

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

DEC 1 / 2006
 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
37-311	37-311	30%			
37-311	37-311	70%			

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)

Leroy and Catherine Lewis

4. New Owner/Claimant(s)

Leroy Lewis and Catherine Lewis testamentary trust

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

New Mailing Address

3774 S. 5th W.

City, State and ZIP Code

Idaho Falls, ID 83404

New Telephone Number

(208) 522-9423

5. Date you ^{change of ownership of} ~~acquired~~ the property

2004

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	Decreed	40
Stock	Decreed	horses
Domestic	Decreed	2 homes
Other		
Total	1.86 CFS	

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)

Jerry Lewis

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

This change is to indicate that 30% of the water right is owned by Leroy Lewis. The other 70% of the water right is in the Catherine Lewis Testamentary Family Trust. In any event, I am the Trustee for her trust.

Jerry Lewis
Leroy Lewis

SPECIAL WARRANTY DEED

DEC 11 2006

THIS DEED, made by LEROY C. LEWIS, both as a single individual, personally, and in his capacity as Personal Representative of the ESTATE OF CATHERINE M. LEWIS, deceased, "Grantors", to LEROY C. LEWIS, a single individual, and THE CATHERINE M. LEWIS TESTAMENTARY FAMILY TRUST under The Last Will and Testament of Catherine M. Lewis dated March 29, 1996, "Grantees", whose address is c/o Leroy C. Lewis, Trustee, 3774 S. 5th W., Idaho Falls, Idaho 83404,

WITNESSETH:

WHEREAS, Grantor Leroy C. Lewis is the duly-appointed and qualified Personal Representative of said Estate, filed as Probate No. CV-03-3838, in Bonneville County, Idaho, which is the owner of a one-half community property interest in the real property described herein; and,

WHEREAS, Grantor Leroy C. Lewis is also the surviving spouse of the decedent, and is the owner of the other one-half community property interest in the property; and,

WHEREAS, in connection with the administration and distribution of the Estate, Leroy C. Lewis and the Estate have agreed to a disproportionate allocation of this real property between Leroy C. Lewis and the Estate, followed by the distribution of the Estate's share of this property to the Grantee Trust;

THEREFORE, for valuable consideration received, the Grantors hereby grant, convey and release to the Grantees the following described real property located in Bonneville County, Idaho, in the following shares: an undivided fractional interest equal to .70245 thereof to the Grantee, THE CATHERINE M. LEWIS TESTAMENTARY FAMILY TRUST under The Last Will and Testament of Catherine M. Lewis dated March 29, 1996; and an undivided fractional interest equal to .29755 thereof to the Grantee, LEROY C. LEWIS, a single individual; to wit:

That certain real property more particularly described in Exhibit "A" attached hereto and incorporated herein by this reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantees and to their successors and assigns forever. L

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

IN WITNESS WHEREOF, the said Grantors have hereunto set their hand the day and year first above written.

DATED this _____ day of _____, 2004.

The following described real estate, situated in Blaine County, State of Idaho:

The Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section Twenty-six (26) in Township Two (2) North, Range Eighteen (18), East of the Boise Meridian, including all that part of Lots Thirteen (13) and Fourteen (14) in Block Forty-nine (49), and all that part of Lots Seventeen (17) and Nineteen (19) in Block Fifty (50) of the Townsite of Broadford, as shown by the official plat of said Townsite on file and of record in the office of the recorder of Blaine County, Idaho, lying within the said Southeast Quarter of the Southwest Quarter (SE1/4 SW 1/4) of said Section Twenty-six (26), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian, also a fractional part of the Northeast Quarter of the Northwest Quarter (NE1/4 NW 1/4) of Section Thirty-five (35), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian designated on the Blaine County Tax Assessor's Rolls as Tax Lot Ninety-four (94) and more particularly described as follows: Beginning at the North Quarter (N1/4) Corner of section thirty-five (35), Township Two (2) North, Range Eighteen (18), East of the Boise Meridian; Thence South two hundred forty-one and seven tenths (241.7) feet; Thence South eighty-four degrees (84°) forty-seven minutes (47') West four hundred ninety-five (495) feet to the intersection of the East Line of the Townsite of Broadford; Thence North forty-seven degrees (47°) twenty-six minutes (26') West; four hundred twenty-three and six tenths (423.6) feet along said line to the intersection of the North Line of the Northeast Quarter of the Northwest Quarter (NE1/4 NW 1/4) of Section Thirty-five (35); Thence East along said line eight hundred five (805) feet to the point of beginning, together with all appurtenant water and water rights, ditches and ditch rights and including ninety (90) inches of the waters of Big Wood River decreed to Charles H. Higginson, with a priority dating from April 3, 1884.

TOGETHER WITH a parcel of land beginning at a point two rods south of the NW Corner of the NE1/4 of Section 34, T1S, R21E.
Thence running East 206.5 feet, Thence South 533.0 feet; Thence West 206.5 feet; Thence North 533.0 feet to P.O.B., containing 2.5 acres, excepting therefrom a Deed of Right-of-Way which was executed to the State of Idaho. This Deed is given subject to Right-of-Way Deed, dated November 12, 1935, and recorded in the Blaine County Recorder's Office in Book 139, Page 108, for the purpose of the construction of a highway on property.

TOGETHER WITH a parcel of land located within the SW1/4SW1/4, Section 26, T2N, R18E.
Commencing at a 5/8 inch rebar with an aluminum cap marking the northeast corner of SW1/4SW1/4, Section 26.
Thence S0°02'26"E, 513.12 feet along the east boundary of SW1/4SW1/4, Section 26 to the intersection of the centerline of Alder Street in the Broadford Townsite with east boundary of the SW1/4SW1/4, Section 26, which is P.O.B.; Thence continuing S0°02'26"E, 348.58 feet along east boundary of the SW1/4SW1/4, Section 26 to the intersection of east boundary with the centerline of Water Street, Broadford Townsite, marked with a 5/8 inch rebar; Thence N20°44'42"W, 328.23 feet along centerline of

EXHIBIT A

Water Street to a 5/8 inch rebar marking the intersection of Water and Alder Streets;
Thence N70°15'45"E, 123.26 feet along centerline of Alder Street to P.O.B.

TOGETHER WITH: Lot 3 Section 25, T2N, R18E, except O.S.L.R.R. right of way.
Containing 32.0 acres.

TOGETHER WITH: All of the NW1/4SW1/4 Section 25 T2N,R18E, except O.S.L.R.R.
right of way. Containing 36.0 acres.

TOGETHER WITH: Beginning at the North ¼ corner of Section 35 T2N, R18E, thence
South 241.7 feet, thence S84°47'W 495 feet to the intersection of the east line of the
Townsite of Broadford, thence N47°26'W 423.6 feet along said line to the intersection of
the north line of NE1/4NW1/4 Section 35, thence east along said line 805 feet to the
point of beginning and containing 4.01 acres.