

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
NOV - 4 2014
IDWR/NORTHERN

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?
91-7455	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Dale Robert Brown
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Keith L Barnitz, Mallac Barnitz
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 88609 Hwy 30 St. Maries ID 8386
Mailing address City State ZIP
- 208 245 0613 barnitz_09@yahoo.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: Sep 21, 2012
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):
- ☐ \$25 per *undivided* water right.
- ☐ \$100 per *split* water right.
- ☒ 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.

8. Signature: [Signature] Title, if applicable: _____ Date: 11.2.14
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 11.2.14
Signature of new owner/claimant

For IDWR Office Use Only:

Received by N/A Date N/A Receipt No. N/A Receipt Amt. N/A

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 [Signature] Processed by [Signature] Date 11-19-2014

SCANNED

430381-sm

T 144666 CL



Pioneer title Co.

GOING BEYOND

100 Wallace Avenue/ Coeur d Alene, Idaho

Order No. 144666

263666

RECEIVED

2012 SEP 21 PM 2 19

13

BENEWAH COUNTY

MICHELE MCDANIEL, CLERK

Jeinides Sec Dept
TO F440

WARRANTY DEED

For Value Received

Dale Robert Brown and Starla A. Brown, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Keith L. Bornitz and Malia C. Bornitz, husband and wife

hereinafter referred to as Grantee, whose current address is

88609 Hwy 3 N St Maries ID 83861

the following described premises, to-wit:

See Exhibit A Attached hereto and made apart hereof

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 17, 2012

Dale Robert Brown
Dale Robert Brown *9/18/12*

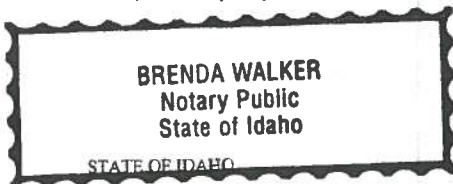
By *Starla A. Brown, by Dale R. Brown, Attorney in fact*
Starla A. Brown, by Dale R. Brown, Attorney in
Fact

STATE OF IDAHO

ss.

COUNTY OF BENEWAH

On this 18th day of September, in the year of 2012, before me, the undersigned, a Notary Public, personally appeared Dale R. Brown, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Starla A. Brown and acknowledged to me that he/she/they subscribed the name(s) of Starla A. Brown, thereto as principal, and his/her/their own name as attorney in fact.

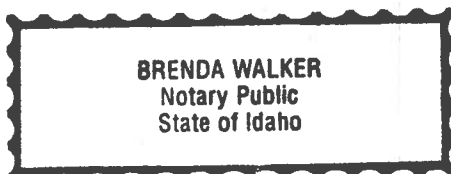


Brenda Walker
Notary Public of Idaho
Residing at St Maries (city)
Commission expires: 12-23-17

ss.

COUNTY OF BENEWAH

On this 18th day of September, in the year of 2012, before me, the undersigned, a Notary Public, personally appeared Dale Robert Brown, known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Brenda Walker
Notary Public of Idaho
Residing at St Maries (city)
Commission expires: 12-23-17

SCANNED

NOV 19 2014

Exhibit "A"

Real property in the County of Benewah, State of Idaho, described as follows:

PARCEL 1:

A portion of Government Lot 1, (approx. NESW) Section 8, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho, described as follows:

BEGINNING at a point 938 feet South from the Northeast Corner of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 8, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho,

thence South on that line for approximately 125 feet to an iron stake;

thence West approximately 168 feet to an iron stake and the Right of Way of Highway 95A;

thence Northwesterly following the said Highway right of way for approximately 136 feet to an iron stake;

thence East approximately 226 feet to the POINT OF BEGINNING.

(said parcel depicted as the North portion of Tax #286 for identification purposes only)

EXCEPTING THEREFROM that parcel of land deeded from Fleming to Idaho Transportation Board, as described in a Warranty Deed dated April 29, 1983 and recorded as Document Number 159366 on May 31, 1983, Benewah County, Records.

PARCEL 2:

A portion of Government Lot 1, (approx. NESW) Section 8, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho, described as follows:

BEGINNING at a point 1063 feet South from the Northeast Corner of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 8, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho,

thence on said Quarter Section line about 240 feet to the right of way of Highway 95A;

thence Northwesterly along said 95A Highway right of way to a point about 276 feet, thence East to the POINT OF BEGINNING about 168 feet.

(said parcel depicted as the South portion of Tax #286 for identification purposes only)

EXCEPTING THEREFROM that parcel of land deeded from Fleming to Idaho Transportation Board, as described in a Warranty Deed dated April 29, 1983 and recorded as Document Number 159366 on May 31, 1983, Benewah County, Records.

PARCEL 3:

That portion of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 8, Township 46 North, Range 2 West of the Boise Meridian, Benewah County, Idaho, described as follows:

BEGINNING at a point on the West line of said Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) which is located S 00°18'15" W - 938.00 feet from the Northwest Corner of said Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$);

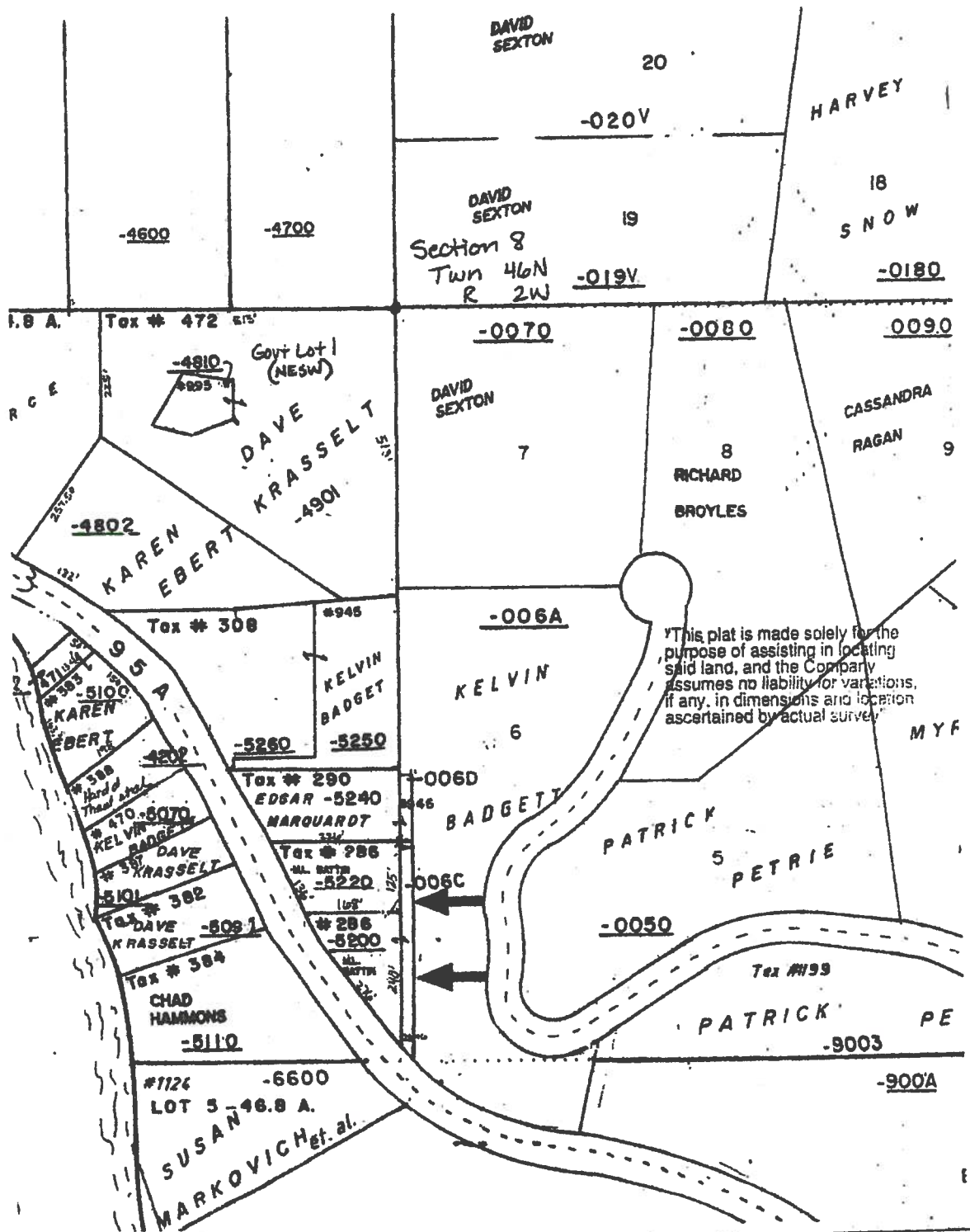
thence S 00°18'15" W, a distance of 357.08 feet;

thence S 45°01'24" E, along the northerly boundary of State Highway #3, a distance of 46.83 feet;

thence N 01°35'30" W, a distance of 390.37 feet;

thence S 89°52'11" W, a distance of 20.46 feet to the POINT OF BEGINNING. (This Parcel is a portion of Benewah County Assessor's Tax Number 946 for identification purposes only and was formerly a portion of Tr. 6 Cassandra Hills)

SCANNED**NOV 19 2014**



SCANNED

NOV 19 2014