

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 07 2016

Department of Water Resources
Eastern Region

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, of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-8603 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7540 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Kevin Johns & Lynn Kendall
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: 2013
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):
- ☐ \$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.

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

Signature: _____ Title, if applicable _____ Date _____

For IDWR Office Use Only:

Received by [Signature] 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 [Signature] Processed by [Signature] Date 3/23/2016

SUPPORT DATA

IN FILE # 35-7540

\$50.- for this app.

CORRECTION WARRANTY DEED

This deed is made as a correction deed ("Correction Deed") to that certain General Warranty Deed ("Corrected Deed") dated December 19, 2012, executed by Grantor herein to Grantee herein, and recorded under No. 645089 in the Official Records of Real Property of Bingham County, Idaho, for the purpose of correcting the following: the deed mentions percentages not previously recorded and the deed failed to except a parcel that had previously been conveyed. This Correction Deed correctly describes the Property that was intended to be conveyed and should have been conveyed by the Corrected Deed. Other than this stated correction, this Correction Deed is intended to restate in all respects the Corrected Deed, and the effective date of this Correction Deed relates back to the effective date of the Corrected Deed.

FOR VALUE RECEIVED, **Lynn W. Kendell and Tamara Kendell**, husband and wife, hereinafter referred to as "Grantor," whether one or more, does hereby grant, bargain, sell and convey unto **Kevin Johns and Tracy Johns**, husband and wife, hereinafter referred to as Grantee, whether one or more, whose current address is **2674 W. 1200 S. Aberdeen, ID 83210**, their interest of the following described real estate in Bingham County, Idaho; giving Kevin and Tracy Johns an undivided 100% interest in the following property, to wit:

See Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's 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 and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 12 day of November, 2013.

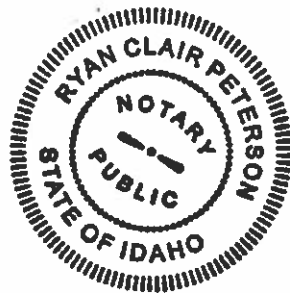

Lynn W. Kendell


Tamara Kendell

STATE OF IDAHO)
:SS
County of _____)

On this 12th day of November, 2013, before me, the undersigned Notary Public, in and for said State, personally appeared Lynn W. Kendell and Tamara Kendell, known or identified to me, to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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





NOTARY PUBLIC - STATE OF IDAHO
Commission Expires: 3/16

EXHIBIT A

Parcel 1:

The North $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 11, Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho,

EXCEPTING THEREFROM: The West 25 feet for county road right-of-way.

ALSO EXCEPTING THEREFROM: Part of Section 11, Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho, described as:

Beginning at a Point that is South $01^{\circ}12'18''$ East 2666.52 feet along the Section line to the East $\frac{1}{4}$ corner of said Section 11, and North $89^{\circ}10'20''$ West 2316.50 feet along the latitudinal center line to the True Point of Beginning, all from the Northeast corner of said Section 11, and running thence South $00^{\circ}45'47''$ West 722.49 feet; thence North $89^{\circ}10'20''$ West 289.15 feet more or less to the East line of a County road as described in a deed number 3176 recorded on April 18, 1912, of Book 1, page 545 in the Bingham County records; thence North $01^{\circ}14'56''$ West 722.96 feet along said road right-of-way; thence South $89^{\circ}10'20''$ East 314.53 feet along said latitudinal center line to the Point of Beginning.

Parcel 2:

TOWNSHIP 4 SOUTH, RANGE 32 EAST, BOISE MERIDIAN

SECTION 11: S1/2SE1/4

SECTION 12: S1/2SW1/4; E1/2NE1/4SW1/4, EXCEPTING THEREFROM THE FOLLOWING TRACT:

BEGINNING AT NW CORNER OF E1/2 OF NE1/4 OF SW1/4 OF SEC.12 T4S, R32E, RUNNING E 125' THEN S 260' THEN W 125' THEN N 260' TO POB.

654439

WARRANTY DEED

Instrument # 645089
BINGHAM COUNTY, IDAHO
2012-12-28 03:22:10 PM No. of Pages: 3
Recorded for: ALLIANCE TITLE - BLACKFOOT OFF
SARA J. STAUB Fee: \$16.00
Ex-Officio Recorder Deputy CMiles
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

FOR VALUE RECEIVED, as part of a plan to physically divide land currently owned 57%/43%, **Lynn W. Kendell and Tamara Kendell**, husband and wife, hereinafter referred to as "Grantor," whether one or more, does hereby grant, bargain, sell and convey unto **Kevin Johns and Tracy Johns**, husband and wife, hereinafter referred to as Grantee, whether one or more, whose current address is **2674 W. 1200 S. Aberdeen, ID 83210**, an undivided 57% of the following described real estate in Bingham County, Idaho, to wit:

See Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's 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 and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 27th day of December 2012.

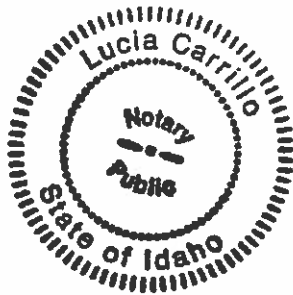

Lynn W. Kendell


Tamara Kendell

STATE OF IDAHO)
:SS
County of Bannock)

On this 27th day of Dec, 2012, before me, the undersigned Notary Public, in and for said State, personally appeared Lynn W. Kendell and Tamara Kendell, known or identified to me, to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Lucia Carrillo
NOTARY PUBLIC - STATE OF IDAHO
Commission Expires: 07/27/18

Exhibit "A"

Township 4 South, Range 32 East, Boise Meridian

Section 11: S1/2SE1/4

Section 12: S1/2SW1/4; E1/2NE1/4SW1/4

SPRINGFIELD Warranty Deed Page 3

Instrument # 644940

BINGHAM COUNTY

12-21-2012 04:18:46 No. of Pages: 3

Recorded for: CK25511 KENDELL FARMS

SARA J. STAUB

Fee: 16.00

WARRANTY DEED Ex-Officio Recorder Deputy

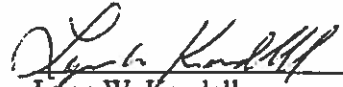
Amis

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See Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's 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 and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 19 day of December, 2012.

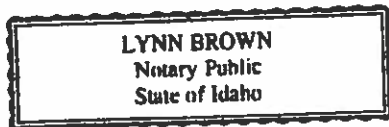

Lynn W. Kendell


Tamara Kendell

STATE OF IDAHO)
County of Power) :SS

On this 19 day of December, 2012, before me, the undersigned Notary Public, in and for said State, personally appeared Lynn W. Kendell and Tamara Kendell, known or identified to me, to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Lynn Brown
NOTARY PUBLIC - STATE OF IDAHO
Commission Expires: 3-26-2016

EXHIBIT A

Parcel 1:

The North $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 11, Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho,

EXCEPTING THEREFROM: The West 25 feet for county road right-of-way.

ALSO EXCEPTING THEREFROM: Part of Section 11, Township 4 South, Range 32 East, Boise Meridian, Bingham County, Idaho, described as:

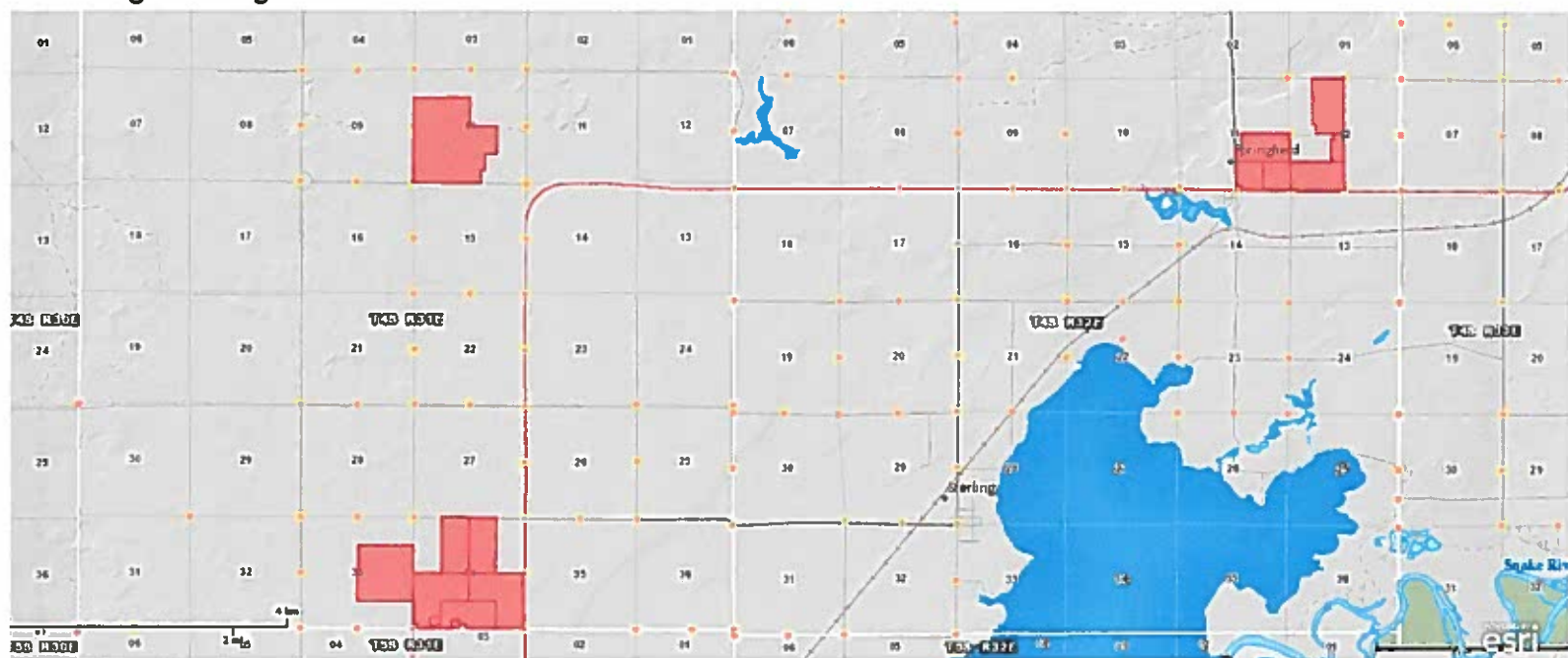
Beginning at a Point that is South $01^{\circ}12'18''$ East 2666.52 feet along the Section line to the East $\frac{1}{4}$ corner of said Section 11, and North $89^{\circ}10'20''$ West 2316.50 feet along the latitudinal center line to the True Point of Beginning, all from the Northeast corner of said Section 11, and running thence South $00^{\circ}45'47''$ West 722.49 feet; thence North $89^{\circ}10'20''$ West 289.15 feet more or less to the East line of a County road as described in a deed number 3176 recorded on April 18, 1912, of Book 1, page 545 in the Bingham County records; thence North $01^{\circ}14'56''$ West 722.96 feet along said road right-of-way; thence South $89^{\circ}10'20''$ East 314.53 feet along said latitudinal center line to the Point of Beginning.

Parcel 2:

REMAINING 2 ACRES, RANGE 32 EAST, TOWNSHIP 4 SOUTH, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, EXCEPTING THEREFROM: The West 25 feet for county road right-of-way.

644940

Water Right Change



Mon Mar 7 2016 11:08:22 AM.



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). 35-7540 & 35-8603

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