

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 02 2012

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?
13-2226	Yes ☒		Yes ☐		Yes ☐
13-7795	Yes ☐		Yes ☐		Yes ☐
13-7799	Yes ☐		Yes ☐		Yes ☐
13-7803	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Eldon Bingham
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Lynn Howard Family Revocable Trust
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
386 N 2200 W
Mailing address
Preston ID 83263
City State ZIP
435-770-3364 lvhoward@plmw.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: 5/4/2004

6. 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.

7. Signature: Lynn V. Howard Trustee 1/31/12
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by JRB Date 2/2/2012 Receipt No. E037292 Receipt Amt. \$100.-
Approved by JRB Processed by JRB Date 8/23/2012

18 Lot No. 17

19 20

208716 237380

Donna Curtis

T. 9 # 1834

Sym-

T. 5

T. 2

Dav Frew

52.4

199019

40 A.C.
#1835.01

R.C.P. Properties
203362-3 #1837.
120 A.C.

LYNN HOWARD
FAMILY TRUST
226001
#1833.00
8.66 AC
TN 11

PT T 3

20

Craig Campbell
208436 # 1833.02
72.3 Ac.

Point of
Diversion

#1838.01
T. 10
118

TN 12 #1838.02

George Hoesley
Rev. Liv. Trst

#1838.00 20 Ac
Cox Family Trust
141602
182598

#1838.03
Gaylin Fuller

235473 19 Ac

#1840

Richard

T. 8
152513

T. 6

52 Ac

#1835
Coal A. B. Co. with
Life Estate
187939

#1839.00
Florence Burton
187851

235593
238294

Dav Frew
T. 7 #1835.01
141567
195019

19 20

30 29

#1914
Dav Frew

"Judgment" 254
42070
165724

226001

NTF-1791
LYNN HOWARD
386 NORTH 2200 WEST
PRESTON, ID 83263

Recorded at the request of
NORTHERN TITLE

AM MAY 04 2004 4:10 p.m.

WARRANTY DEED By V. ELLIOTT LARSEN, RECORDER
Deputy
FRANKLIN COUNTY, IDAHO

DARWIN W. SMITH and BERNA M. SMITH, Grantor(s) of HEYBURN, County of Minidoka
State of ID, hereby **CONVEY AND WARRANT** to LYNN HOWARD, TRUSTEE OF THE
LYNN HOWARD FAMILY REVOCABLE TRUST DATED AUGUST 9, 1999 Grantee(s) of
PRESTON, County of FRANKLIN, State of ID for the sum of TEN DOLLARS AND OTHER
GOOD AND VALUABLE CONSIDERATION, the following described tract of land in
FRANKLIN County, State of Idaho:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 20, TOWNSHIP 15
SOUTH, RANGE 39 EAST, BOISE MERIDIAN FRANKLIN COUNTY IDAHO AND
RUNNING THENCE SOUTH 89°37'49" EAST, 1318.67 FEET ALONG THE SOUTH LINE
OF THE SOUTHWEST QUARTER OF SECTION 20; THENCE NORTH 00°06'43" EAST,
2790.10 FEET ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION 20 TO THE TRUE POINT OF BEGINNING;
RUNNING NORTH 00°06'43" EAST, 766.78 FEET ALONG THE WEST LINE OF THE
SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20; THENCE
SOUTH 89°43'52" EAST, 491.02 FEET ALONG AN EXISTING FENCE; THENCE
LEAVING SAID FENCE LINE SOUTH 00°00'01" WEST, 771.40 FEET TO A FENCE
CORNER; THENCE NORTH 88°23'29" WEST, 228.59 FEET ALONG AN EXISTING
FENCE; THENCE NORTH 89°53'17" WEST 264.00 FEET TO THE TRUE POINT OF
BEGINNING. (1833.00)

Subject to easements, restrictions and rights of way of record, and taxes for the year 2004 and
thereafter.

Witness, the hand(s) of said Grantor(s), this May 3, 2004.

Darwin W. Smith
DARWIN W. SMITH

Berna M. Smith
BERNA M. SMITH

State of IDAHO)
County of Minidoka)

On May 3rd, 2004, personally appeared before me DARWIN W. SMITH and BERNA M.
SMITH the signer(s) of the within instrument, who duly acknowledged to me that they executed
the same.

Cheyenne B. Suchan
Notary Public

Residing: Minidoka County
Expires:

My Commission
Expires:
November 22, 2005

CHEYENNE B. SUCHAN
NOTARY PUBLIC
STATE OF IDAHO

188018
1-2

Recorded at the request of

Darwin W. Smith

a.m. APR 16 1993 ²⁰⁵ p.m.

TRUSTEE'S DEED

LEON E. JOHNSON, RECORDER.

By Sierra Hill Deputy
FRANKLIN COUNTY, IDAHO

FOR VALUE RECEIVED, and for the purpose of distributing certain real property from the SKOUSEN FAMILY TRUST, K. K. SKOUSEN, Trustee of the Skousen Family Trust the grantor, does hereby grant, bargain, sell, convey and confirm unto DARWIN W. SMITH and BERNA M. SMITH of 386N 2200 West, Preston, Idaho 83523 the grantees, as joint tenants (and not as tenants in common), and to the survivor of said named joint tenants. and their assigns, and to the heirs and assigns of such survivor, the following described premises in Franklin County, Idaho, to-wit:

PARCEL A:

Township 15 South, Range 39 East of the Boise Meridian, Franklin County, Idaho

Section 20: Commencing at a point 1541.00 feet North of the Southwest corner of the SE1/4SW1/4 of said Section 20, thence East along an existing fence line 1925.60 feet to the West bank of Bear River; thence North along said West bank of Bear River 2590.00 feet, more or less, to an existing fence line; thence West along said fence line 1384.00 feet to the East right of way line of a County road; thence South along said right of way line 780.70 feet to an existing fence; thence East 264.00 feet; thence South 165.00 feet; thence East 670.00 feet; thence South 934.00 feet; thence West 934.00 to the East right of way line of a County road; thence South along said County road 166.40 feet to the true point of beginning.

PARCEL B:

Township 15 South, Range 39 East of the Boise Meridian, Franklin County, Idaho

Section 20: Commencing at a point 1707.40 feet North of the Southwest corner of the SE1/4SW1/4 of Section 20; thence East 934.00 feet; thence North 934.00 feet; thence West 934.00 feet to the East right of way line of a County road; thence South along said line 934.00 feet to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM: Beginning at a point 91 feet North by record (182 feet North by survey) of the Southwest corner of the SE1/4NW1/4; thence East 264 feet; thence South 165 feet; then West 264 feet; thence North 165 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, as joint tenants with right of survivorship (and not as tenants in common) and their assigns, and to the heirs and assigns of the survivor of said named joint tenants forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 14 day of April, 1993.

K.K. Skousen
K. K. Skousen, Trustee of the
Skousen Family Trust

138018

2.2

STATE OF ARIZONA)
 IDAHO)
 : ss.
 County of Maricopa)

On this 14th day of April, 1993, before me, a Notary Public in and for said State, personally appeared K. K. SKOUSEN, Trustee of the Skousen Family Trust, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Lm
 OFFICIAL SEAL
 LINDA M. HALL
 Notary Public for the State of Idaho
 MARICOPA COUNTY
 My Commission Expires October 15, 1993
Lm
 Notary Public for the State of Idaho
 Residing at Chandler, Idaho
 commission expires: *Lm*

179296 1-3

Recorded at the request of

Brent T. Robinson

—am. FEB 22 1989 3:25 p.m.

CORRIE L. KELLER, RECORDER

WARRANTY DEED

By Ruth K. Rawlings Deputy
FRANKLIN COUNTY, IDAHO

* * * * *

FOR VALUE RECEIVED, ELDON BEN BINGHAM and BETTY ANN BINGHAM, husband and wife, and Eldon Ben Bingham, Trustee of the JUNE ZOLLINGER BINGHAM TRUST, collectively the Grantors, do hereby grant, bargain, sell and convey unto KENNETH SKOUSEN and PATTY SKOUSEN, husband and wife, the Grantees, whose current address is P.O. Box 59, Maricopa, Arizona 85239, the following described premises, to wit:

Township 15 South, Range 39 East of the Boise Meridian,
Franklin County, Idaho

Section 20: All that portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying West
of Bear River.

ALSO INCLUDING: Beginning at the Southeast corner of the NW $\frac{1}{4}$, thence West 80 rods; thence North 52 rods; thence East 80 rods; thence South 52 rods to the place of beginning.

ALSO INCLUDING: Beginning at the Northwest corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, thence East 160 rods; thence South 68 rods; thence West 160 rods; thence North 68 rods to the place of beginning. EXCEPTING that portion of the North 68 rods of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying East of Bear River.

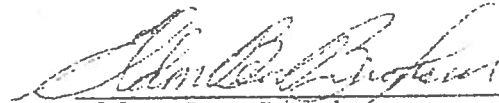
EXCEPTING THEREFROM: Beginning at a point 91 feet North of the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence East 264 feet; thence South 165 feet; thence West 264 feet; thence North 165 feet to the point of beginning.

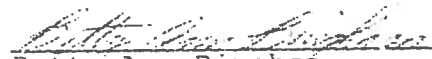
Together with all rights pertaining to the above-described property, excluding the water rights associated with Permit No. 137291 used on Section 19, and all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise

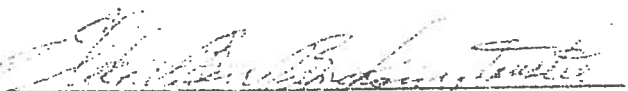
appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD the said premises, together with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the Grantee that they are the owners in fee of said premises, that said premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 20th day of January, 1989.


Eldon Ben Bingham


Betty Ann Bingham


June Zollinger Bingham Trust
Eldon Ben Bingham, Trustee

STATE OF IDAHO)
) ss.
County of Franklin)

On this 20th day of January, 1989, before me, the undersigned Notary Public in and for said State, personally appeared ELDON BEN BINGHAM and BETTY ANN BINGHAM, husband and wife, and Eldon Ben Bingham, Trustee of the JUNE ZOLLINGER BINGHAM TRUST, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

179296

3-3

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



(SEAL)


Notary Public for Idaho
Residing at Oriston Idaho
My Commission Expires 10/22/92

property, as well as all other rights, to 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 his heirs and assigns forever; and the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whatsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF Myron E. Comish (Seal)
STATE OF IDAHO, SS.
COUNTY OF FRANKLIN.

On this 16th day of February in the year 1946, before me J.N. Larsen a Notary Public in and for said State, personally appeared Myron E. Comish, single and unmarried. Known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

(SEAL) J.N. Larsen, Notary Public
Residing at Preston, Idaho
STATE OF IDAHO, SS,
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at request of Clair Comish at 2:35 P.M. , March 8, 1946.

Cl L. Swenson, Ex-Officio Recorder
By Emmett B. Army Deputy
Fees; \$11.20

... COMPARED ...

Inst. No. 75211

WARRANTY DEED

THIS INDENTURE, Made this 8th day of March in the year of our Lord one thousand nine hundred and Forty-six between Lorin M. Mendenhall and wife, Elvira Mendenhall of the County of Franklin, State of Idaho , the parties of the first part, and Eldon B. Bingham of Preston, County of Franklin, State of Idaho the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Twelve Thousand Two Hundred and Fifty and NO/100 Dollars, Legal tender of the United States of America, to 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 his heirs and assigns forever, all the following described real estate, situated in County of Franklin, State of Idaho, to-wit:

Commencing at the southeast corner of the north west quarter of section twenty (20) Township fifteen (15) south , range thirty nine (39) east of the Boise Meridian, in Idaho, thence running west eighty (80) rods; thence North fifty-two (52) rods; thence east eighty (80) rods; thence south fifty two (52) rods, to the place of beginning, containing twenty six (26) acres.

The Southwest quarter of the Northquarter of Section 20, Township 15 South, Range 39 East of the Boise Meridian. Also, Commencing at the Northwest corner of the North-east quarter of the Southwest quarter of Section 29, Township 15 South, Range 39 East of the

Boise Meridian, thence running East 160 rods; thence South 68 rods; thence West 160 rods; thence North 68 rods to the place of beginning.

TOGETHER with all tenements, hereditaments, and appurtenances belonging to the said lands hereby conveyed, and all ditch and water rights of every kind and character, however evidenced, used upon said lands or belonging to the same.

Also 27/84 of 8 cubic foot per second of the waters of Deep Creek as shown No. 506 of Decree, Utah Power Light Company, Plaintiff Vs. Last Chance Canal Company, limited, at all, Defendants, with priority June 1, 1882.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto be longing or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties 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 his heirs and assigns forever, And the said parties of the first part, and their heirs, and said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and 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 and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

H.B. Johnson

Elvira Mendenhall (seal)

Lorin M. Mendenhall (Seal)

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

On this 8th day of March, in the year 1946, before me J.N. Larsen a Notary Public in and for said County, Personally appeared Lorin M. Mendenhall and wife, Elvira Mendenhall known to me to be the persons whose names 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 in this certificate first above written.

(Seal)

J.N. Larsen, Notary Public

My commission Expires May 1, 1949.

STATE OF IDAHO,
SS.
COUNTY OF FRANKLIN.

I hereby certify that this instrument was filed for record at the request of H.R. Bingham 2:45 P.M. March 8th 1946.

Fees: \$1.20

C.L. Swenson, Ex-Officio Recorder

By Jeannette B. Drury Deputy

COMPARED

Inst. No. 75212

WARRANTY DEED

~~THIS INSTRUMENT Made this 8th day of March in the year of our Lord one thousand nine hundred and forty-six between Anna R. Wilde, A Widow of Mink Creek, County of Franklin, State of Idaho the party of the first part, and Neldon R. Wilde and Roma W. Wilde, husband and wife, to hold as joint tenants by the entireties and not as tenants in common, of Mink Creek, County~~