

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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IDWR / NORTH

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?
95-14608	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: SMITH LIVING TRUST C/O BOBBY G AND NANCY L SMITH

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MICHAEL D SAUTER & PATRICIA A. SAUTER

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or

16703 W. RIVERVIEW DR POST FALLS ID 83854

Mailing address

City

State

ZIP

208-773-7725 (HOME) PSAUTER45@AOL.COM

Telephone 206 979-5566 (CELL)

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: 6/29/2011

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature:

Michael D. Sauter

Signature of new owner/claimant

OWNER

Title, if applicable

8/5/2016

Date

- Signature:

Patricia A. Sauter

Signature of new owner/claimant

OWNER

Title, if applicable

8/5/2016

Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by cmw Date 9-13-16

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
1866 North Lakewood Drive
Coeur d'Alene, ID 83814

RECEIVED
AUG 05 2016
IDWR / NORTH

CLIFFORD T. HAYES 3P I 2318524000
KOOTENAI CO. RECORDER Page 1 of 3
AAA Date 06/29/2011 Time 15:40:37
REC-REQ OF FIRST AMERICAN TITLE COM
RECORDING FEE: 16.00
2318524000 DD 9

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **380664-C (nc)**

Date: **June 20, 2011**

For Value Received, **Bobby G. Smith and Nancy L. Smith, Trustees of the Smith Living Trust, dated September 18, 2006**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Michael D. Sauter and Patricia A. Sauter, husband and wife**, hereinafter called the Grantee, whose current address is **16703 W. Riverview Drive, Post Falls, ID 83854**, the following described premises, situated in **Kootenai 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: 06/20/2011

Warranty Deed
- continued

File No.: 380664-C (nc)

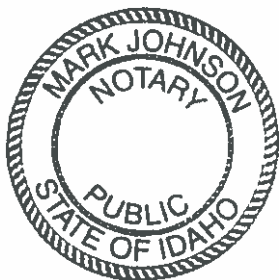
Bobby G. Smith and Nancy L. Smith,
Trustees of the Smith Living Trust

Bobby G. Smith, Trustee
Bobby G. Smith, Trustee

Nancy L. Smith, Trustee
Nancy L. Smith, Trustee

STATE OF Idaho)
ss.
COUNTY OF Kootenai)

On this 29 day of June, 2011, before me, a Notary Public in and for said State, personally appeared **Bobby G. Smith and Nancy L. Smith**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **The Smith Living Trust dated Sept. 18, 2006** Trust, and acknowledged to me that they executed the same as such Trustees.



[Signature]
Notary Public of Idaho
Residing at: Athol, ID Post Falls
Commission Expires: ~~11-04-2011~~ 11-22-2011

EXHIBIT A

Portions of the East half of the Southeast quarter of the Northeast quarter of Section 8, Township 50 North, Range 5 West, B.M., Kootenai County, Idaho and further described as follows:

COMMENCING at the Northeast corner of said Section 8; thence

South 00°01'15" East along the East line of said Section 8 a distance of 1328.74 feet to an I. pin at the North 1/16; thence

Continuing South 00°01'15" East a distance of 742.92 feet to an I. pin on the North right-of-way of the County Road known as Riverview Drive; thence

Along said right-of-way North 71°23'55" West a distance of 116.08 to an I. pin and the TRUE POINT OF BEGINNING; thence

Continuing along said right-of-way North 71°23'55" West a distance of 126.63 feet to an I. pin; thence

leaving said right of way, North 00°01'15" West a distance of 263.15 feet to an iron pin on the South line of the Easement, as described in Instrument No. 960742; thence

along said Easement South line the following courses: North 82°20'06" East a distance of 14.10 feet to a point of curve; thence

around a curve left through a central angle of 27°08'39" an arc distance of 65.98 feet a chord bearing of North 68°45'42" East a distance of 65.36 feet to a point of tangent; thence

North 55°11'17" East a distance of 64.91 feet to an iron pin; thence

leaving said Easement South line South 00°01'15" East a distance of 360.45 feet to the point of beginning.

oh

15 140SummerMap.clg - ArcMap

File Edit View Geoprocessing Insert Selection Geoprocessing Customize Windows Help

Process POI POB Walls SC WPES Dam Safety UEC WRA WSB Hydrologic Enforcement Calc Acres

Identify from: Texts

Texts

SALTER, MICHAEL D

Location: 2,276,351.397 1,837,101.716 Meters

Field	Value
ACRES	0
ADDRESS1	16703 W RIVERVIEW DR
ADDRESS2	
CITY	POST FALLS
COUNTY	Kootenai
ID	5248957
LEGAL1	TAX #18887 (IN SE-NE)
LEGAL2	
LEGAL3	
LEGAL4	
LEGAL5	
LEGAL6	<null>
OWNER	SALTER, MICHAEL D
P_ADDRESS	16703 W RIVERVIEW DR
P_ZIPCODE	
PIN	50N05W08E1840
SOURCE	
STATE	ID
SUB_NAME	
UPDATED	9/28/2015
YEAR_BUILT	2001
ZIPCODE	83854

Identified Feature

2276306.36 1837117.42 Meters



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 13, 2016

MICHAEL D AND PATRICIA A SAUTER
16703 W RIVERVIEW DR
POST FALLS ID 83854

Re: 95-14608 – Notice of Change in Water Right Ownership

Dear Property Owner:

This letter will confirm that your ownership change has been received and processed by this office. A Preliminary Recommendation is enclosed for your files.

If you have any questions regarding this matter, please contact our office.

Sincerely,

Carolyn Monitz
Technical Records Clerk
IDWR
Northern Region

CM

Encl