

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

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JUN 30 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 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
63-24079					

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)

Tony + Diane Dann
 41) ~~4838 Willow Creek Rd.~~ 1656 E. Locust
 Emmett, ID 83617

4. New Owner/Claimant(s)

Eric + Allison Gilbreath
 Name Connector (Check one): ☒ and ☐ or ☐ and/or

New Mailing Address

926 N. Sneed Pl.

City, State and ZIP Code

Eagle, ID 83616

New Telephone Number

(208) 938-0181

5. Date you acquired the property

6-20-05

Property address: 4838 Willow Creek Rd.
 Eagle, ID 83616

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 JUL 11 2005
 Department of Water Resources

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 JA Date 6-30-05 Fee \$25.00
 Received by JA Date 6-30-05 Receipt No. WD 33125
 Processed by _____ AJ Date _____ WR _____ Date _____

①



ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 06/20/05 04:48 PM
DEPUTY Patti Thompson
RECORDED - REQUEST OF
Transnation Title

AMOUNT 9.00 3



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AUG 10 2005

DEPARTMENT OF
WATER RESOURCES

Escrow No. 0500031466

159

WARRANTY DEED

FOR VALUE RECEIVED

N. Anthony Dann and Diane M. Dann, husband and wife

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

ERIC C. GILBREATH AND ALLISON G. GILBREATH, HUSBAND AND WIFE

GRANTEES(s), whose current address is: 4838 N. Willow Creek Road, Eagle, Idaho 83616
the following described real property in Ada County, State of Idaho,
more particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED
(Continued)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: June 15, 2005

N. Anthony Dann

Diane M. Dann

LEGAL DESCRIPTION (continued)

EXHIBIT "A"

A parcel of land shown as Parcel A of Record of Survey No. 4595 for Brad Little, being in a portion of Lots 5 and 6 in Block 1 of STILLWELL ESTATES NO. 1 SUBDIVISION according to the official plat thereof, filed in Book 33 of Plats at Pages 2040 and 2041, records of Ada County, Idaho and also situated in a portion of the Northwest quarter of the Southwest quarter of Section 28 and the Northeast quarter of the Southeast quarter of Section 29, Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho and more particularly described as follows:

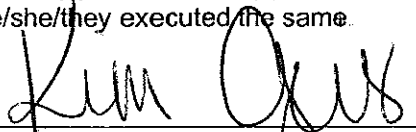
Commencing at a found brass cap monument marking the Southwest corner of Section 28; thence North $00^{\circ}38'08''$ West, a distance of 1,339.83 feet to a found 1/2 inch rebar marking the Southeast corner of said Lot 5; thence North $79^{\circ}38'05''$ West, a distance of 585.43 feet to a found 1/2 inch rebar marking the Southwest corner of said Lot 5; thence North $24^{\circ}21'06''$ East, a distance of 236.72 feet to a found 1/2 inch rebar and the POINT OF BEGINNING; thence along a curve to the left having a radius of 309.22 feet, a central angle of $25^{\circ}28'04''$, a length of 137.45 feet, a chord bearing of North $11^{\circ}28'15''$ East and a distance of 136.32 feet to a found 1/2 inch rebar; thence along a curve to the left having a radius of 309.22 feet, a central angle of $5^{\circ}30'59''$, a length of 29.77 feet, a chord bearing North $04^{\circ}01'17''$ West and a distance of 29.76 feet to a found 1/2 inch rebar; thence North $06^{\circ}37'57''$ West, a distance of 134.74 feet to a found 1/2 inch rebar; thence along a curve to the right having a radius of 242.28 feet, a central angle of $13^{\circ}03'23''$, a length of 55.21 feet, a chord bearing North $00^{\circ}01'59''$ West and a distance of 55.08 feet to a found 1/2 inch rebar marking the Northwest corner of Parcel A; thence South $72^{\circ}28'23''$ East, a distance of 240.07 feet along the line common to said Lot 6 and said Parcel A to a found 1/2 inch rebar; thence North $82^{\circ}37'45''$ East, a distance of 416.79 feet to a found 1/2 inch rebar marking the Northeast corner of said Parcel A; thence South $00^{\circ}33'42''$ East, a distance of 318.83 feet along the East line of said Parcel A to a 5/8 inch rebar; thence South $74^{\circ}36'06''$ West, a distance of 341.36 feet to a 5/8 inch rebar; thence South $80^{\circ}31'05''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $85^{\circ}56'55''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $72^{\circ}24'54''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $65^{\circ}38'54''$ West, a distance of 152.39 feet to a found 1/2 inch rebar and the POINT OF BEGINNING.



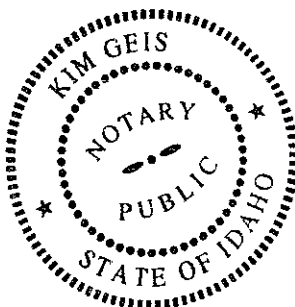
WARRANTY DEED - NOTARY ACKNOWLEDGMENT(S):

State of Idaho, County of Ada, ss.

On this 16 day of June in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared N. Anthony Dann and Diane M. Dann known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Kim Geis
Residing at: Meridian, Idaho
My commission expires: 07/30/2009





BUYER'S/BORROWERS ESCROW CLOSING STATEMENT

File Number: 0500031466-KSG

Settlement Date: 06/17/05
Pro-ration Date: 06/17/05

Purchasers: Eric C. Gilbreath
Allison G. Gilbreath

Sellers: N. Anthony Dann
Diane M. Dann

Lender: Action Mortgage

Property: 4838 N. Willow Creek Rd
Eagle ID 83616

	Charges	Credits
Selling Price.....		
First Loan to Action Mortgage.....	415,000.00	
Deposit.....		394,250.00
		2,000.00

PRORATIONS:

Trash	at \$0.0493 per day	
from 06/17/05 to 08/01/05.....		2.22
County taxes at \$3,152.82 per year		
from 01/01/05 to 06/17/05.....		1,442.52

TITLE & ESCROW FEES:

Recording of Deed	Transnation Title.....	6.00
Record Mtg/Deed of Trust	Transnation Title.....	60.00
Title Insurance Premium to	Transnation Title.....	575.63
Settlement or closing fee	Transnation Title.....	250.00
Wire Fee	Transnation Title.....	15.00
E Delivery Fee.....	Transnation Title.....	10.00

LOAN FEES:

Interest on new loan from 06/17/05 to 07/01/05 @0.0000%	850.61
Tax Service Fee First American.....	29.00
Document Prep Fee Action Mortgage.....	147.50
Hazard Ins Premium to USAA.....	832.68
Hazard Ins Reserve 3 months @ \$69.39 per month....	208.17
County Tax Reserve 3 months @ \$262.74 per month....	788.22
Aggregate Adjustment.....	0.06

OTHER CHARGES/CREDITS:

Home Warranty	First American Home	275.00
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Sub-totals

419,050.03 397,692.58

Balance due from Purchaser

21,357.45

Totals

419,050.03 419,050.03

Approved and Received on this 16 day of June , 2005.

Eric C. Gilbreath

Allison G. Gilbreath

We hereby certify that the foregoing is a true and correct statement of funds received and disbursed by us in the above closing.

TRANSACTION TITLE & ESCROW, INC.

By: Dated: June 16, 2005.