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DEC 12 2016

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
63-7161	Yes ☐	Yes ☐	Returned	Yes ☐	Yes ☐
	Yes ☐	Yes ☐	& refunded	Yes ☐	Yes ☐
Decree in wrong	Yes ☐	Yes ☐	5/11/17	Yes ☐	Yes ☐
location, cannot	Yes ☐	Yes ☐		Yes ☐	Yes ☐
process	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Melvin Schulte
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nancy A. Dick
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2302 N. 22nd Street Boise ID 83702
Mailing address City State ZIP
(208) 484-4849 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: June 22, 1976
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: Nancy A. Dick Title, if applicable _____ Date 11-29-16
Signature of new owner/claimant
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 12/12/16 Receipt No. W004834 Receipt Amt. \$25.00
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 X Approved by X Processed by X Date X

7624632

WARRANTY DEED

For Value Received

MELVIN T. SCHULTE and ROSE M. SCHULTE, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

BRADLEY DICK and NANCY A. DICK, husband and wife, whose address is
2302 North 22nd Street, Boise, Idaho,

the grantees, the following described premises, in Ada County Idaho, to wit:

Lots 1, 2, and 3 in Block 11 of DUDLER ADDITION, according
to the official plat thereof, filed in Book 6 of Plats at Page 282,
Official Records.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they are the owner in fee simple of said premises; that they are free
from all encumbrances except for taxes for 1976 and thereafter,

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 22, 1976

Melvin T. Schulte

Rose M. Schulte

STATE OF IDAHO, COUNTY OF Ada
On this 22nd day of June 1976,
I, the undersigned, being a duly qualified and acting County Clerk of said County, do hereby certify that the foregoing is a true and correct copy of the original instrument filed for record in my office, and duly recorded in Book
of Deeds at page

STATE OF IDAHO, COUNTY OF Ada
I hereby certify that this instrument was filed for record at
the request of ANSEL ANIMALLY HILL CO.
at 00 minutes past 8 o'clock A.M.,
the 25th day of June
1976, in my office, and duly recorded in Book
of Deeds at page

CLARENCE A. PLANTING
Ex Officio Recorder

Michael A. Choate

By *Donna Clark*

Deputy.

Fees \$1.00
Mail to:



Recording on
June 23, 1976

INSTRUMENT NO



PERSONAL REPRESENTATIVE'S DEED OF DISTRIBUTION

THIS DEED is made this 29 day of November, 2016, between NANCY A. DICK, Personal Representative of the Estate of Bradley Dick, deceased, Grantor, and NANCY A. DICK, surviving spouse of Bradley Dick, and an unmarried person, whose address is 2302 N. 22nd Street, Boise, Idaho, Grantee.

WHEREAS, Grantor was on the 25th day of November, 2016, appointed as Personal Representative of the Estate of Bradley Dick, who died on the 16th day of August, 2016, by Letters of Administration dated November 22, 2016. The appointment was made in Case No. CV01-16-20998 in the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Ada. The Certificate of Death and the Letters of Administration were recorded as Instrument Nos. 2016-114949 and 2016-114950, respectively, records of the Ada County Recorder, Ada County, Idaho; and

WHEREAS, Grantee is the surviving spouse of Bradley Dick; and

WHEREAS, Grantee is entitled to receive distribution of the property hereafter described in this deed under the provisions of the Idaho Uniform Probate Code.

NOW, THEREFORE, the Grantor for valuable consideration and for the purpose of distributing certain real property from the Estate of Bradley Dick, deceased, does by these presents hereby distribute, grant, bargain, sell, convey and confirm unto Grantee as her sole and separate property, and to her heirs and assigns forever, all of that certain parcel of land, situate, lying and being in Boise, County of Ada, State of Idaho, together with the income, including the rents, issues and profits therefrom, as her sole and separate property and more particularly described as follows:

Lots 1, 2, and 3 in Block 11 of DUDLER ADDITION, according to the official plat thereof, filed in Book 6 of Plats at Page 282, Official Records.

TOGETHER with Water Right No. 63-7161.

SUBJECT to easements, reservations and restrictions of record or apparent and real property taxes and assessments for the year 2016.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders and income, including the rents, issues and profits thereof as her sole and separate property.

TO HAVE AND TO HOLD, all and singular the premises, together with the appurtenances, unto Grantee as her sole and separate property, and to her heirs and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this Deed the day and year first above written.

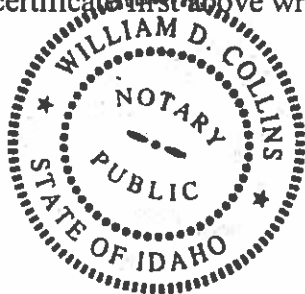


Nancy A. Dick
Personal Representative of the
Estate of Bradley Dick, deceased

STATE OF IDAHO)
 : ss.
County of Ada)

On this 29 day of November, 2016, before me, the undersigned Notary Public in and for said State, personally appeared **NANCY A. DICK**, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Bradley Dick, deceased, and acknowledged to me that she executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Notary Public for State of Idaho
Residing at: Boise, Idaho
My Commission Expires: 2-27-2021

Jones, Chad

From: Jones, Chad
Sent: Thursday, May 11, 2017 2:32 PM
To: Marston, Sascha
Subject: Refund - WESTBERG, MCCABE & COLLINS CTD

TO: Sascha Marston

FROM: Chad Jones

DATE: May 11, 2017

RE: Refund: Ownership Change 63-7161

Please refund \$25. Nancy Dick (payer – WESTBERG, MCCABE & COLLINS CTD ATTORNEYS AT LAW-OPERATING ACCOUNT) filed an ownership change for on 63-7161. The POU and POD were decreed in the wrong location and the OC cannot be processed. I was unable to contact the applicant directly to convey this except for voicemail. I spoke with Mr. Collins (attorney) on 1/12/17 who informed me he would contact Ms. Dick and follow up on how to proceed. I have held the app since then, but have not received a follow up.

Please issue a refund of \$25 to:

WESTBERG & COLLINS CTD
1520 W WASHINGTON ST
PO BOX 2836
BOISE ID 83701

RECEIPT #

W044836



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

May 11, 2017

NANCY A DICK
2302 N 22ND ST
BOISE ID 83702

RE: Notice of Ownership Change in Water Right No. 63-7161

Dear Applicant,

This letter is a follow up from attempts to contact you in December 2016, January 2017 and a phone conversation with William Collins on January 12th, 2017.

Water Right No. 63-7161 cannot be modified without further documentation. It appears to me that the legal description on the right was claimed and decreed in error. The location of this water right is Township 4N, Range 2E, Section 33, and SENW. The deed that you have provided only specifies to Township 4N, Range 2E, Section 33 and SENE. The only way to correct these errors now is by filing an application for transfer of water right to change the point of diversion and place of use to the correct location. I have included a map and proof report for additional information.

I have not been updated on how you would like to proceed since my conversation with Mr. Collins in January, so the application is being returned and a refund requested at this time. The refund will be sent to the payer under separate cover.

Please note that as of July 1, 1996, 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. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience and cooperation. Please call (208)334-2190 if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures

Cc: WESTBERG & COLLINS CTD
C/O WILLIAM D COLLINS
1520 W WASHINGTON ST
PO BOX 2836
BOISE ID 83701

WESTBERG & COLLINS, CTD.

ATTORNEYS AT LAW
1520 W. WASHINGTON STREET
P.O. BOX 2836
BOISE, ID 83701-2836

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WATER RESOURCES
WESTERN REGION

WILLIAM D. COLLINS
CHRISTIAN D. COLLINS

TELEPHONE
(208) 336-5200
FAX
(208) 336-2121

Of Counsel:
PAUL L. WESTBERG

December 9, 2016

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Water Right No. 63-7161

Dear Sir or Madam:

I am enclosing with this letter a Notice of Change in Water Right Ownership to Water Right No. 63-7161, plus my firm check in the amount of \$25.00.

The new owner is Nancy A. Dick. She and her husband, Bradley Dick, who is now deceased, acquired the real property at the point of diversion and place of use from Melvin T. Schulte and Rose M. Schulte in 1976. The recent decree on this water right shows that the owner is Melvin T. Schulte. A copy of the Warranty Deed by which the Dicks acquired title is enclosed. Mr. Dick died earlier this year and I have enclosed a copy of the Personal Representative's Deed of Distribution from his estate to Nancy A. Dick. When the Dicks acquired the property, Mr. Schulte gave them the paperwork on the acquisition of the water right. Some of those documents are also enclosed.

I have not enclosed the \$100.00 sum as a late filing fee, under Idaho Code § 42-248, which requires the notice to be given with 120 days after change of ownership. That statute was adopted in 1996. Prior to that time, there was no requirement that a water right holder advise the Department of a change of ownership. The change of ownership, as I mentioned above, occurred in 1976. I would appreciate it if this Notice could be processed without payment of that additional sum.

Very truly yours,

WESTBERG & COLLINS, CTD.



William D. Collins

WDC/jk
Enclosures
cc: Nancy A. Dick (w/o enclosures)