Form 42-248/42-1409(6) Rev. 7/21

RECEIVED
JUL 22 2024
DEPT. OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
85-11194	Yes ☐	Yes ☐		Yes ☐	Yes ☐
85-11197	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Penny J Dillard Deyo
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Frances J. Talamantes Trustee Talamantes Family Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

6108 Vista Knolls Drive — Mailing address
Paradise — City
CA — State
95969 — Zip
1-530-877-1798 — Telephone
jeanofparadise@gmail.com — 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: 6-15-2021.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
   - 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):
   - $25 per *undivided* water right.
   - $100 per *split* water right.
   - No fee is required for pending adjudication claims.

   SUPPORT DATA
   IN FILE # 85-11194

   ☐ 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: Frances J Talamantes Trustee Talamantes Family Trust 7-15-2024
Signature of new owner/claimant Title, if applicable Date
Frances J. Talamantes
Print name

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

For IDWR Office Use Only: C118661

Receipted by Km Date 7.22.24 Receipt No. C118662 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 [illegible] Date 8-29-24

Accom

Instrument # 908966
NEZ PERCE COUNTY, IDAHO
07-28-2023 01:31:07 PM No. of Pages: 3
Recorded for: TITLEONE - NORTH IDAHO
PATTY WEEKS Fee: $15.00
Ex-Officio Recorder Deputy Mykayla Flores
Index to: WRNTY/QCD (101)
Electronically Recorded by Simplifile

Quitclaim Deed

For value received,

Frances J Talamantes - an unmarried person

Does hereby convey, release, remise, and forever quit claim unto

"Frances J. Talamantes, Trustee, THE TALAMANTES FAMILY TRUST dated December 1, 1999."

whose current address is,

6108 Vista Knolls Dr. Paradise, CA. 95969

the following described premises:

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: 7-25-23

Frances J Talamantes

Frances J. Talamantes

State of California, County of Butte, ss.

On this ~~07/25/23~~ 25th mv day of July in the year of 2023, before me, the undersigned, a Notary Public in and for said State, personally appeared Frances J. Talamantes 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.

Mai Vang, Notary Public

Residing at: Chico, California

My Commission Expires: March 10, 2024

(seal)

MAI VUE VANG
Notary Public - California
Butte County
Commission # 2323706
My Comm. Expires Mar 10, 2024

EXHIBIT A

LEGAL DESCRIPTION OF THE PREMISES

A parcel of land situate in Government Lot 6, Section 3, Township 36 North, Range 1 West of the Boise Meridian, Nez Perce County, State of Idaho, lying West of Big Canyon Creek, South of the right of way of State Highway 12, East of the West boundary of said Government Lot 6, and North of the following described agreement line:

Commencing at a brass cap monument marking the East Quarter corner of said Section 3 from which point a brass cap monument marking the Northeast corner of said Section 3 bears North 00°03'02" West a distance of 2690.80 feet; thence North 53°36'00" West a distance of 1170.15 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking the point of intersection of an existing East/West fence and the estimated Westerly mean high water line of Big Canyon Creek, said point also being the TRUE POINT OF BEGINNING of an agreement line; thence following along an existing fence, North 86°06'17" West a distance of 128.60 feet; thence continuing along said fence line North 86°39'41" West a distance of 90.08 feet; thence continuing along said fence line, North 86°29'30" West a distance of 49.80 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking the point of intersection of the subject fence (generally running East/West) with a fence running to the South; thence continuing along said fence line, North 89°30'06" West a distance of 42.97 feet; thence continuing along said fence line, North 89°58'32" West a distance of 60.5 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the South; thence South 00°05'19" West a distance of 79.80 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the West; thence continuing along said fence line, North 88°59'50" West a distance of 15.58 feet; thence continuing along the bearing of said fence line of North 85°59'50" West to the West boundary of Government Lot 6, which is undetermined by survey, and the POINT OF TERMINUS of this agreement line.

2313486.731
1701963.032

32986

Instrument # 889856
NEZ PERCE COUNTY, IDAHO
06-15-2021 03:19:03 PM No. of Pages: 4
Recorded for: TITLEONE - LEWISTON
PATTY WEEKS Fee: $15.00
Ex-Officio Recorder Deputy Raqual Lewis
Index to: WRNTY/QCD (101)
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received, PENNY J. DILLARD, also shown of record as PENNY J. DEYO, a married woman dealing with her sole and separate property, as Grantor, does hereby grant, bargain, sell and convey unto FRANCES JEAN TALAMANTES, an unmarried person, the Grantee, whose current address is 750 1st St. # 10, Lake Oswego, OR 97034, all of their interest in the following described premises situate in the County of Nez Perce, State of Idaho, to-wit:

See Exhibit "A" attached.

SUBJECT TO easement including its terms, covenants and provisions as disclosed by Instrument to Karl Hicks and Mary R. Hicks, husband and wife, recorded April 30, 1948, Book 180 of Deeds, at Page 603, records Nez Perce County, Idaho.

SUBJECT TO easement including its terms, covenants and provisions as disclosed by Instrument to Raymond Wargi and Alice M. Wargi, husband and wife, recorded November 8, 1950, Book 185 of Deeds, at Page 487, records Nez Perce County, Idaho.

SUBJECT TO terms and conditions as set out in Resolution No. 2005-09-179, approving a Development Agreement, by and between Nez Perce County, Idaho, and Penny Dillard, including any provisions and limitations thereof, recorded September 28, 2005, as Instrument No. 722814, records of Nez Perce County, Idaho.

SUBJECT TO all rights of way for public utilities and public roads as the same now exist over and across the herein described property.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that she is the owner in fee simple of said premises; that the premises are free from all encumbrances except those set forth above, and taxes, levies and assessments for 2021 and thereafter; and that she will warrant and defend the same from all lawful claims whatsoever.

BRIAN D. DEYO, husband of PEGGY J. DILLARD, joins in this deed for the sole purpose of quitclaiming any interest whatsoever he may have in the above-described real property to the herein named Grantee.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals this 14 day of June, 2021.

GRANTORS:

Penny J. Deyo
PENNY J. DEYO

Brian D. Deyo
BRIAN D. DEYO

STATE OF IDAHO)
: ss
County of Nez Perce)

On this 14 day of June, 2021, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared PENNY J. DEYO and BRIAN D. DEYO, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

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

BRANDIE WATT
Notary Public - State of Idaho
Commission Number 20201137
My Commission Expires 09-28-2026

Brandie Watt
Notary Public in and for the State of Idaho,
residing at Moscow ID.

My commission expires 09-28-2026

EXHIBIT "A"

A parcel of land situate in Government Lot 6, Section 3, Township 36 North, Range 1 West of the Boise Meridian, Nez Perce County, State of Idaho, lying West of Big Canyon Creek, South of the right of way of State Highway 12, East of the West boundary of said Government Lot 6, and North of the following described agreement line:

Commencing at a brass cap monument marking the East Quarter corner of said Section 3 from which point a brass cap monument marking the Northeast corner of said Section 3 bears North 00°03'02" West a distance of 2690.80 feet; thence North 53°36'00" West a distance of 1170.15 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking the point of intersection of an existing East/West fence and the estimated Westerly mean high water line of Big Canyon Creek, said point also being the TRUE POINT OF BEGINNING of an agreement line; thence following along an existing fence, North 86°06'17" West a distance of 128.60 feet; thence continuing along said fence line North 86°39'41" West a distance of 90.08 feet; thence continuing along said fence line, North 86°29'30" West a distance of 49.80 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking the point of intersection of the subject fence (generally running East/West) with a fence running to the South; thence continuing along said fence line, North 89°30'06" West a distance of 42.97 feet; thence continuing along said fence line, North 89°58'32" West a distance of 60.5 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the South; thence South 00°05'19" West a distance of 79.80 feet to a set 5/8-inch diameter x 30-inch long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the West; thence continuing along said fence line, North 88°59'50" West a distance of 15.58 feet; thence continuing along the bearing of said fence line of North 85°59'50" West to the West boundary of Government Lot 6, which is undetermined by survey, and the POINT OF TERMINUS of this agreement line.

1 of 2

ADDENDUM #1 (ONE)

This is an Addendum to Purchase & Sale Agreement identified as: ID#:_____

Property Address: 20289 Big Canyon RD Peck ID

Buyers acknowledge receiving copy of legal description (Exhibit "A" below) provided by title company

Frances J Talamantes	5/12/21		
Buyer Signature	Date	Buyer Signature	Date
Penny J Deyo	4-18-16	Boris D Deyo	4-18-16
Seller	Date	Seller	Date

EXHIBIT "A"
LEGAL DESCRIPTION

A parcel of land situate in Government Lot 6. Section 3, Township 36 North, Range 1 West of the Boise Meridian, Nez Perce County, State of Idaho, lying West of Big Canyon Creek, South of the right of way of State Highway 12, East of the West boundary of said Government Lot 6, and North of the following described agreement line:

Commencing at a brass cap monument marking the East ¼ corner of said Section 3, from which point, a Brass cap monument marking the Northeast corner of said Section 3 bears North 00°03'02" West a distance of 2690.80 feet; thence North 53°36'00" West a distance of 1170.15 feet to a set 5/8" diameter x 30" rebar with a PLS 9165 cap marking the point of intersection of an existing East/West fence and the estimated Westerly mean high water line of Big Canyon Creek, said point also being the TRUE POINT OF BEGINNING of an agreement line; thence, following along an existing fence, North 86°06'17" West a distance of 128.60 feet; thence, continuing along said fence line, North 86°39'41" West a distance of 90.08 feet; thence, continuing along said fence line, North 86°29'30" West a distance of 49.80 feet to a set 5/8" diameter x 30" long rebar with a PLS 9165 cap marking the point of intersection of the subject fence

AHERIN RICE & ANEGON
PO DRAWER 698
LEWISTON, ID 83501

2 of 2

ADDENDUM #1 (ONE)

This is an Addendum to Purchase & Sale Agreement identified as: ID#:_____

Property Address: 20289 Big Canyon Rd Peck ID

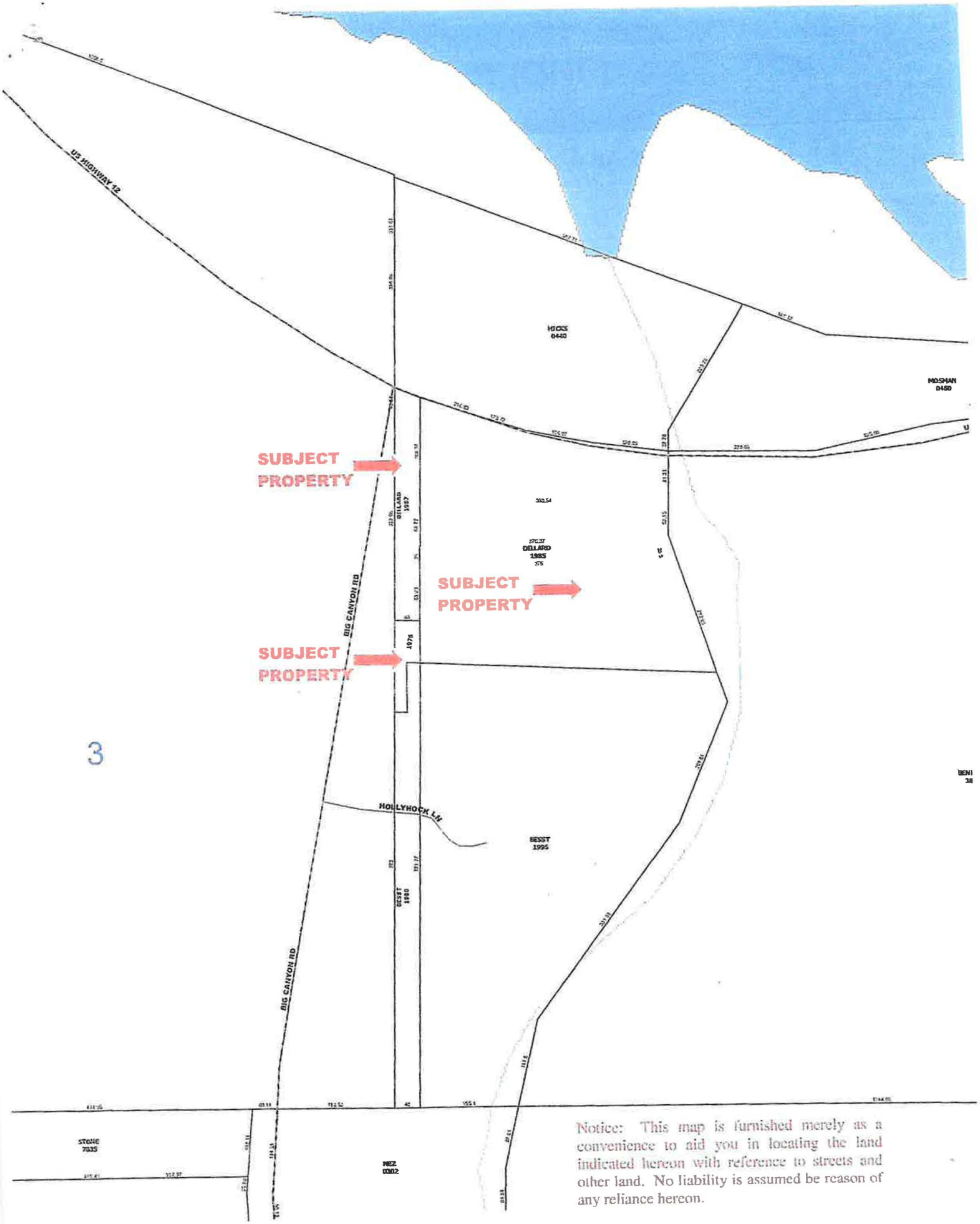
Buyers acknowledge receiving copy of legal description (Exhibit "A" below) provided by title company

Francis J Talamantes	5/12/21		
Buyer Signature	Date	Buyer Signature	Date
Kenny J Deyo	4-18-16	Brian D Deyo	4-18-16
Seller	Date	Seller	Date

EXHIBIT "A"
LEGAL DESCRIPTION

799100

(generally running East/West) with a fence running to the South; thence, continuing along said fence line, North 89°30'06" West a distance of 42.97 feet; thence, continuing along said fence line, North 89°58'32" West a distance of 60.5 feet to a set 5/8" diameter x 30" long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the South; thence South 00°05'19" West a distance of 79.80 feet to a set 5/8" diameter x 30" long rebar with a PLS 9165 cap marking a point where the fence changes course and runs to the West; thence, continuing along said fence line, North 88°59'50" West a distance of 15.58 feet; thence, continuing along the bearing of said fence line of North 85°59'50" West to the West boundary of Government Lot 6, which is undetermined by survey, and the POINT OF TERMINUS of this agreement line.

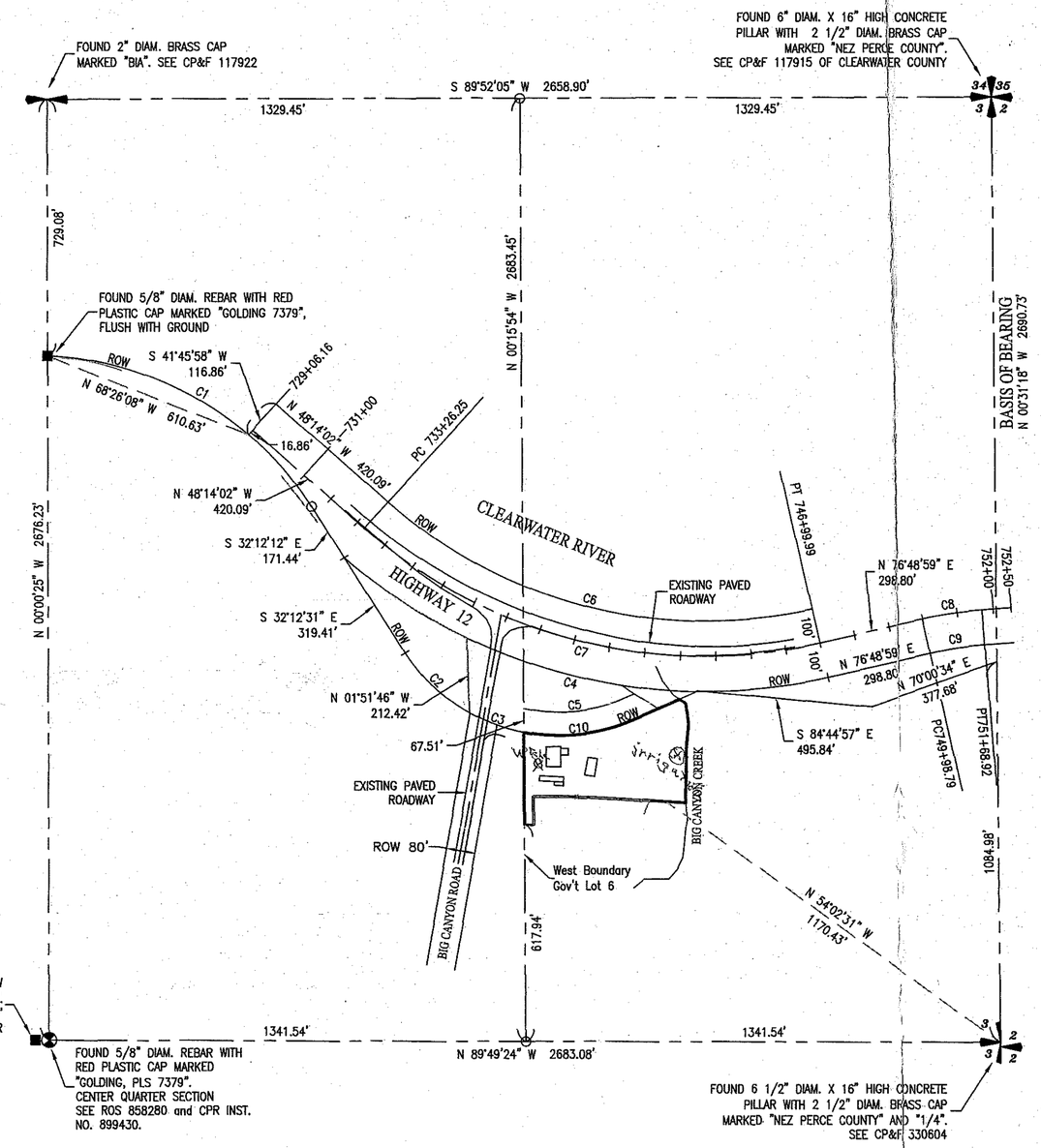


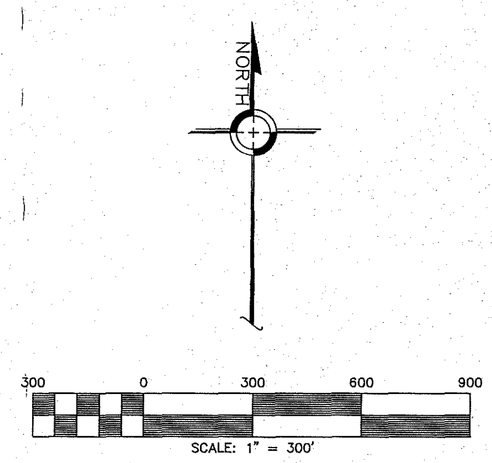
3

Notice: This map is furnished merely as a convenience to aid you in locating the land indicated hereon with reference to streets and other land. No liability is assumed be reason of any reliance hereon.

RECORD OF SURVEY

Section 3, Township 36 North, Range 1 West, Boise Meridian,
Nez Perce County, Idaho





LEGEND:

Found as noted.	Description	Set as noted.
	Section corner	
	1/4 section corner	
	Center 1/4 section corner	
	Meander point. Nothing set.	
	Found monument as noted	
	Rebar – set 5/8" diameter, 30" long rebar with plastic cap stamped "PLS 9165". Unless noted otherwise.	●
	Calculated point. Nothing found or set this survey.	

CP&F Corner Perpetuation and Filing Record (w/ instrument #)
(M) Measured
(R1) Reference R1
C1 Curve 1
ROW Right of way
NO. Number
Diam. Diameter

Section line/Section subdivision line
Boundary of subject property
Roadway centerline
Fence
Cross Tie

NOTES:

1). The Basis of Bearing for this survey is N00°31'18"W along the East line of Section 3 between the monuments found at the Northeast section corner and the East 1/4 section corner, as shown hereon.
2). This survey was performed using a Topcon Hiper V GPS with a Topcon FC–5000 data collector, and a Topcon QS3A total station with a Topcon FC–5000 data collector.
3). This survey has an unadjusted mathematical error of closure less than the legally allowed maximum of one (1) part in five thousand (5000).
4). No attempt was made to show all the physical features of the property or all easements, recorded or unrecorded, written or unwritten.

NARRATIVE:

The purpose of this survey was to monument and document the boundary of the subject property described in Warranty Deed Inst. 890390 (R11). The boundary of the parcel is controlled by four items that required retracement. They are:

1). The right of way of State Highway 12 (before realignment occured in 1982). Although ITD as–built drawings (R1) indicate several right of way monuments, none were found. Reconstruction of the right of way was accomplished by locating the existing highway centerline, parts of right of way fencing, and record ties to the East 1/4 corner. To the West, we held a right of way pin set by PLSS 7379 as shown. It should be noted that the centerline alignment shown hereon runs in close proximity to the Southerly existing roadway shoulder. Additional information obtained from ITD (R13), specifically an exhibit map, support this relationship.
2). The South boundary of the subject parcel is controlled by a previous metes and bounds boundary line agreement and was constructed by recovering monuments and fencing along said boundary, as shown.
3). The West boundary of the parcel is controlled by the location of the West boundary of Government Lot 6, necessitating a partial breakdown of the section. This was accomplished with the recovery of found PLSS corners as shown hereon and referenced by various prior surveys that are listed in the reference table.
4). The East boundary of the parcel is called out as lying "West of Big Canyon Creek". The creek is too deep and swift to collect data at the center of the steam, so the West bank was surveyed and is shown hereon.

CURVE TABLE:

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	921.93'(M)	893.97'(M)	859.36'(M)	N 59°58'57" W	55°33'30"
C2	510.47'(M)	258.16'(M)	255.42'(M)	N 46°14'46" W	28°58'35"
C3	510.47'(M)	162.15'(M)	161.47'(M)	S 69°50'03" E	18°12'00"
C4	1532.39'(M)	1456.52'(M)	1402.31'(M)	S 75°57'15" E	54°27'32"
C5	444.47'(M)	292.17'(M)	286.94'(M)	S 83°56'39" W	37°39'49"
C6	1332.39'(M)	1277.83'(M)	1229.42'(M)	N 75°42'31" W	54°56'59"
C7	1432.39'(M)	1373.74'(M)	1321.69'(M)	N 75°42'31" W	54°56'59"
C8	1145.92'(M)	170.13'(M)	169.97'(M)	S 81°04'11" W	8°30'23"
C9	1045.92'(M)	155.28'(M)	155.14'(M)	S 81°04'11" W	8°30'23"
C10	510.47'(M)	319.96'(M)	314.75'(M)	S 83°06'34" W	35°54'46"

© 2022, Cuddy & Associates

RECORDER'S CERTIFICATE

STATE OF IDAHO
COUNTY OF Nez Perce } SS

FILED FOR RECORD _____ AT ____:____ ____M.

AT THE REQUEST OF _____

_____ COUNTY RECORDER

BY _____

SURVEYOR'S CERTIFICATE

BEING A REGISTERED SURVEYOR, I BRADLEY C. CUDDY DO HEREBY CERTIFY THAT THIS RECORD OF SURVEY HEREON SHOWN IS ACCURATE AND CORRECT AND WAS COMPILED FROM THE NOTES OF AN ACTUAL SURVEY MADE BY ME AND UNDER MY DIRECTION IN ACCORDANCE WITH THE LAWS OF THE STATE OF IDAHO AND AT THE REQUEST OF FRANCES J. TALAMANTES.

PROFESSIONAL LAND SURVEYOR REGISTERED 9165 STATE OF IDAHO BRADLEY C. CUDDY 4/29/22

DOCUMENTS PREPARED WITH THIS SURVEY

CONFORMED COPY

Instrument # 899639 CABII 321-A
NEZ PERCE COUNTY
4-29-2022 03:38:57 PM No. of Pages: 2
Recorded for : CUDDY & ASSOCIATES INC
PATTY WEEKS Fee: 10.00
Ex-Officio Recorder Deputy _____
Index to: SURVEYS

CUDDY & ASSOCIATES, Inc.
Licensed Surveyors
139 Johnson Ave.
Orofino, ID 83544
(208)-476-4643
bradcuddy@cebridge.net

PROJECT: TALAMANTES	DRAWN BY: JPF
SURVEY COMPLETED: 3/8/2022	CHECKED BY: BCC

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

August 29, 2024

TALAMANTES FAMILY TRUST
6108 VISTA KNOLLS DR
PARADISE CA 95969-4330

Re: Change in Ownership for Water Right No(s): 85-11194 & 85-11197

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)