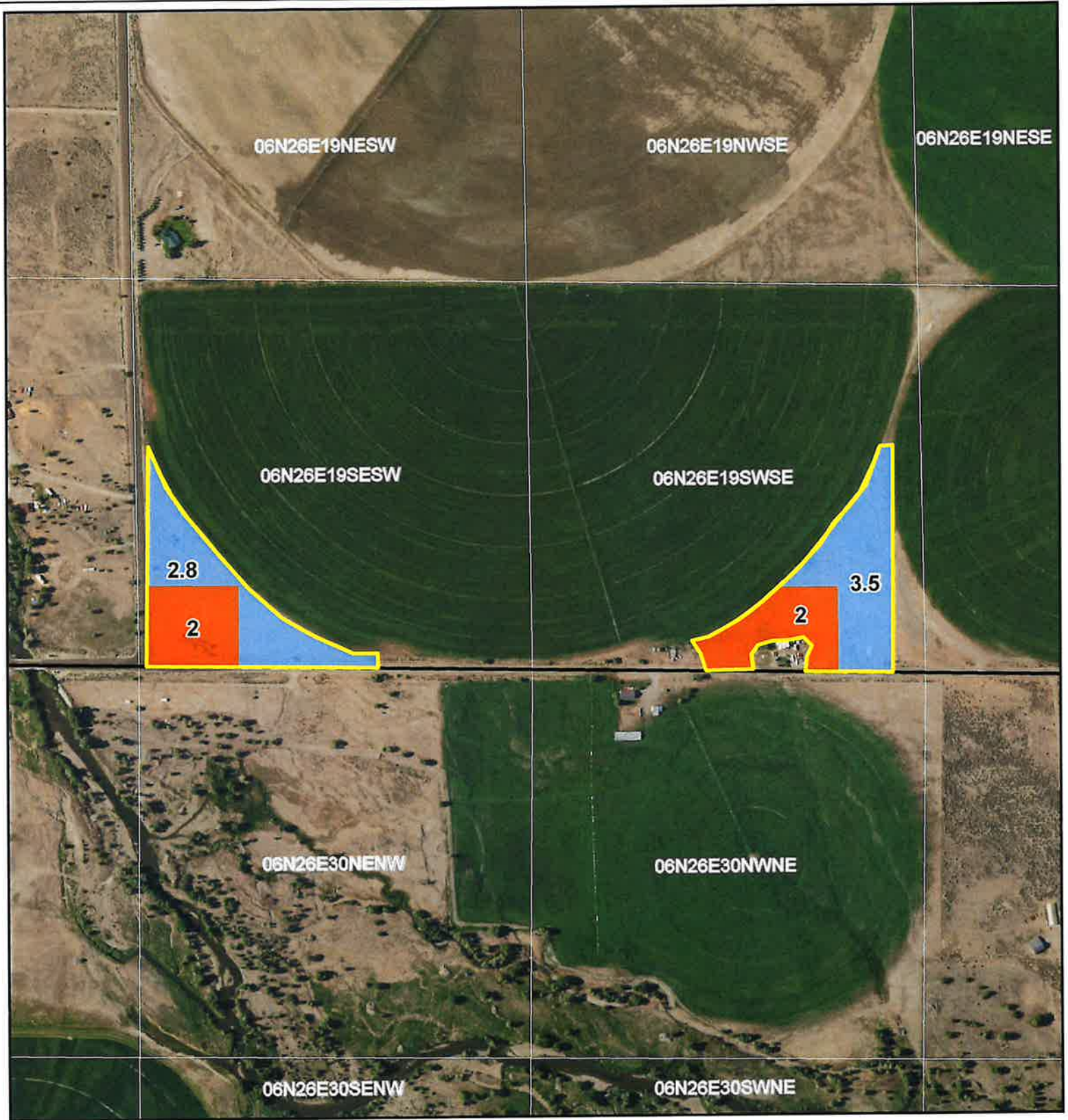
Thence North 90°00'00" East 79.04 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 33°43'05" East 232.13 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 47°13'47" East 262.00 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 54°23'11" East 200.92 feet to a point being marked by a 5/8" rebar and plastic cap inscribed "PLS 12222";

Thence South 00°00'00" East 101.27 feet to the Point of Beginning.

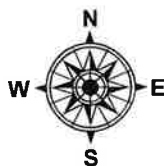


0 500 1,000 2,000 Feet

2021 NAIP

Legend

- POU 34-14526 et al
- Split POU - Dirks
- Split POU - Bingham
- Twp & Rng
- Section
- QQ



Split of Water Rights 34-14526, 34-14527, 34-14528, 34-14529

Bingham/Dirks

RMEA # 14-0035

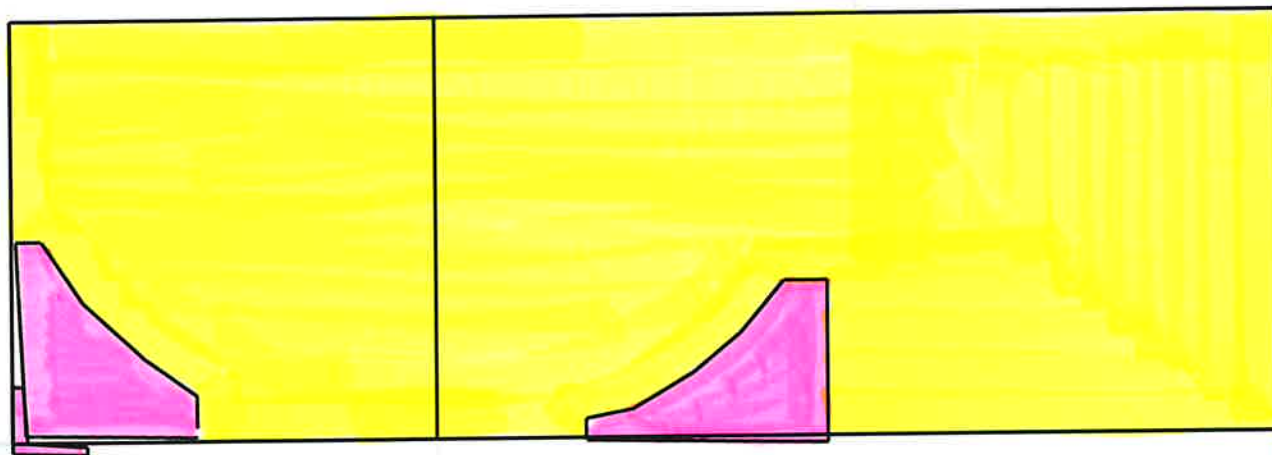
by: KM

Date: 8/20/2024



Shane & Janya Dirks Property

* Still owned by Max & Cheryl Bingham
According to Custer County Parcel Viewers



1/11/2024

Scale: 1 inch = 600 feet

File:

Tract 1: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.

Tract 2: 80.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=7920 ft.

Tract 3: 0.3148 Acres (13712 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/289928), Perimeter=861 ft.

Tract 4: 4.8172 Acres (209839 Sq. Feet), Closure: n48.5309e 0.38 ft. (1/5868), Perimeter=2237 ft.

Tract 5: 4.3606 Acres (189947 Sq. Feet), Closure: s02.4229e 27.36 ft. (1/74), Perimeter=2019 ft.

01 /ne,se,sw,19,6n,26e

02 s0w 1320.00

03 s90w 1320.00

04 n0e 1320.00

05 n90e 1320.00

06 @0

07 /ne,s,se,19,6n,26e

08 s0w 1320.00

09 s90w 2640.00

10 n0e 1320.00

11 n90e 2640.00

12 @0

13 /sw,19,6n,26e

14 /s88.3615e 402.336m

15 n00.1736e 63.432m

16 s89.4224e 9.766m

17 s04.0355e 53.794m

18 s86.0918e 57.052m

19 s01.2345w 7.620m

20 n88.3615w 70.664m

21 @0

22 /se,sw,19,6n,26e

23 /s88.5913e 469.09

24 n00.0000w 68.15

25 n78.4745e 145.76

26 n59.3005e 218.92

27 n49.5302e 193.02

28 n40.0445e 212.13

29 n89.5915e 137.04

30 s00.0000e 508.60

31 n88.5550w 753.26

32 @0

33 /se,sw,19,6n,26e

34 /n88.5913w 743.20

35 n88.5913w 536.23

36 n02.4228w 27.36

37 n02.4228w 580.43

38 n90.0000e 79.04

39 s33.4305e 232.13

40 s47.1347e 262.00

41 s54.2311e 200.92

42 s00.0000e 101.27



IDAHO DEPARTMENT OF
WATER RESOURCES

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

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 08, 2024

SHANE LEE DIRKS
TANYA MARIE DIRKS
3592 W 3600 N
MOORE ID 83255-8731

Correction

Re: Change in Water Right Ownership: 34-14526 (Split into 34-14526 and 34-14958), 34-14527 (Split into 34-14527 and 34-14959), 34-14528 (Split into 34-14528 and 34-14960), 34-14529 (Split into 34-14529 and 34-14961)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Please note there was an ownership change complete and acknowledged in 2023. This corrects the previously complete ownership change.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

A portion of water right(s) 34-14526, 34-14527, 34-14528, 34-14529, 34-14958, 34-14959, 34-14960, 34-14961 was leased to the Water Supply Bank (bank) on January 1, 2024. To date, part of the right(s) appurtenant to 0.08 cubic feet per second (cfs) and 10.3 acres remain leased to the bank. In accordance with the bank lease acceptance, the lessor/current right holder (right holder) may not use the right(s) while it is in the bank, even if the right(s) is not rented from the bank. This portion will remain in the bank until December 31, 2028, unless the right(s) are released earlier by the Idaho Water Resource Board or upon request by the right holder. To reduce the term of the lease, the right holder must submit a written request to the department. The department will verify if the right is rented or available for release and notify the right holder of the release date.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: MAX J BINGHAM
CHERYL J BINGHAM
ROCKY MOUNTAIN ENVIRONMENTAL
BIG LOST RIVER GROUND WATER DISTRICT
DL EVANS BANK
IDWR WATER SUPPLY BANK

Baily, Jonie

From: Baily, Jonie
Sent: Tuesday, October 8, 2024 8:41 AM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good morning!

I have a refund request as follows:

Receipt number: E049726
Amount: \$175.00
Payable to: SHANE DIRKS
3592 W 3600 N
MOORE ID 83255-8731

Reason: Ownership Change was submitted for 4 water rights, back in 2022, under a different receipt. The ownership change was complete but incorrectly and with several errors. The ownership change was resubmitted in 2024 because the applicant thought the application had NOT been complete. After doing some research we found the previous ownership change, however it contained multiple errors, so the ownership change was CORRECTED with a new agreement, made in 2024. Because this was a correction to the previous ownership change the fee is not required and the applicant is entitled to full refund for the 2024 receipt and the previous receipt numbers are being used for the ownership change correction.

Let me know if you have any questions or need additional information. Have a great day!!!



Jonie Baily | Technical Records Specialist
900 N Skyline Drive Ste. A, Idaho Falls, ID 83402
Phone number: (208) 525-7161
Fax number: (208) 525-7177
Email: jonie.baily@idwr.idaho.gov
Website: www.idwr.idaho.gov