

RECEIVED

MAY 05 2023

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 #7](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
91-7409	Yes ☐	Yes ☐		Yes ☐	Yes ☐
91-7717	Yes ☐	Yes ☐		Yes ☐	Yes ☐
91-7718	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: FRED DUNCAN
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): CHERIE DUNCAN
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1685 GOOSEHAVEN RD ST MARIES ID 83861
Mailing address City State Zip
(208) 698-0341 CHERIE.TREETRIMMER@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: _____.
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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. \$5000
 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: Cherie Duncan 5/5/23
Signature of new owner/claimant Title, if applicable Date

 Print name
- Signature: _____
 Signature of new owner/claimant Title, if applicable Date

 Print name

For IDWR Office Use Only:

Received by NS Date 5/5/23 Receipt No. N043288 Receipt Amt. \$7500
 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 5/5/23

Andrew P. Doman ISB #3879
Terrun Zolman ISB #11569
LAKE CITY LAW GROUP, PLLC
Attorney at Law
907 Main Avenue
St. Maries, ID 83861
Telephone (208) 245-9155
Facsimile (208) 245-1095
adoman@LCLattorneys.com
tzolman@LCLattorneys.com

Filed: 01/12/2023 13:41:14
First Judicial District, Benewah County
Deanna Bramblett, Clerk of the Court
By: Deputy Clerk - Weaver, Sheena

RECEIVED
2023 Feb 03 PM 12 12
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
297960
LAKE CITY LAW GROUP PLLC
FEES: \$ 16.00

Attorney for the Personal Representative Cherie Duncan

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BENEWAH
MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF

CASE NO.: CV05-22-0199

FRED B. DUNCAN

JUDGMENT

Deceased.

JUDGMENT IS HEREBY ENTERED AS FOLLOWS:

1. CHERIE DUNCAN is the surviving spouse of the Decedent and is the sole devisee of the Decedent.
2. The personal property and real property of the Decedent owned in the State of Idaho is hereby vested in the name of CHERIE DUNCAN, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the Decedent as heir, devisee, or otherwise, except as a proper creditor.
3. The Decedent's interest in the real property more particularly described as follows is hereby vested in the name of CHERIE DUNCAN:

Parcel I

The Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) less 1.36 acres, more

or less, the legal description of which is hereafter contained as Parcel II, and the West Half of the Northeast Quarter of the Southeast Quarter ($W\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$) of Section One (1), Township Forty-six (46) North, Range Three (3) West of the Boise Meridian; excepting that part of the West Half of the Northeast Quarter of the Southeast Quarter ($W\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$) that lies South of the County Road, and which said part is included in Drainage District No. 3.

Parcel II

Beginning at a point 948 feet South and 2,160.34 feet West of the quarter corner on the East Section Line of Section 1, Township 46 North, Range 3 West Boise Meridian, which is Corner #1 and place of beginning, thence true East 123 feet to Corner #2, thence South $61^{\circ} 20'$ East, a distance of 210.3 feet to Corner #3, thence South $23^{\circ} 20'$ West a distance of 237.5 feet to Corner #4 which is on the North side of the County Road, as now laid out, thence along the right-of-way North $78^{\circ} 10'$ West a distance of 125.5 feet to Corner #5, thence North $35^{\circ} 30'$ West a distance of 82.1 feet to Corner #6, thence North $12^{\circ} 15'$ West a distance of 228.8 feet to Corner #1 and the place of beginning, containing 1.364 acres, more or less, and being situated in the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$) of Section One (1), Township Forty-six (46) North, Range Three (3) West Boise Meridian, Benewah County, Idaho.

Parcel III

That part of the East half of the Northeast Quarter of the Southeast Quarter and the West half of the Northeast Quarter of the Southeast Quarter, all lying South of Road, in Section 1, Township 46 North, Range 3 West, B.M., records of Benewah County, Idaho,

AND,

That portion of the West half of the Northeast Quarter of the Southeast Quarter, lying Southeasterly of the Goose Haven County Road and that part of the South half of the Southeast Quarter of Section 1, Township 46 North, Range 3 West, B.M., records of Benewah County, Idaho, more particularly described as:

That part lying Northeasterly of an existing drainage ditch which centerline is described as: Beginning at the Southeast corner of said South half of the Southeast Quarter;

Running thence N $64^{\circ} 14'$ West a distance of 1,434.2 feet; thence N $54^{\circ} 22'$ West a distance of 1,227.6 feet to a point on the North line of said South half of the Southeast Quarter;

Excepting that portion of the South half of the Southeast Quarter and the East half of the Northeast Quarter of the Southeast Quarter lying Northerly of the Goose Haven County Road.

4. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the Decedent.
5. There shall be no administration of the estate of the Decedent in the State of Idaho.

DATED this January 12, 2023.

HONORABLE RACHEL HAMILTON

CLERK'S CERTIFICATE OF MAILING

I HEREBY CERTIFY that on 1/12/2023 1:41:20 PM, I caused a true copy of the foregoing document to be served by the method indicated below, and addressed to each of the following:

Rose L. Longworth
761 Round Lake Road
St. Maries, ID 83861
(X)US Mail

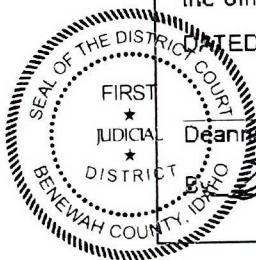
William E. Duncan
1003 Beulah Road
Troy, ID 83871
(X) US Mail

Andrew P. Doman
(X) E-mail:
adoman@LCLattorneys.com

CLERK OF THE COURT

STATE OF IDAHO } ss
COUNTY OF BENEWAH }

This is to certify that the foregoing is a true copy of the original now on file or record in the office.



1/12/2023 1:50:53 PM

Deanna Bramblett, Clerk of the District

Deputy

STATE OF IDAHO
CERTIFICATION OF VITAL RECORDS

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

Date Filed FEBRUARY 11, 2022

State File No. 2022-01869

DECEDENT - LEGAL NAME FRED B. DUNCAN			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 75 YEARS	DATE OF BIRTH NOVEMBER 11, 1946
BIRTHPLACE PORTLAND, OREGON		PLACE OF RESIDENCE ST. MARIES, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) CHERIE LYNN RIEBE	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME ELMER ORIN DUNCAN			BIRTHPLACE OKLAHOMA
MOTHER - MAIDEN NAME MARGARET ETHEL MUNSTERMAN			BIRTHPLACE OREGON
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. 06, 2022	TIME OF DEATH 11:45 A.M.	CITY, TOWN OR LOCATION OF DEATH ST. MARIES, IDAHO	COUNTY OF DEATH BENEWAH
CAUSE OF DEATH (underlying cause last) a. METABOLIC ENCEPHALOPATHY			Approximate Interval Between Onset and Death HOURS TO DAYS
DUE TO (or as a consequence of): b. END-STAGE RENAL DISEASE			
DUE TO (or as a consequence of): c.			WEEKS TO MONTHS
DUE TO (or as a consequence of): d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above CVA HISTORY; BLADDER OUTLET OBSTRUCTION; ANEMIA			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER CARRIE NORDIN		TITLE CORONER
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

AMENDED: 03/07/2022

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 10, 2022**

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

Rev. 07/28/20

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



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

RECEIVED
2021 Nov 08 AM 11 02
BENEWAH COUNTY
DEANNA BRAMBLETT, CLERK
293507
FIRST AMERICAN TITLE - SAINT MARIES
FEES: \$ 15.00

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **976259-C (ms)**

Date: **October 26, 2021**

For Value Received, **Marcia A Taylor, Successor Trustee for Trust B of the Donald and Laverne Taylor Family Trust U/A 11/18/10**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Cherie Lynn Duncan, a married woman as her sole and separate property**, hereinafter called the Grantee, whose current address is **1687 Goosehaven Road, 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: 10/26/2021

Warranty Deed
- continued

File No.: 976259-C (ms)

Marcia A Taylor, Successor Trustee for Trust B
of the Donald and Laverne Taylor Family Trust
U/A 11/18/10

Marcia A. Taylor
Marcia A Taylor, Successor Trustee

STATE OF Idaho)
) ss.
COUNTY OF Benewah)

On this 28 day of ~~November~~ ^{October}, 2021, before me, a Notary Public in and for said State, personally appeared **Marcia A Taylor**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Successor Trustee of the **Trust B of the Donald and Laverne Taylor Family Trust U/A 11/18/10** Trust, and acknowledged to me that she executed the same as such Successor Trustee.

TRISHA HANSON
Notary Public - State of Idaho
Commission Number 20181824
My Commission Expires 09-21-2024

[Signature]
Notary Public of Idaho

Residing at: HaydenCommission Expires: 9-21-2024

Date: 10/26/2021

Warranty Deed
- continued

File No.: 976259-C (ms)

EXHIBIT A

That part of the East half of the Northeast Quarter of the Southeast Quarter and the West half of the Northeast Quarter of the Southeast Quarter, all lying South of Road, in Section 1, Township 46 North, Range 3 West, B.M., records of Benewah County, Idaho,

AND,

That portion of the West half of the Northeast Quarter of the Southeast Quarter, lying Southeasterly of the Goose Haven County Road and that part of the South half of the Southeast Quarter of Section 1, Township 46 North, Range 3 West, B.M., records of Benewah County, Idaho, more particularly described as:

That part lying Northeasterly of an existing drainage ditch which centerline is described as:

**Beginning at the Southeast corner of said South half of the Southeast Quarter;
Running thence N 64°14' West a distance of 1,434.2 feet;
thence N 54°22' West a distance of 1,227.6 feet to a point on the North line of said South half of the Southeast Quarter;**

Excepting that portion of the South half of the Southeast Quarter and the East half of the Northeast Quarter of the Southeast Quarter lying Northerly of the Goose Haven County Road.



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 05, 2023

CHERIE LYNN DUNCAN
1687 GOOSEHAVEN RD
ST MARIES ID 83861

Re: Change in Ownership for Water Right No(s): 91-7409, 91-7717, & 91-7718

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)