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OCT 05 2017

Form 42-248/42-1409(6) Rev 1/15

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 29 2018

Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES

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?
95-16493	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: Stephen Johnson & Linda Johnson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James Sabala & Janice Sabala
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 12881 S Stormy Point Ln Harrison ID 83833
Mailing address City State ZIP
- (208) 771-2261 jjsabala@aol.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: 9/19/2017
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: James Sabala Title, if applicable _____ Date 10/5/17
Signature of new owner/claimant

Signature: Janice Sabala Title, if applicable _____ Date 10-5-17
Signature of new owner/claimant

For IDWR Office Use Only:

Received by JA Date 10-5-17 Receipt No. N032976 Receipt Amt. \$2500

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing

Name on W-9 _____ Approved by _____ Processed by dj Date 4-11-18

W-9 received? Yes ☐ No ☐

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
James and Janice Sabala
12881 S Stormy Point Ln
Harrison, Idaho 83833

JIM BRANNON 2 P 2612225000
KOOTENAI COUNTY RECORDER
KKR 9/19/2017 9:03 AM
REQ OF FIRST AMERICAN TITLE -
KOOTENAI
RECORDING FEE: \$15.00 DD
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **648201-C (smc)**

Date: **September 14, 2017**

For Value Received, **Stephen C. Johnson and Linda M. Johnson, Trustees of the Stephen C. and Linda M. Johnson Revocable Living Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **James Sabala and Janice Sabala, husband and wife**, hereinafter called the Grantee, whose current address is **12881 S. Stormy Point Lane, Harrison, ID 83833**, the following described premises, situated in **Kootenai County, Idaho**, to-wit:

LOT 4, BLOCK 2, WESTVIEW ADDITION, ACCORDING TO THE PLAT RECORDED IN BOOK F OF PLATS, PAGE 108, RECORDS OF KOOTENAI COUNTY, IDAHO.

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.

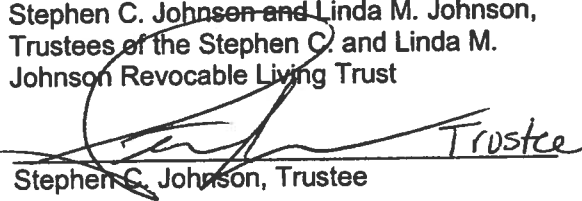
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

Date: 09/14/2017

Warranty Deed
- continued

File No.: 648201-C (smc)

Stephen C. Johnson and Linda M. Johnson,
Trustees of the Stephen C. and Linda M.
Johnson Revocable Living Trust

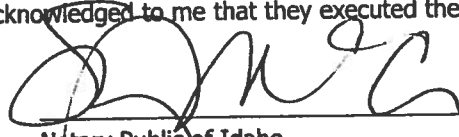
 Trustee
Stephen C. Johnson, Trustee

 Trustee
Linda M. Johnson, Trustee

STATE OF Idaho)
SS.
COUNTY OF Kootenai)

On this 18 of September, 2017, before me, a Notary Public in and for said State, personally appeared **Stephen C. Johnson and Linda M. Johnson**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **Stephen C. and Linda M. Johnson Revocable Living Trust** Trust, and acknowledged to me that they executed the same as such Trustees.




Notary Public of Idaho
Residing at: Hayden, Idaho
Commission Expires: 07-16-2021

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-16493

Priority: July 06, 2012

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that STEPHEN C JOHNSON

Or

LINDA M JOHNSON
12881 S STORMY POINT
HARRISON ID 83833

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 06, 2012; and has submitted Proof of Beneficial Use on October 07, 2013. An examination confirms water is diverted from:

SOURCE

COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

COEUR D ALENE LAKE L1 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 31, Twp 49N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

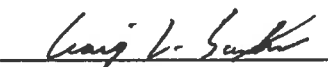
Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
49N 03W 31					X												
					L 1												

CONDITIONS OF APPROVAL

1. This right does not grant any right-of-way or easement across the land of another.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. Domestic use is for 1 home.
5. Place of use and point of diversion are located within Lot 4, Block 2, Westview Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 20th day of November, 2013.

For 
GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Notice Of Change In Water Right Ownership
95-16493



-  Point of Diversion
-  Place Of Use Boundary
-  PLS Sections
-  Taxlots

0 0.035 0.07 0.14 Miles



Tax parcel information provided by Kootenai County.





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 12, 2018

JAMES SABALA
JANICE SABALA
12881 S STORMY POINT LN
HARRISON ID 83833

Re: Change of Ownership for Water Right No: 95-16493

Dear Water Right Holders:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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 Idaho Code §§ 42-222 and 42-223.

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. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures