

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

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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)
34-511					
34-7173					
34-5384					

RECEIVED

APR 15 2010

Department of Water Resources
Eastern Region

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 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) George Gilbert

4. New Owner/Claimant(s) W. Gary Rogers

Name Connector (Check one): ☐ and, ☐ or, ☐ and/orNew Mailing Address PO Box 476City, State and ZIP Code Arco Idaho 83213New Telephone Number (208) 527-4504 Email: _____

SUPPORT DATA

IN FILE # 34-511

5. Date you acquired the property _____
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) W. Gary Rogers (title if applicable)
 _____ (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 JRS
 Receipted by JRS
 Processed by _____ AJ

Date 4-15-10
 Date 4-15-10
 Date _____

Receipt Amt. \$300.5
 Receipt No. E035746
 WR _____ Date _____

525-7177



0 130 260 520 780 1,040 Feet

Farm # 696 Tract # 762

Legend

tra_gli_layers.SDE.wet_p_id037

Wetland Determination Identifiers

● Restricted Use

▼ Limited Restrictions

■ Exempt from Conservation Compliance Provisions

du.SDE.du_a_id037

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

240587

WARRANTY DEED

For Value Received GEORGE A GILBERT AND VERA JEAN GILBERT, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto WALLACE GARY ROGERS AND PAMELA ANN ROGERS, husband and wife, the Grantees, whose current address is P.O. Box 476, Arco, ID 83213, the following described premises, in Custer County, Idaho, to-wit:

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying South of the Highway 93A Right-of-Way, Section 11, Township 6 North, Range 25 East, Boise meridian, Custer County, Idaho, described as:

Beginning at the S $\frac{1}{4}$ corner of Section 11, said point being a 3" aluminum cap PLS 3577 and being referenced by Corner Perpetuation and Filing Record instrument No. 234606, which bears North 89°04'40" East, 2665.88 feet from the Southwest corner of said Section 11, which is marked by a 1" aluminum cap PLS 1001 and being referenced by Corner Perpetuation and Filing Record instrument No. 231545; thence South 89°04'40" West, 1332.94 feet along the South line of said Section 11 to the Southwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ which is marked by a 5/8" iron rod with a 2" aluminum cap marked Harper-Leavitt Engineering PLS 12222; thence North 00°25'36" West, 418.02 feet along the West line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ to a 1/2" iron rod with plastic cap marked HLE PLS 12222 which is on the North bank of the Big Lost River; thence along said river the following two (2) courses; (1) North 76°52'35" West, 65.71 feet; thence (2) North 56°20'10" West, 50.66 feet to a 1/2" iron rod with plastic cap marked HLE PLS 12222; thence North 24°49'27" East, 667.02 feet to 1/2" iron rod with plastic cap marked HLE PLS 12222 which is placed on the Southerly Right-of-Way of Highway 93A; thence along said Right-of-Way Southeasterly 1495.33 feet along a horizontal curve with the following curve data: Delta=18°22'17", Radius= 4663.53 feet, Chord Bearing =South 51°15'14" East, and Chord Distance of 1488.93 feet to a 1/2" iron rod with plastic cap marked HLE PLS 12222, said point being on the East line of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 11; thence South 00°23'22" East, 113.07 feet along said East line to the Point of Beginning, as shown by the Record of Survey filed March 23, 2009, as instrument No. 240543, records of Custer 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 Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 2 day of April, 2009

George A Gilbert
GEORGE A. GILBERT

Vera Jean Gilbert
VERA JEAN GILBERT

STATE OF IDAHO)

: ss

County of Custer)

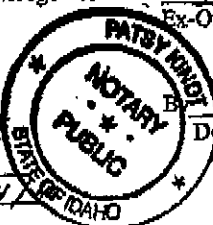
On this 2nd day of April, 2009, before me, a Notary Public, personally appeared George A. Gilbert and Vera Jean Gilbert, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of CCT at 58 minutes past 2:00 o'clock P.M., this 2nd day of APRIL, 2009, in my office.

Barbara C. Breedlove
Ex-Officio Recorder

Patsy Kuntz
Notary Public for: Idaho
Residing at Challis
Commission Expires 3/24/11



W. R. Mays
Deputy