

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 26 2020

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?
95-15634	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: James Mullen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cynthia K and Larry A. Dershem Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 16700 N Mountain View Rathdrum Id 83858
Mailing address City State ZIP
- 208.819.1154 Larry
Telephone 208.446.4316 Cindy 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: _____
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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: Larry A. Dershem Trustee 10.26.2020
Signature of new owner/claimant Title, if applicable Date
- Signature: Cynthia K Dershem Trustee 10.20.20
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by NS Date 10-26-2020 Receipt No. N832515 Receipt Amt. \$25.00

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 10-27-2020

STATE OF IDAHO
COUNTY OF KOOTENAI

} ss

September 29, 2020

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF
THE ORIGINAL NOW ON FILE OR RECORDED IN THIS OFFICE
MARRIAGE / INSTRUMENT # 2647072000

BOOK

PAGE

NOT TO SCALE

JIM BRANNON

BY

DEPUTY

PAGE COUNT 3 PAGES

CLERK

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
1866 North Lakewood Drive
Coeur d'Alene, ID 83814

JIM BRANNON 3 P 2647072000
KOOTENAI COUNTY RECORDER
JAJ 6/8/2018 9:32 AM
REQ OF FIRST AMERICAN TITLE -
KOOTENAI
RECORDING FEE: \$15.00 DD
Electronically Recorded

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 684206-C (ms)

Date: May 31, 2018

For Value Received, **GI Darwin Mullen, an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Larry A. Dershem, Trustee of the Larry A. and Jacquelynne D. Dershem Revocable Living Trust**, hereinafter called the Grantee, whose current address is **16700 N. Mountain View Road, Rathdrum, ID 83858**, the following described premises, situated in **Kootenai 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: 05/31/2018

Warranty Deed
- continued

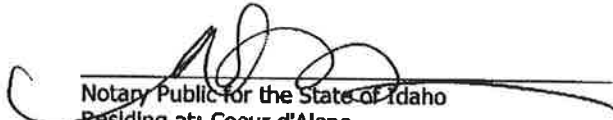
File No.: 684206-C (ms)


G. Darwin Mullen

STATE OF Idaho)
COUNTY OF Kootenai)
ss.

On this ~~Twenty-sixth~~ day of June, 2018, before me, a Notary Public in and for said State, personally appeared **G. Darwin Mullen**, 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: Coeur d'Alene
My Commission Expires: 4/2/2020

Date: 05/31/2018

Warranty Deed
- continued

File No.: 684206-C (ms)

EXHIBIT A

**THAT PORTION OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 28,
TOWNSHIP 52 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO,
DESCRIBED AS FOLLOWS:**

BEGINNING AT THE SOUTH QUARTER CORNER OF SAID SECTION 28;

**THENCE NORTH 0°11'30" EAST ALONG THE NORTH-SOUTH CENTERLINE OF SECTION 28,
2092.10 FEET TO THE TRUE POINT OF BEGINNING;**

**THENCE CONTINUING NORTH 0°11'30" EAST, ALONG SAID NORTH-SOUTH CENTERLINE
540.46 FEET TO THE CENTER QUARTER CORNER OF SAID SECTION 28;**

**THENCE SOUTH 89°45'32" WEST, ALONG THE EAST-WEST CENTERLINE OF SAID SECTION
28, 699.07 FEET;**

**THENCE SOUTH 0°06'36" WEST, 403.54 FEET TO A POINT OF CURVE OF A NON-TANGENT,
60.00 FOOT RADIUS CURVE TO THE RIGHT, WHOSE CENTER OF CIRCLE BEARS SOUTH
0°06'36" WEST;**

**THENCE ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 150°00'00",
157.08 FEET;**

THENCE SOUTH 0°06'36" WEST, 22.09 FEET;

THENCE EAST 638.29 FEET TO THE TRUE POINT OF BEGINNING.

Recording Requested By and
When recorded return to and
MAIL TAX STATEMENTS TO

JIM BRANNON 5 P 2773514000
KOOTENAI COUNTY RECORDER
DAP Date 08/26/2020 4:32 PM
REQ OF DERSHEM
RECORDING FEE: \$15.00 DD


Cynthia K. Dershem
16700 N. Mountain View
Rathdrum, Wa 83858

Quitclaim Deed

The undersigned declare that the documentary transfer tax is -0-. Exempt: not a sale.

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, and Larry Allen Dershem and Cynthia K. Dershem, hereby grants to Larry Allen Dershem and Cynthia K. Dershem CO -TRUSTEES, of the **Cynthia K. and Larry A.**

Dershem Trust dated August 14, 2020, the beneficiaries of which are the Grantors, the following described real property in the County of Kootenai, State of Idaho: Assessor's Parcel Number: 52N04W284870

Tax number # 11279 See attached:

THE TRUSTEE AND ANY SUCCESSOR TRUSTEE(S) SHALL HAVE FULL RIGHT TO SELL OR ENCUMBER THE PROPERTY DESCRIBED HEREIN.

 Dated: August 14, 2020
Larry Allen Dershem

 Dated: August 14, 2020
Cynthia K. Dershem

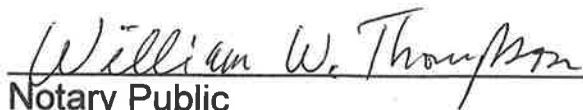
STATE OF Idaho)
: ss.

COUNTY OF Kootenai)

On August 14, 2020 before me, the undersigned, a Notary Public in and for said County and State, personally appeared Larry Allen Dershem, and Cynthia K. Dershem known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

William W. Thompson
Notary Public - State of Idaho
Commission Number 40255
My Commission Expires 6/23/2021


Notary Public
Residing at Kootenai Co., Idaho 40255
Commission expires: 6/23/2021

Tax No. 11,279 Cont. Memo 94-689 7-25-78
That portion of the East 1/2 of the SW 1/4 of Sect. 28,
Township 52 N, Range 4W.B.M., Kootenai County, Idaho
described as follows: Beginning at the South 1/4 corner
of said Sect. 28; thence N 0°11'30" E, along the N/S
centerline of said Sect. 28, 2092.10 feet to the True
Point of Beginning; thence continuing N 0°11'30" E, along
said N/S centerline 540.46 feet to the center 1/4 corner
of said Sect. 28; thence S89°45'32" W, along the East-
West centerline of said Sect. 28, 669.07 feet, thence
S 0°06'36" W, 403.54 feet to a point of curve of a non-
tangent, 60.00 foot radius curve to the right, whose
center of circle bears S 0°06'36" W; thence along the
arc of said curve, through a central angle of 150°00'00",
157.08 feet, thence S 0°06'36" W, 22.09 feet thence East,
638.29 feet to the True Point of Beginning.

Abstract of Trust Agreement

JIM BRANNON 3 P 2773513000
KOOTENAI COUNTY RECORDER
DAP Date 08/26/2020 4:32 PM
REQ OF DERSHEM
RECORDING FEE: \$16.00 AG


THIS AGREEMENT was made and entered into on August 14, 2020, between **Larry Allen Dershem and Cynthia K. Dershem**, of the County of Kootenai, State of Idaho, herein designated as Co-Trustors; and Larry Allen Dershem and Cynthia K. Dershem, of the County of Kootenai, State of Idaho, herein designated as Co-Trustees. The name of the trust is the **Cynthia K. and Larry A. Dershem Trust**, dated August 14, 2020.

IT IS AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. Description of Trust: The parties hereto desire to confirm the establishment of a revocable trust on August 14, 2020, and amendments thereto, for the benefit of Co-Trustors (as husband and wife) and containing, among others, the following :

2. Initial Co-Trustees. The husband, **Larry Allen Dershem and Cynthia K. Dershem** the wife are designated as the Co-Trustees, to serve until the death, resignation or incompetence of one of them, and the remaining Co-Trustee shall continue to act as sole Trustee.

3. Successor Trustees. Upon removal of both, the husband, **Larry Allen Dershem** and wife **Cynthia K. Dershem** as Trustees, the successor Trustee is designated as **Dustin Allen Dershem**. Upon the death, resignation or incapacity of **Dustin Allen Dershem** the successor Trustee shall be Jarrad Lee Thompson

4. Power to Alter Succession of Trustees. After the death of either Co-Trustor, the surviving Co-Trustor shall have full power and authority to alter the succession of trustees by written Designation of Successor Trustee(s) filed with the then acting Trustee.

5. Trust Held for Surviving Spouse Upon Death of a Co-Trustor. Upon the death of either Co-Trustor, the trust estate remains in trust for the benefit of the Surviving Spouse, with said Surviving Spouse retaining the unlimited right to amend, revoke or terminate the entire trust, retaining the right to an unlimited amount of income and principal, and retaining a general power of appointment over the entire trust estate which can be exercised by lifetime transfer or by Will or written instrument filed with the Trustee prior to death.

6. Trustee's Powers. The Co-Trustees, or the successor Trustee, shall have the power and authority to manage and control the trust property in such manner as the Trustee or successor Trustee may deem advisable, and they shall have, enjoy and exercise all powers and rights over and concerning property and the proceeds thereof as fully and amply as though the Co-Trustees were the absolute and unqualified owners of same, including, but not limited to, the following:

(a) Power to Manage Trust Property. The power to grant, exchange, lease, sell and convey real and personal property;

(b) Power to Borrow. The power to borrow money and to obligate the trust estate by mortgage, deed of trust, pledge or otherwise;

(c) Power to Invest. The power to invest in commodities of every nature, corporate obligations of every kind, precious metals such as gold or silver, stocks, preferred or common, to buy stocks, bonds, commodities and similar investments on margin or other leveraged accounts, to open, operate and maintain a securities brokerage account wherein any securities may be bought and/or sold on margin, and to hypothecate, borrow upon, purchase and/or sell existing securities in such account as the Trustee may deem appropriate or useful, except to the extent that such management would cause includability of any irrevocable trust in the estate of a Trustee.

(d) Power to Delegate. To perform or to delegate to any trustee or non-trustee any non-discretionary power, including the power to singularly or jointly open, close or transfer any type of bank account and savings and loan association account, sign checks, drafts, withdrawal slips or other documents, give instructions for the receipt or delivery of securities or other property, give instructions for the payment or the receipt of money and, singularly or with others, have access to any safe deposit box or other place containing property of this trust.

7. Distribution after Death of Both Co-Trustors. Following the death of both Co-Trustors, the trust continues or is distributed in whole or in part for the benefit of other named beneficiaries according to the terms of the trust.

8. Checking and Savings Accounts. While both Co-Trustors are living and competent, except when a corporate Trustee is acting hereunder, either Co-Trustor may add money to or withdraw money from any savings or checking account owned by the trust in any financial institution without the approval of the Trustee or other Co-Trustor; provided, however, that the ownership of the funds shall remain the same and the Co-Trustor adding or removing such funds shall gain no additional ownership interest therein than was present prior to the withdrawal from or addition to the trust account.

9. Separate and Community Property. All property designated in the documents of title as "SPH" is rebuttably presumed to be separate property of the Husband, "SPW" is rebuttably presumed to be the separate property of the Wife, and "CP" is rebuttably presumed to be community property. If no letters are added, ownership shall be as reflected on the books and records of the Co-Trustors.

10. Character of All Property Except Joint Tenancy Property Unchanged Upon Transfer to Trust. All property transferred into the trust which had an original source as community property shall remain community property and all property which had an original source as separate property shall remain separate property of the contributing spouse, unless other provision shall have been made therefor, except that joint tenancy property transferred into the trust shall be converted to community property upon transfer into the trust.

11. Real and Personal Property. All personal property transferred into the trust shall remain personal property and all real property transferred in the trust shall

remain real property.

12. Power over Community Property. Until the death of the first Co-Trustor, no Trustee shall have any more extensive power over community property than would a husband or wife under the laws of the State of Idaho.

13. Trustee's Power to Transfer Assets. Unless otherwise indicated to a prospective transferee, the Trustee has full power to transfer assets held in the name of the trust, and subsequent transferees shall be entitled to rely upon such transfers, provided the chain of title is not otherwise deficient.

16. Governing Law. This trust shall be governed by the laws of Idaho.

17. 15. Spendthrift Provision. This trust contains a spendthrift provision.

16. Trust Agreement to Govern. The use of this Abstract of Trust Agreement is for convenience only, and the Trust Agreement is solely controlling as to provisions and interpretations, and any conflict between this Abstract and the Trust Agreement shall be decided in favor of the Trust Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Abstract of Trust Agreement this day and year.

TRUSTEE:

Larry A. Dershem
Larry Allen Dershem

TRUSTEE:

Cynthia K. Dershem
Cynthia K. Dershem

TRUSTOR:

Larry A. Dershem
Larry Allen Dershem

Cynthia K. Dershem
Cynthia K. Dershem

STATE OF Idaho)
: ss.

COUNTY OF Kootenai)

On August, 14, 2020, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Larry Allen Dershem and Cynthia K. Dershem, known to me (or proved me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument, and acknowledged to me that he/she executed the same.

WITNESS my hand and official seal.

William W. Thompson
Notary Public

Commission Expires: 6/23/2021

Residing: Kootenai, Idaho

(Seal)

William W. Thompson
Notary Public - State of Idaho
Commission Number 40255
My Commission Expires 6/23/2021

Recording Requested By and
When recorded return to and
MAIL TAX STATEMENTS TO

Larry A. Dershem
16700 N. Mountain View
Rathdrum, Wa 83858

Quitclaim Deed

The undersigned declare that the documentary transfer tax is -0-. Exempt: not a sale.

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, and Dustin Allen Dershem, hereby grants to Larry Allen Dershem and Cynthia K. Dershem CO -TRUSTEES, of the **Cynthia K. and Larry A. Dershem Trust** dated August 14th 2020, the beneficiaries of which are the Grantors, the following described real property in the County of Kootenai State of Idaho:

Assessor's Parcel Number: 521104W284870

See Attached Tax no 11,279

THE TRUSTEE AND ANY SUCCESSOR TRUSTEE(S) SHALL HAVE FULL RIGHT TO SELL OR ENCUMBER THE PROPERTY DESCRIBED HEREIN.


Dustin Allen Dershem

Dated: August 21, 2020

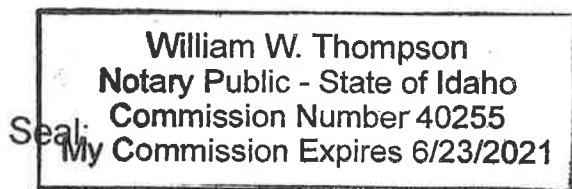
STATE OF Idaho)


: ss.

COUNTY OF Kootenai)

On August 21, 2020 before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Dustin Allen Dershem** known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.




Notary Public
Residing at Kootenai Co., Idaho
Commission expires: 6/23/2021

Tax No. 11,279 Cont. Memo 94-689 7-25-78
That portion of the East 1/2 of the SW 1/4 of Sect. 28,
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described as follows: Beginning at the South 1/4 corner
of said Sect. 28; thence N 0°11, 30" E, along the N/S
centerline of said Sect. 28, 2092.10 feet to the True
Point of Beginning; thence continuing N 0°11'30" E, along
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of said Sect. 28; thence S89° 45'32" W, along the East-
West centerline of said Sect. 28, 669.07 feet, thence
S 0°06'36" W, 403.54 feet to a point of curve of a non-
tangent, 60.00 foot radius curve to the right, whose
center of circle bears S 0°06'36" W; thence along the
arc of said curve, through a central angle of 150°00'00",
157.08 feet, thence S 0°06'36" W, 22.09 feet thence East,
638.29 feet to the True Point of Beginning.



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

October 27, 2020

CYNTHIA K & LARRY A DERSHEM TRUST
16700 N MOUNTAIN VIEW RD
RATHDRUM ID 83858-7041

Re: Change in Ownership for Water Right No(s): 95-15634

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)