

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-00129B
Date Received: 1/24/1989
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL D JOHNSON 507-532-7463
Address: 1202 EVERGREEN
MARSHALL MN 56258

AND/OR

Name: LOIS A JOHNSON 507-532-7463
Address: 1202 EVERGREEN
MARSHALL MN 56258

2. Date of Priority: JAN 22, 1916

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	46E	29	NE	NE	NE		TETON

5. Description of diverting works:
HEADWORKS OF NORTH LEIGH CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.320		

7. Total Quantity Appropriated is:
0.320 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 54.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	24	NE	SW		IRR	4.5



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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	45E	24	SE SW		IRR	17.0
Section Acres						21.5
Total Acres						21.5

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
22-00289, 290

14. Remarks:
PAID ON RECIEPT E005594

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

Date: _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A22-12502 — A22-00129
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Darrel Howell
- ☐ New Owner/Claimant (Purchaser): Douglas A. Johnson / Kathryn E.R. Johnson
- ☐ New Mailing Address: 1229 N. 1800 E.
Logan, UT 84341
- ☐ New Telephone Number: (801) 797-3067 home - 801-753-7422
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

split with Howell and with brother (EAST 1/2)

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Douglas A. Johnson Date 4/25/96
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A22-12502 — A22-00129
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Darrel Howell
- ☐ New Owner/Claimant (Purchaser): Paul D. Johnson / Lois A. Johnson
- ☐ New Mailing Address: 1202 Evergreen
Marshall, MN 56258
- ☐ New Telephone Number: (507) 532-3104 507-532-7463 (home)
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
split with Howell and with brother West 1/2

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) _____ Date _____
_____ Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

(Signature of former claimant(s) is not required if proof of ownership is attached.)

4-30-96: DC split and renumbered A22-12502
to A22-00129; 3-way split among Howell, (129A)
Doug Johnson, and Paul Johnson (129B)
NOV 08 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

APRIL 30, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PAUL D JOHNSON
1202 EVERGREEN
MARSHALL MN 56258

RE: CHANGE IN OWNERSHIP FOR A22-00129 (A22-12502)

Dear Mr. Johnson:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the rights were split as follows:

A22-00129A DARRELL HOWELL, 7.0 AC; 0.11 CFS (WAS A22-12502)
A22-00129B PAUL JOHNSON, 21.5 AC; 0.32 CFS (WAS A22-12502)
A22-00129C DOUGLAS JOHNSON, 21.5 AC; 0.32 CFS (WAS A22-12502)

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: Darrel Howell/copy claim/letter
Douglas Johnson/copy claim/letter

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NOV 06 1996

MAR 29 1996

First American Title Company

CORPORATION
WARRANTY DEED

T-5840

TETON CO. ID.

FOR VALUE RECEIVED, OLD WEST CORPORATION

a corporation duly organized and existing under the laws of the State of Wyoming, grantor, does hereby Grant, Bargain, Sell and Convey unto

PAUL DOVE JOHNSON and LOIS ANN JOHNSON, husband and wife, an undivided 1/2 interest, and DOUGLAS ALLAN JOHNSON and KATHRYN E.R. JOHNSON, husband and wife, an undivided 1/2 interest whose address is: 1229 N. 188 E., LOGAN, UT, 84341

grantee, the following described real estate, situated in Teton County, Idaho, to-wit:

SE1/4SW1/4 of Section 24, Township 6 North, Range 45 East, Boise Meridian, Teton County, State of Idaho, together will all water rights of every kind and nature thereunto belonging or in anywise appertaining. Also: Commencing at the Northeast corner of SE1/4SW1/4 of said section 24 and running thence North 330 feet; thence West 1320 feet; thence South 330 feet; thence East 1320 feet to the point of beginning.

LESS: Beginning at the Southwest corner of the SE1/4SW1/4 of Section 24, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence North 1650 feet; thence East 184.8 feet; thence South 1650 feet; thence West 184.8 feet to the point of beginning.

TOGETHER WITH all water, oil, gas, and geothermal rights owned by Grantor.

SUBJECT TO Reservations, easements and contract of sale as described in Warranty Deed, Mae H. Hansen as Grantor to Lyla Howell as Grantees, recorded November 14, 1990, Recorder's No. 106892, Records of Teton County, Idaho.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; and that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its (Vice) President and its (Asst.) Secretary.

Dated:

123457

FILED
AT THE REQUEST OF

First American

AT 27 MINUTES PAST 4 P. M.

DATE *March 29, 1996*

Asa J. Drake

CLERK OF RECORDER

Clair Smith

By

Clarene Law

CLARENE LAW, PRESIDENT.

ATTEST

Creed Law

CREED LAW, SECRETARY.

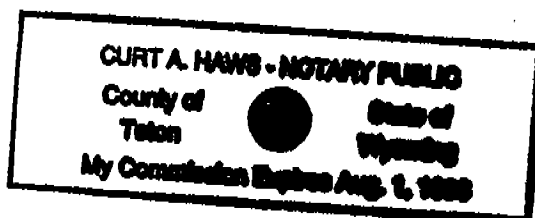
STATE OF *Wyoming* }

County of *Teton* } ss.

Filed _____
Indexed _____
Platted _____

On this *22nd* day of *March*, 19*96*, before me, a Notary public in and for said State, personally appeared CLARENE LAW and CREED LAW, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.



[Signature]
Notary Public,
Residing at
Commission Expires

123457

WARRANTY DEED

OCT 10 1990

TETON Co. Id.
Clark Recorder

For Value Received

DARRELL HOWELL AND LYLA HOWELL

POOR ORIGINAL

the grantors, do hereby grant, bargain, sell, and convey unto

OLD WEST CORPORATION
P.O. box 575
Jackson, Wyoming 83001

the grantee, the following described premises, to-wit:

SE1/4SW1/4 of Section 24, Township 6 North, Range 45 East, Boise Meridian, Teton County, State of Idaho, together with all water rights of every kind and nature thereunto belonging or in anywise appertaining. Also: Commencing at the Northeast corner of SE1/4SW1/4 of said Section 24 and running thence North 330 feet; thence West 1320 feet; thence South 330 feet; thence East 1320 feet to the point of beginning.

LESS: Beginning at the Southwest corner of the SE1/4SW1/4 of Section 24, Township 6 North, Range 45 East, Boise Meridian, Teton County, Idaho and running thence North 1650 feet; thence East 184.8 feet; thence South 1650 feet; thence West 184.8 feet to the point of beginning.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they the owners in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 2, 1990

Darrell Howell
Darrell Howell

Lyla H. Howell
Lyla Howell

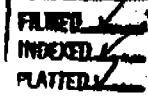
STATE OF IDAHO, COUNTY OF Teton
On this 4th day of October
1990 before me, a notary public in
and for said State, personally
appeared

Darrell Howell & Lyla Howell

known to be the persons whose
names are subscribed to the within
instrument, and acknowledged to me
that they executed the same.

Notary Public
Residing at Briggs, Idaho
Comm. Expires 3-19-94

106719



FILED

AT THE REQUEST OF

First American

AT 5 MINUTES PAST 9 A M

DATE *October 10, 1990**C. Wayne Schum*
CLERK OF RECORD*Debbie Allen*
DEPUTY

NOV 16 1990

0 75 150 225 300

SCALE 1" = 150'

DENNY THOMAS INST. #122988

S 89°32'57"E 1148.01'

184.8'

94.9'

53.8'

26.8'

West 1/2 Paul Johnson

East 1/2

21.5 Ac

21.5 Ac

Douglas Johnson

7 Ac.

split into two
equal pieces

OLD WEST CORPORATION
PROPERTY
43.34 ACRES

DEED NO 106719

2



NORTH 1650'

LYLA HOWELL INST NO 106892

N 00°22'13"E 1650.99'

SW CORNER SECTION 24
FOUND IRON PIN IN ROAD

1509.17'
N 89°34'51"W

COUNTY ROAD
AND UTILITY EASEMENT

N 89°34'51"W 1139.57'

BASIS OF BEARING

14'

PROPERTY DESCRIPTION

A PORTION OF THE E 1/2 SW 1/4 SECTION 24, TWP. 6N., RNG. 45E., B.M.,
TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
COMMENCING AT THE S 1/4 CORNER OF SAID SECTION 24, SAID POINT BEING THE
POINT OF BEGINNING;
THENCE N 89°34'51"W, 1139.57 FEET ALONG THE SOUTHERN SECTION LINE TO A
POINT;
THENCE N 0°22'13"E, 1650.99 FEET TO A POINT;
THENCE S 89°32'57"E, 1148.01 FEET TO A POINT ON THE EAST LINE OF THE
SW 1/4 OF SAID SECTION 24;
THENCE S 0°39'49"W, 1650.37 FEET ALONG THE EAST LINE OF THE SW 1/4 TO
THE POINT OF BEGINNING.

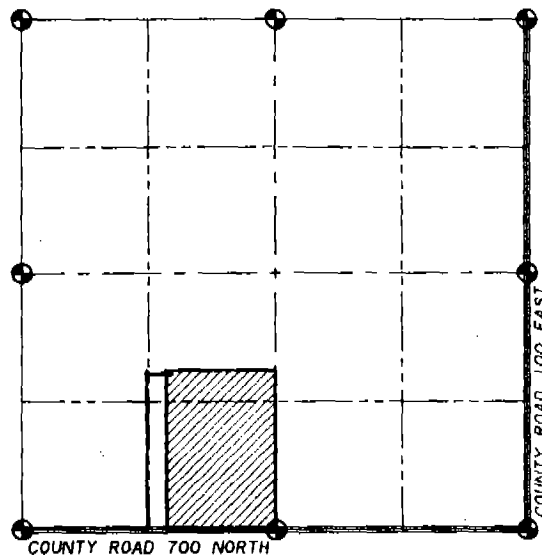
CONTAINS 43.34 ACRES, MORE OR LESS.

SUBJECT TO A 30 FOOT COUNTY ROAD AND UTILITY EASEMENT ALONG THE
SOUTHERN PROPERTY LINE.

ED

INSCRIBED: AW ENG 2806

S NOTED



VICINITY MAP

SECTION 24, TWP. 6N., RNG. 45E., B.M.

TETON COUNTY, IDAHO

SCALE 1" = 2000'

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