

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

RECEIVED  
AUG 29 2016  
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. 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 65-5430               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Scott R. Nicholson, Jennifer J. Nicholson, Kellia A. Nicholson  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Scott R. Nicholson, Jennifer J. Nicholson, Kellia A. Nicholson → Deilgard on deed  
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- P.O. Box 690 Meridian ID 83680-0690  
Mailing address City State ZIP  
208-888-1593 lbootstfi@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: August 23, 2016

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: Scott R. Nicholson Signature of new owner/claimant Title, if applicable Date 8/29/16
- Signature: Jennifer J. Deilgard Signature of new owner/claimant Title, if applicable Date 8/29/16

For IDWR Office Use Only: Signature: Kellia A. Elledge Date: 8/29/16

Received by CS Date 8/29/16 Receipt No. WD44561 Receipt Amt. \$25<sup>00</sup>

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 CS Processed by CS Date 9/13/16

FILED FOR RECORD AT REQUEST OF

WHEN RECORDED RETURN TO

Christopher W. Clark  
P.O. Box 5405  
4414 S. Gekeler Lane  
Boise, ID 83705

Instrument # 400415

VALLEY COUNTY, CASCADE, IDAHO

8-23-2016 11:36:38 AM No. of Pages: 6

Recorded for : CHRISTOPHER W. CLARK

DOUGLAS A. MILLER

Ex-Officio Recorder Deputy Fee: 22.00

Index to: QUITCLAIM DEED



### QUITCLAIM DEED

**Scott R. Nicholson**, a married man dealing with his sole and separate property; **Jenifer J. Dellgard**, a married woman dealing with her sole and separate property who originally acquired title as Jennifer J. Nicholson; and **Keli A. Elledge**, a married woman dealing with her sole and separate property who originally acquired title as Kelia A. Nicholson; **Daniel R. Yanke**, a single man dealing with his sole and separate property; **Susan L. Norby**, a married woman dealing with her sole and separate property, who originally acquired title as Susan Yanke Norby; **Jill M. Stevens**, a married woman dealing with her sole and separate property who originally acquired title as Jill Marie Yanke, each as their interests may appear, and all of which are jointly referred to herein as the "Grantors," do hereby release and forever quitclaim unto **Scott R. Nicholson**, a married man whose mailing address is PO Box 690, Meridian, Idaho 83680-0690, as his sole and separate property, a one-third (1/3) undivided tenant-in-common interest; **Jenifer J. Dellgard**, a married woman whose mailing address is PO Box 690, Meridian, Idaho 83680-0690, as her sole and separate property, a one-third (1/3) undivided tenant-in-common interest; **Keli A. Elledge**, a married woman whose mailing address is PO Box 690, Meridian, Idaho 83680-0690, as her sole and separate property, a one-third (1/3) undivided tenant-in-common interest, all of whom are jointly referred to herein as the "Grantees," and to their heirs, successors, and assigns, all right, title and interest which the Grantors now have in the following described real property situated in Valley County, State of Idaho, which is more particularly described as follows:

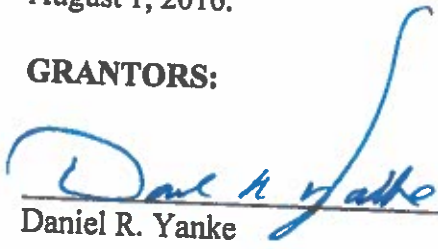
See Exhibit "A" which is attached hereto and by this referenced incorporated herein.

SUBJECT TO all liens, taxes, and assessments, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances whether or not of record, known or unknown, and to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

Together with all and singular, any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and all water, water rights, ditches and rights of ways for ditches used upon or in anywise appertaining to the property herein described.

IN WITNESS WHEREOF, each of the Grantors has executed this instrument effective as of August 1, 2016.

**GRANTORS:**

  
Daniel R. Yanke

  
Jill M. Stevens

  
Jennifer J. Dellgard

  
Susan L. Norby

  
Scott R. Nicholson

  
Keli A. Elledge

STATE OF IDAHO )

:SS

County of Ada )

On this 18<sup>th</sup> day of July, in the year 2016, before me, Christopher W. Clark, a Notary Public, personally appeared **Daniel R. Yanke**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Christopher W. Clark

Notary Public for Idaho

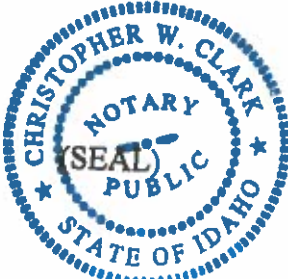
Commission expires: 7-1-2020

STATE OF IDAHO )

:SS

County of Ada )

On this 14<sup>th</sup> day of July, in the year 2016, before me, Christopher W. Clark, a Notary Public, personally appeared **Susan L. Norby**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Christopher W. Clark

Notary Public for Idaho

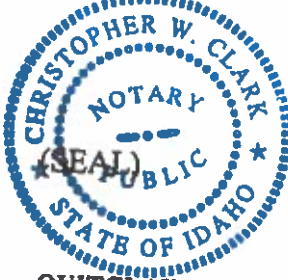
Commission expires: 7-1-2020

STATE OF IDAHO )

:SS

County of Ada )

On this 14<sup>th</sup> day of July, in the year 2016, before me, Christopher W. Clark, a Notary Public, personally appeared **Jill M. Stevens** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Christopher W. Clark

Notary Public for Idaho

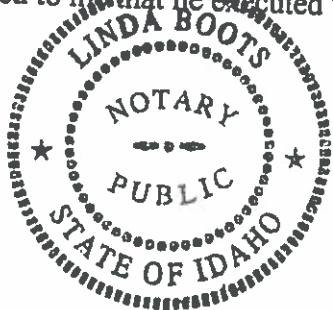
Commission expires: 7-1-2020

QUITCLAIM DEED

STATE OF IDAHO )  
 )  
 :ss  
County of Ada )

On this 9 day of August, in the year 2016, before me,  
Linda Boots, a Notary Public, personally appeared **Scott R. Nicholson**, known or  
identified to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that he executed the same.

(SEAL)

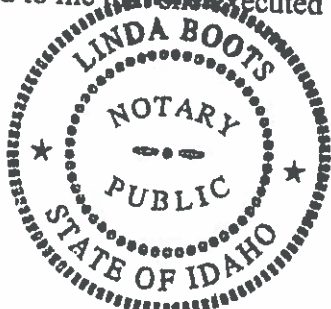


Linda Boots  
Notary Public for Idaho  
Commission expires: 5/31/19

STATE OF IDAHO )  
 )  
 :ss  
County of Ada )

On this 9 day of August, in the year 2016, before me,  
Linda Boots, a Notary Public, personally appeared **Jenifer J. Dellgard**, known or  
identified to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that she executed the same.

(SEAL)

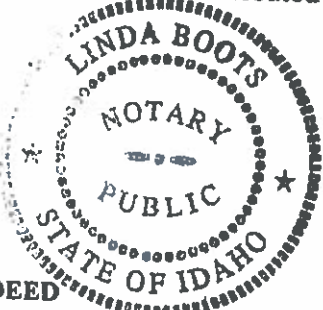


Linda Boots  
Notary Public for Idaho  
Commission expires: 5/31/19

STATE OF IDAHO )  
 )  
 :ss  
County of Ada )

On this 9 day of August, in the year 2016, before me,  
Linda Boots, a Notary Public, personally appeared **Keli A. Elledge**, known or  
identified to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that she executed the same.

(SEAL)



Linda Boots  
Notary Public for Idaho  
Commission expires: 5/31/19

QUITCLAIM DEED

(Nicholson)

EXHIBIT "A"

Those premises containing approximately 490.88 acres situated in Valley County, Idaho, described as follows:

The SW1/4SE1/4 of Section 22, Township 16 North, Range 4 East, Boise Meridian;

The W1/2NE1/4 of Section 27, Township 16 North, Range 4 East, Boise Meridian,

EXCEPTING THERE FROM a piece or parcel of land lying and being in the W1/2 of the NE1/4 of Section 27, Township 16 North, Range 4 East, Boise Meridian, more particularly described as follows:

Starting at the NE corner of Section 27, Township 16 North, Range 4 East, Boise Meridian;  
thence N. 89°42' W., 1311 feet;  
thence S. 0°02' E., 440 feet, more or less, along the line between the E1/2 and the W1/2 of the NE1/4 of said Section 27 to a steel pin, the real place of beginning;  
thence S. 59°42' W., 99.2 feet;  
thence S. 32°42' W., 93.0 feet;  
thence S. 25°12' W., 184.4 feet;  
thence S. 61°39' W., 108.1 feet;  
thence S. 30°40' W., 218.7 feet;  
thence S. 7°45' E., 150.2 feet;  
thence S. 8°45' W., 139.7 feet;  
thence S. 13°57' W., 229.8 feet;  
thence S. 10°46' E., 138.0 feet;  
thence S. 6°12' W., 103.8 feet;  
thence S. 1°25' W., 215.5 feet;  
thence S. 52°45' E., 256.3 feet;  
thence S. 81°03' E., 268.4 feet;  
thence N. 0°02' W., 1,697.6 feet along the 1/16 line to the point of beginning;  
all angle points in the above described line being marked by steel pins, and the above described exceptions containing 14.12 acres.

The E1/2NW1/4; the E1/2SW1/4; the NW1/4SE1/4; the W1/2SW1/4SE1/4 and the N1/2NE1/4SW1/4SE1/4 of Section 27, Township 16 North, Range 4 East, Boise Meridian;

The W1/2SW1/4 of Section 27, Township 16 North, Range 4 East, Boise Meridian; and

The N1/2NW1/4 of Section 34, Township 16 North, Range 4 East, Boise Meridian.

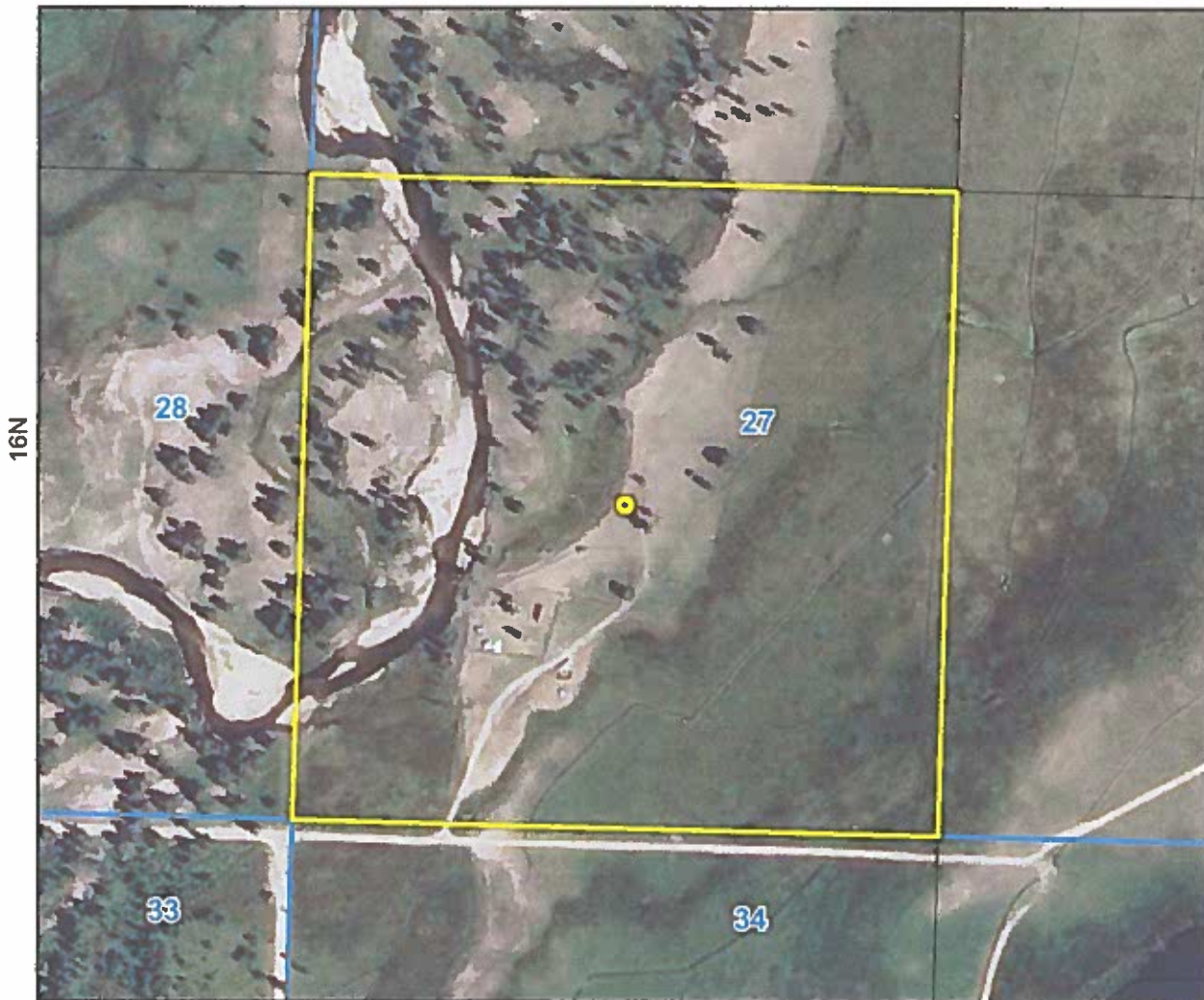
State of Idaho  
Department of Water Resources

**Water Right**  
**65-5430**

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

04E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.045 0.09 0.18 Miles



State of Idaho  
Department of Water Resources

**Water Right**  
**65-5430**

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

04E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.045 0.09 0.18 Miles





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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

September 13, 2016

SCOTT R NICHOLSON, JENIFER J DELLGARD & KELI A ELLEDGE  
PO BOX 690  
MERIDIAN ID 83680

**RE: Notice of Ownership Change in Water Right No. 65-5430**

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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.

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](http://www.idwr.idaho.gov).

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones'.

Chad Jones  
Office Specialist II  
Western Regional Office

Enclosures

**CHRISTOPHER W. CLARK, ESQ.**

P.O. Box 5405 (83705)  
4414 S. Gekeler Lane  
Boise, ID 83716  
208/342-8901  
208/338-2215 (fax)  
[kitclark@yankemachine.com](mailto:kitclark@yankemachine.com)

RECEIVED  
AUG 29 2016  
WATER RESOURCES  
WESTERN REGION

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August 26, 2016

IDWR Western Region  
2735 Airport Way  
Boise, ID 83705-5082

Re: Water Right No. 65-5430; Notice of Change in Water Right Ownership

To Whom It May Concern:

Enclosed is a Notice of Change in Water Right Ownership for Water Right No. 65-5430.

The supporting ownership documentation is itemized as follows:

1. Quitclaim Deed.
2. Maps.

Also enclosed please find check number 1156 in the amount of \$25.00 in payment of the fee associated with this transaction.

If you have any questions in regard to the above please do not hesitate to contact this office.

Best regards,

*KIT CLARK*

CHRISTOPHER W. "KIT" CLARK

CWC/lao

Enc.

Cc: Linda Boots, w/enc.