

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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FEB - 2 2017
IDWR/NORTHERN

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?
95-15416	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: ROBERT AND LORRAINE TIERNEY

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MICHAEL J MONTGOMERY MAUREEN R MONTGOMERY

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or

27330 N LEWELLEN CR RD ATHOL ID 83801
Mailing address City State ZIP
805 712 4403 3m RANCH G3 @ GMAIL.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: 4 4 2011

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: [Signature] TRUSTEE 1 30 2017
Signature of new owner/claimant Title, if applicable Date
Signature: [Signature] TRUSTEE 1 30 2017
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date [Signature] Receipt No. [Signature] Receipt Amt. [Signature]
Approved by [Signature] Processed by [Signature] Date 2-7-17

RECEIVED

FEB - 2 2015

IDWR/NORTHERN

Instrument Number
Escrow No.: N-36829-BG

WARRANTY DEED

FOR VALUE RECEIVED, Maureen Ferguson-Montgomery, Trustee of the Michael and Maureen Montgomery Trust Dated February 25, 2003 (restated 2009), Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **Michael J Montgomery and Maureen R. Montgomery**, husband and wife, as community property with right of survivorship, Grantee, whose address is: _____ the following

described premises, County of Kootenai, State of Idaho to-wit:

A parcel of land in Government Lot 4, Section 19, Township 53 North, Range 2 West, Boise Meridian, Kootenai County, State of Idaho, more particularly described as follows:

BEGINNING at a point that is South 89°57'27" East, 20.00 feet from the Southwest corner of Section 19;

thence continuing South 89°57'27" East along Bunco Road, 530.00 feet;

thence North 731.47 feet;

thence North 89°57'27" West, 530.00 feet to a point on the East right of way of Lewellen Road;

thence South along the East right of way of Lewellen Road, 731.47 feet to the Point of Beginning.

Less and except any portion lying within the road right of way.

Also except that portion conveyed to Lakes Highway District in Correction Deed recorded February 23, 2000 as Instrument No. 1624771.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

And that he/she/they will warrant and defend the same from all lawful claims whatsoever.

DATED. November 19, 2015
The Michael and Maureen Montgomery Trust
Dated February 25, 2003 (restated 2009)

MAUREEN FERGUSON MONTGOMERY
Maureen Ferguson-Montgomery, Trustee

STATE OF IDAHO)
) ss.
COUNTY OF KOOTENAI)

On this _____ day of November, 2015, before me, the undersigned, a notary public in and for said state, personally appeared, Maureen Ferguson-Montgomery, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, as Trustee(s) of the Trust for the benefit of, The Michael and Maureen Montgomery Trust Dated February 25, 2003 (restated 2009) Acknowledged to me that he/she/they executed the same as Trustee(s).

NOTARY PUBLIC
Residing at: _____
My Commission Expires: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 7, 2017

Michael and Maureen Montgomery
27330 N Lewiston Creek Rd
Athol ID 83801

Re: 95-15416 - Ownership Change

Dear Property Owner:

Please find returned Notice of Change in Water Right Ownership (enclosed) for more information.

In order to process this change, a copy of the signed and notarized warranty deed (to include legal description) is required. A copy of this may be obtained at the Kootenai County Records Office, 208 446-1480.

If you have any questions, please call our office.

Sincerely,

Carolyn Monitz
Technical Records Clerk
IDWR
Northern Region

Cm/encl