

RECEIVED

DEC 26 2007

DEPARTMENT OF
WATER RESOURCES

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

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, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
96-4252					

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

- 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 usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **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) JAMES F. BROWN
P.O. BOX 239, SAMUELS, IDAHO 83862
4. New Owner/Claimant(s) KENNETH J. WRIGHT AND VIRGINIA WRIGHT
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or.
- New Mailing Address 2317 MONTA VISTA DRIVE, COEUR D'ALENE, ID83814
- City, State and ZIP Code COEUR D'ALENE, ID. 83814
- New Telephone Number (208) 664-6428
5. Date you acquired the property JULY 1993

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s) Kenneth G. Wright
(include title if applicable) Virginia Wright

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.

For Office Use Only

Received by cm Date 12-19-07 Fee \$25.00
 Received by cm Date 12-19-07 Receipt No. N018957
 Processed by _____ AJ Date _____ WR _____ Date _____

COPY

WARRANTY DEED

For Value Received, CANYON MINERAL, INC., an Idaho corporation, the Grantor, does hereby grant, bargain, sell and convey unto KENNETH J. WRIGHT and VIRGINIA WRIGHT, husband and wife, the Grantees, whose current address is 2317 Monte Vista Drive, Coeur d'Alene, Idaho 83814, the following described premises, in Bonner County, Idaho, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above, and that he will warrant and defend the same from all lawful claims whatsoever.

DATED this 31st day of July, 1993.

CANYON MINERAL, INC.

BY: Ruth Brown Secretary
RUTH BROWN, SECRETARY

Paul W. Vogel
Attorney-at-Law
2 N. First Ave. Suite G-100
P.O. Box 1828
Sandpoint, ID 83864-0903
Ph: (208) 263-6636
Fax: (208) 265-6775

STATE OF IDAHO)
) ss.
County of Bonner)

On the 30th day of JULY, 1993, before me the undersigned, a Notary Public for Idaho, personally appeared RUTH BROWN, known to me to be the person whose name is subscribed to the within instrument and known to me to be the Secretary of said Corporation and acknowledged to me that she executed the same.

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

Paul William Vogel
NOTARY PUBLIC - STATE OF IDAHO
RESIDING AT: SAN ANDREW
COMMISSION EXPIRES: 2.3.94

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BOUNDARY

Parcel No. 1:

The South Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

Parcel No. 2:

The North Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

AND

The Southeast Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 1993, A LIEN IN THE PROCESS OF ASSESSMENT NOT YET DUE OR PAYABLE.

THE RIGHT OF THE PUBLIC IN AND TO ANY AND ALL EASEMENT, RIGHTS OF WAY FOR ANY AND ALL PUBLIC ROADS NOW ESTABLISHED OR EXISTING ON SAID PREMISES, OR ANY PART THEREOF, AS RESERVED BY HUMBERD LUMBER COMPANY, A CORPORATION, IN DEED RECORDED MAY 11, 1935, AS INSTRUMENT NO. 25145, IN BOOK 29 OF DEEDS, PAGE 180, RECORDS OF BOUNDARY COUNTY, IDAHO.

AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN:

FOR: RIGHT OF WAY
IN FAVOR OF: OLE PETERSON
RECORDED: AUGUST 12, 1937
INSTRUMENT NO.: 29024 BOOK 19 OF DEEDS, PAGE 628

AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE PURPOSES STATED HEREIN:

FOR: ACCESS ROAD RIGHT OF WAY
IN FAVOR OF: LAURA WARD BEAL, JAMES O. STEAMBARGE,
MACK ROBERTS, GEORGE LAMBERT AND RUTH L.
BROWN
RECORDED: JULY 25, 1986
INSTRUMENT NO.: 150697 BOOK 59, PAGE 444 OF OFFICIAL

EXHIBIT "A" - 1

Paul W. Vogel
Attorney-at-Law
2 N. First Ave, Suite G-100
P.O. Box 1828
Sandpoint, ID 83864-0903
Ph: (208) 263-6636
Fax: (208) 265-6775

AFFECTS: RECORDS
PROPERTY IN QUESTION

AN EASEMENT CONTAINING CERTAIN TERMS, CONDITIONS AND
PROVISIONS AFFECTING A PORTION OF SAID PREMISES AND FOR THE
PURPOSES STATED HEREIN:

FOR: A PERPETUAL EASEMENT
IN FAVOR OF: LAURA WARD BEAL, JAMES O. STEAMBARGE,
MACK ROBERTS, GEORGE LAMBERT AND RUTH L.
BROWN

RECORDED: JULY 8, 1986
INSTRUMENT NO.: 150540 BOOK 59, PAGE 325 OF OFFICIAL
RECORDS

AFFECTS: PROPERTY IN QUESTION

ORIGINAL

AFFIDAVIT IN SUPPORT OF NOTICE OF
CHANGE IN WATER RIGHT OWNERSHIP

State of Idaho)
)ss
County of Kootenai)

Kenneth J. Wright, being first duly sworn, deposes and says:

I am over the age of 18 and have personal knowledge of all things set forth hereinafter. This affidavit is made on behalf of my wife, Virginia Wright, and me.

We are owners of real property in Boundary County described as follows:

Parcel No. 1:

The South Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

Parcel No. 2:

The North Half of the Southwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

and

The Southeast Quarter of the Northwest Quarter of the Southwest Quarter of Section 34, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

We purchased the described property in August of 1993 from James F. Brown. All of our negotiations before purchase and dealings after purchase were with James F. Brown.

At some time prior to August, 1993, James F. Brown had created Canyon Mineral, Inc., an Idaho corporation. James F. Brown was the principal owner of

COPY

the corporation, but he installed his wife, Ruth L. Brown as secretary and his friend, Paul Costanza, as president. A true copy of the contract of sale is attached.

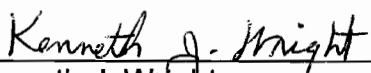
We have fully performed the contract of sale. A copy of the warranty deed to us is attached.

James F. Brown had made a claim to water rights on August 1, 1979. A copy of this claim is attached. The water right has a priority date of May 22, 1945. The water right is from a source described in the claim to a water right as from a "Hill Spring Tributary to Jim Brown's Lake." The Hill Spring is on U. S. Forest Service property.

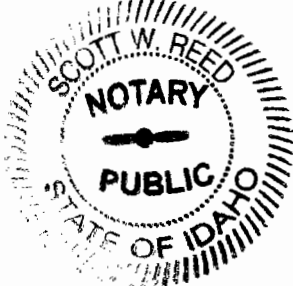
In the contract of sale the water right was to be transferred to us. We completed all the work as required in the contract:

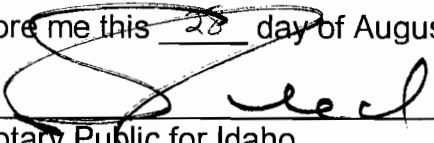
Water Right Vendor has filed for a Forest Service Special Use Permit to appropriate water with the Idaho Department of Water Resources. Proof of construction of work and application to beneficial use must be submitted prior to August 1, 1993. Vendor does not intend to proceed with construction but will transfer to Purchasers all right, title and interest in said application for a permit.

James F. Brown died earlier this year. We have been using all of the water allocated in the claim of water right on our property.


Kenneth J. Wright

Subscribed and sworn to before me this 28 day of August, 2007.




Notary Public for Idaho
Residing in Coeur d'Alene, Idaho
My Commission Expires 7/31/09

USDA - FOREST SERVICE BILL FOR COLLECTION		1. Date of Issue DECEMBER 1, 1994													
\ Please send money order, bank draft, or check * \ payable to: USDA-FOREST SERVICE at the following address: ** \ COLLECTION OFFICER, FS, Northern Region ** / P.O. BOX 60000, FILE NO. 51653 * / SAN FRANCISCO, CA 94160-1653 / (A pre-addressed envelope is provided for your convenience)		2. Issuing office address IDAHO PANHANDLE N.F. 3815 SCHREIBER WAY COEUR D'ALENE ID 83814-8363 <i>Jan Rishling</i>													
[RUTH L. BROWN] [POB #222] [SANDPOINT ID 83864 0000]		FOR INFORMATION: Please call 208-765-7275 or write to the issuing office address. DO NOT send correspondence or change of address with your payment.													
-----> FOR PROPER CREDIT be sure to include a copy of this bill with your Payment <-----															
-----fold here-----															
3. Date or Period	4. Description		5. Amount.												
01/01/95 to 12/31/95	2720 SPECIAL USES 5144-01 SANDPOINT RD WATER TRANS. PIPE., LESS THAN 12" DIAM. Permit issued on 05/08/90 Description/Location:		\$45.00												
COPY															
6. Bill Number	7. Unit Number	8. Subunit/Contract Number	9. Payment Due Date												
054437	TM-04	50	01/01/95												
			10. Amount Due												
			\$45.00												
***** \\ NOTE: Payments not received by the due date are subject to a LATE PAYMENT CHARGE at the rate published /// by the Department of the Treasury unless a different rate is prescribed by contract or agreement. /// /// Postmarks are not honored. ADMINISTRATIVE CHARGES may also be assessed. An additional 6% PENALTY /// // will be charged for payments over 90 days past due. (Authority: Debt Collection Act of 1982.) // *****															
11. REMARKS This payment is a few days late because the form had to be transmitted to us by the previous owner (Ruth L Brown) listed above. We did not receive this form until Wednesday 4 Jan, 1995 Kenneth J & Virginia B. Wright 2317 Monte Vista Drive Coeur d'Alene ID. 83814		12. Forest Service Accounting Data <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 15%;">TRANS. CODE</th> <th style="width: 20%;">MANAGEMENT CODE</th> <th style="width: 20%;">OBJECT CLASS</th> <th style="width: 45%;">AMOUNT</th> </tr> <tr> <td>A</td> <td>898304</td> <td></td> <td>\$45.00</td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL -----></td> <td>\$45.00</td> </tr> </table>		TRANS. CODE	MANAGEMENT CODE	OBJECT CLASS	AMOUNT	A	898304		\$45.00	TOTAL ----->			\$45.00
TRANS. CODE	MANAGEMENT CODE	OBJECT CLASS	AMOUNT												
A	898304		\$45.00												
TOTAL ----->			\$45.00												

Submitted to Jon Riesting on 20 Jan, 1995

S.O. US
Idaho Panhandle N.F.
3815 Schreiber Way

765-7275

FS-2700-3a (7/93)

OMB No. 0596-0082

(Expires 6/30/96)

USDA-Forest Service CDA, ID 83814-8363 REQUEST FOR TERMINATION OF AND APPLICATION FOR SPECIAL-USE PERMIT (Ref.: FSM 2712, 2716, and 36 CFR 261.54)	FOREST SERVICE USE ONLY			
	Date Received ___/___/___	Region 0 1	Forest 0 4	District 0 6
	Congressional Dist. Number 0 1	Type Site 9 1 5	User Number 5 1 4 4 - 0 1	

Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

PART I - REQUEST FOR TERMINATION (To be completed by current permit holder)

I (We), the undersigned holder(s) of a special use permit, dated 05 08 90, authorizing me (us) to occupy and use National Forest System lands for a Water Transmission Line, less than 12" dia. have

(Mark one box with "X")

☒ conveyed all my (our) right, title, and interest in and to the improvements located on the parcel covered by said permit to:

☐ entered into a contract for the sale of the improvements located on the parcel covered by said permit but have retained title to said improvements until completion of payment under said contract with:

Name(s): Kenneth J. & Virginia B. Wright

Address: 2317 Monte Vista Drive

Coeur d'Alene ID 83814

Phone: (208) 664-6428

Accordingly, I (we) request that said special use permit be terminated. The remaining balance of any fees previously paid should be credited to the applicant named above.

Date: 1-14-95 Signatures of all Holders:

Ruth L. Brown
RUTH L. BROWN

Canyon Minerals, Inc.

PART II - APPLICATION (To be completed by Applicant)

5211-01

Application is hereby made for a special use permit to cover the same parcel of land covered by the permit referred to above, and for the same purpose, subject, however, to such new conditions and stipulations as the circumstances may warrant.

I (We) acknowledge that when a new permit is issued, a transfer fee of \$ 45.00 is charged. It will be included in the initial payment for the new permit.

Name(s): KENNETH J. WRIGHT

Address: 2317 MONTE VISTA DRIVE

VIRGINIA B. WRIGHT

COEUR D'ALENE ID 83814

Signature: Kenneth J. Wright Date: 1-14-95 Phone: (208) 664-6428

ATTACH BILL OF SALE OF OTHER DOCUMENTATION VERIFYING PURCHASE OF IMPROVEMENTS. Jr