

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-20760
Date Received: 8/27/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DAVID JOHNSON Phone: (208)788-0966
PO BOX 2531
HAILEY ID 83333

CHRISTINA L JOHNSON Phone: (208)788-0966
PO BOX 2531
HAILEY ID 83333

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	36	NE SW NW	BLAINE	

5. Description of diverting works:

VIA DISTRICT CANAL TO DITCHES TO LANDS IRRIGATED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.101	

7. Total Quantity Appropriated is:
0.101 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	18	NE	NW	IRRIGATION	5
					Section Acres	5
					Total Acres	5

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

PROPERTY IS ALSO KNOWN AS LOT 1, BLK 3, BELLEVUE FARMS SUBDIVISION.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-11924A.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 4, 2004

DAVID JOHNSON
CHRISTINA JOHNSON
PO BOX 2531
HAILEY ID 83333

Re: SRBA Claim(s) 37-20755, 37-20760, 37-20767, 37-20774,
37-20781, 37-20788

Dear Mr. and Mrs. Johnson:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

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

RECEIVED
SEP 27 2004
 Department of Water Resources
 Southern Region

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
<u>37-2557W</u>	<u>37-20755</u>	<u> </u>	<u>37-11928A</u>	<u>37-20788</u>	<u> </u>
<u>37-11924A</u>	<u>37-20760</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-11925A</u>	<u>37-20767</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-11926A</u>	<u>37-20774</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>37-11927A</u>	<u>37-20781</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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)

Jack Blake, 4704 Phinney Ave N
Seattle, WA 98103-6343

4. New Owner/Claimant(s)

David E. and Christina L. Johnson

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

New Mailing Address

PO Box 2531

City, State and ZIP Code

Hailey, ID 83333

New Telephone Number

208 788-0966

5. Date you acquired the property

April 15, 2002

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)

David G. Johnson

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 _____

Order No. 50926

RECEIVED
SEP 27 2004
Department of Water Resources
Southern Region

WARRANTY DEED

FOR VALUE RECEIVED

JACK BLAKE, an unmarried man

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

DAVID E. JOHNSON and CHRISTINA L. JOHNSON, husband and wife

GRANTEE(s) whose address is: P.O. Box 2531, Hailey, ID 83333

the following described real property in Blaine County, Idaho, to wit

Lot 1 in Block 3 of BELLEVUE FARMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 206106, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 9, 2002


JACK BLAKE

State of WASHINGTON }

}ss.

County of KING }

Instrument # 464394

HAILEY, BLAINE, IDAHO

2002-04-24

03:18:00 No. of Pages: 1

Recorded for : AMERITITLE

MARSHA RIEMANN

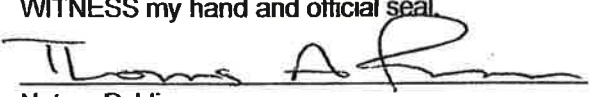
Fee: 3.00

Ex-Officio Recorder Deputy

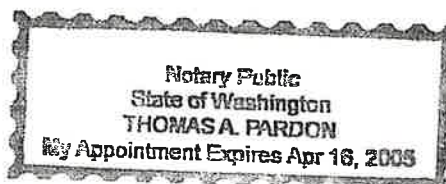
Index to: WTY/QC/CORP DEED

On this 15th day of April, in the year 2002, before me, the undersigned, personally appeared JACK BLAKE known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal


Notary Public

Commission Expires: 4-16-05



Instrument # 476502

HAILEY, BLAINE, IDAHO

2003-01-07 03:43:00 No. of Pages: 1

Recorded for : AMERITITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: DEED OF RECONVEYANCE

ORDER NO. 50926

LOAN NO. 190025718

DEED OF RECONVEYANCE

AMERITITLE, INC., AS TRUSTEE IN THE DEED OF TRUST EXECUTED BY:

DAVID E. JOHNSON AND CHRISTINA L. JOHNSON

RECORDED APRIL 24, 2002, AS INSTRUMENT NO. 464395, MORTGAGE RECORDS OF BLAINE COUNTY, IDAHO, PURSUANT TO THE WRITTEN REQUEST OF THE BENEFICIARY, DOES HEREBY GRANT AND RECONVEY UNTO THE PARTIES ENTITLED THERETO:

LOT 1, BLOCK 3 OF BELLEVUE FARMS SUB. (206106)

WITHOUT WARRANTY, ALL THE ESTATE AND INTEREST DERIVED TO IT BY OR THROUGH SAID DEED OF TRUST, IN THE LANDS THEREIN DESCRIBED.

THE CORPORATE NAME SUBSCRIBED BY ITS ASSISTANT SECRETARY IS PURSUANT TO A RESOLUTION AUTHORIZING THE EXECUTION OF THIS RECONVEYANCE DULY ADOPTED BY ITS BOARD OF DIRECTORS.

DATED: JANUARY 6, 2003

AMERITITLE, INC., TRUSTEE

BY Heidi Howsden-Emery
HEIDI HOWSDEN-EMERY, ASSISTANT SECRETARY

STATE OF IDAHO }
 } ss.
COUNTY OF BLAINE }

ON THIS DAY, JANUARY 6, 2003, BEFORE ME, THE UNDERSIGNED, PERSONALLY APPEARED HEIDI HOWSDEN-EMERY, KNOWN OR IDENTIFIED TO ME TO BE THE PRESIDENT, OR VICE-PRESIDENT, OR SECRETARY OR ASSISTANT SECRETARY, OF THE CORPORATION THAT EXECUTED THE INSTRUMENT OR THE PERSON WHO EXECUTED THE INSTRUMENT ON BEHALF OF SAID CORPORATION, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE SAME.

WITNESS MY HAND AND OFFICIAL SEAL.

Kara Stauffer
NOTARY PUBLIC

COMMISSION EXPIRES: 8-31-2005



WHEN RECORDED PLEASE MAIL TO:

DAVID & CHRISTINA JOHNSON
PO BOX 2531
HAILEY, ID 83333-2531

FIRST BANK OF IDAHO
ATTN: JENNIFER BYINGTON
KETCHUM OFFICE - HAND DELIVER

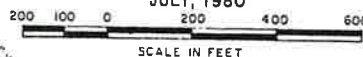
SAWTOOTH TITLE CO., INC.
While this is a photographic reproduction of the
recorded plat, the Company assumes no liability
for variations, if any, with a re-survey.

PLAT SHOWING BELLEVUE FARMS SUBDIVISION

LOCATED WITHIN SECTIONS 7 AND 18 T.1N. R.19E., B.M.

BLAINE COUNTY, IDAHO

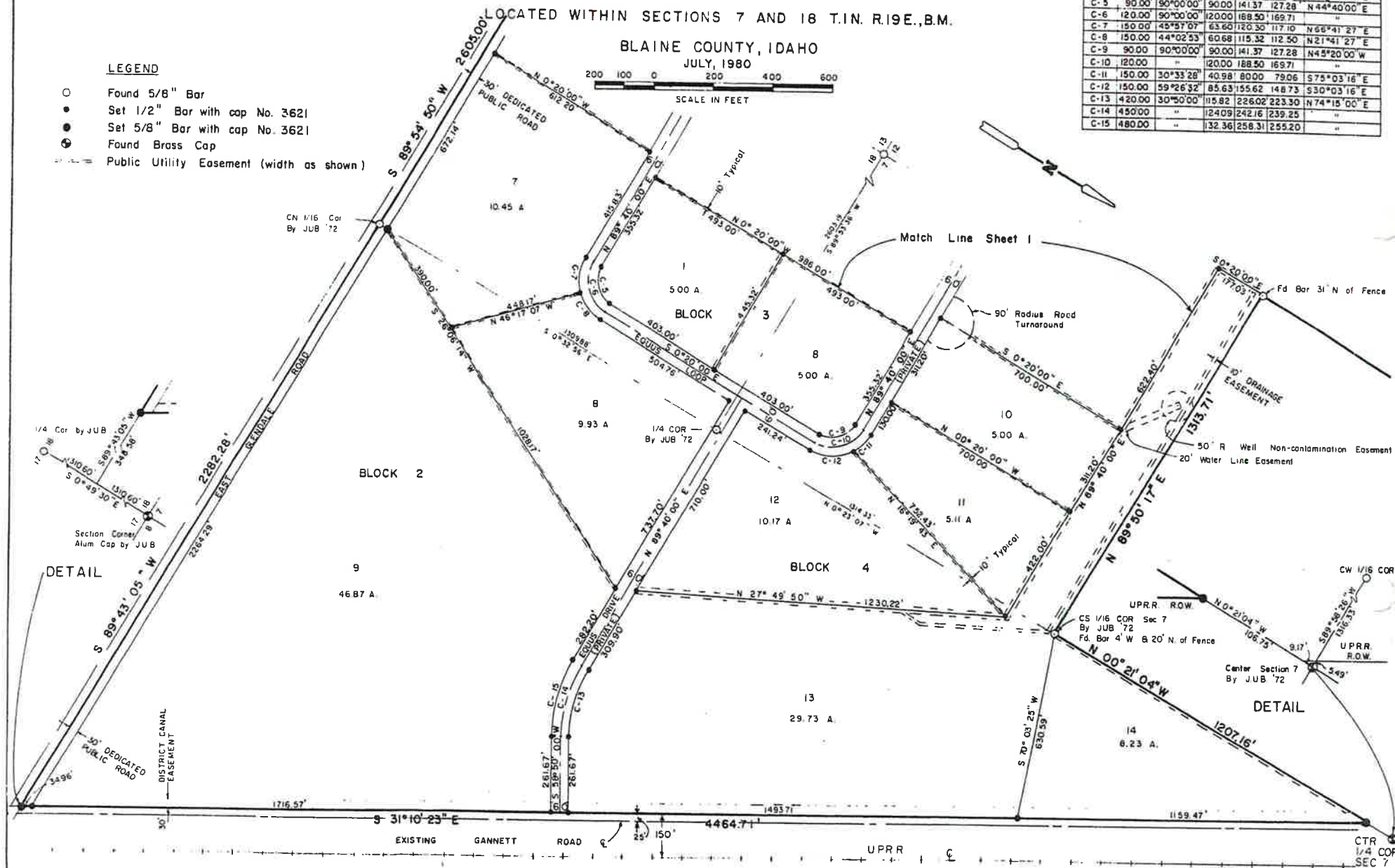
JULY, 1980



LEGEND

- Found 5/8" Bar
- Set 1/2" Bar with cap No. 3621
- Set 5/8" Bar with cap No. 3621
- Found Brass Cap
- Public Utility Easement (width as shown)

CURVE	R	Δ	T	L	Ch	Ch Bearing
C-1	90.00	90°00'00"	90.00	141.37	127.28	S 45°20'00" E
C-2	120.00	"	120.00	188.50	169.71	"
C-3	150.00	45°00'00"	62.13	117.81	114.81	S 22°50'00" E
C-4	"	"	"	"	"	S 67°50'00" E
C-5	90.00	90°00'00"	90.00	141.37	127.28	N 44°40'00" E
C-6	120.00	90°00'00"	120.00	188.50	169.71	"
C-7	150.00	45°57'07"	63.60	120.30	117.10	N 66°41'27" E
C-8	150.00	44°02'53"	60.68	115.32	112.50	N 21°41'27" E
C-9	90.00	90°00'00"	90.00	141.37	127.28	N 45°20'00" W
C-10	120.00	"	120.00	188.50	169.71	"
C-11	150.00	30°33'28"	40.98	80.00	79.06	S 75°03'16" E
C-12	150.00	59°26'32"	85.63	155.62	148.73	S 30°03'16" E
C-13	420.00	30°50'00"	115.82	226.02	223.30	N 74°15'00" E
C-14	450.00	"	124.09	242.16	239.25	"
C-15	480.00	"	132.36	258.31	255.20	"



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

CIVIL CASE NUMBER: 39576

Ident. Number 37-20760
Date Received: 8/27/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JACK BLAKE Phone:
PO BOX 2031
KETCHUM ID 83340

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	36	NE SW NW	BLAINE	

5. Description of diverting works:

VIA DISTRICT CANAL TO DITCHES TO LANDS IRRIGATED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.101	

7. Total Quantity Appropriated is:
0.101 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	18	NE	NW	IRRIGATION	5
Section Acres						5
Total Acres						5

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

PROPERTY IS ALSO KNOWN AS LOT 1, BLK 3, BELLEVUE FARMS SUBDIVISION.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-11924A.

15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

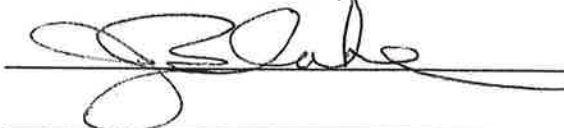
RECEIVED

SEP 15 1999

Department of Water Resources
Boise, Idaho

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. Water Right No(s).: 37-02557U
 Adjudication Claim No(s).: A37-11924A, A37-11925A, A37-11926A, A37-11927A, A37-11928A
A37-02557N
2. The following REQUIRED information must be submitted with this form:
 - A. 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 or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: WILLIAM CARY
4. New Owner/Claimant(s) JACK BLAKE
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P.O. BOX 2031
 City, State and ZIP Code KETCHUM, ID 83340
 New Telephone Number ()
5. Date you acquired the property 9/15/1999
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 5 Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) 
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach 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..

Order No. 25870

WARRANTY DEED

FOR VALUE RECEIVED

WILLIAM CARY, a married man

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

JACK BLAKE, an unmarried man

GRANTEE(s) whose address is: P.O. Box 2031, Ketchum, ID 83340

the following described real property in Blaine County, Idaho, to wit:

Lot 1 in Block 3 of BELLEVUE FARMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 206106, records of Blaine County, Idaho.

TOGETHER WITH TWO PERCENT (2%) OF THE FOLLOWING WATER RIGHTS:

1. DISTRICT 45 CANAL

INCHES

252.80"

15.00"

150.00"

15.00"

350.00"

30.00"

PRIORITY

3/24/83

7/10/84

9/18/85

6/12/86

6/15/91

6/15/91

2. Well located on the Bellevue Farm Subdivision and approved for use by the department of water resources for both domestic and irrigation use.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 13, 1999

William Cary
WILLIAM CARY

State of Idaho

}
}ss.

County of Blaine

}

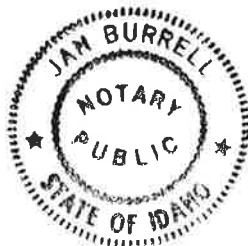
On this 13 day of September, appeared WILLIAM CARY, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Jam Burrell
Notary Public

Commission Expires: 2-18-2004

J:\escrow\formstwd



RECEIVED

SEP 15 1999

Department of Water Resources
Boise, Idaho

[Handwritten signature]



RECEIVED
SEP 15 1999
Department of Water Resources
Southern Region

September 15, 1999

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Re: Order No. 25870

Lot 1 Block 3 Bellevue Farms Subdivision
Blake/Cary

Dear Ladies and Gentlemen:

In connection with the above mentioned order, please find attached copies/originals of the following document(s):

<u> X </u>	Warranty Deed.
<u> X </u>	Notice of Change of Water Right Ownership.
<u> X </u>	Plat Map.

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

SAWTOOTH TITLE COMPANY

Jan L. Burrell
Vice-President

jlb

Attachment(s)

11/29/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-20760

NAME AND ADDRESS: DAVID E JOHNSON
PO BOX 2531
HAILEY ID 83333

CHRISTINA L JOHNSON
PO BOX 2531
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.101 CFS

PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.101 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S18 NENW 5.00

5 ACRES TOTAL

Right Nos. 37-20755, 37-20760, 37-20767, 37-20774, 37-20781 and 37-20788 are limited to the irrigation of a combined total of 5.0 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Point of diversion described above is the headgate for District 45 canal.

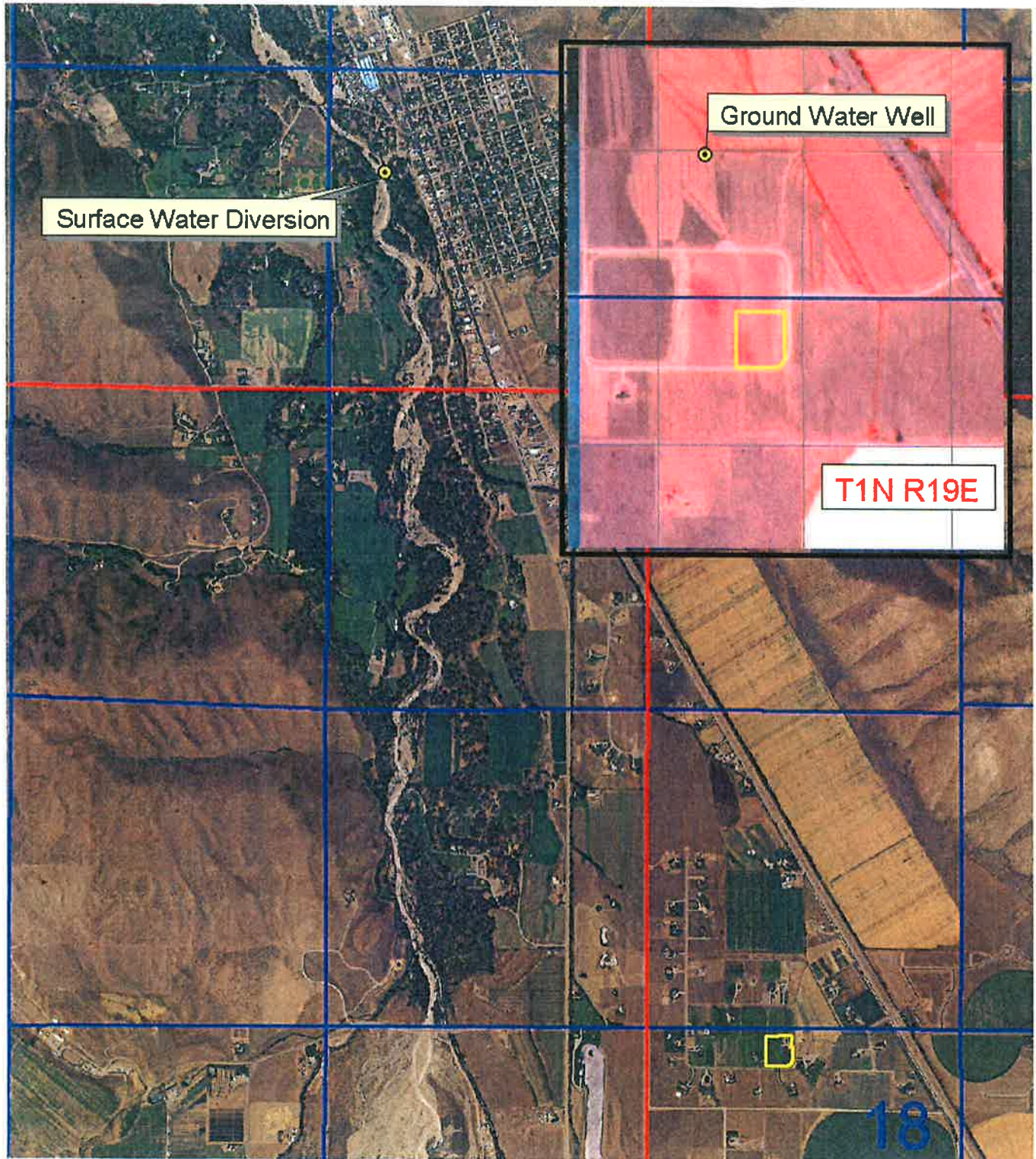
PROPERTY IS ALSO KNOWN AS LOT 1, BLK 3, BELLEVUE FARMS
SUBDIVISION.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-577.

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-20760, 37-20767, 37-20774,
37-20781, 37-20788

Ground Water Rights: 37-20755



-  Section Lines
-  Quarter/Quarter Lines
-  Place of Use
-  Point(s) of Diversion

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 NAPP
DATA ENTRY: 11/28/2008
TARA D BAKER