

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

RECEIVED
 JUN 23 2006
 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 division of the existing water right or adjudication claim record will be required.

	Water Right No(s).	Adjudication Claim No(s).	Split		Water Right No(s).	Adjudication Claim No(s).	Split
no fee —	22-2156	AJ ✓ Dre	—				
no fee —	22-7054A		—				
\$25 —	22-7509 Lic.		—				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25
- 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 usually attached to your deed or on file with the county).

OR

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 **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) John H. Smith and/or Josephine H. Smith
P.O. Box 805, Rexburg, Idaho 83440
4. New Owner/Claimant(s) John H. Smith & Sons, Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 375
- City, State and ZIP Code Rexburg, Idaho 83440
- New Telephone Number (208) 356-4008
5. Date you acquired the property December 23, 1983

RECEIVED

APR 20 2006

Department of Water Resources
 Eastern Region

RECEIVED

JUN 19 2006

Department of Water Resources
 Eastern Region

5-11777-N
ALLIANCE

**CORRECTION WARRANTY DEED
CORRECTING WARRANTY DEED INSTRUMENT NO. 201886**

For Value Received JOHN H. SMITH and JUNE SMITH, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

JOHN H. SMITH AND SONS INC., an Idaho Corporation

whose current address is

PO BOX 375
Rexburg, Idaho 83440

the grantee(s), the following described premises, in Madison County Idaho, to wit:

SEE ATTACHED "EXHIBIT A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Subject to all existing patent reservations, easements, right of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations.

and that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated:

John H. Smith
John H. Smith

June Smith
June Smith

STATE OF Idaho, COUNTY OF Madison
On this 1 day of April, 1997
before me, a Notary Public in and for said State, personally
appeared

John H. Smith
June Smith

known to me to be the person(s) whose name(s)
subscribed to the within instruments and acknowledged to
me that they executed the same.

NOTARY PUBLIC
Residing at Rexburg City
Comm. Expires 11/1/97

State of Idaho } SS 266427
County of Madison }
I hereby certify that the within instrument was
filed MAY 14 1997
by SETH B. REESE, Notary Public
ALLIANCE TITLE & ESCROW

NE1/4 AND T.
MERIDIAN, N

ALSO

NORTHEAST
MERIDIAN, N

EXCEPTING
COMMENCING
THE NE1/4 A.
OF 400 FEET.
FEET TO THE

ALSO EXCEPTING
A PARTIAL C
THE NW COR
WOODMANS
DITCH IN A
WITH THE C
THEN SOUTH

"EXHIBIT A"

266427

NE1/4 AND THE SE1/4 OF SECTION 21, TOWNSHIP 6 NORTH, RANGE 40 EAST, BOISE
MERIDIAN, MADISON COUNTY, IDAHO

ALSO

NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 6 NORTH, RANGE 40 EAST, BOISE
MERIDIAN, MADISON COUNTY, IDAHO.

EXCEPTING THEREFROM, A PARTIAL OF PROPERTY DESCRIBED AS FOLLOWS;
COMMENCING AT A POINT WHERE THE COUNTY ROAD INTERSECTS THE LINE BETWEEN
THE NE1/4 AND THE NW1/4 OF SECTION 21 AND PROCEEDING THENCE EAST A DISTANCE
OF 400 FEET, THENCE SOUTH 250 FEET; THENCE WEST 400 FEET; THENCE NORTH 250
FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A PARTIAL OF LAND COMMENCING AT A POINT 660 FEET SOUTH AND 265 FEET EAST OF
THE NW CORNER OF THE NE1/4 OF SECTION 21, AND PROCEEDING THENCE EAST TO THE
WOODMANSEE/JOHNSON IRRIGATION DITCH, THENCE FOLLOWING THE IRRIGATION
DITCH IN A NORTHEASTERLY DIRECTION UNTIL SAID IRRIGATION DITCH INTERSECTS
WITH THE COUNTY ROAD, THENCE FOLLOWING THE COUNTY ROAD IN A WEST AND
THEN SOUTHWESTERLY DIRECTION BACK TO THE POINT OF BEGINNING.

This notice is
December 15.

THIS

Moore, Chie

Service, De

21st Street,

WITH

of Robert Cl

property wa

Officer in th

Revenue C

Internal Re

than thirty

Trust as re

WH

Charles R

Revenue C

Building, 5

for the stu

being the

Sue Tullot

WARRANTY DEED

WARRANTY DEED made this 23rd of December 1983 between JOHN H. SMITH, and JUNE SMITH, Husband and Wife, of 350 South East City of Rexburg County of Madison, State of Idaho hereinafter referred to as Grantors and JOHN H. SMITH & SONS, INC. an Idaho Corporation with its principal place of business at Route 4 Box 11 City of Rexburg County of Madison State of Idaho, hereinafter referred to as Grantee,

WITNESSETH

That Grantors, for and in consideration of the sum of TEN AND NO/100 DOLLARS and other valuable consideration, the receipt of which is hereby acknowledged have granted, conveyed, and sold, and do, by these presents grant bargain sell convey, and confirm unto Grantee and its heirs and assigns forever all the following described real property situated in the County of Madison State of Idaho more particularly described as follows:

***NE1/4 SE1/4 Section 21 Township 6 North Range 40 East, Boise Meridian;

ALSO:

NE 1/4 of Section 28, Township 6 North Range 40 East, Boise Meridian.

EXCEPTING THEREFROM, a partial of property described as follows:

Commencing at a point where the County road intersects the line between the NE1/4 and the NW1/4 of Section 21 and proceeding thence East a distance of 400 feet thence South 250 feet; thence West 400 feet; thence North 250 feet to the point of beginning.

ALSO EXCEPTING THEREFROM:

A partial of land commencing at a point 660 feet South and 265 feet East of the NW corner of the NE1/4 of Section 21 and proceeding thence East to the Woodmansee/Johnson irrigation ditch thence following the irrigation ditch in a northeasterly direction until said irrigation ditch intersects with the County road; thence following the County road in a West and then Southwesterly direction back to the point of beginning ***

TOGETHER with all and singular the tenements hereditaments and appurtenances thereunto belonging or in any wise appertaining the revers on and reversions remainder and remainders rents, issues, and profits thereof; and all estate, right, title and interest in and to the property as well in law as in equity.

TO HAVE AND TO HOLD, all and singular the above described premises together with the appurtenances unto Grantee and its heirs and assigns forever

And Grantors and their heirs shall and will WARRANT and by these presents forever defend the premises in the quiet and peaceable possession of Grantee its heirs and assigns against Grantors and their heirs and against all and every person and persons whomsoever, lawfully claim the same.

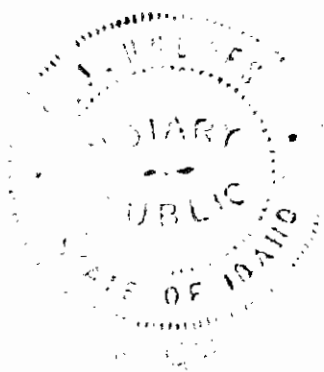
IN WITNESS WHEREOF, Grantors have hereto set their
hand on the day and year first above written.

John H. Smith
JOHN H. SMITH Grantor

June Smith
JUNE SMITH Grantor

STATE OF IDAHO)
SS.
COUNTY OF MADISON)

On this 22nd day of December in the year of 1983
before me a Notary Public in and for said State personally
appeared JOHN H. SMITH and JUNE F. SMITH, Husband and Wife,
known to me to be the persons whose names are subscribed to
the within instrument, and acknowledged to me that they
executed the same.



[Signature]
Notary Public
Residing In [Signature]
My Commission Expires [Signature]

Book of 1110 } ss 201886

Page 1 of 1 that the within instrument was

Dec. 30

83 at 4:30 P.M. and

Book of 1110 } ss 201886

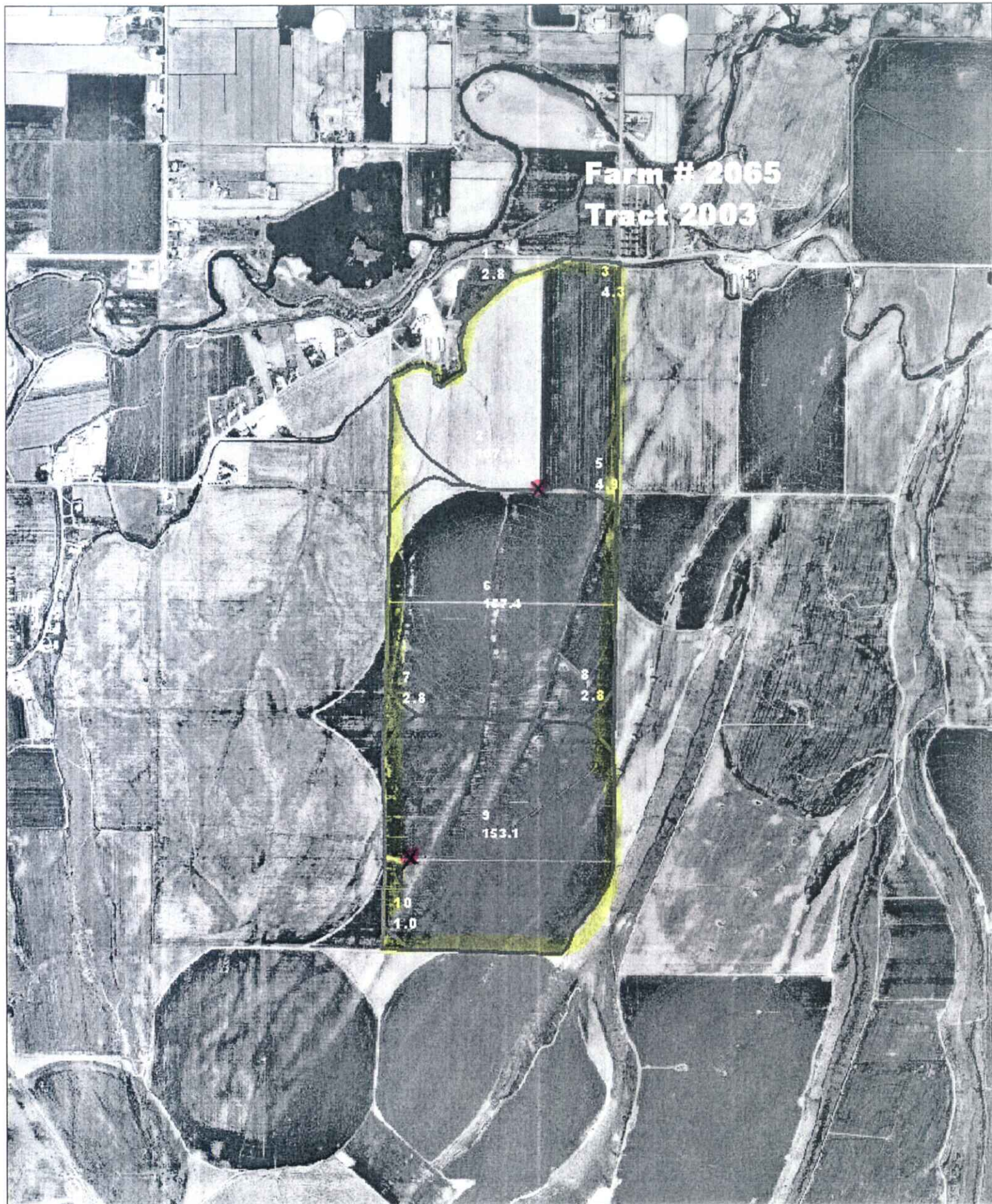
Fee 6.00

By WILLIS H. GARNER, Recorder

May Lin Clauson Deputy

At the request of R.J. Harper

INDEXED



Map of Tract 2003

