

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 26 2017

Notice of Change in Water Right Ownership

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?
95-15139	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Ron and/or Rita Herther

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Van E and/or Anita A. Cummings

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☒ and/or

2412 Tiger Lane

Richland

WA

99352

Mailing address

City

State

ZIP

509 552-9542

Van.anita.cummings@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: 10/21/13

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: Van E Cummings

Signature of new owner/claimant

Title, if applicable

Date

12/21/17

- Signature: Anita Cummings

Signature of new owner/claimant

Title, if applicable

Date

12/21/17

For IDWR Office Use Only:

Received by

N/A

Date

N/A

Receipt No.

N/A

Receipt Amt.

N/A

Approved by

[Signature]

Processed by

[Signature]

Date

12-27-2017

Instrument Number

CLIFFORD T. HAYES 1 P 2433427000
KOOTENAI COUNTY RECORDER
DAS 10/21/2013 2:05 PM
REQ OF NORTH IDAHO TITLE COMPANY

Escrow No.: 6001-32564-GKG

RECORDING FEE: \$10.00
Electronically Recorded

DD

WARRANTY DEED

FOR VALUE RECEIVED, RONALD F. HERTHER AND RITA J. HERTHER, HUSBAND AND WIFE, Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto VAN CUMMINGS AND ANITA CUMMINGS, HUSBAND AND WIFE AS COMMUNITY PROPERTY WITH RIGHT OF SURVIVORSHIP, Grantee, whose address is: 2412 TIGER LANE, RICHLAND, WA 99352, the following described premises, County of KOOTENAI, State of Idaho to-wit:

LOT 13 OF FIFTH ADDITION TO DRIFTWOOD POINT, ACCORDING TO THE PLAT FILED IN BOOK D OF PLATS AT PAGE 115, RECORDS OF KOOTENAI COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

DATED. October 17, 2013

By:

Ronald F. Herther
RONALD F. HERTHER

By:

Rita J. Herther
RITA J. HERTHER

Date: October 17, 2013

State of Colorado
County of Logan
City of Sterling

On OCTOBER 18, 2013, before me, Danica Alina Kaiser, Notary Public personally appeared RONALD F. HERTHER AND RITA J. HERTHER personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same their authorized capacities, and that by their signatures on the instrument they intended to execute the same upon behalf of which the persons acted, executed the instrument.

Witness my hand and official seal.

Danica Alina Kaiser
Notary Public in and for said County and State

NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20124078793
MY COMMISSION EXPIRES DECEMBER 6, 2016

(Space above for official notarial area)

Instrument Number

This document is now recorded electronically with the County Recorder. Attached to this original document is a copy of the recorder stamp as it appears of record.

Escrow No.: 6001-32564-GKG

WARRANTY DEED

FOR VALUE RECEIVED, **RONALD F. HERTHER AND RITA J. HERTHER, HUSBAND AND WIFE**, Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **VAN CUMMINGS AND ANITA CUMMINGS, HUSBAND AND WIFE AS COMMUNITY PROPERTY WITH RIGHT OF SURVIVORSHIP**, Grantee, whose address is: 2412 TIGER LANE, RICHLAND, WA 99352, the following described premises, County of KOOTENAI, State of Idaho to-wit:

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DATED. October 17, 2013

By: Ronald F. Herther
RONALD F. HERTHER

By: Rita J. Herther
RITA J. HERTHER

Date: October 17, 2013

State of Colorado
County of Logan
City of Steering

On OCTOBER 18, 2013, before me, Danica Alina Kaiser, Notary Public personally appeared RONALD F. HERTHER AND RITA J. HERTHER personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same their authorized capacities, and that by their signatures on the instrument they intended to execute the instrument upon behalf of which the persons acted, executed the instrument.

Witness my hand and official seal.

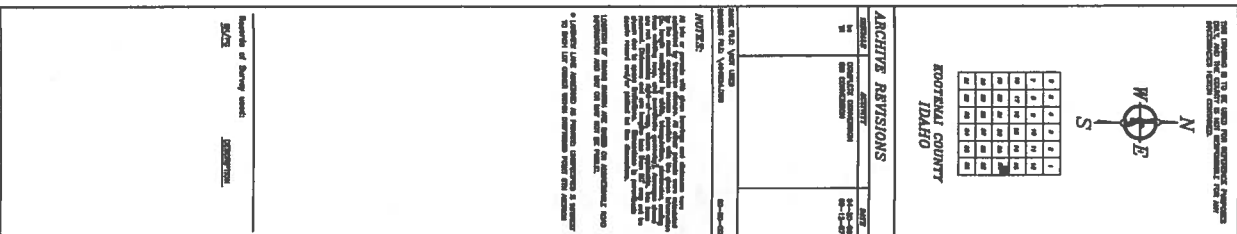
Danica Alina Kaiser
Notary Public in and for said County and State

DANICA ALINA KAISER
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20124078793
MY COMMISSION EXPIRES DECEMBER 6 2016

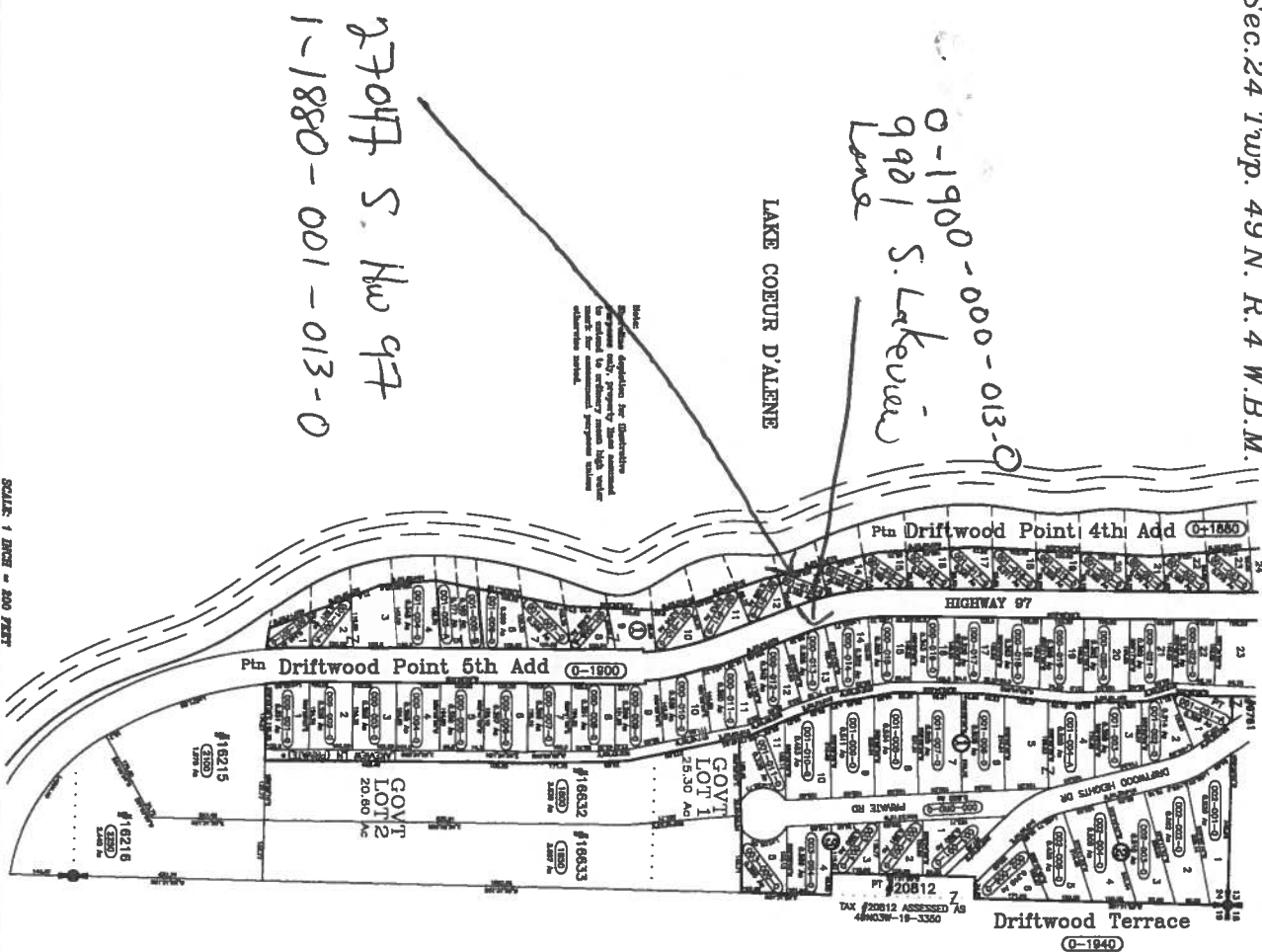
(Space above for official notarial area)

The revision dates below represent the file save dates for the posting of the listed revisions. The archive dates for these revisions are posted within the ARCHIVE REVISIONS box in the drawing title block.

04/20/98 – bc combined w/ D04-0 (new Δ) (Y20)
0-16-01-01-D03-0 VAC
09/12/00 – VAC
Tex #9731 combined w/ 0-16-01-01-D01-0 (new Δ)
Tex #9731 combined w/ 0-16-01-01-D02-0 (new Δ)
05/01/98 – S13 combined w/ D02-0 (in Sec. 13 (O))
0-18-01-01-D03-0 combined w/ D02-0 (new Δ) (ca)
10/03/09 – FT
4980W-18-240 combined w/ pin of 4980W-18-200 (new 3305)
on tex #22013 (ca)
07/22/09 – VAM
Editorial staff boundary extended to include Physics Road per plan
of Fifth Addition to be determined to West (10)

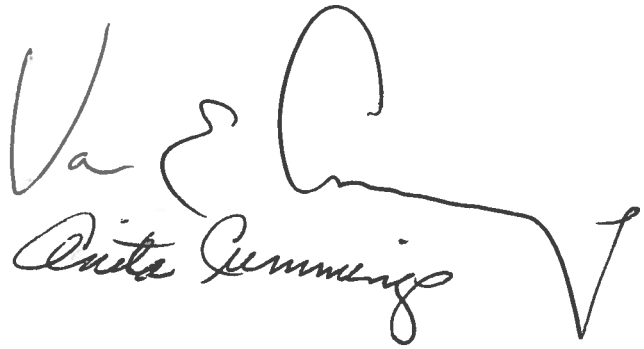


Sec.24 Twp. 49 N. R.4 W.B.M.



49ND4W-24

To: Linda Werner, Water Resource Agent
From: Van E. and Anita A. Cummings
RE: Water rights 95-15139
Date: December 21, 2017

A handwritten signature in black ink, appearing to read "Van E. and Anita A. Cummings". The signature is stylized, with the first name "Van" and the last name "Cummings" being more prominent. There is a large, sweeping flourish that extends from the end of the signature across the right side of the page.

Enclosed are the documents you requested. At the time of our purchase (10/21/2013) of the property at 9901 S. Lakeview Lane (PIN 0-1900-000-013-0), the domestic water was and still is supplied by neighbor Don Wilson's well, of which our property has a 1/3 ownership.

The water rights in this application apparently refer to prior to the agreement to use the Wilson's well.