

RECEIVED

APR 20 2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPARTMENT 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
87-10029	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: STEPHEN BERRY

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): H.E. & E.F. Smith Revocable Trust

Name of each new owner as listed on the conveyance document

New owner continued

Name connector

☐ and ☐ or ☐ and/orPO Box 840

Mailing address

NEOTSM, OR-

City

541-921-7951

Telephone

State

OR-

ZIP

97364

Email

LEFTFIELD @ WCN.Net

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: Sept - 2010

6. 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.

7. Signature: [Signature]

Signature of new owner/claimant

[Signature]

Title, if applicable

4-18-12

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by SR7Date 4-20-2012Receipt No. C095138Receipt Amt. \$25-

Approved by _____

Processed by [Signature]Date 4-23-12

537962

52223 *pk***WARRANTY DEED**

For Value Received Stephen Berry, an unmarried man

the Grantors, hereby grants, bargains, sells, conveys and warrants unto

H.E.&E.F. Smith Revocable Trust

the Grantees, whose current address 9200 Westminister #28, Westminister, CA

the following described premises, located in Latah County State of Idaho to wit:

92683

See "Exhibit A" attached hereto

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

SUBJECT to reservations in United States Patent, restrictive covenants, existing and recorded rights-of-way and easements, zoning and building ordinances, and taxes and assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees successors, heirs and assigns forever. Said Grantors do hereby covenant to and with said Grantees, that Grantors are owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated this 25th day of June, 2010.

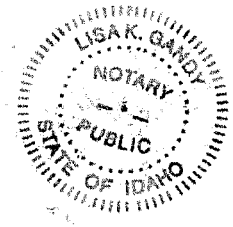
Stephen Berry
Stephen Berry

STATE OF Idaho)
COUNTY OF Nez Perce) ss.

On this 25th day of June, 2010 before me, the undersigned, a Notary Public, in and for said State, personally appeared Stephen Berry known to me, and/or identified 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.

Lisa K. Gandy
Notary Public:
Residing at: Louiston
My commission expires: 12/08/2012



CONTINUED SCHEDULE A
Legal Description

Order Number: 52223

The land referred to in this policy is situated in the State of Idaho, County of Latah and is described as follows:

A parcel of land located in the N1/2N1/2SW1/4 of Section 5, Township 39 North, Range 5 West, B.M., and described as follows:

BEGINNING at a point which is the Northwest corner of the tract as marked by an iron rod set 12.6 feet South and 956.8 feet East of the Northwest corner of the SW1/4 of said Section 5; thence N. 89°46' E., on the North line of said SW1/4, 486.84 feet, more or less, to a point marked by a rock set in the center of the county road; thence S. 26°43' E., along the center of the county road, 598.4 feet to a point marked by an iron rod at the beginning of a curve of 184.8 foot radius; thence further along the center of the county road and along the curve of 184.8 foot radius, 115.7 feet to a point marked by an iron rod set in the South line of the N1/2N1/2SW1/4 of said Section 5; thence S. 89°59.5' W., along the South line of said N1/2N1/2SE1/4, 762 feet to an iron rod set 956.8 feet East of the West line of said SW1/4; thence North parallel to and 956.8 feet East of the West line of said SW1/4 to the POINT OF BEGINNING.

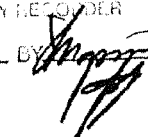
EXCEPTING THEREFROM that portion deceded to Latah County, as more fully set out in that certain Dedication of Right of Way recorded under Recorder's Fee No. 390776.

537962

No. _____ AT THE REQUEST OF:
LATAH COUNTY TITLE CO

DATE & HOUR: 6-28-10 1:31 PM

SUSAN FLETCHER
LATAH COUNTY RECORDER

Fee \$ 6.00 BY 

Latah County Title

C O M P A N Y

Underwritten by



Founded, family owned and operated since 1900

FAX TRANSMITTAL

Phone 208-882-4822

Fax: 208-882-4255

To: Shari PalmerFax #: 208-287-6700From: J.D. Morris - Dave KiblenDate: 4/19/12Number of pages including cover: 3File Number: WD 537962

Regarding: J.D. Morris asked
me to Fax this WD to you
for water rights

Latah County Title Company

P.O. Box 8924

106 E Second St., Moscow, ID 83843

