

RECEIVED

MAY 22 2003

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

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
	A74-7065				

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)

LEE S. HOGAN

4. New Owner/Claimant(s)

PAUL WITMERS

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

New Mailing Address

815 Lemhi Road

City, State and ZIP Code

Salmon, ID 83467

New Telephone Number

208 756-2009

5. Date you acquired the property

8/00

O.K. to process 6/13/03 RB
Record modified 6-13-03
Refunded filing fee.

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 <u>A74-7065</u>		
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	<u>.060 CFS</u>	<u>3.0</u>
Stock		
Domestic	<u>.040 CFS</u>	<u>home</u>
Other		
Total	<u>.100 CFS</u>	

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) PB [Signature]
(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>J. Mann</u>	Date <u>3/22/03</u>	Fee <u>\$25.00</u>	
Received by <u>J. Mann</u>	Date <u>3/22/03</u>	Receipt No. <u>0069213</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

Warranty Deed

For Value Received

CECIL T. JACKSON AND JUDITH A. BAILEY - JACKSON
husband and wife,

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

PAUL BRUCE WITHERS AND S. JEANNE WITHERS,
husband and wife,

whose current address is

818 Main St., Ste J, Salmon, ID 83467

the grantee s the following described premises, in

Lemhi

County Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said
Grantee s, that they the owner s in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 31st 2000

Cecil T. Jackson
CECIL T. JACKSON

Judith A. Bailey-Jackson
JUDITH A. BAILEY-JACKSON

STATE OF IDAHO, COUNTY OF Lemhi--ss
On this 31st day of August 2000
before me, a notary public in and for said State, personally appeared
CECIL T. JACKSON AND
JUDITH A. BAILEY-JACKSON
NOTARY
known to me to be the person s; whose name s are
subscribed to the within instrument, and acknowledged to me that
they executed the same.
[Signature]
Notary Public
Residing at SALMON, Idaho
Comm. Expires 2-19-2003

State of Idaho) SS No. 245266
County of Lemhi)
This instrument was filed for record at the request
of Alliance Title
at 2:36 o'clock P.m. 9-8 2000
and duly filmed and indexed in the records of Lemhi
County
Terri J. Morton
Ex-Officio Recorder
By *[Signature]* Deputy
Fee 6.00
Return to A.T.

245266

LEGAL DESCRIPTION
EXHIBIT 'A'

PARCEL A:

A PARCEL OF LAND LOCATED IN THE E1/2SE1/4, SECTION 29, TOWNSHIP 21 N., RANGE 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 29, A DISTANCE OF 1,153.80 FEET ON A BEARING OF S. 15° 38' W.; THENCE S. 33° 26' W., 637.00 FEET TO THE REAL POINT OF BEGINNING.

FROM THIS REAL POINT OF BEGINNING, A DISTANCE OF 270.00 FEET CONTINUING ON A BEARING OF S. 33° 26' W.;

THENCE N. 44° 03' W., 603.00 FEET;

THENCE N. 28° 27' E., 139.80 FEET;

THENCE S. 56° 34' 13" E., 600.82 FEET TO THE REAL POINT OF BEGINNING.

PARCEL B:

A 25 FOOT EASEMENT BEING 12.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 29, A DISTANCE OF 1,153.80 FEET ON A BEARING OF S. 15° 38' W.; THENCE N. 56° 34' W., 12.50 FEET TO THE REAL POINT OF BEGINNING; THENCE S. 33° 26' W., 637.00 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF THE TRACT OF LAND DESCRIBED ABOVE.

The above conveyance is made free and clear of all other encumbrances except: Rights of way and easements, reservation in Federal patents and state deeds, or other restrictions imposed by law, building and use restrictions of records, building and zoning regulations and ordinances of any governmental unit whether of sight or of record.

