

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 21 2020

Department 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-590A OK	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: Clifford Miller

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Chase Nielson

New owner(s) as listed on the conveyance document

Name connector

☒ and ☐ or ☐ and/or

2915 N. 3350 W.

MOORE

10

83255

Mailing address

City

State

ZIP

208-761-8004

clnielson4@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: April 2018

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):
 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: Chase Nielson

Signature of new owner/claimant

Title, if applicable

Date

2/18/20

Signature: Rayn Wilson

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 2/24/2020

Receipt No. E0451613

Receipt Amt. \$25 -

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 10/22/2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the department's website using the Water Right and Adjudication Search link at www.idwr.idaho.gov.

Please note:

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the department's website at www.idwr.idaho.gov, or from any IDWR office. The fee for an assignment of permit is \$25. There is no charge for an assignment of application for permit or application for transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.



TitleOne
a title & escrow co.
Order Number: 5442

BUTTE COUNTY
Recorded for:
TITLEONE
4:18:23 PM 04-06-2018
0000-055553
No. Pages: 2 Fee: \$ 15.00
SHELLY SHAFFER
County Clerk
Deputy: KIM

Warranty Deed

For value received, Clifford I. Miller, Jr. and Jeannine A. Miller, Trustees, Clifford I. & Jeannine A. Miller Living Trust dated May 23, 1996,

the grantor, does hereby grant, bargain, sell, and convey unto

Chase Fredrick Nielson and Lacy Jo Nielson, husband and wife,

whose current address is 2915 N. 3350 W., Moore, ID 83255

the grantee, the following described premises, in Butte County, Idaho, to wit:

See attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: April 4, 2018

Clifford I. Miller and Jeannine A. Miller Living Trust

Clifford I. Miller, Jr. Trustee
by Clifford I. Miller, Jr., trustee

Jeannine A. Miller, Trustee
Jeannine A. Miller, trustee

State of OHIO

County of Carroll ss.

On this 4 day of April in the year of 2018, before me, the undersigned, a notary public in and for said state personally appeared Clifford I. Miller, Jr. and Jeannine A. Miller, known or identified to me to be the persons whose names are subscribed to the within instrument, as trustees of the Clifford I. & Jeannine A. Miller Living Trust, dated May 23, 1996, and acknowledged to me that they executed the same as trustees.

Nicole K. Taggart
Notary Public
Residing In: Carroll County, OH
My Commission Expires: 2-18-20
(seal)
STATE OF OHIO



BUTTE COUNTY
Recorded for:
TITLEONE
4:18:23 PM 04-06-2018
0000-055553
No. Pages: 2 Fee: \$ 15.00
SHELLY SHAFFER
County Clerk
Deputy: KIM

Warranty Deed

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the grantor, does hereby grant, bargain, sell, and convey unto

Chase Fredrick Nielson and Lacy Jo Nielson, husband and wife,

whose current address is 2915 N. 3350 W., Moore, ID 83255

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See attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: April 4, 2018

Clifford I. Miller and Jeannine A. Miller Living Trust

Clifford I. Miller, Jr., Trustee
by Clifford I. Miller, Jr., trustee

Jeannine A. Miller, Trustee
Jeannine A. Miller, trustee

State of OHIO

ss.

County of Carroll

On this 4 day of April in the year of 2018, before me, the undersigned, a notary public in and for said state personally appeared Clifford I. Miller, Jr. and Jeannine A. Miller, known or identified to me to be the persons whose names are subscribed to the within instrument, as trustees of the Clifford I. & Jeannine A. Miller Living Trust, dated May 23, 1996, and acknowledged to me that they executed the same as trustees.

K. Jaggart
Notary Public
Residing in: Carroll County, OH
My Commission Expires: 2-18-20
(seal)
STATE OF OHIO

Exhibit "A"

The East half of the Northeast Quarter (E1/2NE1/4), Section 9, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho,

EXCEPT the portion thereof occupied by former U.S. Highway 93A and further EXCEPTING THEREFROM the following described parcels:

EXCLUSION ONE: A portion of the NE1/4NE1/4 of Section 9, Township 4 North, Range 26 East of the Boise Meridian, more particularly described as follows:

Beginning at the Northwest corner of the NE1/4NE1/4 of said Section 9;

thence S. 89°33' E., 293 feet along the North boundary line of the NE1/4NE1/4 to the Northwest corner of the property described in Warranty Deed dated December 31, 1976, executed by Raymond W. Noble and Cheryl Ann Noble, husband and wife; recorded January 3, 1977, under Instrument No. M-5646, records of Butte County, Idaho;

thence South 299.5 feet;

thence N. 89°33' W., 293 feet to the West boundary line of the NE1/4NE1/4;

thence North 299.5 feet to the Point of Beginning.

EXCLUSION TWO: A portion of Section 9, Township 4 North, Range 26 East of the Boise Meridian, more particularly described as follows:

Beginning at a point N. 89°33' W., 878.5 feet from the Northeast Corner of said Section; thence N. 89°33' W., 148.5 feet;

thence South 299.5 feet;

thence S. 89°33' E., 148.5 feet;

thence North 299.5 feet to the Point of Beginning.



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

October 22, 2021

CHASE NIELSON
LACY JO NIELSON
2915 N 3350 W
MOORE ID 83255-8758

Re: Change in Ownership for Water Right No(s): 34-590A

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: WATER DISTRICT 34



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

September 23, 2021

CHASE NEILSON
2915 N 3350 W
MOORE ID 83255

RE: Change in Ownership Water Right No. 34-590A

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership:** The department acknowledges receipt of the 1st page of your recorded Warranty Deed, however, a full copy of the deed is required. Please supply a full copy of the recorded Warranty Deed.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

SCANNED

SEP 23 2021



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 26, 2020

****2nd Request****

Chase Nielson
2915 N 3350 W
Moore ID 83255

RE. Water Right Change of Ownership No. 34-590A

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Water Right Ownership:** Copy of the recorded Deed or other legal document indicating your ownership in the property and/or water rights in question.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at:
www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 26, 2020

CHASE NIELSON
2915 N 3350 W
MOORE ID 83255-8758

RE: Change in Ownership for Water Right No(s): 34-590 A

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

***** Evidence of Water Right Ownership: copy of recorded Deed or other legal document indicating your ownership of the property and/or water rights in question.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

SCANNED

FEB 26 2020