

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.

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JAN 19 2005
 Department of Water Resources
 Southern Region

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
33-2102					

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 DEPARTMENT OF
 WATER RESOURCES

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)	JESSE M STROPE 3614 NORTH 3600 EAST KIMBERLY ID 83341-5321
4. New Owner/Claimant(s)	JAMES H. &/OR VIRGINIA L. SPAFFORD TRUST
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	3614 NORTH 3600 EAST
City, State and ZIP Code	KIMBERLY ID 83341-5321
New Telephone Number	() (208) 423-6133
5. Date you acquired the property	JULY 24, 2001

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 (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)
(include title if applicable)

James Stephen Spafford
JAMES STEPHEN SPAFFORD, TRUSTEE

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 Regan Date 1-19-05 Fee \$25.00
 Received by Regan Date 1-19-05 Receipt No. S 027303
 Processed by _____ AJ Date _____ WR _____ Date _____

2nd phrasing to add "Trust" to owner name.
 additional fee waived - Keri Lynn 5-11-05

NO. 0041924
RECORDED

APR 18 2005

RESIGNATION OF TRUSTEE AND
DESIGNATION OF SUCCESSOR TRUSTEE

AM 12:05 PM
BUTTE COUNTY RECORDER

Tully S. McAffee

WHEREAS, JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD, husband and wife, entered into a trust agreement dated the 7th day of September, 1994; and

WHEREAS, pursuant to the terms of the trust as set forth in Article 8.01 the grantors were given the right to resign as trustee of the trust. JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD do hereby resign as trustee of the trust, with such resignation to be effective on the 14 day of April, 2005; and

WHEREAS, pursuant to the terms of the trust as set forth in Article 8.02 the grantors, upon the resignation of a trustee, were given the power to appoint a successor trustee of the trust; and

NOW THEREFORE, pursuant to the power granted to JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD, grantors do hereby appoint JAMES STEPHEN SPAFFORD as the sole successor trustee. In the event that JAMES STEPHEN SPAFFORD resigns or is otherwise unable or unwilling to act as trustee, then in that event JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD do hereby appoint ROB ROY SPAFFORD as sole successor trustee.

DATED This 13 day of April, 2005.

James H. Spafford MD
JAMES HENRY SPAFFORD, M.D., Grantor

Virginia S. Spafford
VIRGINIA S. SPAFFORD, Grantor

James H. Spafford MD
JAMES HENRY SPAFFORD, M.D., Trustee

Virginia S. Spafford
VIRGINIA S. SPAFFORD, Trustee

STATE OF IDAHO)
 : ss.
COUNTY OF TWIN FALLS)

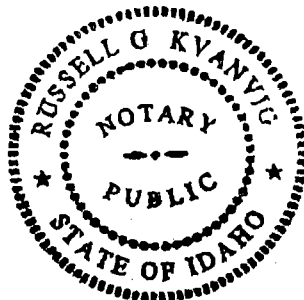
On this 13 day of April, 2005, before me, the undersigned, a Notary Public for Idaho, personally appeared JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, as grantors of The Spafford Trust, and acknowledged to me that they executed the same as such grantors.



Russell Kvanvig
Notary Public for Idaho
My Commission Expires on 8-12-05

STATE OF IDAHO)
 : ss.
COUNTY OF TWIN FALLS)

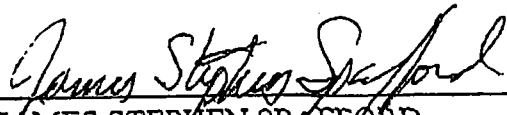
On this 13 day of April, 2005, before me, the undersigned, a Notary Public for Idaho, personally appeared JAMES HENRY SPAFFORD, M.D. and VIRGINIA S. SPAFFORD, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, as trustee of The Spafford Trust, and acknowledged to me that they executed the same as such trustee.



Russell Kvanvig
Notary Public for Idaho
My Commission Expires on 8-12-05

ACCEPTANCE OF APPOINTMENT
AS SUCCESSOR TRUSTEE

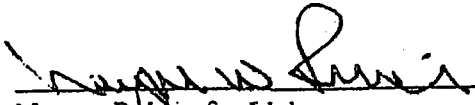
JAMES STEPHEN SPAFFORD does hereby accept appointment as successor trustee of The Spafford Trust dated the 7th day of September, 1994, and indicates such acceptance in writing effective upon the 14th day of April, 2005, subject to all of the terms and conditions thereof.



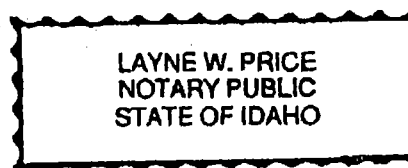
JAMES STEPHEN SPAFFORD

STATE OF IDAHO)
) ss.
COUNT OF TWIN FALLS)

On this 14th day of April, 2005, before me, the undersigned, a notary public for Idaho, personally appeared JAMES STEPHEN SPAFFORD, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.



Notary Public for Idaho
My Commission Expires on 12-01-06



NO. 0041620

RECORDED

DEC 30 2004

AS LIES IN
OFFICIAL RECORDS
JAN 10 2005

WARRANTY DEED

FOR VALUE RECEIVED, JAMES HENRY SPAFFORD and VIRGINIA S. SPAFFORD, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto JAMES HENRY SPAFFORD and VIRGINIA S. SPAFFORD as Trustees of The Spafford Trust dated the 7th day of September, 1994, the Grantees, whose address is 1614 North 3600 East, Kimberly, Idaho, 83341, the following described premises, to-wit:

Section 26: A portion of Township 6 North, Range 29 East, Butte County, Idaho being the E1/4NE1/4 of Section 26 lying South of 3800 North Road beginning at Section 23, 24 and 25 going South 2,640' more or less, then West 1,320' more or less, then North 2,640' more or less, and East 1,320' more or less, to the Point of Beginning (80.00 acres more or less).

West

Section 23: A portion of Township 6 North, Range 29 East, Butte County, Idaho, being the E1/4SW1/4 of Section 23 lying North of 3800 North Road, beginning at 1,320' more or less from the Southwest corner off 3800 North, thence East 1,320' more or less, thence North 2,640' more or less, thence West 1,320' more or less, thence South 2,640' more or less to the Point of Beginning, on the North side of 3800 North Road (80.00 acres more or less).

Together with (i) any and all appurtenances belonging or appertaining therein; (ii) any and all improvements located thereon; (iii) any and all appurtenant easements or rights of way affecting such real property and any of Grantors' rights to use the same; (iv) any and all rights of ingress and egress to and from such real property and any of Grantors' rights to use same; (v) any and all mineral rights and interests of Grantors relating to such real property (present or reversionary); (vi) any and all rights to the present or future use of waste water, waste water capacity, drainage, water or other utility facilities to the extent such rights pertain to or benefit such real property or the improvements located thereon, including without limitation, all reservations of or commitments or

WARRANTY DEED - 1

letters covering any such use in the future, whether now owned or hereafter acquired; (vii) any and all rights and interests of Grantors, if any, to any leases covering all or any portion of such real property; and (viii) all right, title and interest of Grantors, if any, in and to (a) any and all roads, streets, alleys and ways (open or proposed) affecting, crossing, fronting or bounding such real property, including any awards made or to be made relating thereto including, without limitation, any unpaid awards or damages payable by reason of damages thereto or by reason of a widening of or changing of the grade with respect to same, (b) any and all strips, parts or pieces of property abutting, bounding or which are adjacent or contiguous to such real property (whether owned or claimed by deed, limitations or otherwise), (c) any and all air rights relating to such real property and (d) any and all reversionary interests in and to such real property (such real property together with any and all of the related improvements, appurtenances, rights and interests referenced in items (i) through (viii) above are herein collectively referred to as the "Property").

TO HAVE AND TO HOLD the said Property together with all and singular the rights and appurtenances thereto in anywise belonging unto Grantors, their successors and assigns forever, subject to the matters herein stated; and Grantors do hereby bind themselves and their successors and assigns to WARRANT AND FOREVER DEFEND all and singular the Property unto Grantors, their successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, to the full extent such matters are valid and subsisting and affect the Property.

DATED this 22 day of December 2004.

James Henry Spafford

JAMES HENRY SPAFFORD

Virginia S. Spafford

VIRGINIA S. SPAFFORD

STATE OF IDAHO,)

COUNTY OF TWIN FALLS.)

On this 22 day of December 2004, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared JAMES HENRY SPAFFORD and VIRGINIA S. SPAFFORD, personally known or proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Russell Kanning
Notary Public for Idaho

My Commission Expires on 8-12-25

WARRANTY DEED - 2