

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 26 2013

DEPT. 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
37-4013	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Roberta G. Zimmerman and Kenneth E. Zimmerman

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Michael R. Nicolais and Jane L. Nicolais

Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

9946 Rockbrook

Mailing address

Dallas

TX

75220

City

State

ZIP

(214) 245-5002

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: 12/20/12

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.

7. Signature: M.A. Nicolais

Signature of new owner/claimant

Title, if applicable

Date

2-18-13

Signature: J. Nicolais

Signature of new owner/claimant

Title, if applicable

Date

2-18-13

For IDWR Office Use Only:

Received by: [Signature]

Date: 2-26-2013

Receipt No. 5033083

Receipt Amt. \$25-

Approved by

Processed by

Date

EXHIBIT A

Order Number: 1217897df

LEGAL DESCRIPTION

TOWNSHIP 4 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 18: A parcel of land in the SW¼ of said section known as "The Zimmerman parcel" as indicated within that Record of Survey recorded as Instrument No. 325074, records of Blaine County, Idaho, said parcel being more particularly described by metes and bounds as follows:

Commencing at a steel post marking the S¼ Corner of said Section 18, thence South 89°08'54" West, 1218.93 feet along the southerly boundary of said Section 18 to the Southeast corner of said Zimmerman Parcel, said corner lying North 89°08'54" East, 100.00 feet from the W1/16 Corner common to Sections 18 and 19, said corner being the Southwest corner of Night Crawler Estates, Lot 1, according to the official plat thereof, recorded as Instrument No. 331441, records of Blaine County, Idaho and said corner being the True Point of Beginning of said Zimmerman Parcel;

Thence continuing along said Southerly boundary South 89°08'54" West, 118.83 feet to a point on the Easterly boundary of State Highway 75;

Thence along said Easterly boundary by the following 2 courses: 31.16 feet along a curve to the right, said curve having a central angle of 02°36'40", a radius of 683.68 feet and a chord length of 31.15 feet that bears North 02°11'58" West;

Thence North 00°53'38" West, 118.86 feet;

Thence leaving State Highway 75 North 89°08'54" East, 119.65 feet to the Northwest corner of said Night Crawler Estates;

Thence along the Westerly boundary of said Night Crawler Estates South 00°51'06" East, 150.00 feet to the True Point of Beginning. (TL 8268)

Warranty Deed

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Douglas J. Aanestad, Esq.
Speck & Aanestad, P.C.
P.O. Box 987
Ketchum, Idaho 83340-0987

Instrument # 604330

HAILEY, BLAINE, IDAHO
12-20-2012 8:23:00 AM No. of Pages: 3
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$16.00
Ex-Officio Recorder Deputy: mpp
Electronically Recorded by Simplifile

(Space Above For Recorder's Use)

WARRANTY DEED

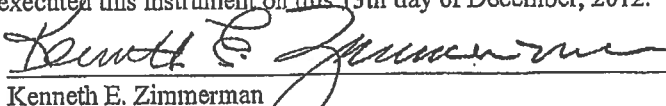
For good and valuable consideration, the receipt of which is hereby acknowledged, Kenneth E. Zimmerman and Roberta Zimmerman, husband and wife (collectively "Grantor"), conveys, grants and warrants to Michael R. Nicolais and Jane L. Nicolais, husband and wife (collectively "Grantee"), whose address is 9946 Rockbrook, Dallas, Texas 75220 and their successors and assigns forever, the real property described on Exhibit A attached hereto and made a part hereof.

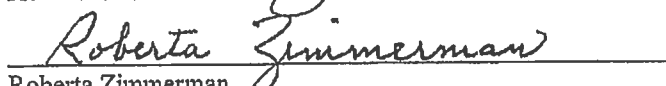
SUBJECT TO taxes and assessments for the year 2012 not yet due and payable, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to all building and zoning laws and ordinances, to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights, if any, in anywise appertaining to the property herein described as well in law as in equity.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 13th day of December, 2012.

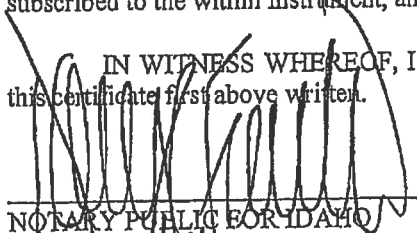

Kenneth E. Zimmerman


Roberta Zimmerman

STATE OF Idaho)
) ss.
County of Blaine)

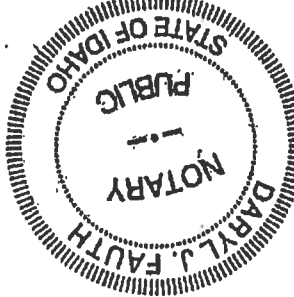
On this 13th day of December, 2012, before me a notary public for the state of Idaho, personally appeared **Kenneth E. Zimmerman and Roberta Zimmerman**, known or identified to me, to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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 IDAHO

Residing at Malay, ID
My Commission Expires 9/24/18



State of Idaho
Department of Water Resources

Water Right
37-4013

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.

18E



● Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

Taxlots

0 0.01 0.02 0.04 Miles

