

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

RECEIVED

JUL 02 2004

DEPARTMENT OF
WATER RESOURCES

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
79-10233	79-4013				

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) Julian L Davis
HCO1 Box 116-C White Bird ID 83554
4. New Owner/Claimant(s) Greg and Nancy Gresham
 (Name Connector (Check one): ☒ and, ☐ or, ☒ and/or)
- New Mailing Address PO Box 144
- City, State and ZIP Code White Bird ID 83554-0144
- New Telephone Number 208 839-2225 (work)
5. Date you acquired the property 11/21/03

cc: W.R. 7-2-04
 20

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) _____
(include title if applicable) *Mary E. Hesham*

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 *MM*

Date

7-2-04

Fee

*\$ 25.00*Receipted by *MM*

Date

7-2-04

Receipt No.

0074370

Processed by _____

AJ

Date

WR

Date

[illegible]

Amount of Insurance: \$162,500.00

Policy No. A60-0577161

Premium: \$794.00

File No. 17289

Date of Policy: November 21, 2003 @ 3:30 P.M.

1. Name of Insured: GREGORY GRESHAM and NANCY G. GRESHAM
2. The estate or interest in the land which is covered by this policy is: **Fee simple**
3. Title to the estate or interest in the land is vested in:

GREGORY GRESHAM and NANCY G. GRESHAM, husband and wife
4. The land referred to in this policy is described in said instrument, is situated in the County of **Idaho**, State of **Idaho**, and is identified as follows:

All of Lots 1, 2, 3, 4 and 5; the North 15 feet of Lot 6; the West 90 feet of Lots 17 and 18; Lot 19 LESS the Southeast 10 feet by 10 feet; Lots 20 and 21; and ¼ of vacated streets and alleys adjacent thereto, LESS Copperville Road Right of Way as described in Right-of-Way Deed, recorded December 16, 1985, under Instrument No. 324097, records of Idaho County, Idaho, all in Block 8 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Lots 1, 2, 3, 4 and 5; Lots 10, 11, 12, 13 and 14; and ½ of vacated streets and alleys adjacent thereto, all in Block 13 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Lots 1, 2, 3, 4 and 5; and ½ of vacated streets adjacent thereto, all in Block 22 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Countersigned:

J. PAUL EIMERS, Authorized Officer or Agent

COMMITMENT FOR TITLE INSURANCE

SCHEDULE A

Title Examiner: Linda Mullinix

Commitment No. 17289

1. Effective Date: 30th day of October, 2003 @ 4:20 P.M.

2. Policy or Policies to be issued:

a) X Standard ALTA Owner's Policy (10-17-92):

Policy Amount: \$162,500.00

Premium: \$794.00

Proposed insured: GREGORY P. GRESHAM and NANCY G. GRESHAM, husband and wife

b) X Extended ALTA Loan Policy (10-17-92):

Policy Amount: \$77,500.00

Premium: \$233.40

Endorsements 100 (\$35.00); 116 (0); 8.1 (\$15.00): \$50.00

Endorsement Form 7 (\$40.00): \$40.00

Proposed insured: CENDANT MORTGAGE CORPORATION, successors or assigns as may be included within the definition of insured in Section 1a.

3. The estate or interest in the land described or referred to in this Commitment and covered herein is FEE SIMPLE and is at the effective date hereof vested in:

JULIAN L. DAVIS, who acquired title as a single man

4. The land referred to in this Commitment is situated in the County of IDAHO, State of IDAHO, and described as follows:

See SCHEDULE C attached hereto

Countersigned



PAUL EIMERS, Authorized Officer or Agent

SCHEDULE B - Section 1

File No 17289

The following are the requirements to be complied with:

1. Instrument creating the estate or interest to be insured must be executed and filed for record, to-wit:
 - a) A properly executed deed from vested to the proposed insured.
 - b) A properly executed Deed of Trust.
2. Pay the full consideration to, or for the account of, the grantors or mortgagors.
3. Pay all taxes, charges, assessments, levied and assessed against subject premises, which are due and payable.
4. Satisfactory evidence should be had that improvements and/or repairs or alterations thereto are completed; that contractor, sub-contractors, labor and materialmen are all paid; and have released of record all liens or notice of intent to perfect a lien for labor or material.
5. Determination of marital status of Vested must be made. If married, spouse is to join in execution of any forthcoming instruments. If single, recital of the fact will be sufficient.

NOTE :

1. General taxes for the year 2003 were assessed as follows:

Parcel No. RP 00800008001AA - \$722.50
Parcel No. RP 00800013001AA - \$75.84
Parcel No. RP 00800022001AA - \$35.74

The assessments are given for informational use only and the Company assumes no liability for the amounts quoted.

2. Statement of Intent to Declare Manufactured Home Real Property regarding 1998 Marlette 28x68, recorded January 29, 1999, under Instrument No. 0404340, records of Idaho County, Idaho.
3. The purported address of said property is: HC 01 Box 116-C, Whitebird, Idaho 83554.

SCHEDULE C

All of Lots 1, 2, 3, 4 and 5; the North 15 feet of Lot 6; the West 90 feet of Lots 17 and 18; Lot 19 LESS the Southeast 10 feet by 10 feet; Lots 20 and 21; and $\frac{1}{2}$ of vacated streets and alleys adjacent thereto, LESS Copperville Road Right of Way as described in Right-of-Way Deed, recorded December 16, 1985, under Instrument No. 324097, records of Idaho County, Idaho, all in Block 8 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Lots 1, 2, 3, 4 and 5; Lots 10, 11, 12, 13 and 14; and $\frac{1}{2}$ of vacated streets and alleys adjacent thereto, all in Block 13 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Lots 1, 2, 3, 4 and 5; and $\frac{1}{2}$ of vacated streets adjacent thereto, all in Block 22 of the Original Townsite of Copperville, Idaho County, Idaho, as shown by the recorded plat thereof.

Please remit to:

IDAHO COUNTY TITLE COMPANY, INC.

319 West Main Street - Grangeville, Idaho 83530

Telephone: 208-983-2662

Fax: 208-983-2096

Title Ins. File No.: 17289

Date: November 13, 2003

To: AUSMAN REALTY
121 E MAIN
GRANGEVILLE ID 83530

Date	Real Estate	Record Fees	Title Ins.	Misc.
	L/ 1-5 PT L/6, 17, 18, 19, 20 & 21 BLK 8; L/1-5 & 10-14 BLK 13; L/1-5 BLK 22 COPPERVILLE			
10/22	O/P - \$162,500.00		\$794.00	
	EXT M/P - \$77,500.00		\$233.40	
	Endorsements 100 (\$35.00); 116 (0); 8.1 (\$15.00): \$50.00		50.00	
	Endorsement Form 7 (\$40.00)		40.00	
	TOTAL DUE			

Owner/Seller: JULIAN L. DAVIS, who acquired title as a single man

Buyer: GREGORY P. GRESHAM and NANCY G. GRESHAM, husband and wife

Original Delivered to: HERGART

Copies to: JON FARRELL; PAT PETERSON; DENNIS ALBERS

your ref # 7080197218

NOTE: To insure proper credit to your account, please include the Title Insurance File No. on your check or money order.

SCHEDULE B - Section 2

File No. 7289

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company:

1. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by person in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by the public records.
4. Any lien, or right to a lien, imposed by law for services, labor, or material heretofore or hereafter furnished, such lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public record.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.
8. Defects, liens, encumbrances, adverse claims or other matters, if any created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires record for value the estate or interest or mortgage thereon covered by this Commitment.

SPECIAL EXCEPTIONS:

NO Special Exceptions

9. General taxes for the year 2003, which are a lien, now due and payable.
10. Right, title and interest of BRYAN DESCENDANT TRUST as evidence in Assignment of Land Patent or Grant, recorded November 12, 1997, under Instrument No. 396701, records of Idaho County, Idaho.
11. Right, title and interest of the spouse of vestee.
12. Matters which may be disclosed by an inspection or by a survey of said land that is satisfactory to this Company, or by inquiry of the parties in possession thereof.

An inspection of said land has been ordered; upon its completion we will advise you of our findings.

NOTE Exceptions 1-4, 6-8 will not appear in the Mortgage Policy to be issued hereunder.

END OF SCHEDULE B

LM:lh

\$100,000.00 - 1st - find 21st Jan. 2004 1:30 pm

0432762

WARRANTY DEED

THIS INDENTURE, made on this 21st day of November, 2003, by and between JULIAN L. DAVIS, joined by his wife, SANDRA S. DAVIS, together with JULIAN L. DAVIS and SANDRA S. DAVIS, as Trustees of THE BRYAN DESCENDANT TRUST, of 2866 Mayfair Drive, Lewiston, ID 83501, all hereinafter referred to as the Grantors, and GREGORY GRESHAM and NANCY G. GRESHAM, husband and wife, of P.O. Box 144, White Bird, ID 83554, hereinafter referred to as the Grantees.

WITNESSETH:

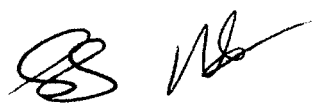
That the said Grantors, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable considerations to them in hand paid by the said Grantees, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents do grant, bargain, sell, convey, and confirm unto the said Grantees, their heirs and assigns, forever all the following described real property situate in the County of Idaho, State of Idaho, to wit:

See Schedule C, attached hereto and hereby incorporated by this reference.

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said Grantors.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantees, their heirs and assigns, forever.

And the said Grantors, for themselves, their heirs, executors, and administrators, do covenant, grant, bargain, and agree to and with the said Grantees, their heirs and assigns, that at the time of the ensealing and delivery of these presents they were well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power and lawful authority to grant, bargain, sell, and convey the same in the manner and form



STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at	3:30 PM on 11-21-03
ROSE E. GEHRING	
By	Bette G. L. B. Recorder
Fees \$	12.00 Deputy

m/pu

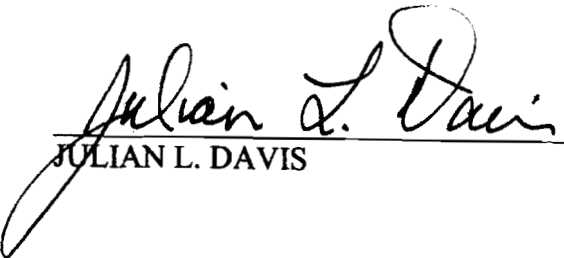
aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, *EXCEPT*:

General taxes for the year 2003, which are a lien, now due and payable.

And that the above bargained premises, in the quiet and peaceable possession of the said Grantees, their heirs and assigns, against all and every person or persons lawfully claiming or to claim whole or any part thereof, the said Grantors will and shall WARRANT AND FOREVER DEFEND.

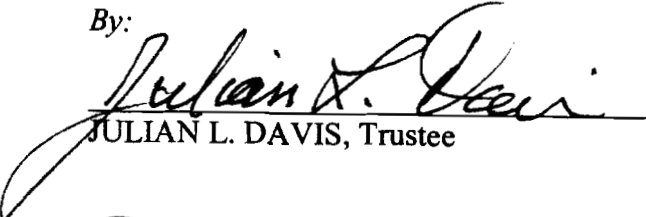
That this Deed is given by Grantors to Grantees not on account of any default in any security agreements or arrangements which pertain to the real property hereinabove written and described, but is given for full consideration paid by Grantees to Grantors.

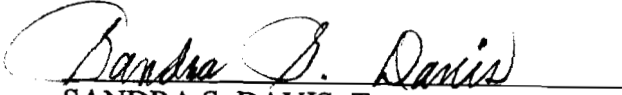
IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

Joined by: 
JULIAN L. DAVIS


SANDRA S. DAVIS

THE BRYAN DESCENDANT TRUST

By: 
JULIAN L. DAVIS, Trustee


SANDRA S. DAVIS, Trustee

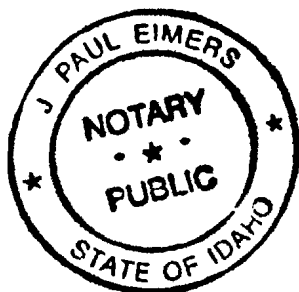
STATE OF IDAHO)
County of Idaho)^{ss}

On this 21st day of November, 2003, before me, a Notary Public in and for said County and State, personally appeared JULIAN L. DAVIS, joined by his wife, SANDRA S. DAVIS, and JULIAN L. DAVIS and SANDRA S. DAVIS, as Trustees of The Bryan

Descendant Trust, known to me to be the persons whose names are subscribed to the within instrument and they acknowledged to me that they freely executed the same in their individual capacities and as Trustees of said Trust.

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

(NOTARY SEAL)




Notary Public for the State of Idaho,
Residing at Granger, Idaho, therein.
My commission expires 6-24-2007.

