

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

RECEIVED

NOV 03 2005

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| A43-10543             |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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**.

Name and Address of Former Owner/Claimant(s) Darwin L. Bywater and Darla M. Bywater

New Owner/Claimant(s) The Wynn Dewsnup Family Revocable Trust  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 168

City, State and ZIP Code Almo, ID 83312

New Telephone Number ( )

Date you acquired the property 11-1-05

6. If the change in ownership affects the 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<br>(cubic feet per second or acre-feet per annum) | Description<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                         | _____                                                                      | _____                                                        |
| Stock                                              | _____                                                                      | _____                                                        |
| Domestic                                           | _____                                                                      | _____                                                        |
| Other _____                                        | _____                                                                      | _____                                                        |
| Total                                              | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

*[Signature: W. L. Deane]*  
*[Signature: W. L. Deane]*

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

|                       |                     |                           |
|-----------------------|---------------------|---------------------------|
| Received by <i>UM</i> | Date <i>11-3-05</i> | Fee <i>\$2500/xx</i>      |
| Received by <i>UM</i> | Date _____          | Receipt No <i>CD79538</i> |
| Processed by _____    | Date _____          | WR _____ Date _____       |

# WARRANTY DEED

#40998

**304916**

For Value Received

**DARWIN L. BYWATER and DARLA ROCKWOOD BYWATER, also known as DARLA M. BYWATER, husband and wife**

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

**THE WYNN DEWSNUP FAMILY REVOCABLE TRUST**

**Address:** P.O. Box 168 Almo, ID 83312

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

**SEE ATTACHED EXHIBIT "A"**

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to Idaho Department of Water Resources water right number A43-10543.**

**SUBJECT TO:**

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

**Taxes for 2005 and subsequent years, a lien, but not yet due or payable.**

**Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Darwin Bywater and Darla Bywater, Consumer, dated June 29, 1999 and recorded July 21, 1999 as Instrument No. 264041, records of Cassia County, Idaho, covering part of the NW¼NE¼ of Section 27, Township 15 South, Range 24 East of the Boise Meridian, Cassia County, State of Idaho. (Parcel No. 1)**

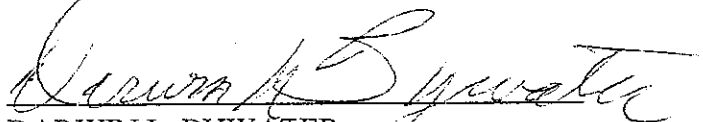
**Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Darwin Bywater and Darla Bywater, Consumer, dated May 25, 2000 and recorded June 7, 2000 as Instrument No. 269586, records of Cassia County, Idaho, covering part of the NW¼NE¼ of Section 27, Township 15 South, Range 24 East of the Boise Meridian, Cassia County, State of Idaho. (Parcel No. 1)**

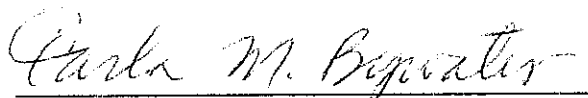
**Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Darwin Bywater and Darla Bywater, Consumer, dated June 6, 2000 and recorded June 26, 2000 as Instrument No. 269905, records of Cassia County, Idaho. (Parcel No. 1)**

**Agreement for Electrical Service and Easement between Raft River Rural Electric Cooperation, an Idaho rural electric Cooperative, and Darwin L. Bywater and Darla M. Bywater, dated August 11, 2004, recorded October 1, 2004 as Instrument No. 298271, records of Cassia County, Idaho. (Parcel 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.

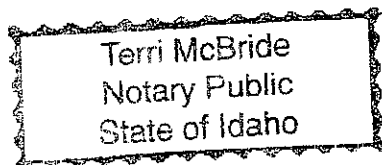
Dated: October 31, 2005

  
DARWIN L. BYWATER

  
DARLA ROCKWOOD BYWATER, also known as  
DARLA M. BYWATER

STATE OF IDAHO                    )  
                                                  ) ss  
COUNTY OF CASSIA            )

On this 31<sup>st</sup> day of **October, 2005**, before me, the undersigned, a Notary Public in and for said State, personally appeared **DARWIN L. BYWATER and DARLA M. BYWATER**, 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.



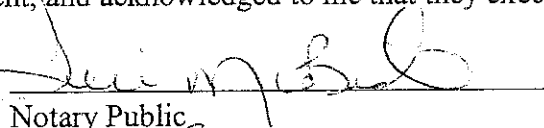
  
Notary Public  
Residing at: Reupert  
My Commission expires: 2508

EXHIBIT "A"

PARCEL NO. 1

TOWNSHIP 15 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 27: Part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , more particularly described as follows:

Beginning at the Northeast section corner of said Section 27, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top; thence South 89°23'02" West along the North section line for a distance of 1327.80 feet to the Northeast corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence South 00°44'29" East along the East line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$  for a distance of 823.55 feet to a 1/2 inch rebar which shall be the Point of Beginning; Thence South 00°44'29" East continuing along said line for a distance of 444.08 feet;  
Thence North 88°42'46" West for a distance of 38.98 feet to a 1/2 inch rebar;  
Thence North 88°42'46" West for a distance of 255.48 feet to a 1/2 inch rebar;  
Thence North 00°44'29" West for a distance of 444.08 feet to a 1/2 inch rebar;  
Thence South 88°42'46" East for a distance of 294.46 feet to the Point of Beginning

PARCEL NO. 2

TOWNSHIP 15 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 27: SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , ALSO DESCRIBED AS:

Beginning at the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 27;  
Thence North along County Road 40 Rods;  
Thence East 40 Rods;  
Thence South 40 Rods;  
Thence West 40 Rods to the Point of Beginning.

304916

CASSIA COUNTY, IDAHO  
LARRY A. MICKELSEN  
RECORDER  
FEE *900* DEPUTY *bm*

2005 NOV 1 PM 4 25

RECORDED AT THE REQUEST OF  
LAND TITLE & ESCROW