

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEC 04 2018

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. 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?
97-2074	Yes ☐	Yes ☐		Yes ☐	Yes ☐
97-2074 97-7560	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Estate of Albert Shown
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lance and Lorinda Barnes
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☒ and/or
- 338 Shaw Rd Priest River ID 83856
Mailing address City State ZIP
- 208-306-9049 NWHomestead@outlook.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: 6/30/2010
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: [Signature] Lorinda R. Barnes 12/4/2018
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 12-4-18 Receipt No. N033937 Receipt Amt. \$100⁰⁰
 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 2-11-19

After Recording Return to:
Peter J. Grabicki
RANDALL | DANSKIN, P.S.
601 W. Riverside Ave., Suite 1500
Spokane, WA 99201-0626

Instrument # 794724
BONNER COUNTY, SANDPOINT, IDAHO
6-30-2010 09:10:01 No. of Pages: 2
Recorded for: STI
MARIE SCOTT Fee: 6.00
Ex-Officio Recorder Deputy
Index to: DEED

57232 VW

PERSONAL REPRESENTATIVE'S DEED

The undersigned Grantor, **MARCELLA BENJAMIN**, as the duly appointed, qualified and acting Personal Representative of the Estate of Albert Joe Shoun, Deceased, in Probate Cause No. CV2008-00731 in the District Court of the First Judicial District in and for Bonner County, and not in Grantor's individual capacity, and as authorized by the Statement of Informal Probate of Will entered in the probate cause on May 6, 2008, to settle the Estate of Albert Joe Shoun, Deceased, hereby grants, bargains, sells, conveys and confirms to **LANCE BARNES and LORINDA BARNES**, husband and wife, whose address is 1615 A Cedar Street, Fort Dix, NJ 08640, Grantees, all of the interest of the Estate of Albert Joe Shoun, Deceased, in the following described real estate, together with all after acquired title of the Grantor therein:

The East Half of the Southwest Quarter of the Southwest Quarter of Section 17, Township 56 North, Range 4 West, Boise Meridian, Bonner County, Idaho, and being Parcel 3 of that certain Record of Survey recorded May 3, 2010 as Instrument No. 791778, records of Bonner County, Idaho.

TOGETHER WITH an easement for ingress, egress and utilities on, over and across the East 15 feet of the East half of the Northwest Quarter of the Southwest Quarter (being Parcel 8) and the West 15 feet of the West half of the Northeast Quarter of the Southwest Quarter (being Parcel 9), all in Section 17, Township 56 N, Range 4, West, Boise Meridian, Bonner County, ID

The immediately preceding easement is in lieu of a "proposed access and utility easement" on the record of survey recorded May 3, 2010 as Instrument No. 791778 records of Bonner County, Idaho. Said "PROPOSED ACCESS AND UTILITY EASEMENT" IS HEREBY WITHDRAWN AND NOT DEDICATED AND OF NO FURTHER FORCE AND EFFECT.

Reserving unto the Grantor herein all rights attached to License and Certificate of Water Right No. 22313 and 18966, issued by the Idaho Department of Reclamation.

SUBJECT TO easements and conditions of record.

Grantor, as the Personal Representative of the Albert Joe Shoun, Deceased, expressly limits the covenants of this deed to those expressed herein and excludes all covenants arising or to arise by statutory or other implication.

DATED this 28th day of June, 2010.

Marcella Benjamin PR
Marcella Benjamin, Personal Representative of
the Estate of Albert Joe Shoun, Deceased

STATE OF WASHINGTON)

) ss.

County of Spokane)

I certify that I know or have satisfactory evidence that **MARCELLA BENJAMIN** is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the Personal Representative of the Estate of Albert Joe Shoun to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this 28 day of June, 2010.

Notary Public
State of Washington
JUDITH U BLOTSKY
MY COMMISSION EXPIRES
August 16, 2012

Judith U. Blotsky
Name Printed: Judith U. Blotsky
Notary Public in and for the State of
Washington, residing at Spokane
Appointment Expires: 8-15-2012

Before Split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/11/2019

Water Right 97-2074

Owner Type **Name and Address**
Current Owner ESTATE OF ALBERT SHOUN
30 EAST 33RD AVE
SPOKANE, WA 99203-2607

Original Owner JOHN J CAPRAI
PRIEST RIVER, ID 83856

Representative MARCELLA BENJAMIN
30 EAST 33RD AVE
SPOKANE, WA 99203-2607

Priority Date: 4/23/1940

Basis: License

Status: Active

Source
ALDER CREEK

Tributary
SINKS

Beneficial Use

IRRIGATION

From

/

To

/

Diversion Rate

0.900 CFS

Volume

Total Diversion

0.900 CFS

Source and Point(s) of Diversion

ALDER CREEK

SWSW

Sec. 17, Twp 56N, Rge 04W, BONNER County

Place Of Use

IRRIGATION within BONNER 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	
56N	04W	17											25.0						25.0
56N	04W	18																20.0	20.0

POU Total Acres: 45.0

Conditions of Approval:

Dates and Other Information

Licensed Date: 4/13/1945

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/11/2019

N/A

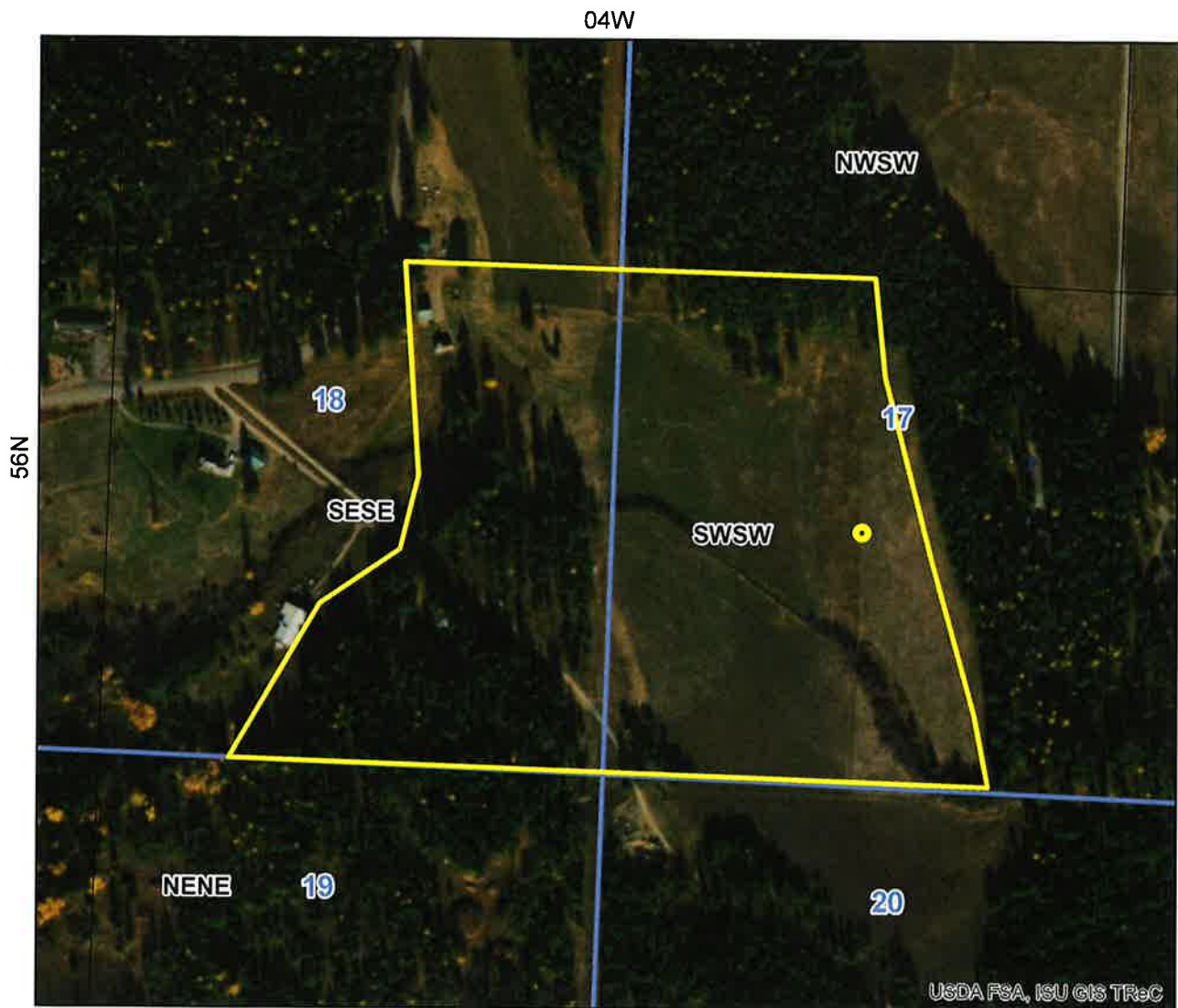
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Attachment to Water Right License
97-2074

Before Split

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

0 0.05 0.1 0.2 Miles



2/11/2019

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ESTATE OF ALBERT SHOUN 30 EAST 33RD AVE SPOKANE, WA 99203-2607

Representative MARCELLA BENJAMIN
30 EAST 33RD AVE
SPOKANE, WA 99203-2607

Status: Active

Tributary SINKS

Volume

0.780 CFS

Sec. 17, Twp 56N, Rge 04W, BONNER County

[illegible]

Page 1 of 2

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/11/2019

4. nsteading 2/11/2019 OWNERSHIP CHANGE
ADDED SEASON OF USE DURING OWNERSHIP CHANGE

5. nsteading 2/11/2019 POU
Updated Shape

Dates and Other Information

Licensed Date: 4/13/1945

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

After Split

04W





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

February 11, 2019

LORINDA BARNES
LANCE BARNES
338 SHAW RD
PRIEST RIVER ID 83856-9543

Re: Change in Water Right Ownership: 97-2074 (Split into 97-2074 and 97-7560),

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
Tech Records Specialist 1

Enclosure(s)

c: ESTATE OF ALBERT SHOUN
MARCELLA BENJAMIN