

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

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RECEIVED

OCT -17 2008

**WATER RESOURCES
 WESTERN 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)
PD 51 55-10107					
ADJ 2-10289					

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)	David O Miller and Donna J Miller PO Box 602, Bruneau, ID 83604
4. New Owner/Claimant(s)	Rudy Gingerich and Colleen Martin Gingerich Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	47589 State Hwy 78
City, State and ZIP Code	Mountain Home ID 83647
New Telephone Number	()

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) _____

L. Rudy Gijal
 + *Michelle Martin Gijal*
 (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 *gmh*
 Received by *gmh*
 Processed by _____ AJ

Date 10-17-08
 Date 10-17-08
 Date _____

Receipt Amt. \$50.
 Receipt No. W036991
 WR *gmh* Date 10-29-08

Requested Refund 10-29-08
gmh

WARRANTY DEED

08765

For Value Received,

DAVID O MILLER AKA DAVID OWEN MILLER FORMER SPOUSE OF DONNA J MILLER, A SINGLE MAN AND DONNA J MILLER, FORMER SPOUSE OF DAVID O MILLER, A SINGLE WOMAN

the Grantor does hereby grant, bargain, sell, convey and warrant unto

**RUDY GINGERICH AND COLLEEN MARTIN GINGERICH, HUSBAND AND WIFE,
AS COMMUNITY PROPERTY WITH RIGHT OF SURVIVORSHIP**

the Grantees whose current address is:

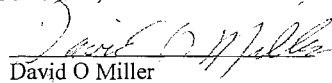
47589 State Hwy 78, Mountain Home, ID 83647

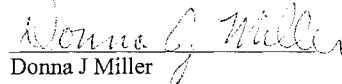
the following described real property in Owyhee County, State of Idaho more particularly described as follows, to-wit:

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 said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that he will warrant and defend the same from all lawful claims whatsoever, except those of record.

Date: October 15, 2008

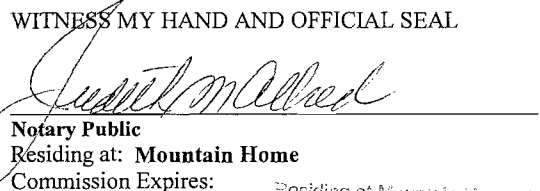

David O Miller


Donna J Miller

State of Idaho
County of Elmore

On this 15th day of October, 2008, before me, the undersigned, a Notary Public, in and for said State, personally appeared **DAVID O MILLER, DONNA J MILLER**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL


Notary Public
Residing at: **Mountain Home**
Commission Expires:

Residing at Mountain Home, Idaho
My Commission Expires 03-26-12

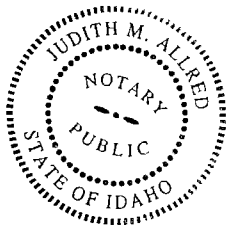


EXHIBIT "A"

A tract of land in the Northwest Quarter Southeast Quarter and Northeast Quarter Southwest Quarter of Section 4, Township 6 South, Range 6 East, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of the Northwest Quarter Southeast Quarter of said Section 4, an iron pin, the TRUE POINT OF BEGINNING; thence South $0^{\circ}52'$ West 550 feet to center line of State Highway No. 78; thence Northwesterly along Highway No. 78 center line to the North boundary line of the Northeast Quarter Southwest Quarter of Section 4; thence East along the North boundary line of the Northeast Quarter Southwest Quarter and the Northwest Quarter Southeast Quarter a distance of 1740 feet to the Northeast corner of Northwest Quarter Southeast Quarter the POINT OF BEGINNING.

Together with IDWR Numbers 55-10107 and 2-10289