

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 05 2018

DEPARTMENT OF  
WATER RESOURCES

OCT 15 2018

## 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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 95-12386              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Robert T. Kirkpatrick  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Rufino & Laurie Diaz  
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or

402 S 14th St Coeur d'Alene ID 83814  
Mailing address City State ZIP  
(208) 967-6611 rufino.diaz @ sbcglobal.net  
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: March 9, 2016

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: Rufino S. Diaz 10/03/2018  
Signature of new owner/claimant Title, if applicable Date  
Signature: Laurie L. Diaz 10/03/2018  
Signature of new owner/claimant Title, if applicable Date

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 11-5-2018

SCANNED

NOV 05 2018

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

JIM BRANNON 1 P 2536378000  
KOOTENAI COUNTY RECORDER  
HLW 3/9/2016 3:26 PM  
REQ OF ALLIANCE TITLE - COEUR D'ALENE  
OFFICE

**WARRANTY DEED**

RECORDING FEE: \$10.00  
Electronically Recorded

DD

Alliance Title & Escrow Corp. Order No.:300230

**FOR VALUE RECEIVED**

*kd*  
Kenneth Hildebrandt, ~~Guardian~~ and Conservator of the Estate of Robert T.  
Kirkpatrick, an incapacitated person and protected person, Ada County Case # CV IB  
1423265

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Rufino Diaz and Laurie Diaz, husband and wife

whose current address is

607 N 12th Street  
Coeur d'Alene, ID 83814-4265

the grantee(s), the following described premises, in Kootenai County, Idaho, TO WIT:

Lot 69, Harbor Island Addition according to the official plat thereof, filed in Book D  
of Plats at Page(s) 101, records of Kootenai County, Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said  
Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the  
said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free  
from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions,  
reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 4, 2016

The Estate of Robert T. Kirkpatrick, an incapacitated person and protected person, Ada County  
Case # CV IB 1423265

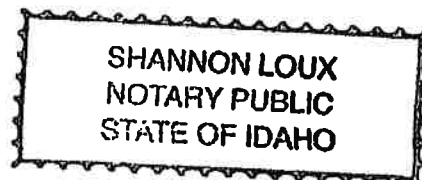
*Kent*  
~~Kenneth Hildebrandt, Guardian and Conservator~~  
Kenneth Hildebrandt, Conservator

State of Idaho, ss.  
County of Ada

On this 7th day of March, 2016, before me, the undersigned, a Notary Public  
in and for said state, personally appeared Kenneth Hildebrandt known or identified to me to be  
the person whose name is subscribed to the foregoing instrument as Conservator of the estate of  
Robert T. Kirkpatrick, an incapacitated person and protected person, Ada County Case # CV IB  
1423265, and acknowledged to me that he/she/they executed the same as Personal  
Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and  
year in this certificate first above written.

*Shannon Loux*  
Notary Public for the State of Idaho  
Residing at: Nampa  
*exp: 7/2/2020*



File No. 300230

SCANNED  
NOV 05 2018



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION • 7600 N MINERAL DR STE 100 • COEUR D ALENE ID 83815-7763

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

November 5, 2018

RUFINO & LAURIE DIAZ  
402 S 14<sup>TH</sup> ST  
COEUR D ALENE ID 83814-3923

Re: Water Right No. 95-12386

Dear Claimant:

Enclosed is a copy of the Notice of Completed Administrative Procedure and associated water right(s) that has been sent to the Coeur d'Alene-Spokane River Basin Adjudication Court, reflecting the ownership change for your water right(s). These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

This notification to the Court does not affect the previous approval of this water right(s). You will be notified of any future action on your water right(s) by the CSRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

Dawn R. Lenon  
Technical Records Specialist 1