

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

RECEIVED

FEB 22 2005

WATER RESOURCES
WESTERN 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 the space provided, if the change in ownership is limited to a portion of a water right in which case division of the 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
65-5011	WR				

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) are 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)

Ted & Ima Worley

222 Schiller Rd. Emmett, ID.

83617

4. New Owner/Claimant(s)

Jason Gardner

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1637 E Locust St

City, State and ZIP Code

Emmett, ID 83617

New Telephone Number

(208) 989-2629

5. Date you acquired the property

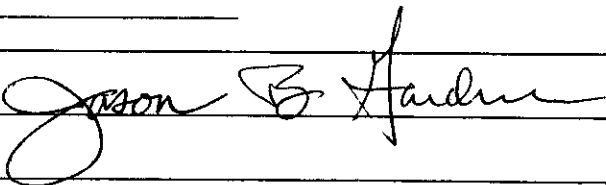
March 22nd 2004

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)



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 <u>LG</u>	Date <u>2/22/05</u>	Fee <u>\$25.00</u>
Received by <u>LG</u>	Date <u>3-10-05</u>	Receipt No. <u>C077097</u>
Processed by _____	AJ Date _____	WR _____ Date _____

358919

INSTRU. NO. 235473
PAGES 1 OF 2

PC57208

WARRANTY DEED

FOR VALUE RECEIVED Ted Lee Worley and Ima Laura Worley,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Jason B. Gardner, an unmarried
man

the Grantee, whose address is 3804 Dorman Avenue, Caldwell, ID 83605

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do 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 for general taxes and assessments for the year 2004 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: March 25, 2004

Ted Lee Worley

Ima Laura Worley, by Ted Lee Worley,
her attorney in fact

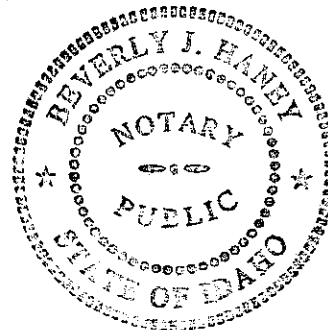
STATE OF IDAHO
COUNTY OF CANYON *Cem*

On this 25th day of March in the year 2004, before me, a Notary Public, personally
appeared Ted Lee Worley known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to me that he executed the
same.

Beverly J. Haney
Notary Public

Residing at *Carmichael*

My Commission Expires 2-28-2004



STATE OF IDAHO

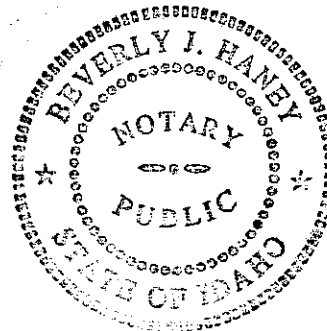
COUNTY OF *Cem*

On this 25th day of March in the year 2004, before me a Notary Public,
personally appeared Ted Lee Worley known or identified to me to be the person
whose name is subscribed to the within instrument as the Attorney In Fact of
Ima Laura Worley and acknowledged to me that he subscribed the name of Ima
Laura Worley thereto as principal, and his own name as Attorney In Fact.

Beverly J. Haney
Notary Public

Residing at *Carmichael*

My commission expires 2-28-2004



MAR-23-2004 16:15 FROM: TRI CO Y SURVEYING 1-208-365-2880

3653650

Tri County Surveying

P.O. Box 974

Emmett, ID 83617

Phone: (208) 365-7470

INSTRU. NO. 235473
PAGES 2 OF 2

Job No. 97012
October 22, 1997

Legal Description Parcel 1

That portion of the North 1/2 of the Northeast 1/4 of the Northeast 1/4 of Section 8,
Township 6 North, Range 1 West, Boise Meridian, Gem County, Idaho described as follows:

Beginning at the northwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 8,
Township 6 North, Range 1 West, Boise Meridian, Gem County, Idaho marked by a 5/8" iron pin;
Thence North 89°50'34" East, 84.00 feet along the north line of said Northeast 1/4 of the
Northeast 1/4;
Thence South 00°00'42" East, 190.00 feet to a set 1/2" iron pin with plastic cap PLS 6552;
Thence North 89°50'34" East, 147.00 feet to a set 1/2" iron pin with plastic cap PLS 6552;
Thence North 00°00'42" West, 190.00 feet to the north line of said Northeast 1/4 of the
Northeast 1/4;
Thence North 89°50'34" East, 96.88 feet, along said north line, to a point 990.00 feet west of the
northeast corner of said Northeast 1/4 of the Northeast 1/4 marked by a set "PK" nail and washer
stamped PLS 6552;
Thence at right angles South 00°09'26" East, 656.31 feet to a set 1/2" iron pin with plastic cap
PLS 6552 on the south line of said North 1/2 of the Northeast 1/4 of the Northeast 1/4;
Thence South 89°56'56" West, 829.35 feet, along said south line, to the southwest corner of said
North 1/2 of the Northeast 1/4 of the Northeast 1/4 marked by a found 5/8" iron pin;
Thence North 00°00'42" West, 657.70 feet, along the west line of said North 1/2 of the Northeast
1/4 of the Northeast 1/4, to the point of Beginning.

Said tract of land containing therein a calculated area of 4.32 acres more or less, includes all
water and ditch rights appurtenant to or used in connection with the properties being sold or
conveyed hereby and is subject to rights of way or easements of record or in use.



Instrument # 235473

EMMETT, GEM, IDAHO

2004-03-26

02:59:00 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE CO

SUSAN K. HOWARD

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Policy of Title Insurance



ISSUED BY

First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B, AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title; or
4. Lack of a right of access to and from the land;

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

First American Title Insurance Company

By:  President

Attest:  Secretary

ELECTRONIC ORIGINAL

Countersigned
First American Title of Idaho

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SCHEDULE A

Date of Policy: March 26, 2004 at 3:00 p.m.

Policy No.: 4108-358919-A

Policy Amount: \$100,000.00

Premium: \$608.00

1. Name of insured:

Jason B. Gardner, an unmarried man

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:

Jason B. Gardner, an unmarried man

4. The land referred to in this policy is described as follows:

Real property in the County of Gem, State of Idaho, described as follows:

That portion of the North half of the Northeast quarter of the Northeast quarter of Section 8, Township 6 North, Range 1 West, Boise Meridian, Gem County, Idaho, described as follows:

Beginning at the Northwest corner of the Northeast quarter of the Northeast quarter of Section 8, Township 6 North, Range 1 West, Boise Meridian, Gem County, Idaho marked by a 5/8" iron pin; thence North 89°50'34" East, 84.00 feet along the North line of said Northeast quarter of the Northeast quarter; thence South 00°00'42" East, 190.00 feet to a set 1/2" iron pin with plastic cap PLS 6552; thence North 89°50'34" East, 147.00 feet to a set 1/2" iron pin with plastic cap PLS 6552; thence North 00°00'42" West, 190.00 feet to the North line of said Northeast quarter of the Northeast quarter; thence North 89°50'34" East, 96.68 feet along said North line to a point 990 feet West of the Northeast corner of said Northeast quarter of the Northeast quarter marked by a set "PK" nail and washer stamped PLS 6552; thence at right angles South 00°09'26" East, 658.31 feet to a set 1/2" iron pin with plastic cap PLS 6552 on the South line of said North half of the Northeast quarter of the Northeast quarter; thence South 89°56'56" West, 329.35 feet along said South line to the Southwest corner of said North half of the Northeast quarter of the Northeast quarter marked by a found 5/8" iron pin; thence North 00°00'42" West, 657.70 feet along the West line of said North half of the Northeast quarter of the Northeast quarter to the Point of Beginning.

Except ditch and road rights of way.

APN: RP-00228500

SCHEDULE B
EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

PART ONE

1. Taxes or assessments 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.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claim of easement or encumbrances which are not shown by the public records, unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof, water rights, claims or title to water.
4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose.
6. (A) Unpatented mining claims; (B) Reservations or exceptions in patents or in Acts authorizing the issuance thereof; (C) Water rights, claims or title to water; whether or not the matters excepted under (A), (B) or (C) are shown by the public records; (D) Indian Tribal Codes or Regulations, Indian Treaty or aboriginal rights, including easements or equitable servitudes.

SCHEDULE B

PART TWO

1. General and Special Taxes for the year 2004, an accruing lien not due or payable until the fourth Monday in November 2004 when the bills are issued, the first half of which is not delinquent until after December 20, 2004.
2. Reservations in recorded United States Patent, recorded in Book 1 of Patents at Page 28, Official Records.
3. Easement, including terms and provisions contained therein:
Recording Information: February 3, 1943 in Book 5 of Miscellaneous Records at Page 625
(Blanket Easement)
In Favor of: Idaho Power Company
For: Powers lines and incidental purposes
4. All matters, covenants, conditions, restriction, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey recorded October 24, 1997 as Instrument No. 197223, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or nation origin to the extent such covenants, conditions or restrictions violast 42 USC 3604(c).
5. The right, title and interest of the Heirs and Devicees of Ralph E. Worley and Mable D. Worley Deceased.
6. Deed of Trust/Mortgage and the terms and conditions thereof:
Trustor/Grantor: Jason B. Gardner, an unmarried man
Trustee: Pioneer Title Company of Canyon County, an Idaho corporation
Beneficiary: Ted Lee Worley and Ima Laura Worley, hudband and wife
Amount: \$100,000.00
Dated: March 19, 2004
Recorded: March 26, 2004
Recording No.: 235474

[illegible]

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This sketch is made solely for the purpose of assisting in locating the premises. The Company assumes no liability for alleged loss or damage which may result from reliance on this map.

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