

RECEIVED

APR 24 2018

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

IDWR / NORTH

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.

| Water Right/Claim No. | Split?                                  | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|-----------------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 94-7629               | Yes <input checked="" type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 94-7629 94-9622       | 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: Oscar R. Steinley and Charlotte E. Steinley  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Herbert Dean WASH  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

P.O. Box 131 Cataldo ID. 83810  
Mailing address City State ZIP

208-512-5064 Pdring at out hook .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: February 27th 2018

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 94-7629

8. Signature: [Signature] 4-24-18  
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 JA Date 4/24/18 Receipt No. N033347 Receipt Amt. 200

Approved by \_\_\_\_\_ Processed by NS Date 4-25-19

401988TBW

# WARRANTY DEED

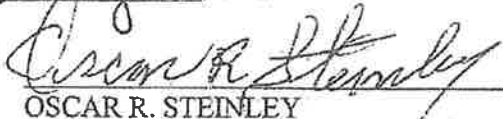
FOR VALUE RECEIVED, Oscar R. Steinley and Charlotte E. Steinley, husband and wife, Grantors, do hereby grant, bargain, sell and convey unto Herbert Dean Nash, a single person, Grantee, whose address is <sup>P. O. Box 131</sup> 27187 E. Canyon Rd., Cataldo, Idaho 83810, the following described premises, in Kootenai County, Idaho, to-wit:

See Exhibit A attached hereto and by reference incorporated herein.

Reserving unto the Grantors Water Right (IDWR) 94-7629 except for one domestic use being, .04 CFS, which water right is divided by separate agreement of the parties.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee their heirs and assigns forever. And, the said Grantors do hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all encumbrances except current taxes, levies and assessments, easements and rights of way of view, and covenants, conditions, restrictions, and easements of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 27<sup>th</sup> day of February, 2018.

  
OSCAR R. STEINLEY

  
CHARLOTTE E. STEINLEY

GRANTORS

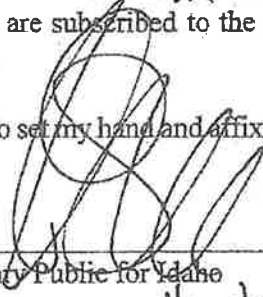
STATE OF IDAHO.)

ss.

County of Kootenai )

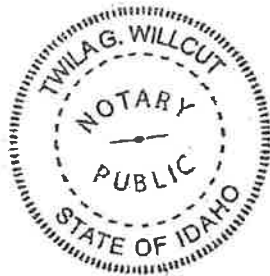
On this 27<sup>th</sup> day of Feb, 2018, before me, the undersigned Notary Public, personally appeared Oscar R. Steinley and Charlotte E. Steinley, (husband and wife), known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

  
\_\_\_\_\_  
Notary Public for Idaho

Residing at Hayden

My Commission expires: 11-28-18



## Exhibit A

The Land is described as follows:

A certain piece or parcel of land situated in Kootenai County, State of Idaho, more particularly described as follows:

Lying and being North of Government Road (U.S. Highway No. 10) in the Northwest Quarter of the Southeast Quarter of Section 23, Township 49 North, Range 1 West, Boise Meridian, Kootenai County, State of Idaho.

EXCEPTING THEREFROM: A parcel of land being on the Northerly side of the center line of Interstate Project No. I-90-1 (9) 34 Highway Survey as shown and designated as the "L" line on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying in a portion of the Northwest Quarter of the Southeast Quarter of Section 23, Township 49 North, Range 1 West, Boise Meridian, described as follows, to wit:

Commencing at a point being the intersection of the Northerly right of way line of existing U.S. No. 10 Highway and the Easterly right of way line of an existing County Road being approximately 90.0 feet South and 240.0 feet East from the Northwest corner of the Northwest Quarter of the Southeast Quarter of Section 23, Township 49 North, Range 1 West, Boise Meridian; thence

Easterly along the Northerly right of way line of said U.S. 10 Highway a distance of 160.0 feet, more or less, to the Southeast corner of the Jennie J. Beamis Tract of land being the REAL PLACE OF BEGINNING; thence

In a Southeasterly direction along the Northeasterly right of way line of said U.S. No. 10 Highway 995.0 feet, more or less, to a point in the East line of said Northwest Quarter of the Southeast Quarter; thence

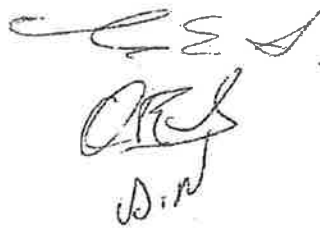
North 0°58' West along said East line 140.0 feet, more or less to a point in a line parallel with and 200.0 feet distance Northeasterly from the center line of said Interstate Project No. I-90-1 (9) 34 Highway Survey; thence

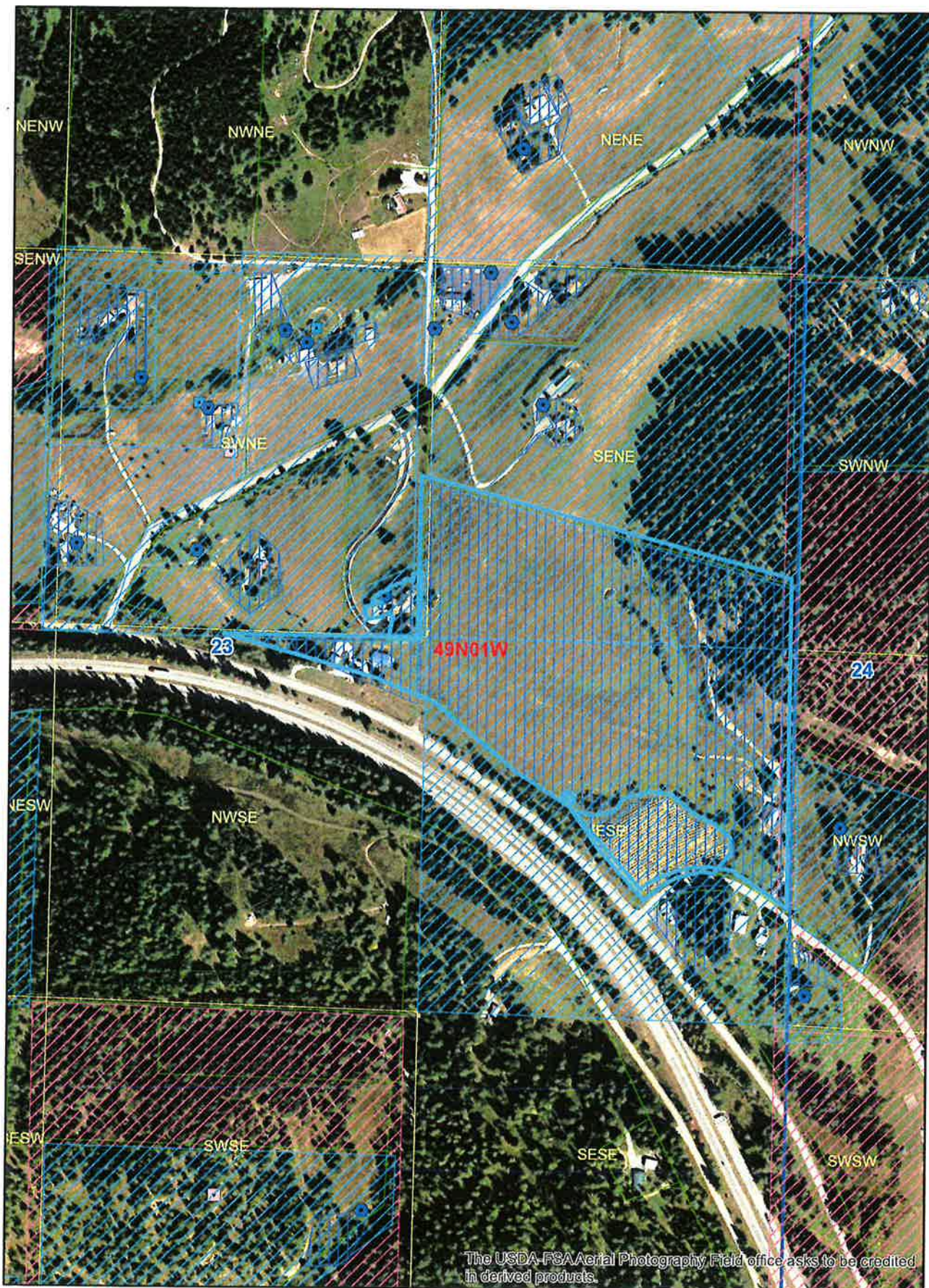
Northwesterly along said parallel line being a curve left of 2746.48 foot radius 250.0 feet, more or less, to a point Northeasterly and radially 200 feet from Station 659+00 of said highway Survey; thence

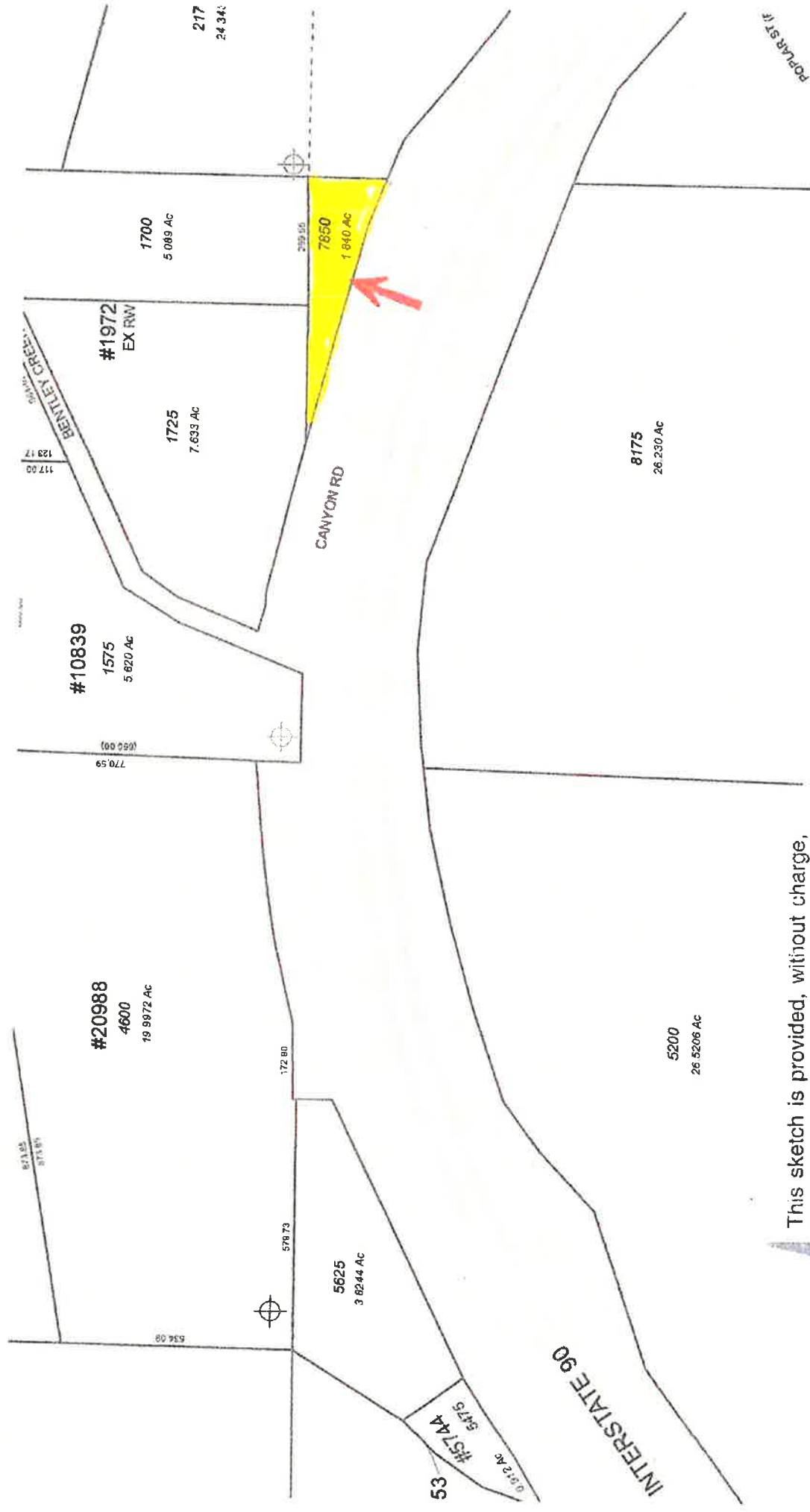
North 78°30'01" West, 685.0 feet, more or less, to a point in the North line of said Northwest Quarter of the Southeast Quarter; thence

Westerly along said north line 45.0 feet, more or less, to the Northeast corner of said Jennie J. Beamis Tract; thence

Southerly along the East line of said Jennie J. Beamis Tract 110.0 feet, more or less, to the REAL PLACE OF BEGINNING.

Handwritten signature and initials, possibly "C.R.S." and "D.N.", in dark ink.





This sketch is provided, without charge, for your information. It is not intended to show all matters related to the property. The Company assumes NO LIABILITY for any matter related to this sketch.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/25/2019

**Water Right 94-7629**

*Before Split*

**Owner Type**      **Name and Address**  
Current Owner      OSCAR STEINLEY  
6480 N 16TH ST  
DALTON GARDENS, ID 83815  
(208) 772-7761

**Priority Date:** 5/31/1965

**Basis:** Decreed

**Status:** PARENT

**Source**  
SPRING

**Tributary**  
SINKS

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 03/15                         | 10/31            | 0.090 CFS                    |                      |
| STOCKWATER                   | 01/01                         | 12/31            | 0.020 CFS                    |                      |
| DOMESTIC                     | 01/01                         | 12/31            | 0.040 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 0.150 CFS                    |                      |

**Source and Point(s) of Diversion**

SPRING

NESE

Sec. 23, Twp 49N, Rge 01W, KOOTENAI County

**Place Of Use**

STOCKWATER within KOOTENAI 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 |        |
| 49N | 01W | 23  |    |    | X  | X  |    |    |    |    |    |    |    |    | X  | X  |    |    |        |

DOMESTIC within KOOTENAI 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 |        |
| 49N | 01W | 23  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

IRRIGATION within KOOTENAI 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 |        |
| 49N | 01W | 23  |    |    |    |    |    |    |    |    |    |    |    |    | 2.8 |    |    |    | 2.8    |

POU Total Acres: 2.8

**Conditions of Approval:**

1. This right is renumbered from claim 95-11323.
2. 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.

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/25/2019

3. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
4. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
5. X01 Domestic use is for 1 home.
6. PIN Parcel Nos. 49N01W237850 and 49N01W232175

**Dates and Other Information**

Decreed Date: 2/15/2017

Civil Case Number: 49576

Judicial District: FIFTH

Water District Number: TBD

Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

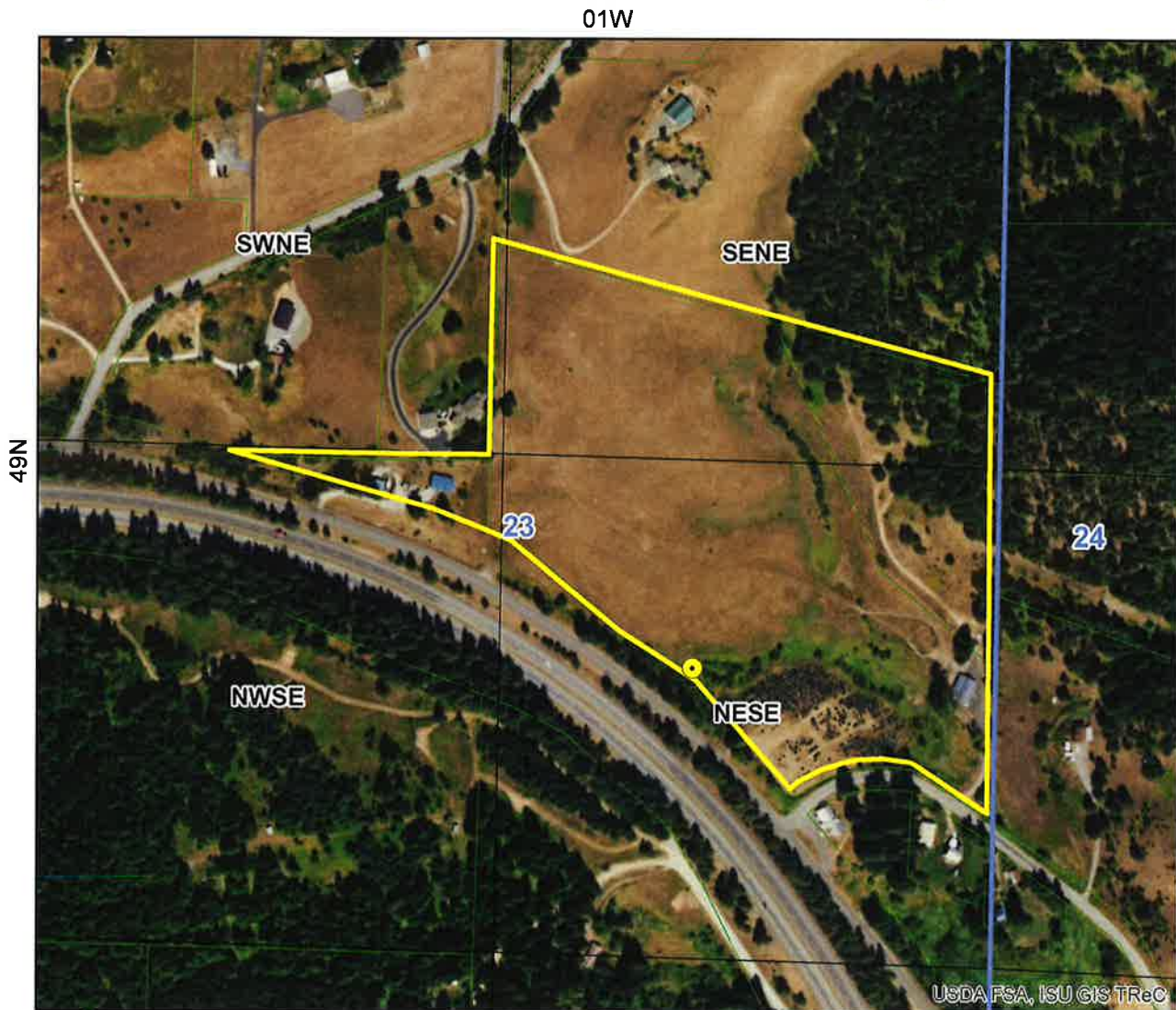
N/A

**Water Supply Bank:**

N/A

State of Idaho  
Department of Water Resources  
**Water Right License**  
94-7629

*Before  
Split*



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

0 0.05 0.1 0.2 Miles



4/25/2019

After Split

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

4/25/2019

**Dates and Other Information**

Decreed Date: 2/15/2017  
Civil Case Number: 49576  
Judicial District: FIFTH  
Water District Number: TBD  
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**  
94-7629

*After Split*



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

0 0.05 0.1 0.2 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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

April 25, 2019

HERBERT DEAN NASH  
PO BOX 131  
CATALDO ID 83810-0131

Re: Change in Water Right Ownership: 94-7629 (Split into 94-7629 and 94-9622),

Dear Water Right Holder(s):

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

**Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right.** If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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)

State of Idaho  
Department of Water Resources  
**Water Right License**  
94-9622



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

0 0.035 0.07 0.14 Miles



State of Idaho  
Department of Water Resources  
**Water Right License**  
94-9622

01W



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

0 0.035 0.07 0.14 Miles



**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/25/2019

**Water Right 94-9622**

|                          |                                                                                |
|--------------------------|--------------------------------------------------------------------------------|
| <b><u>Owner Type</u></b> | <b><u>Name and Address</u></b>                                                 |
| Current Owner            | HERBERT DEAN NASH<br>PO BOX 131<br>CATALDO, ID 83810-0131<br>(208) 512-5064    |
| Original Owner           | OSCAR STEINLEY<br>6480 N 16TH ST<br>DALTON GARDENS, ID 83815<br>(208) 772-7761 |

**Priority Date:** 5/31/1965

**Basis:** Decreed

**Status:** Active

|                      |                         |
|----------------------|-------------------------|
| <b><u>Source</u></b> | <b><u>Tributary</u></b> |
| SPRING               | SINKS                   |

|                              |                               |                  |                              |                      |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| STOCKWATER                   | 01/01                         | 12/31            | 0.010 CFS                    |                      |
| DOMESTIC                     | 01/01                         | 12/31            | 0.040 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 0.050 CFS                    |                      |

**Source and Point(s) of Diversion**

|        |      |                                            |
|--------|------|--------------------------------------------|
| SPRING | NESE | Sec. 23, Twp 49N, Rge 01W, KOOTENAI County |
|--------|------|--------------------------------------------|

**Place Of Use**

STOCKWATER within KOOTENAI 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 |        |
| 49N | 01W | 23  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

DOMESTIC within KOOTENAI 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 |        |
| 49N | 01W | 23  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

**Conditions of Approval:**

1. PIN Parcel Nos. 49N01W237850
2. This right is renumbered from claim 95-11323.
3. X01 Domestic use is for 1 home.
4. 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.
5. N09 The quantity of water decreed for this water right for domestic use and stockwater use

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

4/25/2019

- is not a determination of historical beneficial use.
6. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
7. The actual diversion rate for stockwater is .43 gpm

**Dates and Other Information**

Decreed Date: 2/15/2017  
Civil Case Number: 49576  
Judicial District: FIFTH  
Water District Number: TBD  
Mitigation Plan: False

**Combined Use Limits**

N/A

**SubCase:**

N/A

**Water Supply Bank:**

N/A