

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s).	Adjudication Claim No(s).	Split(s).	Water Right No(s).	Adjudication Claim No(s).	Split(s).
35-2882	~~35-13913~~ ~~35-13914~~	✓			
	NO SPLIT	OF WATER		RIGHT PER DEED	
				SW	

2. The following **REQUIRED** information must be submitted with this form:
 - A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

OR

- | | | |
|----|--|---|
| 3. | Name and Address of Former Owner/Claimant(s) | Patsy L. Jones or Steven L. Jones
560 S 1600 W
Pingree, ID 83262 |
| 4. | New Owner/Claimant(s)

New Mailing Address
City, State and ZIP Code
New Telephone Number | Merlin Smith, Sr., Merlin Smith, Jr. And Jennifer M. Smith
Name Connector (Check one): [] and, [] or, [✓] and/or
399 N 500 W
Blackfoot, ID 83221
(208)317-3514 |

~~SECRET~~
IN FILE # 35-2882

5. Date you acquired the property February 29, 2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>35-2882</u>		
Irrigation	<u>1.7 cfs</u>	<u>76 acres</u>
Stock		
Domestic		
Other		
Totals	<u>1.7 cfs</u>	<u>76 acres</u>
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

James H. Smith
Michael D. Smith for

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date 3/19/08 Receipt Amt. 100.00
 Received by W Date 3/19/08 Receipt No. COB0349
 Processed by _____ AJ Date _____ WR _____ Date _____

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

Instrument # 691526

BINGHAM COUNTY
2008-02-29 04:35:48 No. of Pages: 4
Recorded for : FIRST AMERICAN TITLE COMPANY
SARA J. STAUB
Ex-Officio Recorder Deputy Fee: 12.00

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 245295-B (Id)

Date: February 28, 2008

For Value Received, **Parcel 1: Steven L. Jones and Patsy L. Jones, husband and wife**
Parcel 2: Brennon S. Jones and Kambrea Jones, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Merlin Smith, Sr., a married man as his sole and separate property and Merlin Smith, Jr. and Jennifer M Smith, husband and wife**, hereinafter called the Grantee, whose current address is **399 North 500 West, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

PARCEL 1:

TOWNSHIP 3 SOUTH, RANGE 33 E.B.M., BINGHAM COUNTY, IDAHO

SECTION 32: S $\frac{1}{2}$ NE $\frac{1}{4}$,

EXCEPT: A PARCEL OF LAND LOCATED IN SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 32, TOWNSHIP 3 SOUTH, RANGE 33 E.B.M., BINGHAM COUNTY, IDAHO DESCRIBED AS FOLLOWS:

BEGINNING AT THE E $\frac{1}{4}$ CORNER OF SECTION 32; THENCE WESTERLY ALONG THE LATITUDINAL CENTER LINE OF SECTION 32 A DISTANCE OF 467 FEET; THENCE NORTHERLY, PARALLEL AND 467 FEET FROM THE EAST LINE OF SECTION 32 A DISTANCE OF 467 FEET; THENCE EASTERLY A DISTANCE OF 467 FEET TO THE EAST LINE OF SECTION 32; THENCE SOUTHERLY ALONG THE EAST LINE OF SECTION 32 A DISTANCE OF 467 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 32, TOWNSHIP 3 SOUTH, RANGE 33 E.B.M., BINGHAM COUNTY, IDAHO DESCRIBED AS FOLLOWS:

BEGINNING AT THE E $\frac{1}{4}$ CORNER OF SECTION 32; THENCE WESTERLY ALONG THE LATITUDINAL CENTER LINE OF SECTION 32 A DISTANCE OF 467 FEET; THENCE NORTHERLY, PARALLEL AND 467 FEET FROM THE EAST LINE OF SECTION 32 A DISTANCE OF 467 FEET; THENCE EASTERLY A DISTANCE OF 467 FEET TO THE EAST LINE OF SECTION 32; THENCE SOUTHERLY ALONG THE EAST LINE OF SECTION 32 A DISTANCE OF 467 FEET TO THE POINT OF BEGINNING

TOGETHER WITH: Water Right #A35-02882A.

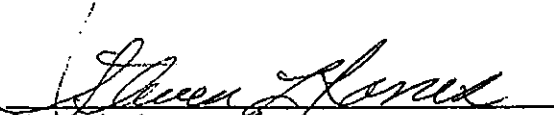
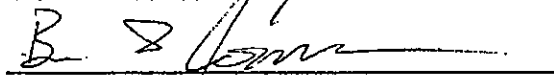
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

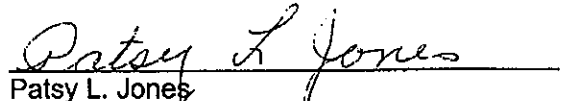
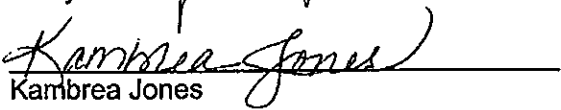
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 02/28/2008

Warranty Deed
- continued

File No.: 245295-B (Id)


Steven L. Jones

Brennon S. Jones


Patsy L. Jones

Kambrea Jones

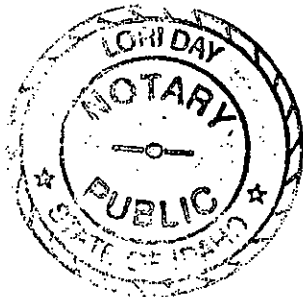

Merlin Smith, Sr.

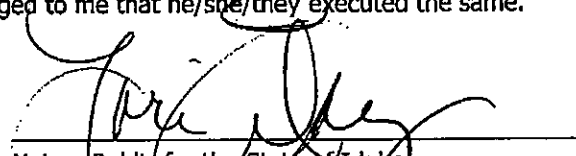
By: 
Merlin Smith Jr

By: 
Jennifer M Smith

STATE OF Idaho)
COUNTY OF Bingham)
ss.

On this **29th day of February, 2008**, before me, a Notary Public in and for said State, personally appeared **Steven L. Jones and Patsy L. Jones**, known or identified to me to be the person(s) whose name(s) (s/are) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 10/21/2009

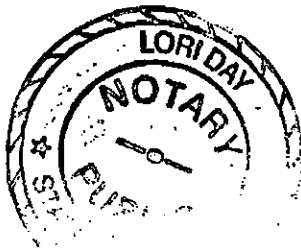
Date: 02/28/2008

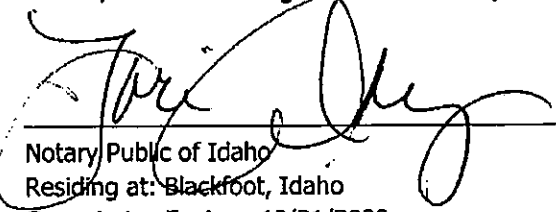
Warranty Deed
- continued

File No.: 245295-B (ld)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

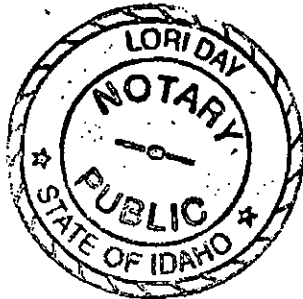
On this **29th day of February, 2008**, before me, a Notary Public in and for said State, personally appeared **Brennon S Jones and Kambrea Jones**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

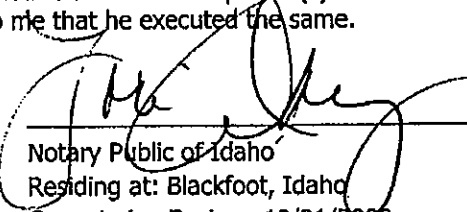



Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/2009

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **29th day of February, 2008**, before me, a Notary Public in and for said State, personally appeared **Merlin Smith, Sr.**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/2009

Date: 02/28/2008

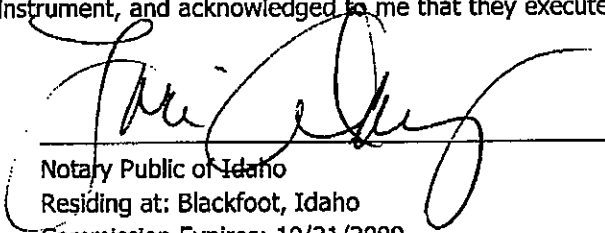
Warranty Deed
- continued

File No.: 245295-B (Id)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **29th day of February, 2008**, before me, a Notary Public in and for said State, personally appeared **Merlin Smith Jr and Jennifer M Smith**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.





Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/2009



Farm 3929
T 24991

Date: May 22, 2006

Bingham County

