

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 21 2017

DEPT OF WATER RESOURCES
SOUTHERN 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?
45-14108	Yes ☒	Yes ☐		Yes ☐	Yes ☐
45-14507	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: MGRSH CRK ESTHS LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dino A Molinari and Anne E Molinari
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 101 Gill Way Benicia CA 94510
Mailing address City State ZIP
- 510-224-6945 annmolinari@comcast.net
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: _____
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

SUPPORT DATA

IN FILE # 45-14108

8. Signature: X [Signature] 12-13-17
Signature of new owner/claimant Title, if applicable Date
- Signature: X [Signature] 12-13-17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 12.21.2017 Receipt No. 5036502 Receipt Amt. \$100-

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 _____ Date _____



CASSIA COUNTY
RECORDED FOR:
TITLEONE - BURLEY
04:20:07 PM 12-19-2017
2017-005004
NO. PAGES: 3 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Order Number: 17300782

WARRANTY DEED

For Value Received,

Marsh Creek Estates, LLC, an Idaho limited liability company, the Grantor, does hereby grant, bargain sell and convey unto, Dino A. Molinari and Ann E. Molinari, whose current address is 101 Gill Way, Benicia, CA 94510, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

TOWNSHIP 11 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 33: Part of the NW¼, more particularly described as follows:

Beginning at the West ¼ corner of Section 33, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence North 00°34'00" West along the west line of Section 33 for a distance of 300.00 feet to the Point of Beginning;

Thence North 00°34'00" West along the west line of Section 33 for a distance of 1532.82 feet;

Thence North 89°37'30" East for a distance of 25.00 feet to a ½ inch rebar;

Thence North 89°37'30" East for a distance of 887.69 feet to a ½ inch rebar;

Thence South 02°52'13" East for a distance of 200.32 feet to a 5/8 inch rebar;

Thence South 23°43'58" West for a distance of 289.65 feet to a 5/8 inch rebar;

Thence South 38°36'16" West for a distance of 285.99 feet to a ½ inch rebar;

Thence South 19°56'13" East for a distance of 290.84 feet to a 5/8 inch rebar;

Thence South 13°38'07" East for a distance of 592.02 feet to a 5/8 inch rebar;

Thence South 89°54'56" West for a distance of 826.10 feet to a ½ inch rebar;

Thence South 89°54'56" West for a distance of 25.16 feet to the Point of Beginning.

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.



TitleOne
a title & escrow co.

Order Number: 17300782

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Dated: 12/ 15 /2017

Marsh Creek Estates, LLC

By: Jay R. Mickelsen

Jay R. Mickelsen, Member

By: SIGNED IN COUNTERPART

Dean R. Smart, Member

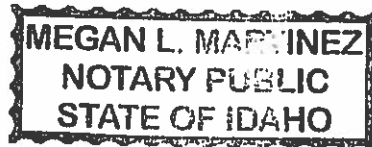
State of Idaho, County of Cassia, ss.

On this 15th day of December in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Jay R. Mickelsen, 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 the same.

Megan L. Martinez
Notary Public

Residing In: Burley, ID

My Commission Expires: 5/27/2020
(seal)



~~State of Idaho, County of Cassia, ss.~~

~~On this _____ day of December in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Dean R. Smart, 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 the same.~~

~~Notary Public~~

~~Residing In:~~

~~My Commission Expires:~~
~~(seal)~~

Dated: 12/ 15 /2017

Marsh Creek Estates, LLC

By: SIGNED IN COUNTERPART

Jay R. Mickelsen, Member

By: Dean R. Smart

Dean R. Smart, Member

~~State of Idaho, County of Cassia, ss.~~

~~On this _____ day of December in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Jay R. Mickelsen, 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 the same.~~

~~Notary Public~~

~~Residing In:~~

~~My Commission Expires:~~

~~(seal)~~

UTAH, County of Utah.

~~State of Idaho, County of Cassia, ss.~~

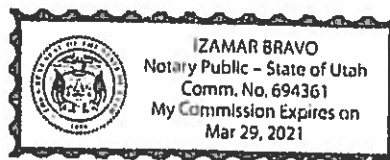
On this 15 day of December in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Dean R. Smart, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

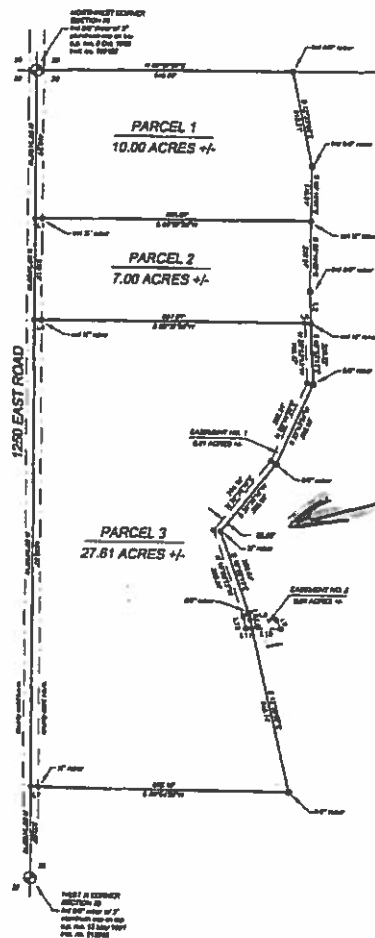
IZAMAR BRAVO
Notary Public

Residing In: Utah County

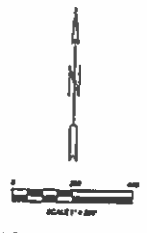
My Commission Expires:

(seal)





This sketch is furnished for information purposes only to assist in property location with reference to streets and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason of reliance thereon.



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LEGEND

- 1 - POLAR ON SITE 12:30 PM. NO SIGN OF LIFE. NO
ATTACHING AS NOTED.
- 2 - POLAR ON SITE 12:30 PM. NO SIGN OF LIFE. NO
ATTACHING AS NOTED.
- 3 - NO MEASUREMENT POLAR ON SITE.
- OTHER SURVEY RESULTS: POLAR
ON SITE AS NOTED.

Abstract

JUNE 2 1994-1994
 FROM: JUNE 2, 1994, PAGE 102, 1994-1994
 FROM: JUNE 2, 1994, PAGE 102, 1994-1994
 FROM: JUNE 2, 1994, PAGE 102, 1994-1994
 FROM: JUNE 2, 1994, PAGE 102, 1994-1994

CONCLUSIONS

A TRUCKER FROM A LICENSED PROFESSIONAL LAND SURVEYOR, KENNETH L. BROWN JR., 1001 S. 200TH STREET, SUITE 100, RICHMOND, MISSISSIPPI 39176, HAS BEEN REPEATEDLY ASKED TO SIGN A STATEMENT THAT HE HAS BEEN LICENSED BY THE MISSISSIPPI BOARD OF LAND SURVEYORS. BROWN HAS REFUSED TO SIGN SUCH A STATEMENT, AND HAS BEEN ADVISED THAT HE WILL BE PROSECUTED FOR VIOLATION OF MISSISSIPPI LAW.

CASSIA COUNTY

Recorded for:

DESERT WEST LAND SURVEYS

11:24:29 am 08-02-2016

2016-003163

No. Pages: 1

Fee: \$1.00

JOSEPH W. LARSEN

County Clerk

Deputy: CVELASQUEZ

INTERVIEW 22

T. 11 S., R. 25 E., B.M.

DAVIDA DOLBY, DVM

Course	Section	Offering
11	1	11/11/11
12	1	11/11/11
13	1	11/11/11
14	1	11/11/11
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100	1	11/11/11

RECORD OF SURVEY

for

JAY MICKELSEN



DESERT WEST LAND SURVEYS, P.C.

2000 BIRLAND DRIVE	DALEY, RAND DOTT	20-09-71E
JOB NO. 1100-423	SPAWN PT. C ROAD	
DATE JUL 10, 2002	CONTRACTING AND DESIGN, P.C.	





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

February 12, 2018

DINO A MOLINARI
ANN E MOLINARI
101 GILL WAY
BENICIA CA 94510

Re: Change in Water Right Ownership: 45-14108 (Split into 45-14108 and 45-14507),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist I

Enclosure(s)

c: MARSH CREEK ESTATES LLC
TITLE ONE (17300782)



211 West 13th Street
Burley, ID 83318
Ph. (208) 878-3524
Fx. (866) 623-1347
www.titleonecorp.com

RECEIVED

DEC 21 2017

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

Idaho Department of Water Resources
650 Addison Avenue West
Twin Falls, ID 83301

Date: December 20, 2017

Re: Escrow No. 17300782

In connection with the above referenced transaction, I am enclosing the following:

- Please find enclosed a trust account check in the amount of \$100.00 for the split and water transfer to Dino A. Molinari and Ann e. Molinari.

Your business is greatly appreciated. If you have any questions, please do not hesitate to contact me.

Sincerely,

Nicole Erickson
(208) 878-3524
nerickson@titleonecorp.com