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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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
PD 35-12098					

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) | LaVal Whitehead
372 N 200 W
Blackfoot, ID 83221 |
| 4. | New Owner/Claimant(s) | Lance Gardner or Linda Gardner
Name Connector (Check one): [] and, [X] or, [] and/or |
| | New Mailing Address
City, State and ZIP Code | 589 N 150 W
Blackfoot, ID 83221 |
| | New Telephone Number | (208)785-5156 |
| 5. | Date you acquired the property | November 16, 2006 |

RECEIVED

DEC 20 2006

Department of Water Resources
 Eastern Region

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 (cubic feet per second or acre-feet per annum)	Diversion Rate or Volume	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 (cubic feet per second or acre-feet per annum)	Diversion Rate or Volume	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Lance Gardner
(include title if applicable) Lance Gardner

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 _____	Fee \$25	
Received by <u>JC</u>	Date <u>12-21-06</u>	Receipt No. <u>E032498</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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WARRANTY DEED

For Value Received, LaVal Whitehead and Carole Whitehead, husband and wife, the Grantors, does hereby grant, bargain, sell, and convey unto Lance I. Gardner and Linda Gardner, husband and wife, of 589 N 150 W, Blackfoot, ID 83221, the Grantees, the following-described premises, to-wit:

Part of the SW $\frac{1}{4}$ /SW $\frac{1}{4}$ of Section 2, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as follows: Beginning at the SW corner of said Section 2 and running thence N 00°01'28" E 195.83 feet along the Section line; thence N 89° 59'55" E 233.00 feet; thence S 00°01'20" W 195.84 feet to the South line of said Section 2; thence S 90°00'00" W 233.00 feet along said South line to the Point of Beginning.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 3 day of November, 2006.

LaVal Whitehead
LaVal Whitehead

Carole Whitehead
Carole Whitehead

STATE OF ARIZONA)

: ss.

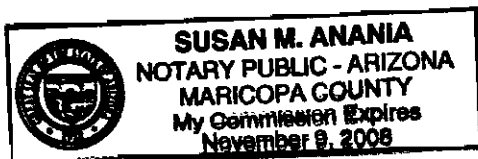
County of Maricopa)

On this 01 day of November, 2006, before me, the undersigned, a Notary Public in and for the said State, personally appeared LaVal Whitehead and Carole Whitehead, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

(SEAL)

Susan M. Anania
Notary Public
Residing at: San Lakes
My Commission Expires: NOV 9 2008



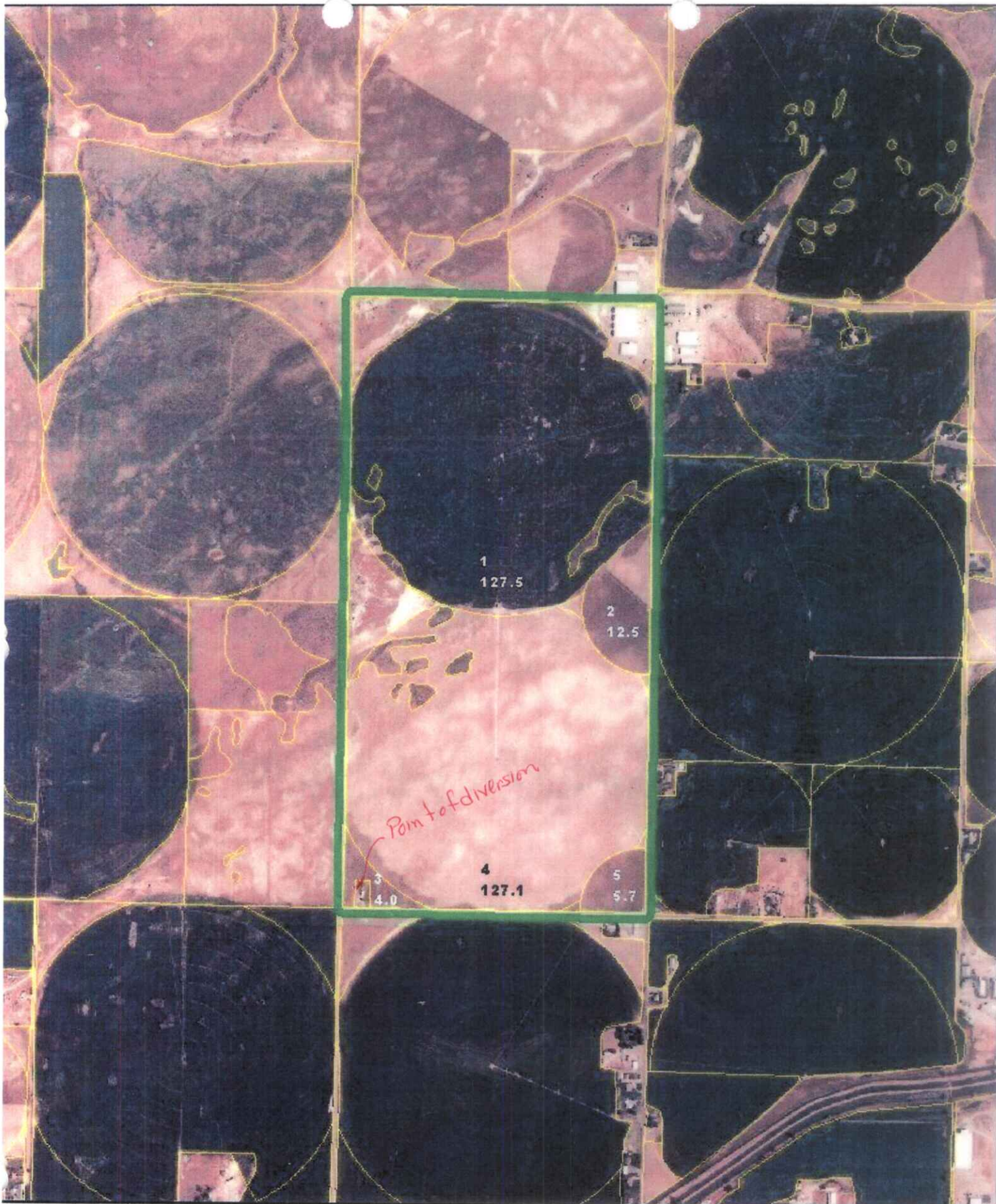
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3ND 341 COUNTY REC. 2006
BLACKFOOT IDAHO
FEE 2 - 3048
DEP 3048

Baker Harris
2610 W Bridge St
Blackfoot ID 83221



Farm 5406
Tract 25844
U12

Acres 276.8

0.1 0 0.1 0.2 0.3 0.4 Miles

