

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

RECEIVED

OCT - 7 2003

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SEP 30 2003

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

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
77-354					

done
gc
10-1-03

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)

~~Ted and Bonnie Whitaker~~
 Patricia Askew

4. New Owner/Claimant(s)

JAMES AND PAULA WHITTAKER
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. 240

City, State and ZIP Code

Healdsburg, Id 83464

New Telephone Number

208 768-2491

5. Date you acquired the property

12/19/89

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)
(include title if applicable)

James W. Whitaker

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-249(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at Item 1. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

1. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at Item 3.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

WARRANTY DEED

For Value Received [REDACTED] of Denver Colorado

the grantor , does hereby grant, bargain, sell and convey unto F. James Whittaker and Paula J. Whittaker, husband and wife

whose current address is

P.O. Box 240
Leadore, Idaho 83464

the grantees , the following described premises, in Lemhi.....County Idaho, to wit:

All of my interest in the Floyd J. Whittaker ranches near Leadore, Idaho together with the improvements thereon and more particularly described in Exhibit A attached hereto and made a part hereof.

Grantor reserves unto herself, her heirs and assigns, all of the oil, gas and mineral rights located upon said premises except on the property known as Harry's Place particularly described in Exhibit A and upon this property Grantor reserves unto herself, her heirs and assigns one half (1/2) of all oil, gas and mineral rights.

This Deed is delivered to Grantees subject to all taxes and assessments now due or to become due which Grantees shall pay.

Grantor represents and states that her interest in the above premises is her sole and separate property and that the same was inherited by her from the estate of her father, Floyd J. Whittaker, which Decree was entered the 28th day of December, 1989, under Case No. P-1547, records of Lemhi County, Idaho.

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 she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/19/89

Patricia Jo Askew
PATRICIA JO ASKEW

Colorado
STATE OF ~~Idaho~~, COUNTY OF Denver
On this 19th day of December, 1989,
before me, a notary public in and for said State, personally
appeared Patricia Jo Askew

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.

Patricia L. Williams
Notary Public
Residing at Denver, Colorado
Comm. Expires 4-18-91

State of Idaho } 204707
County of Lemhi } ss No. _____

This instrument was filed for record at
the request of *Ralph Jones*
at 10:37 o'clock *11 December 1989*
and duly filmed and indexed in the
records of Lemhi County

Alberta H. Scofield
Notary Public
Virginia Foster
12:00

EXHIBIT A

KATE LYDON PLACE 50%
NW4, S. 22, T. 15, R. 26, E.B.M.

HENRY BENSON PLACE 50%
SE4NW4 SW4NE4 NW4SE4 NE4SW4
S. 22, T. 15, R. 25, E.B.M.
SW4NE4 SW4 S2NW4 W2SE4 S. 14, T. 15, R. 25, E.B.M.

CHANDLER PLACE 50%
HES 236 S. 6, T. 14, R. 26, E.B.M.

TWO STONE PLACES ON BASIN CREEK 50%
LOT 1 NE4NW4 S. 30, T. 15, R. 26, E.B.M.
SE4SW4 SW4SE4 S. 19, T. 15, R. 26, E.B.M.
SE4 S. 25, T. 15, R. 25, E.B.M.

JOSEPH STEEL PLACE 50%
N2SE4 S. 21, T. 15, R. 26, E.B.M.
N2SW4 S. 22, T. 15, R. 26, E.B.M.

GILMORE 50%
NE4 N2SE4 SE4SE4 S. 17, T. 13, R. 27, E.B.M.
W2SW4 SW4NW4 S. 9, T. 13, R. 27, E.B.M.
SE4 S2NE4 S. 8, T. 13, R. 27, E.B.M.

DAVIS CANYON 50%
T-282 HE 016240 S. 25, T. 12, R. 27, E.B.M.

SHEARING CORRAL 50%
SE4 SE4NW4 S2NE4 E2SW4 S. 22, T. 13, R. 27, E.B.M.
SW4NW4 W2SW4, S. 23, T. 13, R. 27, E.B.M.
NW4NW4 S. 26, T. 13, R. 27, E.B.M.
N2NE4 NE4NW4 S. 27, T. 13, R. 27, E.B.M.

HAHN 50%
NE4NW4 S. 23, T. 12, R. 27, E.B.M.
S2SW4 NW4SW4 S. 14, T. 12, R. 27, E.B.M.

WINDMILL 50%
SE4 S2NE4 S. 18, T. 12, R. 28, E.B.M.
W2SW4 S. 17, T. 12, R. 28, E.B.M.

CANNON PLACE 50%
HES 657 S. 5, T. 14, R. 26, E.B.M.
SE4SE4 E2NE4SW4SE4 S2S2NE4SE4 S. 31, T. 15, R. 26 E.B.M.
S2SW4SW4SW4 NW4SW4SW4SW4 S. 32, T. 15, R. 26, E.B.M.

LITTLE TIMBER CREEK RANCHES 75%

NW4NW4 S. 25, T. 15, R. 25, E.B.M.
SW4SW4 S. 10, T. 15, R. 25, E.B.M.
SW4SW4 S. 13, T. 15, R. 25, E.B.M.
NW4NE4 E2NE4 S2SE4 NE4SE4 S. 22, T. 15, R. 25, E.B.M.
SE4SE4 S. 14, T. 15, R. 25, E.B.M.
N2 SW4 W2SE4 NE4SE4 S. 26, T. 15, R. 25, E.B.M.
W2NW4 S. 24, T. 15, R. 25, E.B.M.
ALL S. 23, T. 15, R. 25, E.B.M.
SE4 S2NE4 NW4NE4 N2NW4 S. 15, T. 15, R. 25, E.B.M.

DRY FARM 50%

S2NE4 N2SE4 S. 25, T. 16, R. 24, E.B.M.

BARROWS HOMESTEAD 75%

E2 E2W2 S. 28, T. 15, R. 26, E.B.M.
N2NE4 S. 33, T. 15, R. 26, E.B.M.
SW4SE4 S. 21, T. 15, R. 26, E.B.M.
NW4NW4 S. 27, T. 15, R. 26, E.B.M.

FLORENCE FISKE PLACE 50%

SE4SE4 S. 21, T. 15, R. 26, E.B.M.
SW4SW4 S. 22, T. 15, R. 26, E.B.M.

BARROWS PLACE 50%

SE4 SW4NE4 E2NE4 SE4SW4 S. 22, T. 15, R. 26, E.B.M.
N2NE4 NE4NW4 S. 27, T. 15, R. 26, E.B.M.

ALHANDS PLACE 50%

NW4NW4 S. 33, T. 16, R. 25, E.B.M.
SE4 SW4 S2NW4 S2NE4 S. 28, T. 16, R. 25, E.B.M.
W2NE4 SE4NW4 NE4SW4 NE4NE4, S. 32, T. 16, R. 25, E.B.M.
SE4 SE4NE4 S. 29, T. 16, R. 25, E.B.M.

HARRY'S 100%

N2NW4 S. 32, T. 16, R. 25, E.B.M.
SW4 S2NW4 SW4NE4 S. 29, T. 16, R. 25, E.B.M.
NE4NE4 S. 31, T. 16, R. 25, E.B.M.
E2SE4 S. 30, T. 16, R. 25, E.B.M.

GILMORE TOWNSITE 50%

LOTS 1 THRU 12, BLOCK 21
LOTS 13 THRU 24, BLOCK 22
LOTS 1 THRU 5, BLOCK 23
LOTS 7 THRU 12, BLOCK 23
LOTS 1 THRU 5, BLOCK 24

LOTS 2, 3, 4, BLOCK 25
LOTS 2,3,4, 11, 12, BLOCK 26
LOTS 1, 2 BLOCK 27
LOTS 1 THRU 18 BLOCK 51

LEADORE TOWNSITE 50%
T-620, BLOCK 1

Warehouse on Leadore property, T-160, 50%

40 Miles of fence located on property

House and lot located in the SW4SE4
S. 28, T. 16, R. 25, E.B.M.

House and lot located in the NE4NE4
S. 31, T. 16, R. 25, E.B.M.

The following described structures
located in th SE4S2NE4SW4, S. 28,
T. 16, R. 25, EBM, 1/2 interest

- 9 Grain bins
- 2 Calving Sheds
- 1 Quonset
- 4 Car garage
- 1 Bunkhouse
- 2 Chicken Coops
- 1 Coal house
- 1 Horse barn
- 4 Equipment storage sheds
- 1 Combine, truck shed
- 2 Part storage sheds
- Corrals and scale

The following described structures
located in the NE4NE4:

- Cow barn
- Horse barn
- Garage
- 3 storage sheds

BLM - AUM's
1,266 at \$35.00

EXHIBIT A

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