

RECEIVED

FEB 18 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

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?
81-10273	Yes ☐	Yes ☐		Yes ☐	Yes ☐
81-10274	Yes ☐	Yes ☐		Yes ☐	Yes ☐
81-10275	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Goettle, Elizabeth L
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David Kagan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2405 5th Street Lewiston ID 83501
Mailing address City State ZIP
646-319-0665 kagand1@icloud.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: 1 July 2020
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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o 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.

SUPPORT DATA

IN FILE # 81-10273

8. Signature: [Signature] 16 Feb 21
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 2-18-21 Receipt No. N036732 Receipt Amt. 75⁰⁰
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 NB Date 2-19-21

Instrument # 524475

IDAHO COUNTY, IDAHO,
6-30-2020 02:23:03 PM No. of Pages: 3
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN
Ex-Officio Recorder Deputy *M. Ackerman* Fee: 15.00

(Space Above For Recorder's Use)

SPECIAL WARRANTY DEED

For value received, VICKIE SVELKOU, as Successor Trustee of the ELIZABETH L. GOETTLE FAMILY TRUST, ("Grantor"), does hereby grant, bargain, sell and convey to DAVID KAGAN, a single man, ("Grantee"), whose mailing address is: 2405 5th St., Lewiston, ID 83501, and Grantee's heirs, successors and assigns forever, the following described real property situate in Idaho County, State of Idaho, ("subject premises"):

Township 32 North, Range 5 East, and Township 33 North, Range 5 East, Boise Meridian, Idaho County, Idaho

Section 4 in Township 32 North, and Section 33 in Township 33 North:

A part of Government Lot 1 of said Section 4, and a part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 33, more particularly described as follows:

Beginning at a fence corner post, from which the NE corner of said Section 4 bears S 00°12' W, 108.9 feet;

thence S 89°55' W, 627.10 feet along a fence to a 5/8 x 30 inch rebar;

thence S 11°02' W, 345.44 feet to a fence corner post set on the northerly line of U.S. Highway 12, as now in use;

thence N 67°10' W, 199.80 feet along said northerly line to a 5/8 x 30 inch rebar;

thence N 10°43' E, 553.17 feet to a 1 x 30 inch iron pipe;

thence N 01°46' W, 530.69 feet to a 1 x 30 inch iron pipe;

thence N 07°44' W, 399.41 feet to a 1 x 30 inch iron pipe, set in the fenceline representing the North line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$;

thence N 89°51' E, 846.99 feet along said fence line to a 1 x 30 inch iron pipe set in the North side of a rockbuck fence corner;

thence S 00°12' W, 1209.10 feet along the fence representing the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the Place of Beginning.

Sometimes known as Assessor's Tax No. 6.

SUBJECT TO taxes and assessments for the current year, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, covenants, restrictions and encumbrances of record, and the following matters:

1. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason of any Indian treaty or aboriginal rights, or by reason of any portion of the subject premises being situated within the reputed reservation of the Nez Perce Tribe of Indians.

2. National Wild and Scenic Rivers System Recreation River Area Easement, including the terms and provisions thereof, by and between J. DICKERT SAWYER and SARA R. SAWYER, husband and wife, and the UNITED STATES OF AMERICA, recorded November 24, 1975, under Instrument No. 261172, records of Idaho County, Idaho.

3. Judgement for Easement, including the terms and provisions thereof, recorded March 24, 1975, under Instrument No. 257758, records of Idaho County, Idaho.

4. Matters as shown in Survey No. S-950, recorded September 12, 1994, under Instrument No. 376422; Survey No. S-988, recorded February 3, 1995, under Instrument No. 378662; Survey No. S-1008, recorded April 13, 1995, under Instrument No. 379717; Survey No. S-1458, recorded January 26, 1998, under Instrument No. 398038; Survey No. S-1687, recorded October 26, 1999, under Instrument No. 408845; Survey No. S-3101, recorded August 2, 2012, under Instrument No. 485065; Survey No. S-3623, recorded May 21, 2019, under Instrument No. 518408, all records of Idaho County, Idaho.

5. Any loss or claim as a result of any discrepancy in the location of the Section boundaries as shown in Survey No. S-3623, recorded May 21, 2019, under Instrument No. 518408, records of Idaho County, Idaho.

TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantor covenants to the Grantee only as follows: that Grantor has not previously conveyed the same estate, or any portion thereof or interest therein, to any other person; that the real property is free from all encumbrances created by Grantor or those claiming through Grantor, excepting those as may be herein set forth, and excepting those of record; and that subject to the foregoing limitations, Grantor will warrant and defend the same from all lawful claims.

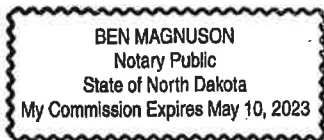
Except as otherwise expressly provided in this instrument, Grantor hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantor shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the subject premises, or any portion thereof, for any purpose, with or without the knowledge of Grantor, it was not the intent of Grantor, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 29 day of June, 2020.


VICKIE SAVELKOUL
Successor Trustee

State of ND)
County of Ward) ss.

This record was acknowledged before me on June 29, 2020, by VICKIE
SAVELKOUL, as Successor Trustee of the ELIZABETH L. GOETTLE FAMILY TRUST.



[Signature]
Signature of notary public
My commission expires: May 10, 2023



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)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 19, 2021

DAVID KAGAN
2405 5TH ST
LEWISTON ID 83501-3810

Re: Change in Ownership for Water Right No(s): 81-10273, 81-10274, & 81-10275

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 762-2813.

Sincerely,

Natalie Steading
Natalie Steading
Tech Records Specialist 1

Enclosure(s)