

APR 23 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?
98-7718	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"/>	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: David R Hart
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): 91 Lights LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 217 CEDAR STREET #105 Sandpoint ID 83864
Mailing address City State ZIP
208-597-5152 lou@airsealinsulation.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: 11/16/2018
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] MANAGER, 91 LIGHTS 4/20/20
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 NS Date 4-23-2020 Receipt No. N036024 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 5-14-2020

STATE OF IDAHO

LAND USE PERMIT NO. LU200048

Permission is hereby granted to **91 Lights LLC**, of 217 Cedar Street #105, Sandpoint, ID 83864, ("Permittee") to **access and maintain the beneficial use of a spring under State of Idaho water right no. 98-7718** on the following described lands ("Permit Area") as shown on Exhibit A of this permit.

<u>Twn</u>	<u>Rng</u>	<u>Sec</u>	<u>Description</u>	<u>County</u>	<u>Acres</u>	<u>(IDL Fund)</u>
60N	01W	05	Pt NESW	Boundary	0.08	PS

This permit is subject to the following terms and conditions:

1. This authorization is effective upon signature by the Idaho Department of Lands ("Permitter") and upon payment of the required fee by the Permittee.
2. This permit is granted in consideration of the receipt of \$500.00 (one-time payment).
3. The Permittee shall indemnify and hold harmless the State of Idaho and its representatives against and from any and all demands, claims or liabilities of every nature whatsoever, arising directly or indirectly from or in any way connected with the use authorized under this permit.
4. This permit is non-exclusive to the Permittee, except that other permitted uses will not be designed to restrict the Permittee in the exercise of this permit.
5. The Permittee will comply with all federal, state, and local laws and with all rules and regulations of the State Board of Land Commissioners pertaining to forest and watershed protection, and with the Stream Channel Protection Act as designated in Chapter 38, Title 42 of the Idaho Code as administered by the Department of Water Resources.
6. It is understood and agreed that the Permittee shall take measures to control noxious weeds within the Permit Area in accordance with Title 22, Chapter 24, Idaho Code. The Permittee shall cooperate with any state or other agency authorized to undertake programs for control or eradication of noxious weeds.
7. The Permittee will be required to maintain and leave the Permit Area in a clean and tidy condition. The Permittee will patrol the Permit Area during the time it is being used and shall remove all trash, litter or debris that may accumulate as a result of the permitted use.
8. The Permittee shall be responsible for the prompt clean up of any petroleum spills which result from operations relating to this permit. Spilled petroleum products shall be collected and hauled out to an approved disposal site.
9. The Permittee shall repair, at their expense, under the direction of the Permitter, any damage to drainage or erosion control structures or gates resulting from the permitted use.

10. Installation of any structures, alterations or improvements to the land, or the maintenance/ replacement of the existing improvements, shall only be allowed with the specific written approval of the Permittor.
11. Existing improvements are defined as an existing intake and pipeline of unknown quality and unknown materials. The Permittee may repair exiting improvements and/or remove and replace them with a new intake structure and pipeline following written approval of the Permittor and at the location agreed upon by the Permittor.
12. Cutting of any live conifers shall only be allowed with the specific written approval of the Permittor.
13. Permittee shall exercise every effort to protect forage and watershed resources. Any damage to State of Idaho endowment lands that is caused by Permittee or any users of the Permit Area will be the responsibility of the Permittee; and Permittee agrees to repair or correct any damage as directed by the Permittor.
14. This permit may be cancelled after written notice to the Permittee of non-compliance with the terms herein and failure of the Permittee to correct noted non-compliance, as determined by the Permittor.
15. Permittor may terminate this permit without reason upon thirty (30) days' written notice to Permittee. Permittee may also terminate this permit without reason upon thirty (30) days' written notice to Permittor. In no instance shall payment(s) be refunded to the Permittee.
16. This permit shall expire on July 1, 2024, but may be extended upon the written request of the Permittee and at the discretion of the Area Manager.

91 LIGHTS, LLC, H. Mummolo
Permittee

MANAGER
Title

4/3/19
Date

Tom Fleer
Tom Fleer

Area Manager

4-9-19
Date

DEPT OF LANDS

APR 03 2019

PEND OREILLE LAKE

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

Escrow No.: N-44852-LM

WARRANTY DEED

FOR VALUE RECEIVED, **Paula E. Forester, an unmarried woman**, Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **91 Lights, LLC, an Idaho limited liability company**, Grantee, whose address is: 446 Calvary Lane, Naples, ID 83847 the following described premises, County of Boundary, State of Idaho to-wit:

See attached Exhibit "A" which is made a part hereof

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 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. November 21, 2018

Paula E. Forester 11-23-18
Paula E. Forester

STATE OF IDAHO

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)ss.
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COUNTY OF Bonner

On this 23rd day of NOV, 2018, before me, a Notary Public in and for said State, personally appeared Paula E. Forester, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Nancy Albanese

Notary in and for said County and State

Residing at: Attn: Sandpoint

Commission Exp.: May 2, 2023 1-31-2023



Escrow No. N-44852

Title No. 23591-TO

EXHIBIT "A"

Legal Description

The land referred to in this document is situated in the State of Idaho, County of **Boundary**, and is described as follows:

The part of the East half of the Southwest Quarter of Section 5, Township 60 North, Range 1 West, Boise Meridian, Boundary County, Idaho, more particularly described as follows:

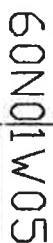
Beginning at the Southeast corner of the North Half of the North Half of the Northeast Quarter of the Southwest Quarter of said Section 5; thence West 412.50 feet to the true point of beginning; thence South 660 feet; thence West 418 feet; thence South to the Thread of Fall Creek, as it existed December 1, 1989, thence following said Thread of Fall Creek to its intersection with the West line of the East Half of the Southwest Quarter of said Section 5, thence North to the Southwest corner of the North Half of the North Half of the Northeast Quarter of the Southwest Quarter of the Southwest Quarter of said Section 5; thence East 907.50 feet to the true point of beginning.

PEF

THE

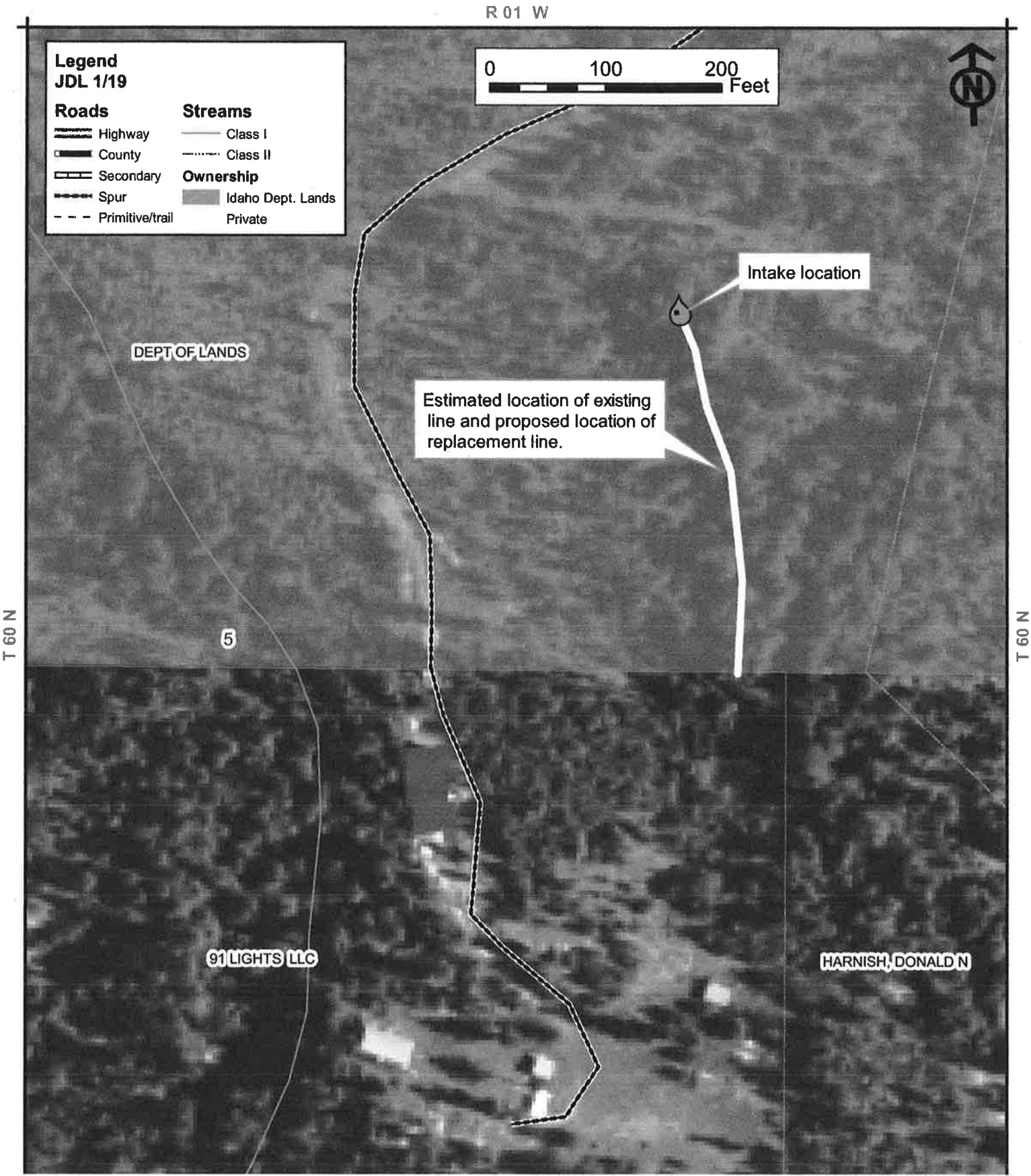


Sec. 5, Typ. 60 N., R. 1 W., B. M.



SCALE: 1 INCH = 400 FEET

Sec. 5, Twp. 60 N., R. 1 W., B. M.





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

May 14, 2020

91 LIGHTS LLC
217 CEDAR ST # 105
SANDPOINT ID 83864-1410

Re: Change in Ownership for Water Right No(s): 98-7718

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)