

VCLW CB
4/2/03

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.

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
	27-2124	No	27-7495	25	- WATER RIGHT
	27-4008	No			
	27-11314				
	27-4010				
	27-4009				

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

- The appropriate **FILING FEE**. See instructions for fee amounts.
- 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**.
- 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)	Meadow Brook Ranch
4.	New Owner/Claimant(s)	Ralph or Danna Wheatley
		10053
	New Mailing Address	10053 S Marsh Crk RD
	City, State and ZIP Code	McCammon Idaho 83258
	New Telephone Number	208-254-3186
5.	Date you acquired the property	Sept 2001

OLD OWNER : Yost and Modersitzki

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	_____	

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

X Ralph Wheatley

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 <u>DC</u>	Date <u>2/25/2003</u>	Fee <u>\$ 25.00</u>
Receipted by <u>DC</u>	Date <u>2/25/2003</u>	Receipt No. <u>E028515</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

Mail Tax Notice to:
Ralph O. Wheatley
10053 South Marsh Creek RD
McCammon, ID 83250

STATE OF IDAHO }
County of Caribou } ss 164304
I hereby certify that this instrument was filed at the request
of Caribou Title
at 1:35 o'clock P m this 6th day of
Sept, 2001 in my office and duly
recorded official Records
Recorder Edie Izett
Linda S. Godfrey 6.00 ct
Signature Deputy

WARRANTY DEED

For Value Received PHILIP J. YOST AND LISA J. YOST, husband and wife, and DAVID M. MODERSITZKI AND KAREN JANE MODERSITZKI, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto RALPH O. WHEATLEY AND VAUNA WHEATLEY, husband and wife, of McCammon, Bannock County, Idaho, the grantees, the following described premises located in Caribou County, Idaho, to-wit:

Township 5 South, Range 40 East of the Boise Meridian:

Section 22: E $\frac{1}{4}$ SE $\frac{1}{4}$, ALSO, Beginning at a point 880 feet East of the Southwest corner of the SE $\frac{1}{4}$ of said Section 22, and running
thence North 7°58' West 444 feet;
thence North 1°23' East 1002 feet;
thence North 38°22' West 454 feet;
thence North 16°29' West 541 feet;
thence North 62°48' East 252 feet;
thence South 86°58' East 177 feet;
thence North 51°48' East 339 feet, more or less, to a point on the North line of the SE $\frac{1}{4}$ of Section 22;
thence along North line 272 feet, more or less, to the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 22;
thence South 2640 feet to the South line of said Section 22;
thence West 440 feet,
to the point of beginning.

Section 23: All.

Section 26: All.

Section 35: NE $\frac{1}{4}$.

Section 36: NW $\frac{1}{4}$.

TOGETHER with the all of the 2001 CRP payment and all subsequent years under the present contract.

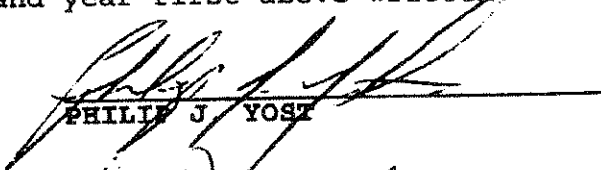
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances and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

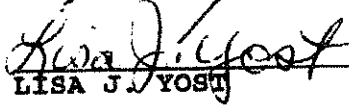
Section 23: ALL. 640
 Section 26: ALL. 640
 Section 35: NEX. 160 1600
 Section 36: NWX. 160

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident and unto the said First Party, and to their heirs and assigns forever, and the said First Party shall and will warrant and by these present forever defend.

IN WITNESS WHEREOF, the said First Party has hereunto set their hands and seals, the day and year first above written.


 PHILIP J. YOST

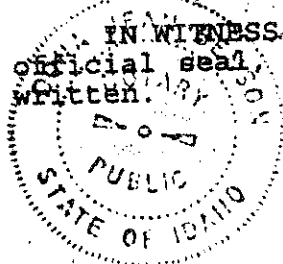

 LISA J. YOST

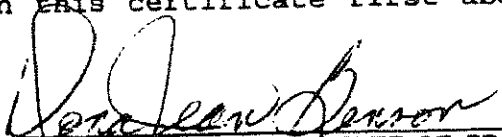
STATE OF IDAHO)
 : ss.
 County of Caribou)

June, 2001.

On this 20th day of ~~April~~ ~~1999~~ before me the undersigned, a Notary Public in and for said County and State, personally appeared Philip J. Yost and Lisa J. Yost, husband and wife 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 affixed my official seal, the day and year in this certificate first above written.




 NOTARY PUBLIC FOR STATE OF IDAHO
 Residing at: Soda Springs, ID.
 My commission expires: 8/15/2003.

1240
2 11715
Order No. 11306

Mail Taxes to:
Philip J. Yost
David M. Modersitzki
1760 Rich Road
Grace, ID 83241

STATE OF IDAHO } 163807
County of Caribou }
I hereby certify that this instrument was filed at the request
of Caribou Title Co
at 11:30 o'clock A in this 21st day of
June, 2001 in my office and duly
recorded Official Records
Recorder Edie Izatt
Signature Toni Kirby ^{OD}

WARRANTY DEED

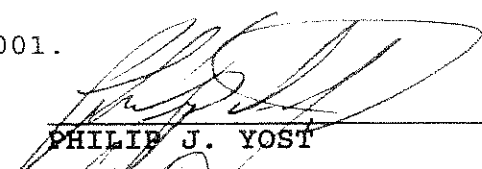
THIS INDENTURE, made this 5th day of March, 1998, between PHILIP J. YOST and LISA J. YOST, husband and wife, of Grace, Caribou County, Idaho 83241 hereinafter called First Party, and PHILIP J. YOST and LISA J. YOST, husband and wife; DAVID M. MODERSITZKI and KAREN JANE MODERSITZKI, husband and wife, of 1760 Rich Road, Grace, Caribou County, Idaho 83241 hereinafter called Second Party:

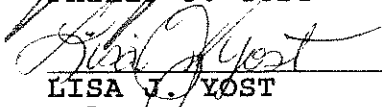
WITNESSETH: that the said First Party, for and in consideration of the sum of TEN DOLLARS, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Caribou, State of Idaho, more particularly described as follows:

Township 5 South, Range 40 East of the Boise Meridian:

Section 22: ~~EXSEX~~, ALSO, Beginning at a point 880 feet East of the ~~SWSEX~~ of said Section 22, and running
thence North 7°58' West 44 feet;
thence North 1°23' East 1002 feet;
thence North 38°22' West 454 feet;
thence North 16°29' West 541 feet;
thence North 62°48' East 252 feet;
thence South 86°58' East 177 feet;
thence North 51°48' East 339 feet, more or less, to
a point on the North line of the ~~SEX~~ of said
Section 22;
thence along the North line 272 feet, more or less,
to the Northeast Corner of the ~~NWSEX~~ of said
Section 22;
thence South 2640 feet to the South line of said
Section 22;
thence West 440 feet,
to the point of beginning.

Dated: September 4, 2001.


PHILIP J. YOST

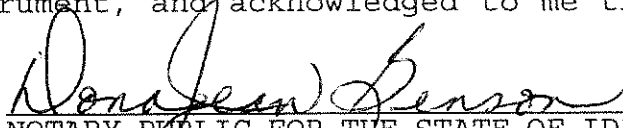

LISA J. YOST

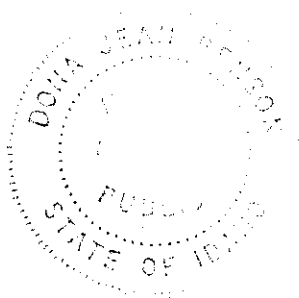

DAVID M. MODERSITZKI


KAREN JANE MODERSITZKI

STATE OF IDAHO)
 : ss.
County of Caribou)

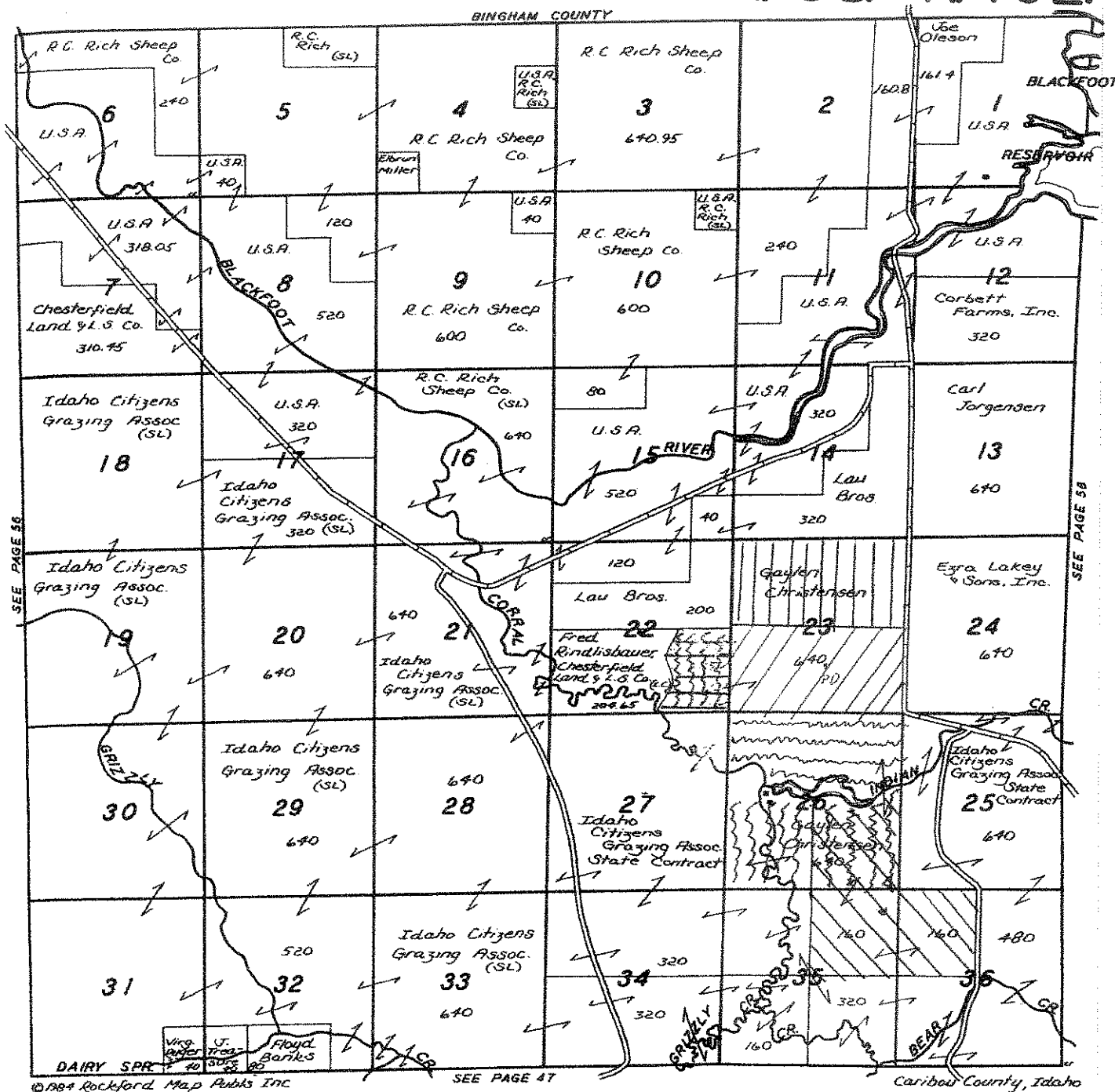
On this 4th day of September, 2001, before me the undersigned, a notary public in and for said County and State, personally appeared PHILIP J. YOST AND LISA J. YOST, husband and wife, and DAVID M. MODERSITZKI AND KAREN JANE MODERSITZKI, husband and wife, known or identified to me to be the persons whose names subscribed to the within instrument, and acknowledged to me that they executed the same.


NOTARY PUBLIC FOR THE STATE OF IDAHO
Residing at: Soda Springs, Idaho
My commission expires: 8/15/2003



T 5S.-R.40E.

BINGHAM COUNTY



©1984 Rockford Map Publs Inc

SEE PAGE 47

Caribou County, Idaho

- /// 27-2124 4.38 CFS License 318 acres 7/28/1961 well
 27-7494 6.67 CFS Permit 480 acres 2/18/1990 well
 /// 27-4008 3.2 CFS Claim 320 acres 4/01/1961 well
 ≡ 27-1814 2.4 CFS Beneficial Use 120 acres 7/28/1961 well
 27-7495 49 AF License - 20 2/25/1990 Chicken Creek
 ~ 27-4010 1.82 CFS Claim 300 acres 5/01/1959 Chicken Creek