

NOV 10 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Form 42-248/42-1409(5) 10/07

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)
43-10207 ^{2a}					
43-10207 ^{2a}					
43-10210 ^{2a}					

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**.

3. Name and Address of Former Owner/Claimant(s) Raymond H. Johnson & Wilma E. Johnson
P. O. Box 1267
Burley, ID 83318

4. New Owner/Claimant(s) Donald F. Johnson & Terri A. Johnson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P. O. Box 761

City, State and ZIP Code Burley, ID 83318

New Telephone Number (208) 678-4194 Email: SCANNED

5. Date you acquired the property

November 5, 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 _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
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)

Donald F. Johnson (title if applicable)
Terri A. Johnson (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 CW
 Received by ew
 Processed by _____ AJ

Date 11/10/08
 Date 11/10/08
 Date _____

Receipt Amt. 75⁰⁰
 Receipt No. 5030514
 WR _____ Date _____

WARRANTY DEED

#45631

For Value Received

Elizabeth I. Johnson and N. Diane Fejes, as Co-Personal Representatives of the Estate of Raymond H. Johnson, deceased, an undivided one-half interest, and Elizabeth Irene Johnson, also known as Elizabeth I. Johnson and Norma Diane Fejes, also known as N. Diane Fejes, as Co-Trustees of the Wilma E. Johnson Residual Trust, an undivided one-half interest

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Donald F. Johnson and Terri A. Johnson, husband and wife
Address: P. O. Box 761
Burley, Idaho 83318

Hereinafter called the Grantee, the following described premises situated in **Cassia County, Idaho**, to-wit:

TOWNSHIP 12 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 2:	W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 3:	SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$
Section 4:	All
Section 9:	SW $\frac{1}{4}$
Section 10:	All
Section 11:	W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 13:	W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$
Section 14:	All
Section 15:	All

TOWNSHIP 12 SOUTH, RANGE 28 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 3: Lots 2, 3, 4 and W $\frac{1}{2}$ SW $\frac{1}{4}$

SAVE AND EXCEPT, the following described property:

Part of Lot 4, more particularly described as follows:

Beginning at the Northwest corner of said Section 3, said corner marked by a U.S. General Land Office pipe with cap; Thence South 89°27'00" East along section line for 42.58 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence South 89°27'00" East along section for 226.35 feet to a ½ inch rebar;
Thence South 2°34'06" West for 238.97 feet to a ½ inch rebar;
Thence North 88°01'42" West for 212.97 feet to a ½ inch rebar in the center of a gravel road;
Thence North 0°40'58" West along the center of said road for 233.59 feet to the Point of Beginning.

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW
11:24:54 am 11-07-2008
2008-006164
NO. PAGES: 3 FEE: \$9.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: VIKI

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Adjudication Nos. 43-4057, 43-10207 and 43-10210.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years.

Agreement for Easement and Right of Way, between R.C. Wake, as Grantor, and the United States of America, as Grantee, dated May 8, 1942 and recorded November 10, 1942 as Instrument No. 143282 in Book 7 of Bills of Sale and Agreements on Page 27, records of Cassia County, Idaho.

Agreement for Purchase of Power, between Raft River Rural Electric Cooperative, Inc., Seller, and R.C. Wake & wife, Margie Wake, Consumer, dated May 25, 1955 and recorded August 5, 1955 as Instrument No. 187100 in Book 9 of Bills of Sale and Agreements on Pages 155, 156 and 157, records of Cassia County, Idaho.

Grant and Easement from R.C. Wake and Margie E. Wake, husband and wife, as Grantors, to Mylo L. Peterson and Marjorie W. Peterson, husband and wife, as Grantees, dated April 30, 1964 and recorded December 16, 1965 as Instrument No. 27308 on Film No. 38, records of Cassia County, Idaho.

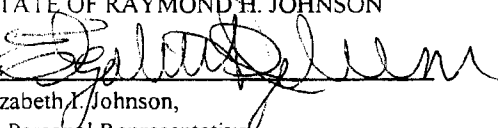
ASSIGNED to Floyd Bonge and Laura Ruth Bonge, husband and wife, and Wilbur F. Schaner and Bernice R. Schaner, husband and wife, dated March 10, 1965 and recorded December 16, 1965 as Instrument No. 27309 on Film No. 31, records of Cassia County, Idaho.

Exception and reservation contained in Warranty Deed from Robert C. Wake and Marjorie E. Wake, husband and wife, to Jesse Hess and Maud O. Hess, husband and wife, dated April 30, 1964 and recorded April 9, 1976 as Instrument No. 89760 on Film No. 101, records of Cassia County, Idaho.

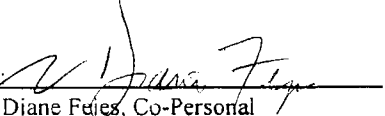
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 5, 2008

ESTATE OF RAYMOND H. JOHNSON

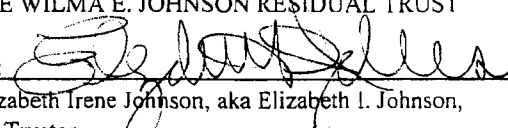
By: 

Elizabeth I. Johnson,
Co-Personal Representative

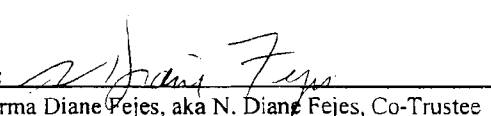
By: 

N. Diane Fejes, Co-Personal
Representative

THE WILMA E. JOHNSON RESIDUAL TRUST

By: 

Elizabeth Irene Johnson, aka Elizabeth I. Johnson,
Co-Trustee

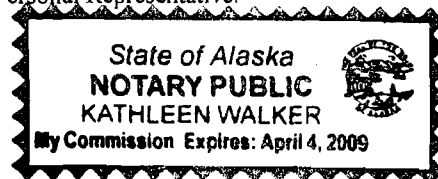
By: 

Norma Diane Fejes, aka N. Diane Fejes, Co-Trustee

STATE OF Alaska)
COUNTY OF Anchorage) ss.

On this 5th day of ~~October~~ ^{November}, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Elizabeth Irene Johnson, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Raymond H. Johnson, and acknowledged to me that she executed the same as such Co-Personal Representative.

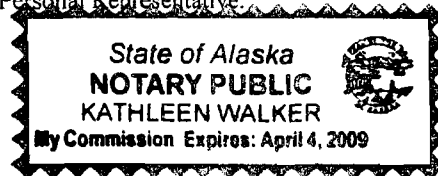
Kathleen Walker
Notary Public
Residing at: Anchorage, Alaska
My Commission expires: April 4, 2009



STATE OF Alaska)
COUNTY OF Anchorage) ss.

On this 5th day of ~~October~~ ^{November}, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Norma Diane Fejes, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Raymond H. Johnson, and acknowledged to me that she executed the same as such Co-Personal Representative.

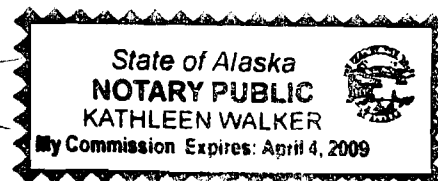
Kathleen Walker
Notary Public
Residing at: Anchorage, Alaska
My Commission expires: April 4, 2009



STATE OF Alaska)
COUNTY OF Anchorage) ss.

On this 5th day of ~~October~~ ^{November}, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Elizabeth Irene Johnson, known or identified to me to be the person whose name is subscribed to the within instrument as Co-Trustee of the Wilma E. Johnson Residual Trust, and acknowledged to me that she executed the same as such Co-Trustee.

Kathleen Walker
Notary Public
Residing at: Anchorage, Alaska
My Commission expires: April 4, 2009



STATE OF Alaska)
COUNTY OF Anchorage) ss.

On this 5th day of ~~October~~ ^{November}, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Norma Diane Fejes, known or identified to me to be the person whose name is subscribed to the within instrument as Co-Trustee of the Wilma E. Johnson Residual Trust, and acknowledged to me that she executed the same as such Co-Trustee.

Kathleen Walker
Notary Public
Residing at: Anchorage, Alaska
My Commission expires: April 4, 2009

