

OCT 25 2019

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?
84-10051	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: Victor Williams and Cynthia Williams
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kirk Douglas Romain and Catherine Jean Leck Romain AB Living Trust
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 119 East Walnut Avenue Lompoc CA 93436
Mailing address City State ZIP
805 736-2601 or 805 588-1760 cell cathyr@wiserrentals.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: 9/26/2019
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: Kirk Douglas Romain Trustee 10/15/2019
Signature of new owner/claimant Title, if applicable Date

Signature: Catherine Jean Leck Romain Trustee 10/15/2019
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by NS Date 10-25-19 Receipt No. NX35701 Receipt Amt. \$100.00

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 9/21/2020

Instrument # 520202

IDAHO COUNTY, IDAHO,

9-26-2019 03:51:37 PM No. of Pages: 3

Recorded for : INLAND TITLE

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy *K. Ackerman* Fee: 16.00

(Space Above For Recorder's Use)

WARRANTY DEED

For value received, VICTOR WILLIAMS and CYNTHIA WILLIAMS, husband and wife, ("Grantors"), do hereby grant, bargain, sell and convey to KIRK DOUGLAS ROMAIN and CATHERINE JEAN ROMAIN, as Trustees of the KIRK DOUGLAS ROMAIN AND CATHERINE JEAN LECK AB LIVING TRUST, ("Grantees"), whose mailing address is: 3441 San Julian Rd., Lompoc, CA 93436, and Grantees' heirs, successors and assigns forever, the following described real property situated in Idaho County, State of Idaho:

Township 33 North, Range 4 East, Boise Meridian, Idaho County, Idaho,
Section 32:

A parcel of land located in Government Lot 4, more particularly described as follows:

Commencing at a 5/8 inch IR with aluminum cap which marks the section corner common to Sections 5, 6, 31 and 32;

thence N 00°40'45" E, 1304.30 feet on section line common to Sections 31 and 32 to the computed South 1/16 corner;

thence S 89°45'57" E, 82.66 feet, on the South line of Government Lot 4 to a ½ x 24 inch IR with plastic cap marked PLS 5165 on the Westerly right of way of U.S. Highway 12;

thence N 39°09'11" E, 71.55 feet on said right of way to a 5/8 x 30 inch IR with plastic cap marked PLS 5165, to the Point of Beginning;

thence N 52°02'55" W, 98.60 feet, leaving right of way to a 5/8 inch IR with plastic cap marked PLS 5165 on the high water line of Clearwater River;

thence N 53°16'10" E, 5.39 feet on high water line to a 5/8 x 30 inch IR with plastic cap marked PLS 5165;

thence N 36°46'46" E, 93.91 feet on high water line to computed property corner on high water line;

thence S 50°44'25" E, 11.99 feet, leaving high water line, to a 5/8 x 30 inch IR with plastic cap marked PLS 5165, on property line;

thence S 50°44'25" E, 89.16 feet on property line to a 5/8 x 30 inch IR with plastic cap marked PLS 5165 on Northeasterly right of way of U.S. Highway 12;

thence S 39°09'11" W, 96.80 feet to the Point of Beginning.

Sometimes known as Assessor's Tax No. 295.

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 premises being situated within the reputed reservation of the Nez Perce Tribe of Indians.
2. Any claim arising from the difference in the mean high water line of the Clearwater River and the meander line as shown by the Original Government Survey, and also excepting any accretion or avulsion changes of the ordinary high water line.
3. EASEMENT DEED, including the terms and conditions thereof, by and between John J. Lilly, unmarried, to Inland Power and Light, a corporation, record January 9, 1929 in Book 56, Page 353, records of Idaho County, Idaho.
4. HIGHWAY RIGHT OF WAY DEED, including the terms and conditions thereof, by and between Evelyn Engel and Henry F. Engel, her husband, to the State of Idaho, recorded January 10, 1950, in Book 82, Page 379, records of Idaho County, Idaho.
5. MAINTENANCE AGREEMENT, including the terms and conditions thereof, by and between Jerry Johnson and Carla Johnson, husband and wife, Jack Lane and Patsy Lane, husband and wife and William B. Glenn and Shirley Glenn, husband and wife, recorded March 26, 1992 as Instrument Number 362717, records of Idaho County, Idaho.
6. Together with any right of Katherine A. Lane, or her successors in interest, to use the existing driveway by virtue of a Decree of the court being recorded May 4, 1998 as Instrument Number 399538, and the reciprocal Quitclaim Deeds relating to that driveway which are recorded May 4, 1998 as Instrument Number 399540 and Instrument Number 399541, records of Idaho County, Idaho.
7. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason of or disclosed by the following Records of Survey, all records of Idaho County, Idaho:
Record of Surveys:
recorded December 23, 1997 as Instrument Number 397562;
recorded April 2, 1999 as Instrument Number 405341;
recorded November 13, 2008 as Instrument Number 464163.

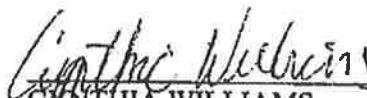
TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantors covenant to the Grantees that Grantors are the owners in fee simple of said real property; that the real property is free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantors will warrant and defend the same from all lawful claims.

Except as otherwise expressly provided in this instrument, Grantors hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantors 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 above-described premises, or any portion thereof, for any purpose, with or without the knowledge of Grantors, it was not the intent of Grantors, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 26th day of September, 2019.

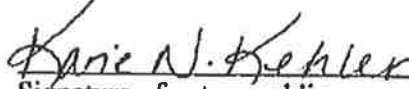

VICTOR WILLIAMS


CYNTHIA WILLIAMS

State of Idaho)
 : ss.
County of Idaho)

This record was acknowledged before me on September 26 2019, by VICTOR WILLIAMS and CYNTHIA WILLIAMS.




Signature of notary public
My commission expires: 10/19/2022

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/27/2019

Water Right 84-10051

Before Split

Owner Type **Name and Address**
Current Owner ROBERT E CALLISON
RT 1 BOX 44-B
KAMIAH, ID 83536
(208) 926-0965

Original Owner PATSY LANE
RT 1 BOX 44-B
KAMIAH, ID 83536
(208) 926-0949

Original Owner JACK LANE
RT 1 BOX 44-B
KAMIAH, ID 83536
(208) 926-0949

Priority Date: 1/1/1955

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.040 CFS	
	Total Diversion		0.040 CFS	

Source and Point(s) of Diversion

GROUND WATER L4(SWNWSW) Sec. 32, Twp 33N, Rge 04E, IDAHO County

Place Of Use

DOMESTIC within IDAHO County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
33N	04E	32										X							
												L4							

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/27/2019

4. DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RP33N04E325718

Dates and Other Information

Decreed Date: 12/29/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
84-10051

Before Split



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.045 0.09 0.18 Miles





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

September 02, 2020

KIRK DOUGLAS ROMAIN & CATHERINE JEAN LECK ROMAIN AB LIVING TRUST
3441 SAN JULIAN RD
LOMPOC CA 93436-9501

Re: Change in Ownership for Water Right No(s): 84-10051

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.

Through adjudication back-file records, it was determined that this water right did not need to be split. A refund has been requested in the amount of \$75 to be mailed to you under separate cover from the Idaho State Controller's Office.

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
Tech Records Specialist 1

Enclosure(s)