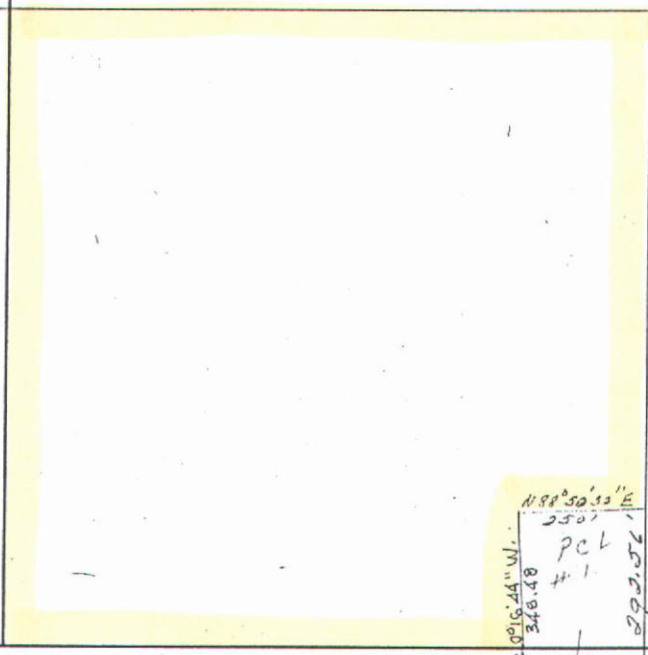


th
Half

"This plan is intended for the purpose of showing in locating the land, and the company assumes no liability for variations, if any, with an actual survey."



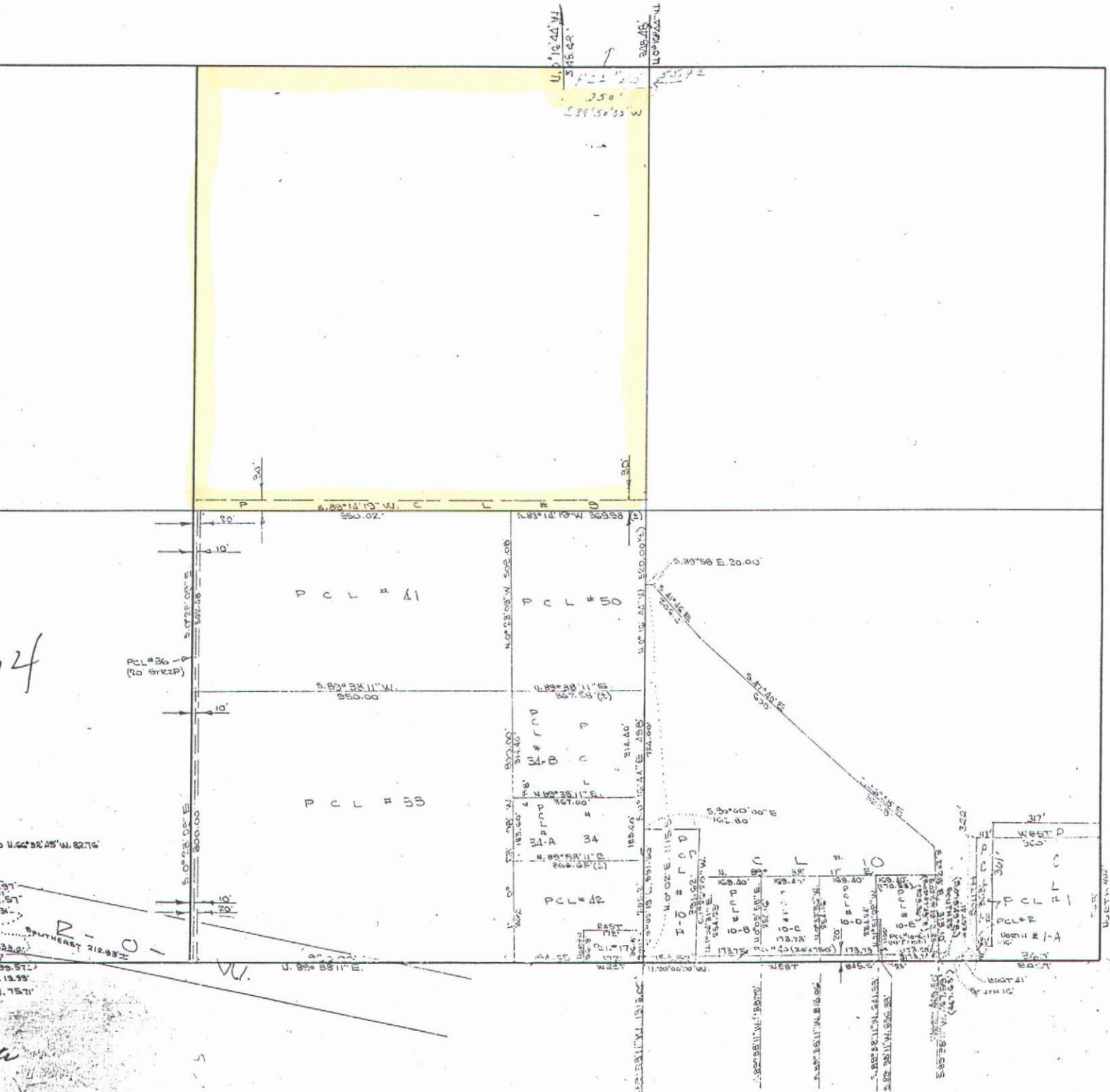
N 88° 30' 33" E
250'
PCL
#1
M. 0015.44" W.
348.48
293.56
↓
To NW 1/4
32-720

MICROFILMED
MAY 22 2000

NORTH
HALF

"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."

629-9-20



MICROFILMED
SCALE 1"=400'
MAY 22 2000

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

RECEIVED
JUL 22 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources

DEC 05 1997

1. Water Right Number(s) 36-04049A and 36-11253

Adjudication Claim Number(s) _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE**, or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually on file with the county.) OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a **USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) FORREST G. JOHNSON AND GLEN H. JOHNSON AND ETHEL C. JOHNSON

4. New Owner/Claimant(s) DEAN HOWARD AND DOROTHY HOWARD, husband and wife

Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR

New Mailing Address

920 PLAINVIEW DRIVE,

City, State and ZIP Code

TWIN FALLS, ID 83301

New Telephone Number

(208) 734 - 7754

5. Date you acquired the property DECEMBER 2, 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated 75 Number and type of stock Domestic, Stockwater, Irrigation

Diversion rate in CFS .06 & 1.35 Number of homes 2 Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s)

x Dean Howard

Date x 11/2/97

x Dorothy Howard

Date x 11/2/97

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

MICROFILMED

MAY 22 1999

WARRANTY DEED

ESCROW
JEROME COUNTY, IDAHO
EC 2 11 15 AM '97
and Title & Escrow, Inc.
REQUEST

975450

For Value Received

GLEN H. JOHNSON and ETHEL C. JOHNSON, husband and wife, and FORREST G. JOHNSON, an unmarried man

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

DEAN HOWARD and DOROTHY HOWARD, husband and wife
Address: 920 Plainview Drive, Twin Falls, ID 83301

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

TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 29: SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$;

EXCEPTING THEREFROM a parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, all in Township 9 South, Range 20 East, Boise Meridian, described as follows:

Commencing at the Section corner common to Sections 29, 28, 32 and 33, Township 9 South, Range 20 East, Boise Meridian;

Thence a distance of 1321.10 feet on a bearing of South 88°50'32" West, to the East sixteenth corner common to Sections 29 and 32, Township 9 South, Range 20 East, Boise Meridian;

Thence a distance of 55.92 feet on a bearing of South 0°16'44" East, along the East boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 32 to the TRUE POINT OF BEGINNING;

Thence from this TRUE POINT OF BEGINNING a distance of 250.00 feet on a bearing of South 88°50'32" West;

Thence a distance of 348.48 feet on a bearing of North 0°16'44" West;

Thence a distance of 250.00 feet on a bearing of North 88°50'32" East to the East boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29;

Thence along the said East boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29 and the said East boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32 a distance of 348.48 feet on a bearing of South 0°16'44" East to THE TRUE POINT OF BEGINNING.

SUBJECT TO a private road easement 30 feet in width running East and West along the South line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, as described in Instrument recorded July 30, 1946 in Book 135 Page 250, and also in Instrument recorded December 8, 1967, in Book 182 Page 767, Jerome County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 36.3 shares of capital stock in North Side Canal Co. Ltd.

(As part of an IRC 1031 tax-deferred exchange. Replacement Property)

SUBJECT TO:

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

Taxes subsequent to the year 1997, which are not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company 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.

MAY 22 2000

Easement by and between John T. Penfold and Emma Penfold, husband and wife, party of the first part, and Hillside Highway District No. 1, party of the second part, dated March 29, 1917, recorded November 25, 1918 in Book 68 Page 93 as Instrument Number 21748, Jerome County records, affecting a strip of land 20 in width on the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 9 South, Range 20 East, Boise Meridian.

Power Line Easement given by Bert Havens and Faye M. Havens, husband and wife, to Idaho Power Company, a corporation, dated October 22, 1930, recorded May 12, 1931 in Book 98 Page 567 as Instrument Number 47453, Jerome County records, affecting the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian.

Power Line Easement given by Bert Havens and Faye M. Havens, husband and wife, to Idaho Power Company, a corporation, dated March 23, 1932, recorded May 21, 1932 in Book 98 Page 577 as Instrument Number 50565, Jerome County records, affecting the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian.

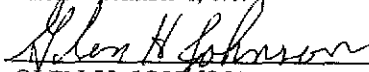
Easement contained in Right of Way Deed given by Bert Havens and Faye M. Havens, husband and wife, to Mrs. Dawson Raine, a widow, recorded July 30, 1946 in Book 135 Page 250 as Instrument Number 96918, Jerome County records, wherein it is granted the right, privilege and easement of construction and maintaining a private road, over and upon a strip of land 30 feet in width running East and West along the South line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, Township 9 South, Range 20 East, Boise Meridian, to have and to hold said easement and right of way so long as a road is actually maintained, used and operated on said premises aforesaid.

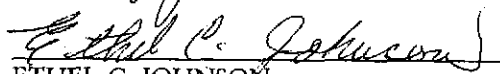
Any claim arising from the difference in the mean high water line of the Wilson Lake Reservoir and the meander line as shown by the Government Survey.

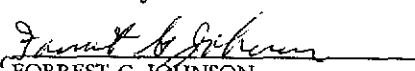
Terms and conditions of a Well and Irrigation Agreement by and between Jim M. Havens and Rosita S. Havens, husband and wife, parties of the first part, and Glen H. Johnson and Ethel C. Johnson, husband and wife, and Forrest G. Johnson and Colleen Johnson, husband and wife, parties of the second part, dated October 9, 1979, recorded October 17, 1979 as Instrument Number 244953, Jerome County records, wherein parties of the second part hereby grant unto parties of the first part, their successors and assigns, a pipeline easement over a portion of their property located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 32, all Township 9 South, Range 20 East, Boise Meridian, as may be required by the parties of the first part to continue to pipe water from a deep well located on the above described property, to the boundary line of their said property, and to thereafter maintain and repair the same. The water from said well shall be used for domestic purposes only, and not for irrigation.

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: December 1, 1997


GLEN H. JOHNSON

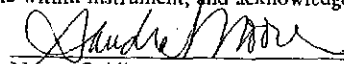

ETHEL C. JOHNSON


FORREST G. JOHNSON

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 2nd day of December, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared GLEN H. JOHNSON and ETHEL C. JOHNSON and FORREST G. JOHNSON, 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.

 **SANDRA MOORE**
NOTARY PUBLIC
STATE OF IDAHO
Jerome County, Idaho
Commission Expires 02-15-2000


Notary Public
Residing at: Jerome
My Commission expires: 02-15-2000

RECORDED
MAY 22 2000

me COUNTY

SEC.

29

TWP

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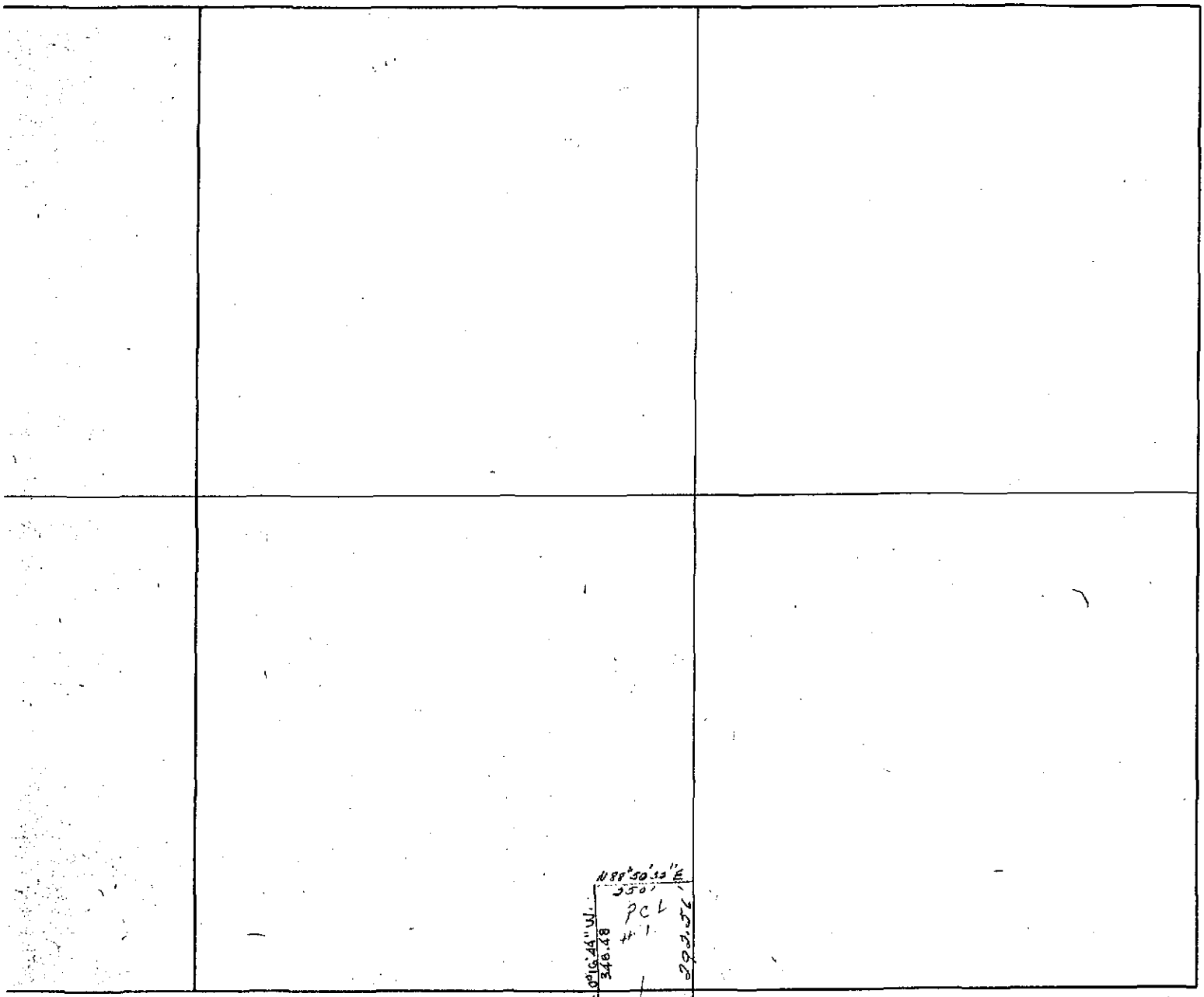
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"This plan is intended for the purpose of showing the location of the land, and the company assumes no liability for variations, if any, with an actual survey."



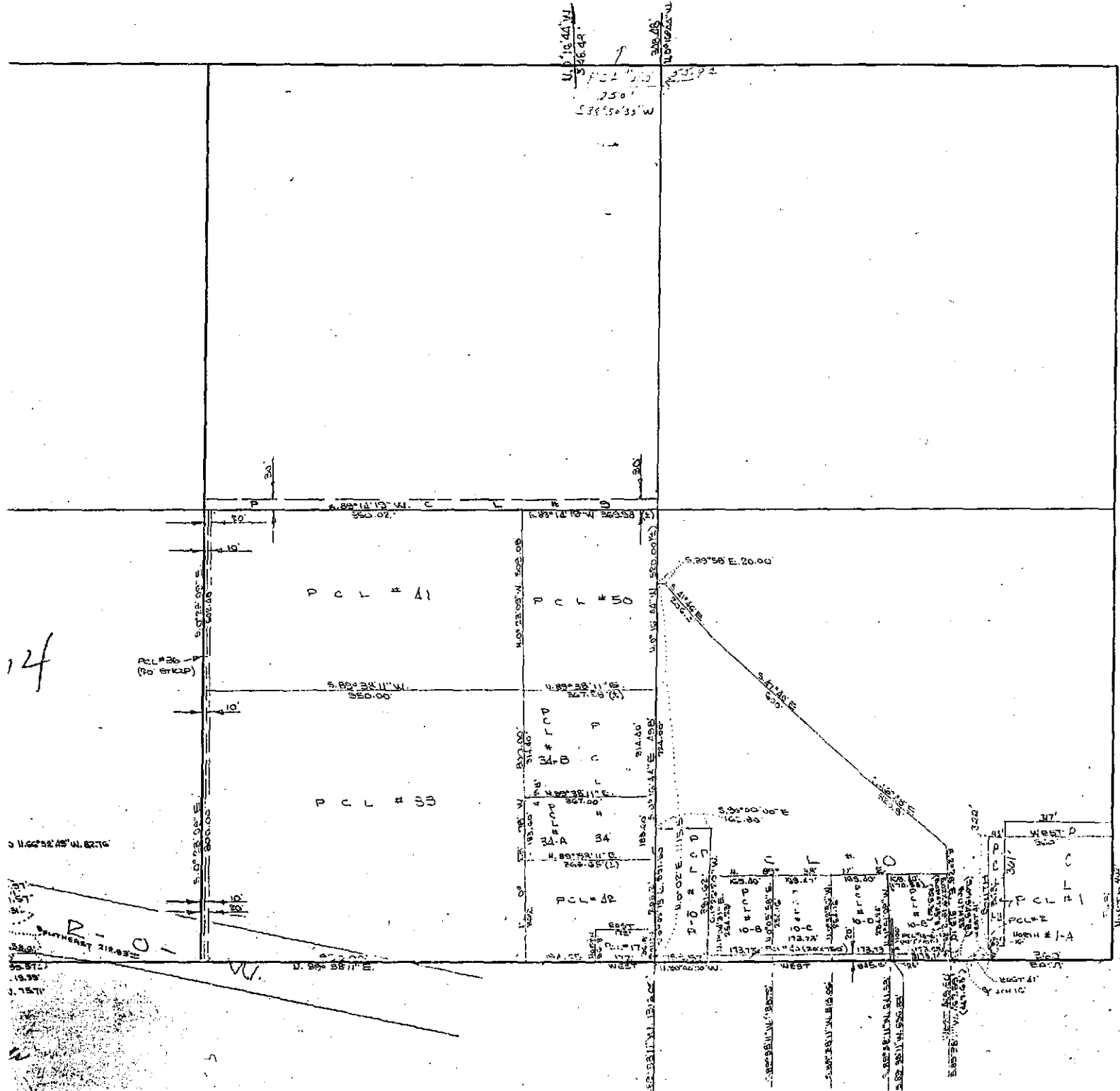
N 88° 50' 33" E
350.0
PCL
H.I.
292.56
↓
To NW 1/4
31-720

MAY 22 2000

NORTH
HALF

"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."

7629-9-20



SCALE 1" = 400'

MAY 22 2000

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

1996 DEC 10 PM 2:09
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: GLEN H JOHNSON
FORREST GLEN JOHNSON
ETHEL C JOHNSON
PO BOX 218
HAZELTON ID 83335

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1930

POINT OF DIVERSION: T09S R20E S32 NENWNE Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	05-01 11-15	0.02 CFS
	DOMESTIC 2 HOMES	01-01 12-31	0.06 CFS

PLACE OF USE:	STOCKWATER	Within JEROME County
	T09S R20E S32	NWNE
	DOMESTIC	Within JEROME County
	T09S R20E S32	NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

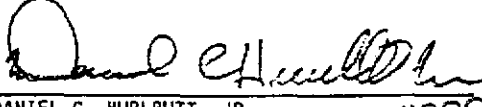
DATED: DEC 10 1996


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

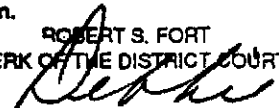
DATED: DEC 10 1996

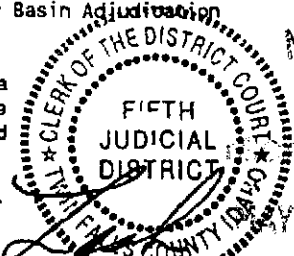

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication
MICROFILMED
MAY 22 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-11253

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By 



PAGE 1
NOV-27-1996

MAY 22 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DEAN HOWARD
DOROTHY HOWARD
920 PLAINVIEW DR
TWIN FALLS ID 83301

RE: Water Right 36-11253

Dear Mr. & Mrs. Howard:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

L. Glen Saxton
for L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

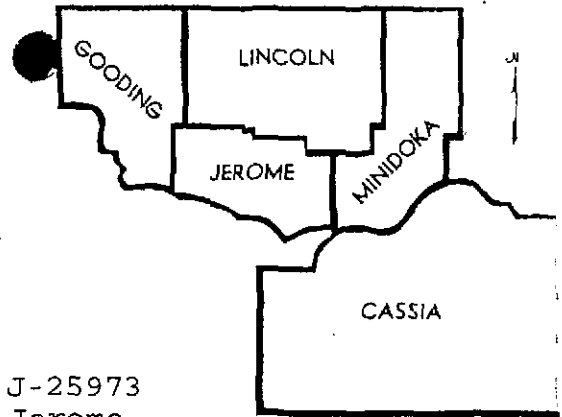
Enclosure

RECEIVED

JUL 22 1999

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: J-25973
OFFICE: Jerome

December 4, 1997

IDWR Southern Region
222 Shoshone St E
Twin Fall, ID 83301

DEC 05 1997

RE: Johnson to Howard

Enclosed please find the completed Notice of Change of Water Right Ownership along with a copy of the recorded Warranty Deed, plat map and copies of the Adjudications that were provided by the Johnsons.

If you should have any questions or are in need of any further information, please do not hesitate to call (208) 324-3357.

Thank you.

A handwritten signature in cursive script that reads "Sandra Moore".

Sandra Moore
Escrow Officer

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 - FAX 436-1199

RECORDED

MAY 22 2000