

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 17 2024

IDWR / NORTH

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
95-04317	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jeff and Linda Johnson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Harris Living Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 940 NE Sunset Ct. Clatskanie OR 97016
Mailing address City State Zip
- 503-308-2591 tharris@fultanos.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 07/12/2023
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Title, if applicable _____ Date 9-14-2024
Signature of new owner/claimant
- Print name _____
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant
- Print name _____

For IDWR Office Use Only:

Received by YMB Date 9/17/24 Receipt No. N044982 Receipt Amt. \$2500

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by YMB Date 10/8/24

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

2d CSRBA

Case No. 49576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 95-04317

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV - 8 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS: JEFFREY JOHNSON
LINDA JOHNSON
1406 E WOODCLIFF RD
SPOKANE, WA 99203

SOURCE: MILLER CREEK TRIBUTARY: TWIN LAKES

QUANTITY: 0.02 CPS
1.20 APY

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 06/01/1963

POINT OF DIVERSION: T52N R05W S01 LOT 1 (NONE) Within Kootenai County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	01-01 TO 12-31	0.02 CPS
			1.20 APY

Domestic use is for 1 home.

PLACE OF USE: Domestic Within Kootenai County
T52N R05W S01 LOT 1 (NONE)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

Certification of Trust for the Harris Living Trust dated October 7, 1999

Pursuant to ORS 130.860 - Certification of Trust, this Certification of Trust is signed by all the currently acting Trustees of the Harris Living Trust dated October 7, 1999, who declare as follows:

1. **Settlors:** The Settlers, also known as Grantors, Trustors, or Trustmakers, are Toby D. Harris and Kara D. Harris. The trust is revocable by the Settlers, acting jointly and not separately.
2. **Trustees:** The Trustees of the trust are Toby D. Harris and Kara D. Harris. The signature of one Trustee is sufficient to conduct business on behalf of the trust.
3. **Trustee Succession.** Successor Trustee provisions are as follows:

Successor Trustee During Incapacity of Either Settlor: If either Settlor is incapacitated, the other may serve as sole Trustee. If the non-incapacitated Settlor is unable to serve, then Travis Harris and then Bryan Harris shall serve as successor Trustee in the order named.

Successor Trustee After Death of Either Settlor:

When the first Settlor dies, the survivor may serve as sole Trustee. If the survivor is unable to serve then Travis Harris and then Bryan Harris in the order named shall serve as successor Trustee.

4. **Tax ID Number:** The tax identification number of the trust is the social security number of either Toby D. Harris (x1548) or Kara D. Harris (x4316).
5. **Mailing Address:** The mailing addresses of the currently acting Trustees are:
Toby D. Harris: 940 NE Sunset Court, Clatskanie, Oregon 97016
Kara D. Harris: 940 NE Sunset Court, Clatskanie, Oregon 97016
6. **Title:** Title to assets held in the trust shall be titled as:
Toby D. Harris and Kara D. Harris, Trustees under the Harris Living Trust dated October 7, 1999, and any amendments thereto.
7. **Trust Powers:** The trust powers include at least all those trust powers contained in the Oregon Uniform Trust Code set forth in ORS 130.650 through ORS 130.730. The powers of the Trustees include the power to acquire, sell, assign, convey, pledge, encumber, lease, borrow, manage and deal with real and personal property interests.
8. **Alternative Descriptions:** Any alternative description shall be effective to title assets in the name of the trust or to designate the trust as a beneficiary if the description includes the name of at least one initial or successor trustee, any reference indicating that property is being held in a fiduciary capacity, and the date of the trust.
9. **Revocability, Modification or Amendment:** Acting jointly, Settlers have the absolute right, at any time and from time to time, to amend, restate, or revoke any term or provision of the

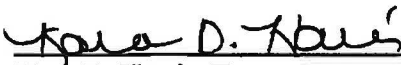
trust agreement in whole or in part. To be effective, any amendment, restatement, or revocation must be in a written instrument signed by both Settlers and delivered to the Trustee during the Settlers' lifetime.

10. Excerpts Upon Request: Excerpts from the trust agreement that establish the trust, designate the trustee and set forth the powers of the Trustee will be provided upon request.
11. Third Party Reliance: The terms of the trust agreement provide that a third party may rely upon this Certification of Trust as evidence of the existence of the trust and is specifically relieved of any obligation to inquire into the terms of the trust agreement or the authority of the Trustee, or to see to the application that the Trustee makes of funds or other property received by the Trustee.
12. Current Status: The trust is currently in existence and has not been revoked, modified or amended in any way that would cause the representations in this Certification of Trust to be incorrect.
13. State of Jurisdiction: The state or other jurisdiction under the laws of which this trust was formed is Oregon.

The above is certified as true and accurate this 31st day of March, 2022.



Toby D. Harris, Trustee



Kara D. Harris, Trustee

STATE OF OREGON)
COUNTY OF Columbia) ss.

This instrument was acknowledged before me on 03/31, 2022 by Toby D. Harris and Kara D. Harris.





Notary Public in and for the State of Oregon
My commission expires: 06/13/2025

JIM BRANNON 2 P 2693255000
KOOTENAI COUNTY RECORDER
MMS Date 05/20/2019 11:57 AM
REQ OF GORE AND GREWE PS
RECORDING FEE: \$15.00 DD


RETURN TO:
Gore & Grewe, P.S.
103 E. Indiana Avenue, Suite A
Spokane, WA 99207-2317

STATUTORY WARRANTY DEED

The Grantors, **JEFFREY L. JOHNSON AND LINDA D. JOHNSON**, husband and wife, whose address is 1406 E. Woodcliff Road Spokane, WA 99203, for and in consideration of transfer to trust, hereby grant, bargain, sell and convey unto **JEFFREY L. JOHNSON AND LINDA D. JOHNSON** as Trustees of the **JOHNSON FAMILY TRUST** dated the 14th day of May 2019, the Grantee, whose address is 1406 E. Woodcliff Road Spokane, the following-described real estate situated in the County of Kootenai, State of Idaho, to-wit:

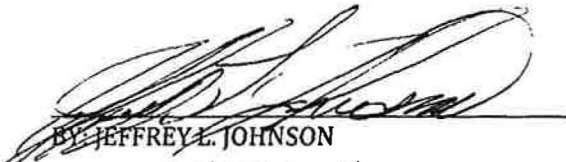
1. Lot 3 in Block 2 of Pioneer Park Addition according to the official plat thereof, filed in Book D of Plats at Page(s) 162, records of Kootenai County, Idaho. (Tax Parcel No. 062600020030)
2. Lot 4, Block 2, Pioneer Park Addition, according to the plat recorded in the office of the County Recorder in Book "D" of Plats, page 162, records of Kootenai County, Idaho. TOGETHER WITH an easement for the installation and maintenance of a sewage drainfield sufficient for health district approval to service each of the first above described lots, over, under and across the unplatted portion of Government Lot 1, Section 1, Township 52 North, Range 5 West, Boise Meridian. (Tax Parcel No. 062600020040)
3. Lot 5, Block 1, Second Addition to Lakeview Addition to Twin Lakes, Kootenai County, State of Idaho, according to the plat recorded in Book "D" of Plats, page 114. (Tax Parcel No. 047200010050)
4. Lots 5 and 6, Block 2, Pioneer Park Addition, according to the plat recorded in the office of the County Recorder in Book "D" of Plats, page 162, records of Kootenai County, State of Idaho. (Tax Parcel No. 06260002005A)

5. Lots 2 and 3, Block 1, Twin Terrace, according to the plat recorded in Book "D" of Plats, Page 143, according to the plat recorded in Book "D" of Plats, Page 143, Records of Kootenai County, Idaho, together with a parcel of land in Lot 7, Lake Park Acre Tracts, according to the plat recorded in Book C of Plats, Page 108, in Section 36, Township 53 North, Range 5 WBM, Kootenai County, Idaho, more particularly described as follows: commencing at the northwest corner of Lot 2, Block 1, Twin Terrace Addition to Twin Lakes; thence north on a line parallel with the west line of said Lot 2, Block 1, a distance of 135 feet to a point; thence east on a line parallel to the north line of Lots 2 and 3, Block 1, a distance of 100 feet to a point; thence on a line parallel to the east line of Lot 3, Block 1, a distance of 135 feet to a point; thence west to the point of beginning. (Tax Parcel No. 08300001002A)

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

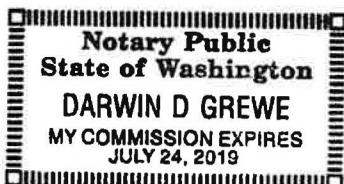
DATED this 14th day of MAY, 2019.


BY: JEFFREY L. JOHNSON
WASHINGTON
STATE OF ~~IDAHO~~)
:SS
County of SPOKANE)


BY: LINDA D. JOHNSON

I certify that I know or have satisfactory evidence that JEFFREY L. JOHNSON and LINDA D. JOHNSON are the individual who appeared before me on this 14th day of May 2019, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 14th day of MAY, 2019.




Notary Public in and for the State of WA
residing at SPOKANE
My Appointment Expires: July 24, 2019
(Notary seal must be legible for scanning and not conceal text.)



100 Wallace Avenue
Coeur d Alene, ID 83814

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 834970 JA/BG

WARRANTY DEED

For Value Received Jeffrey L. Johnson and Linda D. Johnson as Trustees of the Johnson Family Trust dated the 14th day of May 2019

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

Toby D. Harris and Kara D. Harris, Trustees under the Harris Living Trust dated October 7, 1999 hereinafter referred to as Grantee, whose current address is 940 NE Sunset Court Clatskanie, OR 97016
The following described premises, to-wit:

Parcel 1:

Lots 5 and 6, Block 2, Pioneer Park Addition, according to the plat thereof, filed in Book D of Plats at Page(s) 162, records of Kootenai County, Idaho.

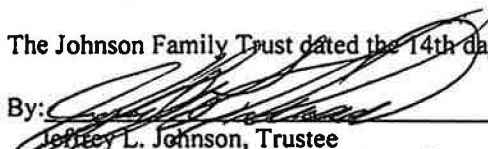
Parcel 2:

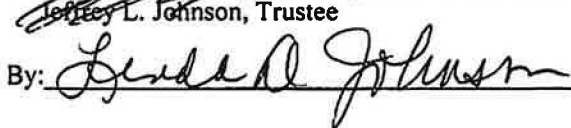
A 50% interest in Lot 5, Block 1, Second Addition to Lakeview Addition to Twin Lakes, according to the plat thereof, filed in Book D of Plats at page 114, records of Kootenai County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: July 12, 2023

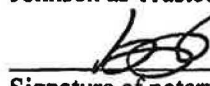
The Johnson Family Trust dated the 14th day of May 2019

By: 
Jeffrey L. Johnson, Trustee

By: 

Linda D. Johnson, Trustee
State of Idaho, County of Kootenai

This record was acknowledged before me on July 17, 2023 by Jeffrey L. Johnson and Linda D. Johnson as Trustees of the Johnson Family Trust dated the 14th day of May ~~2016~~ **2019 KD**


Signature of notary public
Commission Expires: ~~01/30/2026~~



Residing at: Athol, ID
Commission Expires:
10-13-23



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763

Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 08, 2024

HARRIS LIVING TRUST
940 NE SUNSET CT
CLATSKANIE OR 97016-2023

Re: Change in Ownership for Water Right No(s): 95-4317

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 762-2800.

Sincerely,

Micki Bowman
Administrative Assistant 1

Enclosure(s)