

DE✓

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 03 2010 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-31140					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) Dale and Pam Nixon
6839 Whitley Dr., Fruitland, ID 83619-3656
4. New Owner/Claimant(s) Allan and/or Mary Jo Huttema
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1255 Grandview Ave.
- City, State and ZIP Code Payette, ID 83660
- New Telephone Number 360-815-1057
5. Date you acquired the property May 1, 2010

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume	Description (acres. number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For Office Use Only

Received by DB Date 8-3-10 Fee \$25 -
 Received by DB Date 8-3-2010 Receipt No. W038627
 Processed by _____ AJ Date _____ WR Jan Date 8-4-10

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/16/2010

WATER RIGHT NO. 63-31140

Owner Type	Name and Address
Current Owner	DALE NIXON 6839 WHITLEY DR FRUITLAND, ID 83619-3656 (208)722-9057
Current Owner	PAMELA G NIXON 6839 WHITLEY DR FRUITLAND, ID 83619-3656 (208)722-9057
Original Owner	DEANN PHILLIPS
Original Owner	RUSSELL PHILLIPS 1255 GRANDVIEW RD PARMA, ID 83660 (208)722-6337

Priority Date: 03/24/1989

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	01/01	12/31	0.1 CFS	
DOMESTIC	01/01	12/31	0.04 CFS	
Total Diversion			0.14 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWNE|Sec. 21|Township 06N|Range 05W|PAYETTE County

DOMESTIC Use:

Number of homes: 1

Place(s) of use:

Place of Use Legal Description: STOCKWATER PAYETTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	05W	21		NWNE										

Place of Use Legal Description: DOMESTIC PAYETTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	05W	21		NWNE										

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.

Dates:

Licensed Date:

Deereed Date: 04/29/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

0364372

Handwritten initials/signature

0025895

WARRANTY DEED

FOR VALUE RECEIVED DALE A. NIXON and PAMELA G. NIXON, the Grantors, do hereby grant, bargain, sell and convey unto ALLAN HUTTEMA and MARY JO HUTTEMA, the Grantees, whose current address is 1255 Grandview Ave. Payette ID 83660, the following described premises located in Payette County, State of Idaho, to-wit: 8660

All as more particularly set forth on Exhibit "A" to this Warranty Deed, which Exhibit "A" is incorporated herein as if set forth in full.

TOGETHER with the appurtenances and all the estate and rights of the Grantors in and to such premises.

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 as to current year taxes and easements of record.

Grantors further covenant and agree that they will warrant and defend the same from all lawful claims whatsoever except as set forth above.

DATED this 1 day of 5, 2010.

Dale A. Nixon
DALE A. NIXON

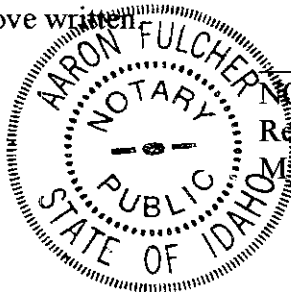
Pamela G. Nixon
PAMELA G. NIXON

STATE OF Idaho)
County of Canyon)

ss.

On this 5 day of January, 2010 before me, the undersigned, a Notary Public in and for said State, personally appeared DALE A. NIXON and PAMELA G. NIXON, known to me to be the persons whose names are subscribed to the within and foregoing 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 first above written.



[Signature]
NOTARY PUBLIC for Idaho
Residing at Canyon
My Commission Expires: 10/22/10

0364372

EXHIBIT "A"
Legal Description

In Twp. 6 N., R. 5 W., B.M., in Payette County, State of Idaho:

In Sec. 21: All that part of the NE1/4 of said Sec. 21 described as follows:

Commencing at the Southeast corner of the NE1/4 of said Sec. 21;

Thence N. 0°01' W. along the Section line 535.0 feet to the TRUE POINT OF BEGINNING;

Thence West 315.0 feet

Thence North 180.0 feet;

Thence N. 47°30' W. 530.0 feet;

Thence West 260.0 feet;

Thence N. 43°0' W., 370.0 feet;

Thence N. 80°0' W. 119.5 feet to a point 31.0 feet North of the Southwest corner of the NE1/4NE1/4 of Sec. 21;

Thence West 220.5 feet;

Thence S. 46°0' W. 285.0 feet;

Thence S. 63°30' W. 250.0 feet;

Thence S. 80° 0' W. 250.0 feet;

Thence N 71°0' W. 462.5 feet to the West side line of the SW1/4NE1/4 of said Sec. 21 at a point 168.6 feet South of the Northwest corner thereof;

Thence N. 0°03' W. following the West side line of said NE1/4 of said Sec. 21 to the Northwest corner thereof;

Thence East to the Northeast corner of said Sec. 21;

Thence S. 0°01' E. following the East side line of said NE1/4 2135.4 feet to the TRUE POINT OF BEGINNING; EXCEPTING THEREFROM a parcel of land in the NE1/4NE1/4, more particularly described as follows:

Beginning at the Northeast corner of said NE1/4NE1/4;

Thence S. 0°01'00" E. along the Easterly boundary of said NE1/4NE1/4 785.31 feet to the centerline of the D-Line Canal;

Thence N. 48°53'17" W. along said centerline and the extension of said centerline 281.98 feet;

Thence N. 0°01'00" W. parallel with said Easterly boundary 602.50 feet to the Northerly boundary of said NE1/4NE1/4;

Thence S. 89°34'01" E. along said Northerly boundary 212.40 feet to the point of beginning.

Including all water rights from Black Canyon Irrigation District.

Instrument # 364372

STATE OF IDAHO, PAYETTE COUNTY

1-5-2010 04:20:59 No. of Pages: 2

Recorded for : AMERITITLE

BETTY J DRESSEN

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED - DEEDS