

OK JC
4/20/05

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

APR 20 2005

Department of Water Resources
Eastern District Office

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
<u>21-7173</u>	<u>Same</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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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) Delmar Reybould & John Raybould
3215 North 2000 West, Rexburg, Idaho 83440
4. New Owner/Claimant(s) DJ&J Farms, an Idaho General Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3215 North 2000 West, Rexburg, Idaho 83440
- City, State and ZIP Code Rexburg, Idaho 83440
- New Telephone Number ()
5. Date you acquired the property 11-8-1996

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) *Delmar H. Rayhould*
(include title if applicable) Managing General Partner

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

GRANT DEED

FOR VALUE RECEIVED, DELMAR H. RAYBOULD and VERA MAE RAYBOULD, husband and wife, JOHN E. RAYBOULD, a single person, and JEFFERY D. RAYBOULD and VICKIE RAYBOULD, husband and wife, all of Rexburg, Madison County, Idaho, the grantors, do hereby grant, bargain, sell and convey unto DJ& J FARMS, an Idaho General Partnership, with its principal place of business at 3215 N. 2000 West, Rexburg, Idaho, the grantee, the following described property situated in Fremont County, State of Idaho, to-wit:

SEE ATTACHED EXHIBIT A FOR LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said grantee, her heirs and assigns forever. And the said grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

DATED This 8th day of November, 1996.

"GRANTORS"

By Delmar H. Raybould
Delmar H. Raybould

By Jeffery D. Raybould
Jeffery D. Raybould

By Vera Mae Raybould
Vera Mae Raybould

By Vickie Raybould
Vickie Raybould

By John E. Raybould
John E. Raybould

Microfilm No. 444427
31 Day Nov 1996
At 14:15 O'clock PM
MICKIE POLICE
PREMONT COUNTY CLERK
Fee \$ 12.00 Cth Deputy

Delmar H. Raybould

444427

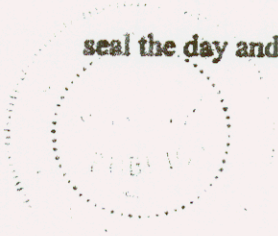
STATE OF IDAHO)

ss.

County of Madison.)

On this 8th day of November, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Delmar H. Raybould and Vera Mae Raybould, husband and wife, known to me to be the persons whose names are subscribed to the within instrument.

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



James L. Ray
Notary Public for Idaho
Residing at: Lex Burt
Commission Expires: 10-1-99

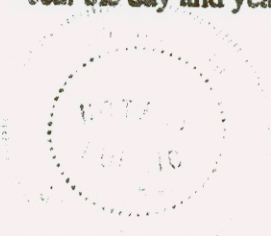
STATE OF IDAHO)

ss.

County of Madison.)

On this 8th day of November, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Jeffery D. Raybould and Vickie Raybould, husband and wife, known to me to be the persons whose names are subscribed to the within instrument.

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



James L. Ray
Notary Public for Idaho
Residing at: Lex Burt
Commission Expires: 10-1-99

STATE OF IDAHO)

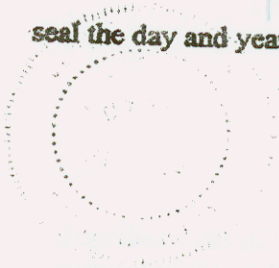
ss.

County of Madison.)

444427

On this 6th day of November, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared John E. Raybould, a single person, known to me to be the person whose name is subscribed to the within instrument.

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




Notary Public for Idaho
Residing at: Rexburg
Commission Expires: 10-1-99

444427

EXHIBIT "A"

All of Grantors' interest in and the following described property situated in Fremont County, State of Idaho, to-wit:

Parcel 1

Township 7 North, Range 39, East of the Boise Meridian, Fremont County, Idaho

Section 3: SW $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 4: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 5: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 8: E $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$
Section 9: N $\frac{1}{2}$

Together with, but not limited to, all irrigation fixtures attached to the premises.

Together with all water and water rights, ditch and ditch rights pertaining thereto or in any way connected therewith, including, but not limited to, 220 acre feet of Fremont Madison Irrigation District Storage Water and 280 shares of St. Anthony Union Canal Co. capital stock.

Parcel 2

N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Township 7 North, Range 39 East, Boise Meridian.

Township 7 North, Range 39 East, Boise Meridian, Fremont County, Idaho.
Section 13: S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

Township 7 North Range 39 East, Boise Meridian, Fremont County, Idaho.
Section 13: N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North of the Independent Canal.
Together with all water and water rights, ditch and ditch rights pertaining thereto or in any way connected therewith, including but not limited to, 10 acre feet of Fremont-Madison Storage Water and 6.5 shares of St. Anthony Union Canal Co. capital stock. And further, all mineral rights pertaining to the above described property.

The West Half (W $\frac{1}{2}$) of the Northwest One Fourth (NW $\frac{1}{4}$) all in Section 13, Township 7 N., Range 39 East of the Boise Meridian, Fremont County, Idaho.
Less: Commencing at the Northwest corner of Section 13, Township 7 North, Range 39 East, Boise Base and Meridian, said point lies approximately 37.53 feet South of Centerline Station 446+98.52 of the Parker Egin Highway, State Highway, State Highway Project S-56(1); thence S.0°01'44" E., along the West line of said Section 660.24 feet to the true point of beginning; thence East 173.18 feet; thence North 40.00 feet; thence East 187.68 feet; thence South 120.31 feet; thence S. 30° 23'32" W., 138.75 feet; thence West 290.56 feet to the West line of said section; thence N.0°01'44" W., 200.00 feet to the true point of beginning, containing 1.73 acres more or less.

Law Offices

***RIGBY, THATCHER, ANDRUS
RIGBY, & MOELLER, Chartered***

*Ray W. Rigby
Gordon S. Thatcher
G. Rich Andrus
Jerry R. Rigby
Michael S. Kam (1954-2001)
Gregory W. Moeller
Reed E. Andrus*

*P.O. Box 250
25 North Second East
Rexburg, ID 83440*

*Telephone: (208) 356-3633
Fax: (208) 356-0768
E-Mail: jrigby@rigby-thatcher.com*

April 19, 2005

Idaho Department of Water Resources
Water District No. 1
900 North Skyline, Ste. A
Idaho Falls, Idaho 83402

RECEIVED

APR 20 2005

Department of Water Resources
Eastern District Office

Re: Notice of Change in Water Right Ownership

Dear Sirs:

Enclosed for filing please find an original Notice of Change in Water Right Ownership for DJ&J Farms. I understand that there is not a fee for the filing.

If you have any questions or concerns, please feel free to give our office a call.

Sincerely yours,

Jodi L. Thurber

Jodi L. Thurber
Assistant to Jerry R. Rigby

/jt

Enclosure

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