

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEC 05 2022

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?
01-10676 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
01-10677 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
01-10678 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Nathaniel Rowe
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Jim Bernard, Melissa Bernard, Dakri Bernard, Broc Gilstrap
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

2 North Landmark Lane

Mailing address

Rigby

City

ID

State

83422

Zip

208-520-2580 17 208-520-4045

Telephone

Silver Creek 100@gmail.com

Email DAKRI@myidahoagent.com

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: July 2022
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: [Signature] Title, if applicable DWR Date 11/15/22
- X Signature of new owner/claimant [Signature] Title, if applicable DWR Date 11/15/22
- X Print name Jim Bernard X Owner [Signature] Date 11/15/22
- X Signature of new owner/claimant [Signature] Title, if applicable owner Date 11/15/22
- X Print name Dakri Bernard X Owner [Signature]
- X Print name Broc Gilstrap

Received by M. Pettes Date 12-5-22 For IDWR Office Use Only: Receipt No. E048772 Receipt Amt. 75.00

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 [Signature] Approved by [Signature] Processed by [Signature] Date 12/10/2022



Instrument # 474773
RIGBY, JEFFERSON, IDAHO
07-15-2022 01:07:02 PM No. of Pages: 2
Recorded for: AMERITITLE - IDAHO FALLS
COLLEEN C POOLE Fee: \$15.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 549005AM

FOR VALUE RECEIVED

Nathaniel Arthur Rowe and Claire Rowe, Husband and Wife

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

Jim Bernard and Melissa Bernard, Husband and Wife and Dakri Bernard and Broc Gilstrap, Wife and Husband

whose current address is:

2 N Landmark Ln. STE 4
Rigby, ID 83442

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

**Township 4 North, Range 40 E.B.M., Jefferson County, Idaho
Section 28: N1/2S1/2 lying North of the centerline of the Harrison Canal and West of the
railroad right-of-way;
NW1/4 lying South of the Great Feeder Canal, also known as the dry bed**

EXCEPTING THEREFROM:

**Beginning at the Southwest corner of the NW1/4SW1/4 of said Section 28,
thence North along the West section line for a distance of 259.50 feet;
thence East 255.50 feet to the tributary of the Steele Ditch;
thence Southeasterly along said tributary for a distance of 166.50 feet to a point where the said
tributary meets the Steele Ditch;
thence Southwesterly along the Steele Ditch for a distance of 122.00 feet;
thence West for a distance of 255.50 feet to the true point of beginning.**

ALSO EXCEPTING THEREFROM:

**Commencing at the Southwest corner of the SE1/4NW1/4 of said Section 28, thence East 50 feet
to the point of beginning.
thence East 144 feet;
thence North 144 feet;
thence West 144 feet;
thence South 144 feet to the point of beginning.**

ALSO EXCEPTING THEREFROM:

**Commencing at the Southwest corner of the SE1/4NW1/4 of said Section 28, and running thence
East 194 feet to the point of beginning.
thence East 600 feet;
thence North 720 feet;
thence West 600 feet;
thence South 720 feet to the point of beginning.**

ALSO EXCEPTING THEREFROM:

**Beginning at a point on the West section line that is 510.27 feet S. 00°00'00" W. of the Northwest
corner of said Section 28, and running thence along the South side of the Dry bed canal the
following six courses:
S. 90°00'00" E. 32.78 feet;
thence S. 55°58'34" E. 86.88 feet;
thence S. 48°25'50" E. 280.92 feet;
thence S. 46°40'57" E. 405.77 feet;
thence S. 61°15'54" E. 306.54 feet;
thence S. 53°37'58" E. 277.55 feet;
thence S. 11°37'06" E. 174.02 feet;
thence N. 76°20'02" W. 1170.64 feet along an existing fence line to the West section line of said
Section 28;
thence along said section line N. 00°00'00" W. 719.20 feet to the point of beginning.**

ALSO EXCEPTING THEREFROM:

**Commencing at the Southwest corner of the SE1/4NW1/4 of said Section 28,
thence East 50 feet;
thence North 144 feet;
thence East 144 feet;**

474773

thence North 60 feet;
thence West 194 feet;
thence South 204 feet to the point of beginning.

ALSO EXCEPTING THEREFROM:

Beginning at the Southwest corner of said Section 28,
thence N. 00°12'57" W. along the West line of Section 28 for a distance of 1312.55 feet,
thence N. 89°47'03" E. for a distance of 180.00 feet to the True Point of Beginning.
thence N. 89°47'03" E. for a distance of 75.50 feet to a point on the Steele Ditch;
thence N. 30°22'53" E. for a distance of 122.00 feet, more or less, to a point where said Steele Ditch meets a tributary for the Steel Ditch;
thence N. 22°06'51" W. along said tributary for a distance of 166.50 feet, more or less;
thence S. 89°47'03" W. for a distance of 255.50 feet to the West line of Section 28;
thence N. 00°12'57" W. along said West line for a distance of 50.00 feet;
thence N. 89°47'03" E. for a distance of 1318.34 feet to a point on the East line of the NW1/4SW1/4 of said Section 28;
thence S. 00°09'39" E. along said East line for a distance of 131.76 feet to the centerline of the Harrison Canal;
thence S. 38°55'10" W. along said centerline for a distance of 26.74 feet;
thence S. 56°44'15" W. along said centerline for a distance of 129.97 feet;
thence S. 75°42'38" W. along said centerline for a distance of 138.13 feet;
thence S. 80°50'17" W. along said centerline for a distance of 261.83 feet;
thence S. 80°33'54" W. along said centerline for a distance of 50.38 feet;
thence S. 80°33'28" W. along said centerline for a distance of 118.38 feet;
thence S. 66°31'10" W. along said centerline for a distance of 131.03 feet;
thence S. 51°31'43" W. along said centerline for a distance of 236.94 feet; thence S. 68°52'04" W. along said centerline for a distance of 82.27 feet;
thence N. 89°38'10" W. along said centerline for a distance of 68.68 feet;
thence N. 00°30'19" W. along said centerline for a distance of 242.42 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM:

Beginning at the Northwest corner of said Section 28,
thence S. 00°13'04" E. for a distance of 1707.07 feet along the West line of Section 28 to the True Point of Beginning.
thence S. 85°46'00" E. for a distance of 102.00 feet;
thence S. 77°28'00" E. for a distance of 168.00 feet;
thence S. 01°59'17" E. for a distance of 144.07 feet;
thence S. 89°46'56" W. for a distance of 270.00 feet to the West line of said Section 28;
thence N. 00°13'04" W. for a distance of 189.00 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM:

Beginning at the Northwest corner of said Section 28,
thence S. 00°13'04" E. for a distance of 1896.07 feet along the West line of Section 28,
thence N. 89°46'56" E. for a distance of 270.00 feet to the True Point of Beginning.
thence N. 01°59'17" W. for a distance of 144.07 feet;
thence S. 75°53'02" E. for a distance of 248.18 feet;
thence S. 00°13'04" E. for a distance of 206.00 feet;
thence S. 89°58'00" W. for a distance of 136.00 feet;
thence N. 00°13'04" W. for a distance of 123.00 feet;
thence S. 89°46'56" W. for a distance of 100.00 feet to the True 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.

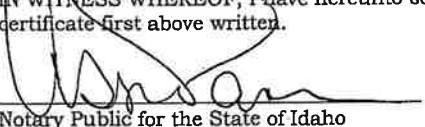
Dated: July 13, 2022

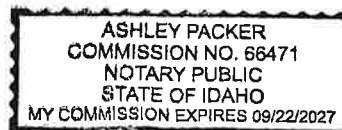

Nathaniel Arthur Rowe


Claire Rowe

State of Idaho } ss
County of Jefferson }

On this 14 day of July, 2022, before me, the undersigned a Notary Public in and for said state, personally appeared Nathaniel Arthur Rowe and Claire Rowe, 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 same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of Idaho
Residing at: Rigby, ID
Commission Expires:





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 Gary Spackman

December 06, 2022

JIM BERNARD
MELISSA BERNARD
2 N LANDMARK LN STE 4
RIGBY ID 83442-5340

BROC GILSTRAP
DAKRI BERNARD
2 N LANDMARK LN STE 4
RIGBY ID 83442-5340

Re: Change in Ownership for Water Right No(s): 1-10676, 1-10677, 1-10678

Dear Water Right Holder(s):

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

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 Barg
Technical Records Specialist 1

Enclosure(s)

cc: D L EVANS BANK
WATER DISTRICT 01