

SEP 12 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 06 2016
DEPARTMENT OF
WATER RESOURCES

IDWR/NORTHERN 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?
95-11455	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: Harry/Ann Holmberg
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): John M. Kinyon and Christine A. Kinyon, Trustee, John and Christine Kinyon Living Trust
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 4865 S. Greensferry Rd Coeur d'Alene ID 83814
Mailing address City State ZIP
- 208-664-4278 jckinyon1@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: _____

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: Christine A. Kinyon 9-2-16
Signature of new owner/claimant Title, if applicable Date
- Signature: John M. Kinyon 9-2-16
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

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

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 cm Date 3-14-17

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
111 Main
Kellogg, ID 83837

CLIFFORD T. HAYES 3 P 2373222000
KOOTENAI COUNTY RECORDER
SEH 8/31/2012 9:55 AM
REQ OF FIRST AMERICAN TITLE KOOTENAI

RECORDING FEE: \$16.00
Electronically Recorded

DD

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 428494-WA (JS)

Date: August 07, 2012

For Value Received, Harry C. Holmberg and Anna Jean Holmberg, Trustees of the Holmberg Family Trust established November 30, 1987, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto John M. Kinyon and Christine A. Kinyon, husband and wife, hereinafter called the Grantee, whose current address is 4865 S. Greensferry Rd., Coeur d'Alene, ID 83814, the following described premises, situated in Kootenai County, Idaho, to-wit:

A parcel of land being a portion of Lot 5, Block 1, Ridge Line Estates First Addition, as recorded in Book "G" of Plats at page 29 and located in the West half of the Southwest Quarter of Section 24 AND a portion of Tax Number 17675 in the East half of the Southeast Quarter of Section 23, Township 50 North, Range 5 West, Boise Meridian, Kootenai County, Idaho and being described by metes and bounds as follows:

COMMENCING at a found iron pipe and brass cap marking the Southwest corner of Section 24; thence

along the West line of Section 24, North, a distance of 766.31 feet to a set iron rod and PLS 4194 cap in a fence corner marking the POINT OF BEGINNING; thence

along said fence line, South 88°52'13" West, a distance of 438.21 feet to a set iron rod and PLS 4194 cap in a fence corner; thence
North 03°34'03" West, a distance of 66.02 feet to a set iron rod and PLS 4194 cap; thence

North 50°22'06" West, a distance of 579.26 feet to a found iron rod and PLS 4024 cap at the intersection with the centerline of a 60.00 foot wide private road easement recorded in Book 113, page 316, Deed Records; thence

along said private road centerline the following two (2) courses (all point are found iron rods and PLS 4024 caps):

1. North 74°26'03" East, a distance of 404.65 feet; thence
2. North 45°28'02" East, a distance of 185.43 feet; thence

leaving said centerline, South 89°59'59" East, a distance of 366.37 feet to a found iron rod and PLS 4024 cap on the common line between Sections 23 and 24; thence

along said section line, North, a distance of 66.05 feet to a found iron rod and PLS 4194 cap marking the Northwest corner of the aforementioned Lot 5, Block 1, Ridge Line Estates First Addition; thence

along the North line of said lot 5, East, a distance of 516.23 feet to a found iron rod and PLS 4194 cap marking the Northeast corner of Lot 5; thence

Date: 08/07/2012

Warranty Deed
- continued

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along the East line of Lot 5, South $06^{\circ}43'19''$ West, a distance of 16.18 feet to a found iron rod and PLS 4194 cap; thence

continuing along the East line of Lot 5, South $03^{\circ}46'30''$ West, a distance of 601.12 feet to a found iron rod and PLS 4194 cap at the Southeast corner of Tax Number 17677; thence

leaving the East line of Lot 5, West, a distance of 474.76 feet to a found iron rod and PLS 4194 cap on the common line between Sections 23 and 24; thence

along the common line of Section 23 and 24, South, a distance of 115.53 feet to the POINT OF BEGINNING.

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.

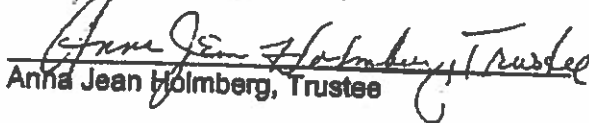
Date: 08/07/2012

Warranty Deed
- continued

File No.: 428494-WA (JS)

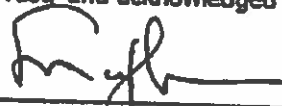
Harry C. Holmberg and Anna Jean Holmberg,
Trustees of the Holmberg Family Trust
established November 30, 1987


Harry C. Holmberg, Trustee


Anna Jean Holmberg, Trustee

STATE OF Idaho)
COUNTY OF Kootenai)
SS.

On this 29 day of August, 2012, before me, a Notary Public in and for said State, personally appeared **Harry C. Holmberg and Anna Jean Holmberg**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **the Holmberg Family Trust established November 30, 1987** Trust, and acknowledged to me that they executed the same as such trustees.



Notary Public of Idaho
Residing at: Post Falls
Commission Expires: 11-22-2012



RECEIVED

SEP 06 2016

DEPARTMENT OF
WATER RESOURCES

CERTIFICATION OF TRUST

STATE OF IDAHO)
) ss
COUNTY OF KOOTENAI)

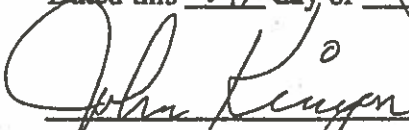
We, JOHN M. KINYON and CHRISTINE A. KINYON, husband and wife, as SETTLORS and TRUSTEE of the JOHN AND CHRISTINE KINYON LIVING TRUST, do hereby affirm that the following statements are true and correct to the best of our knowledge and belief:

1. That the JOHN AND CHRISTINE KINYON LIVING TRUST currently exists and was executed on June 19, 2013.
2. That JOHN M. KINYON and CHRISTINE A. KINYON, husband and wife, are the SETTLORS and TRUSTEE of the JOHN AND CHRISTINE KINYON LIVING TRUST. Either SETTLOR acting as TRUSTEE may execute the duties of TRUSTEE of this Trust either individually or jointly.
3. That there are no restrictions of any kind whatsoever on the nature, grade or quality of investments which can be held In Trust. There are no restrictions of any kind whatsoever on the ability of the TRUSTEE to buy, sell and convey real property. The TRUSTEE has no limitations on its ability to make investments in its sole discretion. The TRUSTEE has the power to perform, without court authorization, every act which a prudent man would perform.
4. The Trust has not obtained a separate tax identification number. The SETTLORS' social security number should be used as the tax identification number of the Trust.
5. This TRUST AGREEMENT is executed and accepted under the laws of the State of Idaho, and shall be governed by such laws.
6. The title of each item of property transferred to the JOHN AND CHRISTINE KINYON LIVING TRUST shall be held as "JOHN M. KINYON and CHRISTINE A. KINYON, Trustee, JOHN AND CHRISTINE KINYON LIVING TRUST."

The trust has not been revoked or amended any way which would make any representations contained in this certificate incorrect. The signatures affixed hereto are those of all the currently acting trustees.

As provided in Idaho Code Section 68-114, a TRUSTEE may present this certificate to any person or entity in lieu of a copy of the Trust Agreement to establish the existence or terms of the Trust. Any person who acts in reliance upon this Certification of Trust is not liable to any person for so acting, as provided in Idaho Code Section 68-117.

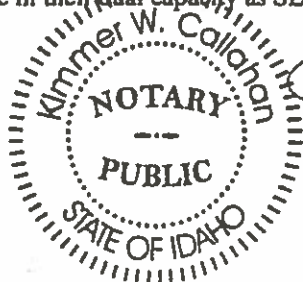
Dated this 19th day of June, 2013.


JOHN M. KINYON, Trustee


CHRISTINE A. KINYON, Trustee

On this 19 day of June, in the year 2013, before me, a Notary Public in and for the State of Idaho, personally appeared JOHN M. KINYON and CHRISTINE A. KINYON, husband and wife, known or identified to me to be the persons who subscribed their names to the within instrument, and acknowledged to me that they executed the same in their dual capacity as SETTLORS and TRUSTEE.

WITNESS my hand and official seal.



Notary Public for Idaho
Comm. Exp.: 1/2/15



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 14, 2017

John and Christine Kinyon Living Trust
4865 S Greensferry Rd
Coeur d Alene ID 83814

Re: 95-11455 – 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.

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

Sincerely,

A handwritten signature in black ink that reads "Carolyn Monitz". The signature is written in a cursive, flowing style.

Carolyn Monitz
Technical Records Clerk
IDWR
Northern Region

CM