



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

June 5, 2018

JEFFERY & MELISSA FERGUSON
4728 S MILSAP LOOP
POST FALLS ID 83854

RE: Notice of Change in Water Right Ownership 95-13403

Dear Mr. & Mrs. Ferguson:

I am returning your Notice of Change in Water Right Ownership because we require a copy of the **signed and notarized Warranty Deed** along with Exhibit A showing the legal description of the property.

As for the Period of Use for the stockwater, it was entered on the Preliminary Recommendation by our office how the original claimant wanted it. If you would like to change the Period of Use, you can submit an Amended Claim form (Enclosed) and we can do it at the same time as the Change of Ownership.

If you have any questions, please feel free to call.

Sincerely,

Dawn R. Lenon
Technical Records Specialist I

Enclosure(s): Original Notice of Change in Water Right Ownership 95-13403

RECEIVED**MAY 31 2018**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**Notice of Change in Water Right Ownership****IDWR / NORTH**

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?
95-13403	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Robert Lyons & Margaret Lyons
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jeffery Ferguson & Melissa Ferguson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

4728 S. Millers Loop Post Falls ID 83854
Mailing address City State ZIP
208 - 691 - 2125 fergusonidaho@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: Settlement/Disbursement Date: 4/5/2013

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] 5/26/18
Signature of new owner/claimant Title, if applicable Date
Signature: [Signature] 5/26/18
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 _____

RECEIVED
MAY 31 2018
IDWR / NORTH

02/09/2018

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 95-13403
NAME AND ADDRESS: ROBERT LYONS
4728 MILLSAP LOOP
POST FALLS ID 83854

MARGARET LYONS
4728 MILLSAP LOOP
POST FALLS ID 83854

SOURCE: GROUND WATER
QUANTITY: 0.060 CFS

TRIBUTARY:

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

PRIORITY DATE: 12/18/1999

POINT OF DIVERSION:

T50N R06W S13 NWSE Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	05/01 09/30	0.020 CFS

Domestic use is for 1 home.

PLACE OF USE:

STOCKWATER in KOOTENAI County

T50N R06W S13 NWSE

DOMESTIC in KOOTENAI County

T50N R06W S13 NWSE

What is this?...
for animals? ... why not
1/1 - 12/31 ??
fergusonidaho@gmail.com

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Parcel No. 50N06W138250

I water my animals
(of course) year round.

Jeff Ferguson

FOR VALUE RECEIVED

AND APPROVED
Date Melissa Ferguson
4/2/13

Robert P. Lyons and Margaret A. Lyons, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Jeffery Ferguson and Melissa Ferguson, husband and wife

whose current address is

Property

the grantee(s), the following described premises, in Kootenai County, Idaho, TO WIT:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: April 2, 2013

Robert P. Lyons

Margaret A. Lyons

State of Idaho } ss
County of Kootenai }

On this _____ day of April, 2013, before me, J. Upton, a Notary Public in and for said state, personally appeared Robert P. Lyons and Margaret A. Lyons, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

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

J. Upton
Notary Public for the State of Idaho
Residing at: Post Falls, ID