

RECEIVED

NOV 30 2007

WATER RESOURCES
WESTERN REGION

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.

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 65-27198 ✓	ADJ 100				
PD 65-10302 ✓	ADJ 100				
PD 65-235 ✓	ADJ 100				
PD 65-233 ✓					
PD 65-234 ✓					

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**.

following (if necessary to clarify division of water rights or other complex property descriptions):

PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's

OR

if right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Deon + Michael Canaday
10500 Main St, Montour, Id. 83617

4. New Owner/Claimant(s)

Deon L. Budell

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

New Mailing Address

9747 E. Garfield Road

City, State and ZIP Code

Montour, Id. 83617-5002

New Telephone Number

(208) 584-3142

SUPPORT DATA

IN FILE # 65-233

Deon

Deon
208-859-0623

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) _____

Dean L. Budell

(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.

These were paid for on the Canaday/Canaday Properties C/O

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. W034289 - W036472
 WR gms Date 5-20-08

Instrument # 263532

EMMETT, GEM, IDAHO

2007-12-12

11:12:18 No. of Pages: 1

Recorded for : DEON BUDELL

SHELLY GANNON

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

Diane Wright fee: 3.00

QUITCLAIM DEED

FOR VALUE RECEIVED,

Canaday Properties LLC

do(es) hereby convey, release, remise and forever quitclaim unto
Deon L. Budell, as her sole and seperate property

whose current address is:

9747 E Gatfield Rd, Montour, Idaho 83617

the following described premises:

Lot 1 of Kennedy Heights Subdivision, filed October 31, 2007 in Book 4 of Plats
at Page 37, records of Gem County, Idaho

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns
forever.

Dated: 12/12/07

Deon L. Budell
Deon L. Budell

State of IDAHO

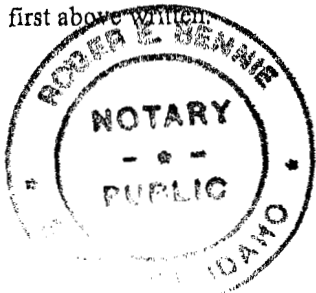
}
} ss

County of GEM

On this 12th day of December before me, a Notary Public in and for said state, personally
appeared Deon L. Budell

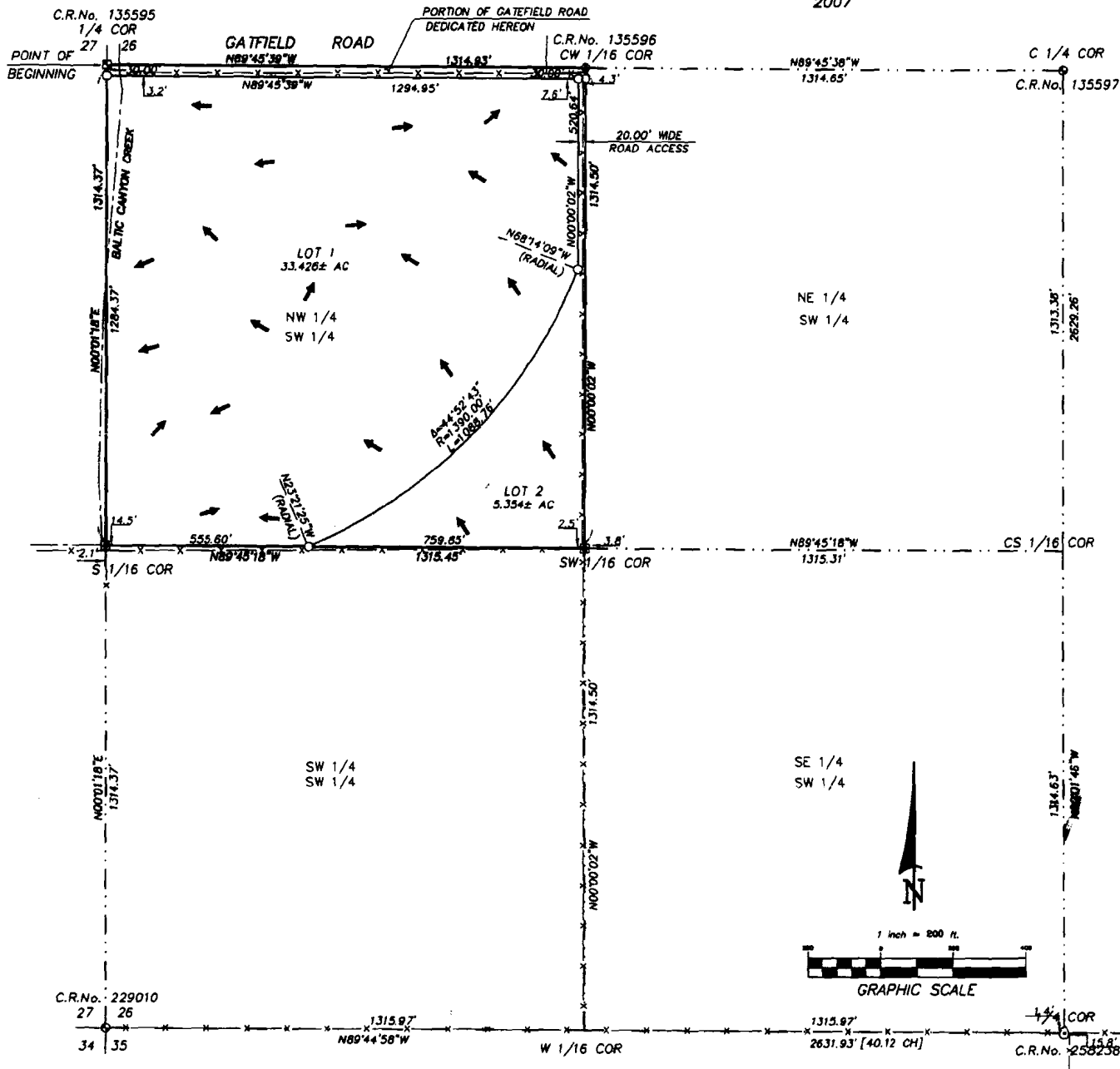
known or identified to me to be the person whose name is subscribed to the within Instrument and
acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in
this certificate first above written.



Ryn E. Bunn
Notary Public for the State of Idaho
Residing at: Emmett
Commission Expires: 10/18/12

BEING A MINOR SUBDIVISION OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF
SECTION 26, TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN
GEM COUNTY, IDAHO
2007



BASIS OF BEARINGS:

THE BASIS OF BEARING FOR THIS SURVEY IS THE NAD83 IDAHO COORDINATE SYSTEM, WEST ZONE, PER G.P.S. OBSERVATIONS TO CONTROL STATION "MONTAUR". THE RESULTING GRID BEARING ON THE NORTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 26, TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN IS N89°45'39"W

LEGEND:

- FOUND BRASS CAP MONUMENT
- FOUND ALUMINUM CAP MONUMENT
- FOUND 5/8" IRON PIN
- FOUND ORIGINAL STONE - REPLACED WITH 5/8" IRON PIN AND ALUMINUM CAP STAMPED PLS 6552
- SET 5/8" IRON PIN W/ALUMINUM CAP PLS 6552
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552
- [] GOVERNMENT DISTANCE IN CHAINS
- SECTION BREAKDOWN LINES
- DEED BOUNDARY LINE
- NEW PROPERTY LINE
- DIRECTION OF DRAINAGE
- ▲ PIVET
- x-x-x- FENCE LINE
- - - DITCH

NOTE:

1. THE DEVELOPER SHALL COMPLY WITH 31-3805, IDAHO CODE, RELATING TO TRANSFER OF WATER RIGHTS.
2. BUILDING SETBACKS SHALL BE PER COUNTY ZONING ORDINANCE IN EFFECT AT THE TIME BUILDING PERMITS ARE ISSUED.
3. LOTS SHALL NOT BE REDUCED BY SIZE WITHOUT PRIOR APPROVAL OF APPROPRIATE HEALTH AUTHORITY AND THE GEM COUNTY COMMISSIONERS.
4. ALL AREAS SHOWN HEREON ARE FOR TAX PURPOSES ONLY.
5. UTILITY AND DRAINAGE EASEMENTS ALONG ROADS MAY BE USED AS A ROAD RIGHT-OF-WAY EASEMENT AND FOR SNOW STORAGE.
6. GROSS AREA = 38.688± ACRES - NET AREA 38.780± ACRES
7. EXISTING ZONING IS A-3.
8. THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF THE IDAHO CODE, "RIGHT TO FARM ACT".
9. THIS DEVELOPMENT IS FOR SINGLE FAMILY HOMES.

DEVELOPER:

DENNIS R. & WENDY S. KENNEDY
2350 S. CLOVERDALE ROAD
BOISE, IDAHO 83709
PHONE: (208) 322-6797



KENNEDY HEIGHTS SUBDIVISION

TRI COUNTY SURVEYING, INC.

PROFESSIONAL LAND SURVEYORS

510 So. Washington Ave., P.O. Box 333

Emmett, Idaho 83617-0974

Phone: (208) 365-7470



Recording Requested By and
When Recorded Return to:

HAWLEY TROXELL ENNIS & HAWLEY LLP
Attn: Robert F. Thomas
P.O. Box 1617
Boise, Idaho 83701-1617

Instrument # 261381

EMMETT, GEM, IDAHO

2007-08-08

10:05:00 No. of Pages: 3

Recorded for : HAWLEY TROXELL ENNIS & HAWLEY

SHELLY GANNON

Fee: 9.00

Ex-Officio Recorder Deputy *Judy Evans*

Index to: QUIT CLAIM DEED

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**QUITCLAIM DEED
(INCLUDING AFTER-ACQUIRED PROPERTY)**

FOR VALUE RECEIVED, CANADAY PROPERTIES, LLC, an Idaho limited liability company (hereinafter "**Grantor**"), does by these presents convey, remise, release and forever quitclaim unto DEON L. CANADAY BUDELL, as her sole and separate property, whose address is 10500 Main Street, Montour, Idaho, 83617-5003 (hereinafter "**Grantee**"), all right, title and interest which Grantor now has or may hereafter acquire in the real property situated in the County of Gem, State of Idaho, more particularly described as follows:

See Exhibit "A" attached hereto, incorporated herein, and by this reference made a part hereof.

TOGETHER WITH all right, title and interest which Grantor now has or may hereafter acquire in the rights of way, easements, tenements, hereditaments, water rights and appurtenances thereunto belonging, reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD the same unto the Grantee and to Grantee's successors and assigns forever.

IN WITNESS WHEREOF, this Quitclaim Deed has been duly executed by and on behalf of
Grantor this 6th day of August, 2007.

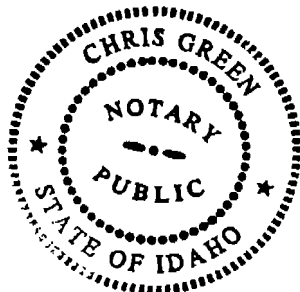
CANADAY PROPERTIES, LLC, an Idaho limited
liability company

By: Deon L. Canaday Budell
Deon L. Canaday Budell, Manager

STATE OF IDAHO)
) ss.
County of Ada)

On this 6th day of August, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared Deon L. Canaday Budell, known or identified to me to be Manager of the limited liability company of Canaday Properties, LLC, an Idaho limited liability company, and the Manager who subscribed said company name to the foregoing instrument, and acknowledged to me that she executed the same in said company name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Chris Green
Notary Public for Idaho
Residing at Boise, ID
My commission expires 3/20/12

EXHIBIT "A"

WHITE PLACE

IN SECTION 27, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

SW1/4NE1/4

NE1/4SE1/4

NW1/4SE1/4

IN SECTION 26, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

NW1/4SW1/4

STATE OF IDAHO } ss.
County of Gem

I certify that the foregoing is a
true and correct copy of the
instrument of record as
Instrument No. 261381

DATED 5/14/08

Shelly Gannon
Ex-officio Recorder

By [Signature] Deputy

EXHIBIT "A"

Recording Requested By and
When Recorded Return to:
Robert F. Thomas
HAWLEY TROXELL ENNIS & HAWLEY LLP
P.O. Box 1617
Boise, Idaho 83701

Instrument # 250127

EMMETT, GEM, IDAHO
2006-03-17 11:08:00 No. of Pages: 3
Recorded for : HAWLEY TROXELL ENNIS & HAWLEY
SUSAN K. HOWARD Fee: 9.00
Ex-Officio Recorder Deputy *Judy Evans*
Index to: QUIT CLAIM DEED

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

QUITCLAIM DEED

THIS INDENTURE, made this 12th day of September, 2005, by and between DEON L. CANADAY, hereinafter referred to as "Grantor," and CANADAY PROPERTIES, LLC, an Idaho limited liability company, whose address is 10500 Main Street, Montour, Idaho, 83617-5003, hereinafter referred to as "Grantee".

WITNESSETH:

Grantor does by these presents quitclaim, transfer and convey unto Grantee, all right, title and interest which Grantor now has or may hereafter acquire in and to the following described parcel of land situate, lying and being in the County of Gem, State of Idaho, to wit:

See Exhibit "A" attached hereto and incorporated herein by this reference.

Together with all water and water rights appurtenant thereto, and together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto Grantee, and to its successors and assigns forever.

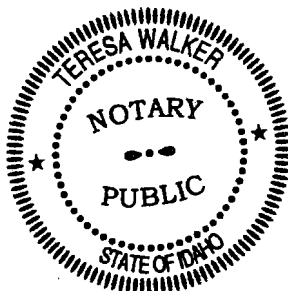
IN WITNESS WHEREOF, Grantor has executed this Quitclaim Deed the day and year
first above written.

Deon L. Canaday
DEON L. CANADAY

STATE OF IDAHO)
) ss.
County of Gem)

On this 12th day of September, 2005, before me, Teresa Walber,
a Notary Public in and for said State, personally appeared DEON L. CANADAY, known or
identified to me to be the person whose name is subscribed to the within 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.



Teresa Walber
Notary Public for Idaho
Residing at Emmett
My commission expires 4/10/09

EXHIBIT "A"

WHITE PLACE

IN SECTION 27, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

SW1/4NE1/4

NE1/4SE1/4

NW1/4SE1/4

IN SECTION 26, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

NW1/4SW1/4

Recording Requested By and
When Recorded Return to:
Robert F. Thomas
HAWLEY TROXELL ENNIS & HAWLEY LLP
P.O. Box 1617
Boise, Idaho 83701

Instrument # 250117

EMMETT, GEM, IDAHO
2006-03-17 10:56:00 No. of Pages: 3
Recorded for : HAWLEY TROXELL ENNIS & HAWLEY
SUSAN K. HOWARD Fee: 9.00
Ex-Officio Recorder Deputy *Judith Evans*
Index to: PERSONAL REPRESENTATIVE DEED

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

PERSONAL REPRESENTATIVE'S DEED

THIS PERSONAL REPRESENTATIVE'S DEED is made this 12th day of September, 2005, by and between Deon L. Canaday, Personal Representative of the Estate of Michael R. Canaday, Deceased, hereinafter referred to as "**Grantor**," and Deon L. Canaday, a single person dealing with her sole and separate property, hereinafter referred to as "**Grantee**," whose mailing address is 10500 Main Street, Montour, ID 83617-5003.

WHEREAS, Deon L. Canaday is the duly qualified, appointed and acting Personal Representative of the Estate of Michael R. Canaday, Deceased, which is filed as Probate Case No. CV2003-457 in the District Court of the Third Judicial District of the State of Idaho, in and for the County of Gem.

Pursuant to the powers vested in the Grantor under the Uniform Probate Code, particularly Idaho Code Section 15-3-715, the Grantor does hereby quitclaim, transfer and convey to the Grantee all of Grantor's interest in that certain real property situated in the County of Gem, State of Idaho, together with all water and water rights appurtenant thereto, more particularly described as follows:

See Exhibit "A" attached hereto, incorporated herein, and by this reference made a part hereof.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, including any and all improvements located thereon; the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the same unto the Grantee and to Grantee's heirs, successors and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this Personal Representative's Deed the day and year first above written.

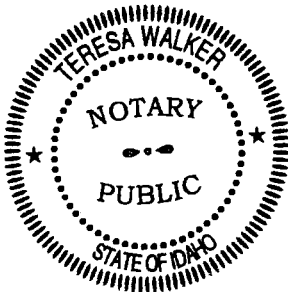
ESTATE OF MICHAEL R. CANADAY, Deceased

By: Deon L. Canaday
Deon L. Canaday
Personal Representative

STATE OF IDAHO)
) ss.
County of Gem)

On this 12th day of September, 2005, before me, Teresa Walker, a Notary Public in and for said State, personally appeared Deon L. Canaday, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Michael R. Canaday, Deceased, and acknowledged to me that she executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Teresa Walker
Notary Public for Idaho
Residing at Emmett
My commission expires 4/10/09

EXHIBIT "A"

WHITE PLACE

IN SECTION 27, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

SW1/4NE1/4

NE1/4SE1/4

NW1/4SE1/4

IN SECTION 26, TOWNSHIP 7 NORTH, RANGE 1 EAST, B.M., GEM COUNTY, IDAHO:

NW1/4SW1/4

WARRANTY DEED

Effective Date: <i>6/26/95</i>	County and State where Real Property is Located: <i>Gem, Idaho</i>		
GRANTOR (Name, Mailing Address and Zip Code): <i>Carla J. White Donald C. White 9747 Garfield Rd., Montour, Id. 83617</i>	GRANTEE (Name, Mailing Address and Zip Code): <i>Michael R. Canaday Deon S. Canaday 10500 Main Street, Montour, Id. 83617</i>		
Subject Real Property (Address or Location): <i>9747 Garfield Rd. Montour Id. 83617</i>	Legal Description Proofed by Persons whose Initials Appear to the Right	1.	2.
Subject Real Property (Legal Description): <i>7N 1E Sec 27 SW 1/4 NE 1/4 = 40 AC NE 1/4 SE 1/4 = 40 AC NW 1/4 SE 1/4 = 40 AC 7N 1E Sec 26 NW 1/4 SW 1/4 = 40 AC 160 AC</i>			
188259 Gem County, IDAHO) ss Recorded at request of <u>Deon Canaday</u> Time <u>3:20 PM</u> Date <u>January 25, 1996</u> Instr. No. <u>188259</u> Recorded as a <u>Deed</u> Theima R. Kolodziej, Clerk Ex-officio Recorder By: <i>Judy Bigham</i> Deputy			

1. **Continuing Encumbrances.** This Subject Real Property shall be conveyed subject to:

2. **Conveyance.** For valuable consideration, Grantor quit claims to Grantee all right, title, and interest of Grantor in Subject Real Property together with all rights and privileges appurtenant or to become appurtenant thereto on the effective date; Covenants that Grantor is seized of Subject Real Property and that Grantee shall quietly enjoy Subject Real Property; Warrants the title against all persons whomsoever, subject to matters above set forth and warrants that Grantor will execute or procure any further necessary assurance of title; Grantor further covenants for Grantor and successors of Grantors its further assurance of this grant and of the aforesaid warranties and covenants.

3. **Other Provisions:**

1.....

Donald C. White

2.....

Carla J. White

Signatures of Witnesses

Signatures of Grantors

STATE OF: <i>IDAHO</i> COUNTY OF: <i>SEMI</i> Date of this Acknowledgement.: <i>12-31-95</i>	Acknowledgement of Grantor. On this date, before me, a Notary Public, personally appeared: <i>Donald C. WHITE & CARLA J. WHITE</i> known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that be executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.	Signature of Notary Public: <i>Sheryl Lapp</i> Notary Expiration Date: <i>2-1-97</i>
STATE OF: COUNTY OF: Date of this Acknowledgement.:	Acknowledgement of Witnesses. On this date, before me, a Notary Public, personally appeared: known to me or satisfactorily proven to be the person whose name is subscribed to this instrument and acknowledged that be executed the same. If this person's name is subscribed in a representative capacity, it is for the principal named and in the capacity indicated.	Signature of Notary Public: Notary Expiration Date:

STATE OF IDAHO

Marriage License

County of ADA No. 20052758

KNOW ALL PERSONS BY THIS CERTIFICATE: That any regularly ordained minister of the Gospel, authorized by the rites and usages of the church or denomination of Christians, Hebrews, or religious body of which said minister is a member, or any judge or magistrate, or competent officer to whom this may come, not knowing of any lawful impediments thereto, is hereby authorized and empowered to solemnize the rites of Matrimony between:

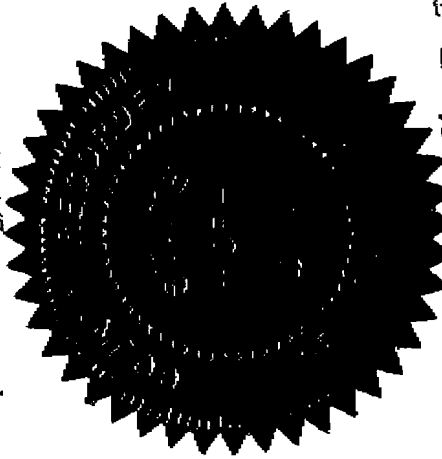
GROOM

1. Name: WARREN THEODORE BUELL
2. Address: Emmett, Gem, Idaho
3. Age: 47 4. Race: Caucasian
8. Birthplace: Gooding, Idaho

AND

BRIDE

9. Name: DEON LORRAINE CANADAY
10. Address: Emmett, Gem, Idaho
11. Age: 47 12. Race: Caucasian
15. Status: Widowed
16. Maiden Name if previously married: WHITE
17. Birthplace: Nampa, Idaho



And to certify the same to said parties or either of them under the signature and seal, of said minister or official capacity, and thereupon is required to deliver the original to the parties so married.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at BOISE, ADA County, Idaho, this 18th day of October, A.D. 2005

J. DAVID NAVARRO, Clerk/Auditor/Recorder

ALONSO
Deputy Recorder

Marriage Certificate

I, BLAKE PROBST, a ELDER, in the County of GEM, in the State of IDAHO do certify that in accordance with the authority on me conferred by the above license, I did on this FIRST day of JANUARY in the year A.D. 2006 in the city of MONTICELLO in the County of GEM, in the State of Idaho, solemnize the rites of matrimony between

WARREN THEODORE BUELL of Emmett, in the County of Gem, State of Idaho,
and DEON LORRAINE CANADAY of Emmett, in the County of Gem, State of Idaho,

in the presence of Wendy S. Kennedy and DEANIS K. KENNEDY,
WITNESS My Hand at the County aforesaid, this FIRST day of JANUARY, A.D. 2006

In the presence of:

Wendy S. Kennedy
and *Deanis K. Kennedy*

Officials Signature

Officials Address

11400 OLD RD.

SWEET IDAHO 83670

(Use Typewriter and/or Black Ink)

(This copy for the Bride and Groom)