

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM
RECEIVED**

CIVIL CASE NUMBER: 69576

Claim ID: 96-9206
Date Received: 6-3-22
Receipt No: NO 39874
Claim Fee: 318.00 By: Ja

JUN 03 2022

IDWR / NORTH

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of claimant(s) Crossing HOA Inc. Phone (559) 901-5432
Mailing address 39 Dawson Ave. Priest River ID 83856
Street or Box City State Zip
Email address (optional) _____
2. Date of priority: (Only one per claim) November/15/2004 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
4. a. Location of point of diversion is: Township 55N, Range 04W, Section 1,
SW 1/4 of NE 1/4, Govt. Lot _____, BM, County of Bonner
Parcel no. RP0201500N0CA0A
Additional points of diversion, if any: A second POD is located on the same parcel.
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.
Well # 1 is a 40hp pump with a depth of 123' in a 10" casing.
Well # 2 is a 20 hp pump with a depth of 116' an a 10" casing.

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For Municipal purposes from 1/1 to 12/31 amount 2.68 or 104.4

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.68 (cfs) and/or (b) 104.4 (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) 82 households and 2 commercial taps.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55	04	1	M	M	M		M			M									
56	04	36												M			M	M	

Parcel no(s). Large POU Total number of acres irrigated _____

10. In which county(ies) are lands listed above as place of use located? Bonner

11. Do you own the property listed above as place of use? Yes () No (✓)
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (✓)

13. Remarks (Include an explanation of the priority date selected):

~~Priority date is from Water Right Report obtained from the IDWR website.~~

For pdf version of map send an email to jeff.cowley@usa.com

Name of claimant(s) Crossing HOA Inc. Claim ID _____

14. Basis of claim (Check one) Beneficial Use () Posted Notice (X) License () Permit (X) Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 96-9206

15. Signature(s)

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Clark Fork-Pend Oreille River Basin Water System Adjudication."
(b.) I/We do () do not (X) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

PRESIDENT of THE CROSSING HOA INC.
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Burton Quick Date 5-14-2022

Printed Name of Authorized Agent BURTON QUICK

16. Notice of Appearance:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) Crossing HOA Inc. Claim ID _____

Instrument # 973223
Bonner County, Sandpoint, Idaho
12/29/2020 03:02:26 PM No. of Pages: 2
Recorded for: FINNEY FINNEY & FINNEY, P.A.
Michael W. Rosedale Fee: \$15.00
Ex-Officio Recorder Deputy cbrannon
Index to: WARRANTY DEED

When Recorded Return to:

Above Space For Recorder's Use:

JOHN A. FINNEY
FINNEY FINNEY & FINNEY, P.A.
Attorneys at Law
Old Power House Building
120 East Lake Street, Suite 317
Sandpoint, Idaho 83864
(208) 263-7712

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that Grantor, WILLOW BROOK LANDING, LP, an Idaho Limited Partnership, as successor to Willow Brook Landing, LLP, for value and consideration received, does hereby GRANT, BARGAIN, SELL, and CONVEY unto the Grantee **THE CROSSING HOA, INC.** an Idaho non-profit corporation, of 5551 50th St SW, Salmon Arm, BC V1E 3C2, the following described real property situated in the County of Bonner, State of Idaho, to-wit:

Tracts B, C, E, F, G, H, I, K, L, M, and N of THE CROSSING, according to the plat thereof, recorded in Book 8 of Plats, page 124, records of Bonner County, Idaho, as common area.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

AND the above named Grantor hereby covenants that the above described premises is free from all encumbrances, and that it and its successors and assigns, will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT as set forth of record or in view.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand on this 11th day of DECEMBER, 2020.

WILLOW BROOK LANDING, LP
An Idaho limited partnership
By: 0957354 B.C. LTD
Its: General Partner

[Signature]
By: MILTON DRAKE
Its: President

PROVINCE OF BRITISH COLUMBIA

County of YALE : ss.

On this 11th day of DECEMBER, 2020, before me, the undersigned Notary Public, personally appeared, MILTON DRAKE, known to me, or proved to me on the basis of satisfactory evidence, to be the President of 0957254 B.C. LTD, the General Partner of the partnership of WILLOW BROOK LANDING, LP, an Idaho Limited Partnership, formerly known as Willow Brook Landing, LLP, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

[Signature]
Notary Public - PROV. OF BRITISH COLUMBIA
Residing at SALMON ARM
My Commission Expires: 2026

GARRETT N. WYNNE
Barrister & Solicitor
450 Lakeshore Drive, NE
PO Box 526
Salmon Arm, BC V1E 4N9
(250) 633-9514

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?
96-9206	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: Hansen Investments LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Crossing HOA Inc
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 39 DAWSON AVENUE PIEST RIVER ID 83856
Mailing address City State Zip
- 559-901-5432 SECRETARY@IDAHO CROSSING HOA.ORG
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: 12/11/20
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.
☐ 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: Burton Quick PRESIDENT 2-24-2022
Signature of new owner/claimant Title, if applicable Date
- BURTON QUICK
Print name
- Signature: Patricia Cole Secretary 2-24-2022
Signature of new owner/claimant Title, if applicable Date
- Patricia Cole
Print name

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____ Date _____

[illegible]

Override 1

Quarter Quarters



Townships

Idaho Mask

0 0.05 0.1 0.2 mi

Idaho Department of Water Resources
Maxar | Created by NRCs from 1:24,000 scale USGS topographic maps. | Idaho Department of Water Resources (IDWR)