

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 07 2016

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

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, of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-23570	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-132650	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Dwight and Janet O'Brien
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kevin Johns and Traci Johns
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2674 W. 1200 S. Aberdeen ID 83210
Mailing address City State ZIP
- 208-397-4359
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: 2012
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 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 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):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o 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.

8. Signature: [Signature] owner 3/7/16
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 3/7/2016 Receipt No. E041893 Receipt Amt. \$150.-

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 JB Processed by JB Date 3/23/2016

SUPPORT DATA

IN FILE # 35-2357

\$50.- for this app.

Instrument # 635552
BINGHAM COUNTY, IDAHO
2012-02-17 10:03:43 AM No. of Pages: 1
Recorded for: ALLIANCE TITLE - BOISE PRODUCT
SARA J. STAUB Fee: \$10.00
Ex-Officio Recorder Deputy C Robinson
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

ATEC Order No. 121785

FOR VALUE RECEIVED

Dwight E. O'Brien and Janet R. O'Brien, husband and wife

(the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kevin Lee Johns and Tracy L. Johns, husband and wife *KJ TJ*

whose current address is

2674 W 1200 S
Aberdeen, ID 83210

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Township 4 South, Range 31 East, Boise Meridian, Bingham County, Idaho,
Section 10: S1/2NW1/4, W1/2SE1/4; SW1/4

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: February 16, 2012

Dwight E. O'Brien
Dwight E. O'Brien

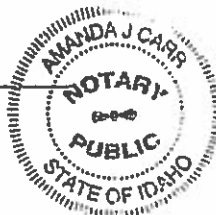
Janet R. O'Brien
Janet R. O'Brien

State of Idaho } ss
County of Bingham }

On this 16th day of February, 2012, before me, Amanda J. Carr, a Notary Public in and for said state, personally appeared Dwight E. O'Brien and Janet R. O'Brien, 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 same.

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

Amanda J. Carr
Amanda J. Carr
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 10/21/2017





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 25, 2016

Kevin Johns
Tracy Johns
2674 W 1200 S
Aberdeen ID 83210

RE: Change of Ownership for Water Right No(s). 35-2357 & 35-13265

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 120
Aberdeen American Falls Ground Water District