

DE ✓

RECEIVED  
AUG 20 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 division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s).         | Split |
|-----------------------|------------------------------|-------|-----------------------|--------------------------------------|-------|
| PD 165/03045A         | split                        | —     | PD 165/00260          | in SWNW of S15<br>not covered by S15 | —     |
| PD 165/00259          | OK                           | —     | PD 165/03045X         | OK                                   | —     |
| PD 165/00257          | OK                           | —     |                       |                                      | —     |
| PD 165/11217          | OK                           | —     |                       |                                      | —     |
| PD 165/00258          | OK                           | —     |                       |                                      | —     |

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) Dale G. Gansberger Trustee 1/2 interest and  
Dennis A. Gansberger 1/2 interest  
11400 Sweet-Ola Highway, Sweet, ID 83670
4. New Owner/Claimant(s) Michael Young & Mary H. Young and Blake Probst &  
Name Connector (Check one): [ ] and, [ ] or, [ ] and/or Sheri Probst
- New Mailing Address 9625 Ola Rd.
- City, State and ZIP Code Sweet, ID 83670
- New Telephone Number ( ) 208-584-3747
5. Date you acquired the property 12/16/2004

**SUPPORT DATA**

**IN FILE #** 65-257

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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|--------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation   | _____                                                                      | _____                                                        |
| Stock        | _____                                                                      | _____                                                        |
| Domestic     | _____                                                                      | _____                                                        |
| Other _____  | _____                                                                      | _____                                                        |
| <b>Total</b> | _____                                                                      | _____                                                        |

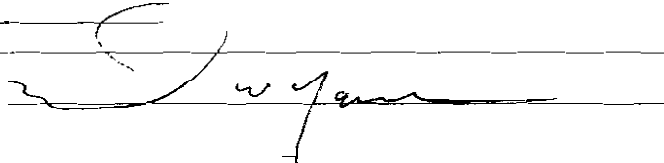
N/A

**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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|--------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation   | _____                                                                      | _____                                                        |
| Stock        | _____                                                                      | _____                                                        |
| Domestic     | _____                                                                      | _____                                                        |
| Other _____  | _____                                                                      | _____                                                        |
| <b>Total</b> | _____                                                                      | _____                                                        |

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 SL Date 8/20/07 Fee \$175.00  
 Receipted by SL Date " Receipt No. W 035756  
 Processed by AJ Date 10/3/07 WR DB

DB: Remaining fee for 65-3045A pd. 10-2-07 #W035876

\$25- to be refunded for 65-260.

NSTRU NO 240588  
PAGES 1 OF 2

Arb 0061 15:8N-1E  
NE SW

Arb 0002 22:8N-1E  
W 2 NW 2 SW

### WARRANTY DEED

Order No.: AT-405045815

#### FOR VALUE RECEIVED

Dale G Gansberger as Trustee for the Dale G Gansberger Living Trust, undivided 1/2 Interest, Demands A Gansberger, undivided 1/2 Interest,

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Michael Young and Mary H. Young, Husband and Wife and Blake Probst and Shert Probst, Husband and Wife,  
whose current address is

9625 Ola Rd., Sweet, ID, 83670,

the grantee(s), the following described premises, in Gem County, Idaho, TO WIT:

#### Tract I

That portion of the SE 1/4 SW 1/4 lying East of the Sweet-Ola Highway in Section 15, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho.

#### Tract II

That portion of the W 1/4 NW 1/4 and NE 1/4 NW 1/4 and W 1/4 SW 1/4 lying East of the Sweet-Ola Highway in Section 22, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho and the SE 1/4 NW 1/4 and the NE 1/4 SW 1/4 in Section 22, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises, that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 14, 2004

Dale G Gansberger as Trustee of the Dale G Gansberger Living Trust

By: Dale G Gansberger, Trustee

Dennis A Gansberger  
Dennis A Gansberger

State of Idaho

County of Gem

On this 16<sup>th</sup> day of December 2004 before me, a Notary Public in and for said state, personally appeared Dennis A Gansberger known or identified to me to be the person(s) whose name(s) is/are 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.

Palla R. Garrison  
Notary Public for the State of Idaho  
Residing at Idaho  
Commission Expires: 11-25-2008

Instrument # 240588

EMMETT, GEM, IDAHO

2004-12-16 03:58:00 No. of Pages: 2

Recorded for: ALLIANCE TITLE & ESCROW

SUSAN K. HOWARD

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED



INSTRU. NO. 240588  
PAGES 2 OF 2

# WARRANTY DEED

Order No.: AT-405045815

## FOR VALUE RECEIVED

Dale G Gansberger as Trustee for the Dale G Gansberger Living Trust, undivided 1/2 interest, Dennis A Gansberger, undivided 1/2 interest,

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Michael Young and Mary H. Young, Husband and Wife and Blake Probst and Sheri Probst, Husband and Wife,  
whose current address is

9625 Ota Rd., Sweet, ID, 83670,

the grantee(s), the following described premises, in Gem County, Idaho, TO WIT:

### Tract I

That portion of the SE 1/4 SW 1/4 lying East of the Sweet-Ota Highway in Section 15, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho.

### Tract II

That portion of the W 1/4 NW 1/4 and NE 1/4 NW 1/4 and W 1/4 SW 1/4 lying East of the Sweet-Ota Highway in Section 22, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho and the SE 1/4 NW 1/4 and the NE 1/4 SW 1/4 in Section 22, Township 8 North, Range 1 East, Boise Meridian, Gem County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s) that (s)he is/are the owner(s) in fee simple of said premises, that they are free from all encumbrances Except Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and right of way, approved or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 14, 2004

Dale G Gansberger as Trustee of the Dale G Gansberger Living Trust

By: Dale G Gansberger, Trustee

Dennis A Gansberger

State of

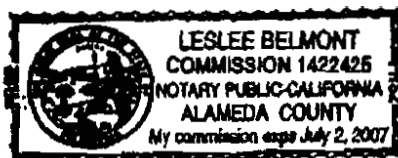
County of

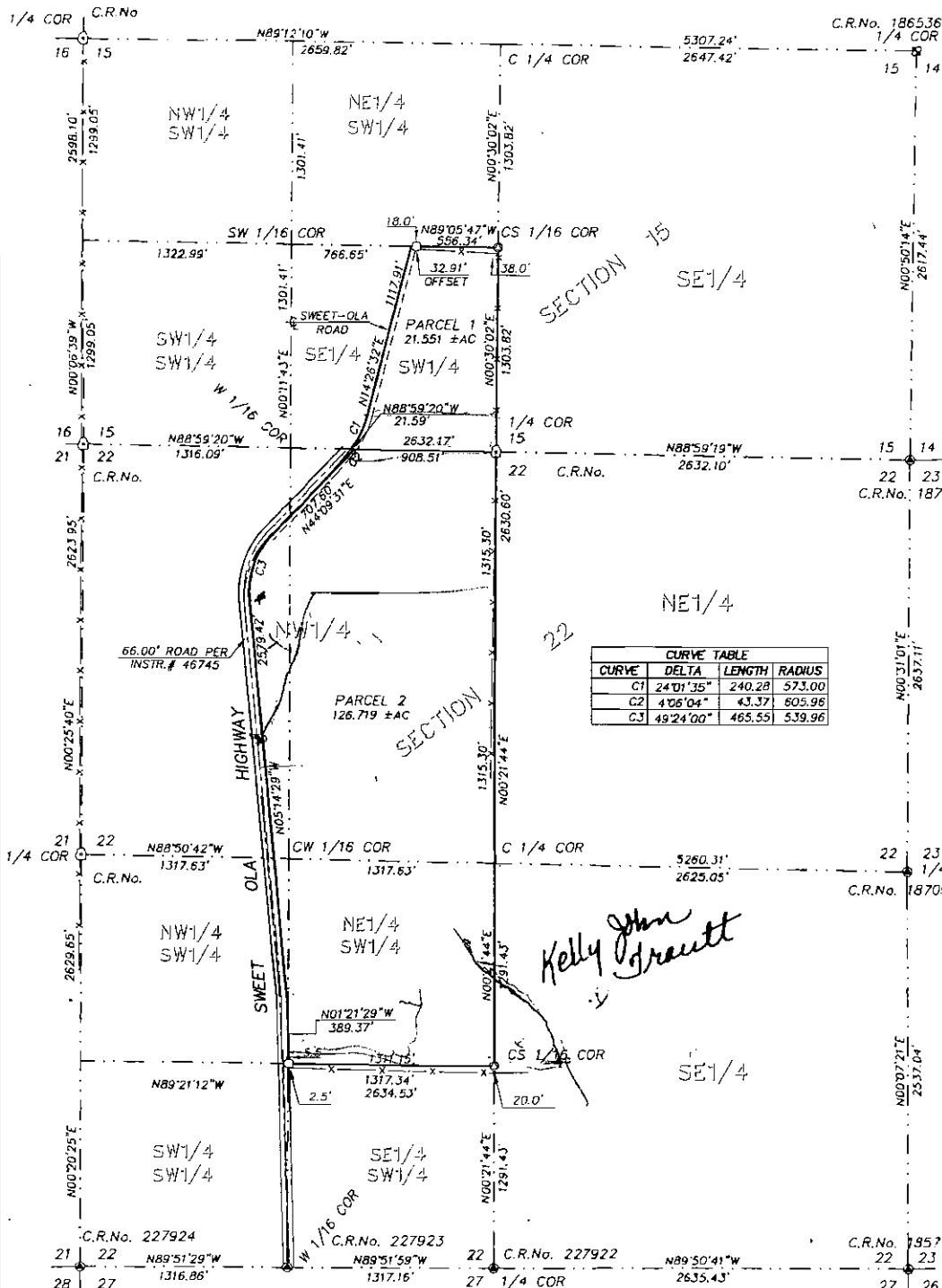
On this 14 day of Dec, in the year 2004, before me, a Notary Public in and for said state, personally appeared Dale G. Gansberger known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Dale G Gansberger Living Trust, and acknowledged to me that Dale G. Gansberger executed the same as Trustee.

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

Notary Public for the State of  
Residing at:

Commission Expires: 7-2-07





# RECORD OF SURVEY

OF A PORTION OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼  
OF SECTION 15, AND OF THE WEST ¼ OF SECTION 22,  
TOWNSHIP 8 NORTH, RANGE 1 EAST, BOISE MERIDIAN  
COUNTY OF GEM, STATE OF IDAHO.

## 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 "MONTGOMERY". THE RESULTING GRID BEARING ON  
THE NORTH LINE OF THE NORTHWEST ¼ OF SECTION 22, TOWNSHIP  
8 NORTH, RANGE 1 EAST, BOISE MERIDIAN  
i.e. N88°59'20"W

## LEGEND:

- FOUND ALUMINUM CAP MONUMENT
- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- FOUND ORIGINAL STONE - REPLACED WITH 5/8" IRON PIN  
AND PLASTIC CAP STAMPED PLS 6552
- ⊙ SET 5/8" IRON PIN W/PLASTIC CAP PLS 6552
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552

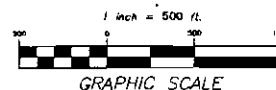
-x-x-x- FENCE LINE

## NOTE:

1. TRI COUNTY SURVEYING, INC. ASSUMES NO LIABILITY FOR PRESENT  
OR FUTURE COMPLIANCE OR NONCOMPLIANCE WITH COUNTY PLANNING  
AND ZONING ORDINANCE RESTRICTIONS AS THEY PERTAIN TO BUILDING  
PERMITS AND THE ISSUANCE THEREOF.
2. THERE IS A CLEAR CONFLICT BETWEEN THE POINTS INDICATED  
BY DEEDS AND THE FENCES, WHICH MAY OR MAY NOT MARK THE  
BOUNDARIES OF THE INVOLVED OWNERSHIPS. NOTHING ABOUT THIS  
SURVEY IS INTENDED TO INDICATE THE OPINION OF THIS  
SURVEYOR ABOUT THE LEGAL CONCLUSION OF OWNERSHIP.

## SURVEY FOR:

RICHARD KENT  
7733 EMERALD ST.  
BOISE, IDAHO 83704  
PHONE 208-249-0623



**PRELIMINARY**

TRI COUNTY SURVEYING, INC.  
PROFESSIONAL LAND SURVEYORS  
510 So. Washington Ave., P.O. Box 974  
Emmett, Idaho 83617-0974  
Phone: (208) 365-7470

15

Red outline is legal description from deed.

65-259 stockwater

4.2  
acres

4.8  
acres

65-257 Domestic

65-258  
stockwater  
in SENW

.8 acres

65-11217  
and  
65-3045X

22

65-3045A

3.5  
acres