



RECEIVED
MAR 14 2018
IDWR / NORTH

8596 N. Wayne Drive
Suite A
Hayden, Idaho 83835
Ph. 208 762-0203
Fax. 208 762-0303

R. Bruce Owens**
Jeffrey R. Owens*
Regina M. McCrea*
April M. Linscott

*Civil Trial Specialist
*Licensed in ID & WA

March 12, 2018

Dawn Lenon
Technical Records Specialist I
Idaho Department of Water Resources
Northern Region
7600 N. Mineral Drive, Ste 100
Coeur d'Alene, ID 83815-7763

Re: Change in Water Right Ownership Forms

Dear Dawn:

Enclosed are the change in water right ownership forms for claim nos. 95-15223 and 95-15219. Although the title to these properties has changed, my clients (Richard T. Gill and Mary Elizabeth Jewett/Windy Bay Studio, LLC) retain a beneficial ownership interest. Consequently, I remain the attorney of record on these claims and trust that all notices required by law will be mailed to me at the above address.

In the event you have questions on the enclosures, please do not hesitate to contact me. Thank you for your cooperation with and attention to this correspondence.

Very truly yours,

OWENS, McCREA & LINSKOTT, PLLC


REGINA M. McCREA

Enclosures

RECEIVED

MAR 14 2018

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
95-15223	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Richard T. Gill, a married man
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Richard T. Gill Revocable Trust, a trust created June 3, 2014
Fiduciary Counselling, Inc. c/o Beth Van Hoever
30 Seventh St. E, STE. 2000
Mailing address
651-228-0935
Telephone
St. Paul
City
MN
State
55101-4930
ZIP
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: 12/30/1964
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: *Regina McCrear* Attorney of Record 3/12/18
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by N/A Date N/A Receipt No. N/A Receipt Amt. N/A
 Approved by DL Processed by DL Date 4-25-2018

RECORDING FEE: \$19.00
Electronically Recorded

DD

When recorded, return to:
Fiduciary Counselling, Inc.
c/o Beth Van Hoever
30 Seventh Street East, Suite 2000
St. Paul, MN 55101-4930

SPECIAL WARRANTY DEED

Special Warranty Deed made this 26 day of February, 2016, between **RICHARD T. GILL**, a married man dealing with his sole and separate property ("Grantor") and **RICHARD T. GILL REVOCABLE TRUST**, a trust created June 3, 2014 under the laws of the state of Washington, whose address is Fiduciary Counselling, Inc. c/o Beth Van Hoever, 30 Seventh Street East, Suite 2000, St. Paul, MN 55101-4930 ("Grantee"), witnesseth:

That Grantor, for and in consideration of the sum of Ten Dollars and No Cents (\$10.00), and other good and valuable consideration, the receipt whereof is hereby acknowledged, does, by these presents, convey and specially warrant unto Grantee and its successors and assigns forever, all the following described real property situated in the County of Kootenai, State of Idaho:

See **Exhibit A** attached hereto and incorporated herein by reference.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the rents, issues and profits thereof; and all estate, right, title and interest in and to the property (including any mineral rights owned by Grantor), as well in law as in equity, except as expressly provided otherwise herein.

Together with all water rights and other entitlements to receive water for beneficial use on the described real property, including without limitation, all rights represented by any contract decree, license, permit, permit application, claim or storage entitlement, water shares and canal shares, and those water rights identified in the records of the Idaho Department of Water Resources for beneficial use on the described real property, and all ditches, ditch rights, easements and rights-of-way associated with the delivery of such water rights;

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantee and its heirs and assigns forever.

Grantor warrants that Grantor has not conveyed the same estate to any person other than Grantee and that such estate is at the time of the execution of this instrument free from encumbrances done, made or suffered by the Grantor, or any person claiming under Grantor, subject to any and all matters, conditions, patent and latent defects, easements, restrictions, agreements and encumbrances of record or appearing on the land or that an ALTA survey or physical inspection would disclose as of the date of this instrument.

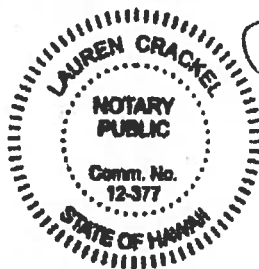
GRANTOR:


Richard T. Gill

STATE OF Hawaii
County of Hawaii ss.

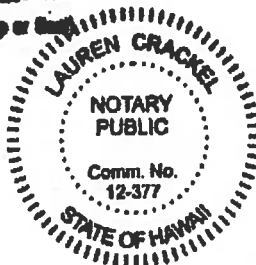
On this 26th day of February, 2016, before me, a Notary Public, personally appeared Richard T. Gill, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Lauren Crackel
NOTARY PUBLIC FOR Hawaii County
Residing at Kamuela, HI 96743
My Commission Expires: November 18, 2016

Doc. Date: 2/26/16 # Pages: 4
Notary Name: Lauren Crackel 3rd Crackel
Doc. Description: Special Warranty Deed (Stamp or Seal)
Lauren Crackel 2/26/16
Notary Signature Date



SPOUSAL CONSENT

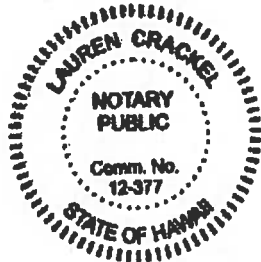
I, Mary Elizabeth Jewett, am the spouse of Richard T. Gill and hereby acknowledge and agree that the real property conveyed by the foregoing Special Warranty Deed is the sole and separate property of my spouse Richard T. Gill, and to the extent necessary I hereby consent to the foregoing transfer.

Mary Elizabeth Jewett
Mary Elizabeth Jewett

STATE OF Hawaii)
County of Hawaii) ss.

On this 26th day of February, 2016, before me, a Notary Public, personally appeared Mary Elizabeth Jewett, 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.

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



Lauren Crackel
NOTARY PUBLIC FOR Hawaii County
Residing at Kamuela HI 96743
My Commission Expires: November 18, 2016

Doc. Date: Updated # Pages: 1
Notary Name: Lauren Crackel 3rd Circuit
Doc. Description: Spousal Consent (Single or Joint)

Lauren Crackel 2/26/16
Notary Signature Date

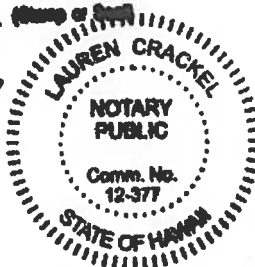


**EXHIBIT A
LEGAL DESCRIPTION**

A parcel of land being Lot 3 and portions of Lot 4, Block 1, of Lakewood Cove filed in Book D of Plats at Page 199, located in Government Lot 1, Section 36, Township 48 North, Range 5 West, Boise Meridian, Kootenai County, Idaho and more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 3, Block 1, monumented by a 3/4 inch iron pipe; the **TRUE POINT OF BEGINNING**, for this description;

Thence, along the West line of said Lot 3, Block 1, N00°00'23"E a distance of 197.01 feet to a 5/8 inch rebar with plastic cap marked PLS 12832 on the Ordinary High Water Line of Lake Coeur d'Alene;

Thence, along said Ordinary High Water Line the following five courses:

- 1.) N66°51'56"E a distance of 23.22 feet to a point;
- 2.) N72°54'09"E a distance of 13.54 feet to a point;
- 3.) S81°44'30"E a distance of 21.66 feet to a point;
- 4.) N68°10'07"E a distance of 6.97 feet to a point;
- 5.) N88°49'14"E a distance of 10.22 feet to a 5/8 inch rebar with plastic cap marked PLS 12832;

Thence, leaving said Ordinary High Water Line and along the East line of said Lot 3, Block 1, S00°13'37"E a distance of 18.75 feet to a 5/8 inch rebar with plastic cap marked PLS 12832;

Thence, S12°42'45"E a distance of 55.64 feet to a 5/8 inch rebar with plastic cap marked PLS 12832;

Thence, S77°17'36"W a distance of 12.32 feet to a 5/8 inch rebar with plastic cap marked PLS 12832;

Thence, S00°13'37"E a distance of 117.76 feet to the Southeast corner of said Lot 3, Block 1;

Thence, along the South line of said Lot 3, S77°26'41"W a distance of 75.00 feet to the **TRUE POINT OF BEGINNING**.

Said parcel of land containing 14,793 sq. ft. of land, more or less.



Name

Richard T Gill

Find

Parcel ID	Owner
0-4800-000-003-A	RICHARD T GILL





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 25, 2018

REGINA M McCREA
8596 N WAYNE DR STE A
HAYDEN ID 83835

SUBJECT: Ownership Change on Notice of Claim Number(s) 95-15219 & 95-15223

Dear Claimant:

We have processed your change of ownership request on the Notice of Claim to a Water Right Number(s) listed above. Enclosed is a copy of the claim showing such change; for your records. Also, this information can be accessed on our website at www.idwr.idaho.gov.

Sincerely,

Dawn R. Lenon
Technical Records Specialist 1

Enclosure(s) Notice of Claim 95-15219 & 95-15223