

RECEIVED

MAY 15 2008

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEV

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
40 77-7363					
40 77-7339					

SUPPORT DATA

2. The following **REQUIRED** information must be submitted with this form:

IN FILE # 77-7339

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	<u>DWIGHT H. CROSS and LINDA K. CROSS</u> <u>5405 CUSTER RD</u> <u>NEW PLYMOUTH, IDAHO 83655</u>
4. New Owner/Claimant(s)	<u>TRUSTEE OF THE CROSS FAMILY TRUST</u> Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address	<u>5405 CUSTER RD.</u>
City, State and ZIP Code	<u>NEW PLYMOUTH, IDAHO 83655</u>
New Telephone Number	<u>(208) 278-5213</u> Email: _____

5. Date you acquired the property

08/31/1986

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Robert H. Cross TRUSTEE
(title if applicable)
Junda K. Cross TRUSTEE
(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by CA
 Received by CA
 Processed by _____ AJ

Date 5/15/09
 Date 5/15/09
 Date _____

Receipt Amt. 50.00
 Receipt No. 00910007
 WR _____ Date _____

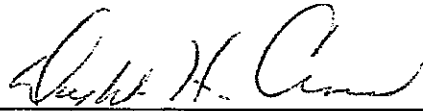
QUIT CLAIM DEED

FOR NO VALUE RECEIVED, DWIGHT H. CROSS, also known as DWIGHT CROSS and LINDA K. CROSS, also known as LINDA CROSS married couple, as the Grantors, do hereby grant, transfer, and convey unto DWIGHT H. CROSS and LINDA K. CROSS, Trustees of the CROSS FAMILY TRUST, dated March 20, 2008, the Grantee, whose current address is 5405 Custer Road, New Plymouth, Idaho 83655, the following described premises, in VALLEY County, Idaho, to-wit:

See Exhibit "A" which is attached hereto and made a part hereof by reference.

Note: THIS DEED WAS PREPARED WITHOUT BENEFIT OF TITLE SEARCH.

DATED March 20, 2008.



DWIGHT H. CROSS



LINDA K. CROSS



DWIGHT CROSS

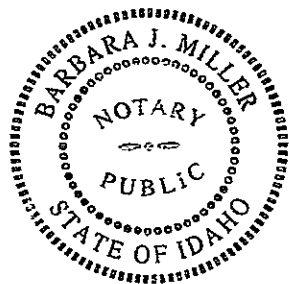


LINDA CROSS

STATE OF IDAHO)
 : ss.
County of Ada)

On March 20, 2008, before me personally appeared DWIGHT H. CROSS also known as DWIGHT CROSS and LINDA K. CROSS, also known as LINDA CROSS, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate above written.



Barbara J. Miller
Notary Public in and for Idaho
Residing at Boise, Idaho.
My commission expires 04-01-09.

EXHIBIT "A"

Lots 12, 27, 28 and 29 in Block 2 of Trails End Subdivision, as shown on the official plat thereof, on file and of record in the office of the Recorder of Valley County, Idaho.

An undivided one-half interest in:

Lot 10 in Block 2 of Trails End Subdivision, as shown on the official plat thereof, on file and of record in the office of the Recorder of Valley County, Idaho.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 77-07363

RECEIVED

MAY 15 2008

DEPARTMENT OF
WATER RESOURCES

Priority: August 21, 1997

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that DWIGHT H CROSS And
LINDA K CROSS
5415 CUSTER RD
NEW PLYMOUTH ID 83655 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 21, 1997; and have
submitted Proof of Beneficial Use on December 15, 1998. An examination indicates that the works have
a diversion capacity of 0.04 cfs of water from:

SOURCE

UNNAMED STREAM

Tributary: SOUTH FORK SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
FIRE PROTECTION	01/01 to 12/31	0.04 CFS	
DOMESTIC	04/15 to 10/15	0.03 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM L2 (NW¼NE¼) Sec. 2, Twp 21N, Rge 07E, B.M. VALLEY County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
21N 07E 2	X																
	L2																

CONDITIONS OF APPROVAL

1. Rights 77-7357, 77-7364 and 77-7367 are also diverted through the point of diversion described above.
2. Rights 77-7357, 77-7364, 77-7367 and 77-7363 shall not exceed a total combined diversion rate of 0.04 cfs.
3. This right does not grant any right-of-way or easement across the land of another.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 77-07363

CONDITIONS OF APPROVAL CONTINUED

4. Place of use is located within Lot 13, Blk. 2; Trails End Subdivision.
5. Domestic use is for 1 home.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
7. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
8. Rights 77-7339 and 77-7363 when combined shall not exceed a total diversion rate of 0.04 cfs and a total annual maximum diversion volume of 1.2 af for use in connection with one home.
9. Rights 77-7363 and 77-7241 when combined shall not exceed the use of water for domestic purposes for 7 homes.
10. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 6th day of August, 2004.


for **KARL J. DREHER**
Director

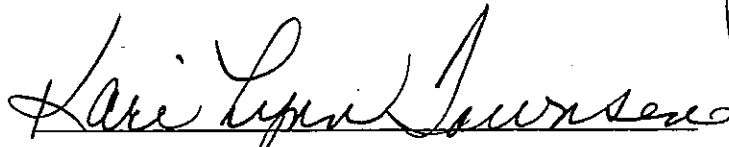
CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

77-7363

**DWIGHT H CROSS
LINDA K CROSS
5415 CUSTER RD
NEW PLYMOUTH ID 83655**

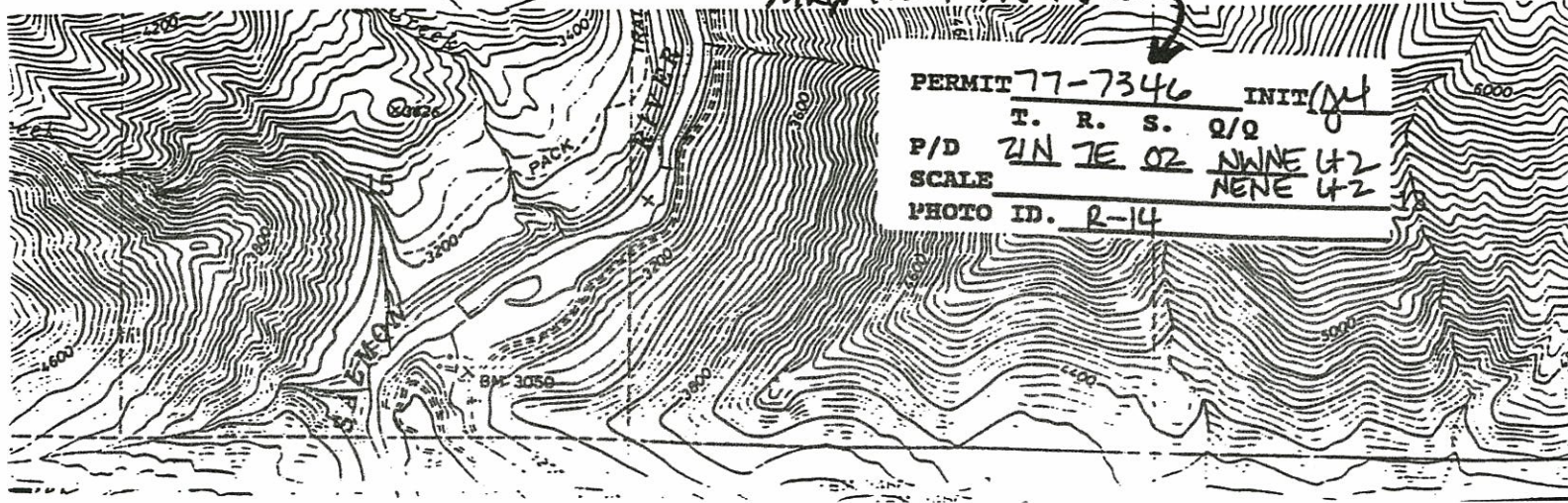
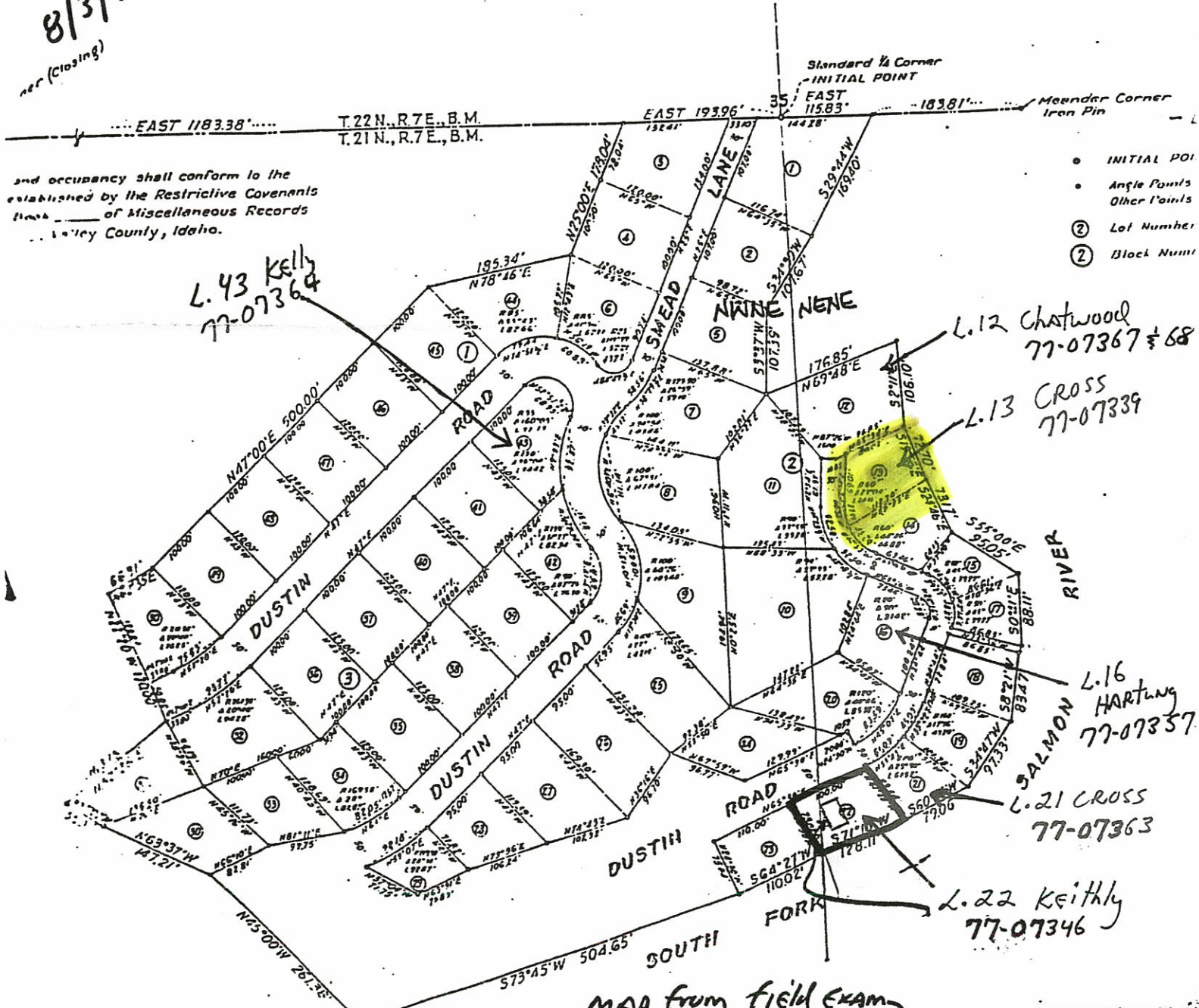
A handwritten signature in cursive script, reading "Karl Lynn Townsend", is written over a horizontal line. The signature is fluid and extends to the right, with a large loop at the end.

**Karl Lynn Townsend
Secretary**

TRAVERSE AND CORNER A PART OF THE N² SECTION 2, T.21N., R.7E., B.M. VALLEY COUNTY, IDAHO.

BILL HARRIS ————— CONSULTING ENGINEER

82
8/3/99
near (closing)



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 77-07339

Priority: July 13, 1994

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that DWIGHT H CROSS And
LINDA K CROSS
5415 CUSTER RD
NEW PLYMOUTH ID 83655 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 13, 1994; and have
submitted Proof of Beneficial Use on August 26, 1998. An examination indicates that the works have a
diversion capacity of 0.04 cfs of water from:

SOURCE

SOUTH FORK SALMON RIVER Tributary: SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SOUTH FORK SALMON RIVER L2 (NE¼NE¼) Sec. 2, Twp 21N, Rge 07E, B.M. VALLEY County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
21N 07E 2	X																
	L2																

CONDITIONS OF APPROVAL

1. Point of diversion and place of use are located within Lot 13, Blk. 2, Trails End Subdivision.
2. Right 77-7379 is also diverted through the point of diversion described above.
3. Rights 77-7339 and 77-7379 when combined shall not exceed a total diversion rate of 0.04 cfs.
4. Domestic use is for 1 home.
5. Rights 77-7339 and 77-7363 when combined shall not exceed a total diversion rate of 0.04 cfs and a total annual maximum diversion volume of 1.2 af for use in connection with one home.
6. Rights 77-7339, 77-7363 and 77-7241 when combined shall not exceed the use of water for domestic purposes for 7 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 6th day of August, 2004.


for **KARL J. DREHER**
Director

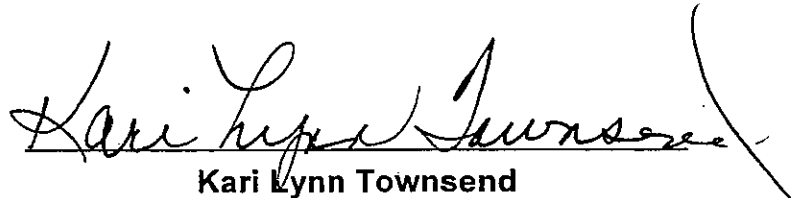
CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

77-7339

DWIGHT H CROSS
LINDA K CROSS
5415 CUSTER RD
NEW PLYMOUTH ID 83655



Kari Lynn Townsend
Secretary

EXHIBIT "A"

Lots 27, 28 and 29 in Block 2 of Trails End Subdivision, as shown on the official plat thereof, on file and of record in the office of the Recorder of Valley County, Idaho.

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Lot 10 in Block 2 of Trails End Subdivision, as shown on the official plat thereof, on file and of record in the office of the Recorder of Valley County, Idaho.