

RECEIVED

DEC 23 2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIDWR / 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?
95-13195	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: Michael W Fiedler, Marcia K Fiedler
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Fiedler Irrevocable Heritage Trust The
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 11825 W Cougar Gulch Road Coeur d' Alene ID 83814
Mailing address City State ZIP
567-344-1974 mmfiedler816@gmail.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: 8/2014
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: notarized
☐ 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: Michael W Fiedler Trustee 12-23-19
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 NS Date 12-23-19 Receipt No. N035840 Receipt Amt. 825.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

NS

1-6-21

EXHIBIT "A"

Parcel No. 32-155-005-01:

Situated in the Township of Washington, County of Paulding, and State of Ohio:

A parcel of land being situated in the Northwest quarter (1/4) of the Northeast quarter (1/4) of Section 15, Town 1 North, Range 4 East, Washington Township, Paulding County, Ohio, and which is more particularly described as follows:

Commencing at the Northeast corner of said Section 15; thence North 88°00'49" West (assumed bearing for the purposes of this description) on the North line of the Northeast quarter (1/4) of said Section, one thousand three hundred twenty-six and seventy hundredths (1326.70) feet to a point; thence South 1°16' West on the East line of the Northwest quarter (1/4) of the Northeast quarter (1/4) of Section 15, fifty-six and zero hundredths (56.00) feet to a point in the centerline of County Road No. 60 and the point of beginning; ----thence South 1°16' West on the East line of the Northwest quarter (1/4) of the Northeast quarter (1/4) of said Section, one thousand two hundred seventy - four and three hundredths (1274.03) feet to an iron pin at the Southeast corner thereof; thence North 88°11' West on the south line of the Northwest (1/4) quarter (1/4) of the Northeast quarter (1/4) of said section and the existing fence line, six hundred fifty-seven and eighty-two hundredths (657.82) feet to a point in the center line of the Little Auglaize River; thence North 7°53'20" West on the center line of said River, eight hundred ninety-seven and thirty-nine hundredths (897.39) feet to a point; thence North 89°30'20" East, four hundred forty-four and ninety hundredths (444.90) feet to a point at the Southeasterly corner of the present Church of God property; thence North 0°29'40" West on the Easterly line of the Church of God property, three hundred eighty-four and sixty-six hundredths (384.66) feet to a point in the centerline of County Road No.60; thence South 86°10'49" East on the centerline of said Road, three hundred sixty-eight and seven hundredths (368.07) feet to a point of beginning.

Containing 18.184 acres more or less but subject to all legal highways and easements of record.

The foregoing premises were surveyed on March 17, 1987, by Paul J. Westhoven, Registered Surveyor No. 5602.

SAVE AND EXCEPT:

A parcel of land being situated in the Northwest quarter (1/4) of the Northeast quarter (1/4) of Section 15, Town 1 North, Range 4 East, Washington Township, Paulding County, Ohio, and which is more particularly described as follows:

Commencing at the Northeast corner of said Section 15, thence North 88°00'49" West (assumed bearing for the purposes of this description) on the North line of the Northeast quarter (1/4) of said section, one thousand three hundred twenty-six and seventy hundredths (1326.70) feet to a point; thence South 1°16' West on the East line of the Northwest quarter (1/4) of the Northeast quarter (1/4) of Section 15, fifty-six and zero hundredths (56.00) feet to a point in the center line of County Road No. 60; thence North 86°10'49" West on the center line of said County Road No. 60, three hundred sixty-eight and seven hundredths (368.07) feet to a point; thence South 0°29'40" East, three hundred eighty-four and sixty-six hundredths (384.66) feet to the point of beginning;----thence South 0°29'40" East, two hundred seventeen and thirty-four hundredths (217.34) feet to an iron pin; thence North 86 degrees 10' 49" West two hundred twenty-two and zero hundredths (222.00) feet to an iron pin on the top of the bank of the Auglaize River; thence continuing North 86°10'49" West, two hundred and zero hundredths (200.00) feet to a point in the centerline of said River; thence North 7°53'20" West in the centerline of said River, one hundred eighty-seven and fifteen hundredths (187.15) feet to a point; thence North 89°30'20" East, four hundred forty-four and ninety hundredths (444.90) feet to the point of beginning.

Containing 2.00 acres more or less.

Instrument
201800000936

VOL 583 PAGE 0362

201800000936
Filed for Record in
PAULDING COUNTY, OHIO
CAROL E TEMPLE, COUNTY RECORDER
05-03-2018 At 03:54 pm.
WARR DEED 28.00
OR Volume 583 Page 362 - 363

DESCRIPTION CHECKED
& APPROVED
PLDG. CO. ENGINEER'S OFFICE
BY BDL 5-3-18

REAL ESTATE TRANSFER
Grantor has complied with ORC Sec. 319.202
Date 5-3-18
Fee NIC Exempt D
CLAUDIA J. FICKEL, County Auditor

A. Kauer

GENERAL WARRANTY DEED
(PURSUANT TO OHIO REVISED CODE § 5302.05)

KNOW ALL MEN BY THESE PRESENTS that **MICHAEL W. FIEDLER** and **MARCIA K. FIEDLER**, husband and wife, of Paulding County, Ohio, for valuable consideration paid, grant with general warranty covenants, to **JEFFREY FIEDLER**, trustee, or successors in trust, under **THE FIEDLER IRREVOCABLE HERITAGE TRUST**, dated April 25, 2018, and any reformation thereto, whose tax mailing address is:

22726 Road 60
Oakwood, Paulding County, Ohio 45873

the real property described in the attached *Exhibit A* herein incorporated by reference.

Property Known As: 22726 Road 60
Oakwood, Paulding County, Ohio 45873

Permanent Parcel #: 32-155-005-01

Prior Instr. Reference: Volume 478, Page 1164-1167

IN WITNESS WHEREOF, We have subscribed our names on April 25, 2018.

Michael W. Fiedler
MICHAEL W. FIEDLER

Marcia K. Fiedler
MARCIA K. FIEDLER

STATE OF OHIO)

ss Lima

COUNTY OF ALLEN)

On this 15th day of April, 2018 before me, the undersigned, a Notary Public for this State, appeared **MICHAEL W. FIEDLER** and **MARCIA K. FIEDLER**, the grantors in the foregoing deed, personally known to me or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to this instrument, and who each acknowledged its signing on this day to be a voluntary act and deed.

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

Jamie S. Tate
NOTARY PUBLIC

Instrument Prepared by:

MARISSA FITZPATRICK, ESQ.,
ALERSTALLINGS LLC
140 WEST HIGH STREET
LIMA, OH 45801
(419) 210-8555



JAMIE S. TATE
NOTARY PUBLIC
STATE OF OHIO
My Commission Expires
July 17, 2019

Indexed

SMITH + MALEK
ATTORNEYS

STEPHEN T. SNEDDEN
stephen@smithmalek.com
208.597.7911
Admitted in Idaho

September 18, 2018

Michael and Marcia Fiedler
22726 Road 60
Oakwood, Ohio 45871

Re: Fiedler to The Fiedler Irrevocable Heritage Trust

Dear Mr. and Mrs. Fiedler:

Attached is the original recorded Special Warranty Deed which was recorded in Kootenai County on September 12, 2018 as Instrument Number 2661114000.

Now that your legal work has been completed, we are closing our file. When all legal matters for a client have been completed, our office policy is to formally disengage from the attorney-client relationship.

Thank you for allowing us to serve you. If you require legal assistance in the future, I hope you will call on our firm again.

Yours truly,



Stephen T. Snedden
Attorney at Law

Enc. (1)



(Space Above For Recorder's Use)

SPECIAL WARRANTY DEED

For the consideration of ten dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, **Michael W. Fiedler** and **Marcia K. Fiedler**, husband and wife, ("Grantor"), conveys and specially warrants to **Jeffrey Fiedler**, trustee, or successors in trust, under **The Fiedler Irrevocable Heritage Trust**, dated April 25, 2018, and any reformation thereto ("Grantee"), whose address is 11825 W. Cougar Gulch Rd, Coeur D'Alene, Idaho, and its successor trustees and assigns forever all of his interest in the following described real property: SEE EXHIBIT A

SUBJECT TO taxes and assessments for the year 2018 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from encumbrances created or suffered by the Grantor, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims of or through Grantor, but none other.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 11th day of August, 2018.

Michael W. Fiedler
Michael W. Fiedler

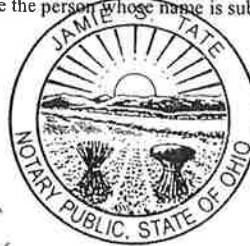
Marcia K. Fiedler
Marcia K. Fiedler

STATE OF OHIO
COUNTY OF Allen) ss. Lima

On this 11th day of August, in the year of 2018, before me, a Notary Public for the state of Ohio, personally appeared Michael W. Fiedler, 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.

(Sign) Jamie S. Tate
NOTARY PUBLIC

Residing at: Lima
My commission expires: July 17, 2019



JAMIE S. TATE

NOTARY PUBLIC
STATE OF OHIO

My Commission Expires
July 17, 2019

STATE OF OHIO
COUNTY OF Allen) ss. Lima

On this 11th day of August, in the year of 2018, before me, a Notary Public for the state of Ohio, personally appeared Marcia K. Fiedler, 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.

(Sign) Jamie S. Tate
NOTARY PUBLIC

Residing at: Lima
My commission expires: July 17, 2019



JAMIE S. TATE

NOTARY PUBLIC
STATE OF OHIO

My Commission Expires
July 17, 2019

INITIAL

③ _____
④ _____

EXHIBIT A

A part of the Southeast Quarter of the Southwest Quarter of the Northeast Quarter of Section 35, Township 50 North, Range 5 West, Boise Meridian, Kootenai County, Idaho, according to the Record of Survey by Meckel Engineering and Surveying; more particularly described as follows:

COMMENCING at the Southwest corner of the Southwest Quarter of the Northeast Quarter (C1/4 section corner), monumented with an iron rod, 5/8 inch diameter, with an aluminum cap marked LS 5289; thence

North 89°57'35" East, 661.80 feet along the South boundary of the Southwest Quarter of the Northeast Quarter (of record as North 89°56'19" East, on a Record of Survey by LS 687) to an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 832, the POINT OF BEGINNING; thence

Continuing North 89°57'35" East, 294.65 feet along the South boundary of said Southeast Quarter of the Southwest Quarter of the Northeast Quarter, to a point on the centerline of Cougar Gulch Road; thence

Traversing the centerline of Cougar Gulch Road as follows:

North 20°03'41" East, 195.86 feet; thence

North 28°25'28" East, 95.03 feet; thence

North 35°17'05" East, 93.41 feet; thence

North 41°25'19" East, 77.29 feet; thence

North 57°54'07" East, 63.88 feet; thence

North 78°01'44" East, 29.22 feet to the intersection of the centerline of a private road; thence

Traversing the centerline of the private road as follows:

North 37°16'55" West, 51.58 feet; thence

North 25°41'18" West, 100.37 feet; thence

North 37°04'33" West, 40.63 feet; thence

North 68°03'33" West, 41.69 feet; thence

North 73°20'17" West, 72.30 feet; thence

North 69°08'38" West, 43.68 feet to a point on the North boundary of said Southeast Quarter of the Southwest Quarter of the Northeast Quarter; thence

North $89^{\circ}55'31''$ West, 345.77 feet along the North boundary of said Southeast Quarter of the Southwest Quarter of the Northeast Quarter to an iron rod, 30 inches long, $5/8$ inch diameter, with a plastic cap marked PLS 832; thence

South $0^{\circ}05'45''$ West, 658.18 feet along the West boundary of said Southeast Quarter of the Southwest Quarter of the Northeast Quarter to the POINT OF BEGINNING.

INITIAL



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 06, 2021

THE FIEDLER IRREVOCABLE HERITAGE TRUST
11825 W COUGAR GULCH RD
COEUR D ALENE ID 83814-8992

Re: Change in Ownership for Water Right No(s): 95-13195

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
Tech Records Specialist 1

Enclosure(s)