

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.

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WATER RESOURCES
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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 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
51-10338					

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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) is 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)

SADIE E. WHEELER

(SEE ATTACHED)

4. New Owner/Claimant(s)

David Michael Gailo

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

20362 Cypress St

City, State and ZIP Code

Newport Beach CA 92660

New Telephone Number

() 714-493-5631

5. Date you acquired the property

6-17-05

Warranty
Deed

6. 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)

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 4-20-06 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

PERSONAL REPRESENTATIVE'S DEED

The undersigned, LEANN WHEELER the duly appointed, qualified and acting Personal Representative under Case No. CV-2003-1636, District Court, Elmore County, of the ESTATE OF SADIE WHEELER aka SADIE E. WHEELER, deceased, hereinafter designated as the Grantor, does hereby GRANT, BARGAIN, SELL and CONVEY to DAVID MICHAEL GALLO, a married man as his sole and separate property, whose address is 20362 Cypress St, Newport Beach, CA 92660, herein designated as Grantee, the following described real property located in Elmore County, Idaho, described as follows:

SEE ATTACHED LEGAL DESCRIPTION

TO HAVE AND TO HOLD unto the said Grantee, his heirs, administrators, executors and assigns FOREVER.

DATED this '10th day of JUNE, 2005

by Leann Wheeler personal representative

LEANN WHEELER
PERSONAL REPRESENTATIVE

STATE OF IDAHO)

) ss.

County of ELMORE)

On this 5th day of June, 2005 before me, the undersigned, a Notary Public in and for said State, personally appeared LEANN WHEELER, individually and known to me to be the Personal Representative of the Estate of SADIE E. WHEELER, deceased, and the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she 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.



Sheryl A. Reymond

Notary Public for
Residing at: Mountain Home
My Commission Expires: 12-27-05

A tract of land in U.S. Government Lot 5 of Section 21 and U.S. Government Lot 1 of Section 28, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho described as follows:

Commencing at the Northeast corner of said Section 28, corner being monumented with a BLM Brass Cap;
Thence N89°43'00"W, along the Northly line of said Section 28, a distance of 1265.04 feet to a 1/2" rebar with Plastic Cap stamped PLS 884, said point being the TRUE POINT OF BEGINNING,
Thence N10°21'42"W, leaving said Northerly line, 543.87 feet, to the apparent mean high water mark of the Snake River;
Thence along said apparent mean high water mark the following courses and distances;
S57°17'00"W, 333.16 feet
S73°08'47"W, 128.88 feet
S87°50'12"W, 67.50 feet
S74°49'00"W, 96.09 feet
S53°18'50"W, 38.41 feet
S62°56'19"W, 125.34 feet
Thence S43°06'21"W, 220.45 feet to a point on said Northerly line of Section 28;
Thence S89°43'00"E along said Northerly line, 510.21 feet, to a point on the Easterly high water line of unnamed stream;
Thence leaving said Northerly line, along said Easterly high water line, the following courses and distances;
S21°36'05"E, 203.51 feet
S56°59'14"E, 95.78 feet
S69°04'29"E, 72.57 feet
S57°35'18"E, 152.51 feet
Thence N83°14'46"E, 109.31 feet, to a point on the East boundary of said U.S. Government Lot 1;
Thence N00°02'09"E, along said East boundary, 337.36 feet, to a point on said Northerly line of Section 28;
Thence, S89°43'00"E, along said Northerly line 56.39 feet, to the TRUE POINT OF BEGINNING.

Subject to all existing easements.

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DATED this '10th day of JUNE, 2005

by Leann Wheeler personal representative

LEANN WHEELER
PERSONAL REPRESENTATIVE

Instrument # 366909
Elmore County, Idaho
04:15pm Jun.17,2005
For: GUARANTY TITLE INC
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: DLE