

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 05 2017

Department of Water Resources
Eastern Region

Notice of Change in Water Right Owners...

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?
29-7204 <i>OK</i>	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: Larae Lish
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lawrence Nestor and Julie Nestor, husband and wife
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 1679 East Nestor Road Inkom ID 83245
Mailing address City State ZIP
- 208-339-4658 nestorinkom@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: 24-Aug-2017
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: *Lawrence Nestor* Title, if applicable: _____ Date: 9/5/17
 Signature: *Julie Nestor* Title, if applicable: _____ Date: 9/5/17

For IDWR Office Use Only:

Received by: *JB* Date: 9/5/2017 Receipt No. E043345 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 ☐

complete JB Sept 7, 2017

First American Title - Pocatello

21712343 2017 Aug 24 AM 11:39:00
Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 640665-P (sg)

Date: August 16, 2017

For Value Received, **LaRae Lish**, an unmarried woman, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Lawrence Nestor and Julie Nestor, husband and wife**, hereinafter called the Grantee, whose current address is **1679 East Nestor Road, Inkom, ID 83245**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

WATER RIGHT NO 29-7204 TO BE TRANSFERRED TO BUYER

BUYER INITIAL: LN ju SELLER INITIAL: LL

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

LL LaRae Lish
LaRae Lish

E-RECORDED

simplifile®

ID: 21712343County: BannockDate: 8-24-17 Time: 11:39**RECORDING REQUESTED BY**
First American Title Company**AND WHEN RECORDED MAIL TO:**
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

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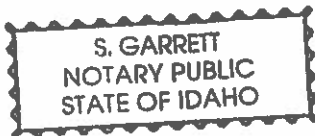
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LL Lish LaRae Lish
LaRae Lish

COUNTY OF Bannock)

On this 23 day of August, 2017, before me, a Notary Public in and for said State, personally appeared **LaRae Lish**, 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.



[Handwritten signature]

Notary Public for the State of Idaho
Residing at: Inkom, ID
My Commission Expires: 9-30-17

EXHIBIT A

PARCEL 1:

PART OF THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 36, TOWNSHIP 7 SOUTH, RANGE 36 EAST B.M., BANNOCK COUNTY, IDAHO DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 36, THENCE S 00°09'04" W 1339.82 FEET TO THE NORTHWEST CORNER OF THE SW $\frac{1}{4}$ NE $\frac{1}{4}$ AND THE POINT OF BEGINNING; THENCE S 89°54'37" E 1324.06 FEET TO THE NORTHEAST CORNER OF SAID SW $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE ALONG THE EAST LINE OF SAID SW $\frac{1}{4}$ NE $\frac{1}{4}$ S 00°07'15" W 595.18 FEET; THENCE N 86°47'10" W 1326.27 FEET TO THE WEST LINE OF SAID SW $\frac{1}{4}$ NE $\frac{1}{4}$; THENCE ALONG SAID WEST LINE N 00°09'04" E 522.90 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH A 25 FOOT WIDE, INGRESS/EGRESS EASEMENT THAT IS 12.5 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, BEING A PART OF SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 36, TOWNSHIP 7 SOUTH, RANGE 36 EAST, B.M., BANNOCK COUNTY IDAHO, DESCRIBED AS:

COMMENCING AT THE NORTH $\frac{1}{4}$ CORNER OF SAID SECTION 36; THENCE S 00°09'04" W. 1862.72 FEET ALONG THE WEST LINE OF THE NE $\frac{1}{4}$ OF SAID SECTION; THENCE S 86°47'10" E 1307.99 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE S 00°43'30" W 368.15; THENCE S 34°54'57" W 161.36 FEET; THENCE S 03°25'59" W 107.68 FEET; THENCE S 13°22'31" W 135.85 FEET TO THE POINT OF TERMINUS OF SAID CENTERLINE.

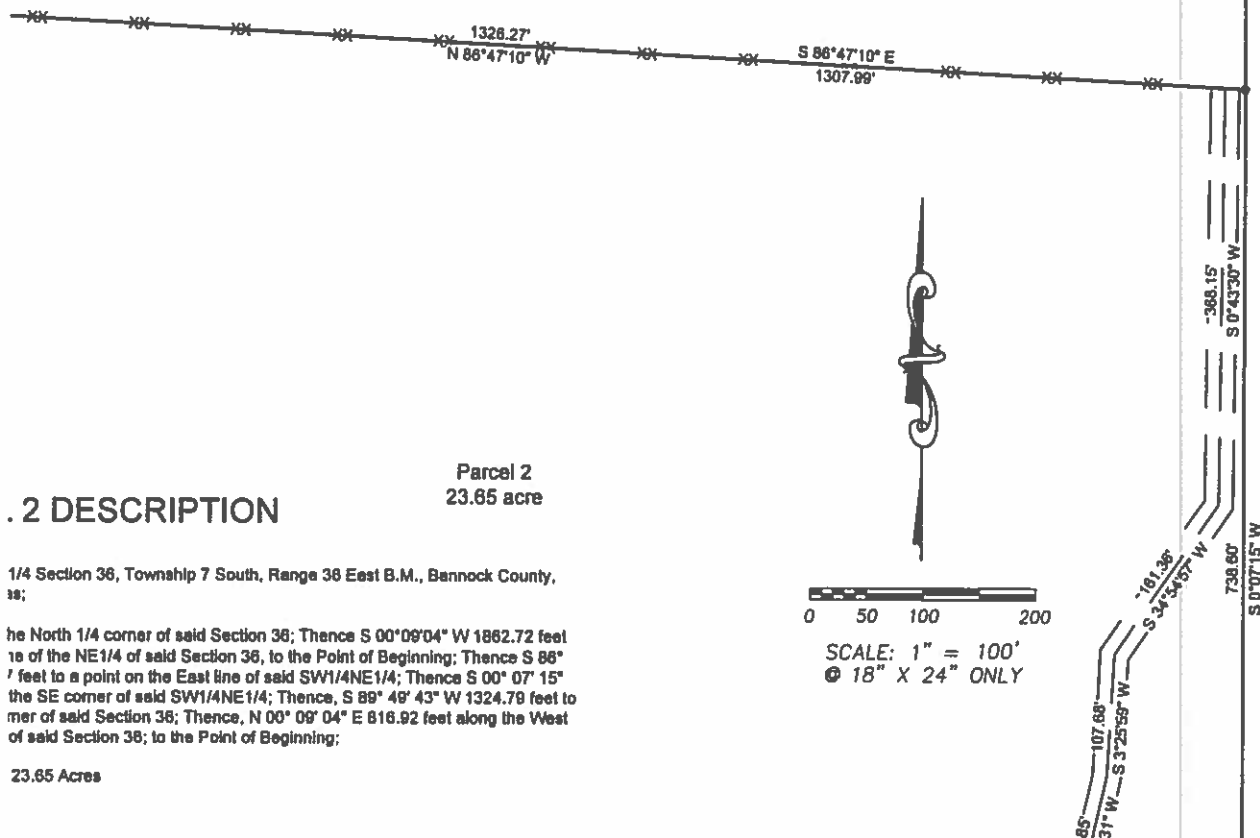
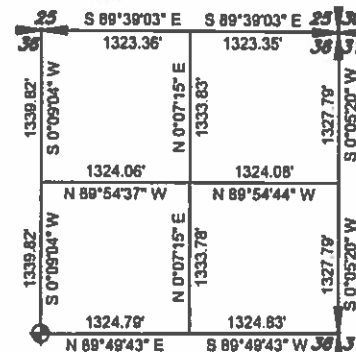
S 88°54'37" E
1324.06'NE Corner
SW1/4NW1/4Parcel 1
16.99 acre

PARCEL 1 DESCRIPTION

Part of SW1/4NE1/4 Section 36, Township 7 South, Range 36 East B.M., Bannock County, Idaho described as:

Commencing at the North 1/4 corner of said Section 36; Thence S 00°09'04" W 1339.82 feet to the Northwest corner of the SW1/4NE1/4 and the Point of Beginning; Thence S 88°54'37" E 1324.06 feet to the northeast corner of said SW1/4NE1/4; thence along the East line of said SW1/4NE1/4 S 00°07'15" W 595.18 feet; thence N 86°47'10" W 1326.27 feet to the west line of said SW1/4NE1/4; thence along said west line N 00°09'04" E 522.90 feet to the Point of Beginning.

Parcel Contains 16.99 Acres

N 1/4 COR SEC 36
FOUND ALUMINUM CAP
CP&F INST. NO. 718198NE 1/4 COR SEC 36
FOUND ALUMINUM CAP
CP&F INST. NO. 8302136C 1/4 COR SEC 36
FOUND ALUMINUM CAP
CP&F INST. NO. 20116331E 1/4 COR SEC 36
FOUND ALUMINUM CAP
CP&F INST. NO. 711246

SURVEYOR NOTES:

- (1) THE BANNOCK COUNTY OFFICE OF PLANNING & DEVELOPMENT SERVICES APPROVED THE DIVISION OF LAND AS A MINOR LAND DIVISION. SUITABILITY OF THE PROPERTY FOR BUILDING PURPOSES BE EVALUATED AT THE TIME OF THE BUILDING PERMIT APPLICATION. FURTHER DIVISION OF THE PARENT TRACT WILL REQUIRE A SUBDIVISION PLAT.
- (2) SHARED DRIVEWAYS SHALL COMPLY WITH SECTION 401.C.7 OF BANNOCK COUNTY SUBDIVISION ORDINANCE.
- (3) PARCEL 1 WILL REMAIN AS-OPEN SPACE AND WILL NOT HAVE BUILDING RIGHT.

LEGEND

- Center Monument
- Section Corner Control
- Placed 1/2" X 24" Iron rod with cap marked P.L.S. 12224
- Found 1/2" Iron Rod

SURVEYORS CERTIFICATE

I, Chris G. Street, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that this plat is an accurate representation of the survey completed under my supervision.





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 7, 2017

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Lawrence Nestor
Julie Nestor
1679 E Nestor Rd
Inkom ID 83245

RE: Change of Ownership for Water Right No(s). **29-7204**

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, 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 this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 29D