

**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.

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Department of Water Resources
Eastern Region

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
61-07312					
61 7208					

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WATER RESOURCES
WESTERN REGION

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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.
- 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) James F. Black and Gertrude Black Trust
P.O. Box 217 Bruneau ID 83604
4. New Owner/Claimant(s) Lance Funk and Lisa Funk
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
3853 Raft Road
American Falls, Idaho 83211
New Mailing Address
City, State and ZIP Code
New Telephone Number 208 226-5551
() _____
5. Date you acquired the property 12-23-05

SUPPORT DATA

IN FILE # 61-7208

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)

[Handwritten Signature]

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 \$50.00
 Received by ly Date 1-13-06 Receipt No. W033746
 Processed by _____ AJ Date _____ WR _____ Date _____

TRUSTEES' DEED

JAMES F. BLACK AND GERTRUSE BLACK, as co-trustees, of THE JAMES F. & GERTRUDE BLACK TRUST under TRUST AGREEMENT dated February 8, 1992, grantors and party of the first part, and, LANCE D. FUNK AND LISA I. FUNK, husband and wife, whose address is 3853 RAFT ROAD, AMERICAN FALLS, ID 83211, grantees and parties of the second part,

WITNESSETH, that the said party of the first part, for good and other valuable consideration, to them in hand paid by said parties of the second part, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey without warranty unto the said party of the second part the following property situated in Elmore County, State of Idaho, to-wit:

Township 4 South, Range 5 East, Boise Meridian, Elmore County,
Idaho

Section 36: N1/2

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or other wise appertaining, and all estate, right, title and interest in and to the said property.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with appurtenances, unto the party of the second part and their heirs and assigns forever.

DATED this 19th day of December, 2005.

JAMES F. & GERTRUDE BLACK TRUST

By

James F. Black
JAMES F. BLACK, trustee

By

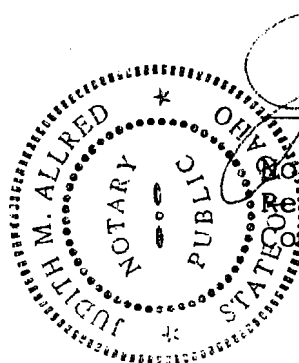
Gertrude Black
GERTRUDE BLACK, trustee

STATE OF IDAHO)
) ss.
COUNTY OF ELMORE)

On this 22 day of December, 2005 before me a Notary Public in and for said State, personally appeared JAMES F. BLACK AND GERTRUDE BLACK, known to me to be the persons whose names are subscribed to the within instrument as co-trustees of the The James F. & Gertrude Black Trust, 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 in this certificate first above written.

Judith M. Allred
Notary Public for
Residing at: Mountain Home
Comm Exp: 5-22-06



B I L L O F S A L E

BE IT KNOWN, for good consideration, and in payment of \$
the receipt and sufficiency of which is acknowledged, the undersigned
James F. Black and Gertrude Black, as Co-Trustee of the James F. &
Gertrude Black Trust under Trust agreement dated February 8, 1992
of Bruneau, ID 83604
(Seller) hereby sells and transfers to

Lance D. Funk and Lisa I. Funk, husband and wife

of American Falls, ID 83211
(Buyer) and the Buyer's successors and assigns forever, the following
described chattels and personal property:

Motor and Pump, Column and Bowls, any and all irrigation pipe on
the property

The Seller warrants to Buyer it has good and marketable title to said property,
full authority to sell and transfer said property is sold free of all liens,
encumbrances, liabilities and adverse claims of every nature and description
whatsoever.

Seller further warrants to Buyer that it will fully defend, protect, indemnify
and hold harmless the Buyer and its lawful successors and assigns from any
adverse claim made thereto by all persons whomsoever.

Seller and Buyer both indemnify and hold harmless Guaranty Title, Inc. from any
claims and/or foreclosure to said personal property.

Said property is otherwise sold in "as is" condition and where presently
located

Signed under seal this 22nd day of December , 2005.

Signed in the presence of:

James F. & Gertrude Black Trust

Gertrude Black, Trustee

A. SETTLEMENT STATEMENT

U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT

GUARANTY TITLE, INC.
206 South 3rd East St
Mountain Home, Id 83647

OMB No. 2502-0265

B. TYPE OF LOAN

1. ☐ FHA	2. ☐ FmHA	3. ☐ CONV. UNINS.	6. File Number: 05-1359	7. Loan Number:	8. Mortgage Insurance Case Number:
4. ☐ VA	5. ☐ CONV. INS.				

C. NOTE:

This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. NAME AND ADDRESS OF BORROWER:

Lance D. Funk
Lisa I. Funk

3853 Raft Road
American Falls, ID 83211

E. NAME AND ADDRESS OF SELLER/TAX I.D.No.:

James F. & Gertrude Black Trust

P.O. Box 217
Bruneau, ID 83604

F. NAME AND ADDRESS OF LENDER:

G. PROPERTY LOCATION:

N1/2 Sec 36 T4S, R5E

H. SETTLEMENT AGENT:

GUARANTY TITLE, INC.

I. SETTLEMENT DATE:

206 South 3rd East St
Mountain Home, Id 83647

12/23/05

J. SUMMARY OF BORROWER'S TRANSACTION

K. SUMMARY OF SELLER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER:

400. GROSS AMOUNT DUE TO SELLER:

101. Contract Sales Price	275,000.00
102. Personal property	
103. Settlement charges to borrower (line 1400)	324.00
104.	
105.	
Adjustments for items paid by seller in advance	
106. City/town taxes to	
107. County taxes 12/23/05 to 01/01/06	25.26
108. Assessments to	
109.	
110.	
111.	
112.	
120. GROSS AMOUNT DUE FROM BORROWER	275,349.26

401. Contract Sales Price	275,000.00
402. Personal property	
403.	
404.	
405.	
Adjustments for items paid by seller in advance	
406. City/town taxes to	
407. County taxes 12/23/05 to 01/01/06	25.26
408. Assessments to	
409.	
410.	
411.	
412.	
420. GROSS AMOUNT DUE TO SELLER	275,025.26

200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:

500. REDUCTIONS IN AMOUNT DUE TO SELLER:

201. Deposit or earnest money	
202. Principal amount of new loan(s)	
203. Existing loan(s) taken subject to	
204. Earnest Money	1,000.00
205.	
206.	
207.	
208.	
209.	
Adjustments for items unpaid by seller	
210. City/town taxes to	
211. County taxes to	
212. Assessments to	
213.	
214.	
215.	
216.	
217.	
218.	
219.	
220. TOTAL PAID BY/FOR BORROWER	1,000.00

501. Excess deposit (see instructions)	
502. Settlement charges to seller (line 1400)	1,448.00
503. Existing loan(s) taken subject to	
504. Payoff of first mortgage loan	
505. Payoff of second mortgage loan	
506. 2nd 1/2 05 Taxes #15278	512.25
507.	
508.	
509.	
Adjustments for items unpaid by seller	
510. City/town taxes to	
511. County taxes to	
512. Assessments to	
513.	
514.	
515.	
516.	
517.	
518.	
519.	
520. TOTAL REDUCTION AMOUNT DUE SELLER	1,960.25

300. CASH AT SETTLEMENT FROM/TO BORROWER

600. CASH AT SETTLEMENT TO/FROM SELLER

301. Gross amount due from borrower (line 120)	275,349.26
302. Less amounts paid by/for borrower (line 220)	1,000.00

601. Gross amount due to seller (line 420)	275,025.26
602. Less reductions in amount due seller (line 520)	1,960.25

303. CASH (☐ FROM) (☐ TO) BORROWER

274,349.26

603. CASH (☐ TO) (☐ FROM) SELLER

273,065.01

Previous edition is obsolete.

HUD-1 (8-87)
RESPA, HB 4305.2

L. SETTLEMENT CHARGES				PAID FROM BORROWER'S FUNDS AT SETTLEMENT	PAID FROM SELLER'S FUNDS AT SETTLEMENT
700. TOTAL FEES/BROKER'S COMMISSION					
based on price \$ 275,000.00 @ %					
Division of Commission (line 700) as follows:					
701. \$	to				
702. \$	to				
703. Commission paid at Settlement					
704.					
800. ITEMS PAYABLE IN CONNECTION WITH LOAN					
801. Loan Origination Fee	%				
802. Loan Discount	%				
803. Appraisal Fee to					
804. Credit Report to					
805. Lenders Inspection Fee					
806. Mortgage Insurance Application Fee to					
807. Assumption Fee					
808.					
809.					
810.					
811.					
900. ITEMS REQUIRED BY LENDER TO BE PAID IN ADVANCE					
901. Interest from	to	@ \$	/day		
902. Mortgage Insurance Premium for months to					
903. Hazard Insurance Premium for years to					
904. Flood Insurance Premium for years to					
905.					
1000. RESERVES DEPOSITED WITH LENDER					
1001. Hazard Insurance	months @ \$	per month			
1002. Mortgage Insurance	months @ \$	per month			
1003. City property taxes	months @ \$	per month			
1004. County property taxes	months @ \$	per month			
1005. Annual assessments	months @ \$	per month			
1006. Flood Insurance	months @ \$	per month			
1007.	months @ \$	per month			
1008.	months @ \$	per month			
1100. TITLE CHARGES					
1101. Settlement or closing fee	to	GUARANTY TITLE, INC.		300.00	300.00
1102. Abstract or title search	to				
1103. Title examination	to				
1104. Title insurance binder	to				
1105. Document preparation	to				
1106. Notary fees	to				
1107. Attorney's fees	to				
(includes above items numbers:)					
1108. Title insurance	to	GUARANTY TITLE, INC.			1,130.00
(includes above items numbers:)					
1109. Lender's coverage	\$				
1110. Owner's coverage	\$	275,000.00	1,130.00		
1111.					
1112.					
1113.					
1200. GOVERNMENT RECORDING AND TRANSFER CHARGES					
1201. Recording fees: Deed \$	9.00	Mortgage \$		Releases \$	9.00
1202. City/county tax stamps: Deed \$				Mortgage \$	
1203. State tax/stamps: Deed \$				Mortgage \$	
1204. Express fees				GUARANTY TITLE, INC.	15.00
1205. Record Stip & Agree				GUARANTY TITLE, INC.	18.00
1300. ADDITIONAL SETTLEMENT CHARGES					
1301. Survey to					
1302. Pest inspection to					
1303.					
1304.					
1305.					
1400. TOTAL SETTLEMENT CHARGES (enter on lines 103, Sect J and 502, Sect K)				324.00	1,448.00
I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.					
Lance D. Funk			James F. & Gertrude Black Trust		
Borrowers Lisa I. Funk			Sellers		
The HUD-1 Settlement Statement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.					
Settlement Agent			Date		
December 23, 2005					
Warning: It is a crime to knowingly make false statements to the United States on this or any similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.					

1301. Survey to			
1302. Post inspection to			(2)
1303.			
1304.			
1305.			
1400. TOTAL SETTLEMENT CHARGES (enter on lines 103, Sect J and 502, Sect K)	324.00	1,448.00	

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Lance D. Funk
 Lance D. Funk
Risa I. Funk
 Risa I. Funk

Borrowers Lisa I. Funk

James F. & Gertrude Black Trust
 James F. & Gertrude Black Trust
James F. Black
 Sellers *Gertrude Black*

The HUD-1 Settlement Statement which I have prepared is a true and accurate account of this transaction. I have caused or caused the funds to be disbursed in accordance with this statement.

Justin M. Mather
 Justin M. Mather
 Settlement Agent

December 23, 2005

Date

Warning: It is a crime to knowingly make false statements to the United States on this or any similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

*Tract 398
Farm 384*

Field 133
Acres 159.7

Field 134
Acres 152.7



Map Printed: Dec 16, 2004