

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DE

FEB 07 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP WATER RESOURCES
WESTERN 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?
65-07560	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: David P Bergey
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Orval and Claire Wieber
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or
- 1472 Front Nine Dr Fort Collins CO 80525
Mailing address City State Zip
970-310-3944 clairewieber@gmail.com
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: 1-19-2024
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: Orval E. Wieber 2-6-2024
Signature of new owner/claimant Title, if applicable Date
Orval E. Wieber
Print name
- Signature: Claire B. Wieber 2-6-2024
Signature of new owner/claimant Title, if applicable Date
Claire B. Wieber
Print name

Received by CC Date 2-7-24 For IDWR Office Use Only: Receipt No. W051751 Receipt Amt. \$25.00
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 _____ Processed by DM Date 6-7-24



Instrument # 461208
VALLEY COUNTY, CASCADE, IDAHO
01-16-2024 13:36:04 No. of Pages: 1
Recorded for: AMERITITLE - WEISER
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: RE
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 619611AM

FOR VALUE RECEIVED

David P. Bergey, an unmarried man

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

Orval E Wieber and Claire B Wieber, husband and wife

whose current address is:

1472 Front Nine Dr
Fort Collins, CO 80525

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

**Lot 4A-36 of CR-4 Subdivision Cascade Reservoir, according to the official plat thereof, filed in
Official Records of Valley County, Idaho**

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.

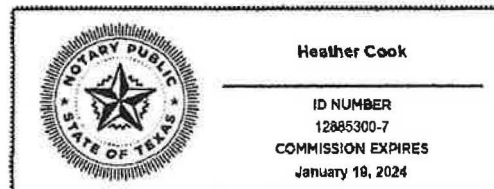
Dated: January 9, 2024

David P Bergey
David P Bergey

State of Texas } ss
County of Kerr }

On this 10th day of January, 2024, before me, Heather Cook a Notary Public in and for said state, personally appeared David P. Bergey, 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.

Heather Cook
Notary Public for the State of Texas
Residing at: Kerr
Commission Expires: 01/19/2024
Notarized online using audio-video communication



State of Idaho
Department of Water Resources

Water Right

65-7560

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Map center is in T15N R03E

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion





IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

June 10, 2024

ORVAL E WIEBER
CLAIRE B WIEBER
1472 FRONT NINE DR
FORT COLLINS CO 80525-9466

Re: Change in Ownership for Water Right No(s): **65-7560**

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)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/7/2024

Water Right 65-7560

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ORVAL E WIEBER 1472 FRONT NINE DR FORT COLLINS, CO 80525-9466 (970) 310-3944
Current Owner	CLAIRE B WIEBER 1472 FRONT NINE DR FORT COLLINS, CO 80525-9466 (970) 310-3944
Original Owner	DAVID P BERGEY 2698 MESA WAY MERIDIAN, ID 83642

Priority Date: 7/7/1975

Basis: Decreed

Status: Active

Source
ARLING CREEK

Tributary
DUCK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	<u>Total Diversion</u>		0.040 CFS	1.2 AF

Source and Point(s) of Diversion:

ARLING CREEK NENW Sec. 19, Twp 15N, Rge 03E, VALLEY County

Place Of Use:

DOMESTIC within VALLEY County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	03E	19			X														

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/7/2024

3. PARCEL NO. RP 000460000360 A

Dates and Other Information:

Decreed Date: 10/9/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A