

12 13 2007
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
OFFICE 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 division of the existing water right or adjudication claim record will be required.

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

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 usually attached to your deed or on file with the county).

OR

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 **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)

James P. Leoney Sr.
391 Martin Bay Road, Sagle, ID 83860

4. New Owner/Claimant(s)

Joseph Lapham Jr., Charles Kieser, Phillip Estes, Nancy Estes
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

299 Pinecrest Lane

City, State and ZIP Code

Sandpoint, ID 83864

New Telephone Number

(208) 304-9039

5. Date you acquired the property

November 7, 2007

EXHIBIT "A"
LEGAL DESCRIPTION

THE LAND DESCRIBED HEREIN IS SITUATED IN THE STATE OF IDAHO, COUNTY OF BONNER, UNINCORPORATED AREA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 1:

ALL THAT PARCEL OF LAND IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 56 NORTH, RANGE 1 EAST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, LYING NORTH OF THE CENTERLINE OF THAT CERTAIN CREEK FLOWING OUT OF GAMBLIN LAKE AND RUNNING IN A GENERAL EASTERLY DIRECTION ACROSS SAID SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

LESS ANY PORTION THEREOF LYING WITHIN COUNTY ROAD RIGHT-OF-WAY;

LESS ANY PORTION THEREOF LYING WEST OF A LINE DESCRIBED AS FOLLOWS: THE BEGINNING OF SAID LINE BEING ON THE NORTH LINE OF BLOCK 5 OF EMERALD BEACH ACCORDING TO THE PLAT THEREOF RECORDED IN BOOK 2 OF PLATS AT PAGE 138, RECORDS OF BONNER COUNTY, IDAHO, AND BEING PERPENDICULAR TO AND 270.00 FEET DISTANCE FROM THE WEST LINE OF SAID BLOCK 5 AND EXTENDING SAID LINE SOUTHERLY TO THE CENTERLINE OF SAID CREEK.

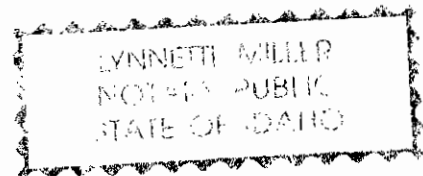
ALSO THAT PORTION OF VACATED BLOCK 5 OF EMERALD BEACH, ACCORDING TO THE PLAT THEREOF, RECORDED IN BOOK 2 OF PLATS AT PAGE 138, RECORDS OF BONNER COUNTY, IDAHO; LESS THE WEST 270 FEET THEREOF PURSUANT TO INSTRUMENT NO. 644859, OFFICIAL RECORDS OF BONNER COUNTY

PARCEL 2:

BLOCK 5A, OF THE REPLAT OF BLOCK 5 OF EMERALD BEACH ADDITION AND A PORTION OF THE SE 1/4 OF THE SE 1/4 OF SECTION 6, TOWNSHIP 56 NORTH, RANGE 1 EAST, BOISE MERIDIAN, BONNER COUNTY, IDAHO, ACCORDING TO THE REPLAT THEREOF, RECORDED IN BOOK 7 OF PLATS AT PAGE 90, RECORDS OF BONNER COUNTY, IDAHO.

PARCEL 3:

AN EASEMENT FOR ACCESS TO LAKE PEND OREILLE AND FOR RECREATION USES INCLUDING PICNICKING, SWIMMING, BOAT LAUNCHING AND MOORAGE, AS SET FORTH IN "GRANT OF EASEMENT," RECORDED JANUARY 3, 2001, AS INSTRUMENT NO. 574968, RECORDS OF BONNER COUNTY, IDAHO.



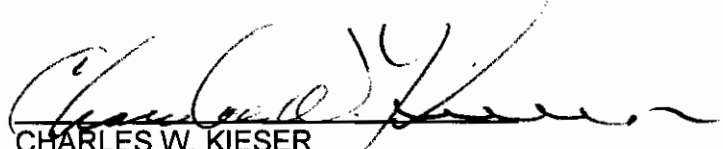
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RIGHT NO. 96-09147

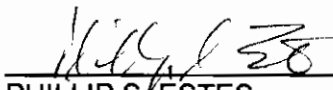
NEW OWNER/CLAIMANTS



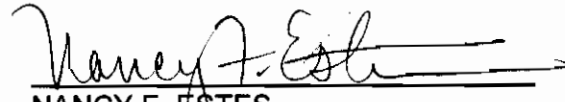
JOSEPH G. LAPHAM, JR.



CHARLES W. KIESER



PHILLIP S. ESTES



NANCY F. ESTES

NEW MAILING ADDRESS

299 Pinecrest Lane

CITY, STATE AND ZIP CODE

SANDPOINT, ID 83864

NEW TELEPHONE NUMBER

(208) 304-9039

Instrument Number

Escrow No.: 6201-3082-LM

WARRANTY DEED

FOR VALUE RECEIVED, **JAMES C. TOOMEY, SR. AND MARGARET V. TOOMEY, HUSBAND AND WIFE**, Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **JOSEPH G. LAPHAM, JR., AN UNMARRIED PERSON, AS TO AN UNDIVIDED ONE-THIRD INTEREST AND CHARLES W. KIESER, AN UNMARRIED MAN, AS TO AN UNDIVIDED ONE-THIRD INTEREST AND PHILLIP S. ESTES AND NANCY F. ESTES, HUSBAND AND WIFE, AS TO AN UNDIVIDED ONE-THIRD INTEREST**, Grantee, whose address is:

299 PINECREST LANE, SANDPOINT, ID 83864

the following described premises, County of BONNER, to-wit:

SEE ATTACHED EXHIBIT "A" WHICH IS MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever, and the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT CURRENT TAXES AND EASEMENTS OF RECORD OR IN VIEW.

And that he/she/they will warrant and defend the same from all lawful claims whatsoever.

DATED. November 06, 2007

By: James C. Toomey Sr.
JAMES C. TOOMEY, SR.

By: Margaret V. Toomey
MARGARET V. TOOMEY

State of IDAHO)
County of BONNER)

On this 7th day of NOVEMBER, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES C. TOOMEY, JR. AND MARGARET V. TOOMEY, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Lynnette Miller
Notary Public in and for County and State
Residing at Athol
My commission expires May 2, 2011

LYNNETTE MILLER
NOTARY PUBLIC
STATE OF IDAHO

Order No. 6201-3082

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*APR
m.v.*

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Joseph R. Appham II
Kelly L. St
Nancy Esler

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.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____