

RECEIVED

OCT 26 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR/NORTHERN 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
95-16103	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Fred AND Diane Finney
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): George AND Kay Cherokee
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

7034 E. Maplewood Ave Post Falls Id 83854
Mailing address City State ZIP
509-998-7550 george@fcontrol.com
Telephone Email
509-998-7551

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: February 25, 2016

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: Kay Cherokee 10-26-2018
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/A Date N/A Receipt No. N/A Receipt Amt. N/A
Approved by JD Processed by JD Date 11-5-2018



File No. 86597TGW

WARRANTY DEED

For Value Received

Fred Finney and Diane Finney, husband and wife

The Grantor, does hereby grant, bargain, sell and convey unto

George Cherokee and Kay Cherokee, husband and wife

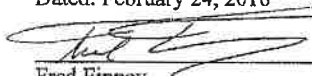
Address: 8400 S. West Terrace Dr., Cheney, WA 99004

The Grantee, the following described premises, in Kootenai County, Idaho, to wit:

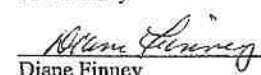
See Exhibit "A" attached hereto for legal description:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 24, 2016


Fred Finney

SIGN HERE


Diane Finney

SIGN HERE

STATE OF Arizona

COUNTY OF Maricopa

} ss.

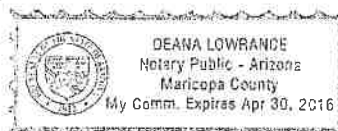
Notary

On this 26 day of February, in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Fred Finney and Diane Finney, 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 for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.


Notary Public in and for said State Arizona
Residing at: Phoenix, AZ
Commission Expires: 4-30-2016

Individual Notary Acknowledgment



Notary

Old Republic National Title Insurance Company

Commitment Number: 86597

EXHIBIT "A"
PROPERTY DESCRIPTION

The land referred to in this Commitment is described as follows:

A parcel of land being a portion of Government Lot 4 of Section 8, Township 50 North, Range 4 West, Boise Meridian, Kootenai County, Idaho and more particularly described as follows:

Commencing at the northeast corner of said Section 8 being a 2 inch aluminum cap marked PLS 6603 per CP&F 2020879000, Records of Kootenai County, from which the North quarter corner bears N88° 43' 07"W 2652.73 feet;

thence along the North line of said Government Lot 4 N88° 43' 07"W 471.03 feet to the intersection of said North line and the extension of the West line of the plat of Edgewater at Mill River filed under Book J of Plats, Page 60, Records of Kootenai County;

thence along said West extension line S1° 17' 14"W 69.36 feet to the southerly right-of-way of Maplewood Avenue, said point being the True Point of Beginning;

thence continuing along said West extension line, S1° 17' 14"W 786.30 feet, more or less, to the ordinary high water line of the Spokane River;

thence along said ordinary high water line, N88° 50' 33"W 46.79 feet;

thence continuing along said ordinary high water line, N77° 42' 35"W 59.33 feet; thence leaving said ordinary high water line, N1° 16' 28"E 404.67 feet;

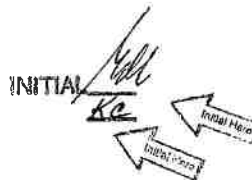
thence S88° 41' 14"E 78.89 feet;

thence N1° 54' 33"E 50.77 feet;

thence N0° 21' 25"E 49.75 feet;

thence N0° 49' 52"E 273.00 feet to said southerly right of way of Maplewood Avenue;

thence along said southerly right of way, along a non-tangent curve to the left with a radius of 5997.29, an arc length of 28.82 feet, a delta of 0°16'31" with a long chord bearing S82° 39' 19"E 28.82 feet to the True Point of Beginning.

INITIAL 

ALTA Commitment
Exhibit A

(86597.PFD/86597/5)

RECORDING FEE: \$10.00

RC



DEED OF RECONVEYANCE

Order No.: LTE18092

Legal Description: PRTN GOV LT 4 S8T50NR4W

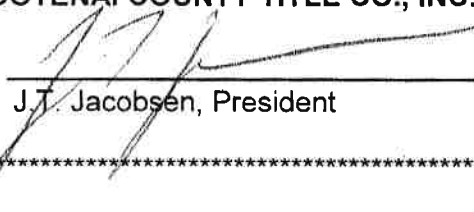
KOOTENAI COUNTY TITLE CO., INC. as Trustee in the Deed of Trust executed by **GEORGE CHEROKE AND KAY CHEROKEE, HUSBAND AND WIFE**, recorded February 29, 2016, as Instrument No. **2535239000**, records of Kootenai County, Idaho, pursuant to the written request of the beneficiary, does hereby **GRANT** and **RECONVEY** unto the **PARTIES ENTITLED THERETO**,

LEGAL OWNERS

without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

Dated: January 4, 2017

KOOTENAI COUNTY TITLE CO., INC.

By 
J.T. Jacobsen, President

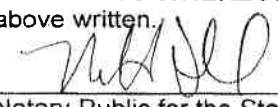
STATE OF IDAHO)

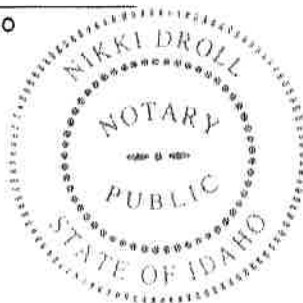
) SS.

COUNTY OF KOOTENAI)

On January 4, 2017 before me, the undersigned, a notary public in and for said State, personally appeared **J.T. Jacobsen**, known or identified to me to be the President of **KOOTENAI COUNTY TITLE CO., INC.**, and known to me to be the person who executed the within instrument on behalf of said corporation, whose name is subscribed to the within instrument as Trustee and acknowledged to me that such corporation executed the same as such Trustee.

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


Notary Public for the State of Idaho
Resides: Coeur d Alene
Commission Expires: 08/25/20





State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION • 7600 N MINERAL DR STE 100 • COEUR D'ALENE ID 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 5, 2018

GEORGE & KAY CHEROKE
7034 E MAPLEWOOD AVE
POST FALLS ID 83854-6945

Re: Water Right No. 95-16103

Dear Mr. & Mrs. Cherokee:

Enclosed is a copy of the Notice of Completed Administrative Procedure and associated water right(s) that has been sent to the Coeur d'Alene-Spokane River Basin Adjudication Court, reflecting the ownership change for your water right(s). These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

This notification to the Court does not affect the previous approval of this water right(s). You will be notified of any future action on your water right(s) by the CSRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in blue ink that reads "Dawn R. Lenon".

Dawn R. Lenon
Technical Records Specialist 1