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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

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Department of Water Resources

1. Water Right No(s): 95-04291

Adjudication Claim No(s): _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

Stephen C. Wunsch

4109 N. Willow Rd, Spokane, WA 99206

4. New Owner/Claimant(s)

Ric & Jean Berg Don & Leslie Moyer

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
18311 E. RIVERWAY

City, State and ZIP Code

GREENACRES, WA. 99016

New Telephone Number

(509) 927-4444 or 208-765-4209

5. Date you acquired the property

9-30-99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 26 Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

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

Ric & Jean Berg
Donald Moyer Leslie F Moyer

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

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INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

WRS800NP
No. 95-04291

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/15/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	CHARLES E. JAMISCH 4109 W WILLOW RD SPOKANE WA 99206	05/01/1961	DOMESTIC	03/15 11/15	0.020 CFS	0.60 AFA
TOTAL DIVERSION:					0.040 CFS	0.60 AFA

C CHARLES E. JAMISCH
C KATHLEEN L. JAMISCH
W. 4109 WILLOW RD.
SPOKANE WA 99206

Water Source: TWIN LAKES

Tributary to: RAYHORN CREEK

Stage: DECREED

Point(s) of Diversion:

T53N R05W S35 Lot 01 (SWSE)

KOOTENAI County

Point of Diversion Name(s):

T53N R05W S35 Lot 01 (SW SE) LT 11, BK A, LAKE FOREST

Name

Rate

Number

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
NAME NAME SENE : NAME NAME SENE : NAME NAME SENE : NAME NAME SENE :			
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :			
53N 05W 35 :			01-0

Pou County: KOOTENAI

Remarks: GEN P/U IN LOT 11, BLK. A, LAKE FOREST HOMESITES.
FOR EXTERIOR USE ONLY.

Dates: App. Received: Priority Date: 05/01/1961
Proof Due Date: Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 95C Field Exam Fee:
Audit: 11/17/81 05/14/88 CONVERT 07/14/89 CURTIS 11/22/89 STYPA
12/01/89 CURTIS 03/16/94 ANDREWS 04/04/94 ANDREWS 05/27/94 POU-ADO
06/01/94 RCHILD 06/01/94 DIV-NAME 12/30/94 SCURTIS

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1608620



A Pioneer Company

PIONEER TITLE COMPANY
OF KOOTENAI COUNTYOrder No. 7260CHG
~~7260CHG~~

1620 NW Blvd Bldg A / Coeur d'Alene, Idaho 83814 / Telephone (208) 664-8255

STATE OF IDAHO } SS
COUNTY OF KOOTENAI }
AT THE REQUEST OF
PIONEER TITLE CO.

SEP 30 4 46 PM '99

DAVID J. ENGLISH

DEPUTY
FEES 6.00**WARRANTY DEED**For Value Received
STEPHEN C. WUNSCH, an unmarried person

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

RICA. BERG and JEAN I. BERG, husband and wife, as to an undivided 50% interest and DONALD L.
MOYER and LESLIE F. MOYER, husband and wife, as to an undivided 50% interest.hereinafter referred to as Grantee, whose current address is 18311 E. Riverway
Greenacres, WA 99016

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that 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.

Dated: September 30, 1999.

Stephen C. Wunsch
STEPHEN C. WUNSCH

WASHINGTON)
STATE OF ~~IDAHO~~)
COUNTY OF SPOKANE)

On This 30TH day of September, in the year 1999, before me, a Notary Public in and for said State, personally appeared STEPHEN C. WUNSCH, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that he executed the same.



Douglas A. Matson
Notary Public in and for said State
Residing at Spokane, WA
Commission expires: 12-28-2000

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1608620**EXHIBIT "A"****PAGE 2****File Number: 77260**

A tract of land located in Government Lot 1 and the NW¼SE¼ of Section 35, Township 53 North, Range 5 WBM, Kootenai County, Idaho, more particularly described as follows: Beginning at a point which is located S 76° 48' 54" W., a distance of 1812.11 feet, from the east meander corner of said Section 35, thence N 78° 20' W, 51.00 feet; thence North, 577.35 feet, more or less, to a point on the South right of way line of an existing County Road; thence Southeasterly along said right of way line to the intersection of a line extended North from the point of beginning; thence south, 585.15 feet, more or less, to the Point of Beginning.

SCHEDULE A
Commitment

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**OLD REPUBLIC**
National Title Insurance Company

ORT Form 3120

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
LISTING OF RIGHTS

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: TWIN LAKES								
TRIBUTARY TO: RATHDRUM CREEK								
95-4239	FELT, RICHARD J. FELT, PHYLLIS E. 18 E. HIGH ST. SPOKANE WA 99200 REMARKS: LOT 3, BLOCK B, LAKE PARK 1ST ADDITION.	05-01-1961	DOMESTIC	03-15 11-15	1.20 AFA .04 CFS	LT04 S36 T53N R05W	LT04 S36 T53N R05W	BENEFICIAL USE
95-4281	BAUMP, A. M. BAUMP, LUCILLE M. E. 18308 MISSION ST. GREENACRES WA 99016 REMARKS: LOT 10, BLOCK A, LAKE FOREST HOMESITES.	05-01-1961	DOMESTIC	05-01 09-15	1.20 AFA .04 CFS	LT01 S35 T53N R05W	LT01 S35 T53N R05W	BENEFICIAL USE
95-4291	WUNSCH, CHARLES E. WUNSCH, METHEL L. N. 4109 WILLOW RD. SPOKANE WA 99206 REMARKS: LOT 11, BLOCK A, LAKE FOREST HOMESITES. FOR EXTERIOR USE ONLY.	05-01-1961	DOMESTIC	03-15 11-15	.60 AFA .02 CFS	LT01 S35 T53N R05W	LT01 S35 T53N R05W	BENEFICIAL USE
95-0963	JONES, ROBERT O. ROUTE 1, BOX 299 COLBERT WA 99005 REMARKS: LOT 1, PERCY COCHRAN BEACH.	05-15-1961	DOMESTIC	05-15 09-15	1.20 AFA .04 CFS	LT04 S08 T52N R04W	LT04 S08 T52N R04W	BENEFICIAL USE
95-0886	ALICE, JOE J. ALICE, MARIE A. EAST 1412 7TH AVENUE SPOKANE WA 99202 REMARKS: LOT 9, ST. JOER LAKE HOMESITES.	06-01-1961	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	LT06 S05 T52N R04W	LT06 S05 T52N R04W	BENEFICIAL USE

INDICATES TOTALS

STATE OF IDAHO }
COUNTY OF KOOTENAI } ss

FILED: 1989 April 20
AT 11:29 O'CLOCK a M

CLERK, DISTRICT COURT
JANICE P CURRIE

DEPUTY

RECEIVED

APR 28 1989

Department of Water Resources

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF KOOTENAI

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHTS TO
THE USE OF THE SURFACE WATERS
OF TWIN LAKES, INCLUDING
TRIBUTARIES AND OUTLETS.

Civil No. 32572

THE STATE OF IDAHO,
Department of Water Resources,

Plaintiff,

FINAL
DECREE

v.

ABBOTT, Knox and Spouse; et al.,

Defendants.

This action is a general adjudication of rights to the use of surface waters of Twin Lakes, including tributaries and outlets. This action was commenced by order of the district court on January 10, 1975, pursuant to Idaho Code §42-1407 (1977).

The director of the Idaho Department of Water Resources (IDWR) filed a Proposed Finding of Water Rights in the Twin Lakes

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- Rathdrum Creek Drainage Basin (Proposed Finding) on January 14, 1985, pursuant to Idaho Code §42-1410 (Supp. 1984). The Proposed Finding contains a list of defendants; an introduction including a list of definitions; general findings of fact and conclusions of law, including matters necessary for the efficient administration of water rights from the source to be adjudicated; a listing of water rights, including instructions for interpreting the listing of water rights; a list of claims submitted and recommended to be disallowed; a name index and a water right number index; and maps of the Twin Lakes - Rathdrum Creek Basin. (Note that there is a numbering error in the Proposed Finding; there is no page 92.) The Proposed Finding is incorporated herein by reference.

The Proposed Finding was twice amended. The first amendment was an Order to Amend Proposed Finding of Water Rights in the Twin Lakes Rathdrum Creek Drainage Basin (Order), filed October 22, 1986, which amended pages 95 and 149 of the Proposed Finding by deleting one water right from the Proposed Finding which was not properly included in the adjudication. An amended page 95 and an amended page 149 are attached hereto and incorporated herein by this reference. The second amendment was a Supplement to Report (Supplement), filed May 21, 1987, which added to the Proposed Finding Page 100A, entitled Claims Not Submitted. Page 100A is attached hereto and incorporated herein by reference.

Four objections were filed to the Proposed Finding, and responses were filed to the objections by IDWR. Trial on the objections was held May 12 - 14, 1988. A Memorandum Decision was entered February 22, 1989. The Memorandum Decision is adopted as

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findings of fact and conclusions of law as permitted by IRCP 52(a), and is incorporated herein by reference. The Memorandum Decision directed IDWR to amend the general findings and conclusions in the Proposed Finding in accordance with the Memorandum Decision. The amended proposed findings and conclusions, consisting of pages xiii and xv to xx, are attached hereto and incorporated herein by reference.

Idaho Code §42-1411(1)&(4) (Supp. 1988) describes a three-part director's report and a notice of filing the report which includes notice of a hearing on a partial decree of the uncontested portions of the report. Idaho Code §42-1412(8)&(9) (Supp. 1988) describes a partial decree of uncontested portions of the report and additional partial decrees after trial on objections. The Proposed Finding is not a three part director's report, and the procedures for obtaining a partial decree of uncontested matters was not followed in this adjudication because these provisions were not adopted until after the filing of the report and expiration of the period for filing objections and responses. This decree therefore decrees all matters, including uncontested matters pursuant to Idaho Code §42-1411(8) (Supp. 1988) and contested matters pursuant to Idaho Code §42-1411(9) (Supp. 1988), in this adjudication, and constitutes a final decree pursuant to Idaho Code §42-1412(10) (Supp. 1988).

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the rights to the use of surface water from the Twin Lakes - Rathdrum Creek Drainage Basin are as described in the Proposed Finding, amended

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as set forth in pages xiii, xv to xx, 95, 100A and 149 attached hereto.

IT IS FURTHER ORDERED that IDWR shall provide to the Clerk of the District Court a service list, stamped addressed envelopes, and sufficient copies of this judgment together with all attachments, for service of conformed copies of this judgment upon the parties to the trial on objections. IDWR shall prepare a notice of entry of decree, and provide to the Clerk of the District Court a service list, stamped addressed envelopes, and sufficient copies of the notice of entry of decree for service of conformed copies of the notice of entry of decree upon all other claimants in this adjudication. Upon receipt of these materials from IDWR, the Clerk of the District Court shall serve the conformed copies of the judgment and the conformed copies of the notice of entry of the decree on the persons listed in the service lists by mailing in the U.S. Mail. This further order is made pursuant to Idaho Code §42-1412(8) and (9), and IRCP 77(d).

DATED this 19th day of April, 1989.

RICHARD G. MAGNUSON

Richard G. Magnuson
District Judge

STATE OF IDAHO
County of Kootenai

} ss

I, Shirley A. Deltz, Clerk of the District Court of the First Judicial District of the State of Idaho, in and for the County of Kootenai, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof now on file in this office. Witness my hand and the seal of said Court on this, the 21 day of April 1989.

SHIRLEY A. DELTZ, CLERK OF THE DISTRICT COURT
By Shirley A. Deltz Deputy

JUL 31 1996

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RIC & JEAN BERG
DON & LESLIE MOYER
18311 E RIVERWAY
GREENACRES WA 99016

RE: Water Right 95-04291

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please 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.

Please feel free to contact the department if you have questions.

Sincerely,

Camila S. Skaggs

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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