

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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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?
92-10260	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Patricia Louise Ducommun

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Douglas John Harwood and Kathy Jean Harwood

New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or

16144 Hwy 5

St. Maries

ID

83861

Mailing address

City

State

ZIP

208-245-1104

harwood6@outlook.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: 10-26-99

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: Douglas John Harwood

Signature of new owner/claimant

Title, if applicable

Nov. 3, 2016

Date

- Signature: Kathy Jean Harwood

Signature of new owner/claimant

Title, if applicable

Nov. 3, 2016

Date

For IDWR Office Use Only:

Received by db

Date

11/9/16

Receipt No.

N032276

Receipt Amt.

2.5

Approved by

Processed by

NS

Date

2-2-17

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-4000

ULUS

3 059

852

JOHN
WHITEHEAD

WARREN
-4200

BELL

Tea #398

704 4397

**ANDREW
BAILEY**

DUCOM MEUN

Tax # 317
-A

JAMES

PAUL
BREBNER

HEATHER
FLAHERTY

-4500

WILLIAM

A.

TAYLOR

Tax 8964 REVISED

-4850

REVISED TAX 8/6/53

TO 18-952 REVISED

JEREMY
SEYFERTH

TAX #495A

WILLIAM ANDREW
GIBSON

-4950

TAYLOR

WEINMANN

Tax # 539
JOHN R. POWELL
7900

540-2

104

Box #418
-1600

JAMES
W.
TITUS

-4900

057

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
831 Main Avenue
St. Maries, ID 83861

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2016 Aug 26 PM 04 15
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
275041
FIRST AMERICAN TITLE - SAIN
FEES \$ 19.00

**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.: **600075-SM (ps)**

Date: **August 20, 2016**

For Value Received, **Patricia Louise Ducommun, a widow**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Douglas John Harwood and Kathy Jean Harwood, husband and wife**, hereinafter called the Grantee, whose current address is **16144 Hwy 5, Saint 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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
831 Main Avenue
St. Maries, ID 83861

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Date: 08/20/2016

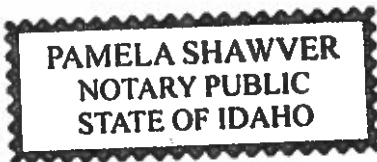
Warranty Deed
- continued

File No.: 600075-SM (ps)

Patricia Louise Ducommun
Patricia Louise Ducommun

STATE OF Idaho)
COUNTY OF Benewah)
SS.

On this 22nd day of August 2016, before me, a Notary Public in and for said State, personally appeared **Patricia Louise Ducommun**, 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.



Pamela Shawver

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

Date: 08/20/2016

Warranty Deed
- continued

File No.: 600075-SM (P)

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EXHIBIT A

A part of the NW1/4 of section 20, Township 46 North, Range 2 West, Boise Meridian, Benewah County, Idaho; more particularly described as follows:

COMMENCING at the Center-East 1/16 section corner of said section (the Northwest corner of the NE1/4 of the SE1/4 of said section), monumented with an auto axle, marked LS 1013, from which the Southeast 1/16 section corner of said section (the Southwest corner of said NE1/4 of the SE1/4), monumented with an iron rod, 30 inches long, 5/8 inch diameter, with an aluminum cap, 2 inches diameter, marked PLS 6766, bears South 0°00'50" West, 1322.71 feet (of record as South 0°10'57" West, 1322.65 feet) distant;

thence North 72°19'52" West, 1389.52 feet to a point on the East line of the NW1/4 of said section, said point monumented with an iron rod, 3/8 inch diameter, the POINT OF BEGINNING, (from this point the Center 1/4 section corner of said section, bears of record as South 0°10'44" East 429.56 feet distant);

thence South 89°50'55" West, 180.18 feet (of record as West, 177.83 feet) to a drill steel;

thence North 89°47'14" West, 184.65 feet (of record as West) to an Iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 6766;

thence North 5°56'40" East, 524.13 feet to a point on the Southerly right-of-way line of STATE HIGHWAY No. 5, said point monumented with an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 6766;

thence traversing said Southerly right-of-way line, as follows:

North 86°06'52" East, 65.26 feet to a concrete post, 5 inches square, with a brass cap, 3-1/2 inches diameter, marked STATE OF IDAHO DEPARTMENT OF PUBLIC WORKS PC 873+65.3;

thence 240.55 feet along the arc of a 303.10 foot radius non-tangent curve right, through a central angle of 45°28'21", said curve having a chord bearing South 71°07'20" East, 234.29 feet distant, to a concrete post, 5 inches square, with a brass cap, 3-1/2 inches diameter, marked STATE OF IDAHO DEPARTMENT OF PUBLIC WORKS - POC 876+50-55FT;

thence South 41°33'12" West, 55.09 feet (of record as 55 feet) to a concrete post, 5 inches square, with a brass cap, 3-1/2 inches diameter, marked STATE OF IDAHO DEPARTMENT OF PUBLIC WORKS - POC 876+50 - 110 FT;

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- continued

thence 101.40 feet along the arc of a 248.10 foot radius non-tangent curve right, through a central angle of $23^{\circ}25'04''$, said curve having a chord bearing South $36^{\circ}37'12''$ East, 100.70 feet distant, to a point on the East line of said NW1/4, said point monumented with an iron rod, 30 inches long, 5/8 inch diameter, with a plastic cap marked PLS 6766; from said point, a concrete post, 5 inches square, with a brass cap, 3-1/2 inches diameter, marked STATE OF IDAHO DEPARTMENT OF PUBLIC WORKS - POC 878+00 - 110 FT, bears 2.70 feet along the arc of a 248.10 foot radius curve right, through a central angle of $0^{\circ}37'28''$, said curve having chord bearing South $24^{\circ}35'55''$ East, 2.70 feet distant;

thence South $0^{\circ}02'21''$ East, 328.09 feet (of record as South $0^{\circ}10'44''$ East, 425 feet) along said East line, and leaving said Southerly right-of-way line, to the POINT OF BEGINNING. (Assigned Benewah County Assessor Tax No. 1397, for identification purposes only)



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

February 2, 2017

DOUGLAS JOHN HARDWOOD
KATHY JEAN HARDWOOD
16144 HWY 5
ST. MARIES ID 83861

Re: Change of Ownership for Water Right/Permit No(s): 92-10260

Dear Water Right Holder(s):

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

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 762-2800.

Sincerely,

Natalie Steading

Natalie Steading
Technical Records Specialist I

Enclosure(s)