

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
JUN 30 2016  
IDWR/NORTHERN

### 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 98-7346               | 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"/> |
|                       | 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: Diana J Hawarth - Cederquist  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matthew & Anna Hathaway  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☒ or ☐ and/or
- 561 Bigby RD      Bonnors Ferry      ID      83805  
Mailing address      City      State      ZIP
- (208) 946-3506      \_\_\_\_\_  
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: April 22, 2016
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: Matthew Hathaway      \_\_\_\_\_      6/7/2016  
Signature of new owner/claimant      Title, if applicable      Date
- Signature: Anna Hathaway      \_\_\_\_\_      6/7/2016  
Signature of new owner/claimant      Title, if applicable      Date

**For IDWR Office Use Only:**

Received by C. Morley      Date 6-30-16      Receipt No. 11032011      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 \_\_\_\_\_      Processed by \_\_\_\_\_      Date \_\_\_\_\_

BA2016089

(1)



After Recording Return To:  
Boundary Abstract Company, Ltd.  
6430 Kootenai Street  
PO Box 749  
Bonners Ferry, ID 83805

266931

STATE OF IDAHO )  
County of Boundary ) ss.  
Filed by: Boundary Abstract  
on 4-22-16 at 3:15  
Glenda Poston C. Granger  
County Recorder By Deputy  
Fee \$ 13.00 Chg  
Mail to BA

## WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That DIANA J HOWARTH-CEDERQUIST, an unmarried person, herein called the grantor whether one or more, in consideration of One dollar (\$1.00) and other valuable consideration received from grantee, do hereby grant, bargain, sell, convey and confirm unto MATTHEW DELBERT HATHAWAY and ANNA MICHELLE HATHAWAY, whose address is 561 Rigby Rd., Bonners Ferry, ID 83805, herein called the grantee whether one or more, the following described real property:

\* husband and wife, as  
community property with  
the rights of survivorship

SEE EXHIBIT A ATTACHED HERETO

To have and to hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

And grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises; that they are free from encumbrances except covenants, easements and restrictions of record, all regular taxes and special assessments, except those levied or assessed subsequent to date hereof.

That grantor has good right and lawful authority to convey the same; and that grantor warrants and will defend the title to said premises against the lawful claims of all persons whosoever.

Dated this 23rd day of March, 2016

Diana J. Howarth-Cederquist  
DIANA J. HOWARTH-CEDERQUIST

STATE OF IDAHO )

County of Boundary )

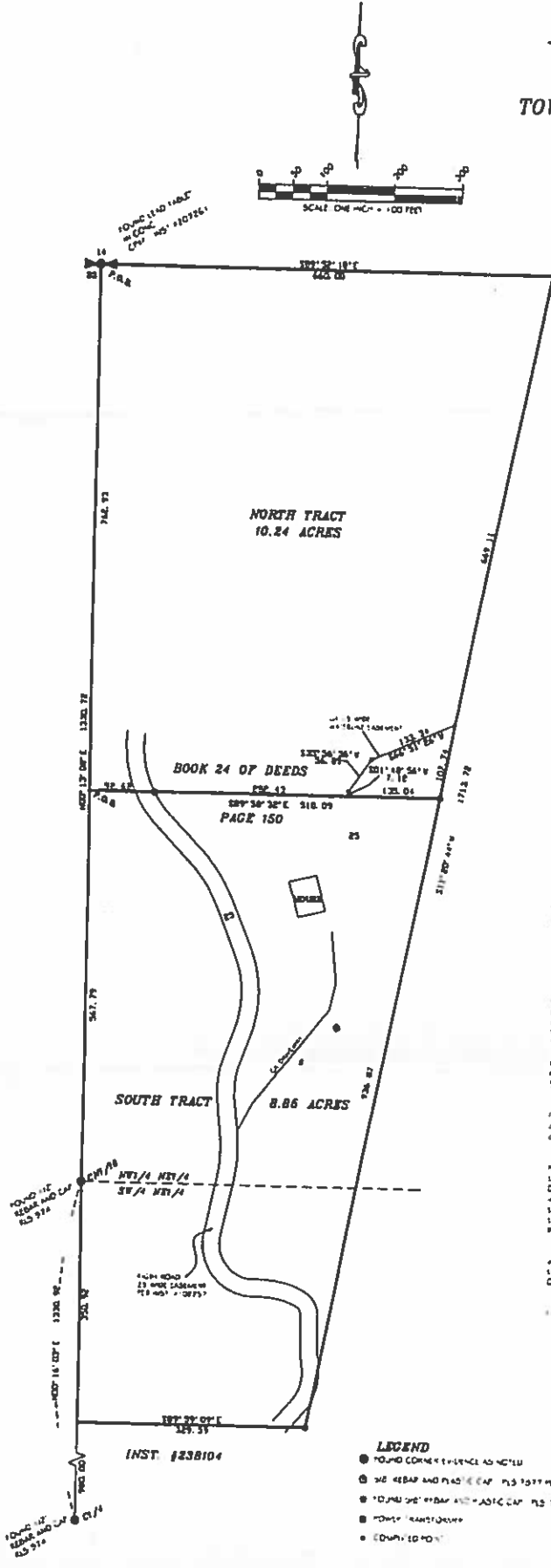
ss.

On this 23rd day of March, 2016, before me, the undersigned Notary Public, personally appeared DIANA J. HOWARTH-CEDERQUIST 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.

Shailene Delaney  
Notary Public for Idaho  
Residing at Bonners Ferry  
Commission Expires: 10/7/2021



W1/2 NE1/4 OF SECTION 23  
TOWNSHIP 63 NORTH, RANGE 1 EAST, B.M.  
BOUNDARY COUNTY, IDAHO  
FOR  
DIANA HOWARTH-CEDERQUIST



**PROPERTY DESCRIPTION - NORTH TRACT**

4160 ft. of land situated in the North West Quarter of the Northern Quarter 144140 N 21 1441 of Section Twenty-two (22), Township Sixty-three (63) North, Range One (1) East of the Elmore Meridian, Boundary County, Idaho; more particularly described as follows:

[illegible]

3622C110 on 6 corners for a well in the northwest Quarter of the northwest Quarter  
14th 1/4 23 1/4 of Section Twenty-three 1231 Township Sixty-three 1631 North, Range One 1182N  
of the Boise Meridian, Boundary County, Idaho being 1/4 Sec 11 1/4 1/4 and 1/4 Sec 12 1/4 1/4  
and one 1/4 1/4 1/4 1/4 on each side of the highway described herein.

[illegible]

SUBJECT 10 and 10611 are a non-exclusive easement for ingress and egress over and across the existing road into Range Road and over a westerly directed stream to the West Top of the East Top of Section 23 Township 63 North, Range 101 W Boundary County, Idaho. It is described as follows: 0.02237

TOGETHER WITH AN AGREEMENT FOR AN UNDERGROUND ELECTRIC LINE, LYING WITHIN TWENTY AND ONE AND  
 2 1/2 FEET OF THE CENTERLINE OF RUBY ROAD, IN A COURTESY THROUGH THE FOLLOWING DESCRIBED PARCEL:

Acts of land placed in the west half of the northeast quarter for 1/2 of 1/4 of Section Four, Twp. Three (23), Range of Six, Twp. Three (23) North, Range One (1) East of the Boise Meridian Boundary County, Idaho; were particularly described as follows:

[illegible]

**PROPERTY DESCRIPTION - SOUTH TRACT**

21st of the section of the State of the Northern Quarter NW 12 1/4 of Section 21-12-31, Township 21-31 North Range One 112 East of the State of the Northern Quarter, Iowa, more particularly described as follows:

[illegible]

106 ft. wide with a cement floor extending to the Northwest Quarter of the Northeast Quarter  
NW 1/4 of 34 of Section Twenty-nine (29), Township Sixty-four (64) North, Range One (1) East  
of the Second Principal Meridian County, Kansas being Acres (1.8) less or more and lying South and  
East of (7-12) feet or each side of the following described centerline

Witnessing at a 340' ELEV. and showing up stamped T-5 3678, on the left, was up head NW:  
 N41.0 and = 59.52.01, 1, 660 00 feet from the northwest corner of the Block 24 lot  
 1/4 sec., during the survey line from the survey line of the parcel described in the N41.0 and =  
 1/4 sec., Page 50.5 = 20.42, 1, 660 00 feet from the TRUE POINT OF BEGINNING, thence,  
 during the survey line = 56.5, 31.30, 1, 33.30 feet, thence = 53.36, 36.36 = 36.89 feet,  
 thence 3.0 = 48.35', to 7.2 feet to the north = 0.0 of the above described tract and the  
 corners of the adjacent, and the adjacent extended or shortened to the next adjacent  
 boundary.

SUBJECT TO AND TOGETHER WITH a -or discharge agreement for rights and interests over and across the Shading Road Line Right of Way and over and across the Shading Road and across the West End Lane East of HWY 12 (172) at Section 23 Township 63 North Range 1 East 9th Boundary County, Idaho, as described in instrument No. 032557

SUBJECT TO a statement of an underground electric line, lying within 100 feet and not less than 121 feet of the centerline of Ragsdale, as a condition showing the above described parcel

**LEGEND**

- $\text{CO}_2$  and  $\text{CH}_4$  are greenhouse gases
- $\text{H}_2\text{O}$  and  $\text{O}_3$  are greenhouse gases
- $\text{CO}_2$  and  $\text{CH}_4$  are greenhouse gases
- $\text{H}_2\text{O}$  and  $\text{O}_3$  are greenhouse gases
- $\text{CO}_2$  and  $\text{CH}_4$  are greenhouse gases

**J.R.S. SURVEYING, INC.**  
PO BOX 3288-6470 MAIN  
BONAVILLE PERRY, ID 83066  
(208) 367-7666  
**PARCEL DIVISION SERVICE**

|                             |                  |
|-----------------------------|------------------|
| FILE NAME: 0411040-00000000 | COPIES: 00 2     |
| DATE OF JOB                 | 04/05 00-00-0000 |
| DATE: 02 04 02 02           | SHEET: 01 OF 1   |
| SHEET: 01 OF 1              |                  |

266931

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

File No.: 2016089

A tract of land situated in the West Half of the Northeast Quarter (W1/2 NE1/4) of Section Twenty-three (23), Township Sixty-three (63) North, Range One (1) East of the Boise Meridian, Boundary County, Idaho; more particularly described as follows:

BEGINNING at a point on the west line of said W1/2 NE1/4 which is S 00°13'08" W, 762.93 feet from the northwest corner of the W1/2 NE1/4; thence, leaving said west line S 89°58'32" E, 510.09 feet to the intersection with the easterly line of that parcel described in Book 24 of Deeds, Page 150, which is marked on the ground by a 5/8" rebar and plastic cap stamped PLS 7877; thence, along said easterly line S 11°20'44" W, 936.87 feet to the southeast corner of that parcel described in Book 24 of Deeds, Page 150 which is marked on the ground by a 5/8" rebar and plastic cap stamped PLS 7877; thence, along the north line of that parcel described in Instrument No. 238104, N 89°59'09" W, 329.59 feet to the intersection with the west line of the Southwest Quarter of the Northeast Quarter (SW1/4 NE1/4) of Section 23; thence, along said west line N 00°16'03" E, 350.92 feet to the northwest corner of said SW1/4 NE1/4 which is marked on the ground by a 1/2" rebar and plastic cap stamped RLS 974; thence, along the west line of the Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section 23, N 00°13'08" E, 567.79 feet to the POINT OF BEGINNING.

TOGETHER WITH an easement for a waterline in the Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section Twenty-three (23), Township Sixty-three (63) North, Range One (1) East of the Boise Meridian, Boundary County, Idaho being Fifteen (15) feet in width and lying Seven and one-half (7-1/2) feet on each side of the following described centerline:

Commencing at a 5/8" rebar and plastic cap stamped PLS 3628, on the north line of said NW1/4 NE1/4, which is S 89°52'18" E, 660.00 feet from the northwest corner of the NW1/4 NE1/4; thence, leaving said north line and along the easterly line of that parcel described in Book 24 of Deeds, Page 150, S 11°20'44" W, 669.11 feet to the TRUE POINT OF BEGINNING; thence, leaving said easterly line S 66°51'26" W, 133.34 feet; thence S 35°56'56" W, 56.89 feet; thence S 01°48'56" W, 7.12 feet to the north line of the above described tract and the terminus of this easement, with the sidelines extended or shortened to intersect adjacent boundaries.

SUBJECT TO and TOGETHER WITH a non-exclusive easement for ingress and egress over and across the existing road (aka, Rigby Road) which runs in a northerly direction across the West Half of the East Half (W1/2 E1/2) of Section 23, Township 63 North, Range 1 East, B.M., Boundary County, Idaho, as described in Instrument No. 102257.

SUBJECT TO an easement for an underground electric line, and utilities, lying within Twelve and one-half (12-1/2) feet of the centerline of Rigby Road, as it courses through the above described parcel.

TOGETHER WITH all water rights, including domestic with the State of Idaho Department of Water Resources, Water Right #98-7345.



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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

June 30, 2016

MATTHEW DELBERT HATHAWAY AND  
ANNA MICHELLE HATHAWAY  
561 RIGBY RD  
BONNERS FERRY ID 83805

Re: Change of Ownership for Water Right/Permit No(s): 98-7346

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](http://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)