

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

RECEIVED**APR 03 2008****DEPARTMENT OF
WATER RESOURCES**

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)
PD 36-7700					
PD 36-14259					

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) J. Bryant Nelson and Sonya Nelson

395 S. Eden Raod, Jerome, ID 83338

4. New Owner/Claimant(s) BERWYN MUSSMANN AND MILDRED MUSSMANN

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number _____

() _____ Email: _____

SUPPORT DATA**IN FILE #** 36-7700

5. Date you acquired the property _____
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) Berwyn Musmann (title if applicable)
Mildred Musmann (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 _____
 Received by M Date 4/3/09
 Processed by _____ AJ Date _____

Receipt Amt. \$500.00
 Receipt No. 0090514
 WR _____ Date _____

#J-37476

WARRANTY DEED

Instrument # 2081544

JEROME COUNTY, JEROME, IDAHO
3-25-2008 02:32:29 No. of Pages: 2
Recorded for : LAND TITLE & ESCROW
MICHELLE EMERSON Fee: 6.00
Ex-Officio Recorder Deputy

For Value Received

BRYANT NELSON and SONYA NELSON, husband and wife

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

BERWYN MUSSMANN and MILDRED MUSSMANN, husband and wife

Address: 857 S. Eden Road, Eden, ID 83325

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

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 2: Farm Unit G;

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 3: Tract "E" as shown by Dependent Resurvey Plat accepted January 20, 1947 and filed July 17, 1950 under Instrument Number 109910, Jerome County records.

Section 10: NE $\frac{1}{4}$;

PARCEL NO. 3:

TOWNSHIP 9 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 3: S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$;

Section 10: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$;

SUBJECT TO:

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

Taxes for 2008 and subsequent years, a lien, but not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Contract between the United States of America and American Falls Reservoir District No. 2 dated September 21, 1927, recorded December 3, 1928 in Book 69 Page 440 to 532, Jerome County records, provides for storage rights in American Falls Reservoir; irrigation works to be constructed; acreage restrictions to 160 irrigable acres; terms of payment; rights of way for canals, appraisal of land before and after placing of improvements; (Amended by Contract dated October 14, 1954, recorded December 8, 1954 in Book 154 Page 361-403.)

Power Line Easement given by William R. Niedrich, Jr., a bachelor, to Idaho Power Company, a corporation, dated January 14, 1948, recorded April 15, 1948 in Book 134 Page 464 as Instrument Number 102748, Jerome County records, affecting Tract G of Section 2, Township 9 South, Range 19, East Boise Meridian. (Parcel No. 1)

Power Line Easement granted Idaho Power Company, recorded May 4, 1965 in Book 168 Page 483 as Instrument Number 163622, Jerome County records, affecting the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10. (Parcel No. 3)

Rights of way for transmission line purposes as the Idaho Power Company may have, as shown by Patent filed January 18, 1966 in Book 182 Page 27 as Instrument Number 166602, Jerome County records. (Parcel No. 3)

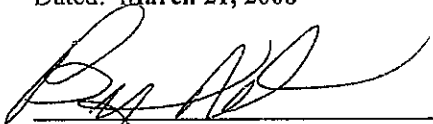
Power Line Easement given by Robert Henry and Colleen Henry, husband and wife, to Idaho Power Company, a corporation, dated September 4, 1968, recorded December 3, 1968 in Book 184 Page 217 as Instrument Number 178883, Jerome County records, affecting a portion of Section 3, Township 9 South, Range 19, East Boise Meridian. (Parcel No. 2)

Easement Agreement by and between Eugene Kenner and Herman Huettig, dated March 4, 1991, and recorded May 5, 1991 as Instrument Number 910727, Jerome County records. (Parcels No. 2 and 3)

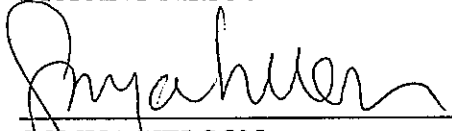
TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water Right No. 36-7700 and Water Right No. 36-14259 and 156.6 shares of capital stock in American Falls No. 2.

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: March 21, 2008



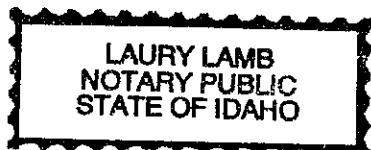
BRYANT NELSON

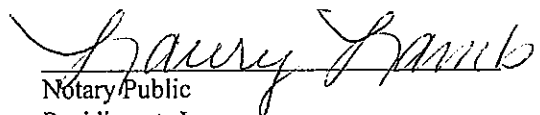


SONYA NELSON

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 21 day of March, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared **BRYANT NELSON and SONYA NELSON**, 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.





Notary Public
Residing at: Jerome
My Commission expires: 4/2/2010