

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 24 2011

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
95-08253	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: MTD TRUST
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): WILLIAM C. JONES
Name of each new owner as listed on the conveyance document

JEANNE A. JONES
New owner continued ☒ and ☐ or ☐ and/or

4622 Beedie Road
Mailing address

D'IBERICK Ms. 39540
City State ZIP

(228) 396-9290 bicajones55@cabedone.net
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: Closing - Dec. 16, 2009

6. 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.

7. Signature: William C. Jones husband March 17, 2011
Signature of new owner/claimant Title, if applicable Date

Signature: Jeanne A. Jones wife March 17, 2011
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

321361

DEED

DANIEL J. ENGLISH 2P I 2245898000
KOOTENAI CO. RECORDER Page 1 of 2
BBB Date 12/18/2009 Time 15:59:40
REC-REQ OF FIRST AMERICAN TITLE COM
RECORDING FEE: 6.00
2245898000 DD 10

For Value Received, MARILYN F. LENDERINK, Trustee of the M.T.D. FAMILY TRUST dated April 20, 2004, as Grantor, does hereby grant, bargain, sell and convey unto WILLIAM C. JONES and JEANINE A. JONES, husband and wife, the Grantees, whose current address is 4623 W. Highway 53, Rathdrum, Idaho 83858, all of its interest in the following described premises situate in the County of Kootenai, State of Idaho, to-wit:

The East half of the East half of the Southwest quarter of the Southwest quarter of Section 28, Township 52 North, Range 4 West, Boise Meridian, Kootenai County, Idaho.

SUBJECT TO Easement granted to United States of America, recorded November 2, 1950, in Book 145 of Deeds, page 619, records of Kootenai County, Idaho.

SUBJECT TO Easement granted to Washington Water Power Company, recorded October 1, 1951, in Book 149 of Deeds, page 157, records of Kootenai County, Idaho.

SUBJECT TO Easement granted to Washington Water Power Company, recorded June 12, 1970, as Instrument No. 564705, records of Kootenai County, Idaho.

SUBJECT TO Easement granted to Record Owners, recorded March 27, 1972, as Instrument No. 598509, records of Kootenai County, Idaho.

SUBJECT TO Water Agreement recorded April 28, 1988, as Instrument No. 1115314, records of Kootenai County, Idaho.

SUBJECT TO Easement granted to Washington Water Power Company, recorded August 23, 1982, as Instrument No. 913870, records of Kootenai County, Idaho.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantees, their heirs and assigns forever.

And the said Grantor does hereby covenant to and with the said Grantees:

- 1) That the Trust referred to above is the present record owner of said premises;

- 2) That previous to the time of the execution of this deed, the Grantor has not conveyed the same estate, or any right, title or interest therein, to any person other than the Grantees; and
- 3) That the real property being conveyed is free from encumbrances done, made or suffered by the Grantor, or any person claiming under it, except taxes, levies and assessments for the year 2009 and thereafter.
- 4) That the Trustee has full power and authority to execute this present deed.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal this 16th day of December, 2009.

GRANTOR:

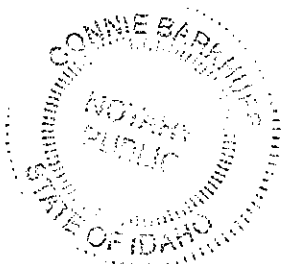
M.T.D. FAMILY TRUST

By Marilyn F. Lenderink, sole trustee
MARILYN F. LENDERINK, Trustee

STATE OF IDAHO)
 : ss
County of Nez Perce)

On this 16 day of December, 2009, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared MARILYN F. LENDERINK, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of M.T.D. FAMILY TRUST, and acknowledged to me that she executed the same as such Trustee.

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



Connie Barkhuff
Notary Public in and for the State of Idaho,
residing at Pomeroy, Wa.

My commission expires 8/27/2010

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08253

Priority: February 6, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:

0.05 CFS
3.7 AF

This is to certify, that MARVIN T DRADER
E 3525 HWY 53

RATHDRUM ID 83858 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 17, 1983; and has submitted Proof of Beneficial Use on March 21, 1988. An examination indicates that the works have a diversion capacity of .050 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	3.0 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.05 CFS	3.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 28, Township 52N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
52N	04W	28	SWSW	1		1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, for the applicable Idaho law.

DEC 15 1992