

OK
JC
8/31/06

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
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
22-11960					
WR — 22-7670					

RECEIVED

AUG 14 2006

Department of Water Resources
P.O. Box 1600

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25
- 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 rights(s) or claims(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 your water rights(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 Boyd Charles Smith & Jill Johnson Smith
301 Coleridge Ave., Palo Alto, CA 94301
4. New Owner/Claimant(s) William S. Graham Revocable Trust
Name connector (check one): ☐ and ☐ or, ☐ and/or
New Mailing Address 1168 Hamptondale Ave.
City, State and ZIP Code Winnetka, IL 60093
New Telephone Number 847-274-7946
5. Date you acquired the property May 19, 2006

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)

[Handwritten Signature]
William S. Smith

For Snake River Basin Adjudication Claims: Please attached a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

For Office Use Only

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

160823
Instrument # 176987

DRIGGS, TETON, IDAHO

2006-05-19

11:44:44 No. of Pages: 4

Recorded for: FIRST AMERICAN TITLE

NOLAN G. BOYLE

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

WARRANTY DEED

THIS INDENTURE is made this 17th day of May, 2006, by BOYD CHARLES SMITH and JILL JOHNSON SMITH, husband and wife, acting not individually, but as Trustees under the Boyd Charles Smith and Jill Johnson Smith Trust Agreement, dated December 13, 1990, the "Grantor", to WILLIAM S. GRAHAM REVOCABLE TRUST, whose mailing address is 1168 Hamptondale Avenue, Winnetka, Illinois 60093, the "Grantee".

WITNESSETH:

That the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real property in the County of Teton, State of Idaho, to-wit:

Tract 1:

Township 4 North, Range 45 East of the Boise Meridian, Teton County, Idaho

Section 4: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 5: Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$

LESS AND EXCEPTING THEREFROM: County road right of way along the East side of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4.

Tract 2:

Township 4 North, Range 45 East of the Boise Meridian, Teton County, Idaho

Section 5: Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

SUBJECT TO THE FOLLOWING:

1. All existing easements, patent reservations, rights-of-way, protective covenants and other matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters which would be disclosed by an accurate survey or inspection of the property.

2. Exceptions and reservations contained in Deed from the State of Idaho, wherein mineral rights are reserved to the State under provisions of §§ 47-701 and 47-701A. Idaho Code.
3. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey recorded March 4, 1991, as Instrument No. 107565.
4. Electric line right-of-way easement granted by Boyd C. Smith to Fall River Rural Electric Cooperative, Inc., recorded May 30, 1991, Recorder's No. 108023, records of Teton County, Idaho.
5. Agreement for electrical service between Boyd Smith and Fall River Rural Electric Cooperative, Inc., recorded July 17, 1991, Recorder's No. 108310, records of Teton County, Idaho.
6. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey recorded September 24, 1992, as Instrument No. 111040.
7. Electric line right-of-way easement granted by Trustees of the Boyd Charles and Jill Johnson Smith Trust u/a/d 12/13/90 to Fall River Rural Electric Cooperative, Inc., recorded August 23, 1996, Recorder's No. 123832, records of Teton County, Idaho.
8. Conservation Easement granted to The Teton Regional Land Trust, Inc., a non-profit Idaho corporation, recorded December 18, 1998 as Instrument No. 132526.
9. Any claim arising from the difference in the mean high water line of the Teton River River and the meander line as shown by the Original Government Survey.
10. Right, title and interest of the State of Idaho within the natural bed of the Teton River River below the ordinary high water line, and also excepting any artificial accretions waterward of said ordinary high water line.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and

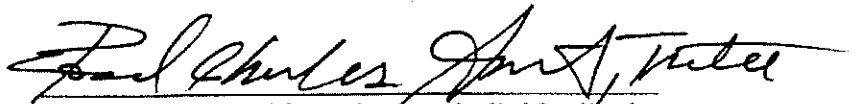
profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof, subject to the matters set forth above.

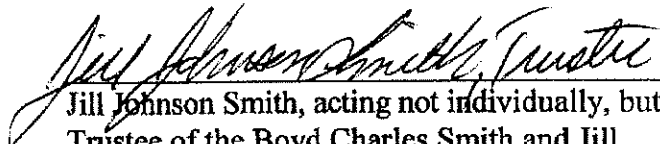
In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

A handwritten signature in cursive script, appearing to read "Boyd Charles Smith, Trustee".

Boyd Charles Smith, acting not individually, but
as Trustee of the Boyd Charles Smith and Jill
Johnson Smith Trust Agreement, dated
December 13, 1990

A handwritten signature in cursive script, appearing to read "Jill Johnson Smith, Trustee".

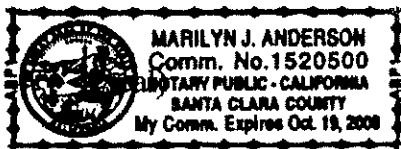
Jill Johnson Smith, acting not individually, but as
Trustee of the Boyd Charles Smith and Jill
Johnson Smith Trust Agreement, dated
December 13, 1990

176987

STATE OF CALIFORNIA)
)ss.
County of Santa Clara)

On the 17th day of May, 2006, before me, the undersigned, a notary public in and for said State, personally appeared Boyd Charles Smith, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Boyd Charles Smith and Jill Johnson Smith Trust Agreement, dated December 13, 1990, and acknowledged to me that such trustee executed the same in such trust name.

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

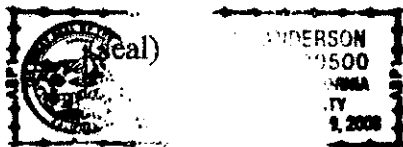


Marilyn J. Anderson
Notary Public for California
Residing at Palo Alto, California
My Commission Expires: October 19, 2008

STATE OF CALIFORNIA)
)ss.
County of Santa Clara)

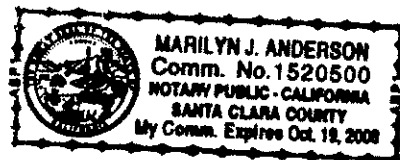
On the 17th day of May, 2006, before me, the undersigned, a notary public in and for said State, personally appeared Jill Johnson Smith, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Boyd Charles Smith and Jill Johnson Smith Trust Agreement, dated December 13, 1990, and acknowledged to me that such trustee executed the same in such trust name.

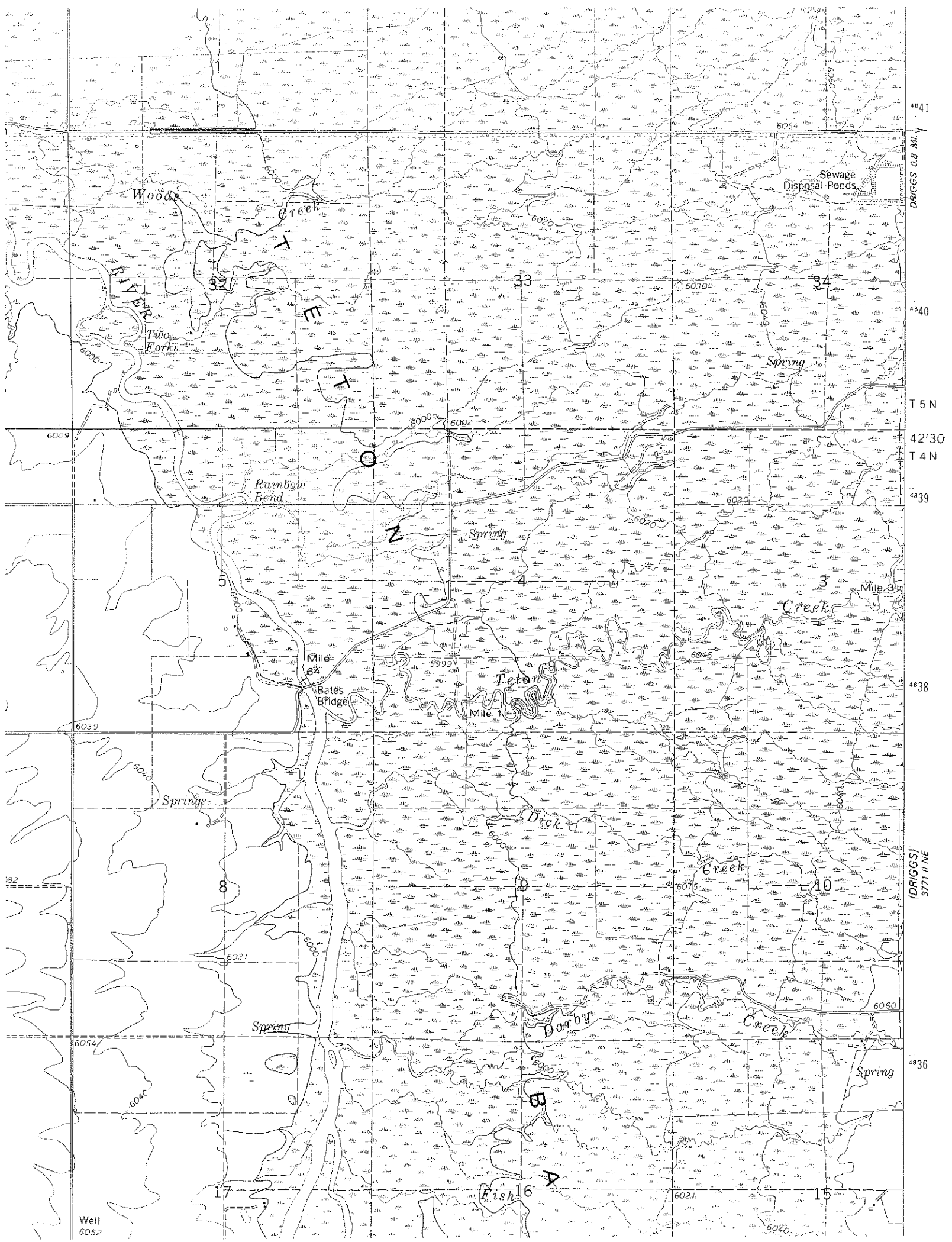
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Marilyn J. Anderson
Notary Public for California
Residing at Palo Alto, California
My Commission Expires: October 19, 2008

GAWPDATA\CAFI\8527119\Graham.WD.May1506.fm





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DRIGGS 0.8 MI.

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(DRIGGS)
3771 H NE

4836

Well
6052

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

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DALE W. STORER
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FREDERICK J. HAHN, III
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Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

**Also Licensed in Missouri & Kansas

August 11, 2006

Idaho Department of Water Resources
ATTN: Jennifer Crabtree
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

Re: Notice of Change of Water Right Ownership
William S. Graham Revocable Trust

Dear Jennifer:

Enclosed is a Notice of Change of Water Right Ownership along with the map and Deed.

Thank you for your kind assistance with this matter. If you have any questions, please feel free to contact this office at your earliest convenience.

Yours very truly,



Kent W. Foster

Enclosures

G:\WPDATA\KWF\8527 SMITH, BOYD\CORRESPONDENCE\2006\Jennifer Crabtree ltr 081106.wpd.cdv

*I sent
copy back to
Kent Foster for
\$25 for 22-7670.
Told him to mail
to state office.
JC*
RECEIVED 9-6-06
AUG 14 2006
Department of Water Resources