

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 11 2025

DEPT. OF WATER RESOURCES
EASTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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?
25-7375	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: Warren A. Bird

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Brett and Marilee Bird

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

13672 N. 75th E.

Mailing address

Idaho Falls

City

ID

State

83401

Zip

208-520-6653

Telephone

brettbrd@gmail.com

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: 5/11/1998

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: Brett W. Bird

Signature of new owner/claimant

Brett W. Bird

Print name

Title, if applicable

Date

9/8/2025

- Signature: Marilee Bird

Signature of new owner/claimant

Marilee Bird

Print name

Title, if applicable

Date

9/8/2025

For IDWR Office Use Only:

Received by CEH Date 9/11/25

Receipt No. E051120

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 JB

Processed by JB

Date 9/12/2025

WARRANTY DEED

WARREN A. BIRD a/k/a WARREN BIRD, a widower, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
BRETT W. BIRD and MARILEE BIRD, husband and wife, as GRANTEE,
 whose address is 13672 No 75th E., Idaho Falls Id 83401, and Grantee's successors and assigns, all of the following described real property, to-wit:

Beginning at a point which is South along the Section line 80 feet from the Northwest Corner of the Southwest Quarter (SW1/4) of Section 4, Township 3 North, Range 39 East of the Boise Meridian, Bonneville County, Idaho; running thence East 150.0 feet; thence North 12.0 feet; thence East 181.0 feet to the Southeast Corner of the certain property described in the Warranty Deed recorded as Instrument No. 559287 records of Bonneville County, Idaho; thence South 79.33 feet; thence West 131.0 feet; thence South 33.68 feet; thence West 200.0 feet to the West line of said Section 4; thence North along said Section line 101.0 feet to the point of beginning.

SUBJECT TO the 1997 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: May 8, 1998

Warren A. Bird

NOTARY PUBLIC
LENORE J. KATRI
STATE OF IDAHO

STATE OF IDAHO

COUNTY OF Bonneville

On May 8th, 1998, before me, the undersigned, personally appeared JAMES BIRD known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney-in-Fact of WARREN A. BIRD, and acknowledged to me that he subscribed the name of WARREN A. BIRD thereto as Principal, and his own name as Attorney-in-Fact.

Notary Public for the State of Idaho
Commission Expiration Date: 1/28/2003

Residing at Idaho Falls, Idaho
My Commission Expires Jan. 28, 2013

DATE	962899 5-11-98
INST. CODE	205
FICHE NO.	13278-52
FEE	3.90

STATE OF IDAHO)
COUNTY OF BONNEVILLE) 50

... that the witness

Bonneville Land & Title Co

49" N. Capital Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6610

Water Right Report : 25-7375(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TOMCHAK, TYE	1742 BRENTHAVEN ST	IDAHO FALLS	ID	83402
Current Owner	FARNES, LYLE R	1770 KEARNEY ST	IDAHO FALLS	ID	83401
Current Owner	BIRD, WARREN A	1994 W BROADWAY	IDAHO FALLS	ID	83401
Current Owner	RICKS, RICHARD	1994 W BROADWAY	IDAHO FALLS	ID	83401

Water Right Status

Priority Date : 6/29/1983
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	03N	39E	4	0				NW SW BONNEVILLE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	01/01	12/31	0.10 CFS	4.80 AFA
TOTAL			0.10 CFS	4.80 AFA

Places of Use

Place of Use Legal Description : DOMESTIC (BONNEVILLE county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	39E	4				NW SW	

Conditions

Code Conditions

C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

X01 Domestic use is for 4 homes.

Dates

Licensed Date :
Decreed Date : 9/30/2005
Permit Proof Due Date : 7/1/1985
Permit Proof Made Date : 12/5/1985
Permit Approved Date : 6/12/1985
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date: 6/29/1983
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 120
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False





967899 Warren Bird To Brett W and Marilee Bird

1583890 Lanny Baker To Veronica Arias Diaz + Miguel A Gudino

1276529 Vaughn Jordan + Jessa Jordan To David Shelley + Aimee Shelley

9/11/2025

Scale: 1 inch= 800 feet

File:

Tract 1: 0.7161 Acres (31193 Sq. Feet), Closure: n00.0000e 0.01 ft. (1/88792), Perimeter=888 ft.
Tract 2: 0.5580 Acres (24308 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=822 ft.
Tract 3: 6.8715 Acres (299325 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/642119), Perimeter=3030 ft.

01 /nw,sw,4,3n,39e
02 /s00e 80
03 n90e 150.00
04 n00e 12
05 n90e 181
06 s00e 79.33
07 n90w 131
08 s00e 33.68
09 n90w 200.00
10 n00e 101
11 @0
12 s00e 80
13 n90e 150
14 n00e 12
15 n90e 181
16 n00e 68
17 n90w 331
18 @0

19 /nw,sw,4,3n,39e
20 /s00.1226e 181.00
21 s00.1226e 90.50
22 n89.4734e 200
23 s00.1226e 23.14
24 n89.4734e 1020.00
25 n00.1226w 295.58
26 s89.4455w 889.00
27 s00.1226e 147.57
28 s89.4734w 115.00
29 s00.1226e 33.68
30 s89.4734w 216.00



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

September 12, 2025

TYE TOMCHAK
1742 BRENTHAVEN ST
IDAHO FALLS ID 83402

BRETT W BIRD
MARILEE BIRD
13672 N 75TH E
IDAHO FALLS ID 83401-5325

MIQUEL A GUDINO
VERONICA ARIAS DIAZ
3920 SLATE DR
IDAHO FALLS ID 83401-1251

DAVID SHELLEY
AIMEE SHELLEY
13638 N 75TH E
IDAHO FALLS ID 83401-5325

Re: Change in Ownership for Water Right No(s): 25-7375

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)

cc: BONNEVILLE JEFFERSON GROUND WATER DISTRICT