

RECEIVED

MAR 01 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
92-10129	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: James Hartim
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Charles J. Elyard & Margaret J. Elyard
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3628 W. Hillcrest Cir Coeur d'Alene ID 83815
Mailing address City State ZIP
- 208-699-9197 deputyd093628@yahoo.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: Charles J. Elyard 2-28-18
Signature of new owner/claimant Title, if applicable Date
- Signature: Margaret J. Elyard 2-28-18
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 3-1-2018 Receipt No. N033182 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 [Signature] Processed by NS Date 3-19-18

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
Charles Elyard and Margaret J. Elyard
3628 W. Hillcrest Cr.
Coeur d'Alene, ID 83815

RECEIVED ✓
2017 Dec 22 PM 01 53
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
279208
FIRST AMERICAN TITLE - SAIN
FEES:\$ 15.00

*Keep
Important*

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **663564-C (cml)**

Date: **December 21, 2017**

For Value Received, **James Hartrim, a single man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Charles Elyard and Margaret J. Elyard, husband and wife**, hereinafter called the Grantee, whose current address is **3628 W. Hillcrest Cr., Coeur d'Alene, ID 83815**, the following described premises, situated in **Benevaw County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

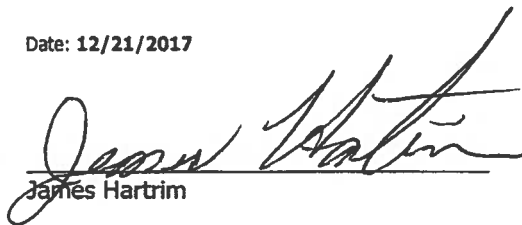
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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.

Date: 12/21/2017

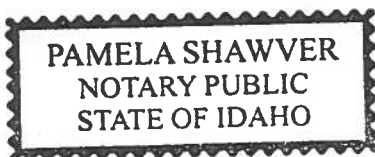
Warranty Deed
- continued

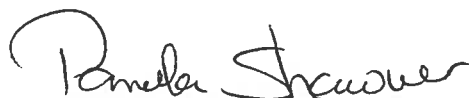
File No.: 663564-C (cml)


James Hartrim

STATE OF Idaho)
ss.
COUNTY OF Benewah)

On this **12/22/2017**, before me, a Notary Public in and for said State, personally appeared **James Hartrim**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: St. maries
My Commission Expires: 1-20-2022

Date: 12/21/2017

Warranty Deed
- continued

File No.: 663564-C (cml)

EXHIBIT A

BDL 9-23, further described as follows:

That portion of the West Half of the Southwest Quarter of the Southwest Quarter of the Northeast Quarter in Section 26, Township 45 North, Range 3 West, B.M., Benewah County, Idaho,

AND

That portion of the West half of the West half of the Northwest Quarter of the Southeast Quarter of Section 26, Township 45 North, Range 3 West, B.M., Benewah County, Idaho, lying north of the right-of-way of the existing county road.



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

March 19, 2018

CHARLES J ELYARD
MARGARET JA ELYARD
3628 W HILLCREST CIR
COEUR D ALENE ID 83815

Re: Change of Ownership for Water Right/Permit No(s): 92-10129

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)