

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
FEB 24 2014
DEPARTMENT OF
WATER RESOURCES

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?
96-9196	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: MARY E. PANDREA AND KARI A. CLARK
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MARY E. PANDREA
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
4687 Upper Pack River Road
Mailing address
SANDPOINT ID 83864
City State ZIP
208-263-5494 1mountain4u@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: 9-17-2004 PRIORITY DATE 04-01-1957

6. 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.

7. Signature: Mary E. Pandrea Tree Farm Owner 2/21/2014
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 CS Date 2/24/14 Receipt No. C098370 Receipt Amt. \$25⁰⁰

Approved by _____ Processed by _____ Date _____

February 21, 2014

Mary E. Pandrea
4687 Upper Pack River Road
Sandpoint, ID 83864

RECEIVED

FEB 24 2014

DEPARTMENT OF
WATER RESOURCES

State of Idaho
Department of Water Resources
1301 North Orchard Street
PO Box 83720
Boise, ID 83720-0098

I acquired this water right on September 17, 2004. It had previously been my father's, and has a priority date of 04-01-1957 under the name Harry F. Clark and was under Number 96-2250.

In a recent Court Action, my property is now partitioned from Kari A. Clark. Since she lives in Oregon, she is no longer involved in my American Tree Farm under the Idaho Department of Lands.

I am continuing with my American Tree Farm and continue to plant seedlings; therefore, the need for irrigation continues.

If you have any questions, or if you need any further documentation, please let me know.

Thank you,


Mary E. Pandrea

208-263-5494

STATE OF IDAHO
County of Bonner } ss
FILED Jan 24 2014
AT 12:50 O'CLOCK P M
CLERK, DISTRICT COURT
Deputy

1 Richard K. Kuck, ISB No.3875
2 RICHARD K. KUCK, PLLC
3 P.O. Box 1320
4 408 Sherman Avenue, Suite 205
5 Coeur d'Alene, ID 83816-1320
6 Tel: 208-667-3600
7 Fax: 208-667-3379
8 Attorney for the Defendant

9 IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
10
11 STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNER

12 MARY E. PANDREA, a single woman,)

13 Plaintiff,)

CASE NO. CV-2011-835

14 vs.)

REVISED JUDGMENT AND DECREE
OF PARTITION

15 KARI A. CLARK, a single woman)
16 individual and as Trustee of the Kari A.)
17 Clark Trust u/a Dated June 21, 2010;)
18 Defendant.)

19 KARI A. CLARK, a single woman)
20 individual and as Trustee of the Kari A.)
21 Clark and Mary A. Pandrea Revocable)
22 Trust, u/a April 9, 2002 and Dated June 21,)
23 2010 and as Trustee of the Kari A. Clark)
24 Trust u/a Dated June 21, 2010,)

25 Counter-claimant,)

26 vs.)

27 MARY E. PANDREA, a single woman)
28 individually and as Trustee of the Kari A.)
Clark and Mary A. Pandrea Revocable)
Trust, u/a April 9, 2002)

Counter-defendant)

REVISED JUDGMENT AND DECREE OF PARTITION - 1

1 The Court having entered its Decision Re: Court Trial on August 16, 2012, and
2 having further clarified its August 16, 2012 Decision in its Decision on Defendant's
3 Objection to Proposed Judgment entered on January 15, 2013, and further having
4 considered and determined the post-trial motions and filings of the parties, and having
5 made its finding of fact and conclusions of law,
6

7 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:**

8 The following described twelve and 739/1000s (12.739) acres of real property and
9 any appurtenances thereon are hereby awarded to Plaintiff/Counterdefendant, Mary E.
10 Pandrea:
11

12 A tract of land situated in the Southeast Quarter (SE1/4) of Section
13 Eleven (11), Township Fifty-nine (59) North, Range Two (2) West of the
14 Boise Meridian, Bonner County, Idaho, being a portion of that parcel
described in Instrument No. 396781 and a portion of that parcel described
in Instrument No. 226223; more particularly described as follows:

15 Commencing at a point on the north line said SE1/4 which is N 89°58'35"
16 E, 192.12 feet from the northwest corner of the SE1/4; thence, leaving said
17 north line in a perpendicular direction S 00°01'25" E, 429.57 feet; thence,
18 parallel to the north line of the SE1/4, N 89°58'35" E, 541.07 feet to the
19 southwesterly corner of that parcel described in Instrument No. 389489 and
20 the TRUE POINT OF BEGINNING; thence, along the easterly line of that
21 parcel described in Instrument No. 396781 the following Four (4) courses:
22 S 59°40'43" E, 68.17 feet to a 5/8" rebar; thence S 59°39'23" E, 205.36 feet
23 to a 1" diameter pipe; thence S 21°14'18" E, 244.81 feet; thence S
24 21°21'34" E, 223.83 feet to the most northerly corner of that parcel
25 described in Instrument No. 525386, which is marked on the ground by a
26 5/8" rebar; thence, leaving said easterly line and along the northwesterly
27 line of that parcel described in Instrument No. 525386, and shown on
28 Amended Record of Survey, Instrument No. 851908, by PLS 5087, S
33°59'06" W, 256.10 feet to a 5/8" rebar and plastic cap stamped PLS 5087;
thence N 18°17'12" W, 68.13 feet to a 5/8" rebar and plastic cap stamped
PLS 5087; thence, along the centerline of Tavern Creek the following Four
(4) courses: S 49°40'51" W, 27.86 feet; thence S 32°16'50" W, 27.58 feet;
thence S 40°48'08" W, 36.23 feet; thence S 14°53'30" W, 11.52 feet;
thence, perpendicular to the thread of the Pack River S 07°37'27" W, 7.69
feet to the thread of the Pack River as it was found to exist July 9, 2013;
thence, along the thread of the river the following Five (5) courses: N

1 82°22'33" W, 64.83 feet; thence S 85°10'40" W, 82.63 feet; thence S
2 34°06'14" W, 35.49 feet; thence S 25°16'47" W, 68.29 feet; thence S
3 38°02'47" W, 58.15 feet; thence, leaving the thread of the river N 27°52'10"
4 W, 524.53 feet to a corner of those parcels described in Instrument No.'s
5 226223, 573372, and 396781, which is marked on the ground by a 5/8"
6 rebar; thence, along the line between those parcels described in Instrument
7 No.'s 573372 and 396781, S 61°57'19" W, 407.84 feet to the thread of the
8 Pack River as it was found to exist April 22, 2013; thence, along the thread
9 of the river the following Four (4) courses: N 11°40'08" W, 121.08 feet;
10 thence N 03°56'40" E, 107.50 feet; thence N 16°45'12" E, 97.39 feet; thence
11 N 13°48'51" E, 33.70 feet; thence, leaving the thread of the river N
12 63°18'32" E, 715.77 feet to the POINT OF BEGINNING, encompassing an
13 area of 12.739 acres.

14 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that:

15 The following described ten and 423/1000s (10.423) acres of real property and any
16 appurtenances thereon are hereby awarded to Defendant/Counterclaimant, Kari A. Clark:

17 A tract of land situated in the Southeast Quarter (SE1/4) of Section Eleven
18 (11), Township Fifty-nine (59) North, Range Two (2) West of the Boise
19 Meridian, Bonner County, Idaho; being a portion of that parcel described in
20 Instrument No. 396781; more particularly described as follows:

21 Beginning at the northwest corner of said SE1/4, which is marked on the
22 ground by a 2" brass cap stamped PE 3318; thence, along the north line of
23 the SE1/4, N 89°58'35" E, 1003.87 feet to the centerline of a creek; thence,
24 leaving said north line and along said centerline the following Three (3)
25 courses: S 53°38'47" W, 103.74 feet; thence S 29°42'32" W, 93.41 feet;
26 thence S 46°31'11" W, 41.15 feet; thence, leaving said centerline S
27 00°00'13" E, 18.02 feet to a 5/8" rebar; thence, continuing S 00°00'13" E,
28 116.74 feet to a 5/8" rebar, which marks on the ground the northeast corner
of that parcel described in Instrument No. 389489; thence, along the
boundary of that parcel described in Instrument No. 389489 the following
Two (2) courses: N 81°41'17" W, 122.60 feet to the northwest corner
thereof; thence S 04°14'29" E, 142.10 feet to the southwesterly corner of
that parcel described in Instrument No. 389489; thence S 63°18'32" W,
715.77 feet to the thread of Pack River as it was found to exist April 22,
2013; thence, along the thread of the river the following Five (5) courses:
N 13°48'51" E, 103.04 feet; thence N 03°30'35" W, 56.87 feet; thence N
08°08'32" W, 123.52 feet; thence N 21°08'12" W, 73.68 feet; thence N
41°11'16" W, 115.48 feet to the intersection with the west line of the SE1/4
of Section 11; thence, leaving said thread of the river and along said west
line N 00°55'33" E, 85.02 feet to a 5/8" rebar and plastic cap stamped PLS
7877; thence, continuing along said west line N 00°55'33" E, 231.08 feet to

1 the POINT OF BEGINNING, encompassing an area of 10.423 acres.

2 Together with and subject to an easement appurtenant to the land for
3 ingress and egress through and over the parcel awarded to Plaintiff Mary E.
4 Pandrea as the servient parcel and estate, legally described above, which
easement is described as follows:

5 An easement for ingress and egress in the Southeast Quarter (SE1/4) of
6 Section Eleven (11), Township Fifty-nine (59) North, Range Two (2) West
7 of the Boise Meridian, Bonner County, Idaho, being the width of the
8 existing road, Ten (10) feet wide in most areas, and Eighteen (18) feet wide
at Tavern Creek, the centerline of which being more particularly described
as follows:

9 Commencing at a point on the north line of said SE1/4 which is N
10 89°58'35" E, 192.12 feet from the northwest corner of the SE1/4; thence,
11 leaving said north line in a perpendicular direction S 00°01'25" E, 1206.24
12 feet; thence, parallel to the north line of the SE1/4, N 89°58'35" E, 735.50
feet to the POINT OF BEGINNING; thence, along the centerline of the
13 existing road the following Eighteen (18) courses: N 53°36'45" W, 14.68
feet; thence N 51°45'14" W, 127.78 feet; thence N 11°36'34" W, 60.72 feet;
14 thence N 27°17'41" W, 46.23 feet; thence N 41°06'08" W, 65.01 feet;
thence N 37°00'58" W, 123.36 feet; thence N 48°25'01" W, 39.22 feet;
15 thence N 68°04'12" W, 33.29 feet; thence S 88°47'17" W, 50.82 feet; thence
S 72°13'13" W, 61.82 feet; thence S 89°01'10" W, 39.41 feet; thence N
16 80°35'06" W, 91.70 feet; thence S 45°20'45" W, 62.42 feet; thence S
75°06'38" W, 20.35 feet; thence N 67°44'51" W, 41.20 feet; thence N
17 45°19'28" W, 56.10 feet; thence N 21°58'55" W, 65.10 feet; thence N
18 05°39'16" W, 69.95 feet to the terminus of this easement.

19 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND**

20 **DECREED** that the Decree of Partition set forth herein shall be effectual forever, and
21 judgment is binding and conclusive:

- 22
- 23 1. On all persons named as parties to the action, and their legal
24 representatives, who have at the time any interest in the property divided, or
25 any part thereof, as owners in fee or as tenants for life or for years, or as
26 entitled to the reversion, remainder or the inheritance of such property, or
27 of any part thereof, after the determination of a particular estate therein, and
who by any contingency may be entitled to a beneficial interest in the
property, or who have an interest in any undivided share thereof, as tenants
for years or for life.
 - 28 2. On all persons interested in the property, who may be unknown, to whom

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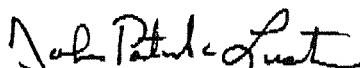
notice has been given of the action for partition by publication; and

3. On all other persons claiming from such parties or persons or either of them.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that the two parcels of real property created and awarded by this Judgment shall be separate legally identifiable parcels of real property, as set forth herein, and delineated in the record of survey prepared by J.R.S. SURVEYING, INC., Revision No. 5, dated January 16, 2014, and attached as "Exhibit A" to this Judgment and Decree of Partition, and to be recorded in the records of Bonner County, Idaho.

IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED that each party shall execute and deliver to the other any document reasonably requested by the other to effectuate the partition of property ordered in this Judgment and Decree of Partition.

DATED this 24th day of January 2014.



The Honorable John Patrick Luster
District Judge

AMERICAN FOREST FOUNDATION
PIONEER (PFT)/CERTIFIED TREE FARM (CTF)
CERTIFICATION RECORD*

AFF FORM 004 Rev. 6/99
PRINT ALL INFORMATION EXCEPT SIGNATURES

☐ PIONEER ☒ CERTIFIED
☒ Initial Certification
☐ Recertification
☐ Grad. PTF to CTF
☐ Decertification

REASON FOR DECERTIFICATION

☐ Deceased
☐ Sold
☐ Substandard
☐ No Interest
☐ Missing Owners

IDAHO TREE FARM COMMITTEE

3731 N. Ramsey Rd. Suite 110
Coeur d'Alene, Idaho 83815
(208) 667-4641

STATE Idaho TREE FARM NUMBER 2962

TREE FARMER INFORMATION

OWNER PANDREA (PANDREA) W. H. E.
Last Name Company Name First Name Middle Initial

ADDRESS PO Box 5

CITY Colburn ST Id ZIP 83805

PHONE 208-262-6200 E-MAIL

TREE FARM INFORMATION

TREE FARM ACREAGE NOW 25 (Must be in whole numbers)

OWNERSHIP: (1) ☒ Non-Industrial Private (2) ☐ Industrial Private
(3) ☐ Public Lands (4) ☐ Other

PRINCIPAL COUNTY BONNER (One only. Do not abbreviate.)

LOCATION OF TREE FARM Sec 11 Twp. 54N Rge. 21W

RP 54N02W117B1A 54N02W1182S2A

DOES LANDOWNER LIVE ON TREE FARM? ☒ Yes ☐ No

TREE FARMER'S SIGNATURE W. H. E. Pandrea

CERTIFYING FORESTER INFORMATION

FORESTER NAME Love W. H. E.
Last Name First Name

PHONE 208-262-5104 E-MAIL blow@ill.state.id

EMPLOYER (Check One)

☐ Industry

Company Name (Only if employed by industry.)

☒ State ☐ Consultant ☐ Federal ☐ Retired ☐ Other

Type & Date of Inspection: ☒ Ground ☐ Phone Mo. 7 Year 02

FORESTER'S SIGNATURE William E. Love, Certified Forester

*PROTECT RIPARIAN ZONE ADJACENT
TO PACK RIVER BULL TROUT HABITAT

TREE FARM STANDARDS MET - (LAST FIVE YEARS) (See Reverse of Form for Performance Measures.)

Tree Farmer is in compliance with Performance Measures on:

	Yes	No	NA
WRITTEN MANAGEMENT PLAN (If none, Pioneer status only.)	☒	☐	☐
WATER QUALITY /BMPs/FORESTRY PRACTICES ACTS	☒	☐	☐
PRUDENT USE OF CHEMICALS	☒	☐	☐
SLASH DISPOSAL & UTILIZATION	☒	☐	☐
PROTECTION OF SPECIAL SITES	☒	☐	☐

	Yes	No	NA
REFORESTATION	☒	☐	☐
BIODIVERSITY	☒	☐	☐
FORESTRY CONTRACTOR USE	☐	☐	☒
FOREST AESTHETICS	☒	☐	☐
WILDLIFE HABITAT	☒	☐	☐

IF RECERTIFICATION, IS TREE FARM SIGN CORRECTLY DISPLAYED?

☐ YES ☐ NO ☐ NA

IS NEW SIGN NEEDED? ☐ YES ☐ NO

OPTIONAL: SPECIAL SITES ON THE PROPERTY?

☐ Archeological

☐ Geological

☒ Ecological

☐ Provide Community Enrichment

TREE FARM ACTIVITY LAST FIVE YEARS

HARVEST: Type Last Harvest about 20 years Approx. Acres 25 Products Sawlog

TSI: Type Presidential Thinning Approx. Acres 25 Products

REFORESTATION: Acres Planted Acres Naturally Regenerated Acres Seeded N/A

PROTECTION: Practices & Acres/Unit Access Protection to reduce soil erosion

WILDLIFE/RECREATION: Practices & Acres/Type

IF LITTLE OR NO PERFORMANCE IS REPORTED, EXPLAIN WHY PROPERTY SHOULD BE CERTIFIED OR RE-CERTIFIED NOW.

The property has long standing family ownership which has been well managed over several decades.

FOREST MANAGEMENT PLAN RECOMMENDATIONS FOR NEXT FIVE YEARS (Attach additional sheets if necessary.)

HARVEST: ☐ YES ☐ NO Types of Cuttings & Approx. Acres, Products

TSI: ☒ YES ☐ NO Practices & Approx. Acres Presidential Thinning of young growth timber

REFORESTATION: ☒ YES ☐ NO Type & Approx. Acres Continue to reforest old field

PROTECTION: ☐ YES ☐ NO Practices

WILDLIFE: ☒ YES ☐ NO Practices Protect riparian zone adjacent to Pack River - Bull Trout habitat

ACCESS: ☒ YES ☐ NO Build/Maintain/Improve Maintain access - cultural and riparian features as needed

CERTIFYING FORESTER'S REMARKS (Occupation, quotes, news story ideas, organizations, multiple uses - use additional sheet if needed.)

APPROVED (Date) 10/16/03 (Signature) Kathleen

CONTINUE TO REFOREST

KARI CLARK

PROPERTY DESCRIPTION - CLARK 10.429 ACRES

[illegible]

PROPERTY DESCRIPTION - PANDREA 12.739 ACRES

A tract of land situated in the Southeast Quarter (SE 1/4) of Section Eleven (11), Township Fifty-nine (59) North, Range Two (2) West of the Boise Meridian, Bonne County, Idaho, being a portion of that parcel described in Instrument No. 226,273, and a portion of that parcel described in Instrument No. 226,273; more particularly described as follows:

[illegible]

EASEMENT DESCRIPTION TO CLARK

An easement for ingress and egress in the Southeast Quarter [SE 1/4] of Section Eleven [11], Township 15th-north (59) North, Range Two (2) West of the Boise Meridian, Bonner County, Idaho, being the width of the existing road, T 10 N 10 E 12th wide in most areas and Eighteen (18) feet wide at Tavern Creek; the centerline of which being more particularly described as follows:

[illegible]

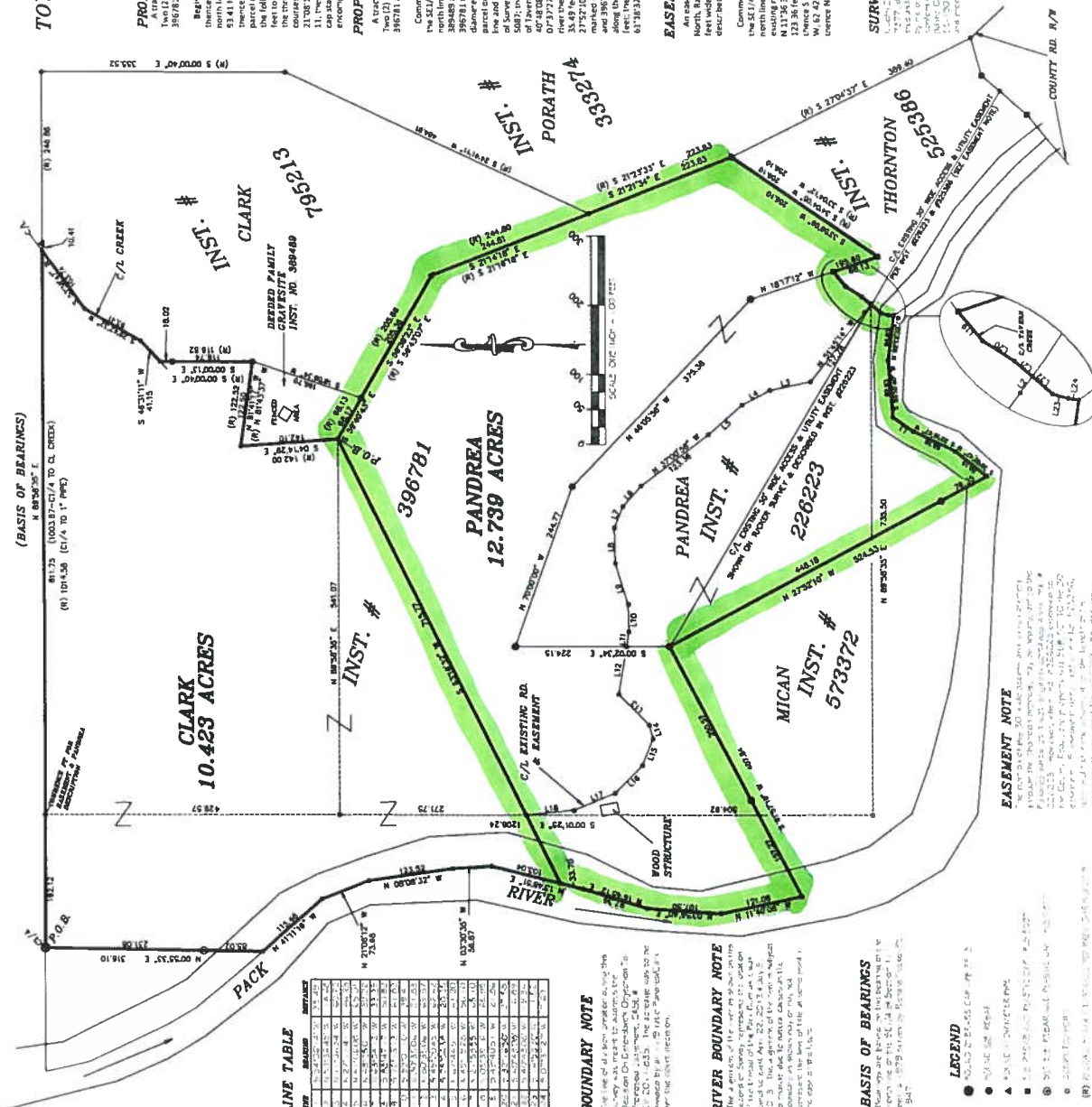
COUNTY RECORDER

SURVEYOR'S CERTIFICATION

SURVEYOR'S CERTIFICATION

[illegible]

COVER, FURNISH	J.R.S. SURVEYING, INC.	GENERAL REGISTER
	PO BOX 3090-6476 MAIN	
	BONHAYS FERRY, ID. 83806	
	(208) 287-7555	
	RECORD OF SURVEY	
	PLAT, ALAN CLARK	RETURNED MAIL \$
	REV 01, 72M	00-00-00M
	ADP 5 SEC. 5, T4M6, R2, S4	RECORD 1 OF 1
	ADP 5 SEC. 5, T4M6, R2, S4	ADP 5 SEC. 5, T4M6, R2, S4



ASSIGNMENT NOTE

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific information required.

BOUNDARY NOTE

the United States under a new
policy was meant to assist the
Decision On Emergency Operation of
Foreign Assets. 241
CV 20-1-23 The attempt was to be
made by the United States.

RIVER BOUNDARY NOTE

[illegible]

BASIS OF PRINCIPLES

317

APPENDIX

1. $\text{H}_2\text{O} + \text{H}_2\text{O} \rightleftharpoons \text{H}_3\text{O}^+ + \text{OH}^-$
 2. $\text{H}_2\text{O} + \text{H}_2\text{O} \rightleftharpoons \text{H}_3\text{O}^+ + \text{OH}^-$
 3. $\text{H}_2\text{O} + \text{H}_2\text{O} \rightleftharpoons \text{H}_3\text{O}^+ + \text{OH}^-$
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 10. $\text{H}_2\text{O} + \text{H}_2\text{O} \rightleftharpoons \text{H}_3\text{O}^+ + \text{OH}^-$

Mary Pandrea 12.739 acres - Includes Certified American Tree Farm - through the Idaho Dept. of Lands