

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
29-04078 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: David M. and Opal E. Nestor
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David Emery Nestor
Name of each new owner as listed on the conveyance document
David Emery Nestor and Donna Lou Nestor
New owner continued ☒ and ☐ or ☐ and/or
1789 W. Stinger Rd.
Mailing address
Mc Cammon Idaho 83250
City State ZIP
1-208-254-3388 _____
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: Nov. 30, 2010
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: David Emery Nestor owner 1-24-2011
Signature of new owner/claimant Title, if applicable Date
- Signature: Donna L. Nestor wife 1-24-2011
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JPB Date 1/28/2011 Receipt No. E0316381 Receipt Amt. \$25. -
Approved by _____ Processed by _____ Date _____

FA-362534

PERSONAL REPRESENTATIVE'S DEED

This Personal Representative's Deed is made this 30th day of November, 2010, by Grantor Estate of David M. Nestor, deceased, through Mollie Nestor, as Personal Representative for the Estate, being the duly qualified personal representative of such Estate filed as County Probate CV-10-2583-IE (Nestor Estate herein), to David Emery Nestor, a married man as his sole and separate property, whose present address is 1789 West Stinger Road, McCammon, Idaho 83250;

WITNESSETH, for and in consideration of ONE DOLLAR (\$1.00), and other good and valuable consideration in the form of a credit in his distribution from the Estate, the receipt and sufficiency of which is hereby acknowledged, Grantor Nestor Estate does hereby grant, bargain, sell, convey, demise, release, and confirm unto the said Grantee David E. Nestor, and his successors, assigns and grantees forever, a fee simple, and all interest of the Grantor Nestor Estate in the property located at about 372 East Green Canyon Road, Inkom, Bannock County, Idaho and more particularly and legally described on the document attached as Exhibit H, consisting of 7.75 acres (more or less), together with all appurtenances pertaining thereto.

TO HAVE AND TO HOLD the premises, together with their appurtenances, tenements, hereditaments, all water rights (including the spring water rights described in the Partial Decree of Water Right 29-04078 to David and Opal Nestor of .11 CFS a with priority date of June 1, 1927), and all mineral rights owned by

PERSONAL REPRESENTATIVE'S DEED

FA-362584

Recorded Electronically	
ID	21621403
County	Bannock
Date	12-30-10 Time 2:39 PM
Simplifile.com 800.460.5657	

PERSONAL REPRESENTATIVE'S DEED

This Personal Representative's Deed is made this 30th day of November, 2010, by Grantor Estate of David M. Nestor, deceased, through Mollie Nestor, as Personal Representative for the Estate, being the duly qualified personal representative of such Estate filed as County Probate CV-10-2583-IE (Nestor Estate herein), to David Emery Nestor, a married man as his sole and separate property, whose present address is 1789 West Stinger Road, McCammon, Idaho 83250;

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PERSONAL REPRESENTATIVE'S DEED

David Nestor at the time of his death, on the parcel of land described on Exhibit H, and all remainders, rents, issues, and profits thereof.

This deed is an absolute conveyance of title, in effect as well as in form, not intended as a mortgage, trustee conveyance, or security of any kind. In construing this deed, and where the context so requires, the singular includes the plural, and the masculine includes the feminine and neuter.

IN WITNESS WHEREOF the Grantor Estate hereunto has set her hand and seal the day and year below written.

The Estate of David M. Nestor

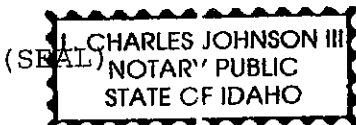
Mollie E. Nestor

By: Mollie Nestor
Personal Representative

STATE OF IDAHO)
 : ss
County of Bannock)

On this 30th day of November, 2010, before me, a Notary Public in and for the County and State, personally appeared Mollie Nestor, known or identified to me, or proved under oath, to be the personal representative of the Estate of David M. Nestor and the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same as personal representative of the Estate of David M. Nestor.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Boise Idaho
My Notary Expires: May 2012

SNAKE RIVER SURVEYING, INC.

460 Lincoln Street, Suite C
American Falls, Idaho 83211
Phone (208) 226-5764, Fax (208) 226-5767



210036-7.75

David M. Nestor Estate

7.75 Acres

Date: September 13, 2010

A tract of land in the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 26, Township 7 South, Range 36 East of the Boise Meridian, Bannock County, Idaho, described as follows:

Commencing at the N $\frac{1}{4}$ corner, said point being a marked with a Bannock County brass cap monument;

Thence, S 00°09'48" W, along the East line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, a distance of 829.23 feet to a 5/8" rebar with aluminum cap stamped PE 1812, said point being the TRUE POINT OF BEGINNING;

Thence, S 89°23'40" W, 932.56 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 00°05'54" W, 166.51 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 89°53'59" E, 270.39 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 00°05'50" W, 272.97 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 89°23'27" E, 63.53 feet to a steel fence post;

Thence, S 85°45'50" E, 48.78 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 57°48'41" E, 31.51 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 26°04'43" E, 10.28 feet to a ½" rebar and plastic cap stamped PLS 843;

Thence, S 01°55'40" W, 54.68 to a ½" rebar and plastic cap stamped PLS 843, said point being on the N'y right-of-way line of Green Canyon Road;

Thence, N 89°45'11" E, along said N'y right-of-way line, 22.00 feet to a 5/8" rebar and plastic cap stamped PLS 843;

210036-7.75 cont.

Thence, N 00°06'58" E, leaving said N'ly right-of-way line, 34.04 feet to a 5/8" rebar and aluminum cap stamped PE 1812, point being on the South line of said NE¼NW¼;

Thence, N 89°21'23" E, along said South line a distance of 399.20 feet to a 5/8" rebar;

Thence, N 00°00'45" E, leaving said South line, 57.84 feet;

Thence, N 59°00'32" E, 8.00 feet;

Thence, N 02°32'28" E, 268.53 feet;

Thence, N 89°21'20" E, 80.99 feet to a point on the East line of said NE¼NW¼;

Thence, N 00°09'43" E, along said East line, 165.00 feet to the TRUE POINT OF BEGINNING, said tract containing 7.75 acres more or less.