

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 26 2018

DE ✓

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
67-4562	Yes ☐		Yes ☐		Yes ☐
↓	Yes ☐		Yes ☐		Yes ☐
split?	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Barbara J Stout, ---
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Anthony R. Nichols
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
2891 Fruitvale-Glendale Road
Mailing address
Council ID 83612
City State ZIP
208-741-2654 anichol@idfbins.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: January 22, 2018

6. 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.

Refunded & returned 3/14/18

7. Signature: Anthony R. Nichols Title, if applicable _____ Date 01/22/2018
Signature of new owner/claimant

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by AS Date 1/26/18 Receipt No. W046000 Receipt Amt. \$25⁰⁰
Approved by X Processed by X Date X

Instrument # 131915

COUNCIL, ADAMS, IDAHO

1-23-2018 10:17:20 AM No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD

Ex-Officio Recorder Deputy

Index to: DEED

(Fee: 15.00)

Sherry A. Ward

WARRANTY DEED

For Value Received, BARBARA J. STOUT, an unmarried woman

the grantor, does hereby grant, bargain, sell and convey unto
ANTHONY R. NICHOLS, a single man

the grantee, whose current address is 2891 Fruitvale-Glendale Road, Council, ID 83612

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor hereby covenants to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that she will warrant and defend the same from all lawful claims whatsoever.

Date: January 17, 2018

Barbara J. Stout
Barbara J. Stout

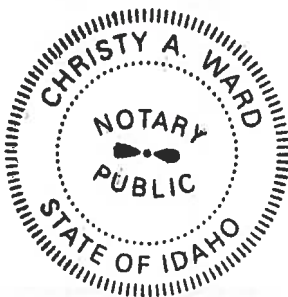
A.R.

STATE OF *Idaho*)

: ss

COUNTY OF *Adams*

On this *19th* day of January, in the year of 2018, before me, a Notary Public in and for said State, personally appeared BARBARA J. STOUT 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 she executed the same.



#18-1108

Christy A. Ward
Notary Public
Residing at: *Indian Valley, Idaho*
Commission expires: *9-17-22*

EXHIBIT 'A'

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 10: A parcel of land situated within the NW1/4NW1/4 more particularly described as follows:

Beginning at the NE corner of the NW1/4NW1/4 of said section, township and range;

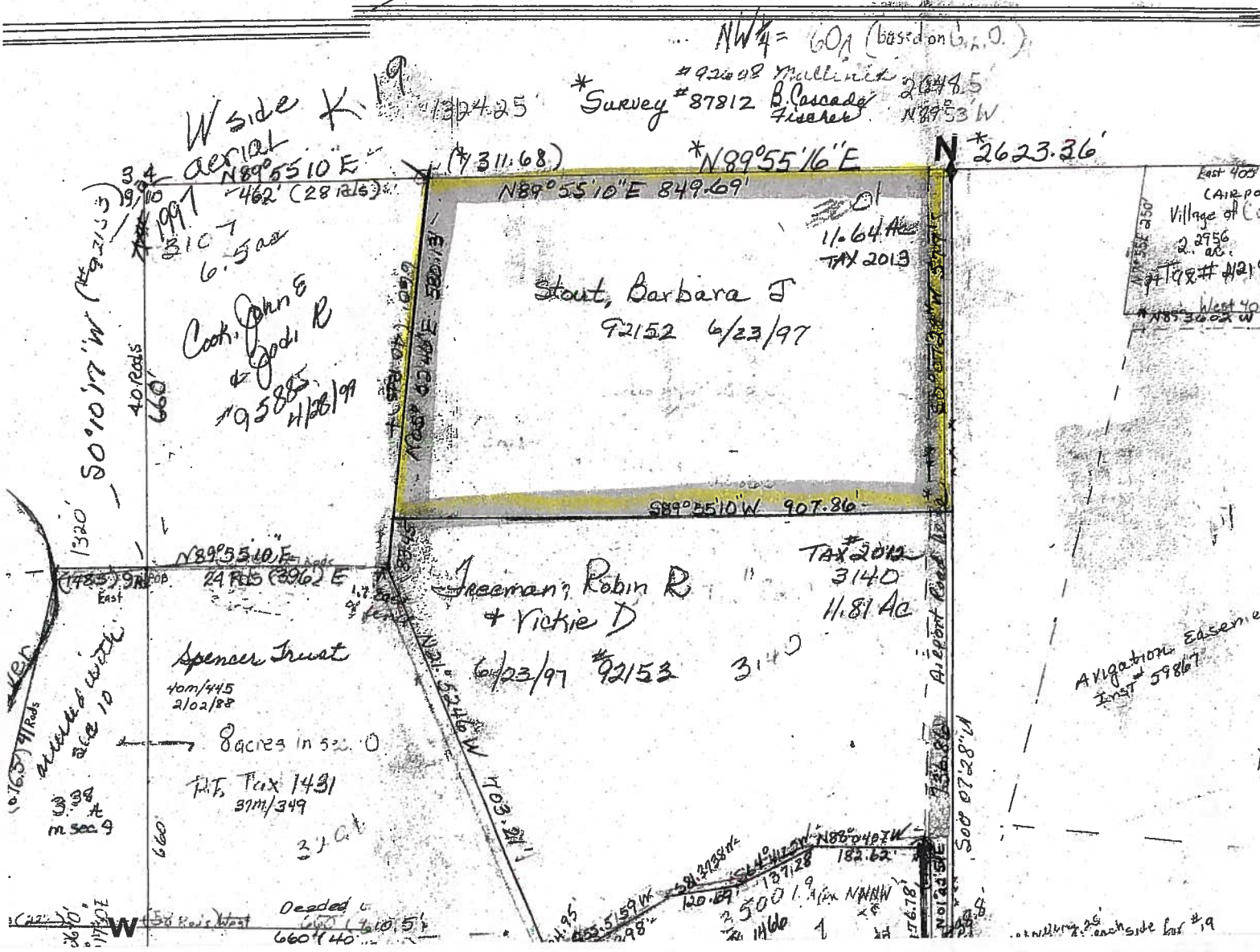
Thence South $00^{\circ}07'28''$ West a distance of 577.00 feet along the East line of said NW1/4NW1/4;

Thence South $89^{\circ}55'10''$ West parallel to the North line of said NW1/4NW1/4 a distance of 907.86 feet;

Thence North $05^{\circ}52'46''$ East a distance of 580.13 feet to a point on the North line of said NW1/4NW1/4 which point bears North $89^{\circ}55'10''$ East a distance of 462.00 feet along the North line of said NW1/4NW1/4 from the NW corner of said NW1/4NW1/4;

Thence North $89^{\circ}55'10''$ East a distance of 849.69 feet along the North line of said NW1/4NW1/4 to the REAL POINT OF BEGINNING.

SUBJECT TO the County road right-of-way





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 14, 2018

ANTHONY R NICHOLS
2891 FRUITVALE-GLENDALE RD
COUNCIL ID 83612

RE: Ownership Change for Water Right No. 67-4562

Dear Applicant:

This is a follow up to the letter sent on February 8, 2018 that did not receive a response. The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. However, the application has not been processed due to insufficient documentation. Please refer to the enclosed copy of the above referenced letter as to why the ownership change cannot be completed at this time.

Because the Department cannot process this request at this time, we are returning the application and all attachments. You may submit this form with the required documentation and fees at any time. A refund has been requested and will be sent to the payer (TIMBERLINE TITLE & ESCROW INC) under separate cover.

Thank you for your cooperation, if you have any questions please contact this office at (208)334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Region Office

Enclosures

Jones, Chad

From: Jones, Chad
Sent: Wednesday, March 14, 2018 10:23 AM
To: Marston, Sascha
Subject: Refund -TIMBERLINE TITLE & ESCROW INC

TO: Sascha Marston

FROM: Chad Jones

DATE: March 14, 2018

RE: Refund: Ownership Change 67-4562

This ownership change was submitted for by ANTHONY R NICHOLS (payer - TIMBERLINE TITLE & ESCROW INC) on 01/26/18. The water right needs to be split as the deed provided only covers a portion of the water right's POU. A letter sent 02/08/2018 asking for clarification / additional info / remaining fee to split the right did not receive a response.

Please issue a refund of \$25 to:

TIMBERLINE TITLE & ESCROW
104 INDUSTRIAL AVE
PO BOX 6
COUNCIL ID 83612

RECEIPT #

W046000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 8, 2018

ANTHONY R NICHOLS
2891 FRUITVALE-GLENDALE RD
COUNCIL ID 83612

RE: Notice of Ownership Change in Water Right No. 67-4562

Dear Applicant:

The purpose of this letter is to request clarification regarding the above referenced application.

The deed that you provided does not cover the entire place of use (POU) for water right 67-4562 for irrigation use. A large portion of the POU lies in the parcel directly south of the parcel conveyed on the deed submitted with your application. I have included a detailed map illustrating this for reference. As of now, it appears that the water right needs to be split. The following items must be completed for the processing of your ownership change to continue.

If you **do** own the entirety of the water right, please complete the following:

- Submit a deed conveying parcel RP16N01W103140 to you. The Department's records show the address as 2097 Airport Road, Council, ID 83612.

If you **do not** own the entirety of the water right, please complete the following:

- Submit \$75. The filing fee for a Notice of Change in Water Right Ownership is \$25.00 per undivided water right or a fee of **\$100.00 per split water right.**

If you have any questions concerning the enclosed information, please feel free to contact this office at 208-334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures



Parcel on deed →

← Your portion of 67-4562

→ Neighboring parcel

← Portion of 67-4562 not covered on deed