

RECEIVED

DEC 08 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIDWR / 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
95-11562	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: WESTLY L. POQUE

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): ANNETTE M. DESJARDINS AND LEROY E. MACKLIN

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or6006 W. 15TH AVE

Mailing address

POST FALLS

City

ID

State

83854

Zip

(208) 819-6201

Telephone

WOODNROX@GMAIL.COM

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: 08/27/2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

ANNETTE M. DESJARDINS

Print name

- Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

LEROY E. MACKLIN

Print name

For IDWR Office Use Only:

Received by NSDate 12/8/22Receipt No. N04 2000Receipt Amt. \$25Active 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 NSDate 4/21/23

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 95-11562

PRIORITY: November 23, 2009

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that:

WESLEY L POGUE PO BOX 1061 POST FALLS ID 83877

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 23, 2009, and has submitted Proof of Beneficial Use on June 14, 2010. An examination confirms water is diverted from:

SOURCE: SPRING

TRIBUTARY: RIGHT FORK HAUSER CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30, Twp 52N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	05W	30														X			

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
3. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 21st day of March, 2016.

Morgan Case
MORGAN CASE
Northern Regional Manager

State of Idaho
Department of Water Resources
Attachment to Water Right License
95-11562

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
- Taxlots

0 0.035 0.07 0.14 Miles





READ AND APPROVED

Date _____

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:572963

FOR VALUE RECEIVED

The heirs and devisees of Wesley Lewis Pogue, deceased, who acquired title as Wesley L. Pogue, their interest being subject to the administration of the estate of said decedent in Kootenai County, Probate Case No. CV28-21-3119, wherein Jessica Bell is appointed Personal Representative of said Estate.

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

Annette M. Desjardins and Leroy E. Macklin, wife and husband as community property with right of survivorship

whose current address is

606 W 15th Ave
Post Falls, ID 83854

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

The South Half of the South Half of the North Half of the Southeast Quarter, lying West of Right Fork Road, Section 30, Township 52 North, Range 5 West, Boise Meridian, Kootenai County, Idaho.

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: August 24, 2021

The Estate of Wesley Lewis Pogue who acquired title as Wesley L. Pogue

Jessica Bell, Personal Representative

State of ID} ss.
County of Kootenai}

On this 27th day of August, 2021, before me, Denise Warren, a Notary Public in and for said state, personally appeared Jessica Bell known or identified to me to be the person whose name is subscribed to the foregoing instrument as Personal Representative of the estate of Wesley Lewis Pogue who acquired title as Wesley L. Pogue,

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

Denise Warren
Notary Public for the State of ID
Residing at: Coeur d'Alene, ID
Commission Expires: 3/9/2026

Personal Representative's Deed

572963

**THIS Personal Representative's Deed, is made and entered into August 27, 2021,
by Jessica Bell, Personal Representative of the Estate of Wesley Lewis Pogue, who acquired
title as Wesley L. Pogue, deceased pursuant to Amended Letters of Testamentary filed
under Kootenai County Case No. CV28-21-3119, and recorded July 1, 2021.**

Grantor, to:

**Annette M. Desjardins and Leroy E. Macklin, wife and husband as community
property with right of survivorship,**

Grantee, whose address is: 606 W 15th Ave Post Falls, ID 83854

**WHEREAS, Grantor is the qualified Personal Representative of the Estate of Wesley Lewis
Pogue, who acquired title as Wesley L. Pogue, deceased, filed as Case No. CV28-21-3119 in
the First Judicial District, State of ID, County of Kootenai.**

**NOW THEREFORE, for valuable consideration received, Grantor does hereby grant, bargain,
sell and convey unto Grantee the following described real property located in the State of ID,
County of Kootenai:**

**The South Half of the South Half of the North Half of the Southeast Quarter, lying West of Right
Fork Road, Section 30, Township 52 North, Range 5 West, Boise Meridian, Kootenai County,
Idaho.**

TO HAVE AND TO HOLD, all and singular, the Premises, together with all improvements thereon and appurtenances thereto, unto the said Grantee and Grantee's successors and assigns forever, subject to real property taxes and assessments for the current year and to all encumbrances of record or appearing on the land.

IN WITNESS WHEREOF, Grantor has hereunto caused this Deed to be executed as of the Effective Date.

Dated: August 27, 2021

The Estate of Wesley Lewis Pogue

J. Bell Personal Representative
By: Jessica Bell, Personal Representative

State of ID

County of Kootenai

On this 27 day of August, 2021, before me, the undersigned, A Notary Public in and for said State, personally appeared Jessica Bell, known or identified to me to be the person whose name is subscribed to the foregoing instrument as Personal Representative of Wesley Lewis Pogue and executed the same as Personal Representative.

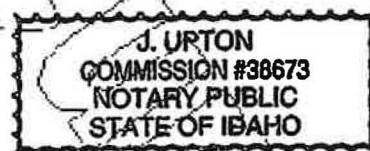
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

J. Urton
Notary Public for the State of: ID

Residing at: _____

Commission Expires: _____

Commission Expires: 09/14/2026
Residing at: Post Falls, ID





IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

April 21, 2023

ANNETTE M DESJARDINS
LEROY E MACKLIN
606 W 15TH AVE
POST FALLS ID 83854-7217

Re: Change in Ownership for Water Right No(s): 95-11562

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
Tech Records Specialist 1

Enclosure(s)