

RECEIVED

APR 13 2018

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?
~~98-7088~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
98-7088	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: NINE COLLEEN SMITH

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): BRIAN O'HARA RENEE O'HARA

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

456 TRAIL CREEK RD

NAPLES

ID

83847

Mailing address

City

State

ZIP

208-267-0725

rbohara36@gmail.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. 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]
 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

4/13/18

Receipt No. N033314

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 4-17-18

DEBILITATING EFFECTS OF

CONGRATULATIONS

CONCRETE

An aerial photograph showing a coastal area. A road runs diagonally from the bottom left towards the top right. A building is visible near the top center of the image. The terrain appears to be a mix of land and water.

Water Rights

CONFINES

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/5/2018

WATER RIGHT NO. 98-7088

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NINA COLLEEN SMITH PO BOX 5 SANDPOINT, ID 83864 2082672676
Original Owner	DONALD C LUND
Original Owner	RUBY E LUND STAR RT BOX 210 NAPLES, ID 83847

Priority Date: 08/27/1973

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
TRAIL CREEK	DEEP CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.07 CFS	15 AFA
Total Diversion			0.07 CFS	

Location of Point(s) of Diversion:

TRAIL CREEK|SWNE|Sec. 07|Township 60N|Range 01E|BOUNDARY County

Licensed Diversion Capacity: 0.07

Place(s) of use:

Place of Use Legal Description: IRRIGATION BOUNDARY County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
60N	01E	7		SWNE	5									

Total Acres: 5

Dates:

Licensed Date: 03/09/1989

Decreed Date:

Permit Proof Due Date: 10/1/1983

Permit Proof Made Date: 8/31/1983

Permit Approved Date: 10/1/1973

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 08/27/1973

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

BA



243665

WARRANTY DEED

Boundary Abstract
6-21-09 3:25
C. Delaney
3-20-09
Ba

IN CONSIDERATION of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged by grantor, **RENE DELEZENE O'HARA, a married woman** as her sole and separate property, grantor, does hereby bargain, sell and convey unto **RENE DELEZENE O'HARA AND BRIAN D. O'HARA, wife and husband, community property** with rights of survivorship, whose address is PO Box 195, Naples ID 83847, the following described property:

Lot F, Lazy L Acres, according to the plat thereof, recorded in Book 2 of Plats, Page 30, records of Boundary County, Idaho.

SUBJECT TO such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the grantee, its heirs and assigns forever. And the grantor does hereby covenant to and with the said grantee that it is the owner in fee simple of said premises and that they are free from all encumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

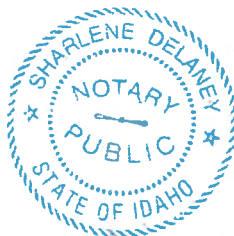
The single number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

DATED this 28 day of August, 2009.


RENE DELEZENE O'HARA

STATE OF IDAHO)
) ss.
County of Boundary)

On this 28 day of August, 2009, before me, the undersigned Notary Public, personally appeared **RENE DELEZENE O'HARA**, 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.




Notary Public for Idaho
Residing at: Bonners Ferry
Com. Expires: 10/07/09



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 17, 2018

BRIAN O HARA
RENEE O HARA
PO BOX 195
NAPLES ID 83847-0195

Re: Change of Ownership for Water Right/Permit No(s): 98-7088

Dear Water Right Holder(s):

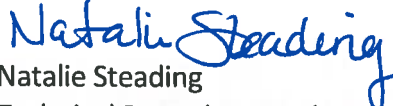
The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 762-2800.

Sincerely,


Natalie Steading
Technical Records Specialist I

Enclosure(s)