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AUG 09 2006

DEPARTMENT OF
WATER RESOURCESRECEIVED
JUL 28 2006
IDWR/North

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 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
79-4127B	78-4104	See copies			
79-04126A	78-4103	See copies			

Changed ownership
8-7-06 H.F.

P.D.

COPY

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 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) *see copy of deed* Hazel Spickelmike, P.O. Box 1143 Riggins, ID. 83549 / to Johnnie Johnson/CA
4. New Owner/Claimant(s) → Gary N. Olsen
Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address P.O. Box 728
City, State and ZIP Code Clearfield, UT 84089
New Telephone Number () 801-825-2795
5. Date you acquired the property July/2000

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AUG 14 2006

6. If the change in ownership affects entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. ☒ Signature of New Owner(s) or Claimant(s) Harry M. Olson ☒
(include title if applicable)

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.

For Office Use Only		<u>AMB</u>	
Received by <u>cb</u>	Date <u>7/28/06</u>	Fee <u>\$25.00</u>	
Receipted by _____	Date _____	Receipt No. <u>C082305</u>	
Processed by _____	Date _____	WR _____	Date _____

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AUG 14 2006

HAZEL SPICKELMIRE PROPERTY:

DEEDED TO JOHNSON – 1995

DEEDED TO **CURRENT OWNER- GARY N. OLSEN** – JULY OF 2000
P.O. BOX 728, CLEARFIELD, UT 84089

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WARRANTY DEED

COMPUTER
SCANNED
TRACTED

Order No.: **0412613**

FOR VALUE RECEIVED

Johnnie J. Johnson and Joanne Johnson, Husband and Wife
the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Gary N Olsen, an unmarried person
whose current address is

P.O. Box 3971, Ogden, UT 84409
the grantee(s), the following described premises, in **Idaho** 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 does 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: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

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

Dated: July 7, 2000

Johnnie J. Johnson
Johnnie J. Johnson

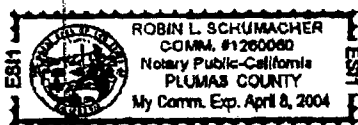
Joanne Johnson
Joanne Johnson

State of California }
County of Plumas } ss.

On this 7th day of July, in the year 2000, before me, a Notary Public in and for said state, personally appeared Johnnie J. Johnson and Joanne Johnson

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

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



Robin L. Schumacher
Notary Public for the State of California
Residing at: 124 Feather River Dr.
Commission Expires: 4/8/04

Date	10/29	# of pages	2
From	Diane		
Co.	Inland Title		
Phone #			
Fax #	628-3082		

Olsen
Deed!

STATE OF IDAHO
County of Idaho
Recorded at request of
<u>Shane H. Hines</u>
at <u>9:25 A</u> on <u>7-18-01</u>
ROSE E. GEHRING
<u>Shane H. Hines</u> Recorder
Fees \$ <u>6.00</u>

193

Exhibit A

PARCEL I - FEE INTEREST

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 3: A parcel of land situated in Government Lot 7, more particularly described as follows:
Commencing at the South 1/4 corner of said Section 3;
Thence S 88°56'00" East, 2436.408 feet along the South line of said Section 3 to a meander corner on the
westerly bank of the Salmon River;
Thence N 37°22'24" West, 713.171 feet to the INITIAL POINT OF BEGINNING;
Thence S 76°38'24" East 25.467 feet to a 5/8" X 30" rebar pin;
Thence S 18°46'13" West, 152.644 feet to a 1/2" rebar pin by LS-898;
Thence N 79°32'54" West, 69.773 feet to a property corner in a power pole;
Thence S 06°12'14" West, 25.000 feet to a 1/2" rebar pin;
Thence S 38°41'50" East, 75.437 feet to a 1/2" rebar pin;
Thence S 31°18'14" West, 26.352 feet to a 5/8" X 30" rebar pin;
Thence N 77°47'49" West, 125.000 feet to a 1/2" rebar pin;
Thence N 08°24'34" East, 265.250 feet to a 5/8" X 30" rebar pin;
Thence S 76°38'24" East, 151.126 feet back to the POINT OF BEGINNING.

PARCEL II - EQUITABLE INTEREST

A 25 foot wide non-exclusive easement for ingress and egress, the centerline of which is described as follows,
Commencing at the South 1/4 corner of said Section 3;
Thence S 88°56'00" East, 2436.408 feet along the South line of said Section 3 to a meander corner on the
westerly bank of the Salmon River;
Thence N 37°22'24" West, 713.171 feet to a 5/8" X 30" rebar pin;
Thence S 76°38'24" East 25.467 feet to a 5/8" X 30" rebar pin;
Thence S 18°46'13" West, 152.644 feet to a 1/2" rebar pin by LS-898;
Thence N 79°32'54" West, 69.773 feet to a property corner in a power pole;
Thence S 06°12'14" West, 25.000 feet to a 1/2" rebar pin;
Thence S 38°41'50" East, 75.437 feet to a 1/2" rebar pin;
Thence S 31°18'14" West, 13.176 feet to the POINT OF BEGINNING.
Thence S 77°47'48" East, approximately 131 feet to the County Road Right of Way, the POINT OF TERMINUS.

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AUG 14 2006

COMPUTER 1-1
INDEXED 1-1
TRACTED 1-1
FILMED 1-1
SERIALIZED 1-1

380141

CORRECTION WARRANTY DEED

THIS INDENTURE, made on this 11th day of May, 1995, by and between HAZEL J. SPICKELMIRE, also known as HAZEL SPICKELMIRE, a widow, of 104 South College, Grangeville, ID 83530, hereinafter referred to as the Grantor, and JOHNNIE J. JOHNSON and C. JOANNE JOHNSON, husband and wife, of Post Office Box 511, Chester, CA 96020, hereinafter referred to as Grantees.

WITNESSETH:

WHEREAS, previously the Grantor executed a Warranty Deed on the 14th day of April, 1995 to the Grantees which deed was recorded on the 14th day of April, 1995 as Instrument #379 738, records of Idaho County, Idaho; and,

WHEREAS, it was intended as part of that Deed to include additional property which is the access road from Highway 95 to the property which lies in the interior and the Grantor desires to execute a corrected Deed, including the road easement subject to existing additional rights of way so that the Grantees would own the property which was originally Schedule C, together with the easement, to reach the property from Highway 95, and they desire now to execute a correction.

NOW, THEREFORE, the Grantor, for and in consideration of the original Ten Dollars (\$10), lawful money of the United States of America, and other good and valuable considerations to her in hand paid by the Grantees, the receipt whereof was earlier acknowledged, do by these presents grant, bargain, sell, confirm, convey unto the Grantees, their heirs and assigns, forever the following described real property, situate in the County of Idaho, State of Idaho, to wit:

See Schedule C, attached hereto and incorporated herein by this reference, being the legal description of the property and Parcel 2 shown in Schedule C which is the road access to the property but which road access is subject to existing easements to adjoining property owners which were described in Instrument #279382, records of Idaho County, Idaho, and it being the understanding of the Grantor that the Grantees, their successors and assigns, take the road easement property subject to those easements and any other existing easements to use the road established at this time.

CORRECTION WARRANTY DEED - 1

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AUG 14 2006

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise pertaining, the reversion and reversions, the 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 Grantor.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantees, their heirs and assigns forever.

And the said Grantor, for herself, her heirs, executors, and administrators, does covenant, grant, bargain, and agree to and with the said Grantees, their heirs and assigns, that at the time of the enrolling and delivery of these presents she was well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power, and lawful authority to grant, bargain, sell, and convey the same in the manner and form aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, EXCEPT:

a) General taxes for the year 1995, which are a lien, not yet due and payable.

b) Excepting and reserving, however, to the United States of America all the coal and other minerals in the lands so entered and patented, together with the right to prospect for, mine and remove the same pursuant to the provisions and limitations of the Act of December 29, 1916 (39 Stat., 863). Reserving unto the United States, its permittees or licensees, the right to enter upon or occupy and use any part or all of said lands for the purposes provided in the Act of June 10, 1920 (41 Stat. 1063) and subject to the conditions and limitations of Section 24 of said Act, as set forth in Patent recorded as Instrument No. 92557 in Book 58 of Deeds, page 406, recorded April 25, 1930, records of Idaho County, Idaho, and subject to all other terms and conditions of said patent.

c) Easement, including the terms and conditions thereof, by and between George M. Boodry, Grantor, and The Pacific Telephone and Telegraph Company, a corporation, recorded April 6, 1931 under Instrument No. 95314, Book 59, page 324, records of Idaho County, Idaho.

d) Power Line Easement, including the terms and conditions thereof, by and between R. M. Spickelmire and Hazel J. Spickelmire, his wife, Grantors, and Idaho Power Company, a corporation, Grantee, recorded December 20, 1963, under Instrument No. 214216, records of Idaho County, Idaho.

e) Power Line Easement, including the terms and conditions thereof, by and between R.M. Spickelmire and Hazel J. Spickelmire, Grantors, to Idaho Power Company, a corporation, recorded Septambor 9, 1977 under Instrument No. 269984, records of Idaho County, Idaho.

f) Right of Way as set forth in Quitclaim Deed, including the terms and conditions thereof, by and between Richard M. Spickelmire and Hazel Spickelmire, husband and wife, to Howard Smith and Wilma Smith, husband and wife, and Patrick L. Marek and Shariann Marek, husband and wife, and Donald Earl Hagen and Marie L. Hagen, husband and wife, and Gary C. Swift and Lynda L. Swift, husband and wife, recorded June 14, 1979, under Instrument No. 279382, records of Idaho County, Idaho.

g) Subject to a 25 foot wide access easement as shown on Instrument No. 293369 in the office of the recorder of Idaho County, Idaho.

h) Subject to those road easements shown in Instrument No. 279382 as to the easement property on Schedule C.

And that the above bargained premises, in the quiet and peaceable possession of the said Grantees, their heirs and assigns, against all and every person or persons lawfully claiming or to claim whole or any part thereof, the said Grantor will and shall WARRANT AND FOREVER DEFEND.

That this deed is given by Grantor to Grantees not on account of any default in any security agreements or arrangements which pertain to the real property hereinabove written and described, but is given for full consideration paid by Grantees to Grantor.

IN WITNESS WHEREOF, the said Grantor has hereunto set her hand and seal the day and year first above written.

Hazel J. Spickelmire
HAZEL J. SPICKELMIRE,
a/k/a HAZEL SPICKELMIRE

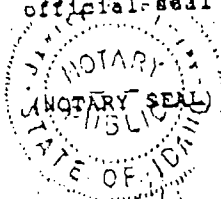
STATE OF IDAHO)

ss

County of Idaho)

On this 11th day of May, 1995, before me, a Notary Public in and for said County and State, personally appeared HAZEL J. SPICKELMIRE, also known as HAZEL SPICKELMIRE, a widow, known to me to be the person whose name is subscribed to the within instrument and she acknowledged to me that she freely executed the same.

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



Pauline E. Brown
Notary Public for the State of Idaho,
Residing at Grangeville, therein,
My commission expires 7-1-97

CORRECTION WARRANTY DEED - 3

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AUG 14 2006

SCHEDULE C

6895

The following property situate in Idaho County, Idaho, to-wit:

A parcel of land situate in Government Lot 7, Section 3, Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho, more particularly described as follows:

Commencing at the Meander Corner common to Section 3 and 10, said Township and Range, a brass cap on the left bank of the Main Salmon River;
 thence N. 89°28.9' W., 390.10 feet along the line common to said Sections 3 and 10 to the Westerly right of way line of U.S. Highway 95;
 thence N. 22°03' E., 296.24 feet along said right of way;
 thence N. 77°25.8' W., 220.02 feet to the Real Point of Beginning;
 thence N. 77°25.8' W., 125.00 feet;
 thence N. 8°45.6' E., 450.86 feet;
 thence S. 86°47.3' E., 66.75 feet;
 thence S. 6°47.0' W., 205.21 feet;
 thence S. 78°11'46" E., 104.10 feet;
 thence S. 19°08.2' W., 159.49 feet;
 thence N. 79°10.9' W., 69.75 feet;
 thence S. 6°47.0' W., 25.00 feet;
 thence S. 38°24.4' E., 75.45 feet;
 thence S. 32°05.6' W., 26.52 feet to the Point of Beginning.
 Bearings based on bearing of U. S. Highway 95.

TOGETHER WITH the road easement which is described as follows:

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 3: A parcel of land situate in lot 7, more particularly described as follows:

Commencing at the meander corner of Sections 3 and 10, Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho, thence N89°28.9'W 390.1 feet along the section line common to said Sections 3 and 10 to the westerly right-of-way-line of U.S. Highway 95, thence N22°03'E, 544.24 feet, thence N68°57.6'W, 45.90 feet, to the Point of Beginning;

Thence N21°40'55"E, 29.94 feet,
 Thence N68°57.6'W, 81.61 feet,
 Thence S19°08.2'W, 269.75 feet,
 Thence N77°25.8'W, 100.00 feet,
 Thence S32°05.6'W, 26.52 feet,
 Thence S77°25.8'E, 131.15 feet,
 Thence N19°08.2'E, 261.2 feet,
 Thence S68°57.6'E, 55.05 feet, to the Point of Beginning.

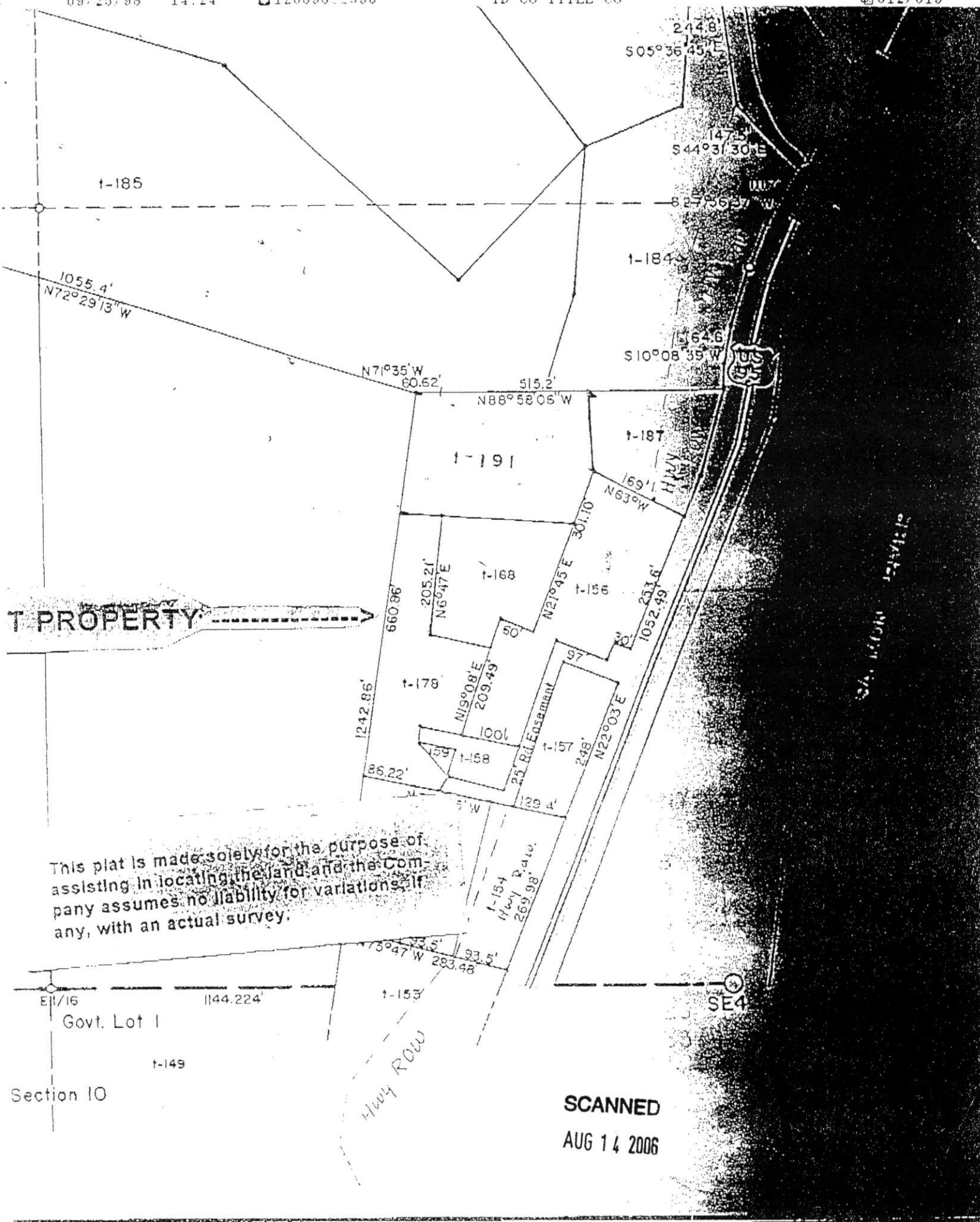
Filed and recorded at the request of *Jim Spickard*
 at 3:40 o'clock P M this 11 day of May 1995
 By *Edith L. Anderson*
 Deputy

ROSE E. GEHRING
 Ex-Officio Auditor and Recorder
 Idaho County, Idaho

Fee \$ *12.00*
of grantee

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AUG 14 2006



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Ed Seyfried &/or Roland Hamell &/or Gary Swift
Notice is hereby given that &/or Howard Smith &/or R. M. Spickelmire

(Name of Claimant)

Riggins, ID 83549

(Mailing Address)

Telephone No. 628-3395

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) June 1963

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
unnamed springs tributary to Race Creek

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Mo., Day)	(Mo., Day)
Quantity 0.24	Use domestic	Period of Use From 1/1	To 12/31
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To
Quantity	Use	Period of Use From	To

- (4) 0.24 TOTAL QUANTITY USED.
(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 NW 1/4, Sec. 10 Twp. 24N Rge. 1E B.M., County of Idaho

Additional points of diversion: NW 1/4 NW 1/4, Sec. 10, Twp. 24N, Rge. 1E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Collection box with pipeline for distribution

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
24N	1E	3	Gov. Lot 7															X	
		10		X															

No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic for 6 households.

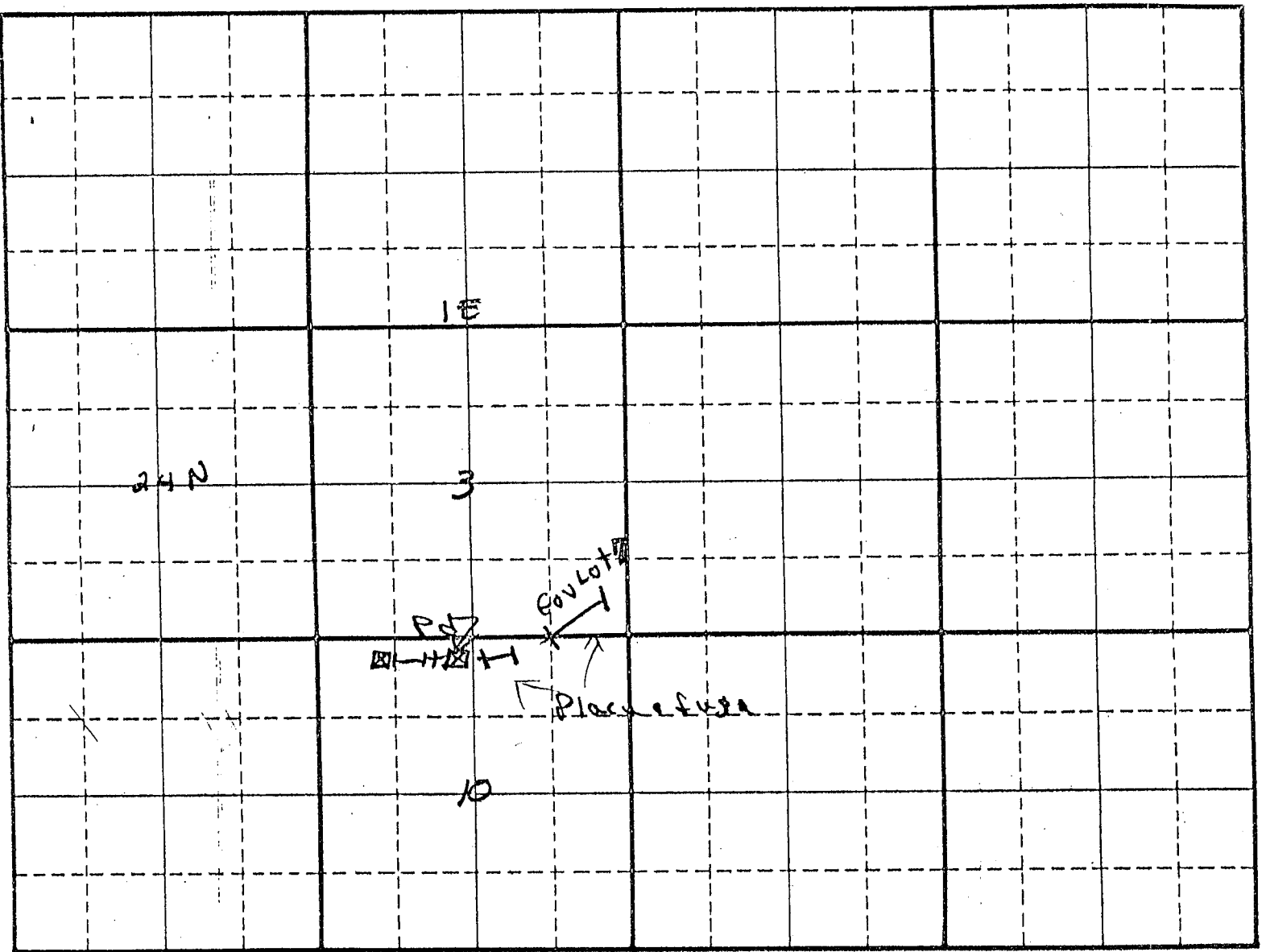
NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:

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AUG 14 2006

(8) Remarks Send correspondence to R. M. Spickelmire



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Idaho)

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

R. M. Spickelmire
(Claimant)

Sworn to before me this 13 day of June, 1979.

Kathleen A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CRB Date 13 June 79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 6h5 Date _____ claimant by: _____
\$20.00 fee received by kw Date 6/13/79 #6006 #13148
Published in Idaho County Free Press
Dates 6/27 & 7/4/79

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AUG 14 2006