

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 28 2013 DEW

Notice of Change in Water Right Ownership

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 61-12266	Yes ☐	PD 61-12264	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: M Peter Nielsen

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Ray Montierth

Name of each new owner as listed on the conveyance document

Susan Montierth

New owner continued

Name connector ☐ and ☐ or ☐ and/or

825 Heartland Dr

Mailing address

Nampa

Idaho

83647

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: 05-24-2013

6. 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.

SUPPORT DATA

IN FILE # 601-12264

7. Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

Date

5/24/13

Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

Date

5/24/13

For IDWR Office Use Only:

Received by JA

Date 5/28/2013

Receipt No. WD 41167

Receipt Amt. \$50.00

Approved by RS

Processed by JA

Date 7/31/2013

MAY 28 2013

WATER RESOURCES
WESTERN REGION

**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the department's website using the "Search Tools" and "Water Right & Adjudication Search" links at www.idwr.idaho.gov.

Please note:

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the department's website at www.idwr.idaho.gov, or from any IDWR office. The fee for an assignment of permit is \$25. There is no charge for an assignment of application for permit or application for transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.

4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.
5. Indicate the date the water rights and/or adjudication claims were conveyed to you. This may be the date of closing in the case of a real estate transaction, the date a contract was signed, or the date of a court order.

6. **ATTACHMENTS:**

IDWR cannot process this change without **documentation of ownership**. The documentation may be in the form of a deed, court decree or other conveyance document. If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located. Items that are **not** conveyance documents are deeds of trust, mortgages, purchase and sales agreements, and property tax notices.

Submit a **plat map, survey map, or aerial photograph** of the place of use for each water right or claim listed in item #1 (if necessary to clarify division of water rights or complex property descriptions). If your right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent aerial photograph with the irrigated acres outlined and point(s) of diversion clearly marked. You also have the option of printing a map using the Create a Map tool on IDWR's website at: www.idwr.idaho.gov. It is not necessary to obtain a new survey for purposes of this form before contacting IDWR.

The Idaho Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication or the Northern Idaho Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the **filing fee** is \$25 per water right, except for those water rights that will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right.

7. One of the new owner(s) must sign the form in the space(s) provided. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

When you have completed the Notice of Change in Water Right Ownership, retain a copy and **file the original form, necessary attachments, and filing fee with the IDWR office nearest you.**

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

~ OR ~

IDWR State Office
322 East Front St, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098
(208) 287-4800

WARRANTY DEED

13269

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JUL 19 2013

WATER RESOURCES
WESTERN REGION

For Value Received,

**M PETER NIELSEN AKA M PETER NIELSON AND CONNIE S NIELSEN AKA
CONNIE S NIELSON, HUSBAND AND WIFE**

the Grantors do hereby grant, bargain, sell, convey and warrant unto

RAY MONTIERTH AND SUSAN MONTIERTH, HUSBAND AND WIFE

AS COMMUNITY PROPERTY WITH RIGHT OF SURVIVORSHIP

the Grantees whose current address is:
825 Heartland Dr, Nampa, ID 83686

the following described real property in Elmore County, State of Idaho more particularly
described as follows, to-wit:

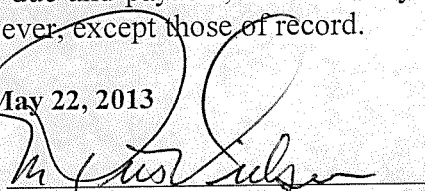
Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho

**Section 19: U.S. Government Lots 1 and 4 and
NE1/4 and E1/2NW1/4**

TOGETHER WITH WATER RIGHT NUMBER 61-12266 and 61-12264

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 owners in fee simple of said premises; that said premises are
free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject
and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and general taxes and
assessments, (including irrigation and utility assessments, if any) for the current year, which are
not yet due and payable, and that they will warrant and defend the same from all lawful claims
whatsoever, except those of record.

Date: May 22, 2013


M Peter Nielsen


Connie S Nielsen

State of Idaho
County of Elmore

On this 24th day of May, 2013, before me, the undersigned, a Notary Public, in and for said
State, personally appeared **M PETER NIELSEN AND CONNIE S NIELSEN**, known to me,
and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are
subscribed to the within instrument and acknowledged to me that they executed the same.

RECEIVED
JUL 19 2013
WATER RESOURCES
WESTERN REGION

WARRANTY DEED

13269

For Value Received,

**M PETER NIELSEN AKA M PETER NIELSON AND CONNIE S NIELSEN AKA
CONNIE S NIELSON, HUSBAND AND WIFE**

the Grantors do hereby grant, bargain, sell, convey and warrant unto

RAY MONTIERTH AND SUSAN MONTIERTH, HUSBAND AND WIFE

the Grantees whose current address is:
825 Heartland Dr, Nampa, ID 83686

the following described real property in Elmore County, State of Idaho more particularly
described as follows, to-wit:

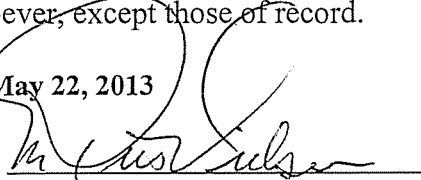
Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho

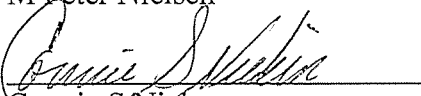
**Section 19: U.S. Government Lots 1 and 4 and
NE1/4 and E1/2NW1/4**

TOGETHER WITH WATER RIGHT NUMBER 61-12266 and 61-12264

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 owners in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that they will warrant and defend the same from all lawful claims whatsoever, except those of record.

Date: May 22, 2013


M Peter Nielsen


Connie S Nielsen

State of Idaho
County of Elmore

On this 24th day of May, 2013, before me, the undersigned, a Notary Public, in and for said State, personally appeared **M PETER NIELSEN AND CONNIE S NIELSEN**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are

RECEIVED

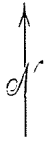
JUL 19 2013

Section 19 Township 45 Range 5 E

WATER RESOURCES
WESTERN REGION

lot 2 17.67	lot 1 40.2	M. Peter Nielson 89'		WATER WESTERN EG
lot 3 17.77	lot 4 40			
lot 6 17.91 X Melville Fisher	lot 5 40 Lois Nielson	47' 17"	Lois Nielson	
lot 7 18.03 X Melville Fisher	lot 8 40			

This Sketch is for location
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Guaranty Time Inc.
assumes no liability for variations.



1 inch = 876 feet

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JUL 19 2013

WATER RESOURCES
WESTERN REGION

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3200

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4S5E



0001



5540

7200

Perimeter Rd

4840

7810

6080

B St

2401

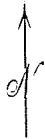


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This sketch is for location purposes only.
Guaranty Title Inc. assumes no liability
for variations.



1 inch = 876 feet

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JUL 1 2013

WATER RESOURCES
WESTERN REGION

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4S5E

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7810

Perimeter Rd

B St

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0010

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for variations.

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WATER RESOURCES
WESTERN REGION

RECORD OF SURVEY

Instrument # 390770
Elmore County, Idaho
10:21am Aug. 31, 2007
For: MONTANA NORTHWEST COMPANY
No. of Pages: 9 Fee: \$5.00
MARSA GRIMMETT, Recorder
Deputy: DLE

LEGAL DESCRIPTION: Secs 16, 17, 19-22, 27-29 & 31-34 T4S R5E
and Secs 2-4 T5S R5E

SURVEY PERFORMED FOR: Mountain Home Air Force Base

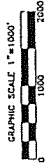
SURVEYOR: Montana Northwest Company

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JUL 19 2013
WATER RESOURCES
WESTERN REGION

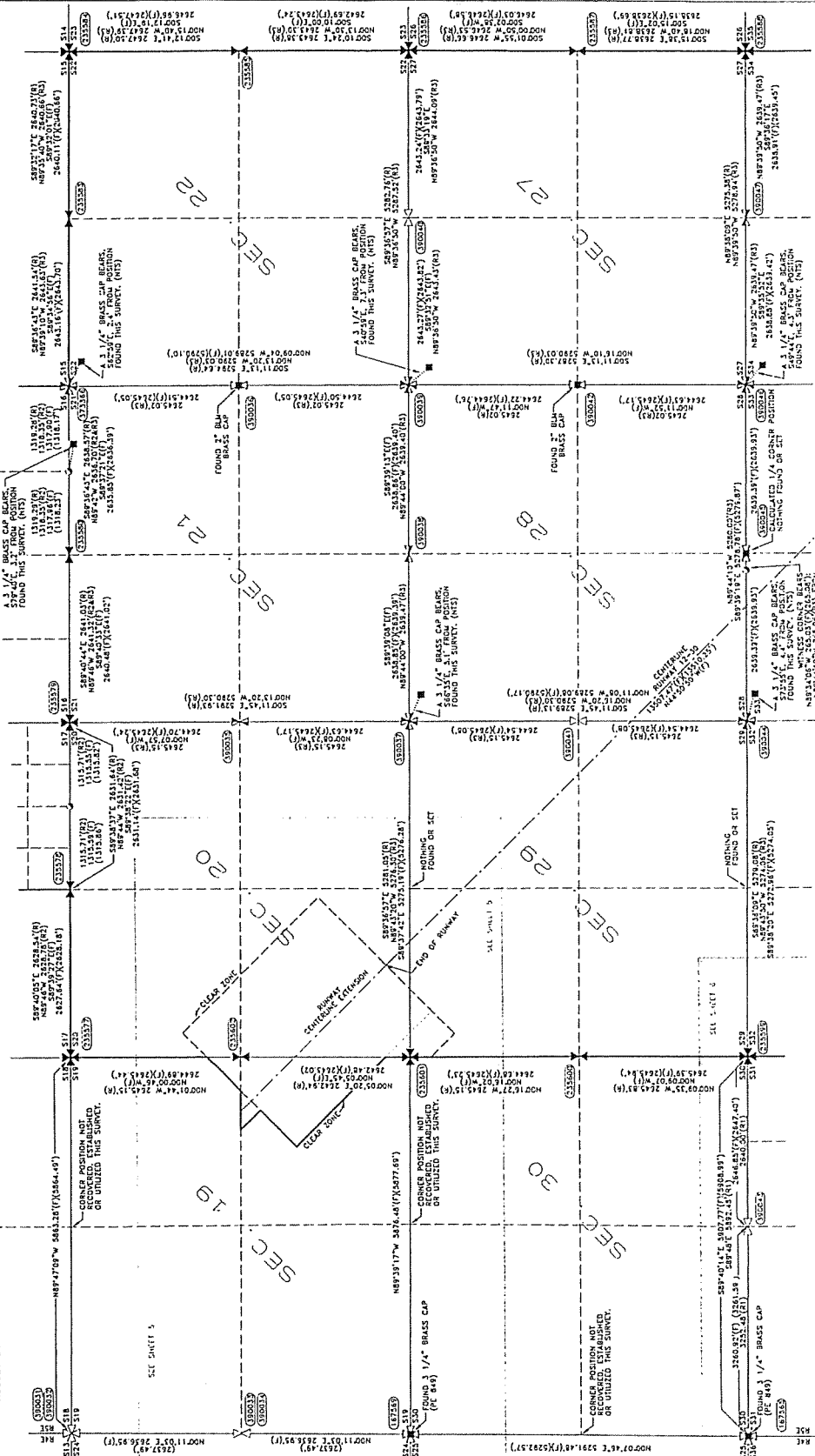
RECORD OF SURVEY

TO SHOW A RETRACEMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME
AIR FORCE BASE LOCATED IN SECTIONS 16, 17, 19, 20, 21, 22, 27, 28, 29, 31, 32, 33, AND 34, T.4S., R.5E.,
AND SECTIONS 2, 3, AND 4 T.5S., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.

SEE SHEET 2



AUGUST 2007



SEE SHEET 4

UTWCD PROJECT NO. 1374-05 35-270

MONTANA NORTHWEST COMPANY
SURVEYING MAPPING PLANNING CONSULTING
P.O. BOX 8777, MISSOULA, MT 59708 PHONE (406) 733-4333 FAX (406) 733-4334

SHEET 3 OF 9

ELMORE COUNTY, IDAHO

RECEIVED

JUL 19 2013

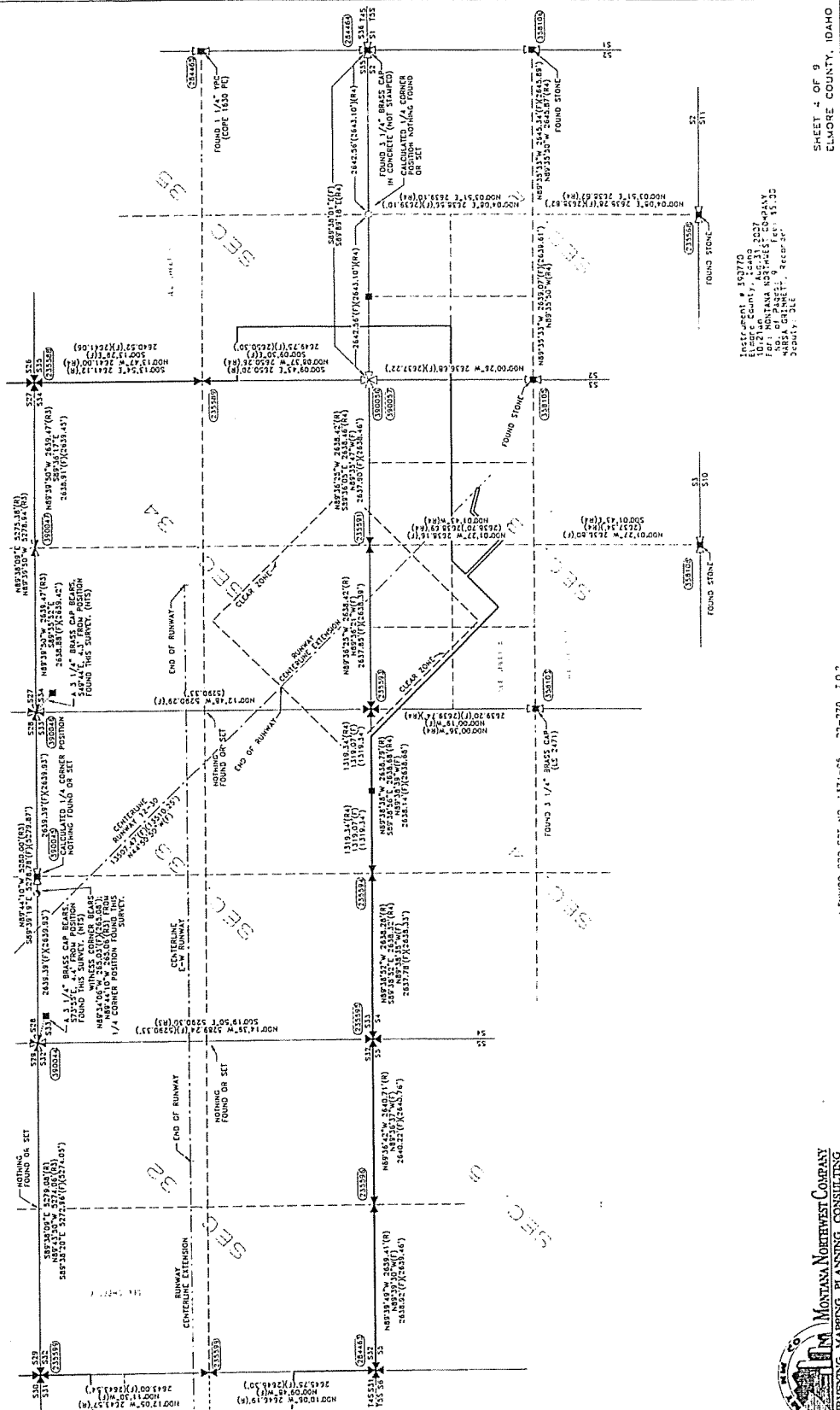
WATER RESOURCES
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SEE SHEET 3

GRAPHIC SCALE 1"=1000'
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AUGUST 2007



MONTANA NORTHWEST COMPANY
SURVEYING MAPPING PLANNING CONSULTING
P.O. BOX 877, MISSOULA, MT 59701 PHONE 406-338-1111 FAX 406-338-1112

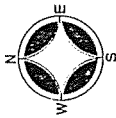
MTWCO PROJECT NO. 1374-GS 32-370 T.O.2

SHEET 4 OF 9
ELMORE COUNTY, IDAHO

Instrument # 207760
10/21/06 County, Aug 31 2007
For: MONTANA NORTHWEST COMPANY
WABSA CERTIFIED RECORD
Dedicated

RECORD OF SURVEY

TO SHOW A RETRACEMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME
AIR FORCE BASE LOCATED IN SECTIONS 35, 36, 37, 38, 39, 40, 41, 42, 43, AND 44, T.4S., R.5E.,
AND SECTIONS 2, 3, AND 4, T.35N., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.



GRAPHIC SCALE 1"=500'
AUGUST 2007

RECOMMENDED FOUNDATION
FOOTING OF STONE WITH A
1/4" DIA. BRASS
CAP (8015)

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TO SHOW A RETRACEMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME AIR FORCE BASE LOCATED IN SECTIONS 16,17,19,20,21,22,27,28,29,31,32,33, AND 34, T.4S., R.5E., AND SECTIONS 2,3, AND 4 T.5S., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.

AUGUST 2007



SEE SHEET 3

SEE SHEET 4

NOTES

NOTE
Positions shown on this sheet as not sat fall in a cultivated field were
it is impracticable to set a permanent monument and were not sat at
the request of the U.S. Army Corps of Engineers. Positions are referenced
by Reference Monuments shown hereon.

Instrument # 30770
Eleger County, Idaho
10/21/02 AUG 31 2007
FOR: MONTANA NORTHWEST COMPANY
NO. 01099259 Fee: \$5.00
MARA GRAYBILL, Receiver
DORIS J. GLE

THE MONTANA NORTHWEST COMPANY
SURVEYING MAPPING PLANNING CONSULTING

SHEET 5 OF 9
ELMORE COUNTY, IDAHO

MTNWC3 PROJECT NO. 1374-05 02-270 1.0.2

RECEIVED

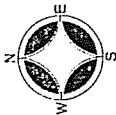
JUL 19 2013

WATER RESOURCES
WESTERN REGION

SHEET 7 OF 9
ELMORE COUNTY, IDAHO

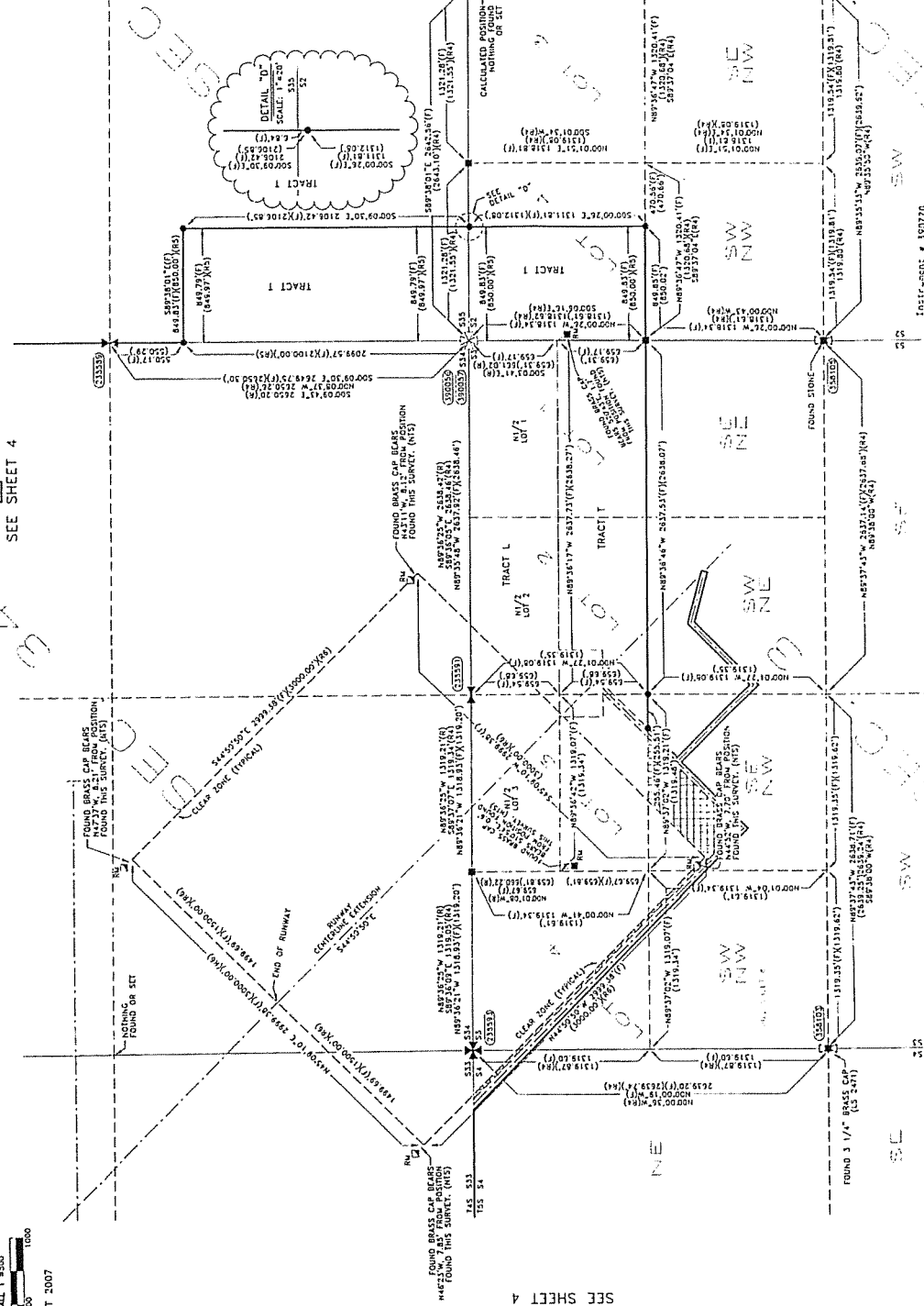
RECORD OF SURVEY

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AIR FORCE BASE LOCATED IN SECTIONS 16, 17, 19, 20, 21, 22, 27, 28, 29, 31, 32, 33, AND 34, T.4S., R.3E.,
AND SECTIONS 2, 3, AND 4 T.5S., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.



GRAPHIC SCALE 1"=500'
AUGUST 2007

SEE SHEET 4

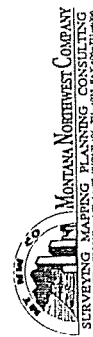


SEE SHEET 4

SEE SHEET 4

WYNCO PROJECT NO. 1374-05 02-270 T.O.2

Instrument # 190770
10-21-07 County of Elmore
For MONTANA NORTHWEST COMPANY
MASSA CHAMBERLAIN, Recorder
Shirley DLE



RECEIVED)

JUL 19 2013

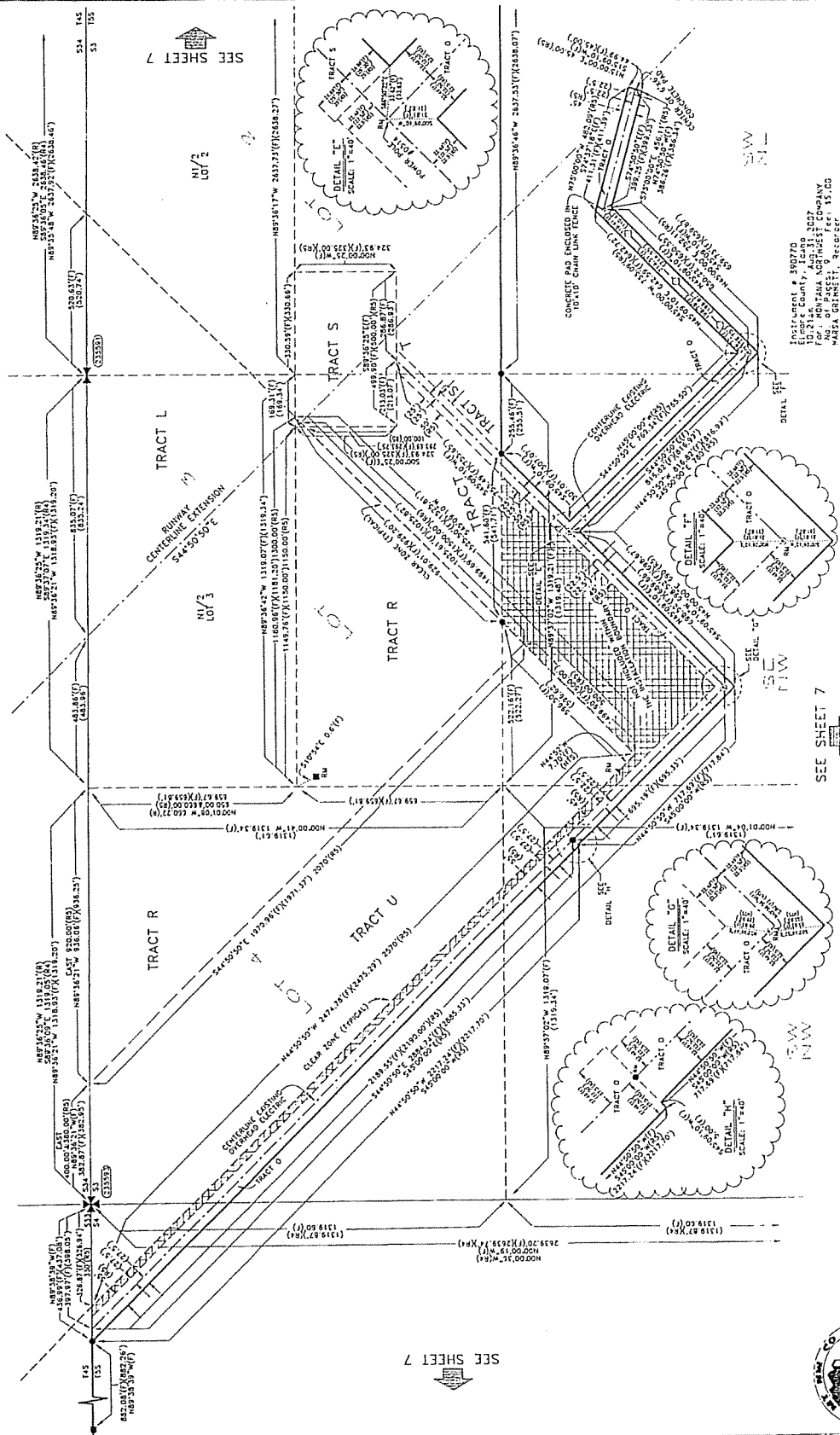
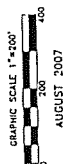
WATER RESOURCES
WESTERN REGION

SHEET 5 OF 9
ELMORE COUNTY, IDAHO

RECORD OF SURVEY

TO SHOW A RETRACEMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME
AIR FORCE BASE LOCATED IN SECTIONS 16, 17, 19, 20, 21, 22, 27, 28, 29, 31, 32, 33, AND 34, T.4S., R.5E.,
AND SECTIONS 2, 3, AND 4 T.5S., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.

SEE SHEET 7



SEE SHEET 7

WINNCO PROJECT NO. 1374-05 3D-27C 1.0.2

MONTANA NORTHWEST COMPANY
PLANNING MAPPING CONSULTING
P.O. BOX 6771, MISSOULA, MT 59706-6771
TEL: 406/733-4000 FAX: 406/733-4006

TO SHOW A RETRACEMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME AIR FORCE BASE LOCATED IN SECTIONS 16, 17, 19, 20, 21, 22, 27, 28, 29, 31, 32, 33, AND 34, T. 5 S., R. 5 E., NIO, SECTIONS 23 AND 4 T. 5 S., R. 5 E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.

[illegible]

NOTE
Legal description distances are reported in ground distances, bearings measured in the horizontal plane, and distances measured in the horizontal plane. West Zone, NAD 1983, Grid North.

I hereby certify that the attached record of survey represents a survey performed under my supervision, and completed on the date shown hereon.

[illegible]

MONTANA NORTHWEST COMPANY
SURVEYING MAPPING PLANNING CONSULTING

SHEET 9 OF 9
ELMORE COUNTY, IDAHO

RECEIVED
JUL 19 1964
WATER RESOURCES
WESTERN REGION

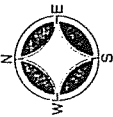
RECEIVED

JUL 19 2013

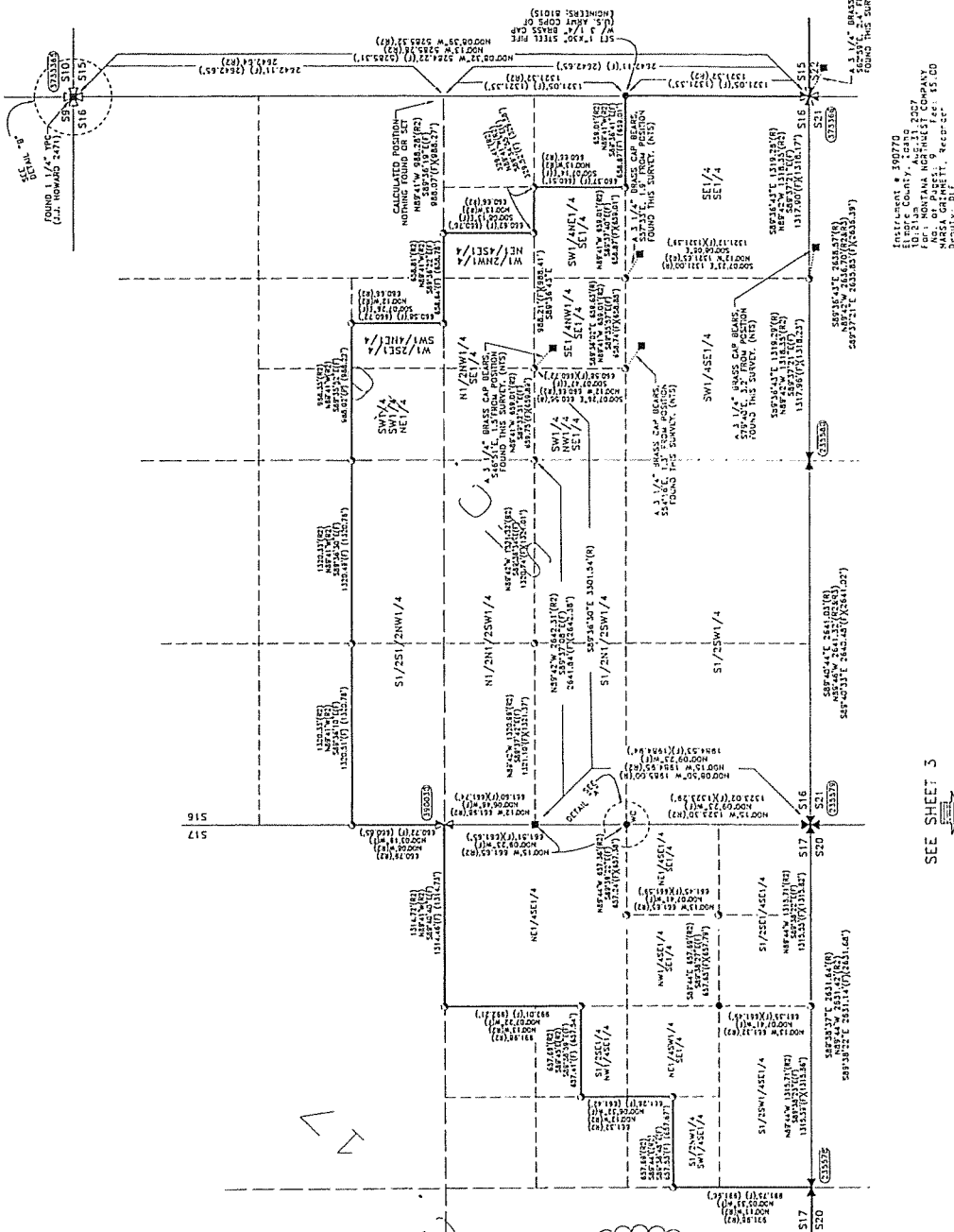
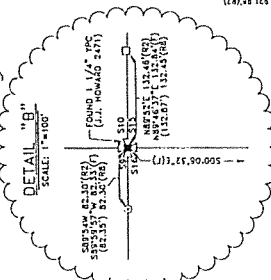
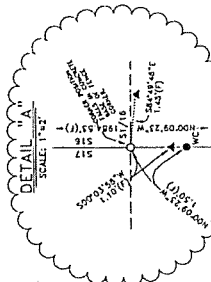
WATER RESOURCES
WESTERN REGION

RECORD OF SURVEY

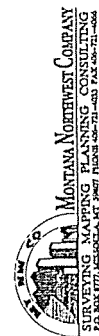
TO SHOW A RETRACTMENT OF THE INSTALLATION BOUNDARY OF MOUNTAIN HOME
AIR FORCE PLANTED IN SECTIONS 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, AND 34, T.4S., R.5E.,
AND SECTIONS 2, 3, AND 4, T.5S., R.5E., BOISE MERIDIAN, IDAHO, ELMORE COUNTY, IDAHO.



GRAPHIC SCALE 1"=500'
0 500 1000
AUGUST 2007



SEE SHEET 3



UTMCO PROJECT NO. 1374-05 DS-270 T.O.2

SHEET 2 OF 9
ELMORE COUNTY, IDAHO

ELMORE COUNTY, IDAHO
10-21-2013
MONTANA NORTHWEST COMPANY
NO. OF PAGES: 9
DATE: 15-08-2007
PROJECT: 1374-05

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JUL 19 2013

WATER RESOURCES
WESTERN REGION

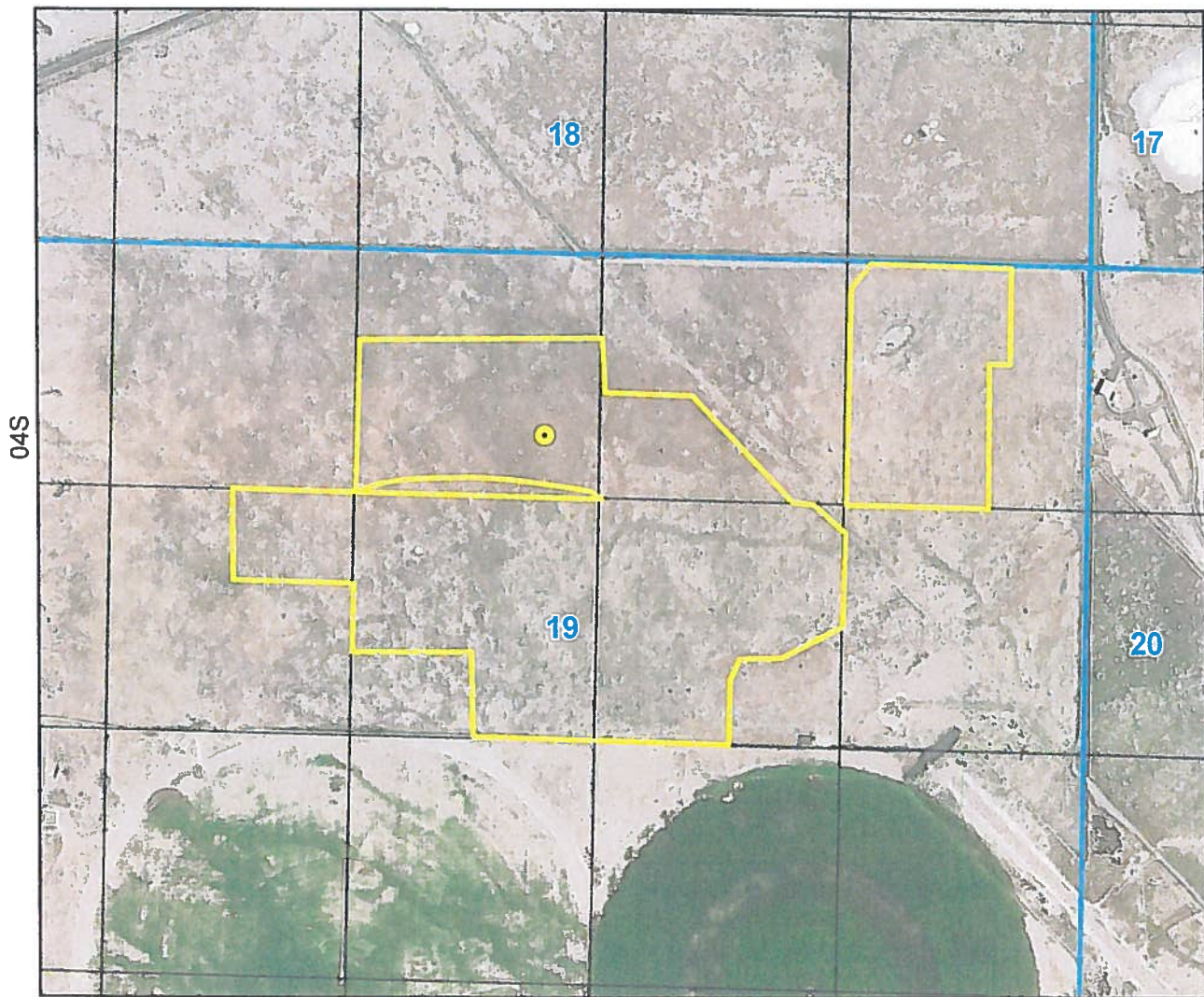
State of Idaho
Department of Water Resources

Water Right 61-12266

IRRIGATION

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.

05E



● Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

Taxlots

0 0.125 0.25 0.5 Miles



