

JAN 10 2022

DEPT OF WATER RESOURCES
SOUTHERN REGION

Duplicate Filing

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

| Water Right/Claim No. | Split? | Leased to Water Supply Bank? | Water Right/Claim No. | Split? | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 37-436C | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 37-884 | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 37-2682 | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 37-11267 | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Theresa L Sherbine/William T "Rocky" Sherbine
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mark Johnson and Jill Johnson, husband and wife
New owner(s) as listed on the conveyance document Name connector and or and/or
- 231 Tendoy Street Bellevue ID 83313
Mailing address City State ZIP
- 208-309-5522 mark@silvercreekseed.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 02-18-2021

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
- \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.
- If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA
IN FILE # 37-436C

8. Signature: Mark Johnson member m/j 2-22-21
Signature of new owner/claimant Title, if applicable Date

Signature: Jill Johnson _____ 2/22/21
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 1/10/22 Receipt No. 5039020 Receipt Amt. \$200.00

Active in the Water Supply Bank? Yes No If yes, forward to the State Office for processing W-9 received? Yes No

Name on W-9 _____ Approved by _____ Processed by DM Date 3.2.2022



WARRANTY DEED

FOR VALUE RECEIVED

William T. Sherbine and Theresa L. Sherbine, husband and wife

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Mark Johnson and Jill Johnson, husband and wife

GRANTEE(S) whose current address is: 231 Tendoy, Bellevue, ID 83313

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated this .




William T. Sherbine



Theresa L. Sherbine

State of Idaho
County of Blaine

This record was acknowledged before me on 22 day of FEB. 2021, by
William T. Sherbine and Theresa L. Sherbine.



Notary Public Curtis S. Chambers
My Commission Expires: 5-18-22

(STAMP)

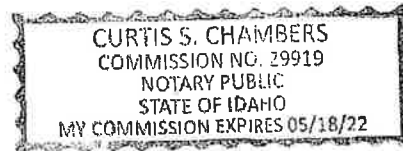


EXHIBIT "A"
LEGAL DESCRIPTION

Parcel 1

Township 1 South, Range 19 East, Boise Meridian, Blaine County, Idaho

Section 7: E $\frac{1}{2}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; Lot 1; Lot 4

Parcel 2

Township 1 South, Range 19 East, Boise Meridian, Blaine County, Idaho

Section 7: Lot 2; Lot 3

Parcel 3

Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho

Section 12: SE $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$

AND

A parcel of land lying within a portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho, being more particularly described as follows:

Commencing at the Center $\frac{1}{4}$ Corner of said Section 12, proceed East 99 feet to the TRUE POINT OF BEGINNING;

Thence continuing East approximately 1,221 feet along the line between the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ to the East 1/16 Corner of said Section 12;

Thence South approximately 1,320 feet along the line between the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ to the SE 1/16 Corner of said Section 12;

Thence West approximately 1,221 feet along the line between the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ to a point lying 99 feet East of the South 1/16 Corner of said Section 12;

Thence North approximately 1,320 feet along a line lying 99 feet East of and parallel to the line between the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 12, to the TRUE POINT OF BEGINNING. (Tax Lot 7924)

Together with Idaho Department of Water Resources water right numbers 37-436G, 37-884, 37-2682, 37-11267.



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 2, 2022

SHAWPATIN AGCAP LLC
PO BOX 446
TWIN FALLS ID 83303-0446

RE: Notice of Security Interest for Water Right No(s): 37-436C, 37-884, 37-2682 and 37-11267

Dear Security Interest Holder:

The Department of Water Resources (Department) acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to you. The Department has modified its records to reflect the change in security interest and has enclosed a computer-generated report for you.

The Department also acknowledges receipt of the Notice of Change in Water Right Ownership submitted with the Security Interest. However, we are returning it to you because this is a duplicate filing. The water rights referenced above are already in the names of Mark and Jill Johnson, per a Notice of Change in Water Right Ownership received in April, 2021 from Blaine County Title Company. A refund request in the amount of \$100 has been submitted for processing and will be sent to you under separate cover.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Security Interest, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9908.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Mark and Jill Johnson

Maline, Denise

From: Maline, Denise
Sent: Thursday, March 3, 2022 10:23 AM
To: IdwrPayable
Subject: Refund Request for Shawpatin AgCap
Attachments: Refund request for Shawpatin AgCap.pdf

Good morning,

Attached please find a refund request being submitted for processing. Please let me know if there are any questions.

Thank you,

Denise

Idaho Department of Water Resources Receipt
Receipt ID: S039020

| | | | | | |
|----------------|--|---------------|-----------|--------|----------|
| Payment Amount | \$200.00 | Date Received | 1/10/2022 | Region | SOUTHERN |
| Payment Type | Check | Check Number | 1597 | | |
| Payer | SHAWPATIN AGCAP, LLC | | | | |
| Comments | (CHANGE OF OWNERSHIP FROM: THERESA L & WILLIAM T ROCKY SHERBINE) TO: MARK & JILL JOHNSON. (4) WR#S, 37-436C, 37-884, 37-2682, 37-11267. SECURITY INTEREST FROM: SHAWPATIN AGCAP, LLC FOR: MARK & JILL JOHNSON. | | | | |

Fee Details

| Amount | Description | PCA | Fund | Fund Detail | Subsidiary | Object |
|----------|--------------------------------------|-------|------|-------------|------------|--------|
| \$100.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 64140 | 0229 | 21 | | 1155 |
| \$100.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 64140 | 0229 | 21 | | 1155 |



Signature Line (Department Representative)

Ownership change was received from Blaine County Title Co. in April, 2021 and processed in May, 2021. Ownership change received from Shawpatin AgCap LLC is a duplicate filing.

Please issue a \$100.00 refund to:

Shawpatin AgCap LLC

PO Box 446

Twin Falls ID 83303-0446

(208) 293-9110

DM 3/2/2022