

RECEIVED

Form 2020/40-120901 Rev. 1/15

IDWR / NORTH

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Copy

## 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 #6](#) of the instructions.

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 95-11930              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 95-11931              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: KELLY NELSON
3. New Owner(s)/Claimant(s): AQUA DIAMOND LLC
- New owner(s) as listed on the conveyance document BUFFALO Name connector WY ☐ and ☐ or ☐ and/or 82834
- Mailing address 412 N. MAIN ST., #100 City WY State WY ZIP 82834
- Telephone 469-458-0270 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: NOVEMBER 10, 2014
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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: [Signature] DIRECTOR Title, if applicable 7-7-2015 Date

Signature: \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_

Signature of new owner/claimant \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_

## For IDWR Office Use Only:

Received by [Signature] Date 4/13/18 Receipt No. N033285 Receipt Amt. 5000

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 [Signature] Processed by [Signature] Date 5-7-2018



JIM BRANNON 4 P 2477423000  
KOOTENAI COUNTY RECORDER  
JAJ 11/13/2014 4:05 PM  
REQ OF KOOTENAI COUNTY TITLE  
COMPANY  
RECORDING FEE: \$19.00 DD  
Electronically Recorded

File No. 83725KM

## WARRANTY DEED

\*Re-recoding to correct legal description\*

For Value Received

Kelly N. Nelson and Candice L. Nelson, husband and wife

JIM BRANNON 4 P 2479425000  
KOOTENAI COUNTY RECORDER  
PRP 12/4/2014 2:25 PM  
REQ OF KOOTENAI COUNTY TITLE  
COMPANY

The Grantor, does hereby grant, bargain, sell and convey unto

RECORDING FEE: \$19.00 DD  
Electronically Recorded

Aqua Diamond, LLC, a Wyoming Limited Liability Company

Address: 412 N. Main St., #100, Buffalo, WY 82834

The Grantee, the following described premises, in Kootenai County, Idaho, to wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 10, 2014

[Signature]  
Kelly N. Nelson

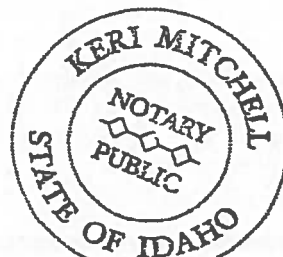
[Signature]  
Candice L. Nelson

STATE OF Idaho

COUNTY OF Kootenai

On this 13 day of November, 2014, before me, Keri Mitchell, a Notary Public in and for said State, personally appeared Kelly N. Nelson and Candice L. Nelson, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature]  
Notary Public for Idaho  
Residing at Hayden  
My Commission Expires: 08/25/17





JIM BRANNON 4 P 2477423000  
KOOTENAI COUNTY RECORDER  
JAJ 11/13/2014 4:05 PM  
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Dated, November 10, 2014

[Signature]  
Kelly N. Nelson

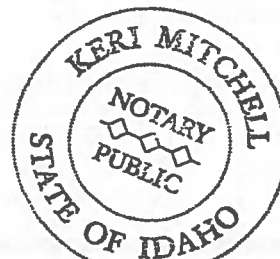
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Notary Public for Idaho  
Residing at Hayden  
My Commission Expires: 08/25/17



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Dated, November 10, 2014

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Kelly N. Nelson

[Signature]  
Candice L. Nelson

STATE OF Idaho

COUNTY OF Kootenai

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[Signature]  
Notary Public for Idaho  
Residing at Hayden  
My Commission Expires: 08/25/17



Chicago Title Insurance Company

Commitment Number: 83725

**EXHIBIT "A"**  
**PROPERTY DESCRIPTION**

The land referred to in this Commitment is described as follows:

**PARCEL 1:**

A portions of Parcels 5300-D, 6700-B and 6700-C, as shown on Record of Survey, Instrument No. 1402511 in the South Half of Section 20, Township 50 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, described as follows:

Beginning at the South Quarter corner of said Section 20 per said Record of Survey; thence

South 88°45'45" West, along the South line of said Section 20, a distance of 912.02 feet; thence

North 00°01'12" East, 350.08 feet to the Southwest corner of said Parcel 6700-C; thence

Along the boundary of said Parcel 6700-C the following four (4) calls:

1) Continuing North 00°01'12" East, 296.91 feet to the point of curve of a 100.00 foot radius curve to the right;

2) Along the arc of said curve through a central angle of 48°09'38", 84.06 feet, (chord=North 24°06'02" East, 81.60 feet);

3) North 48°10'51" East, 202.63 feet to a point on a 60.00 foot radius cul-de-sac on an easement shown as Private Drive "A" on said Record of Survey;

4) North 55°56'24" East, 56.84 feet to the True Point of Beginning, being a point on the centerline of the 60.00 foot wide easement shown as Private Drive "A" on said Record of Survey; thence

South 50°34'16" East, along the Southwesterly line of said Parcel 5300-D and said line extended, 442.33 feet to a point on the boundary of said Parcel 6700-C and a point on the centerline of a 60.00 foot wide easement shown as Private Drive "B" on said Record of Survey; thence ✓

Along said centerline and the boundary of said Parcel 6700-C the following two (2) calls:

1) North 40°42'22" East, 122.66 feet to the point of curvature of a 350.00 foot radius curve to the right; ✓

2) Along the arc of said curve through a central angle of 55°25'37", 338.59 feet (chord=North 68°25'13" East, 325.54 feet); thence

North 45°24'06" West, 574.97 feet to a point on an 800.00 foot radius nontangent curve to the left on the centerline of said 60.00 foot wide easement shown as Private Road "A" on said Record of Survey; thence ✓

Along said centerline the following two (2) calls:

1) Along the arc of said curve through a central angle of 28°55'28", 403.86 feet (chord=South 43°56'45" West, 399.58 feet) to a point of reserve curve of a 200.00 foot radius curve to the right; thence ✓

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**EXHIBIT "A"**  
(Continued)

Commitment Number: 83725

2) Along the arc of said curve through a central angle of  $17^{\circ}30'14''$ , 61.10 feet (chord=South  $38^{\circ}14'12''$  West, 60.86 feet) to the True Point of Beginning. ✓

**PARCEL 2:**

Those portions of Parcels 6700-B and 6700-C, as shown on Record of Survey, Instrument No. 1402511 in the South Half of Section 20, Township 50 North, Range 3 West, Boise Meridian, Kootenai County, Idaho, described as follows:

Northwest Quarter of the Southeast Quarter  
~~Southeast Quarter~~

BEGINNING at the Southwest corner of the ~~Southeast Quarter~~ (CS 1/16 corner) per Record of Survey Instrument No. 1402511; thence

South  $89^{\circ}31'51''$  East, along the South line of the Northwest Quarter of the Southeast Quarter per said Record of Survey, 379.15 feet to a point on a 634.45 foot radius curve to the right on the Westerly right of way line of Mullan Trail Road per said Record of Survey; thence

Along said right of way line the following three (3) calls:

1) Along the arc of said curve through a central angle of  $09^{\circ}03'08''$ , 100.24 feet (chord = South  $07^{\circ}48'10''$  East, 100.13 feet) to the point of reverse curve of a 230.00 foot radius curve to the left;

2) Along the arc of said curve through a central angle of  $52^{\circ}17'31''$ , 209.91 feet (chord = South  $29^{\circ}25'22''$  East, 202.70 feet) to the point of reverse curve of a 170.00 foot radius curve to the right;

3) Along the arc of said curve through a central angle of  $20^{\circ}36'50''$ , 61.16 feet (chord = South  $45^{\circ}15'42''$  East, 60.83 feet) to the TRUE POINT OF BEGINNING, to a point on a 97.14 foot radius curve to the right on the centerline of the existing asphalt surface; thence ✓

Along the arc of said curve through a central angle of  $49^{\circ}42'18''$ , 84.27 feet (chord = North  $85^{\circ}06'07''$  West, 81.65 feet) to the point of tangent; thence

North  $60^{\circ}14'58''$  West, 80.86 feet; thence

South  $29^{\circ}45'02''$  West, 75.00 feet; thence

North  $78^{\circ}27'01''$  West, 320.00 feet; thence

South  $68^{\circ}15'01''$  West, 202.03 feet; thence ✓

South  $45^{\circ}24'06''$  East, 296.55 feet to a point on a 350.00 foot radius curve to the right on the centerline of a 60.00 foot wide easement shown as Private Drive "B" on said Record of Survey; thence

Along said centerline the following three (3) courses:

1) Along the arc of said curve through a central angle of  $37^{\circ}14'50''$ , 227.54 feet (chord = South  $65^{\circ}14'34''$  East, 223.55 feet) to the point of reverse curve of a 150.00 foot radius curve to the left;

2) Along the arc of said curve through a central angle of  $118^{\circ}31'13''$ , 310.29 feet (chord = North  $74^{\circ}07'18''$  East, 257.85 feet) to the point of reverse curve of a 100.00 foot radius curve to the right; ✓

CLN

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**EXHIBIT "A"**  
(Continued)

Commitment Number: 83725

3) Along the arc of said curve through a central angle of  $56^{\circ}42'06''$ , 98.96 feet (chord = North  $43^{\circ}12'44''$  East, 94.97 feet);

North  $64^{\circ}34'09''$  East, 79.93 feet to said Westerly right of way line of Mullan Trail Road; thence

North  $34^{\circ}57'22''$  West, along said Westerly right of way line, 191.01 feet to the TRUE POINT OF BEGINNING. ✓

CRN



**This sketch is provided, without charge, for your information. It is not intended to show all matters related to the property. The Company assumes NO LIABILITY for any matter related to this sketch.**



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

May 7, 2018

AQUA DIAMOND LLC  
412 N MAIN ST #100  
BUFFALO WY 82834

SUBJECT: Ownership Change on Notice of Claim Number(s) 95-11930 & 95-11931

Dear Claimant:

We have processed your change of ownership request on the Notice of Claim to a Water Right Number(s) listed above. Enclosed is a copy of the claim showing such change; for your records. Also, this information can be accessed on our website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Sincerely,

A handwritten signature in black ink that reads "Dawn R. Lenon".

Dawn R. Lenon  
Technical Records Specialist 1

Enclosure(s) Notice of Claim 95-11930 & 95-11931