

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 27 2015

Department of Water Resources
Western 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?
11-73	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: R.W. Caldwell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Orson Scott Nelson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 53 Paris ID 83261
Mailing address City State ZIP
- 208-945-2022 _____
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: September 21, 2015
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: Robert L. Harris Robert L. Harris, Attorney November 24, 2015
 Signature of new owner/claimant Title, if applicable Date

Signature: _____ _____ _____
 Signature of new owner/claimant Title, if applicable Date

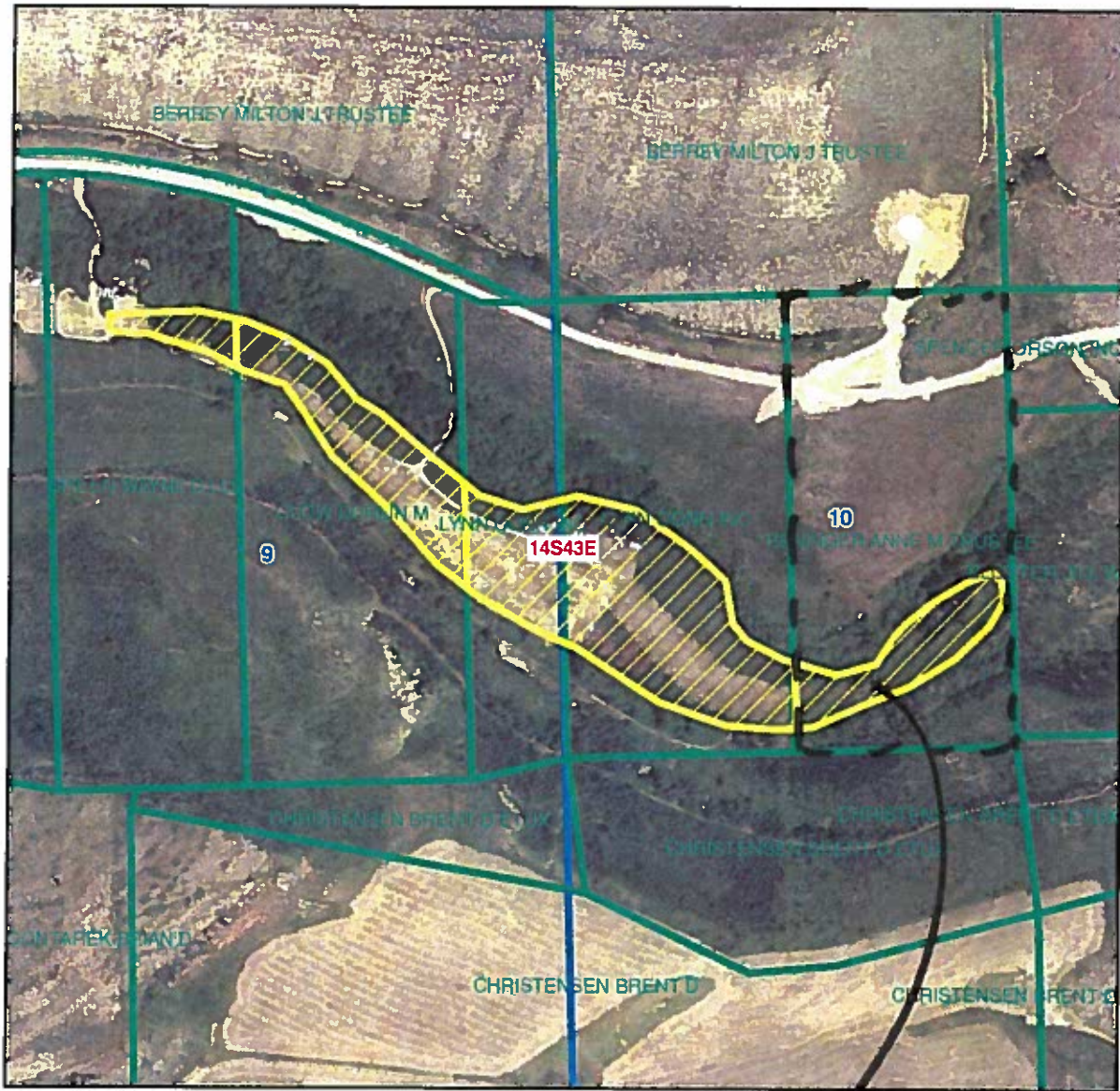
For IDWR Office Use Only:

Received by 5c Date 11/30/15 Receipt No. 2041652 Receipt Amt. 100 -

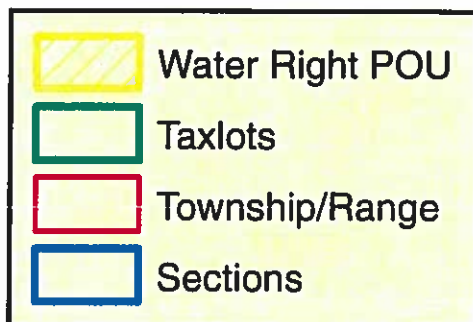
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by _____ Date _____

Water Right 11-73



2013 Aerial Photo



0 500 1,000 Feet

Nelson
Portion



RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Robert L. Harris
Holden, Kidwell, Hahn & Crapo, P.L.L.C.
PO Box 50130
Idaho Falls, ID 83405

Instrument # 220780

BEAR LAKE COUNTY

9-21-2015 11:44:51 AM No. of Pages: 2

Recorded for : HOLDEN KIDWELL HAHN CRAPO

CINDY GARNER

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

(Space Above for Recorder's Use)

QUITCLAIM DEED FOR WATER RIGHT

THIS INDENTURE is made this 22 day of June, 2015, between **Anne M. Heninger, Trustee**, whose address is 2898 N. 150 W., North Ogden, UT 84414, ("GRANTOR"), and **Orson Scott Nelson**, whose address is P.O. Box 53, Paris, ID 83261 ("GRANTEE").

WITNESSETH, that the GRANTOR does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in the following water right currently appurtenant to her property located in either the SE1/4NE1/4 of Section 9, Township 14S, Range 43E., Boise Meridian, or the SW1/4NW1/4 of Section 10, Township 14S, Range 43E., Boise Meridian.

Water Right No. 11-73

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

"GRANTOR"

Anne M. Heninger
 Printed Name: Anne M Heninger

State of UT)
 County of Weber)

On this 22 day of June, 2015, before me the undersigned notary public in and for said state, personally appeared Anne M. Heninger, Trustee known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I set my hand and affixed my official seal the day and year above written.



Alecia Horton
 NOTARY PUBLIC FOR Utah
 Residing at Ogden
 My commission expires 04-01-2019



**BEAR LAKE COUNTY
CINDY GARNER, RECORDER
PARIS, IDAHO**

RECEIPT

RECEIVED ON: 09/21/2015 **FOR:** RECORDING FEE

RECEIPT #: 32268

RECEIVED FROM: HOLDEN KIDWELL HAHN CRAPO

RECEIVED BY: JAMIE

PAYMENT DETAIL

CHECK	\$	13.00
TOTAL PAID	\$	13.00

DOCUMENT INFORMATION

INSTRUMENT #: 000220780

TYPE: QUIT CLAIM DEED

RECORDED DATE/TIME: 09/21/2015 11:44 am

DESCRIPTION: WATER RIGHT



Holden Kidwell
Hahn & Crapo P.L.L.C.
L A W O F F I C E S

1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405

Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com

Email: rharris@holdenlegal.com

November 24, 2015

RECEIVED

NOV 27 2015

Department of Water Resources
Eastern Region

James Cefalo
Idaho Department of Water Resources
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RE: Notice of Change of Water Right Ownership for a Portion of Water Right No. 11-73 Submitted in the Name of Orson Scott Nelson.

Dear James:

Enclosed for processing is a *Notice of Change of Water Right Ownership* for a portion of Water Right No. 11-73. I have included a map that you previously provided to me where the Department has mapped out where it believes the accurate place of use is for this water right, which results in approximately two and a half acres being owned by Mr. Nelson. Enclosed is a copy of the *Quitclaim Deed for Water Right* that was executed by Anne Heninger, who has title to the property upon which the two and a half acres is currently appurtenant.

I presume you will simply provide this to Jonie, which is to be expected. However, I simply wanted to make sure you saw that this had been submitted so you can approve the transfer application for only two and a half acres.

We have also included the \$100.00 filing fee. If you have any questions or concerns, please let me know. We appreciate your attention to this matter.

Best Regards,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

G:\WPDATA\RLH\118325-000 Nelson, Scott & Janet\2015-11-24, Cefalo.docx