

DEV

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

RECEIVED

JAN 19 2005

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

DEPARTMENT OF
WATER RESOURCES

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, 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
WR 95-7148		☒			

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) are 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.

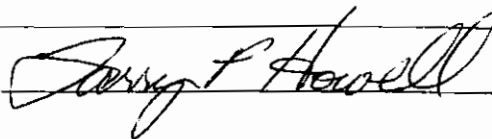
3. Name and Address of Former Owner/Claimant(s) Russell E. Howell
Post Falls, Idaho 33854
4. New Owner/Claimant(s) Larry P. Howell
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 10834 N. Idaho Rd.
- City, State and ZIP Code Post Falls, Idaho 33854
- New Telephone Number (208) 773-3663
5. Date you acquired the property _____

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	1.0 CFS	See attached
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	1.0 CFS	_____

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)



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 <u>cm</u>	Date <u>1-11-06</u>	Fee <u>\$25.00</u>
Receipted by <u>cm</u>	Date <u>1-11-06</u>	Receipt No. <u>12017325</u>
Processed by _____	AJ Date _____	WR _____ Date _____

STATE OF IDAHO }
COUNTY OF KOOTENAI } SS
AT THE REQUEST OF
Charles DeDorn

SEP 29 10 37 AM '97

DANIEL J. ENGLISH

DEPUTY

~~FIRST~~ BANK

1506999

TRUSTEES' DEED

FOR VALUE RECEIVED, consisting of ONE DOLLAR (\$1.00), WELLS FARGO BANK, N. A., formerly known as FIRST INTERSTATE BANK OF IDAHO, N.A., and LARRY P. HOWELL, Trustees of THE HOWELL FAMILY TRUST dated March 15, 1994, the owner of the hereinafter described property, does hereby convey, release, remise, and forever quitclaim unto LARRY P. HOWELL, a married man dealing in his sole and separate property, whose address is N. 6950 Idaho Road, Post Falls, Idaho, 83854, the following described property:

The West one half of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho,

EXCEPT that parcel therein described as Tax Number 9578, records of Kootenai County, Idaho, which Tax Number is described as a part of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, State of Idaho, described as follows:

Commencing at the Northwest corner thereof; thence, South a distance of 54 rods to the point of beginning;

Thence, East 208.7 feet;

Thence, South 208.7 feet;

Thence, West 208.7 feet;

Thence, North 208.7 feet to the point of beginning.

(Exception #1)

AND ALSO EXCEPT that portion of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, State of Idaho, described as follows:

A part of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the Northwest corner of said Northwest Quarter, monumented with an iron rod, 5/8 inch diameter, with an aluminum cap, 2 inches in diameter, marked PLS 832 and PLS 4194;

thence, South 1°05'14" West, 1099.70 feet (of record as South 1°10'44" West and South) along the West line of said Northwest Quarter, to the Southwest corner of Tax Number 9578, the POINT OF BEGINNING.

thence, South 88°54'46" East, 25.00 feet (of record as East) along the South line of

[Handwritten signature]

1506999

said Tax Number 9578 to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence, continuing South 88°54'46" East, 183.70 feet (of record as East) along said South line to the Southeast corner of said Tax Number 9578, monumented with an iron rod, 30 inches long, 5/8 inch diameter, with plastic cap marked PLS 832;

thence, continuing South 88°54'46" East, 361.80 feet to an iron rod, 30 inches long, 5/8 inch diameter, with plastic cap marked PLS 832;

thence, South 1°05'14" West, 400.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with plastic cap marked PLS 832;

thence, North 88°54'46" West, 545.50 feet to an iron rod, 30 inches long, 5/8 inch diameter, with plastic cap marked PLS 832;

thence, continuing North 88°54'46" West, 25.00 feet to the West line of said Northwest quarter;

thence, North 1°05'14" East, 400.00 feet along the West line of said Northwest Quarter to the POINT OF BEGINNING.

(Exception #2).

AND ALSO EXCEPT:

The South 2,100 feet of the West one half (½) of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho.

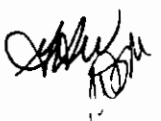
(Exception #3).

AND ALSO EXCEPT:

The railroad right of way situate within Exception #2 above, and all that portion of the railroad right of way North and East of Exception #2 above.

The above described property consists of approximately 182.5 acres, more or less.

Including any and all after acquired title and Subject to easements and encumbrances of view or of record, together with their appurtenances.

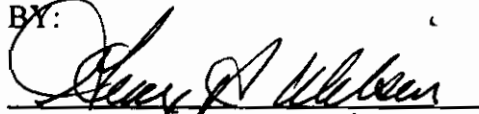


1506999

DATED this 22nd day of September, 1997.

WELLS FARGO BANK, N.A.
f/k/a FIRST INTERSTATE BANK
OF IDAHO, N.A.

BY:



George A. Wilson, Ass't Vice President



Michael S. Macnab, Vice President

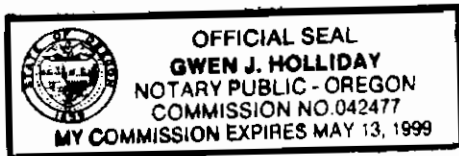


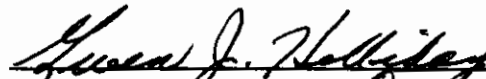
LARRY P. HOWELL
TRUSTEES

STATE OF OREGON)
) ss.
County of Multnomah)

On this 22nd day of September, 1997, before me, the undersigned Notary Public in and for said State, personally appeared George A. Wilson and Michael S. Macnab, known or identified to me to be the Ass't Vice President and Vice President, respectively, of WELLS FARGO BANK, N.A, formerly known as FIRST INTERSTATE BANK OF IDAHO, N.A., who is known or proven to me to be the Trustee of THE HOWELL FAMILY TRUST, and who acknowledged to me that they executed the aforesaid Deed voluntarily on behalf of said Trust for the purposes set forth therein and with full authority pertaining thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year first above written.




NOTARY PUBLIC FOR Oregon
RESIDING AT: Portland, OR
MY COMMISSION EXPIRES: 5-13-99

1506999

STATE OF IDAHO)
) ss.
County of Kootenai)

On this 29th day of September, 1997, before me, the undersigned Notary Public in and for said State, personally appeared LARRY P. HOWELL, known or identified to me to be the Trustee of THE HOWELL FAMILY TRUST and to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same on behalf of said trust, voluntarily, for the purposes set forth therein and with full authority pertaining thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year first above written.



Mary Bonelut
NOTARY PUBLIC FOR IDAHO
RESIDING AT: Hayden
MY COMMISSION EXPIRES: 10/30/01

DEED ATTACHMENTS

DEED 1- Deed from Russell Howell to the Howell Family Trust

DEED 2- Deed from Russell Howell to Larry P. Howell and Diana L. Howell

DEED 3- Deed from the Howell Family Trust (via the Trustee) to Larry P. Howell

State of Idaho

Department of Water Administration

RECEIVED

APR 9 1974

WATER RIGHT LICENSE

Department of
Water AdministrationLicense of Water Right No. 95-7148 Priority June 4, 1971 Amount 1.0 cfsTHIS IS TO CERTIFY, that RUSSELL E. HOWELLof Post Falls, Idaho, has complied with the terms and conditions of Permit✓ No. 95-7148 issued pursuant to Application for Permit dated June 4, 1971,and has submitted proof to the Department of Water Administration on November 24, 1972,

that he has applied water to a beneficial use; an examination by the Department indicates that the works have a

capacity for the diversion of 2.87 cfs of water from a ground water source,

tributary to _____, and that the permit holder has applied to a beneficial use &

established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>Oct. 1</u>	at <u>1.0</u> cfs and	<u>175 acre feet or</u>
			<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than * 1.0 cfs of water be diverted at any one time, and

that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose

aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

175 acre feet per year, said waters to be diverted within the SE¹₄SE¹₄ of Sec. 11,Twp. 51 N, Rge. 5 W, B.M. in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ ₄				NW ¹ ₄				SW ¹ ₄				SE ¹ ₄				Totals
			NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	NE ¹ ₄	NW ¹ ₄	SW ¹ ₄	SE ¹ ₄	
51 N	5 W	14					40	10											50

Total number of acres irrigated 50

* Subject to the condition that the maximum rate of diversion shall not exceed
2.87 cfs when combined with License No. G-32332 (95-2170).

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day ofApril, 19 74.

Director

1351189

DATE OF DEED } ss
COUNTY OF KOOTENAI }
ATTEST }
Charles Dodson

APR 22 2 17 PM '94

FILE COPY

TOTAL FEE
9.00 DEPUTY
FEES 9.00

DO NOT CHANGE TAX NOTICE

QUITCLAIM DEED

FOR VALUE RECEIVED, RUSSELL E. HOWELL, a married man dealing in his sole and separate property, and OLIVE HOWELL, his wife as to her community interest, if any, the GRANTOR, whose address is 6950 Idaho Road, Post Falls, Idaho 83854, does hereby convey, release, and forever quitclaim unto THE HOWELL FAMILY TRUST, the GRANTEE, whose address is in care of First Interstate Bank, Trust Department, 504 Sherman Avenue, Coeur d'Alene, ID 83814, wherein Larry P. Howell and First Interstate Bank, Idaho, N.A., a national banking association, are Co-Trustees, all of GRANTOR'S right, title, and interest, whether now owned or hereafter acquired, in the following described premises, to-wit:

The West one half of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho,

EXCEPT that parcel therein described as Tax Number 9578, records of Kootenai County, Idaho, which Tax Number is described as a part of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, State of Idaho, described as follows:

COMMENCING at the Northwest corner thereof;
thence, South a distance of 54 rods to the Point of Beginning;
thence, East 208.7 feet;
thence, South 208.7 feet;
thence, West 208.76 feet;
thence, North 208.7 feet to the Point of Beginning
(Exception #1).

AND ALSO EXCEPT that portion of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, State of Idaho, described as follows:

A part of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the Northwest corner of said Northwest Quarter, monumented with an iron rod, 5/8 inch diameter, with an aluminum cap, 2 inches in diameter, marked PLS 832 and PLS 4194;

1351189

thence, South 1°05'14" West, 1099.70 feet (of record as South 1°10'44" West and South) along the West line of said Northwest Quarter, to the Southwest corner of Tax Number 9578, the POINT OF BEGINNING.

thence, South 88°54'46" East, 25.00 feet (of record as East) along the South line of said Tax Number 9578 to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence, continuing South 88°54'46" East, 183.70 feet (of record as East) along said South line to the Southeast corner of said Tax Number 9578, monumented with an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence, continuing South 88°54'46" East, 361.80 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence, South 1°05'14" West, 400.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with plastic cap marked PLS 832;

thence, North 88°54'46" West, 545.50 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence, continuing North 88°54'46" West, 25.00 feet to the West line of said Northwest quarter;

thence, North 1°05'14" East 400.00 feet along the West line of said Northwest quarter to the POINT OF BEGINNING (Exception #2).

AND ALSO EXCEPT:

The South 2,100 feet of the West one half (1/2) of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho (Exception #3),

AND ALSO EXCEPT:

The railroad right of way situate within Exception #2 above, and all that portion of the railroad right of way North and East of Exception #2 above.

1351189

The above described property consists of approximately 182.5 acres, more or less.

DATED this 21st day of April, 1994.

Russell E. Howell
RUSSELL E. HOWELL

Olive Howell
OLIVE HOWELL as to her
community interest, if any

STATE OF IDAHO)
) ss.
County of Kootenai)

On this 21st day of April, 1994, before me the undersigned Notary Public, personally appeared RUSSELL E. HOWELL AND OLIVE HOWELL, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same voluntarily and for the purposes expressed herein.

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

[Signature]
NOTARY PUBLIC FOR IDAHO
RESIDING AT: 1st Falls
MY COMMISSION EXPIRES: 2/26/98

1500887

STATE OF IDAHO }
COUNTY OF KOOTENAI } SS
AT THE REQUEST OF
Charles DeLeon

AUG 12 11 22 AM '97

DANIEL J. ENGLISH

DEPUTY

DEED OF GIFT

FOR VALUE RECEIVED, consisting of love and affection, RUSSELL E. HOWELL, a married man dealing in his sole and separate property, and OLIVE HOWELL, his wife, to the extent of any claim of community interest, if any, do hereby convey, release, remise, and forever quitclaim and deed unto LARRY P. HOWELL and DIANA L. HOWELL, husband and wife, whose address is North 6950 Idaho Road, Post Falls, Idaho 83854, all of GRANTOR'S remaining right, title, and interest, in the following described property:

A part of the Northwest Quarter of Section 14, Township 51 North, Range 5 West, Boise Meridian, Kootenai County, Idaho; more particularly described as follows:

COMMENCING at the Northwest corner of said Northwest Quarter, monumented with an iron rod, 5/8 inch diameter, with an aluminum cap, 2 inches in diameter, marked PLS 832 and PLS 4194;

thence South 1°05'14" West, 1099.70 feet (of record as South 1°10'44" West and South) along the West line of said Northwest Quarter, to the Southwest corner of Tax Number 9578, the POINT OF BEGINNING;

thence, South 88°54'46" East, 25.00 feet (of record as East) along the South line of said Tax Number 9578 to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence continuing South 88°54'46" East, 183.70 feet (of record as East) along said South line to the Southeast corner of said Tax Number 9578, monumented with an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence continuing South 88°54'46" East, 361.80 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence South 1°05'14" West, 400.00 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

thence North 88°54'46" West, 545.50 feet to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832;

1500887

thence continuing North 88°54'46" West, 25.00 feet to the West line of said Northwest quarter;

thence North 1°05'14" East 400.00 feet along the West line of said Northwest quarter to the POINT OF BEGINNING.

This parcel contains 5.2 acres, more or less.

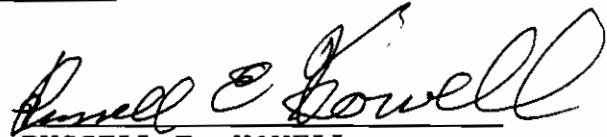
Subject to any easements, rights, restrictions, or reservations contained in a Quit Claim Deed filed October 14, 1978, under Instrument Number 712691, in Book 279, at page 295, or contained in a Quit Claim Deed filed December 7, 1993, under Instrument Number 1331977, records of Kootenai County.

Subject to the right-of-way for Idaho Road.

And subject to and together with any easements, rights, restrictions, or reservations of record or prescription.

including any and all after-acquired title as to the interest conveyed hereinabove, together with their appurtenances.

DATED this 16th day of December, 1993.

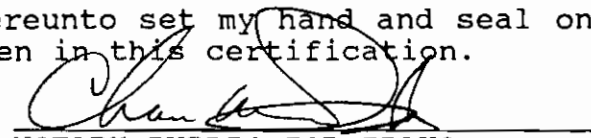

RUSSELL E. HOWELL


OLIVE HOWELL

STATE OF IDAHO)
) ss.
County of Kootenai)

On this 16th day of December, 1993, before me the undersigned Notary Public, personally appeared RUSSELL E. HOWELL and OLIVE HOWELL, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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


NOTARY PUBLIC FOR IDAHO
RESIDING AT: Pat Falls
MY COMMISSION EXPIRES: 7978