

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 25 2023

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. 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-11367	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-20928	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21103	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21105	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21107	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

David Garst RT

Name of current water right holder/claimant

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

Elliott and April Nachtman

New owner(s) as listed on the conveyance document

Name connector

☒ and ☐ or ☐ and/or

820 Gannett Rd.

Belleue

ID

83313

Mailing address

City

State

ZIP

208-481-0476/0348

aprilnachtman@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: 11/24/2022

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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.

SUPPORT DATA

IN FILE # 37-11367

- ☐ 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.

8. Signature:

Signature of new owner/claimant

Title, if applicable

Date

- Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by DM

Date 1-25-2023

Receipt No. 5039631

Receipt Amt. \$125-

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

Processed by

Date 2-8-2023

SCANNED

MAR 06 2023



Order Number: 22458607

Warranty Deed

For value received,

David Garst, as Trustee of the David Garst Revocable Trust under Agreement dated August 15, 1995

the grantor, does hereby grant, bargain, sell, and convey unto

Elliot H. Nachtman and April L. Nachtman, a married couple

whose current address is 820 Gannett Rd. Bellevue, ID 83313

the grantee, the following described premises, in Blaine County, Idaho, to wit:

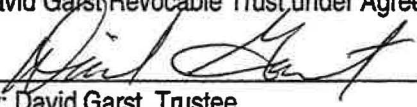
See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Each Grantee taking this property, or any portion thereof, covenant and agree for the Grantee and Grantee's heirs, executors and assigns, to not challenge any existing or new agricultural uses or operations that are authorized by the Blaine County Zoning Ordinance and conducted within the county and that are or maybe lawfully occurring, or authorized by any government agency, as of the date of each deed conveying any right, title or interest in this property or any portion thereof.

Dated: November 17, 2022

David Garst Revocable Trust under Agreement dated August 15, 1995

→ 
By: David Garst, Trustee

State of California, ss.

County of _____, ss.

This record was acknowledged before me on _____ by David Garst as Trustee of the David Garst Revocable Trust under Agreement dated August 15, 1995.

Notary Public
My Commission Expires:

PLEASE SEE ATTACHED
FOR OFFICIAL NOTARY
DOCUMENT

EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

Lot 2A, Block 1 of CORRECTED DRUSSEL SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded as Instrument No. 443000, records of Blaine County, Idaho.

Including any and all water rights appurtenant to the above legal description.

Sun Valley Title

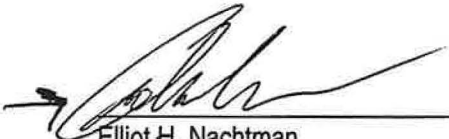
A TitleOne Company

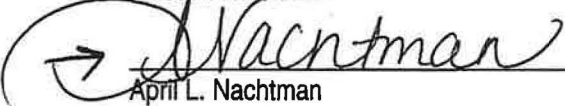
221 S. River St. Suite 1C
Hailey, ID 83333
Ph. (208) 481-4801
Fx. (866) 405-4960
www.sunvalleytitle.com

22458607

Water Rights Disclaimer

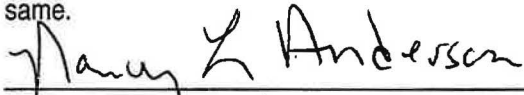
The undersigned hereby acknowledges and affirms that neither TitleOne nor its underwriters will insure against loss, costs, attorney's fees, and expenses resulting from water rights, or claims or title to water, and any information that may be furnished by TitleOne with regard to water rights, or claims or title to water, is intended for informational purposes only.


Elliot H. Nachtman


April L. Nachtman

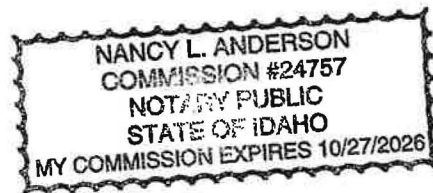
State of Idaho, County of Blaine, ss.

On this 22nd day of November, in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Elliot H. Nachtman and April L. Nachtman, 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

Residing In: Hailey ID

My Commission Expires: 10-27-2026



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MAR 06 2023

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Butte

On 18 Nov, 2022 before me, Jade Renee Holder, Notary Public,
(Here insert name and title of the officer)

personally appeared David Garst

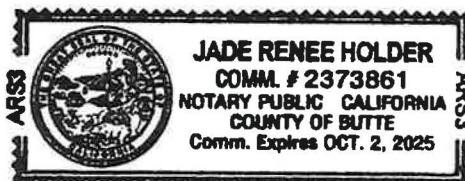
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature of Notary Public

(Notary Seal)



ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

DESCRIPTION OF THE ATTACHED DOCUMENT

Warranty Deed

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 23 Document Date 11/18/22

(Additional information)

CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)
☐ Corporate Officer
(Title) _____
☐ Partner(s)
☐ Attorney-in-Fact
☐ Trustee(s)
☐ Other _____

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they - is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

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WARRANTY DEED

For Value Received

Orvil Lee Drussel, Successor Trustee under the Gene and Ruth Drussel Living Trust dated June 15, 1995 and any amendments thereto, (who acquired title as Gene Drussel and Ruth Drussel, Trustees, or their successors in trust, under the Gene and Ruth Drussel Living Trust dated June 15, 1995 and any amendments thereto),

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

David Garst, as Trustee of the David Garst Revocable Trust under Agreement dated August 15, 1995

the Grantee, whose current address is: 4650 Meridian Rd., Chico, CA 95973

the following described premises, to-wit:

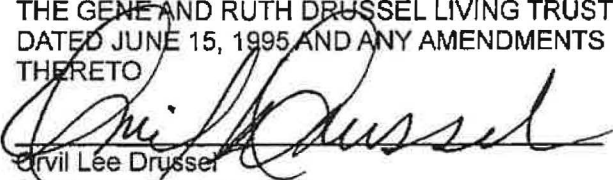
SEE EXHIBIT "A" ATTACHED HERETO

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

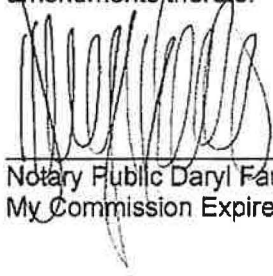
Dated this 22 day of January, 2021.

THE GENE AND RUTH DRUSSEL LIVING TRUST
DATED JUNE 15, 1995 AND ANY AMENDMENTS
THERE TO


Orvil Lee Drussel
Successor Trustee

State of Idaho
County of Blaine

This record was acknowledged before me on 12 day of January, 2021, by Orvil Lee Drussel, as the Successor Trustee(s) of the Gene and Ruth Drussel Living Trust dated June 15, 1995 and any amendments thereto.



Notary Public Daryl Fauth
My Commission Expires: September 24, 2024

(STAMP)

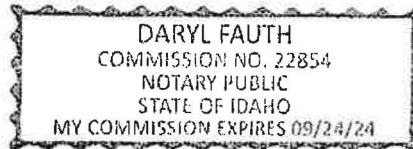


EXHIBIT "A"
LEGAL DESCRIPTION

Lot 2A in Block 1 of CORRECTED DRUSSEL SUBDIVISION, according to the official plat thereof, recorded September 11, 2000 as Instrument No. 443000, records of Blaine County, Idaho.

Each Grantee taking this property or any portion thereof covenant and agree for the Grantee and Grantee's heirs, executors and assigns, to not challenge any agricultural uses or operations that are authorized by the Blaine County zoning ordinance and conducted within one (1) mile of the property, and that were lawfully occurring, or authorized by any government agency, as of the date of each deed conveying any right, title or interest in this property or any portion thereof.



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 08, 2023

ELLIOT H NACHTMAN
820 GANNETT RD
BELLEVUE ID 83313-5206

APRIL L NACHTMAN
820 GANNETT RD
BELLEVUE ID 83313-5206

Re: Change in Ownership for Water Right Nos: 37-11367, 3720928, 37-21103, 37-21105 & 37-21107

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

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) 736-3033.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosures

C: Water District 37

SCANNED

MAR 06 2023