

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

RECEIVED
MAR 09 2010
 Department of Water Resources
 Eastern Region

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)
WP 35-7917					

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)

Caron & Joe Werenka c/o Joe Werenka
PO Box 353
American Falls, ID 83210

4. New Owner/Claimant(s)

Lance & Lisa Funk
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 310

City, State and ZIP Code

American Falls, ID 83211

New Telephone Number

(208) 226-5551 Email: lance@funkfarms.net

5. Date you acquired the property

4/6/06

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)

(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
 Received by
 Processed by AJ

Date 3-10-10
 Date 3-10-10
 Date

Receipt Amt. \$25.00
 Receipt No. E035640
 WR Date

AT 10071 A

WARRANTY DEED

For Value Received, the Grantor, U.S. BANK NATIONAL ASSOCIATION AS CUSTODIAN / TRUSTEE, does hereby grant, bargain, sell and convey unto LANCE FUNK AND LISA FUNK, husband and wife, the Grantees, whose current address is P.O. Box 310, American Falls, Idaho 83211 the following described premises, in Power County, Idaho, to-wit:

PARCEL 3B:

Township 6 South, Range 29 E.B.M., Power County, Idaho
Section 14: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

PARCEL 4:

Township 6 South, Range 29 E.B.M., Power County, Idaho
Section 13: SW $\frac{1}{4}$
Section 24: NW $\frac{1}{4}$

Together with all appurtenances and water rights.

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

DATED this 6th day of April, 2006.

U.S. Bank National Association as Custodian/Trustee
By: Rabo Agrifinance, Inc., It's Attorney in Fact

Instrument # 189121

POWER COUNTY, IDAHO
2006-04-10 04:46:07 No. of Pages: 4

Recorded for : AMERITITLE
CHRISTINE STEINLICH

Ex-Officio Recorder Deputy maureen schelke Fee: 12.00

By G. Michael Smith
G. Michael Smith, Sr. Vice President

STATE OF MISSOURI)
) ss.
County of St. Louis)

On this 6 day of April, 2006, before me, a Notary Public in and for the County and State aforesaid, personally appeared G. MICHAEL SMITH, Sr. Vice President of Rabo Agrifinance, Inc., as Attorney in Fact for U.S. Bank National Association as Custodian / Trustee, who is personally known to me to be the said officer of said corporation, and the same person who executed the foregoing instrument, and he duly acknowledged execution of the same for and on behalf of and as the act and deed of said corporation as Attorney in Fact for U.S. Bank National Association as Custodian / Trustee.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

Sandra Siebert
Notary Public - Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: June 20, 2007

Sandra Siebert
NOTARY PUBLIC
Residing at: St. Louis County
My Commission Expires: _____

BILL OF SALE

For value received, U.S. BANK NATIONAL ASSOCIATION AS CUSTODIAN / TRUSTEE, the Grantor, does hereby grant, bargain, sell and convey unto LANCE FUNK AND LISA FUNK, husband and wife, the Grantees, their successors and assigns, whose address is P.O. Box 310, American Falls, Idaho 83211, the following described property to-wit:

Irrigation Equipment

WELL No. 2 (I-13-3; SW¼ Sec. 13): 100% ownership interest
250 horsepower General Electric Motor - Ser. No. DVJ-42133
Johnston Pump (no number)
2 - T & L hydraulic drive Center Pivots reconditioned and converted to low pressure in 1989 (originally installed on farm in 1981) - no numbers available

WELL No. 4 (I-14-1, NE¼ Sec. 23 on adjoining land): 60% ownership interest
300 horsepower Yaskawa Motor - Ser. No. 9074992901
Johnston Pump - no number available
100 horsepower (booster) Baldor Electric Motor - no number available
Cornell Pump - Ser. No. 84942
Lindsay Zimmatic 8 tower low pressure Center Pivot (1994) Ser. No. 48340

All irrigation equipment, including but not limited to the above described irrigation equipment, is being sold in its "AS IS" condition without warranty.

DATED this 6th day of April, 2006.

U.S. Bank National Association as Custodian/Trustee
By: Rabo Agrifinance, Inc., It's Attorney in Fact

By G. Michael Smith
G. Michael Smith, Sr. Vice President

STATE OF MISSOURI)
) ss.
County of St. Louis)

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IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

Sandra Siebert
Notary Public - Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: June 20, 2007

Sandra Siebert
NOTARY PUBLIC
Residing at: St. Louis County
My Commission Expires: _____