

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 28 2014

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
15- 7129 OK	Yes ☐		Yes ☐		Yes ☐
15 0067 OK	Yes ☒		Yes ☐		Yes ☐
15 0063 OK	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: D Parry & Lurue Jones

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): David P Jones

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/orMailing address 5705 S old Hwy 191City MaladState IdZIP 83252Telephone 208-339-4444Email djones1@hotmail.com

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: April 10 2014

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 15-63

8. Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date 7/21/14

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date _____

For IDWR Office Use Only:

Received by [Signature]Date 7/28/14Receipt No. E040096Receipt Amt. 75⁰⁰Approved by [Signature]Processed by [Signature]Date 8/26/2014

Microfilm No. **151039**
21 Day APRIL 20 14
At 11:35 O'clock A
Matthew L. Cella
Oneida Co. Recorder
Fee \$ 13.00 Deputy
Recorded at Request of
DAVID Jones

WARRANTY DEED

D. Parry Jones and LuRae Jones, husband and wife,

Grantor(s) of Malad City, County of Oneida, State of ID hereby **CONVEY AND WARRANT** to

David P. Jones, a Single Man

Grantee(s) of Malad City, County of Oneida, State of ID for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Oneida County, State of ID:

See Attached Exhibit "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

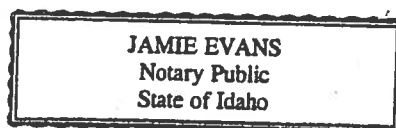
Witness, the hand(s) of said Grantor(s) of said Grantor(s), this April 10th, 2014.

D. Parry Jones
D. Parry Jones

LuRae Jones
LuRae Jones

State of ID)
County of Oneida Bannock

On April 10, 2014, personally appeared before me D. Parry Jones and LuRae Jones, the signer(s) of the within instrument, who duly acknowledged to me that they executed the same.



MY COMMISSION EXPIRES
December 22, 2018
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Jamie Evans
Notary Public
Resides: Bannock County
Expires: 12-22-18

T-1712: Beginning 60 rods North of the Southwest Corner of Section 15, Township 15 South, Range 36 East, Boise Meridian; thence running East 80 rods; thence North 20 rods; thence East 83 rods; thence South 14 rods; thence East 14 rods; thence South 26 rods; thence East 57 rods to the right-of-way of Malad Branch of the Oregon Short Line Railroad; thence North 3°15' East 63 rods; thence North 86°45' West 3 rods and 1 foot; thence North 3°15' East 7 rods and 8 feet; thence West 154 rods; thence North 50 rods; thence West 80 rods; thence South 100 rods to the point of beginning.

T-1706: Beginning 160 rods South and 100 rods West of the Northeast Corner of Section 22, Township 15 South, Range 36 East, Boise Meridian; thence running West 62 rods; thence South 80 rods; thence East 58 rods to the right-of-way of Malad Branch of the Oregon Short Line Railroad; thence North 3°15' East along said right-of-way 80 ¼ rods to the point of beginning.

T-1707: Beginning 80 rods North of the Southeast Corner of Section 22, Township 15 South, Range 36 East, Boise Meridian; thence running North 80 rods; thence West 92 rods to the right-of-way of Malad Branch of the Oregon Short line Railroad; thence South 3°15' West along said right-of-way 80 ¼ rods; thence East 96 rods to the point of beginning.

T-1680: Beginning 80 rods North of the Southwest Corner of Section 23, Township 15 South, Range 36 East, Boise Meridian; thence running East 27 rods; thence North 35 rods; thence West 27 rods; thence South 35 rods to the point of beginning.

Township 15 South, Range 36 East, Boise Meridian:

Section 22: NE ¼ SW ¼

Section 23: N ½ ; E ½ SE ¼

Section 24: E ½ SW ¼ : W ½ SE ¼ ; Lots 2, 3 and 4

Section 25: Lot 1; NE ¼ NW ¼ ; NW ¼ NE ¼

Section 26: NE ¼ NE ¼

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:

Commencing at a point 265.6 feet, more or less, North of the Southwest Corner of the SW ¼ NW ¼ of Section 23, Township 15 South, Range 36 East, Boise Meridian; thence running East 230 feet; thence North 31 feet; thence East 45 feet; thence North 61 feet; thence West 275 feet, more or less, to the center of the County Road; thence South following said County Road 92 feet to the point of beginning.

TOGETHER WITH 45 hours every eight (8) days of the waters of Cherry Creek

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/17/2014

Water Right 15-63

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L L JONES CHERRY CREEK MALAD CITY, ID 83252

Priority Date: 12/5/1932

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHERRY CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/01	11/01		
STOCKWATER	1/01	12/31		
<u>Total Diversion</u>				

Source and Point(s) of Diversion
CHERRY CREEK

Place Of Use
IRRIGATION
STOCKWATER

Conditions of Approval:

1. P/D & P/U INCOMPLETE. SEE DECREE.
ALL OF CHERRY CK. ALLOTTED TO L. L. JONES FOR 27 HRS. OUT OF 192 HRS.
ON ROTATION BASIS WITH OTHER USERS.
SEE DECREE FOR SCHEDULE & STOCKWATER USE.

Comments:

Dates and Other Information

Decreed Date: 9/17/1963
Civil Case Number: 5-401
Judicial District: Thirteenth District
Decree Defendant: Dan & Mattie Tovey
Decree Plaintiff: Albert H Millward, et al
Mitigation Plan: False

Combined Use Limits

N/A

Verification Log

SubCase:

N/A

117148

DEED

FOR VALUE RECEIVED, L. L. JONES, INC.,

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto D. PARRY JONES and LURAE JONES, husband and wife, of 71 Mayland Road, Malad City, ID, 83252 grantee, the following described real estate, to-wit:

SEE SCHEDULE "A" ATTACHED HERETO

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee & their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary this 18th day of June, 1991.

L. L. JONES, INC.

By *D. Parry Jones*

D. PARRY JONES

PRESIDENT.

ATTEST:

Lurae Jones
LURAE JONES

SECRETARY.

STATE OF IDAHO, COUNTY OF ONEIDA
On this 3rd day of June, 19 91,
before me, a notary public in and for said State, personally
appeared D. PARRY JONES and
LURAE JONES, known to me to
be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the 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.

William
Notary Public
Residing at Malad, Idaho
Comm. Expires 5-8-1991

STATE OF IDAHO, COUNTY OF Oneida

I hereby certify that this instrument was filed for record at the request of E. A. Smith

at 20 minutes past 1 o'clock P.M.
this 3rd day of July,
19 91, in my office, and duly recorded in Book
of Deeds at page 117148

James D. Thompson
County Recorder

By _____ Deputy
Fees \$ 2.00
Mail to: _____

INSTRUMENT NO. 117148

117148

SCHEDULE "A"

T-1712: Beginning 60 rods North of the Southwest Corner of Section 15, Township 15 South, Range 36 East, Boise Meridian; thence running East 80 rods; thence North 20 rods; thence East 83 rods; thence South 14 rods; thence East 14 rods; thence South 26 rods; thence East 57 rods to the right-of-way of Maled Branch of the Oregon Short Line Railroad; thence North 3°15' East 63 rods; thence North 84°45' West 3 rods and 1 foot; thence North 3°15' East 7 rods and 8 feet; thence West 154 rods; thence North 50 rods; thence West 80 rods; thence South 190 rods to the point of beginning.

T-1706: Beginning 160 rods South and 100 rods West of the Northeast Corner of Section 22, Township 15 South, Range 36 East, Boise Meridian; thence running West 62 rods; thence South 80 rods; thence East 58 rods to the right-of-way of Maled Branch of the Oregon Short Line Railroad; thence North 3°15' East along said right-of-way 80 1/4 rods to the point of beginning.

T-1707: Beginning 80 rods North of the Southeast Corner of Section 22, Township 15 South, Range 36 East, Boise Meridian; thence running North 80 rods; thence West 92 rods to the right-of-way of Maled Branch of the Oregon Short Line Railroad; thence South 3°15' West along said right-of-way 80 1/4 rods; thence East 96 rods to the point of beginning.

T-1680: Beginning 80 rods North of the Southwest Corner of Section 23, Township 15 South, Range 36 East, Boise Meridian; thence running East 27 rods; thence North 35 rods; thence West 27 rods; thence South 35 rods to the point of beginning.

Township 15 South, Range 36 East, Boise Meridian:

Section 22: NE½SW¼
Section 23: N½; E½SE¼
Section 24: E½SW¼; W½SE¼; Lots 2, 3 and 4
Section 25: Lot 1; NE½NW¼; NW½NE¼
Section 26: NE½NE¼

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:

Commencing at a point 265.6 feet, more or less, North of the Southwest Corner of the SW¼NW¼ of Section 23, Township 15 South, Range 36 East, Boise Meridian; thence running East 230 feet; thence North 31 feet; thence East 45 feet; thence North 61 feet; thence West 275 feet, more or less, to the center of the County Road; thence South following said County Road 92 feet to the point of beginning.

TOGETHER WITH 45 hours every eight (8) days of the waters of Cherry Creek

WARRANTY DEED

THIS INDENTURE, made this 30th day of December, 1976, between LAVERN L. JONES and MARGARET E. JONES, husband and wife, of Malad City, County of Oneida, State of Idaho, the parties of the first part, and L. L. JONES, INC., an Idaho corporation, with its principal office at Route #1, Malad City, Idaho, the party of the second part.

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of TEN (\$10.00) DOLLARS and other good and valuable consideration, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have GRANTED, BARGAINED and SOLD, and by these presents do grant, bargain sell, convey and confirm unto the said party of the second part, and to its assigns forever, all of the following described real estate, situated in the County of Oneida, State of Idaho, to-wit:

Beginning 60 rods North of the Southwest corner of Section 15, Township 15 South, Range 36 East, Boise Meridian, thence running East 60 rods, thence North 20 rods, thence East 83 rods, thence South 14 rods, thence East 14 rods, thence South 26 rods, thence East 57 rods to the right of way of Malad Branch of the Oregon Short Line Railroad, thence North 3°15' East 63 rods, thence North 86°45' West 3 rods and 1 foot, thence North 3°15' East 7 rods and 8 feet, thence West 154 rods, thence North 50 rods, thence West 80 rods, thence South 100 rods to the point of beginning.

Beginning 160 rods South and 100 rods West of the Northeast corner of Section 22, Township 15 South, Range 36 East, Boise Meridian, thence running West 62 rods, thence South 80 rods, thence East 58 rods

to the right of way of Malad Branch of the Oregon Short Line Railroad, thence North 3°15' East along said right of way 80½ rods to the point of beginning.

Beginning 80 rods North of the Southeast corner of Section 22, Township 15 South, Range 36 East, Boise Meridian, thence running North 80 rods, thence West 92 rods to the right of way of Malad Branch of the Oregon Short Line Railroad, thence South 3°15' West along said right of way 80½ rods, thence East 96 rods to the point of beginning, EXCEPT 6.77 acres deeded for highway.

Beginning 80 rods North of the Southwest corner of Section 33, Township 15 South, Range 36 East, Boise Meridian, thence running East 27 rods, thence North 35 rods, thence West 27 rods, thence South 35 rods to the point of beginning.

Township 15 South, Range 36 East, Boise Meridian:

Section 23: N½
Section 24: E½SW¼, N½SE¼, Lots 2, 3 and 4
Section 25: Lot 1, NE¼NW¼, NW¼NE¼
Section 26: NE¼NE¼

TOGETHER WITH 45 hours every eight (8) days of the waters of Cherry Creek

TOGETHER WITH all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estates, rights, title and interest in and to the said property, as well in law as in equity of the said party of the first part.

TO HAVE AND TO HOLD all and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part and to its assigns forever, and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said

party of the second part and its assigns, against the said parties of the first part and their heirs, against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands the day and year first above written.

L. L. Jones
LAVEN L. JONES

Margaret E. Jones
MARGARET E. JONES

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 30th day of December, 1976, personally appeared before me, a notary public in and for the State of Idaho, LAVEN L. JONES and MARGARET E. JONES, known to me to be the persons 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 seal the day and year first above written.

E. L. Jones
Notary Public for Idaho
Residing at Naled City, Idaho

State of Idaho, County of Cassia ss.
I hereby certify that the instrument was filed for record in
County of Cassia, State of Idaho, on December 30, 1976.
and day recorded on file in book 45765
Page 344
Mable Jensen

7/17/2014

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STILLMAN HARRIS CHERRY CREEK MALAD CITY, ID 83252

Status: Active

Tributary SINKS

Volume

1/01 12/31

Total Diversion

CHERRY CREEK

IRRIGATION
STOCKWATER

1. P/D & P/U INCOMPLETE. SEE DECREE.
ALL OF CHERRY CK. ALLOTTED TO STILLMAN HARRIS FOR 18 HRS. OUT OF
192 HRS. ON ROTATION BASIS WITH OTHER USERS.
SEE DECREE FOR SCHEDULE & STOCKWATER USE.

Decreed Date: 9/17/1963
Civil Case Number: 5-401
Judicial District: Thirteenth District
Decree Defendant: Dan & Mattie Tovey
Decree Plaintiff: Albert H Millward, et al
Mitigation Plan: False

N/A

N/A

IN THE PROBATE COURT
OF THE COUNTY OF ONEIDA, STATE OF IDAHO

In the Matter of the Estate) ORDER CONFIRMING SALE
of STILLMAN J. HARRIS, deceased) OF REAL ESTATE

Helen Thomas, the Executrix of the Last Will and Testament of Stillman J. Harris, deceased, having made to this Court and filed in the office of the Clerk thereof, a return of her proceedings whereby she sold certain real estate of said deceased on December 29, 1970, and said matter this day coming on regularly to be heard, and it having been proved to the Court that pursuant to law the Executrix caused due notice of the time and place of holding said sale to be posted up at or near the Main Door of The Oneida County Courthouse, in Malad, in Oneida County, State of Idaho, in which the land sold is situated, and to be published in the Idaho Enterprise, a newspaper printed and published in said County for two weeks successively next before such sale, in which notice the lands and tenements to be sold were described with common certainty, as follows, to-wit:

The North half of Section 23, Township 15 South, Range 36 East, Boise Meridian, together with 18 hours every eight days of the waters of Cherry Creek

Subject to the right of Vonda Harris to occupy the residence and garage thereon with full rights of ingress and egress thereto, for her lifetime

That at such sale L. L. JONES became the purchaser of said real property, subject to the right of Donald S. Vaughan to occupy said premises under his written lease expiring October 1, 1971, for the sum of \$30,606.00, he being the highest, best bidder for said property, and said sum being the highest and best sum bid and made for the same.

NOW, then, the Court having examined into the advantage, benefit and best interest of the estate and of those interested therein in having the said sale made, and it appearing to the Court that it is to the advantage, benefit and best interest of the said estate, and of those interested therein that said real estate be sold; that said sale was legally made and fairly conducted, and that the sum bid is not disproportionate to the value of the property sold, and that a greater sum exceeding said bid at least ten percent exclusive of the expenses of a new sale cannot be obtained.

And all and singular the law and the evidence being by the Court here seen, heard, understood and fully considered:

WHEREFORE it is by the Court ORDERED, ADJUDGED AND DECREED: That the said sale of the following described real property, to-wit:

The North half of Section 23, Township 15 South, Range 36 East, Boise Meridian, together with 18 hours every eight days of the waters of Cherry Creek

Subject to the right of Vanda Harris to occupy the residence and garage thereon with full rights of ingress and egress thereto, for her lifetime, and subject to the right of Donald S. Vaughan to occupy said premises under his written lease expiring October 1, 1971

he, and the same is hereby confirmed and approved, and that the proper legal conveyance of said real estate is hereby directed to be executed to the said purchaser L. L. JONES by the said Executrix upon receipt in full of the purchase price aforesaid.

Dated this 11th day of January, 1971.

Alfred L. Jones
PROBATE JUDGE

State of Idaho, County of Blaine ss.

I, the undersigned, Clerk of the County of Blaine, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same was filed for record in my office on this 11th day of January, 1971.

Witness my hand and the seal of said County at Blaine, Idaho, this 11th day of January, 1971.

and duly recorded in Book 15, Page 157.

Filed for record on this 11th day of January, 1971.

By *Alfred L. Jones*
Clerk

Attest: *W. L. Jones*
Deputy

IN THE PROBATE COURT OF THE COUNTY OF BLAINE, IDAHO

State of Idaho ss.
County of Blaine ss.

I, Clerk of the County of Blaine, do hereby certify that the foregoing is a true and correct copy of the original of the same as the same was filed for record in my office on this 11th day of January, 1971.

Witness my hand and the seal of said County at Blaine, Idaho, this 11th day of January, 1971.

and duly recorded in Book 15, Page 157.

Filed for record on this 11th day of January, 1971.

By *Alfred L. Jones*
Clerk

Attest: *W. L. Jones*
Deputy

3635
A road
approach
23
FOR

91248
95765
89038
117148
151039

385
SHELDON
VAUGHAN

T-1699

T-1700

3155
SHELDON
VAUGHAN

T-179

T-3287

T-3495

124751

ERLIN MOON
FAMILY TRUST

T-1316

VERLIN MOON
FAMILY TRUST

1416833
116943

T-5168

121822

roy D
Hess

T-944

FREDERICK
JACOBSON

T-3380

T-3224

VAUGHAN
FAMILY TRUST

146535

T-1720

T-5192
Lund Family Trust
150935

T-5116
Lund Family
Trust 150909

28-73
32-08
87487
87868
146823

116942

CARIBOU

T-3210

T-3209

90727

91464

91604

91721

STATE
OF
IDAHO

90915

David P Jones

STATE
OF
IDAHO

87112
27-325

REST
AREA

91248
25-358
143751 URBAN
151039

91248
95765
89038
117148
143751 URBAN
151039

3
40.29

4
40.16

25-358

David P Jones

91248
95765
25-358
117148
151039

24

David P Jones

91248
25-358
95765
117148
151039

Randy Moulton

92920
J-380

137821
137847
149328
149417

25

GAYLOR CLEE JONES ET AL JUDGES

USFS

USFS