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STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

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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 #6 of the instructions.

Table with 6 columns: Water Right/Claim No., Split?, Leased to Water Supply Bank?, Water Right/Claim No., Split?, Leased to Water Supply Bank?. Contains handwritten entries for claim numbers 94-29270 and 94-9038.

2. Previous Owner's Name: Michael David McCoy Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James J. Devlin, Patricia E Devlin New owner(s) as listed on the conveyance document Name connector [X] and [ ] or [ ] and/or Mailing address: 5575 Wapiti Ln. City: Kingston State: ID ZIP: 83839 Telephone: 208 682 4712 Email: pedevlin@pachell.net

- 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: 6/4/2020

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

- 7. This form must be signed and submitted with the following REQUIRED items: [X] 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): o \$25 per undivided water right. o \$100 per split water right. o 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: James J. Devlin Signature of new owner/claimant Title, if applicable Date: 6/8/20 Patricia E Devlin Signature of new owner/claimant Title, if applicable Date: 6/8/20

For IDWR Office Use Only: Received by: Jca Date: 6-11-2020 Receipt No.: N036165 Receipt Amt.: 25.00 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: NS Date: 6-29-2020

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
2 E. Mullan  
Kellogg, ID 83837

**Instrument # 503688**  
SHOSHONE COUNTY, IDAHO  
06-04-2020 10:05:19 AM No. of Pages: 3  
Recorded for: FIRST AMERICAN TITLE CO -KELLO  
TAMIE EBERHARD Fee: \$15.00  
Ex-Officio Recorder Deputy Mac Gibler  
Index to: WARRANTY DEED  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

**WARRANTY DEED**

File No.: **902500-WA (JS)**

Date: **May 27, 2020**

For Value Received, **Michael David McCoy and Julie Marie McCoy, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **James Devlin and Patricia Devlin, husband and wife**, hereinafter called the Grantee, whose current address is **5575 Wapiti Lane, Kingston, ID 83839**, the following described premises, situated in **Shoshone County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.



Date: 05/27/2020

Warranty Deed  
- continued

File No.: 902500-WA (JS)

## **EXHIBIT A**

**A tract of land situated in Lot 2, Section 25, Township 50 North, Range 2 East, B.M., Shoshone County, State of Idaho and more particularly described as follows:**

**Beginning at a point on the Southerly right-of-way of Forest Highway 9, a.k.a. Coeur d'Alene River Road, from which the Northwest corner of the Northeast quarter of said Section 25 bears North 51°21'54" West a distance of 1076.40 feet; thence**

**South 00°24'27" East a distance of 372.05 feet to a point; thence**

**North 78°00'54" West a distance of 856.04 feet to a point on the Westerly line of said Lot 2, Section 25, Township 50 North, Range 2 East, B.M.; thence**

**North 00°24'08" West along said Westerly line a distance of 137.05 feet to a point; thence**

**South 78°00'54" East a distance of 528.14 feet to a point; thence**

**North a distance of 414.31 feet to a point on said Forest Highway No. 9 right-of-way; thence**

**Along said right-of-way on a curve to the right with a radius of 2629.29 feet a distance of 88.87 feet (With a chord bearing of South 50°58'55" East 88.87 feet) to a point; thence**

**South 52°33'21" East along said right-of-way a distance of 314.91 feet to the true point-of-beginning.**



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763  
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 29, 2020

JAMES J DEVLIN  
PATRICIA E DEVLIN  
5575 WAPITI LN  
KINGSTON ID 83839-6000

Re: Change in Ownership for Water Right No(s): 94-9038

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) 762-2813.

Sincerely,

A handwritten signature in blue ink that reads "Natalie Steading".

Natalie Steading  
Tech Records Specialist 1

Enclosure(s)