



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 19, 2008

Rick Gerbo
Michelle Gerbo
PO Box 1905
Truckee CA 96160

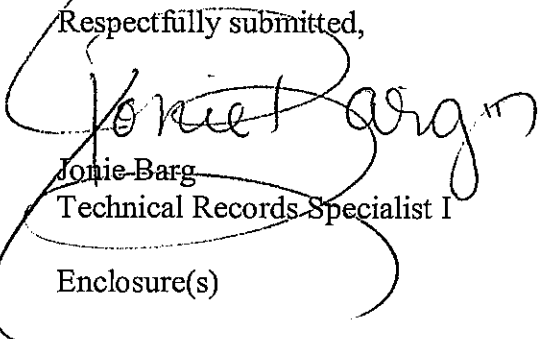
RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP FOR WATER RIGHT
NUMBER(S) 74-15727

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. During my research of your request for notice of change in water right ownership, I found that the property you purchased is not included in water right number 74-15761, but I think your ownership change had already been completed with a previous ownership change request. We received an ownership change on January 19, 2007 for water right number 74-902 which was split into 74-15727 and 74-15728. Please find enclosed your original Notice of Change in Water Right Ownership received on May 23, 2008 and a copy of the Notice of Change in Water Right Ownership received on January 19, 2007 which was completed along with a computer generated proof report for your records. I have requested a refund for \$100.00 for receipt number E034081.

If you have any questions about this matter feel free to contact Jonie Barg at (208) 525-7161.

Respectfully submitted,



Jonie Barg

Technical Records Specialist I

Enclosure(s)

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEV ✓

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)
Elzinga original water right # 74-15761	This is the split # I have 74-15765	✓			

RECEIVED
MAY 23 2008
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)

Glenn - Caryl Elzinga

19 Moen Ln.

May, ID. 83253

4. New Owner/Claimant(s)

Rick - michelle Gerbo

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 1905

City, State and ZIP Code

Truckee, Ca. 96160

New Telephone Number

(530) 913-2622

Email:

5. Date you acquired the property

1-3-07

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 <u>100%</u>		
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 BMLDate 5/23/08Receipt Amt. 100.00

Received by _____

Date _____

Receipt No. 15034081

Processed by _____ AJ

Date _____

WR _____ Date _____

Request Refund
11.10.08 1B

Warranty Deed

For Value Received

GLENN A. ELZINGA and CARYL L. ELZINGA, Husband and Wife
do hereby grant, bargain, sell and convey unto

RICK GERBO and MICHELLE GERBO, Husband and Wife
whose current address is

PO Box 1905
Truckee, Ca. 96160

the grantees, the following described premises in Lemhi County, to-wit:

SEE ATTACHED EXHIBIT "A"

Grantees, their heirs, successors and assigns, by accepting the title transferred by this deed agree to be bound by the following restrictions:

1. No structure of any kind that is commonly known as a "mobile home" or "trailer house" shall be built or moved onto the above-described parcel unless attached to a permanent foundation within 2 months.
2. Grantees shall not further split or subdivide the above-described parcel.

To have and to hold the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor 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 and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 2, 2006


Glenn A. Elzinga


Caryl L. Elzinga

STATE OF Idaho COUNTY OF Lemhi

On this 2nd Day of January, 2007,
before me, a notary public in and for said State, personally
appeared

Glenn A. Elzinga and Caryl L. Elzinga

known to me to be the persons whose names are subscribed
to the within instrument, and acknowledged to me that they
executed the same.

INSTRUMENT NO:

270225

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed
for record at the request of

at 31 minutes past 3 o'clock pm.,
this 3 day of January
2007, in my office, and duly recorded in Book
of Deeds in Lemhi County.



Grantees, their heirs, successors and assigns, by accepting the title transferred by this deed agree to be bound by the following restrictions:

1. No structure of any kind that is commonly known as a "mobile home" or "trailer house" shall be built or moved onto the above-described parcel unless attached to a permanent foundation within 2 months.
2. Grantees shall not further split or subdivide the above-described parcel.

To have and to hold the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor 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 and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 2, 2006


Glenn A. Elzinga

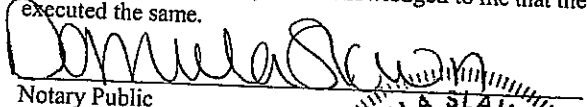

Caryl L. Elzinga

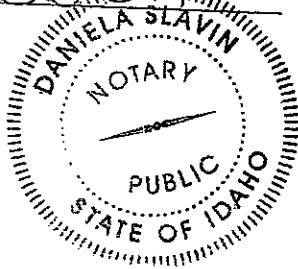
STATE OF Idaho COUNTY OF Lemhi

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before me, a notary public in and for said State, personally
appeared

Glenn A. Elzinga and Caryl L. Elzinga

known to me to be the persons whose names are subscribed
to the within instrument, and acknowledged to me that they
executed the same.


Notary Public
Residing at: Salmon, ID
Comm. Expires: 11-15-2011



INSTRUMENT NO:

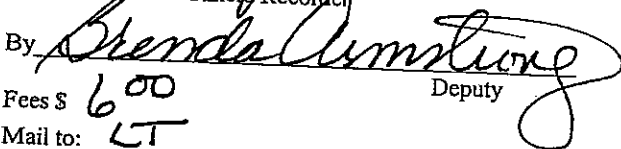
270225

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed
for record at the request of

at 31 minutes past 3 o'clock p.m.,
this 3 day of January
2007, in my office, and duly recorded in Book
of Deeds in Lemhi County.


Ex-Officio Recorder

By 
Deputy

Fees \$ 6.00
Mail to: LT

Warranty Deed

READ AND APPROVED

GLENN A. ELZINGA AND CARYL L. ELZINGA, Husband and Wife
do hereby grant, bargain, sell and convey unto

RICK GERBO AND MICHELLE GERBO, Husband and Wife
whose current address is

PO Box 1905
Truckee, Ca. 96160

the grantees, the following described premises in Lemhi County, to-wit:

SEE ATTACHED EXHIBIT LABELED PARCEL "D"

Read and Approved



Rick Gerbo



Michelle Gerbo

Taylor Mountain Surveying
301 Waller St.
Salmon, Idaho 83467
(208) 756-8321

Parcel "D"

A portion of the NW 1/4 Section 28, T 19 N, R 24 E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the East 1/4 Corner of Section 29, from which the NE Corner of Section 29 bears N00°12'17"W, 2648.48 feet the Basis of Bearing of this description; run thence S00°11'10"E, 26.17 feet to the West 1/4 corner of said Section 28; thence S89°41'40"E, 1387.39 feet to the C-W 1/16th Corner of said Section 28; thence continuing along the southern line of said NW 1/4 Section 28 S89°58'19"E, 318.07 feet to the Point of Beginning;

Thence leaving said southerly line N00°13'04"W, 798.90 feet;

Thence S77°10'09"E, 181.62 feet;

Thence S70°29'10"E, 144.35 feet;

Thence S80°12'16"E, 114.09 feet;

Thence S79°57'09"E, 281.47 feet ;

Thence N88°50'40"E, 138.09 feet to a point on the westerly right-of-way of Monument Road;

Thence along said right-of-way the following courses;

along the arc of a curve to the left 80.22 feet having a radius of 79.00 feet, a central angle of 58°10'50", having a chord of S32°10'21"W, 76.81 feet;

S03°04'56"W, 489.64 feet; S00°57'28"E, 91.04 feet to a point on the southerly of said NW 1/4 Section 28;

Thence leaving said right-of-way N89°58'19"W along said southerly line, 772.05 feet to the Point of Beginning.

Subject to a 50 foot wide ingress and egress easement south of the northerly line of the above described parcel.

The sidelines of said easement shall be prolonged or shortened to conform with Grantor's and Grantee's property lines.

Also together with and subject to a utility easement to be determined at a later date.

Said parcel contains 12.73 acres.

Zero (0) splits remain.

