

RECEIVED

OCT 14 2009

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
95.9083					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

☒ B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

☒ C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

William Byers
PO Box 5220 Chino Valley, CA 96323

4. New Owner/Claimant(s)

Robert E. & M. Louise Steeling
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 2822

City, State and ZIP Code

SPOKANE, WA. 99220

New Telephone Number

() 509-467-4275

5. Date you acquired the property

9.14.09

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>95-9083</u>		
Irrigation *		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)



(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:Received by Date 10/8/09Received by Date 10/8/09

Processed by _____ AJ

Date _____

Receipt Amt. \$25⁰⁰Receipt No. NO 22400

WR _____ Date _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/5/2009

WATER RIGHT NO. 95-9083

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM BYERS 5879 S SQUAW BAY RD HARRISON, ID 83833

Priority Date: 05/10/2001

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
COEUR D ALENE LAKE	SPOKANE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.04 CFS	1.5 AFA
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

COEUR D ALENE LAKE	NWSW Lt 5	Sec. 04	Township 49N	Range 03W	KOOTENAI County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION KOOTENAI 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>
49N	03W	4	5	NWSW	0.5									

Total Acres: 0.5

Conditions of Approval:

1.	X16	The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
2.	X15	A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
3.	X60	Point of diversion and place of use are located within Lot 4, Blk. 1, The Meadow at Squaw Bay.
4.	004	The issuance of this right does not grant any right-of-way or easement across the land of another.
5.	X31	This right when combined with all other rights shall provide no more than 0.04 cfs nor more than 1.5 afa at the field headgate for irrigation of the land described above.
6.	WB9	Water shall not be diverted under this right when flows in the Spokane River are below established minimum flow amounts.

Dates:

Licensed Date: 10/04/2007

Decreed Date:

Permit Proof Due Date: 8/1/2006

Permit Proof Made Date: 8/19/2003

Permit Approved Date: 8/8/2001

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: 05/10/2001

Protest Deadline Date: 06/25/2001

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3

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

WARRANTY DEED

Order No.:2020909103DK

FOR VALUE RECEIVED

Byers Revocable Family Trust

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Robert E. Sterling and Mary Louise Sterling, Husband and Wife

whose current address is

the grantee(s), the following described premises, in Kootenai County, Idaho, TO WIT:

Lot 3 in Block 1 of The Meadow At Squaw Bay Replat, according to the official plat thereof, filed in Book J of Plats at Page(s) 432 Official Records of Kootenai County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 15, 2009

Byers Revocable Family Trust

By: William H. Byers, Trustee

By: Andrea M. Byers, Trustee

State of Idaho }
 } ss.
County of Kootenai }

On this 14th day of September, 2009, before me, a Notary Public in and for said state, personally appeared William H. Byers and Andrea M. Byers known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Byers Revocable Family Trust, and acknowledged to me that they executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho
Residing at: Post Falls, ID
Commission Expires: 09/03/14

READ AND APPROVED
*Mu*Date 9-14-09

Neachen Bay

's Add
3760

Note:
Shoreline depiction for illustrative
purposes only, property lines assumed
to extend to ordinary mean high water
mark for assessment purposes unless
otherwise noted.

"This plat is made solely for the purpose of
assisting in locating said land and the Company
assumes no liability for variations, if any, in
dimensions and location ascertained by actual
survey."

Ptn Grandview Estates

0-2878

The Meadow at
Squaw Bay

0-5212

The Meadow at
Squaw Bay Replat

0-J432

5
001-005-0
10.238 Ac

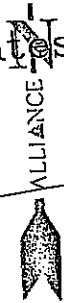
001-002-A
1.0672 Ac

001-001-0
1.2725 Ac

#13636

6100
0.749 Ac

#17283



1

N84°00'01"E
730.10

SQUAW BAY RD

EDDYVILLE RD

264.64

L=90.17

L=182.10

86.42

238.02

59.48

109.75

4

AUG 20 2000 10:22AM COLUMBIA RIVER

57

50

5 Ac

5850
0.302 Ac

#10922

000-011-0
0.045 Ac

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N88°59'39"E

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SELLER'S AND/OR BORROWER'S STATEMENT

Escrow: 2020909103JU

I have read the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Sellers

Lasers

Sterling

Louise Sterling

evocal

I have read the HUD-1 Settlement Statement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.

Settlement Agent: Lynsie Oddi Far
Jennifer Upton, Alliance Title & Escrow Corp.

Date: 9/15/09

WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine or imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
SETTLEMENT STATEMENT

FINAL

OMB No. 2502-0265

B.	TYPE	OF	LOAN		
1. ☐	FHA	2. ☐	FHMA	3. ☒	CONV. UNINS.
4. ☐	VA	5. ☐	CONV. INS.		
6. FILE NUMBER:		7. LOAN NUMBER			
2020909103JU		0072361413			
8. MORTGAGE INS. CASE NO.:					

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. NAME & ADDRESS OF BORROWER: Robert E. Sterling and Mary Louise Sterling

E. NAME & ADDRESS OF SELLER: Byers Revocable Family Trust

F. NAME & ADDRESS OF LENDER: MetLife Home Loans, a Division of MetLife Bank National Association
111 W. North River Drive, Suite 206, Spokane, WA 99201

G. PROPERTY LOCATION: 5879 South Squaw Bay Road, Harrison, ID 83833

H. SETTLEMENT AGENT: Alliance Title & Escrow Corp.

PLACE OF SETTLEMENT: 1270 Northwood Center, Coeur D' Alene, ID 83814 (208) 667-3402

I. SETTLEMENT DATE: 9/15/2009 Final

J. Summary of Borrower's Transaction

K. Summary of Seller's Transaction

100. Gross Amount Due From Borrower:

400. Gross Amount Due To Seller: