

RECEIVED

JAN 30 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT 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?
37-219167	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21803	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Toothman & Zenoniani

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): FMTZ Construction LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address

City

State

ZIP

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 # 37-21803

8. Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by DM

Date

1-30-2017

Receipt No.

8035911

Receipt Amt.

\$50-1-27-17Active 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 _____



Instrument # 641238
HAILEY, BLAINE, IDAHO
01-27-2017 3:38:38 PM No. of Pages: 4
Recorded for: TITLEONE - TWIN FALLS
JOLYNN DRAGE Fee: \$19.00
Ex-Officio Recorder Deputy: GWB
Electronically Recorded by Simplifile

Order Number: 17284578

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

Warranty Deed

For value received,

Jim R. Toothman and Connee S. Toothman, husband and wife and Jack Toothman and Wanda Toothman, husband and wife and Michael C. Zenoniani and Susan R. Zenoniani, husband and wife

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

F-MTZ Construction, LLC, an Idaho Limited Liability Company

whose current address is P.O. Box 2259 Hailey, ID 83333

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

Lot 4, Block 1 of POVERTY FLAT SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded as Instrument No. 202835, records of Blaine County, Idaho.

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: January 17, 2017



TitleOne
a title & escrow co.

Order Number: 17284578

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Jim R. Toothman and Connee S. Toothman, husband and wife and Jack Toothman and Wanda Toothman, husband and wife and Michael C. Zenoniani and Susan R. Zenoniani, husband and wife

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Dated: January 17, 2017

Jim R. Toothman
Jim R. Toothman

Connee S. Toothman
Connee S. Toothman

State of Idaho, County of Ad, ss.

On this 18th day of January in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Jim R. Toothman and Connee S. Toothman, 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. *Connee

Christine A. Langhorst

Notary Public

Residing In:

My Commission Expires:

(seal)

Residing at Boise, Idaho

Commission Expires 02/16/2018



Jack B. Toothman
Jack Toothman

Wanda Toothman
Wanda Toothman

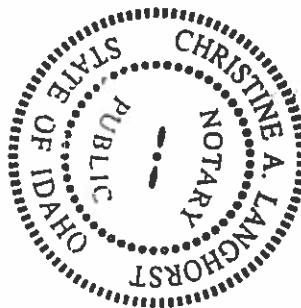
State of Idaho, County of Ada, ss.

On this 8th day of January in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Jack Toothman and Wanda Toothman, 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.

Christine A. Langhorst

Notary Public
Residing In:
My Commission Expires:
(seal)

Residing at Boise, Idaho
Commission Expires 02/16/2018

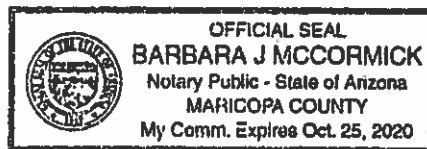


Michael C. Zenoniani
Michael C. Zenoniani
Susan R. Zenoniani
Susan R. Zenoniani

State of Arizona, County of Pinal, ss.

On this 18th day of January in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael C. Zenoniani and Susan R. Zenoniani, 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.

Barbara J. McCormick
Notary Public
Residing In: AZ
My Commission Expires: 10/25/2020
(seal)





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 2, 2017

FMTZ CONSTRUCTION LLC
PO BOX 2259
HAILEY ID 83333

RE: Change of Ownership for Water Right Nos. 37-21803 37-21967

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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 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,

Kent L. Aasa
Water Resource Agent

Enclosure(s)

Cc: TitleOne (17284578)