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This is to certify that this is a true and exact copy of the original.

By Jay M. [Signature] Dated 1-29-96
LAND TITLE AND ESCROW, INC.

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

1-31 36-7714 B
1-4062

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____
(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Elmer F. Johnson, Jr.

My address is Route 2, Box 248, Wendell, Idaho 83355

My phone number is: Work _____ Home 536-2131

The name and address of the party who I wish to be substituted for are:

Neil DeWit and Melinda DeWit

2011 Bob Barton Road, Wendell, Idaho 83355

I am the new claimant/purchaser of 36-07714B and 36-04062 and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court to support my Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

copy of Warranty Deed recorded January 3, 1996 as Instrument No. 163865

Elmer F. Johnson
(Signature of prior claimant/seller)

Neil De Wit
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

VERIFICATION

(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gardiner

Neil DeWitt, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

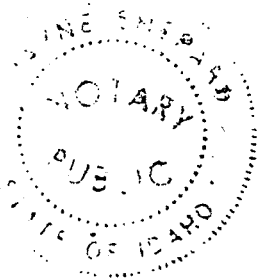
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

Neil DeWitt
Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 1-18-96
(Insert Date)

James Shepard
Notary Public for _____
Residing at: Butte, Idaho
My Commission expires: 8-21-99



INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on Jan. 23, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Allen F. Johnson
P.O. Box 248
Wendell, Id 83355

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


(Signature of person or attorney mailing the form)

WARRANTY DEED

For Value Received

ELMER F. JOHNSON, JR. and JUDY ELLEN JOHNSON, Husband and Wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

NEIL DEWIT and MELINDA DEWIT, Husband and Wife

Whose address is: 2011 Bob Barton Road, Wendell, Idaho 83355

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

See Exhibit "A" Attached

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; 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.

Dated: January 3, 1996

Elmer F. Johnson, Jr.
ELMER F. JOHNSON, JR.

Judy Ellen Johnson
JUDY ELLEN JOHNSON

STATE OF IDAHO, COUNTY OF GOODING
On this 3rd day of January, 1996,
before me, a notary public in and for said State, personally appeared

*Elmer F. Johnson, Jr. and
Judy Ellen Johnson*

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

Garrett Summers
Notary Public
Residing at
Commission Expires: 01-01-00
Buhl, Idaho.

163865

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of *Land Title & Escrow, Inc.*

40 min. past 1 o'clock P. m. this 3rd
of January, 1996 B.00

By *Penny Watson* Deputy

Exhibit "A"

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 27: E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;

NOV

SUBJECT TO THE FOLLOWING:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years which are not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

Assessments of the American Falls Reservoir District and the rights and powers of said Company as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

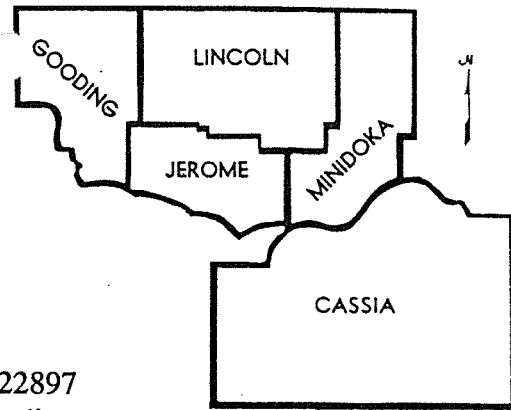
Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated December 14, 1939, recorded April 10, 1940 in Book 4 Page 396 as Instrument Number 76856, Gooding County records, affecting the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated April 5, 1949, recorded March 8, 1950 in Book 6 Page 504 as Instrument Number 111123, Gooding County records, affecting the W $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Easement given by Elmer F. Johnson, Jr. and Judy Ellen Johnson, husband and wife, to Neil and Melinda DeWit, husband and wife, recorded May 10, 1989 as Instrument Number 136560, Gooding County records, granting a perpetual easement for ingress and egress to replace, maintain and operate a pumping plant and short pipe line located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



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FEB 06 1996

Department of Water Resources
Adjudication Bureau

REFER TO: G-22897
OFFICE: Gooding

36-07714B
36-04062

January 29, 1996

Cheif, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 4449
Boise, Idaho 83711-4449

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FEB 06 1996

OFFICE OF THE
ATTORNEY GENERAL

RECEIVED

FEB 02 1996

OFFICE OF THE
ATTORNEY GENERAL

RE: G-22897
DEWIT/JOHNSON

Dear Sirs:

Enclosed please find the following in connection with the above referenced order number:

- Certified copy of Consent to substitution of party
- Copy of recorded Warranty Deed recorded Jan. 3, 1996 as Instrument No. 163865

If you have any questions, please don't hesitate to contact our office.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script that reads "Anna M. Gonzales".

Anna M. Gonzales

Escrow Assistant

P.O. Box 473/546 Main Street

Gooding, Idaho 83330

(208) 934-8477

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1198