

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 03 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern 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. 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-14694 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10049 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10053 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10053 34-14899	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Marc Hansen, Teena Hansen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Derek Nichols
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- PO Box 606 Moore ID 83255
Mailing address City State Zip
208-317-3316 danichols1983@gmail.com
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: August 2022
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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.

SUPPORT DATA

IN FILE # 34-10049

8. Signature: Derek Nichols Owner 11-3-22
Signature of new owner/claimant Title, if applicable Date
- Print name
- Signature: _____
Signature of new owner/claimant Title, if applicable Date
- Print name

For IDWR Office Use Only:

Received by M. Potts Date 11-3-22 Receipt No. E048694 Receipt Amt. 150.00

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 JB Processed by JB Date 11/14/2022

NOV 15 2022

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

BUTTE COUNTY
Recorded for:
First American Title - Blackfo
04:49:18 PM 09-01-2022
0000-060553
No. Pages: 3 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1063003-B (tr)**

Date: **August 24, 2022**

For Value Received, **Marc Hansen and Teena Hansen, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Derek Nichols, a married man**, hereinafter called the Grantee, whose current address is **P.O. Box 606, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit:

Part of the South ½ of the SW ¼ of Section 26, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as:

Commencing at the South ¼ corner of Section 26 from which the southwest corner of said section bears N 89°42'45" W 2663.89 feet, the basis of bearings for this description; Thence N 89°42'45" W 136.49 feet along the south line of said section from said South ¼ corner; Thence N 00°17'15" E 33.07 feet to a point on the northerly right-of-way of Old US. Highway 93, said point being the POINT OF BEGINNING;

Thence along the northerly right-of-way of Old U.S. Highway 93 the following eight courses:

1) N 89°42'56" W 521.81 feet to a point of curvature of a curve, concave to the northeast;
2) Northwesterly 415.41 feet along said curve through a central angle of 63°15'00" and also having the following curve data: Radius = 376.30 feet. Chord Bearing = N 58°05'26" W and a Chord Distance = 394.63;

3) N 26°27'56" W 473.21 feet;

4) N 29°14'23" W 82.34 feet to a point of curvature of a curve, concave to the southwest;

5) Northwesterly 148.76 feet along said curve through a central angle of 16°42'05" to a point on the east line of SW ¼ of the SW ¼, said curve having the following curve data: Radius = 510.50 feet, Chord Bearing = N 37°35'26" W and a Chord Distance = 148.28 feet;

6) N 00°11'01" W 26.76 feet;

7) N 89°50'47" W 29.97 feet to a point of curvature of a curve, concave to the southwest;

8) Northwesterly 154.07 feet along said curve through a central angle of 17°17'30" to a point, said curve having the following curve data: Radius = 510.50 feet, Chord Bearing = N 59°09'03" W and Chord Distance = 153.48 feet;

Thence leaving said right-of-way S 89°50'41" E 201.37 feet;

Thence N 00°11'46" W 367.19 feet to a point on the north line of the south ½ of the SW ¼ of said section;

Thence S 89°50'45" E 577.78 feet along said north line;

Thence S 39°25'52" E 702.19 feet parallel with and 2.00 feet easterly of an existing fence line;

Thence S 10°15'58" E 764.62 feet parallel with and 2.00 feet easterly of an existing fence line to the POINT OF BEGINNING

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED

simplifile[®]

ID: 60553

County: Butte

Date: 9/1/2022

Time: 4:48 pm

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1063003-B (tr)**

Date: **August 24, 2022**

For Value Received, **Marc Hansen and Teena Hansen, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Derek Nichols, a married man**, hereinafter called the Grantee, whose current address is **P.O. Box 606, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit:

Part of the South ½ of the SW ¼ of Section 26, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as:

Commencing at the South ¼ corner of Section 26 from which the southwest corner of said section bears N 89°42'45" W 2663.89 feet, the basis of bearings for this description; Thence N 89°42'45" W 136.49 feet along the south line of said section from said South ¼ corner; Thence N 00°17'15" E 33.07 feet to a point on the northerly right-of-way of Old US. Highway 93, said point being the POINT OF BEGINNING;

Thence along the northerly right-of-way of Old U.S. Highway 93 the following eight courses:

1) N 89°42'56" W 521.81 feet to a point of curvature of a curve, concave to the northeast;
2) Northwesterly 415.41 feet along said curve through a central angle of 63°15'00" and also having the following curve data: Radius = 376.30 feet. Chord Bearing = N 58°05'26" W and a Chord Distance = 394.63;

3) N 26°27'56" W 473.21 feet;

4) N 29°14'23" W 82.34 feet to a point of curvature of a curve, concave to the southwest;

5) Northwesterly 148.76 feet along said curve through a central angle of 16°42'05" to a point on the east line of SW ¼ of the SW ¼, said curve having the following curve data: Radius = 510.50 feet, Chord Bearing = N 37°35'26" W and a Chord Distance = 148.28 feet;

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8) Northwesterly 154.07 feet along said curve through a central angle of 17°17'30" to a point, said curve having the following curve data: Radius = 510.50 feet, Chord Bearing = N 59°09'03" W and Chord Distance = 153.48 feet;

Thence leaving said right-of-way S 89°50'41" E 201.37 feet;

Thence N 00°11'46" W 367.19 feet to a point on the north line of the south ½ of the SW ¼ of said section;

Thence S 89°50'45" E 577.78 feet along said north line;

Thence S 39°25'52" E 702.19 feet parallel with and 2.00 feet easterly of an existing fence line;

Thence S 10°15'58" E 764.62 feet parallel with and 2.00 feet easterly of an existing fence line to the POINT OF BEGINNING

Date: **08/24/2022**

Warranty Deed
- continued

File No.: **1063003-B (tr)**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

SCANNED

NOV 15 2022

Date: 08/24/2022

Warranty Deed
- continued

File No.: 1063003-B (tr)



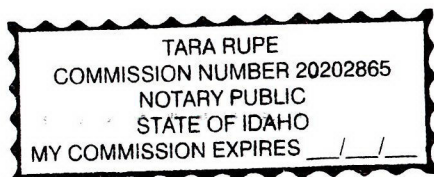
Marc Hansen

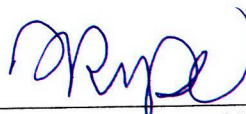


Teena Hansen

STATE OF Idaho)
) ss.
COUNTY OF Bingham)

On this **First day of September, 2022**, before me, a Notary Public in and for said State, personally appeared **Marc Hansen and Teena Hansen**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 08/04/2026

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

BUTTE COUNTY
Recorded for:
First American Title - Blackfo
04:48:38 PM 09-01-2022
0000-060552
No. Pages: 3 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1062997-B (tr)**

Date: **August 26, 2022**

For Value Received, **Marc T. Hansen and Teena M. Hansen, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Derek Nichols, a married man**, hereinafter called the Grantee, whose current address is **P.O. Box 606, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED simplifile

ID: 60552
County: Butte
Date: 9/1/2022 Time: 4:48pm

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1062997-B (tr)**

Date: **August 26, 2022**

For Value Received, **Marc T. Hansen and Teena M. Hansen, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Derek Nichols, a married man**, hereinafter called the Grantee, whose current address is **P.O. Box 606, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

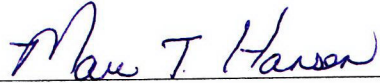
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

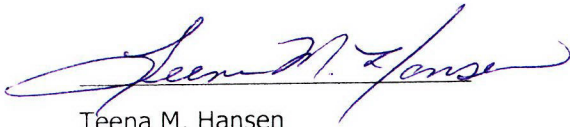
Date: 08/26/2022

Warranty Deed
- continued

File No.: 1062997-B (tr)



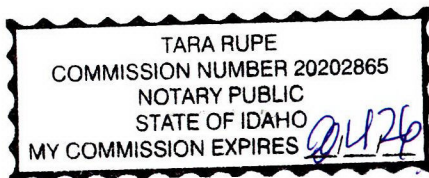
Marc T. Hansen

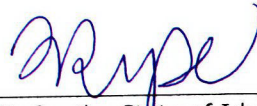


Teena M. Hansen

STATE OF Idaho)
COUNTY OF Bingham)
ss.

On this **30th day of August, 2022**, before me, a Notary Public in and for said State, personally appeared **Marc T. Hansen and Teena M. Hansen**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 08/04/2026

EXHIBIT A

Part of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as:

Beginning at the Northwest corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, a 5/8" iron rod (CP&FR Instrument No. 028710), from which the Southwest corner of said Section, a 5/8" iron rod (CP&FR Instrument No. 0043944), bears S. 00°17'32" E., 2641.71 feet, the basis of bearings for this description;

Thence 8. 89°57'26" E., 325.00 feet along the North line of said NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the Northwest corner of Quit Claim Deed Instrument No. 42964 which is marked by a 1/2" iron rod with cap stamped PLS 12222; Thence along the boundary of said Quit Claim Deed the following 3 courses:

- 1) Thence S. 00°02'34" W., 330.00 feet to the Southwest corner thereof which is marked by a 1/2" iron rod with cap stamped PLS 12222;
- 2) Thence 8. 89°57'26" E., 330.00 feet to the Southeast corner thereof which is marked by a 1/2" iron rod with cap stamped PLS 12222;
- 3) Thence N. 00°02'34" E., 95.74 feet along the East line thereof to a point being marked by a 1/2" iron rod with cap stamped PLS 12222;

Thence S. 89°57'37" E., 665.69 feet to a point on the East line of NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, said point being marked by a 1/2" iron rod with cap stamped PLS 12222;

Thence S. 00°11'54" E., 691.87 feet along said East line to its intersection with the centerline of an existing irrigation ditch;

Thence along the centerline of said ditch the following 9 courses:

- 1) S. 59°03'01" W., 34.26 feet; 2) S. 57°05'59" W., 49.60 feet; 3) S. 51°43'52" W., 51.69 feet;
- 4) S. 44°51'56" W., 50.62 feet; 5) S. 53°47'57" W., 37.48 feet; 6) S. 57°06'36" W., 78.94 feet;
- 7) S. 50°18'37" W., 30.68 feet; 8) S. 29°00'16" W., 27.75 feet; 9) S. 03°33'05" E., 9.58 feet to the intersection of said centerline and the North line of Quit Claim Deed instrument No. 0046274;

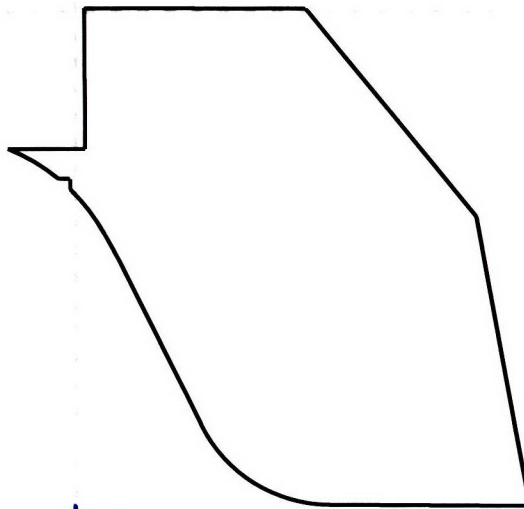
Thence along the Westerly boundary of said QuitClaim Deed the following 4 courses:

- 1) N. 86°48'54" W., 11.91 feet to the Northwest corner thereof being marked by a 1/2" iron rod with cap stamped PLS 12222;
- 2) S. 48°22'53" W., 97.91 feet to a point being marked by a 1/2" iron rod with cap stamped PLS 12222;
- 3) S. 48°22'11" W., 110.30 feet to a point being marked by a 1/2" iron rod with cap stamped PLS 12222;
- 4) S. 48°22'11"W., 35.99 feet to the Southwest corner of said QuitClaim, said point also being on the South line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$;

Thence S. 89°54'33" W., 841.42 feet along said South line to the Southwest corner of said NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ which is marked by a 5/8" iron rod with cap stamped PLS12222;

Thence N. 00°17'32" W., 1320.86 feet along the West line of said NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the point of beginning.

Split Required



11/8/2022

Scale: 1 inch= 500 feet

File:

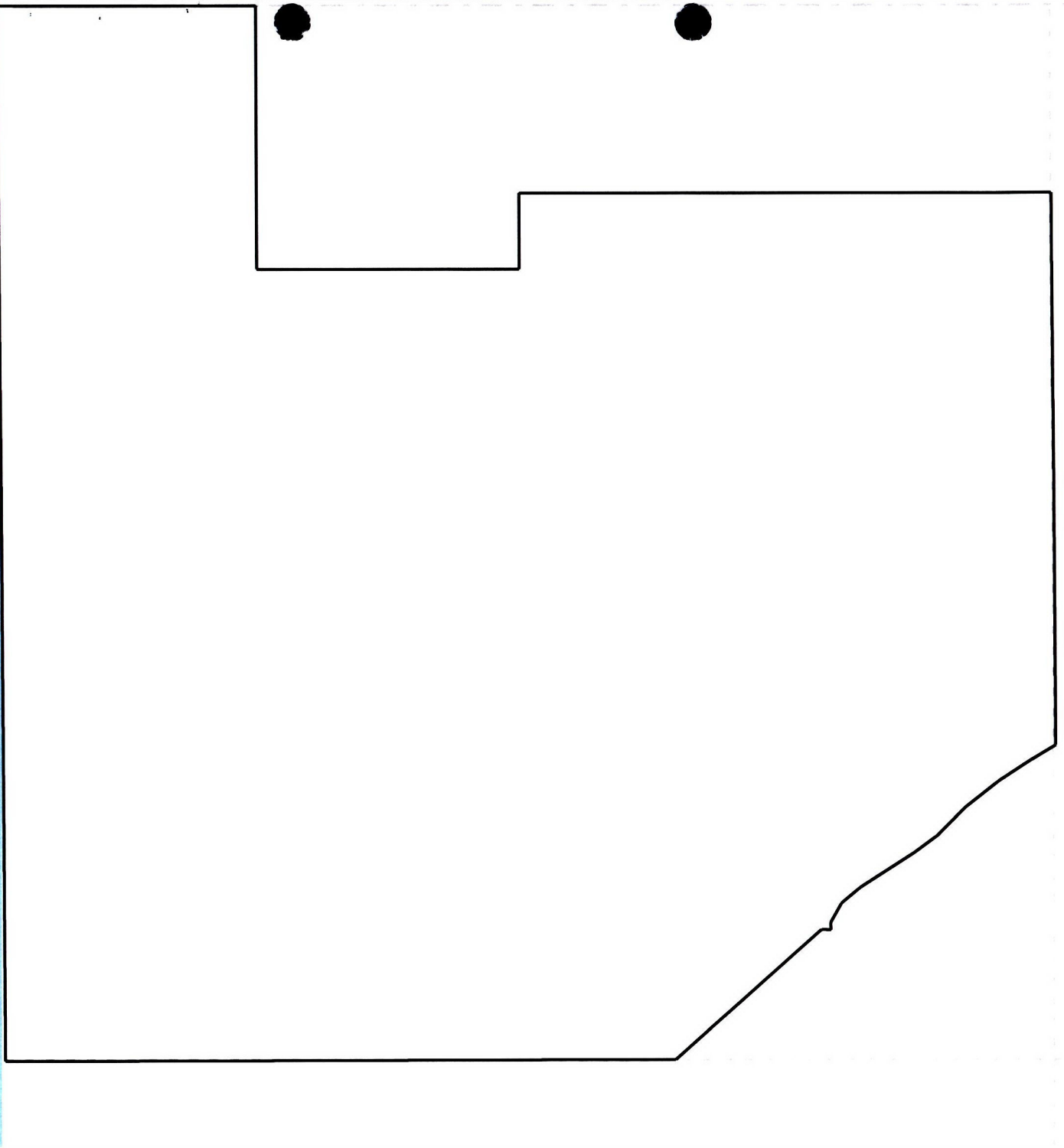
Tract 1: 25.0482 Acres, Closure: s41.0626e 0.05 ft. (1/92585), Perimeter=4465 ft.

01 /se,sw,26,4n,26e
02 /n89.4245w 136.49
03 /n00.1715e 33.07
04 n89.4256w 521.81
05 Rt, r=376.30, delta=063.1500, arc=415.41, chord=n58.0526w 394.63
06 n26.2756w 473.21
07 n29.1423w 82.34
08 Lt, r=510.50, delta=016.4205, arc=148.76, chord=n37.3526w 148.28
09 n00.1101w 26.76
10 n89.5047w 29.97

11 Lt, r=510.50, delta=017.1730, arc=154.07, chord=n59.0903w 153.48
12 s89.5041e 201.37
13 n00.1146w 367.19
14 s89.5045e 577.78
15 s39.2552e 702.19
16 s10.1558e 764.62

SCANNED

NOV 15 2022



11/7/2022

Scale: 1 inch= 184 feet

File:

Tract 1: 31.6043 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5227 ft.

01 /nw,nw,sw,28,5n,26e
02 s89.5726e 325.00
03 s00.0234w 330.00
04 s89.5726e 330.00
05 n00.0234e 95.74
06 s89.5737e 665.69
07 s00.1154e 691.87
08 s59.0301w 34.26
09 s57.0559w 49.60
10 s51.4352w 51.69
11 s44.5156w 50.62
12 s53.4757w 37.48
13 s57.0636w 78.94
14 s50.1837w 30.68

15 s29.0016w 27.75
16 s03.3305e 9.58
17 n86.4854w 11.91
18 s48.2253w 97.91
19 s48.2211w 110.30
20 s48.2211w 35.99
21 s89.5433w 841.42
22 n00.1732w 1320.86

SCANNED

NOV 15 2022



Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 14, 2022

DEREK A NICHOLS
PO BOX 606
MOORE ID 83255-0606

Re: Change in Water Right Ownership: 34-10053 (Split into 34-10053 and 34-14899), 34-14694 (No split), 34-10049 (No split)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: MARC HANSEN
TEENA HANSEN
WATER DISTRICT 34

SCANNED

NOV 15 2022