

RECEIVED

JAN 25 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR/NORTH 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. 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
95-4516	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Janice R Barichello
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lacretia Gable
New owner(s) as listed on the conveyance document
- Mailing address: 2071 HellsGaleh Rd. City: St. Maries Name connector: ☐ and ☐ or ☐ and/or
Telephone: 208 568-1097 State: Id. ZIP: 83861
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: Yes
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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.
☐ 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: Janice R Barichello Title, if applicable: _____ Date: _____
 Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: 1-25-2021
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by NS Date 1-25-21 Receipt No. N036678 Receipt Amt. \$2500
 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 NS Date 1-25-21

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRB)
Case No. 49576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 95-04516

NAME AND ADDRESS: GARY D BARICHELLO
JANICE R BARICHELLO
8850 BENEWAH CREEK RD
SAINT MARIES, ID 83861

SOURCE: UNNAMED STREAM TRIBUTARY: BENEWAH CREEK

QUANTITY: 0.05 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 03/15/1968

POINT OF DIVERSION: T45N R03W S18 NENE Within Benewah County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.03 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Irrigation Within Benewah County
T45N R03W S18 NENE 1.0
1.0 Acres Total

Stockwater Within Benewah County
T45N R03W S18 NENE

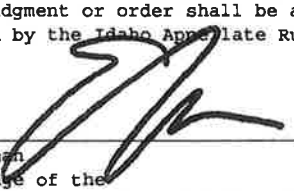
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS
CERTIFICATE OF DEATH

Date Filed MARCH 01, 2017

State File No. 2017-02225

DECEDENT - LEGAL NAME GARY DOUGLAS BARICHELLO			
SEX MALE	SOCIAL SECURITY NUMBER ~~██████████~~	AGE 72 YEARS	DATE OF BIRTH FEBRUARY 29, 1944
BIRTHPLACE PRINCE EDWARD ISLAND, CANADA		PLACE OF RESIDENCE ST. MARIES, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) JANICE R. WILKINSON	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME RAYMOND JAMES EUGENE BARICHELLO			BIRTHPLACE CANADA
MOTHER - MAIDEN NAME MARJORIE ELLEN HARRIS			BIRTHPLACE CANADA
METHOD OF DISPOSITION CREMATION		FUNERAL SERVICE LICENSEE CARRIE NORDIN	
NAME AND ADDRESS OF FUNERAL FACILITY THE HODGE FUNERAL HOME, ST. MARIES, IDAHO			
DATE OF DEATH FEB. 26, 2017	TIME OF DEATH 10:25 A.M.	CITY, TOWN OR LOCATION OF DEATH ST. MARIES, IDAHO	COUNTY OF DEATH BENEWAH
CAUSE OF DEATH (underlying cause last) a. SEVERE DEBILITY			Approximate Interval Between Onset and Death WEEKS
b. DUE TO (or as a consequence of): SEVERE DYSPHAGIA			MONTHS
c. DUE TO (or as a consequence of): PARKINSON'S DISEASE			YEARS
d. DUE TO (or as a consequence of):			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above LEG CELLULITIS			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER ROBERT A. ANCKER, M.D.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: MARCH 01, 2017

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar

PRINCO (REV 11/15)

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR



ANY ALTERATION OR ERASURE VOID

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company
831 Main Avenue
St. Maries, ID 83861

**ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.**

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **920159-SM (ps)**

Date: **September 16, 2020**

For Value Received, **Janice R. Barichello**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Janice Rae Barichello, an unmarried woman and Lucretia Jonell Gable, an unmarried woman**, hereinafter called the Grantee, whose current address is **8850 Benewah Creek Rd., St. Maries, ID 83861**, the following described premises, situated in **Benewah County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

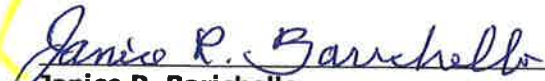
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 09/16/2020

Warranty Deed
- continued

File No.: 920159-SM (ps)


Janice R. Barichello

STATE OF Idaho)
COUNTY OF Benewah)
SS.

On this 17th day of **September 2020**, before me, a Notary Public in and for said State, personally appeared **Janice R. Barichello**, 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.



Notary Public for the State of Idaho
Residing at: St. Maries ID
My Commission Expires: 1-20-2022

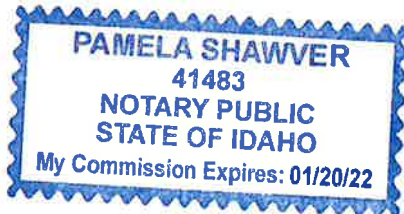


EXHIBIT A

Two parcels in the Northeast Quarter of the Northeast Quarter of Section 18, Township 45 North, Range 3 West of the Boise Meridian, Benewah County, Idaho. The boundary of Parcel 1 is described as:

Beginning at the point of intersection of the north line of said Section 18 with the thread of Benewah Creek as it currently exists. From this point the northeast corner of this section bears East - 32.41 feet.

Running thence West, along said north section line, a distance of 292.05 feet to the intersection of this section line with the northerly right-of-way boundary of the Benewah Valley County Road conveyed by a deed recorded in Book 100, Page 4917, Benewah County records, (this right-of-way boundary runs parallel to and 40 feet offset northerly from the centerline of said road).

thence S 58°09'00" E, along said right-of-way boundary, a distance of 215.12 feet to another point on the thread of Benewah Creek.

thence N. 56°05'30" E, along said creek thread, a distance of 49.98 feet; thence N. 27°13'30" E, along said creek thread, a distance of 78.22 feet; thence N. 63°43'30" E, along said creek thread, a distance of 35.50 feet to the point of beginning.

The boundary of Parcel 2 is described as:

Beginning at the intersection point of the east line of said Section 18 with the southerly right-of-way boundary of the Benewah Valley County Road. From this point the northeast corner of Section 18 bears N 00°05'00" W - 238.67 feet.

Running thence S 00°05'00" E, along said east section line, a distance of 791.23 feet;

thence N. 29°50'00" W a distance of 473.90 feet;

thence N 16 degrees 30'00" W a distance of 197.50 feet;

thence N 00°33'00" W a distance of 142.60 feet;

thence N 21°45'00" W a distance of 246.67 feet to another point on the southerly right-of-way boundary of the Benewah Valley Road;

thence S 58°09'00" E, along said right-of-way boundary, a distance of 189.66 feet to the intersection of said right-of-way boundary with the thread of Benewah Creek as it currently exists;

thence S 77°32'15" W, along said creek thread, a distance of 68.36 feet to the intersection of said creek thread with the centerline of the former route of the Benewah Valley Road, which route and roadway was vacated by the Benewah County Board of Commissioners by a resolution passed January 9, 1978, and recorded in Book 154, Page 2575.

thence S 15°39'00" E, along the centerline of said vacated roadway, a distance of 9.81 feet;

thence along said roadway centerline on a 156.34 foot radius curve left, concave to the north, through a central angle of 109°49'00", an arc distance of 299.64 feet. The chord of this curve segment bears S 70°33'30" E - 255.84 feet;

thence N 54°32'00" E a distance of 49.42 feet to the intersection of said centerline with said southerly right-of-way boundary of the current Benewah Valley Road;

thence along said right-of-way boundary on a 230.99 foot radius curve left, concave to the north, through a central angle of 01°20'38", an arc distance of 5.42 feet. The chord of this curve segment bears N 84°35'45" E - 5.42 feet to the point of beginning.

Date: 09/16/2020

Warranty Deed
- continued

File No.: 920159-SM (ps)

The above described parcels are depicted on a survey plat recorded May 1, 1989, as Instrument No. 180497, records of Benewah County, Idaho.



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)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 25, 2021

JANICE R BARICHELLO
8850 BENEWAH CREEK RD
SAINT MARIES ID 83861-9368

LUCRETIA JONELL GABLE
2071 HELLS GULCH RD
ST MARIES ID 83861-9159

Re: Change in Ownership for Water Right No(s): 95-4516

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 762-2813.

Sincerely,

Natalie Steading
Natalie Steading
Tech Records Specialist 1

Enclosure(s)