

RECEIVED

OCT 23 2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR/NORTHERN

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?
92-10479	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:

Joseph and Cozette Gastine

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Daniel and Terrie Way

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☐ and/or

P.O. Box 303

Mailing address

Saint Marcus

City

ID

State

83861

ZIP

208 245-1732

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: 9-29-2019

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):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ 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: Daniel X Way

Signature of new owner/claimant

Title, if applicable

10/23/19

Date

Signature: Terrie M Way

Signature of new owner/claimant

Title, if applicable

10-23-2019

Date

For IDWR Office Use Only:

Received by: [Signature]

Date: 10-23-2019

Receipt No. N035696

Receipt Amt. \$25.00

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 MS

Date 10-28-19

QUITCLAIM DEED

This Quitclaim Deed, executed this 26 day of September, 2019, by the Grantor,

Lozette Dastine and Joseph Dastine whose address is

83 Aspen Lane St. Maries, ID 83861 to the Grantee,

Dan Wolfe and Terrie Wolfe whose address is

P.O. 303 / 7128 Benewah Creek Road
St. Maries, ID 83861

Witnesseth, that the Grantor, for good consideration and for the sum of \$ Zero

_____ dollars (\$ 0.00) USD paid by the Grantee, the receipt wherof is hereby

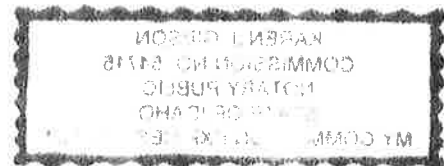
acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title,

interest and claim which the said Grantor has in and to the following described parcel of land, and

improvements and appurtenances thereto in the County of Benewah State of

Idaho, to wit:

W 2 N W 3 E S W N. PETTIS PEAK RD. S 21 T 45 N R 1 W



In witness whereof, the Grantor has signed and sealed these presents the day and year first above written.
Signed, sealed and delivered in presence of:

Karen Gibson
Witness Name

Karen Gibson
Witness Signature

Joseph C. Hester
Grantor Signature

KAREN GIBSON
Witness Name

Karen Gibson
Witness Signature

Lozette Dastine
Grantor Signature

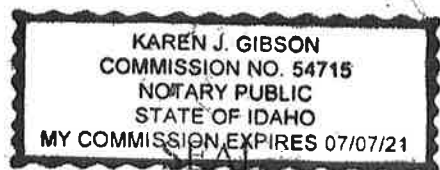
STATE OF Idaho

COUNTY OF Benewah

STATE OF Idaho)
County of Beneva)

On this 26th day of September, 2019, before me, _____

Karen J Gibson, a Notary Public in and for said State,
personally appeared Joseph Gastine & Cozette Gastine known or
identified to me to be The person whose name is subscribed to the within
instrument, and acknowledged to me that he she executed the same.



Karen J. Gibson

Notary Public in and for the State of Idaho

Residing at St Marcus, Idaho

My commission expires: July 7, 2021

Date: **05/15/2019**

Warranty Deed
- continued

File No.: **723950-SM (ps)**

EXHIBIT A

The West Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 21, Township 45 North, Range 1 West of the Boise Meridian, Benewah County, Idaho, lying North of Pettis Peak Road.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
831 Main Avenue
St. Maries, ID 83861

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **723950-SM (ps)**

Date: **May 15, 2019**

For Value Received, **Heirs and Devisees of the Estate of Kenneth Tyra, deceased. Jason Tyra has been appointed personal representative.**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Joseph Gastine and Cozette Gastine, husband and wife**, hereinafter called the Grantee, whose current address is ~~83 Aspen Lane, St. Maries, ID 83861~~, the following described premises, situated in **Benewah** County, **Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

* 25 Purdy Lane St. Maries, Idaho
Cg 7CH

Date: **05/15/2019**

Warranty Deed
- continued

File No.: **723950-SM (ps)**

Heirs and Devisees of the Estate of Kenneth Tyra, deceased. Jason Tyra has been appointed personal representative.


Jason Tyra, Personal Representative

STATE OF Idaho)
COUNTY OF Benewah)
SS.

On this 30th day of May, 2019, before me, a Notary Public in and for said State, personally appeared **Jason Tyra**, known or identified to me to be the person(s) whose name(s) **is** subscribed to the within instrument as Personal Representative of the Estate of **Kenneth Tyra**, and acknowledged to me that he executed the same as such Personal Representative.




Notary Public of Idaho
Residing at: St. Maries
Commission Expires: 1-20-2022

Date: **05/15/2019**

Warranty Deed
- continued

File No.: **723950-SM (ps)**

EXHIBIT A

The West Half of the Northwest Quarter of the Southeast Quarter of the Southwest Quarter of Section 21, Township 45 North, Range 1 West of the Boise Meridian, Benewah County, Idaho, lying North of Pettis Peak Road.



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

October 28, 2019

DANIEL L WOLF
TERRIE WOLF
PO BOX 303
ST MARIES ID 83861-0303

Re: Change in Ownership for Water Right No(s): 92-10479

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) 762-2800.

Sincerely,


Natalie Steading
Tech Records Specialist 1

Enclosure(s)