

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

RECEIVED

OCT 22 2004

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 check 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
21-12356	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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)

Wilma M. Rigby
 170 S. 2nd W., Rigby, ID 83442

4. New Owner/Claimant(s)

DON I. +/OR Jeanine R. Sauer

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

3998 N. Burnstead Pl.,

City, State and ZIP Code

Boise, ID 83704

New Telephone Number

208 322-3632

5. Date you acquired the property

08-04-04

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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)

Jeanine R. Sauer
Don J. Sauer

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 10-26-04 Fee \$25 -
 Receipted by JC Date 10-26-04 Receipt No. E030367
 Processed by _____ AJ Date _____ WR _____ Date _____

489862
Microfilm No. 4 Day Aug 20 04
4:11 O'Clock P M
ABBIE MACE
FREMONT CO RECORDER
\$ 9 Deputy
Recorded at Request of
ALLIANCE TITLE & ESCROW

ALLIANCE TITLE & ESCROW
P.O. BOX 771
BOISE, ID 83720

WARRANTY DEED

Order No.: AT-3040423397-L

FOR VALUE RECEIVED

Jeanine R. Sauer, Trustee of the Wilma M. Rigby Revocable Trust and Jeanine R. Sauer, Successor Trustee of the Clifford B. Rigby Testamentary Trust,

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Don I. Sauer and Jeanine R. Sauer, Husband and Wife,

whose current address is

3998 N. Burnstead Place, Boise, ID, 83704,

the grantee(s), the following described premises, in Fremont County, Idaho, TO WIT:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 2, 2004

Clifford B. Rigby Testamentary Trust

Jeanine R. Sauer, Trustee
By: Jeanine R. Sauer, Successor Trustee

Wilma M. Rigby Revocable Trust

Jeanine R. Sauer, Trustee
By: Jeanine R. Sauer, Trustee

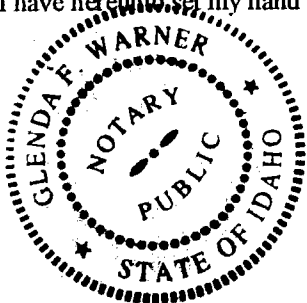
State of Idaho

489862

County of Ada

On this 3rd day of August, in the year 2004, before me, a Notary Public in and for said state, personally appeared Jeanine R. Sauer known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Wilma M. Rigby Revocable Trust, and acknowledged to me that she executed the same as Trustee.

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



Glenda F. Warner
Notary Public for the State of Idaho
Residing at: Boise, ID
Commission Expires: May 1, 2009

State of Idaho

County of Ada

On this 3rd day of August, in the year 2004, before me, a Notary Public in and for said state, personally appeared Jeanine R. Sauer known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Clifford B. Rigby Testamentary Trust, and acknowledged to me that she executed the same as Trustee.

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



Glenda F. Warner
Notary Public for the State of Idaho
Residing at: Boise, ID
Commission Expires: May 1, 2009

**LEGAL DESCRIPTION
EXHIBIT 'A'**

Tract 1: Commencing at a point that is North 89°50' East along the Section line, 173.6 feet from the Northwest corner of Section 5, Township 14 North, Range 44 East, Boise Meridian, Fremont County, Idaho, and running thence North 89°50' East 600.0 feet; thence South 0°10' East 725.0 feet; thence South 89°50' West 600.0 feet; thence North 0°10' West 725.0 feet to the point of beginning.

Less: Beginning at a point that is North 89°50'00" East along the Section line 773.60 feet and South 00°10'00" East 582.77 feet from the Northwest corner of Section 5, Township 14 North, Range 44 East, Boise Meridian; running thence South 00°10'00" East 142.23 feet (142.33 feet record); thence South 89°50'00" West 203.38 feet; thence North 13°14'56" East 146.55 feet; thence North 89°56'30" East 169.38 feet to the point of beginning.

Tract 2: Beginning at a point that is North 89°50'00" East along the Section line 773.60 feet and South 00°10'00" East 297.64 feet from the Northwest corner of Section 5, Township 14 North, Range 44 East, Boise Meridian; running thence South 42°55'28" East 66.68 feet; thence South 02°30'01" East 159.41 feet; thence South 25°11'45" West 66.30 feet; thence South 89°40'30" West 23.37 feet; thence North 00°10'00" West 268.21 feet to the point of beginning.