

DEC 15 2020

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?
95-16662	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: EARL J RUSSELL
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JUDSON PATRICK BARTON
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 445 WHITETAIL OAK RD ST MARIES ID 83861
Mailing address City State ZIP
- 208-245-3497 jbarton2@pacbell.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: NOVEMBER 29, 2017
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.

8. Signature: [Signature] Title, if applicable _____ Date 12/15/2020
Signature of new owner/claimant
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 12-15-2020 Receipt No. W036613 Receipt Amt. 2500

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 NS Date 12/17/2020

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:

Judson P. Barton
35900 Road 112
Visalia, CA 93291

RECEIVED
2017 Dec 01 AM 10 59
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
279012
FIRST AMERICAN TITLE - KOO
FEES:\$ 15.00

Instrument # 280412

BENEWAH COUNTY

6-1-2018 11:57:57 AM No. of Pages: 5

Recorded for : FIRST AMERICAN TITLE

DEANNA BRAMBLETT

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEEDS, WARRANTY S W D

Space Above This Line for Recorder's Use Only

* THIS DOCUMENT IS BEING **WARRANTY DEED**
RECORDED TO CORRECT THE
LEGAL DESCRIPTION *
File No.: 661450-C (smc)

Date: **November 29, 2017**

For Value Received, **Earl J Russell, an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Judson P. Barton, an unmarried man**, hereinafter called the Grantee, whose current address is **35900 Road 112, Visalia, CA 93291**, the following described premises, situated in **Benewah County, Idaho**, to-wit:

Government Lot 3, Section 7, Township 45 North, Range 3 West, Boise Meridian, Benewah County, Idaho,

EXCEPTING THEREFROM that portion deeded to Scenic Better-Roads Highway District in Release of Damages and Deed to Right-of-Way recorded June 13, 1923 as Document Number 19820 in Book K of Deeds at Page 49,

ALSO EXCEPTING THEREFROM any portion lying within the boundary of a County Road.

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: 11/29/2017

Warranty Deed
- continued

File No.: 661450-C (smc)

Earl J Russell
Earl J Russell

STATE OF Idaho)
ss.
COUNTY OF Kootenai)

On this 30 day of November, 2017, before me, a Notary Public in and for said State, personally appeared **Earl J Russell**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



M. Sfridge
Notary Public for the State of Idaho
Residing at: Coeur d'Alene, ID
My Commission Expires: 4/2/2020



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

December 17, 2020

JUDSON P BARTON
445 WHITETAIL DRAW RD
ST MARIES ID 83861-9749

Re: Change in Ownership for Water Right No(s): 95-16662

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,

A handwritten signature in blue ink that reads "Natalie Steading".

Natalie Steading
Tech Records Specialist 1

Enclosure(s)