

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

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OCT 17 2003
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OCT 14 2003
Department of Water Resources DWR/North

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

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
86-10317					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25
- 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.**
WILL ENCLOSED
- ~~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**.~~

Name and Address of Former
Owner/Claimant(s)

ELIZABETH WAHL

1450 WAHL RD, GENESEE ID 83832

New Owner/Claimant(s)

DAVID or DORTHY WAHL or ZERZA WENDY (WAHL) or

Name Connector (Check one): ☐ and, ☒ or, ☐ land/or

LORI WAHL or ~~DAVID WAHL~~
LIFE ESTATE

New Mailing Address

1450 WAHL RD

City, State and ZIP Code

GENESEE ID 83832-9767

New Telephone Number

() _____

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	_____	_____
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)

David Wahl

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 Region Office Date 10.15.03

Received by ↓ Date ↓

Processed by _____ AJ Date _____

Fee \$25.00

Receipt No. N015966

WR _____ Date _____

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MAY 24 2004

DEPARTMENT OF
WATER RESOURCES

David Wahl
1450 Wahl Road
Genesee, ID 83832
phone (208) 285-1280
May 20, 2004

RE: Change of ownership of Decreed Water Right 86-10317

Kari Lynn Townsend
Secretary
DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
P.O. BOX 83720
BOISE, ID 83720-0098
phone (208) 327-7900

Dear Ms. Townsend:

Elizabeth Wahl is long deceased. I (her only child) was the personal representative of her estate. Her Last Will and Testament, as duly probated and recorded, is the instrument which transferred her farmland in Idaho to the beneficiaries: Lori Wahl and Wendy (Wahl) Zerza, subject, however, to a Life Estate in David Wahl (myself). You have a copy of that will. There is no deed. My power as Personal Representative ended when the judge issued the decree closing the estate. The water right should follow the same path of ownership as the farmland. This is consistent with the names on the Latah County tax records. I am enclosing a tax reminder to confirm this.

Mr. Kenneth Knoblock of your Couer D'Alene office helped to prepare my request to you. On October 10, 2003 I submitted check number 3664 to the Department of Water Resources. That check was for the filing fee to process this change.

Sincerely yours,

David Wahl

David Wahl

C:\wpwin\document
watrmy04. dw

Kari Lynn,
Go ahead & put
the water right in the name
of David Wahl Life Estate

John Horan
5.24.04

PARCEL NO: RP37NO4W100125A
YEAR 2003 BILL# 18005 TAX 627.92

* T A X R E M I N D E R *

TOTAL 627.92

LATAH COUNTY TAX COLLECTOR
P.O. BOX 8068
MOSCOW ID 83843
PHONE: 208-883-2253
DATE PRINTED: 4/20/2004

MAY 24 2004

=====

TOTAL DUE: 627.92

VALID THROUGH: 6/20/2004

=====

HAVE YOU RECENTLY REFINANCED? IS YOUR MORTGAGE
CD RESPONSIBLE? YOU MAY WISH TO CHECK WITH THEM.

ZERZA WENDY WAHL
& WAHL LORI
& WAHL DAVID LIFE ESTATE
1450 WAHL ROAD
GENESEE

ID 83832-9767

NE 1/4, W 1/2 NW
10 37 4

S T R

PARCEL NO: RP37NO4W107270A

* T A X R E M I N D E R *

YEAR 2003 BILL# 18009 TAX 471.14

TOTAL 471.14

LATAH COUNTY TAX COLLECTOR
P.O. BOX 8068
MOSCOW ID 83843
PHONE: 208-883-2253
DATE PRINTED: 4/20/2004

MAY 24 2004

=====

TOTAL DUE: 471.14

VALID THROUGH: 6/20/2004

=====

HAVE YOU RECENTLY REFINANCED? IS YOUR MORTGAGE
CD RESPONSIBLE? YOU MAY WISH TO CHECK WITH THEM.

ZERZA WENDY WAHL 1/2 INT
& WAHL LORI
& WAHL DAVID LIFE ESTATE
1450 WAHL ROAD
GENESEE

ID 83832-9767

W 1/2 SW, 37.4 AC NESW, SESW,
W 1/2 SE, NESE, SESE
10 37 4

S T R

86- 10315
10316
10317
10318

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OCT 17 2003

CASE NO. Department of Water Resources

97 DEC 11 AM 11:25

CLERK OF DISTRICT COURT
LATAH COUNTY

Jack R. Porter
Attorney at Law
609 South Washington
Post Office Box 8174
Moscow, Idaho 83843
Telephone 208-882-6595

BY _____ DEPUTY

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OCT 14 2003
IDWR/North

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR LATAH COUNTY

In the matter of the estate of)	Case Number SP-96-00229
ELIZABETH WAHL,)	
deceased.)	ORDER CLOSING ESTATE
)	
)	

The personal representative having filed on December 10, 1997 a verified statement to close the estate pursuant to Idaho Code section 15-3-1003, IT IS HEREBY ORDERED that the above-entitled estate is closed and, if no proceedings involving the personal representative are pending in this court one (1) year after the closing statement was filed, the appointment of the personal representative shall terminate.

Dated December 11, 1997.

W.C. HAMLETT

W. C. Hamlett, Magistrate Judge

CLERK'S CERTIFICATE OF MAILING

I hereby certify that on this 11 day of December, 1997 a full, true and correct copy of the foregoing order was mailed to Jack R. Porter, Attorney at Law, PO Box 8174, Moscow ID 83843.

Sue Anderson

Deputy Clerk

ORDER CLOSING ESTATE

COPY

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Last Will and Testament

OF
ELIZABETH WAHL

KNOW ALL MEN BY THESE PRESENTS: That I, ELIZABETH WAHL, of Whitman County, Washington, being over the age of majority, of sound and disposing mind and memory and not acting under duress, menace, fraud or undue influence of any kind, do make, publish and declare this to be my Last Will and Testament, hereby revoking all former wills by me made, to wit:

FIRST

For purpose of identification I state that my husband is TOM WAHL, and we have one child, namely, DAVID WAHL.

SECOND

If my husband, TOM WAHL survives me, I will and bequeath to him all personal property of every kind and description that I own or in which I have any interest at the date of my death; and I also devise to him all real estate located in Whitman County, Washington, which I own or in which I have some interest at the date of my death.

THIRD

I will and devise all interest that I own at the date of my death in the following described real estate located in Latah County, State of Idaho, to wit:

West half of northwest quarter; northeast quarter;
and south half, all in Section 10, Township 37 N,
Range 4, W.B.M.

Northeast quarter of Section 15, Township 37 N,
Range 4, W.B.M.

to the child if there be only one child of my son who survives me, otherwise equally to the children of my son, who survive me.

The above devise is SUBJECT to a Life Estate in my husband, TOM WAHL, if he survives me, who shall have the use and possession of all said real estate and all of the rents and profits of said real estate during the remaining term of his natural life. Also, said devise is SUBJECT to a Life Estate in my son, DAVID WAHL, which if my husband survives me shall commence with the date of his death, and if my husband

Elizabeth Wahl

does not survive me then said Life Estate in my son shall commence with the date of my death, and beginning with the date that my son may enjoy said Life Estate he shall have the possession and use of said real estate and all the rents and profits of said real estate during the remainder of his life time.

Each of said life tenants shall pay the taxes on said real property that is payable during the respective life of said tenant, and the improvements shall be kept in good repair by each of said life tenants during his life time, provided, however, if an improvement is damaged or destroyed by fire or other casualty such damage or loss need not be restored, and when in the sole judgment of the life tenant any building is so old and/or obsolete that it should be razed or discarded the life tenant may destroy such building or buildings and my husband or son, as the case may be, shall not be required to replace said building or buildings.

Upon the death of my son his child or children who inherit said real estate shall then have the possession and use thereof.

FOURTH

I will and devise all other and remaining real estate located in the State of Idaho, in which I own some interest at the date of my death to my son, DAVID J. WAHL, if he survives me, otherwise to my husband if he survives, otherwise to the issue of my son, who survive me, by right of representation.

FIFTH

I will, devise and bequeath all of the rest, residue and remainder of the property of my estate as exists at the date of my death, to my husband if he survives me, otherwise to my son if he survives me, otherwise to his spouse, DOROTHY WAHL, if she survives me, and if my husband, my son, and his wife do not survive me, then said residuary property shall go to the child or children of my son, natural or adopted, who survive me, by right of representation.

SIXTH

Wherever in this Will the word "issue", "child" or "children" is used such word shall be construed to include natural and adopted child or children of my son.

SEVENTH

I nominate and appoint my husband, TOM WAHL, as the personal representative of my estate, to act without bond, and if my husband is

Elizabeth Wahl

deceased or if he cannot qualify or if he waives the appointment then I nominate and appoint my son, DAVID J. WAHL as the personal representative of my estate to act without bond.

IN WITNESS WHEREOF, I have signed this my Last Will and Testament on this 22^d day of November, 1974, at Pullman, Washington.

Elizabeth Wahl (SEAL)

THIS INSTRUMENT, consisting of three (3) typewritten pages, including this page, was signed, published and declared by the testatrix, to be her Last Will and Testament in our presence, and we, at her request, in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses in Pullman, Washington, this 22^d day of November, 1974. We believe said testatrix is now of sound mind and fully competent.

[Signature]
Residing at Pullman, Washington

[Signature]
Residing at Pullman, Washington

prior to
Elizabeth's

Death

1/2 Elizabeth
1/2 Lori + Wendy
subject to life
Estates in Elizabeth
followed by David

1/2 Elizabeth
1/2 Lori + Wendy
subject to life
Estates in Elizabeth
followed by David

Home site
David + Dorothy
CENTER
SECT 10

1/2 David + Dorothy
purchased by Centrail
1/2 Lori + Wendy
subject to life Estates
in Elizabeth followed
by David
Tom Wahl agreed
prior to marriage
only 65% community

David + Dorothy
purch. by Annuities

1/2 Elizabeth
1/2 Lori + Wendy
subject to life
Estates in
Elizabeth
followed by David

All in
T37N - R4WBM

David + Dorothy
purch. by Centrail

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CENTER
SECT 18

CENTER
SECT 15

CENTER
SECT 28

CENTER
SECT 27

