

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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FEB 01 2016 JAN 26 2016
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 92-10562	Yes ☐		Yes ☐		Yes ☐
LU 92-10530	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Diane Eckard, Trustee of the Diane Eckard Living Trust
- Name of current water right holder/claimant
Jody Brittain
3. New Owner(s)/Claimant(s):
- New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 16, 29 Davis Creek Road Santa ID 83866
- Mailing address City State ZIP
- 208.245.0921 jodywikler@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: 12/16/2015
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
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.

SUPPORT DATA
IN FILE # 92-10530

8. Signature: Jody Brittain Title, if applicable Date 1/25/2015
- Signature: _____ Title, if applicable Date _____
- Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by db Date 1/26/16 Receipt No. N031705 \$25.00

Approved by _____ Processed by gmh Date 2-26-16 Receipt Amt. \$25.00

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
831 Main Avenue
St. Maries, ID 83861

RECEIVED
2015 Dec 16 PM 04 13
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
272984
FIRST AMERICAN TITLE - SAIN
FEES:\$ 16.00

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ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **571467-SM (ps)**

Date: **December 04, 2015**

For Value Received, **Diane Eckard, Trustee of the Diane Eckard Living Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jody Brittain, a married woman**, hereinafter called the Grantee, whose current address is **29 Davis Creek Road, Santa, ID 83866**, the following described premises, situated in **Benewah 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: 12/04/2015

Warranty Deed
- continued

File No.: 571467-SM (ps)

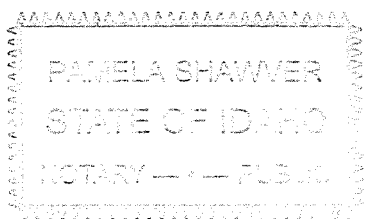
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Diane Eckard, or her successor, as Trustee,
Diane Eckard Living Trust

Diane Eckard
Diane Eckard, Trustee

STATE OF Idaho)
SS.
COUNTY OF Benewah)

On this **Seventh day of December, 2015**, before me, a Notary Public in and for said State, personally appeared **Diane Eckard**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **Diane Eckard Living Trust** Trust, and acknowledged to me that she executed the same as such Trustee.



Pamela Shawver
Notary Public of Idaho
Residing at: St. Maries
Commission Expires: 1-20-2016

Date: 12/04/2015

Warranty Deed
- continued

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EXHIBIT A

A part of the West half of the Northeast Quarter and part of the Northeast Quarter of the Northeast Quarter of Section 14, Township 44 North, Range 1 West, B.M., records of Benewah County, Idaho, described as follows:

**Beginning at the intersection of the Renfro Creek Road and the East boundary of the Southwest Quarter of the Northeast Quarter;
thence North along that boundary to Davis Creek;
thence Northeasterly along the centerline of Davis Creek to the North boundary of the Northeast Quarter of the Northeast Quarter;
thence West to the Davis Creek Road as now laid out;
thence Southwesterly along the Davis Creek Road to its intersection with the Renfro Creek Road;
thence Easterly along the Renfro Creek Road to the point of beginning.**

AND

A parcel as located in Section 14, Township 44 North, Range 1 West, B.M., records of Benewah County, Idaho,

**Beginning at the centerline of Davis Creek and the West boundary of the Northeast Quarter of the Northeast Quarter;
thence South 100 feet;
thence North 55° East a distance of 614 feet;
thence North 20° East to the centerline of Davis Creek;
thence Southwesterly along the Centerline of Davis Creek to the point of beginning.**



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

February 26, 2016

JODY BRITTAIN
P/BOX 16
SANTA ID 83866

Re: Change of Ownership for Water Right/Permit No(s): 92-10530 and 92-10562

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.

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.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)