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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, 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
✓ 95-8598					

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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) Elmer Ness
4. New Owner/Claimant(s) Rt 2 Box 91, Worley, ID 83876
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Ness Retreat L.L.C.
- City, State and ZIP Code 3325 S. McDonald Rd.
- New Telephone Number Spokane Valley, WA 99206
- (509) 928-2013
5. Date you acquired the property October 23, 2001

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) Ness Retreat L.L.C. by
(include title if applicable) Rosaleen Fay Ness 3/13/07

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>dp</u>	Date <u>3/15/07</u>	Fee <u>\$25.00</u>
Received by <u>dp</u>	Date <u>3/15/07</u>	Receipt No. <u>NO18198</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WHEN RECORDED RETURN TO:

Ness Retreat LLC
3325 South McDonald Rd.
Spokane WA 99206

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QUIT CLAIM DEED

THE GRANTORS ELMER OLIN NESS, also known as Elmer Ness, and ROSALEEN FAY NESS, also known as Rosaleen Ness, husband and wife, for and in consideration of contribution of capital, convey and quit claim to NESS RETREAT LLC, an Idaho Limited Liability Company, the following described real estate situated in the County of Kootenai, State of Idaho, together with all after acquired title of the Grantors therein:

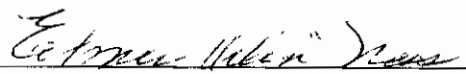
PARCEL 1: Tract 9 of Pine Terrace Tracts, in Kootenai County, State of Idaho, according to plat recorded in Book "D" of Plats, page 194, records of Kootenai County, Idaho.

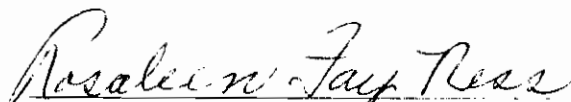
PARCEL 2: The Easterly 174 feet of Lot 8, Sun-Up Tracts, Kootenai County, State of Idaho, according to the plat recorded in Book "E" of Plats, page 81. EXCEPTING THEREFROM that portion described as follows: Commencing at the Northeast corner of said Lot 8; thence South 0°08' East, along the East line of lot 8, 291.9 feet; thence South 89°52' West, 25.0 feet; thence South 0°08' East, 45.0 feet, to the True Point of Beginning; thence continuing South 0°52' West, 175.0 feet; thence South 89°52' West, 40.5 feet; thence North 27°44' West, 128.40 feet; thence North 42°47' West, 58.8 feet; thence North 48°07' West, 13.6 feet; thence North 0°08' West, 100.0 feet; thence North 89°52' East, 49.0 feet; thence South 0°08' East, 52.3 feet; thence North 89°52' East, 50.0 feet; thence South 0°08' East, 38.8 feet; thence North 89°52' East, 50.0 feet to the True Point of Beginning.

TOGETHER WITH an easement for a sewer effluent line along the Easternmost 5 feet of the north 240 feet of Tract 1 of Pine Terrace Tracts recorded in Book D of Plats, page 194, and a 5 foot strip across Tract 1 of Pine Terrace Tracts adjacent to and South of the Easterly extension of the Southern boundary of Tract 15 of Lot 8, of Sun-Up Tracts

Grantors grant all of the above described real property to Grantee and to its heirs and assigns on the conditions that Grantors shall retain a life estate therein, including possession and control thereof, and that Grantors shall receive all the rents and profits derived therefrom, for the Grantors' natural life. At the death of Grantors, fee simple title shall vest in the Grantee

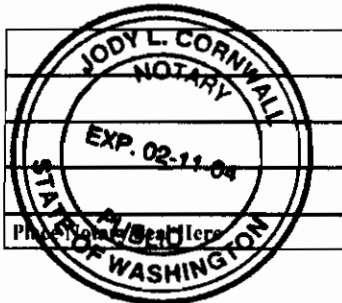
DATED this 23rd day of October, 2001.


ELMER OLIN NESS


ROSALEEN FAY NESS

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GIVEN under my hand and official seal this 25th day of October, 2001



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