

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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IDWR/NORTHERN

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?
92-7101	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Charles E McCurdy
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Elizabeth C McCurdy
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3931 Sanders Road St. Maries ID 83861
Mailing address City State ZIP
- 208-245-5015 emccurdy@cpcinternet.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: 6-6-2011 (death of my husband)
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
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.

8. Signature: Elizabeth C McCurdy 10-1-2014
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 _____ Date _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

Water right 92-7101

Andrew P. Doman
CHRISTENSEN & DOMAN, P.C.
907 Main Avenue
St. Maries, Idaho 83861
Telephone: (208) 245-9155
Facsimile: (208) 245-1095

Idaho State Bar #3879

FILED
BENEWAH COUNTY
JULIE E. REYNOLDS, CLERK

2011 AUG -8 AM 10:51

BY: JD DEPUTY

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BENEWAH
MAGISTRATE DIVISION

IN THE MATTER OF THE	)	
ESTATE OF	)	Case No. CV 11 - 336
	)	
	)	DECREE VESTING ESTATE
CHARLES E. McCURDY,	)	IN SURVIVING SPOUSE
	)	
	)	
Deceased.	)	
_____	)	

Upon consideration of the Petition for Summary Administration of Estate of Which Surviving Spouse is Sole Beneficiary filed by ELIZABETH C. McCURDY, on July 15, 2011, the Court finds that:

1. The facts set forth in the Petition are true.
2. The required Notice has been given or waived.
3. The decedent, CHARLES E. McCURDY, died on June 6, 2011, at the age of 90 years, domiciled in Benewah County, Idaho.
4. Venue is proper.
5. The decedent and ELIZABETH C. McCURDY, were duly married on or about July 7, 1993, and remained married until the date of decedent's death.

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

6. The surviving spouse, ELIZABETH C. McCURDY, is the sole heir or devisee of the decedent, and sole beneficiary under the decedent's Last Will and Testament, dated June 10, 1994.

7. Under the terms and conditions of the decedent's will, all of his estate went to his surviving spouse, ELIZABETH C. McCURDY.

8. All of the decedent's estate of every kind and nature was the community property of the decedent and the petitioner herein, including the following described real property located in Township 44 North, Range 3 West, Section 35, Benewah County, Idaho, to-wit:

The East Half (E1/2) of the Southwest Quarter (SW1/4) of Government Lot 2 (NWNE), and the East Half (E1/2) of the West Half (W1/2) of the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) all lying north of the county road in Section 35, Township 44 North, Range 3 West, B.M., Benewah County, Idaho. (GYC-54).

(Tax Parcel No. RP 44N03W350950 A); and

That portion of the West Half of the Southwest Quarter of Government Lot 2 and the West Half of the West Half of the Southwest Quarter of the Northeast Quarter of Section 35, Township 44 North, Range 3 West, B.M., Benewah County, Idaho, lying north of the county road. (GYC-53).

(Tax Parcel No. RP 44N03W350900 A).

NOW THEREFORE, by reason of the aforesaid findings, and by reason of the law and the premises,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that:

1. ELIZABETH C. McCURDY is the surviving spouse of the decedent and is the sole heir or devisee of the decedent, and is the sole beneficiary under the Last Will and Testament

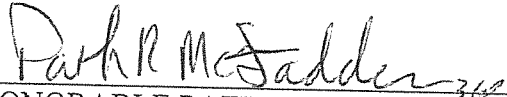
left by the decedent.

2. All of the right, title and interest of the decedent and petitioner, ELIZABETH C. McCURDY, in and to the community property of the decedent and petitioner, all property of the decedent omitted herefrom by oversight or otherwise, and all property that may hereafter be discovered in which the decedent had an interest, be, and the same is hereby, distributed to ELIZABETH C. McCURDY, the surviving spouse of the decedent and/or sole beneficiary under decedent's Will, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise.

3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the decedent, including the indebtedness associated with the decedent's estate; all as provided under Idaho Code Section 15-3-1205.

4. There shall be no further administration of the estate of the decedent.

DATED this 8th day of August, 2011.



HONORABLE PATRICK R. McFADDEN
Magistrate