

RECEIVED

JUL 27 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
98-7797	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Delores Baker Ruth
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Douglas A. + Claire E. Flory
New owner(s) as listed on the conveyance document
- Name connector ☒ and ☐ or ☐ and/or
- Mailing address 8057 Meadow Creek Rd City Bannockburn State ID ZIP 83805
- Telephone 208-267-2498 Email claireflory57@gmail.com

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. 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:
- ☒ 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.
- ☐ 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: Claire E Flory Title, if applicable: Owner Date: 7-27-2018
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by NS Date 7-27-18 Receipt No. N033025 Receipt Amt. \$25⁰⁰

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 3-22-19

Being Re-recorded to correct Legal Description

AFTER RECORDING MAIL TO:

Douglas A. Flory and Claire E. Flory
HCR 62 Box 420
Moyie Springs, ID 83845

STATE OF IDAHO } ss
County of Boundary }
Filed By: 1st American Title
on 9-7-05 at 1:55
Glenda Poston
County Recorder C. Peterson
By Deputy

Fee \$ 9.00 chg
Mail to first

222681
222554

WARRANTY DEED

File No.: 126028-BF (sf)

Date: August 30, 2005

For Value Received, **Delores A. Baker Ruth formerly known as Delores A. Baker, a married woman dealing with her sole and separate property, joined by her spouse, Duane C. Ruth,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Douglas A. Flory and Claire E. Flory, husband and wife,** hereinafter called the Grantee, whose current address is **HCR 62 Box 420, Moyie Springs, ID 83845,** the following described premises, situated in **Boundary 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.

Delores A. Baker Ruth
Delores A. Baker Ruth

Duane C. Ruth
Duane C. Ruth

STATE OF IDAHO } ss
County of Boundary }
Filed By: 1st American Title
on 9-13-05 at 4:30
Glenda Poston
County Recorder C. Peterson
By Deputy

Fee \$ 15.00 chg
Mail to first

STATE OF Idaho

)
SS.

222681

COUNTY OF Boundary

)

222554

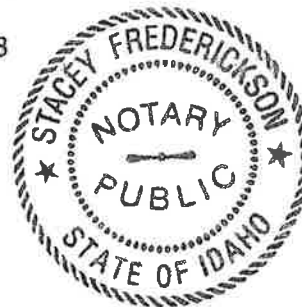
On this ^{17th of September} ~~Thirty-first day of August~~, 2005, before me, a Notary Public in and for said State, personally appeared **Delores A. Baker Ruth and Duane C. Ruth**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Stacey Frederickson

Notary Public for the State of Idaho

Residing at: Boundry County, ID

My Commission Expires: 08/08/08



222554

EXHIBIT A

222681

A tract of land Section 16, Township 63 North, Range 2 East, Boise Meridian, Boundary County, Idaho, part of Ernest T. Schieck Homestead; more particularly described as follows:

Commencing at the East Quarter corner between Section 15 and Section 16, Township 63 North, Range 2 East and North 0°16' East, 240.24 feet, corner #8 Schieck Homestead, which is POINT OF BEGINNING; thence South 56°11' West, 1,407.74 feet to intersection of property known as Tax 3; thence North 41°51' West, 599.2 feet to the Southeast right of way line of County road; thence North 32° East, 65.0 feet along said right of way; thence North 50°30' West, 190.0 feet along road right of way; thence North 58°53' East, 908.96 feet, corner #6 Schieck Homestead; thence North 69°09' East, 698.94 feet to Section line between Section 15 and Section 16, Township 63 North, Range 2 East, corner #7 Schieck Homestead; thence South 0°16' West, 656.70 feet along the Section line to POINT OF BEGINNING.

AND ALSO a parcel of land designated as "Small Tracts Act No. ID-237," situated in the Southeast Quarter of the Northeast Quarter of Section 16, Township 63 North, Range 2 East, Boise Meridian, Boundary County, Idaho, described as follows:

BEGINNING at Corner 1, which is a 2" iron pipe, with a 2½" brass cap, marked "USDA-FS 6 HES 518 1917," and the TRUE POINT OF BEGINNING; thence N69°06'00"E, 79.17 feet along the line between Corners 6 and 7 of HES 518 to Corner 2, which is a 5/8" rebar, with a yellow plastic cap, marked "PLS 882 1999"; thence Westerly, 122.0 feet, along a curve concave to the north, having a radius of 725 feet, to Corner 3, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR3 STA ID 237 PLS 4343 2000"; thence N84°37'15"W, 150.4 feet to Corner 4, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR4 STA ID 237 PLS 4343 2000"; thence S43°16'00"W, 222.0 feet, to Corner 5, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR5 STA ID 237 4343 2000"; thence S44°55'15"E, 58.1 feet to Corner 6, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR6 STA ID 237 PLS 4343 2000"; thence S59°44'30"W, 252.2 feet, to Corner 7, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR7 STA ID 237 PLS 4343 2000"; thence S18°15'00"E, 31.6 feet, to Corner 8, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR8 STA ID 237 PLS 4343 2000"; thence N58°53'55"E, 603.3 feet along the line between Corners 5 and 6 of HES 518 to Corner 1, hertofore described, and the TRUE POINT OF BEGINNING.

BAD

222681

Date: September 13, 2005

File No.: 126028-BF (sf)

EXHIBIT 'A'

LEGAL DESCRIPTION:

A tract of land Section 16, Township 63 North, Range 2 East, Boise Meridian, Boundary County, Idaho, part of Ernest T. Schieck Homestead; more particularly described as follows:

Commencing at the East Quarter corner between Section 15 and Section 16, Township 63 North, Range 2 East and North 0°16' East, 240.24 feet, corner #8 Schieck Homestead, which is POINT OF BEGINNING; thence South 56°11' West, 1,407.74 feet to intersection of property known as Tax 3; thence North 41°51' West, 599.2 feet to the Southeast right of way line of County road; thence North 32° East, 65.0 feet along said right of way; thence North 50°30' West, 190.0 feet along road right of way; thence North 58°53' East, 908.96 feet, corner #6 Schieck Homestead; thence North 69°09' East, 698.94 feet to Section line between Section 15 and Section 16, Township 63 North, Range 2 East, corner #7 Schieck Homestead; thence South 0°16' West, 656.70 feet along the Section line to POINT OF BEGINNING.

LESS A tract of land in Section 16, Township 63 North, Range 2 East, B.M., Boundary County, Idaho, and a part of Homestead Entry Survey Number 518 (H.E.S. 518), (also known as Ernest T. Schieck Homestead), and more particularly described as follows:

Commencing at the East Quarter Corner of said Section 16; thence North 00°16' East, 240.90 feet to Corner Number 8 of H.E.S. 518; thence South 56°11' West, 1142.74 feet to the TRUE POINT OF BEGINNING; thence continuing South 56°11' West, 265.00 feet to the intersection with the easterly line of that parcel described in Book 9 of Miscellaneous, Page 382, (also known as Tax 3), of Boundary County Records; thence North 41 degrees 51' West along said line 599.2 feet to the Southerly right of way of County Road #34 (known as Meadow Creek Road); thence Northeasterly along said right of way to the intersection with the North line of H.E.S. 518; thence Easterly along said North line to a point that is 395 feet from the intersection of the East line of said Tax 3 and the North line of H.E.S. 518; thence Southwest in a straight line to the TRUE POINT OF BEGINNING.

AND ALSO a parcel of land designated as "Small Tracts Act No. ID-237," situated in the Southeast Quarter of the Northeast Quarter of Section 16, Township 63 North, Range 2 East, Boise Meridian, Boundary County, Idaho, described as follows:

222681

BEGINNING at Corner 1, which is a 2" iron pipe, with a 2½" brass cap, marked "USDA-FS 6 HES 518 1917," and the TRUE POINT OF BEGINNING; thence N69°06'00"E, 79.17 feet along the line between Corners 6 and 7 of HES 518 to Corner 2, which is a 5/8" rebar, with a yellow plastic cap, marked "PLS 882 1999"; thence Westerly, 122.0 feet, along a curve concave to the north, having a radius of 725 feet, to Corner 3, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR3 STA ID 237 PLS 4343 2000"; thence N84°37'15"W, 150.4 feet to Corner 4, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR4 STA ID 237 PLS 4343 2000"; thence S43°16'00"W, 222.0 feet, to Corner 5, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR5 STA ID 237 4343 2000"; thence S44°55'15"E, 58.1 feet to Corner 6, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR6 STA ID 237 PLS 4343 2000"; thence S59°44'30"W, 252.2 feet, to Corner 7, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR7 STA ID 237 PLS 4343 2000"; thence S18°15'00"E, 31.6 feet, to Corner 8, which is a 3/4"x 24" rebar, with a standard Forest Service aluminum cap, marked "USDA-FS S16 COR8 STA ID 237 PLS 4343 2000"; thence N58°53'55"E, 603.3 feet along the line between Corners 5 and 6 of HES 518 to Corner 1, heretofore described, and the TRUE POINT OF BEGINNING.

same data

REVISIONS

ACTIVITY	ACTIVITY	ACTIVITY

THOMAS TUCKER	00-10-00
THOMAS TUCKER	00-10-00
THOMAS TUCKER	00-10-00

NOTES

12 sections are drilled from the surface of land
surveys (U.S. Department of the Interior, Bureau of
Land Management, 1984). The data are stored in the
Survey Data (SD) file in a digital format.

Features such as ditches, crevices, stumps, holes, roads, railway cuts, were digitized over the tracing paper. However, these show some benefits of accurate information is not available.

Individual agents are plotted from the best available description of record and connected to the physical features where required.

Records of the Navy Office

22

References

SCALE: 1 INCH = 400 FEET

Sec. 16, Twp. 63N., R. 2E., B.M.



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

Brad Little
Governor

Gary Spackman
Director

March 22, 2019

DOUGLAS A FLORY
CLAIRE E FLORY
8057 MEADOW CREEK RD
MOYIE SPRINGS ID 83845

Re: Change in Ownership for Water Right No(s): 98-7797

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,

Natalie Steading
Natalie Steading
Tech Records Specialist 1

Enclosure(s)