

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 23 2023

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?
35-111590	Yes ☐	Yes ☐		Yes ☐	Yes ☐
update Poll.	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Wixom, Cecil D; Wixom, Marjorie

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Wixom, Brian S; Wixom Peggy

New owner(s) as listed on the conveyance document

Name connector ☐ and ☒ orMailing address 202 N 500WCity Blackfoot State ID Zip 83221Telephone 406-366-5325Email bwixom1@icloud.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 22, 2022

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- ☐ 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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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: B. S. Wixom Title, if applicable _____ Date 6-19-2023

Signature of new owner/claimant

Print name Brian S. Wixom

Signature of new owner/claimant

- Signature: Peggy Wixom Title, if applicable _____ Date 6-19-2023

Signature of new owner/claimant

Print name Peggy Wixom

Signature of new owner/claimant

For IDWR Office Use Only:

Received by M. Jettis Date 6-23-23 Receipt No. E049299 Receipt Amt. 25.00Active 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 6/27/2023

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 747688
BINGHAM COUNTY, IDAHO
2022-07-27 08:09:00 AM No of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

Date: **July 22, 2022**

File No. **1057633-B (tr)**

For Value Received, **JoAnn Christensen, Personal Representative of the Marjorie S. Wixom Estate, deceased, Case No. CV06-22-0867**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brian S Wixom and Peggy Wixom, husband and wife**, hereinafter called the Grantee, whose current address is **298 Forest Grove Road, Lewiston, MT**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

Part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as follows:

Commencing at the Southeast corner of said Section 19 which is the Point of Beginning;
thence N. 89°47'53" W. 204.00 feet along the South line of said Section 19;
thence N. 00°12'34" E. 290.00 feet;
thence N. 07°18'11" E. 113.37 feet to the South line of Deed Instrument No. 108164;
thence S. 89°47'53" E. 190.00 feet along said deed to the East line of said Section 19;
thence S. 00°12'34" W. 402.5 feet along said East line to the Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED

simplifile®

ID: 747688

County: Bingham

Date: 7-27-2022 Time: 8:02pm

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1057633-B (tr)**

Date: **July 22, 2022**

For Value Received, **JoAnn Christensen, Personal Representative of the Marjorie S. Wixom Estate, deceased, Case No. CV06-22-0867**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brian S Wixom and Peggy Wixom, husband and wife**, hereinafter called the Grantee, whose current address is **298 Forest Grove Road, Lewiston, MT**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

Part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as follows:

Commencing at the Southeast corner of said Section 19 which is the Point of Beginning;
thence N. 89°47'53" W. 204.00 feet along the South line of said Section 19;
thence N. 00°12'34" E. 290.00 feet;
thence N. 07°18'11" E. 113.37 feet to the South line of Deed Instrument No. 108164;
thence S. 89°47'53" E. 190.00 feet along said deed to the East line of said Section 19;
thence S. 00°12'34" W. 402.5 feet along said East line to the Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 07/22/2022

Warranty Deed
- continued

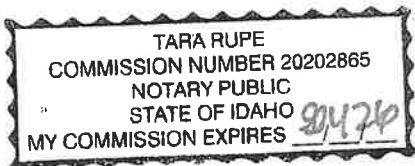
File No.: 1057633-B (tr)

JoAnn Christensen, Personal Representative of
the Estate of Marjorie S. Wixom, Deceased,
Case No. CV06-22-0867

JoAnn Christensen Personal Representative
JoAnn Christensen, Personal Representative

s. STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this 26 day of July, 2022, before me, a Notary Public in and for said State, personally appeared **JoAnn Christensen**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the Estate of **Marjorie S. Wixom**, and acknowledged to me that she executed the same as such Personal Representative.



Tara Rupe

Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 08/04/2026

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

COPY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1057633-B (tr)**

Date: **July 22, 2022**

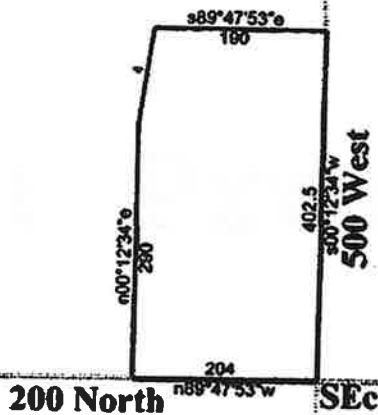
For Value Received, **JoAnn Christensen, Personal Representative of the Marjorie S. Wixom Estate, deceased, Case No. CV06-22-0867**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brian S Wixom and Peggy Wixom, husband and wife**, hereinafter called the Grantee, whose current address is **298 Forest Grove Road, Lewiston, MT**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

Part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as follows:

Commencing at the Southeast corner of said Section 19 which is the Point of Beginning;
thence N. 89°47'53" W. 204.00 feet along the South line of said Section 19;
thence N. 00°12'34" E. 290.00 feet;
thence N. 07°18'11" E. 113.37 feet to the South line of Deed Instrument No. 108164;
thence S. 89°47'53" E. 190.00 feet along said deed to the East line of said Section 19;
thence S. 00°12'34" W. 402.5 feet along said East line to the Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.



This map is solely for the purpose of assisting in locating the premises and the company assumes no liability for variations if any, with an actual survey.

First American Title Company

SESE $\frac{1}{4}$ 19-2S-35EBM, Bingham Co., ID

10/17/2017

Scale: 1 inch= 200 feet

File: 656647.ndp

- 01 /se,19,2s,35e
- 02 n89.4753w 204
- 03 n00.1234e 290
- 04 n07.1811e 113.37
- 05 s89.4753e 190
- 06 s00.1234w 402.5



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

June 27, 2023

BRIAN WIXOM
PEGGY WIXOM
202 N 500 W
BLACKFOOT ID 83221-5480

Re: Change in Ownership for Water Right No(s): 35-11159

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 Baily
Technical Records Specialist 1

Enclosure(s)