



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

June 6, 2024

TIM WELLS
1676 DEEP CREEK RD
POTLATCH ID 83855-9772

RE: Water Right Change in Ownership No(s): 87-12277 & 87-12278

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on April 2, 2024 for the above referenced water rights. However, due to the Idaho Supreme Court ruling in *First Security Corporation v. Belle Ranch LLC* the Department is unable to process ownership changes in which the date of the deed supplied pre-dates the partial decree of the water right(s) in question. In this case, the water rights were decreed on August 18, 2023, while the deed was dated May 25, 2023.

Because the deed was dated prior to the issuance of the partial decree, the Department will need additional documentation connecting Dale L Slagle to yourself. In addition to the Deed by Personal Representative, we will need documentation showing Larry W Ross is an authorized signatory of the Estate, and a copy of Mr. Slagel's death certificate in order to proceed with the Notice.

We understand it may take some time to obtain the necessary documents. At this time, the Department is returning your Notice and the attachments while the other documents are acquired. A refund of \$50 has been requested and will be mailed to you under separate cover from the Idaho State Controller's Office. Once all the documents are compiled, you may re-submit your Notice and filing fees for processing.

If you have any questions regarding this matter, please contact me at (208) 762-2800.

Sincerely,

Natalie Steading
Tech Records Specialist 1

Enclosure(s)

RECEIVED**APR 02 2024**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP****IDWR / NORTH**

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?
87-12277	Yes ☐	Yes ☐		Yes ☐	Yes ☐
87-12278	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Dale Slagle
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Tim Weiss
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

1676 Deep Creek Rd Potlatch ID 83855
Mailing address City State Zip
678-234-0070 supercruise22@yahoo.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: 26 MAY 2023
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: Tim T. Weiss 2 April 2024
Signature of new owner/claimant Title, if applicable Date
Tim T. Weiss
Print name

Signature: _____
Signature of new owner/claimant Title, if applicable Date

Print name

Received by NS Date 4/2/24 For IDWR Office Use Only: Receipt No. N044479 Receipt Amt. 50.00
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 _____ Date _____

NO 629206
AT THE REQUEST OF
LATAH COUNTY TITLE COMPANY
DATE AND HOUR
05-26-2023 09:13:37 AM
Julie Fry
LATAH COUNTY RECORDER
Fee: \$15.00 BY Laurel Valdez

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Latah County Title Co.
106 East Second Street
P.O. Box 8924
Moscow, ID 83843

(Space Above For Recorder's Use)

64294
JK

DEED BY PERSONAL REPRESENTATIVE

THIS DEED is made and executed by LARRY W. ROSS, Personal Representative of **THE ESTATE OF DALE LIONEL SLAGLE**, also known as Dale L. Slagle, deceased, and hereinafter referred to as the "Grantor", to **TIMOTHY TRENT WELLS** and **TIFFANY EILEEN WELLS**, husband and wife, ("Grantees"), whose address is PO Box 101, Lewiston, ID 83501.

WHEREAS, Grantor is the qualified Personal Representative of the Estate of Dale Lionel Slagle, Probate Case Number CV29-22-0102 in Latah County, Idaho;

THEREFORE, in accordance with the provisions of Uniform Probate Code as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers and conveys to Grantees all of the Grantor's interest in the real property situated in the County of Latah, State of Idaho, and legally described as follows:

A parcel of land located in the E1/2SW1/4NE1/4 of Section 31, Township 43 North, Range 4 West, B.M., described as follows:

All that portion of the East half of the SW1/4NE1/4 lying West of State Highway 95 and South of the county road (known as Deep Creek Road) as it now exists, all in Section 31, Township 43 North, Range 4 West, B.M.

EXCEPTING THEREFROM that portion deeded to the State of Idaho in that certain Warranty Deed recorded under Recorder's Fee No. 474985.

SUBJECT TO taxes and assessments for the year 2022 and all subsequent years, together with (a) unpatented mining claims, (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (c) water rights, claims, or title to water whether or not the matters excepted under (a), (b), or (c) are shown by the public records; to conditions contained in that certain Highway Right of Way Deed recorded under Recorder's Fee No. 118908 in Book 91 of Deeds at Page 54; to an Easement granted to General Telephone Company of the Northwest, as more fully set out in that certain Right of Way Easement recorded under Recorder's Fee No. 240877; to easement granted to the Clearwater Power Company, as more fully set out in that certain Right of Way Easement recorded under Recorder's Fee No. 477464; to easements to the State of Idaho, Idaho Transportation Department, and conditions contained therein, as more fully set out in those certain Warranty Deeds recorded under Recorder's Fee Nos. 474985 and 474987; to a Memorandum of Lease upon the terms, conditions and covenants contained in the lease recorded

October 14, 2005 under Instrument No. 500066 by and between Dale L. Slagle, a single man as Lessor, and New Cingular Wireless PCS, LLC, a Delaware Limited Liability Company as Lessee, which lease has been assigned in that certain Grant of Easement and Agreement of Lease, recorded under Recorder's Fee No. 625535; to terms, conditions and provisions contained in those certain Time Warner Cable Easement Agreements recorded under Recorder's Fee Nos. 583544 and 546559; to any and all existing easements, rights of way, reservations, restrictions, covenants, conditions, declarations and encumbrances of record; to any existing tenancies; to all zoning laws and ordinances; and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

IN WITNESS WHEREOF, Grantor has executed this instrument on this 25 day of May, 2023.

GRANTOR:

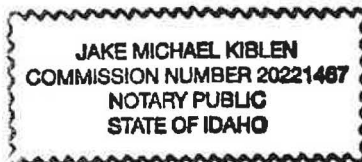
ESTATE OF DALE LIONEL SLAGLE

LARRY W. ROSS, Personal Representative

STATE OF IDAHO)
)ss.
County of Latah)

On this 25th day of May, 2023, before me Jake Michael Kiblen, a Notary Public in and for said State, personally appeared **LARRY W. ROSS**, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as the Personal Representative of the Estate of **DALE LIONEL SLAGLE** pursuant to Letters Testamentary filed under Latah County Case No. CV29-22-0102 in the Second Judicial District of the State of Idaho.

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



Jake Michael Kiblen
NOTARY PUBLIC for the State of Idaho
My Commission Expires: 3/24/2028