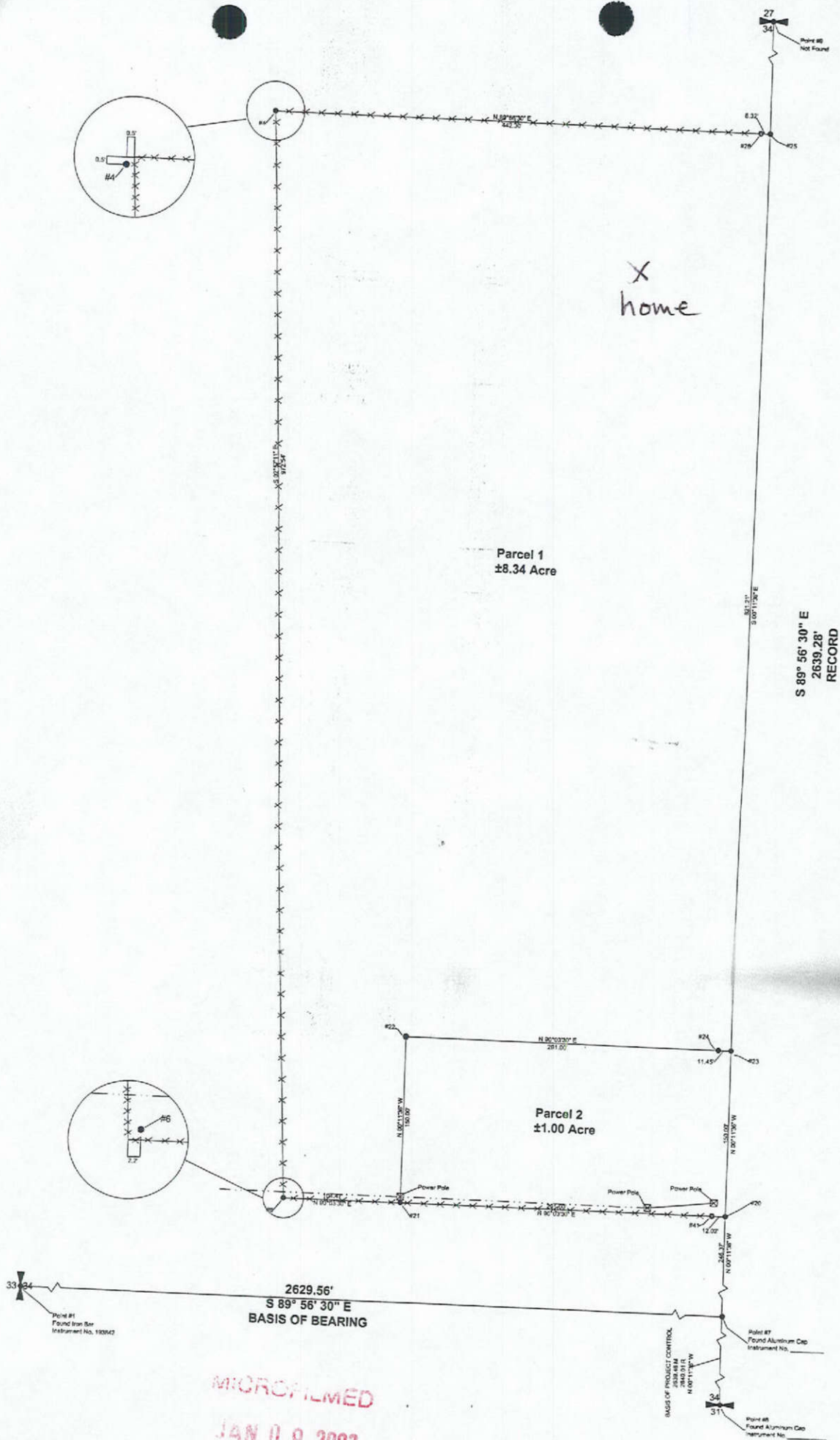




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JAN 09 2003

DRA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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NOV 22 2002

Department of Water Resources
Eastern Region

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
35-11077		X	\$100		
35-11082			\$25		
35-7928-		X	\$100		

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Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **\$ 225**
- 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) Dean W. Gibson
4. New Owner/Claimant(s) David R. Leffler Beverly A. Leffler
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 670 N. 850 W.
- City, State and ZIP Code Blackfoot, Idaho 83221
- New Telephone Number 208 684-3419
5. Date you acquired the property 11-15-02

See file 35-13445 for support documentation

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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) David R. Löffler
(include title if applicable) Berly A. Löffler

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 JC Date 11-22-02 Fee \$25 - \$225.00
 Received by JC Date 11-22-02 Receipt No. E 028333
 Processed by _____ AJ Date _____ WR _____ Date _____

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519258

WARRANTY DEED

For Value Received ^{W.} Dean Gibson and Deann Gibson, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

David R. Leffler and Beverly A. Leffler, husband and wife

whose address is: 670 North 850 West, Backfoot, ID 83221

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit

SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 14, 2002

Dean W. Gibson
Dean Gibson

Deann Gibson
Deann Gibson

STATE OF Idaho

COUNTY OF BINGHAM

)
ss.
)

On this 14th day of November, 2002, before me Michelle Kofoed, personally appeared ^{W.} Dean Gibson and Deann Gibson, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Michelle Kofoed
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 04/14/06



FIRST AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF

2002 NOV 15 PM 4:36

FEE \$1.00

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

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LEGAL DESCRIPTION

Part of the NW1/4 of Section 34 Township 1 South Range 34 E.B.M., described as:

Beginning at a point that is S 89° 56' 30" E. 2629.56 feet along the Latitudinal Center line to the Center 1/4 corner of said Section 34 and N. 00°11'36" W. 396.37 feet along the meridional center line to the TRUE POINT OF BEGINNING all from the West Quarter corner of said Section 34; and running thence N. 00° 11'36" W. 821.21 feet along the Meridional center line; thence N. 89°56'30" W. 442.30 feet; thence S. 02°57'11" E. 972.54 feet; thence S. 89°56'30" E. 104.47 feet; thence N. 00°11'36" W. 150.00 feet; thence S 89°56'30" E. 291.00 feet to the POINT OF BEGINNING.

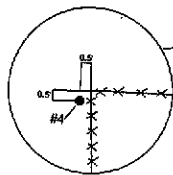
Excepting therefrom the County road right-of-way along the East side of said parcel.

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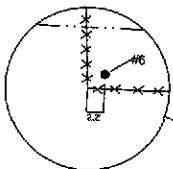


Point #8
Not Found

X
home

Parcel 1
±8.34 Acres

S 89° 56' 30" E
2639.28'
RECORD



Parcel 2
±1.00 Acre

2629.56'
S 89° 56' 30" E
BASIS OF BEARING

MASS BY PROJECT CONTROL
2840.01 W
N 89° 11' 30" E

Point #7
Found Aluminum Cap
Instrument No. _____

Point #9
Found Aluminum Cap
Instrument No. _____

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DR.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13445

WATER RIGHT NUMBER: 35-13445

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DEAN W GIBSON 670 N 850 W BLACKFOOT, ID 83221 (208) 684-3939
Current Owner	DAVID R LEFFLER 670 N 850 W BLACKFOOT, ID 83221 (208) 684-3419
Current Owner	BEVERLY A LEFFLER 670 N 850 W BLACKFOOT, ID 83221 (208) 684-3419

Priority Date: 04/07/1983

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.060 CFS	
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NW1/4	Sec. 34, Twp 01S, Rge 34E, B.M.
BINGHAM County		

Place of UseIRRIGATION Within BINGHAM County

T01S R34E S34 SENW 9.0

Total Acres: 9

Conditions of Approval:

1. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13445

1. Explanatory RIGHT NO. 35-07928 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 5 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 35-07928 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 10 ACRES IN A SINGLE IRRIGATION SEASON.
3. Quantity USE OF THIS RIGHT WITH RIGHT NO. 35-07928 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.15 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 40 AF.
4. General THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-07928 PURSUANT TO SECTION 42-1426, IDAHO CODE.

Comments:

1. scurtis 12/18/2002 Ownership Change

Comment: Rights 35-13444 and 35-13445 are the results of a split of right 35-11077 by an ownership change.

Dates and Other Information:

Decreed Date: 1/31/2002

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 18, 2002

DAVID R LEFFLER
BEVERLY A LEFFLER
670 N 850 W
BLACKFOOT ID 83221

RE: Change of Ownership for Water Rights 35-13445 and 35-13447

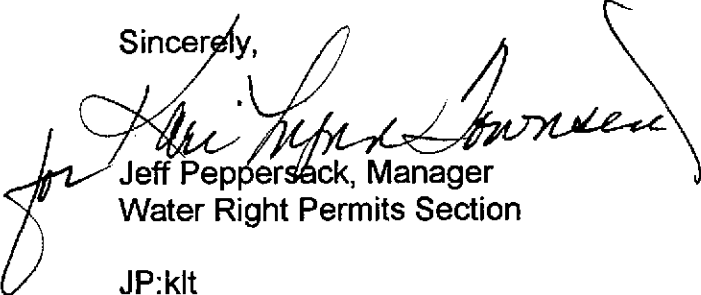
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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