

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

MAY 31 2018

JUN 18 2018

IDWR / NORTH

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 of new owner/claimant

Title, if applicable

Date

Signature:

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

WARRANTY DEED

ATEC Order No.:181577

FOR VALUE RECEIVED

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

4728 S. Millsap Ln
Post Falls, ID 83854

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 Grantor, 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

Robert P. Lyons

Margaret A. Lyons

Margaret A. Lyons

State of Idaho } ss
County of Kootenai }

On this 3rd 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

J. Upton
Notary Public for the State of Idaho
Residing at: Post Falls, ID
Commission Expires: 09/03/14



EXHIBIT "A"

181577

A parcel of land located in the East 1/2 of Section 13, Township 50 North, Range 6 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at a 1/2" iron pipe, marking the Southeast corner of said Section 13, from which a 3 1/4" aluminum cap marking the Northeast corner of said Section 13 bears North 00°24'09" East a distance of 5298.56 feet; thence

Along the South section line of said Section 13, North 89°47'22" West a distance of 1309.70 feet to a point being the East Sixteenth corner of said Section 13; thence

North 00°17'35" East a distance of 1320.83 feet to a 5/8" rebar marking the Southeast Sixteenth corner of said Section 13 and being the Southeast corner of Parcel 1 and the TRUE POINT OF BEGINNING for this description; thence

Along the South boundary of Parcel 1, North 89°51'47" West a distance of 156.35 feet to a 5/8" rebar on the East right of way of Milsap Road; thence

Along said right of way North 45°23'10" West a distance of 57.04 feet to a 5/8" rebar; thence

Along said right of way on a curve right with a radius of 175.00 feet, arc length of 100.21 feet, tangent of 51.52 feet, chord bearing of North 28°58'54" West, chord distance of 98.85 feet, and a delta angle of 32°48'31" to a 5/8" rebar; thence

Along said right of way North 12°34'38" West a distance of 81.48 feet to a rock marked with an "X"; thence

Along said right of way on a curve left with a radius of 725.00 feet, arc length of 149.53 feet, tangent of 75.65 feet, chord bearing of North 18°29'08" West, chord distance of 149.26 feet, and a delta angle of 11°49'00" to a 5/8" rebar; thence

Along said right of way North 24°23'38" West a distance of 79.48 feet to a 5/8" rebar; thence

Along said right of way on a curve right with a radius of 475.00 feet, arc length of 191.95 feet, tangent of 97.30 feet, chord bearing of North 12°49'01" West, chord distance of 190.65 feet, and a delta angle of 23°09'14" to a 5/8" rebar; thence

Leaving said right of way along the North boundary of said Parcel 1, North 63°04'18" East a distance of 434.16 feet to a 5/8" rebar; thence

Along the East boundary of said Parcel 1, South 00°17'35" West a distance of 798.83 feet to the POINT OF BEGINNING.

R.P.L. M. A. L.



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

July 3, 2018

JEFFERY FERGUSON
MELISSA FERGUSON
4728 S MILLSAP LOOP
POST FALLS ID 83854-6732

SUBJECT: Ownership Change on Notice of Claim Number(s) 95-13403

Dear Mr. & Mrs. Ferguson:

We have processed your change of ownership request on the Notice of Claim to a Water Right Number(s) listed above. Enclosed is a copy of the claim showing such change; for your records. Also, this information can be accessed on our website at www.idwr.idaho.gov.

Sincerely,

Dawn R. Lenon
Technical Records Specialist I

Enclosure(s) Notice of Claim 95-13403