



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 Mathew Weaver

January 8, 2024

BRAD & ASHLEY MORRIS
305 CHEWELAH LOOP
SANDPOINT ID 83864

RE: Rejection of Change in Water Right Ownership of Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Claim No. 96-8624

Dear Mr. & Mrs. Morris,

The Department of Water Resources has received your Notice of Change in Water Right Ownership for the Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA). We could not update our records accordingly due to the following reason(s).

The reason we are rejecting this ownership change is because CFPRBA Water Right Claim No(s). 96-8624 is not appurtenant to tax lot parcel number RP59N02W031425A, also known as 3-59N-2W S 324.83 OF N2SWNE W OF CO RD, the parcel in which you own.

If you feel this rejection is an error, please call and speak to an Adjudication agent. They can be reached by phone during business hours at 208-762-2800.

Sincerely,

Dawn R. Lenon
Technical Records Specialist 1
Northern Region

Enclosure(s): Original Change in Water Right Ownership form. Claim number 96-8624

RECEIVED

JAN 02 2024

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
96-8624	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: Richard and Laura Beal
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brad and Ashley Morris
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 305 Chewelah Loop Sandpoint ID 83864
Mailing address City State Zip
208-255-8400 and 208-420-7006 acgerstenberger@gmail.com and bradmorris318@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: 8.2.2023 (closing)
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):
 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: [Signature] N/A 12/01/2023
 Signature of new owner/claimant Title, if applicable Date
Brad Morris
 Print name
- Signature: [Signature] N/A 12/01/2023
 Signature of new owner/claimant Title, if applicable Date
Ashley Morris
 Print name

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____ Date _____

Water Right Report : 96-8624(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	BEAL, LAURA	17621 SE 214TH	RENTON	WA	98058
Current Owner	BEAL, RICHARD	17621 SE 214TH	RENTON	WA	98058
Original Owner	MARTIN COUNTRY INC	6684 UPPER PACK RIVER RD	SANDPOINT	ID	83864

Water Right Status

Priority Date : 10/23/1990
Basis : License
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
HELLROARING CREEK		PACK RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
HELLROARING CREEK	59N	02W	3	0		SW	NW	BONNER	
HELLROARING CREEK	59N	02W	3	0		SE	NW	BONNER	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	0.12 CFS	18.00 AFA
POWER	1/01	12/31	2.00 CFS	1445.40 AFA
DOMESTIC	1/01	12/31	0.04 CFS	1.20 AFA
RECREATION STORAGE	1/01	12/31		0.90 AFA
FIRE PROTECTION	1/01	12/31	2.02 CFS	
DIVERSION TO STORAGE	1/01	12/31	0.12 CFS	
TOTAL			2.02 CFS	1459.90 CFS

Places of Use

Place of Use Legal Description : IRRIGATION (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE	6	

Place of Use Legal Description : DOMESTIC (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE		
59N	02W	3		SE	NW		

Place of Use Legal Description : RECREATION STORAGE (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE		

Place of Use Legal Description : FIRE PROTECTION (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE		
59N	02W	3		SE	NW		

Place of Use Legal Description : POWER (BONNER county)

Township Range Section Lot QQQ QQ Q Acres

59N 02W 3 SE NW

Irrigation Totals

Total Acres Acre Limit

6.00

Conditions

Code Conditions

- 025 This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
- R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
- R62 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

Diversion of water under this right shall not reduce or impede the free flow of Pack River which is necessary for fish spawning and aquatic habitat. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after November 1, 2005. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation. Recreation storage is for a private fishing pond.

Dates

Licensed Date : 7/24/1998
Decreed Date :
Permit Proof Due Date : 11/1/1995
Permit Proof Made Date : 10/26/1995
Permit Approved Date : 3/7/1991
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date: 10/23/1990
Protest Deadline Date:

Other Information

State or Federal :
Water District Number : NWD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/1/2023

Adjudication Claim Right Report: 96-8624(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	BEAL, LAURA	17621 SE 214TH	RENTON	WA	98058
Current Owner	BEAL, RICHARD	17621 SE 214TH	RENTON	WA	98058

Claim Status

Priority Date : 10/23/1990
 Basis : License
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
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FIRE PROTECTION	1/01	12/31	2.02 CFS	
DIVERSION TO STORAGE	1/01	12/31	0.12 CFS	
TOTAL			2.02 CFS	1459.90 CFS

Water Use Notes

Water Use	Num Homes	Num Stock	Kw	Head	Hydro Review Date	Total Acres	Acre Limit	Irrigation Inc	Non Cons Use	Suppl Use
IRRIGATION						6.00		False	False	False
POWER			10.00					False	False	False
DOMESTIC	2							False	False	False
RECREATION STORAGE								False	False	False
FIRE PROTECTION								False	False	False
DIVERSION TO STORAGE								False	False	False

Places of Use

Place of Use Legal Description : IRRIGATION (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE	6	

Place of Use Legal Description : DOMESTIC (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3		SW	NE		

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3			SE	NW	

Place of Use Legal Description : RECREATION STORAGE (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3			SW	NE	

Place of Use Legal Description : FIRE PROTECTION (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3			SW	NE	
59N	02W	3			SE	NW	

Place of Use Legal Description : POWER (BONNER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
59N	02W	3			SE	NW	

Conditions

Code Conditions

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- Diversion of water under this right shall not reduce or impede the free flow of Pack River which is necessary for fish spawning and aquatic habitat. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after November 1, 2005. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation. Recreation storage is for a private fishing pond.
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- 025 This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

Dates

Licensed Date : 7/24/1998
 Claim Received Date : 6/13/2022
 Decreed Date :
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargement Use Priority Date :
 Enlargement Statute Priority Date :
 Water Supply Bank Enrollment Date Accepted :
 Water Supply Bank Enrollment Date Removed :
 Application Received Date:
 Protest Deadline Date:

Other Information

State or Federal :
 Water District Number : NWD
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :
 Cary Act Number :
 Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

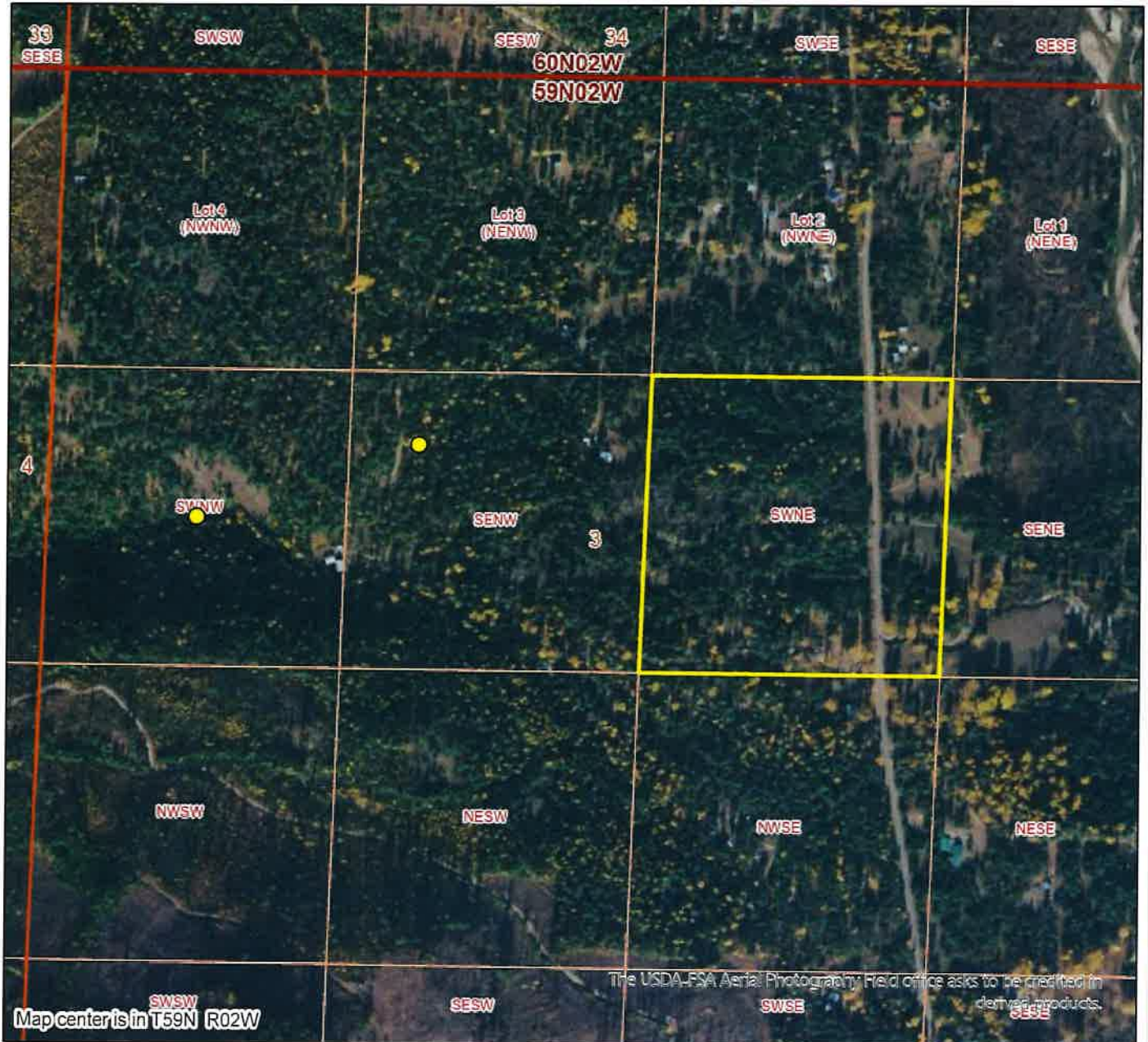
12/1/2023

State of Idaho
Department of Water Resources
Water Right

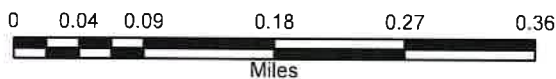
96-8624

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 12/1/2023



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

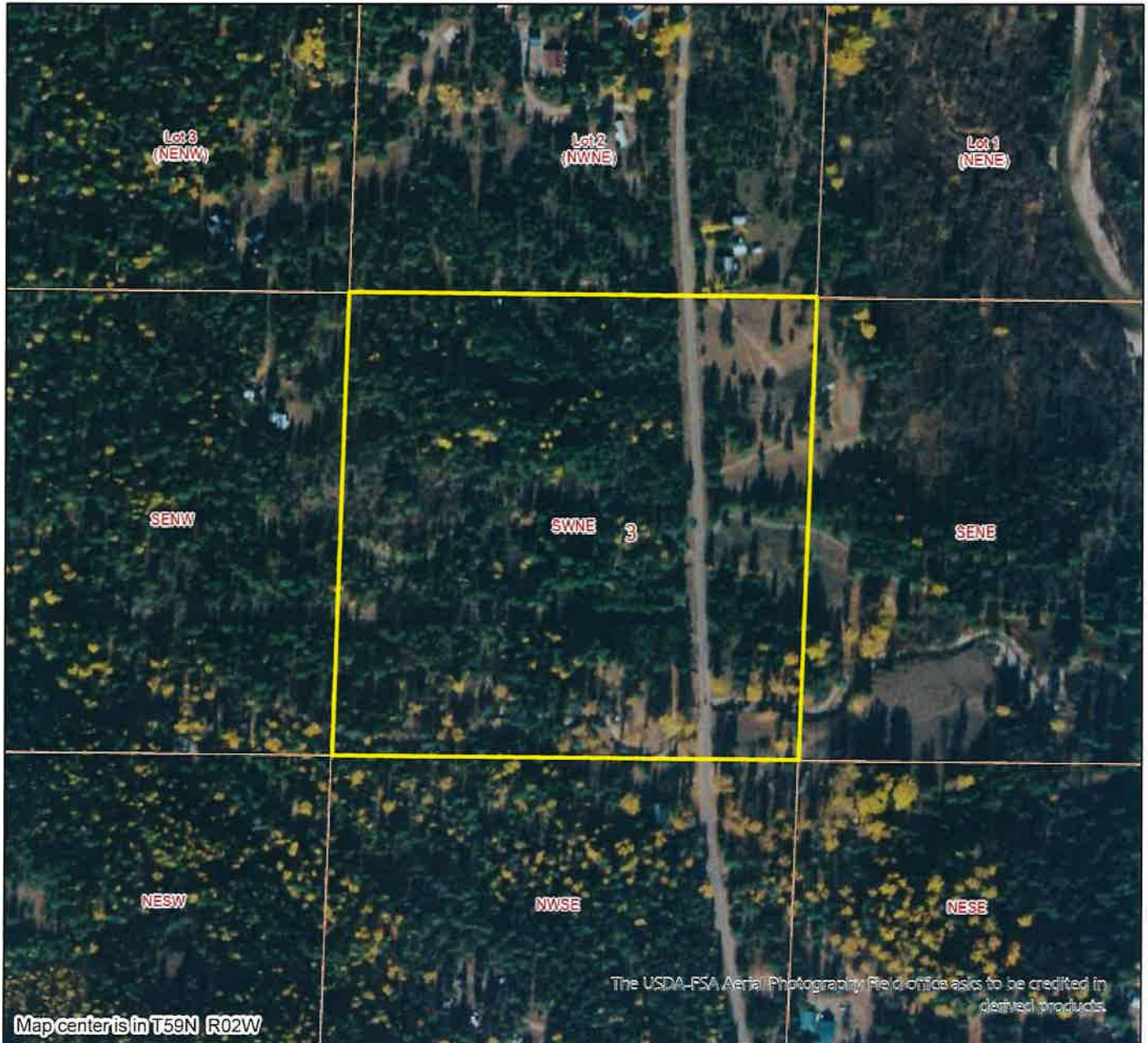


State of Idaho
Department of Water Resources
Water Right

96-8624

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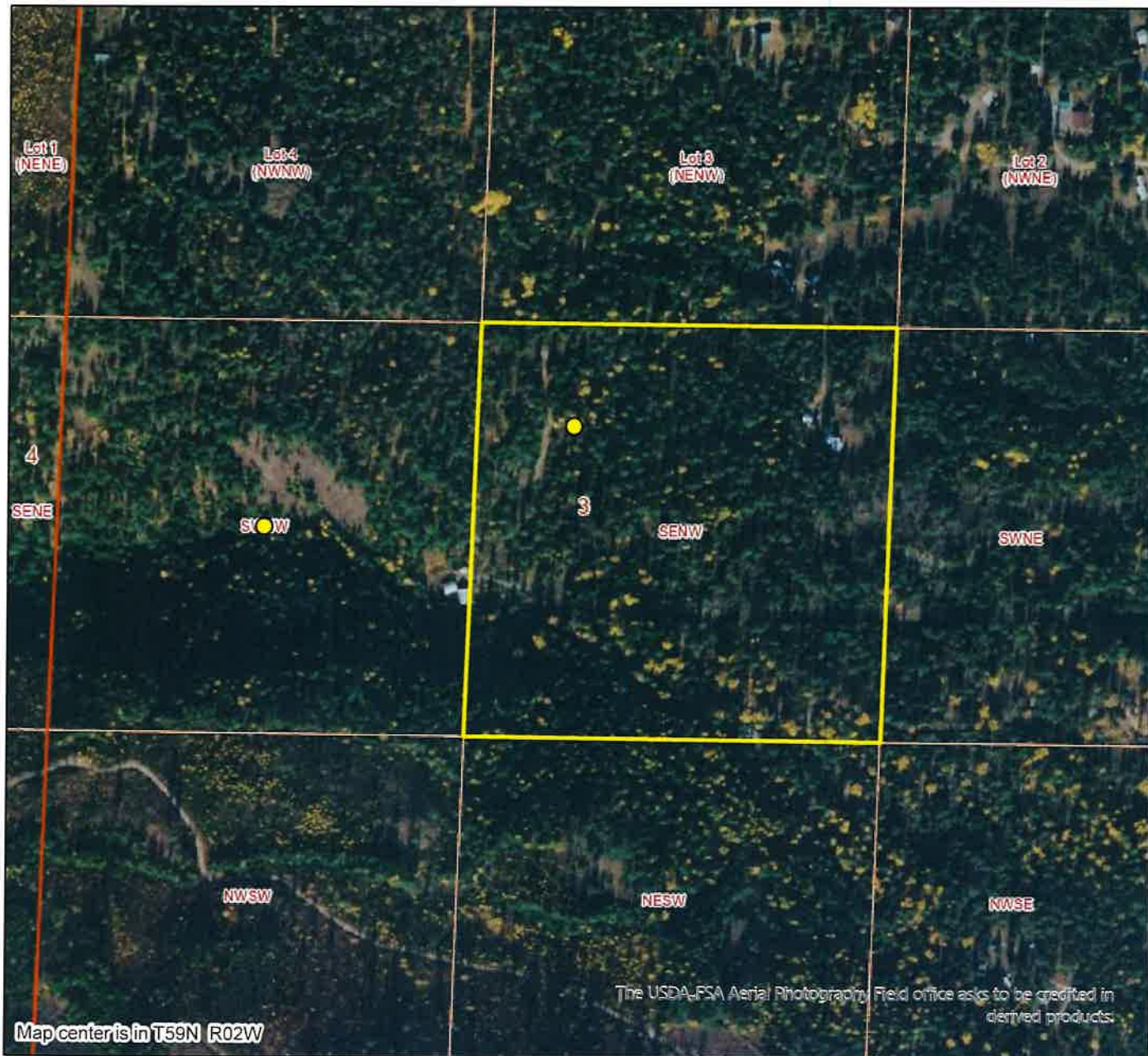
State of Idaho
Department of Water Resources

Water Right

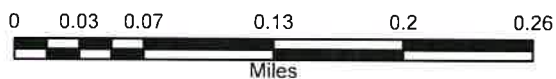
96-8624

POWER

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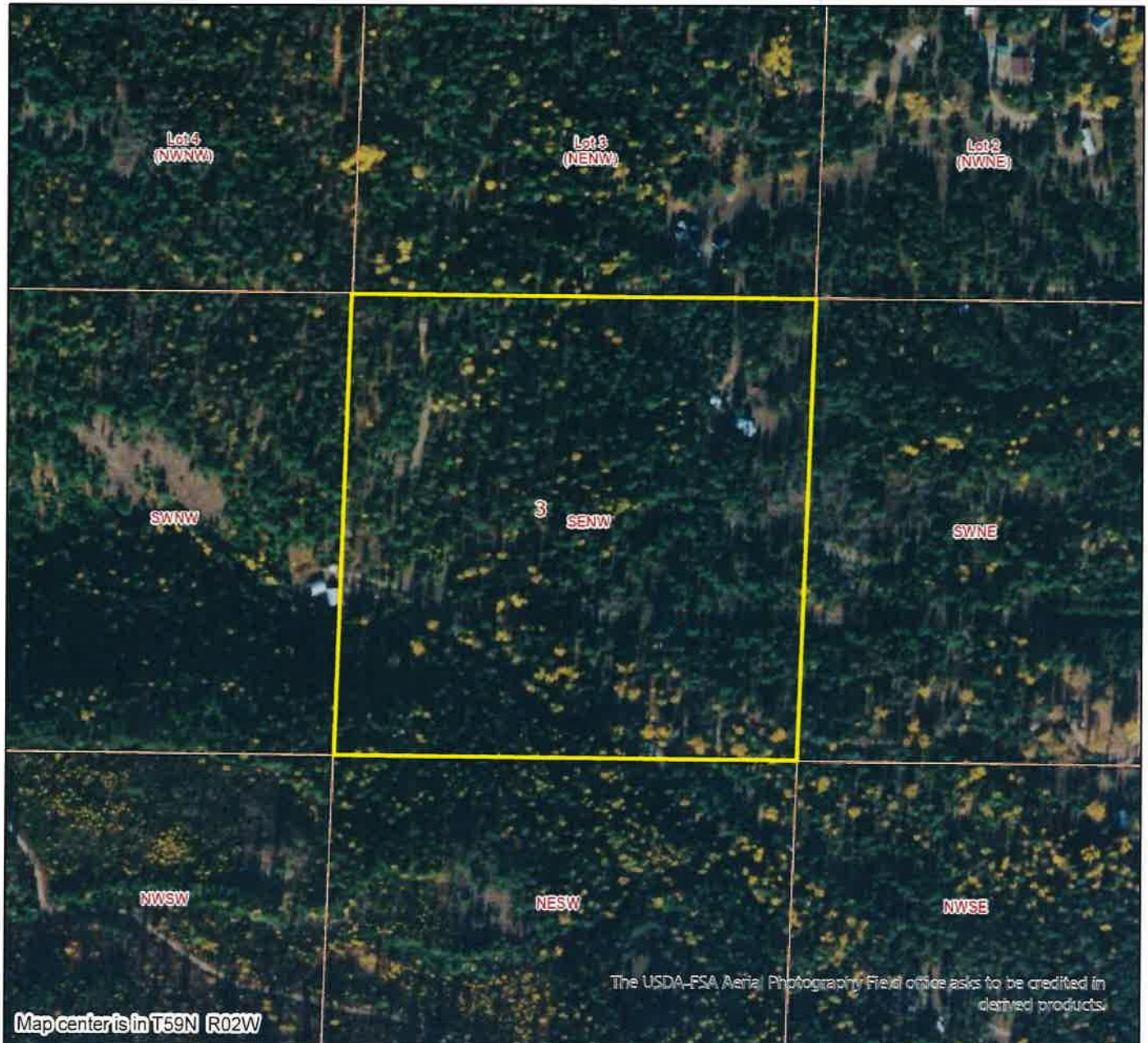
State of Idaho
Department of Water Resources

Water Right

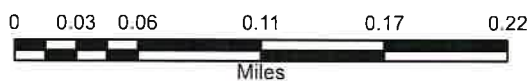
96-8624

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Date created 12/1/2023



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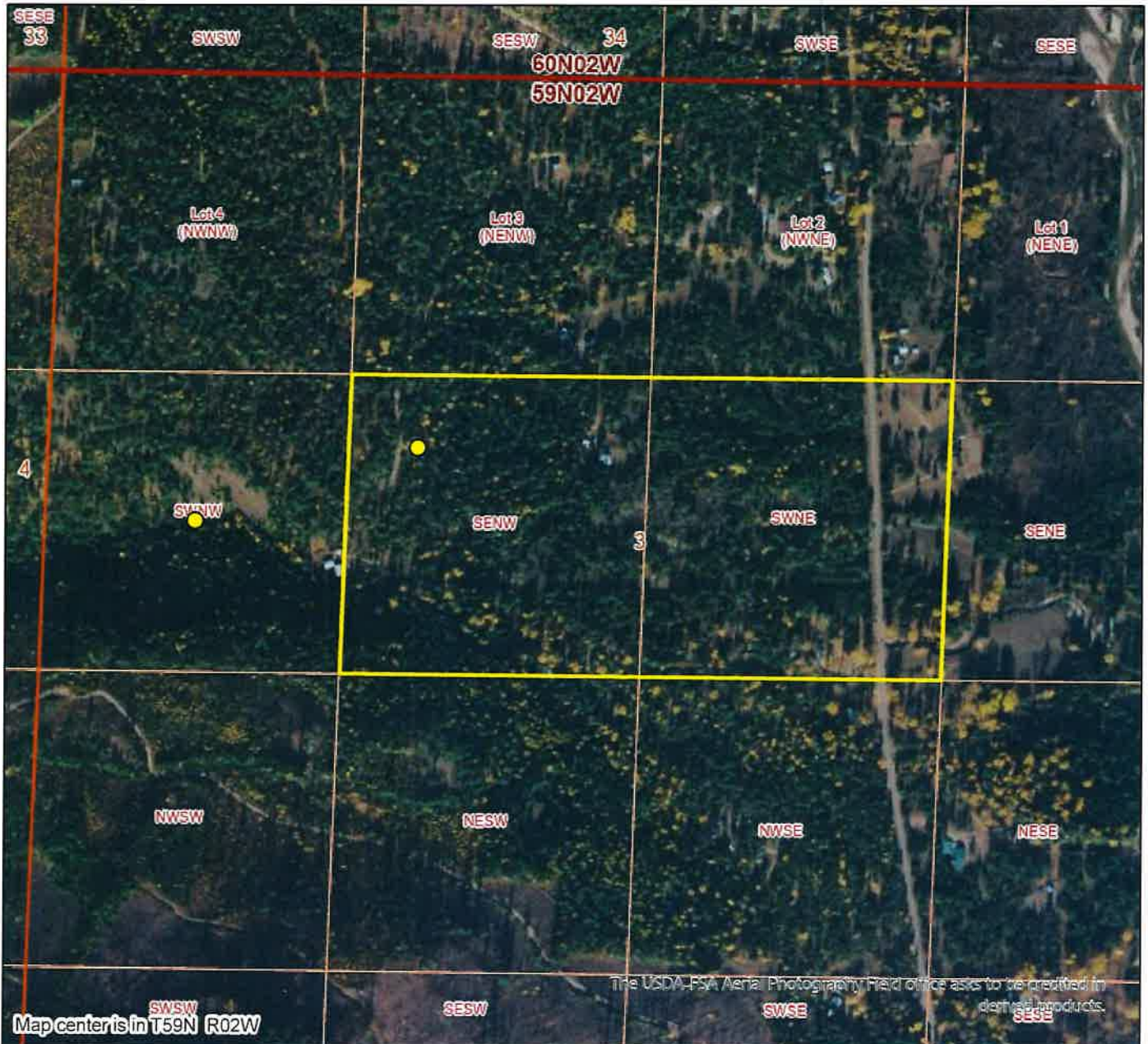


State of Idaho
Department of Water Resources
Water Right

96-8624

DOMESTIC

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Date created: 12/1/2023



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- Point of Diversion

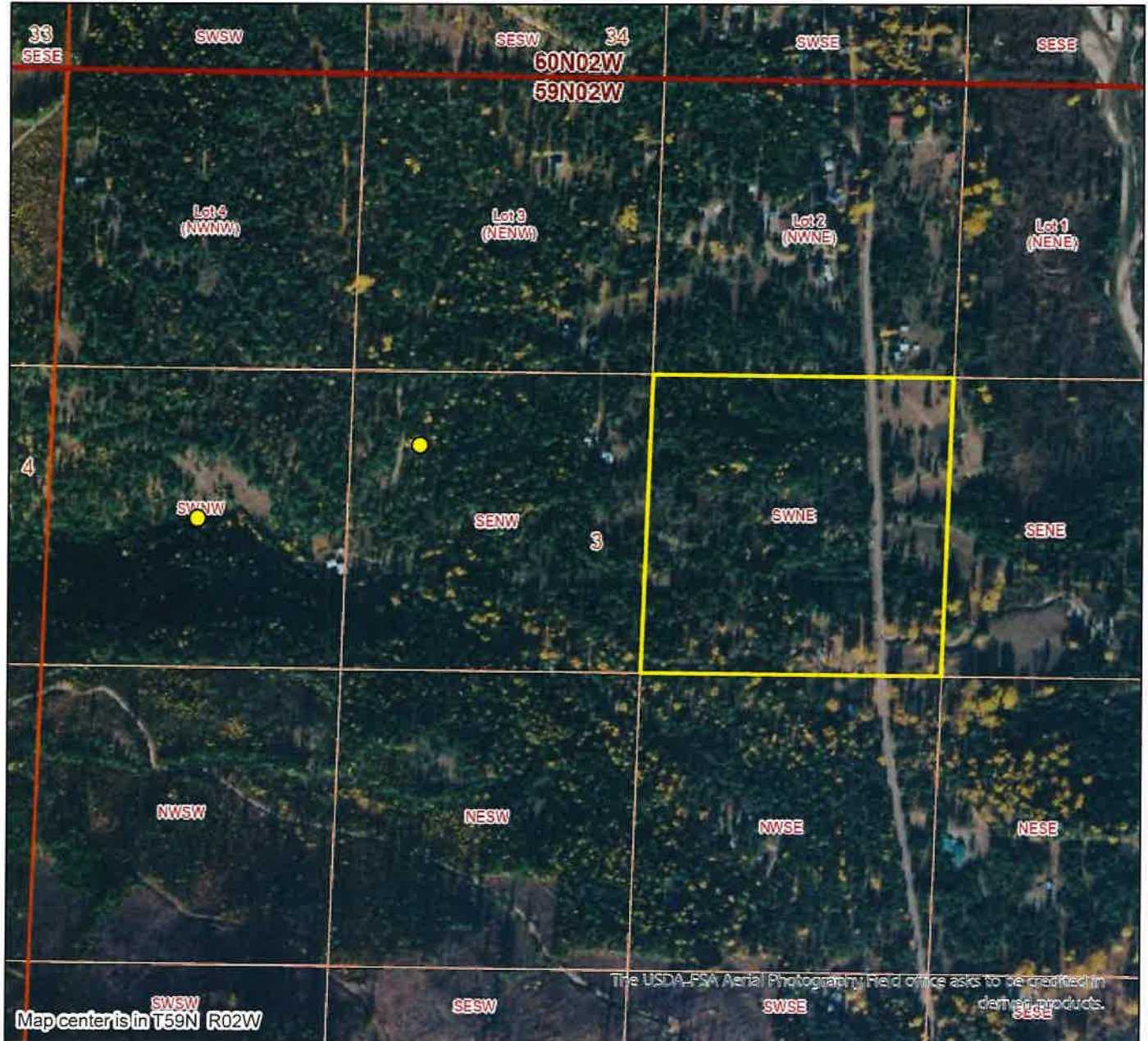


State of Idaho
Department of Water Resources
Water Right

96-8624

RECREATION STORAGE

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Date created 12/1/2023



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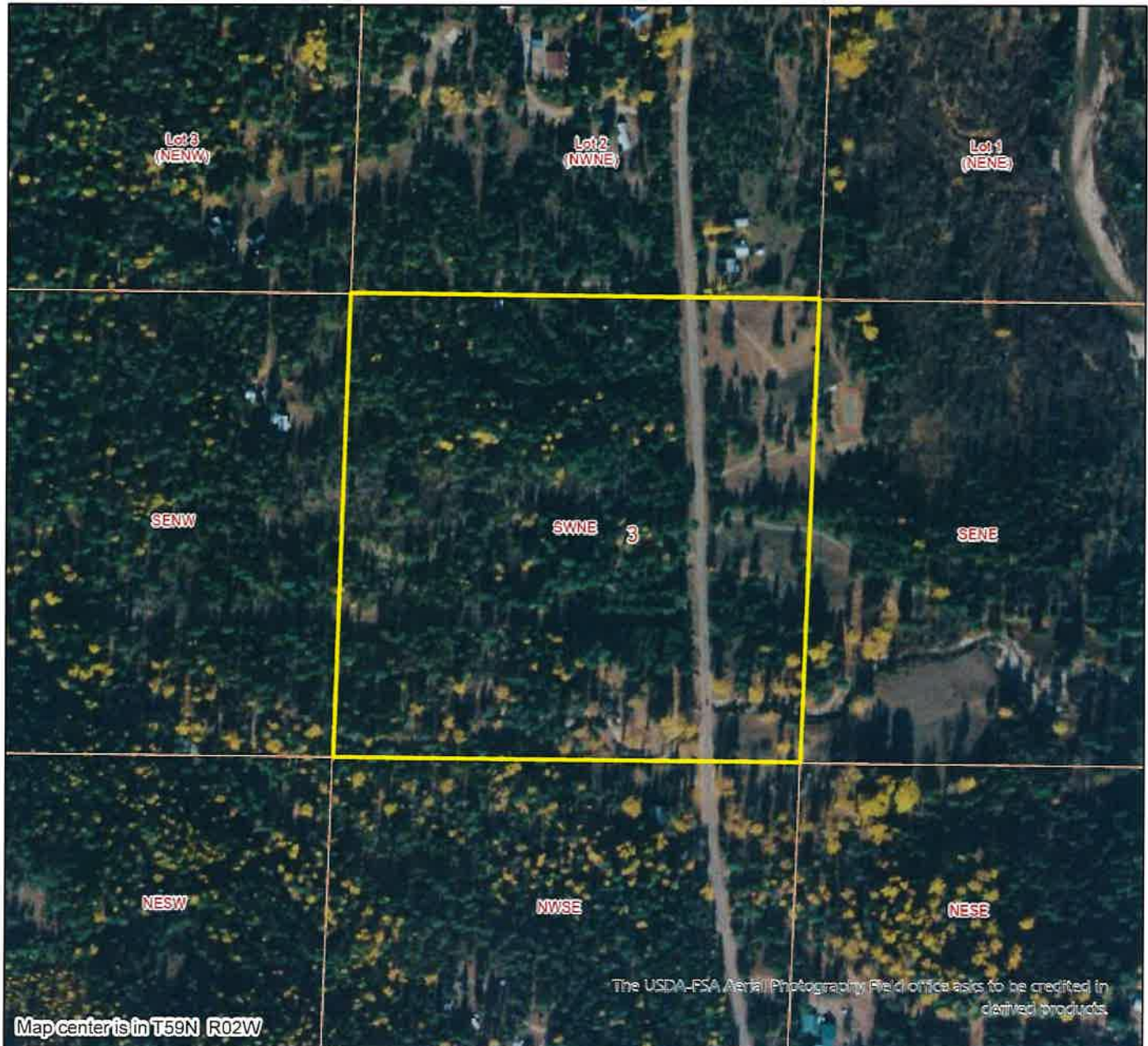


State of Idaho
Department of Water Resources
Water Right

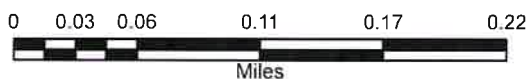
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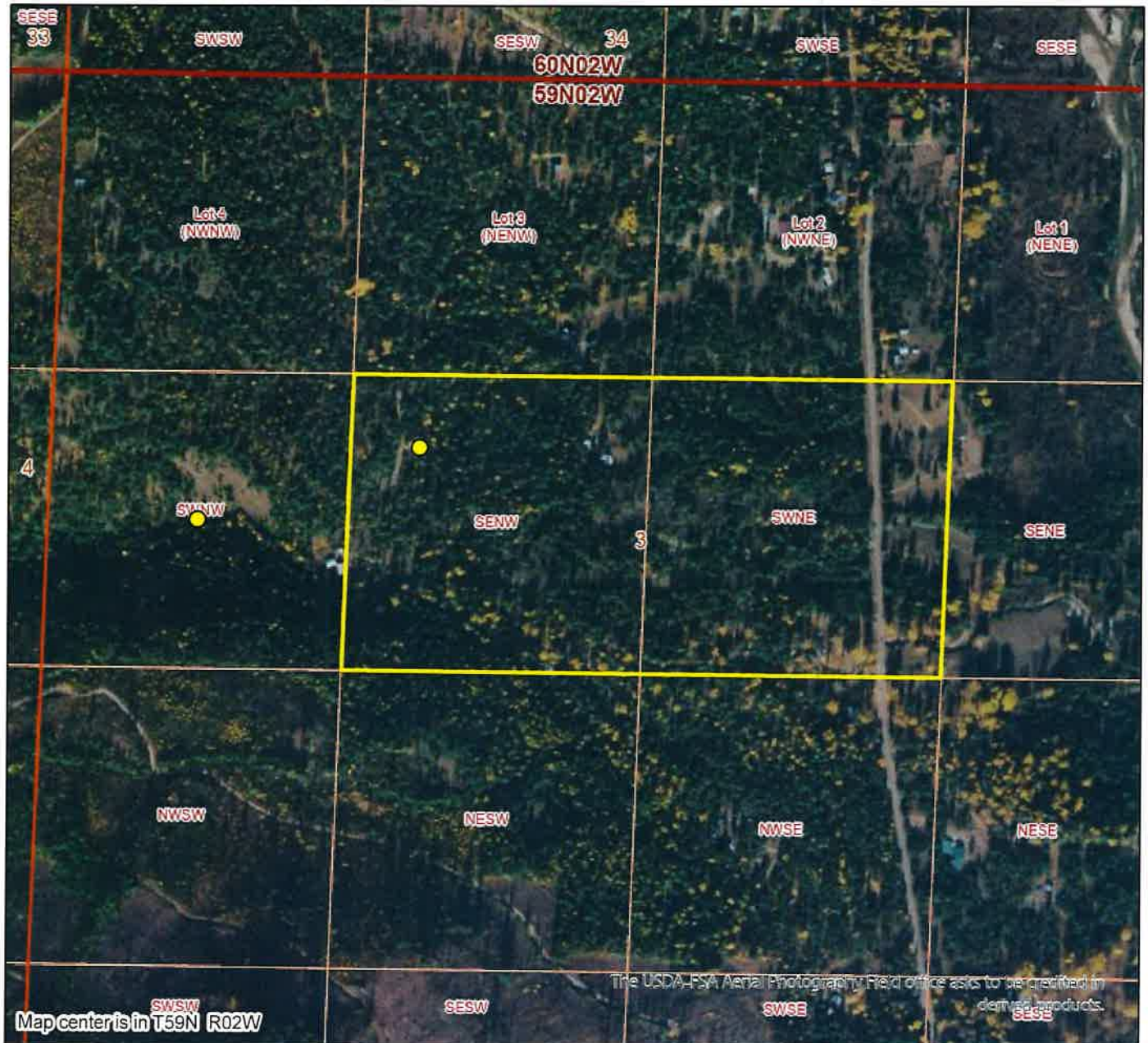


State of Idaho
Department of Water Resources
Water Right

96-8624

FIRE PROTECTION

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Date created 12/1/2023



Legend

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- Point of Diversion





Instrument # 1023542
Bonner County, Sandpoint, Idaho
08/02/2023 02:22:08 PM No. of Pages: 4
Recorded for: TITLEONE - NORTH IDAHO
Michael W. Rosedale Fee: \$15.00
Ex-Officio Recorder Deputy bcentorbi
Index to: WARRANTY DEED

Order Number: 23479438

Warranty Deed

For value received,

Jacob Hazellief and Allison Hazellief, husband and wife, who acquired title as Jacob Hazellief, an unmarried person and Allison Wright, an unmarried woman

the grantor, does hereby grant, bargain, sell, and convey unto

Ashley Gerstenberger, an unmarried woman and Brad Morris, an unmarried man
whose current address is 305 Chewelah Loop Sandpoint, ID 83864

the grantee, the following described premises, in Bonner County, Idaho, to wit:

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: 07/24/2023

Jacob Hazellief

Jacob Hazellief

Allison Wright

State of Virginia, County of City of Alexandria, ss.

On this 24th day of July in the year of 2023, before me, the undersigned, a Notary Public in and for said State, personally appeared Jacob Hazellief and Allison Wright 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.

Mohamud Aden

7898118

Notary Public

City of Alexandria

Residing In:

My Commission Expires: 03/31/2026

(seal)

Electronic Notary Public



Mohamud Aden

REGISTRATION NUMBER

7898118

COMMISSION EXPIRES

March 31, 2026

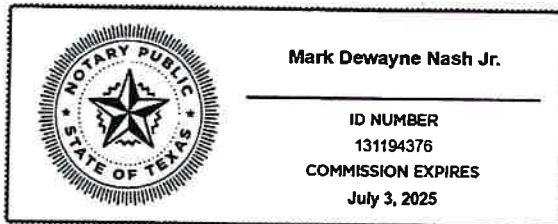
Notarized online using audio-video communication

Dated: 07/24/2023Jacob HazelliefAllison HazelliefAllison ~~Wright~~ HazelliefState of Texas, County of Ellis, ss.

On this 24th day of July, in the year of 2023, before me, the undersigned, a Notary Public in and for said State, personally appeared Jacob Hazellief and Allison ~~Wright~~ Hazellief, whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same. produced Florida Driver's License as Satisfactory Evidence *Allison Hazellief

Mark Dewayne Nash Jr.Notary Public, Mark Dewayne Nash Jr.
City of Midlothian, Ellis Co. TexasResiding In: _____
My Commission Expires: 07/03/2025

(seal)



Notarized online using audio-video communication

EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

A parcel of land located in a portion of the Northeast quarter of Section 3, Township 59 North, Range 2 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said Northeast quarter of Section 3;

Thence south 00°27'08" West along the West line of said Northeast quarter a distance of 1308.24 feet to the Northwest corner of the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 3;

Thence continuing South 00°27'08" West a distance of 334.23 feet, said point being the True Point of Beginning;

Thence continuing South 00°27'08" West a distance of 324.83 feet to the South line of said Northwest quarter of the Southwest quarter of the Northeast quarter;

Thence North 88°31'33" East along said South line a distance of 984.48 feet to the Westerly right of way of Upper Pack River Road;

Thence North 03°48'09" West along said right of way a distance of 140.14 feet;

Thence North 04°52'00" West along said right of way a distance of 184.02 feet;

Thence South 88°34'52" West a distance of 956.97 feet to the True Point of Beginning.



STATE OF IDAHO

County of Bonner

I, Michael W. Rosedale, County Recorder in and for the county and state aforesaid, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof recorded in my office by instrument number 1023542.
Witness my hand and seal,

The 15TH day of Dec, 2023.

BONNER COUNTY RECORDER

By Cynthia Brannon Deputy

Instrument # 1028451
Bonner County, Sandpoint, Idaho
12/08/2023 03:40:44 PM No. of Pages: 4
Recorded for: ASHLEY MORRIS
Michael W. Rosedale Fee: \$15.00
Ex-Officio Recorder Deputy
Index to: QUIT CLAIM DEED

Quitclaim Deed

RECORDING REQUESTED BY Ashley Morris
AND WHEN RECORDED MAIL TO:

AMM
12-8-23

Ashley Morris, Grantee(s)
305 Chewelah Loop
Sandpoint, ID 83864

Consideration: \$ 0

Property Transfer Tax: \$ 0

Assessor's Parcel No.: 2P59N02W031425

PREPARED BY: Ashley Morris certifies herein that he or she has prepared this Deed.

Signature of Preparer

12-08-2023
Date of Preparation

Ashley Morris
Printed Name of Preparer

THIS QUITCLAIM DEED, executed on 12-08-2023 in the County of Bonner, State of Idaho * Now known as: Ashley Morris

by Grantor(s), Ashley Gershenberger* and Brad Morris,
whose post office address is 305 Chewelah Loop, Sandpoint, ID, 83864,
to Grantee(s), Ashley Morris and Brad Morris,
whose post office address is 305 Chewelah Loop, Sandpoint, ID, 83864,

WITNESSETH, that the said Grantor(s), Ashley Gershenberger* and Brad Morris,
for good consideration and for the sum of 2500
(\$ 0.00) paid by the said Grantee(s), the receipt whereof is hereby acknowledged,
does hereby remise, release and quitclaim unto the said Grantee(s) forever, all the right, title,

interest and claim which the said Grantor(s) have in and to the following described parcel of land, and improvements and appurtenances thereto in the County of Banner, State of Idaho and more specifically described as set forth in EXHIBIT "A" to this Quitclaim Deed, which is attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, the said Grantor(s) has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

GRANTOR(S):

AMM
12-8-23

Signature of Grantor

Print Name of Grantor

Signature of First Witness to Grantor(s)

Print Name of First Witness to Grantor(s)

Signature of Second Grantor (if applicable)

Print Name of Second Grantor (if applicable)

Signature of Second Witness to Grantor(s)

Print Name of Second Witness to Grantor(s)

GRANTEE(S):

Signature of Grantee

Print Name of Grantee

Signature of Second Grantee (if applicable)

Print Name of Second Grantee (if applicable)

Signature of First Witness to Grantee(s)

Print Name of First Witness to Grantee(s)

Signature of Second Witness to Grantee(s)

Print Name of Second Witness to Grantee(s)

NOTARY ACKNOWLEDGMENT

State of Idaho

County of Bonner

On 12/08/2023, before me, Lisa M Hennings, a notary
public in and for said state, personally appeared, Ashley Morris and
Bradley Morris

who are known to me (or proved to me on the basis of satisfactory evidence) to be the persons
whose names are subscribed to the within instrument and acknowledged to me that they ex-
ecuted the same in their authorized capacities, and that by their signatures on the instrument the
persons, or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

Lisa M Hennings
Signature of Notary

Affiant Known _____ Produced ID _____

Type of ID _____

(Seal)



EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

A parcel of land located in a portion of the Northeast quarter of Section 3, Township 59 North, Range 2 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said Northeast quarter of Section 3;

Thence south 00°27'08" West along the West line of said Northeast quarter a distance of 1308.24 feet to the Northwest corner of the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 3;

Thence continuing South 00°27'08" West a distance of 334.23 feet, said point being the True Point of Beginning;

Thence continuing South 00°27'08" West a distance of 324.83 feet to the South line of said Northwest quarter of the Southwest quarter of the Northeast quarter;

Thence North 88°31'33" East along said South line a distance of 984.48 feet to the Western right of way of Upper Pack River Road;

Thence North 03°48'09" West along said right of way a distance of 140.14 feet;

Thence North 04°52'00" West along said right of way a distance of 184.02 feet;

Thence South 88°34'52" West a distance of 956.97 feet to the True Point of Beginning.

STATE OF IDAHO

County of Bonner

I, Michael W. Rosedale, County Recorder in and for the county and state aforesaid, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof recorded in my office by instrument number 1028451.
Witness my hand and seal,

The 15TH day of Dec, 20 23
BONNER COUNTY RECORDER

By Cynthia Brannon Deputy



Order Number: 23479438

Warranty Deed - Page 3 of 3