

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.

DELOG
 AR 7-11-05

RECEIVED

JUL 08 2005

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (adjudication claim number if there is no corresponding water right record or space provided (under the "split" heading), if the change in ownership 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
	22-10405	—	
		—	
		—	
		—	
		—	
		—	

*Do I
 Claim of Title in
 OK*

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

☒ 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**.

☒ 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)**

*Danna & Betty Jo Burnes
 253 W 4 North Rigby ID*

4. **New Owner/Claimant(s)**

John and Charlene Griffith

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

New Mailing Address

4617 E 185 N

City, State and ZIP Code

Rigby ID 83442

New Telephone Number

208 538-7135

5. **Date you acquired the property**

Nov 1995

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	_____	_____

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Charles G. Hartz

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 _____

State of Idaho } SS 258805
County of Madison }

I hereby certify that the within instrument was

filed NOV. 30 1995

19 at 1659 M. and 258805

recorded on File

Fee 3.00

by BETH B. REECE, Notary

Deputy

At the request of

First American Title Company

M22162-1

First American Title Company

WARRANTY DEED

For Value Received **DANN T. BARNES and BETTY JO BARNES, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

JOHN S. GRIFFITH and CHARLENE R. GRIFFITH, husband and wife

whose address is: **1542 SOUTH 4000 WEST, REXBURG, ID 83440**

Hereinafter called the Grantee, the following described premises situated in **MADISON** County, Idaho, to-wit:

TRACT 1:

Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of 2305.50 feet to the TRUE POINT OF BEGINNING; thence East 260.86 feet; thence North 140.0 feet; thence West 260.86 feet; thence South 140.0 feet to the true point of beginning.

TRACT 2:

Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of 2305.50 feet; thence East for a distance of 260.86 feet to the TRUE POINT OF BEGINNING; thence East for a distance of 315.14 feet; thence North 37°46'51" West for a distance of 177.13 feet; thence West for a distance of 206.62 feet; thence South for a distance of 140.00 feet to the true point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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 said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 29, 1995

Dann T Barnes
DANN T. BARNES

Betty Jo Barnes
BETTY JO BARNES

STATE OF IDAHO)

: ss

COUNTY OF MADISON)

On This 29th day of November, in the year 1995, before me, a Notary Public in and for said State, personally appeared DANN T. BARNES and BETTY JO BARNES, known or identified 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.

Linda L. Nicholls
Notary Public of Idaho

Residing at Idaho Falls, Idaho
Commission Expires 08/07/01

LINDA L. NICHOLLS

STATE OF IDAHO

NOTARY—PUBLIC

237956

500004

ALBION LAND TITLE CO.
P.O. BOX 732
REXBURG, IDAHO 83440

WARRANTY DEED

For Value Received

Chester J. McDermott and Diana L. McDermott, HUSBAND AND WIFE,
the grantors, do hereby grant, bargain, sell and convey unto

Dana T. Barnes and Betty Jo Barnes, HUSBAND AND WIFE,
whose current address is

1542 South 4000 West, Rexburg, Id 83440

the grantee s, the following described premises, in Madison County Idaho, to wit:

Tract 1: Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of .305.50 feet to the true point of beginning; thence East 260.86 feet; thence North 140.0 feet; thence West 260.86 feet; thence South 140.00 feet to the true point of beginning.

Tract 2: Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of 2305.50 feet; thence East for a distance of 260.86 feet to the true point of beginning; thence East for a distance of 315.16 feet; thence North 37°46'51" West for a distance of 177.13 feet; thence West for a distance of 206.62 feet; thence South for a distance of 140.00 feet to the true point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantee s do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances except: Subject to all existing patent reservations, easements, rights of way, protective easements, zoning ordinances, and applicable building codes, laws and regulations.

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

Dated: May 31, 1991

Chester J. McDermott
Chester J. McDermott

Diana L. McDermott
Diana L. McDermott

STATE OF Texas COUNTY OF Smith
On this 31st day of MAY, 1991,
before me, a notary public in and for said State, personally
appeared
Chester J. McDermott
Diana L. McDermott
HUSBAND AND WIFE.

Knows me to be the person whose name is subscribed to the within
To that they executed the same.

Sanction Gilliam
Notary Public
Notary Public
Notary Public

Witness at
Cotton, Idaho

State of Idaho }
County of Madison } SS 237956

I hereby certify that the within instrument was

filed May 31 1991

at 4:25 P.M. and

from 237956

by DEI for 2.00

At the request of ALBION LAND TITLE CO., INC.

Form No. 1056-4
All Policy Forms

No. F-22162-1
J - 371885

SCHEDULE C

The land referred to in this policy is situated in the State of Idaho, County of **Madison** and is described as follows:

TRACT 1:

Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of 2305.50 feet to the TRUE POINT OF BEGINNING; thence East 260.86 feet; thence North 140.0 feet; thence West 260.86 feet; thence South 140.0 feet to the true point of beginning.

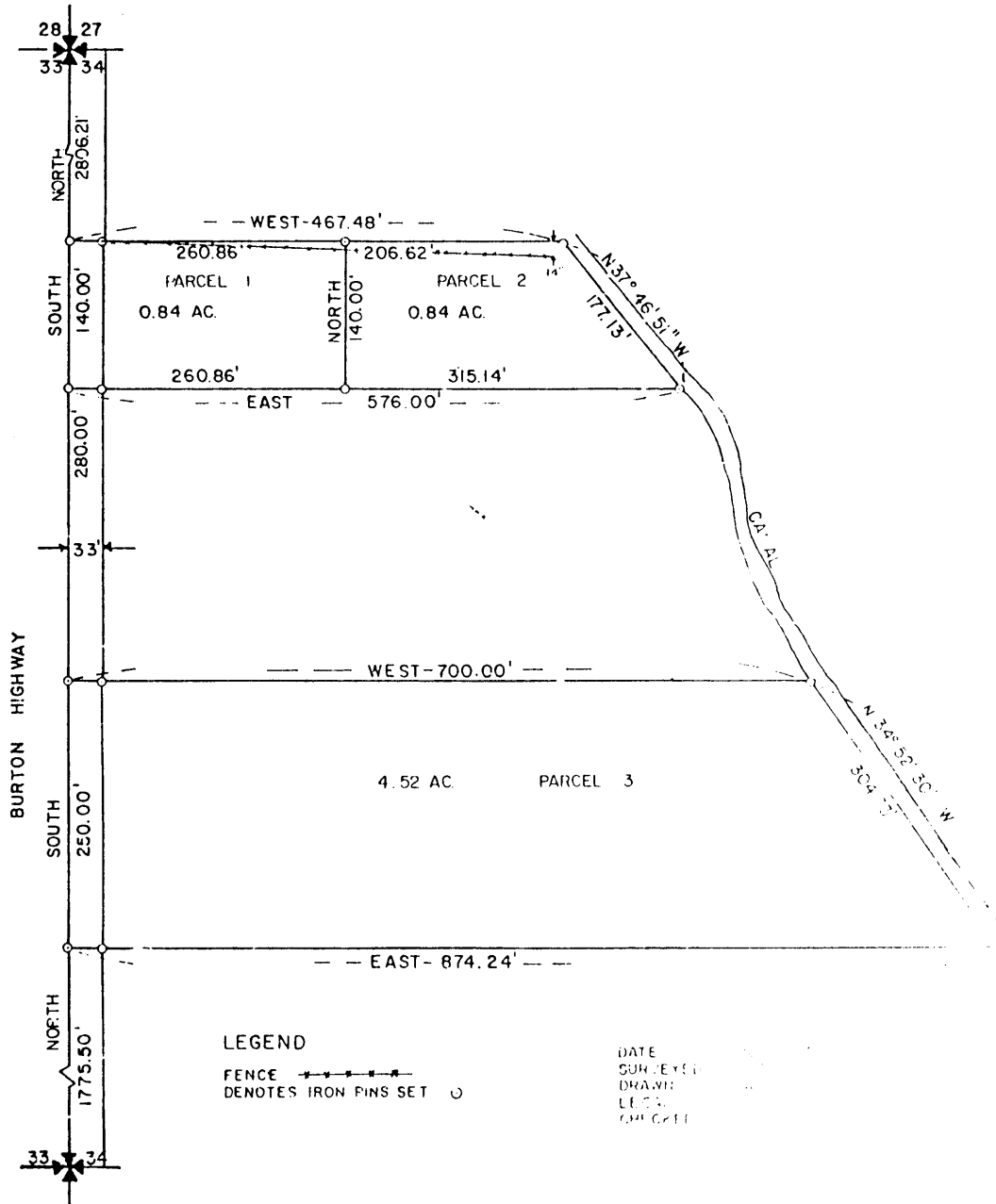
TRACT 2:

Beginning at the Southwest corner of Section 34, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence North for a distance of 2305.50 feet; thence East for a distance of 260.86 feet to the TRUE POINT OF BEGINNING; thence East for a distance of 315.14 feet; thence North $37^{\circ}46'51''$ West for a distance of 177.13 feet; thence West for a distance of 206.62 feet; thence South for a distance of 140.00 feet to the true point of beginning.



MADISON COUNTY
T6N, R39E, B.M. 31
BRYCE BAILEY & MORGAN BAILEY
SCALE 1"=100'

#183029



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 22-10405

WATER RIGHT NUMBER: 22-10405

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN GRIFFITH 4617 E 185 N RIGBY, ID 83442 (208)538-7135
Original Owner	DIANA L MC DERMOTT 1542 S 4000 W REXBURG, ID 83440 (208)356-5357
Current Owner	CHARLENE GRIFFITH 4617 E 185 N RIGBY, ID 83442 (208)538-7135
Original Owner	CHESTER J MC DERMOTT 1542 S 4000 W REXBURG, ID 83440 (208)356-5357

Priority Date: 03/01/1978

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.050 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.090 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 34, Twp 06N, Rge 39E, B.M.
MADISON County		

Place of Use

IRRIGATION Within MADISON County

T06N R39E S34 NWSW 2.0

Total Acres: 2

DOMESTIC Within MADISON County

T06N R39E S34 NWSW

Conditions of Approval: