

RECEIVED

MAR 09 2018

04/09/2018

IDWR/NORTHERN

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 30, 2018

Water right number: 95-191

SHEILA G GARY
11880 N FRIAR DR
HAYDEN ID 83835

DENE + SHEILA GARY FAMILY TRUST

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

SEE ATTACHED OWNERSHIP CHANGE

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3-9-18

SIGNATURE:

Sheila G. Gary

Please print your name:

SHEILA G. GARY

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**MAR 09 2018****Notice of Change in Water Right Ownership****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?
95-191	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: SHEILA G GARY & DENE GARY

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): DENE AND SHEILA GARY FAMILY TRUST U/A 11/30/99

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☐ and/or11880 N. FRIAR DRHAYDENID83835

Mailing address

City

State

ZIP

208-772-5873

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: 2/4/2005
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: Sheila D. Gary Trustee 3-9-18

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 N/ADate N/AReceipt No. N/AReceipt Amt. N/AApproved by JDProcessed by JDDate 3-20-2018

1931625

 COPY

Filed for and return to:
Mary W. Cusack, Esq.
MARC E. WALLACE & ASSOCIATES, P.A.
2370 N. Merritt Creek Loop, Suite 1
Coeur d' Alene, ID 83814

STATE OF IDAHO
COUNTY OF KOOTENAI
AT THE REQUEST OF _____
MARC E. WALLACE & ASSOCIATES, P.A.
2005 FEB 25 A 10: 20
DANIEL J. ENGLISH *PR*
DEPUTY *6.00*
FEES _____

TRUSTEE'S DEED

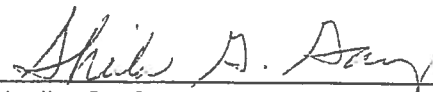
THIS DEED, made by Sheila G. Gary, as Trustee of the Dene and Sheila Gary Family Trust U/A 11/30/99, Grantor, to Sheila G. Gary, Trustee of Subtrust B of Dene and Sheila Gary Family Trust U/A 11/30/99, Grantee, whose address is 11880 N. Friar Drive, Hayden, Idaho. 83835

THEREFORE, for valuable consideration received, Grantor does hereby GRANT, BARGAIN, SELL and CONVEY unto Grantee, and to Grantee's heirs and assigns forever, the following described premises to wit, situated in Kootenai County, State of Idaho, together with all after acquired title of the Grantor therein:

Lot 6, ROCKWAY BEACH ADDITION TO HAYDEN LAKE, according to the plat recorded in the office of the County Recorder in Book "D" of Plats at page 22, records of Kootenai County, State of Idaho;

together with their appurtenances.

IN WITNESS WHEREOF, Grantor has hereunto subscribed her name to this instrument this 4th day of February, 2005.



Sheila G. Gary, Trustee of the Dene and
Sheila Gary Family Trust U/A 11/30/99.

1931625

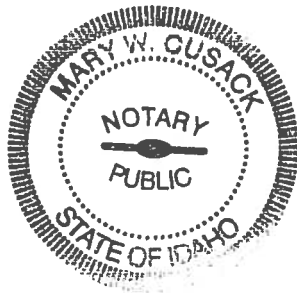
STATE OF IDAHO

)
ss.

County of Kootenai

)

On this 4th day of February, 2005, before me, the undersigned Notary Public, personally appeared Sheila G. Gary, known to me to be the person whose name is subscribed to the within instrument as Trustee of the Dene and Sheila Gary Family Trust U/A 11/30/99, and acknowledged to me that she executed the same as such Trustee.



Mary W. Gusack

Notary Public for Idaho

Residing at: Coeur d'Alene Id

My Commission Expires: 6/28/10