

Dept. of Water Resources
Boise, Idaho

Kari Lynn Townsend,

Sept. 9, 2004

RECEIVED
SEP 15 2004
DEPARTMENT OF
WATER RESOURCES

Per our phone conversation regarding
Change of Ownership on Water Right 35-2805
I am mailing the following. A copy of
the letter from District Court regarding correcting
legal descriptions, a copy of the Court
Amended Partial Decree and a signed copy
of the Warranty Deed which you requested.
Please advise Robert W. Johnson or
myself when the Change of Ownership is
completed.

If any further information is needed
please call us @ 208-524-5801

Thanking You,
Ward Johnson

Robert W. Johnson
Gary Alan Johnson
8029 W 1700 S
Idaho Falls, Idaho 83402

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



JOHN M. MELANSON
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

August 13, 2004

Robert Wayne Johnson
Gary Alan Johnson
8021 W 1700 S
Idaho Falls, ID 83402

RE: Water Right No. 35-2805

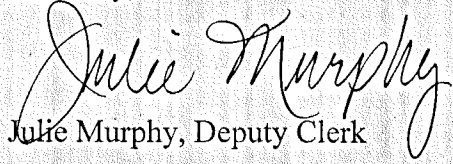
Gentlemen:

Per my telephone conversation today with Mr. Ward Johnson, I have reviewed the file for subcase number 35-2805 and find this Court did receive on July 2, 2004, a letter dated June 21, 2004, from you. This letter was treated as a *Motion to Set Aside/Modify a Partial Decree*. The *Motion* was granted on July 12, 2004, and that same day an ***Order of Amended Partial Decree*** was issued showing the correct legal descriptions. I have enclosed a copy of that ***Order*** for your records. I apologize for you not having received a response to your letter or notification of this action when it occurred.

In regard to the matter of change in ownership of this water right, the SRBA Court will change our records of ownership when notified directly by the Idaho Department of Water Resources. That agency is the one that verifies an actual change in ownership. Kari Townsend from IDWR explained the procedure of changing ownership in her letter to you dated June 9, 2004. Water rights can change ownership many times over the years and once a right has been decreed it is not necessary or mandatory for this Court to document a change in ownership. What is important is that the change in ownership process be completed with IDWR. I did not determine from my conversation with Ward today whether in fact this process has been completed for this particular water right. Kari Townsend's letter was requesting further documentation and fees within a 30 day period. I encourage you to complete the process if in fact this has not already been done. As I stated previously, if/when we receive notification from IDWR verifying this change in ownership, this Court will change our records, although be aware that will not result in the issuance of a new ***Partial Decree*** indicating the new owner(s). We will simply note the change of ownership in our records. No further action with this Court is necessary on your part.

If you have any questions, or if we can be of further assistance in this matter, please contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Julie Murphy". The signature is fluid and elegant, with the first and last names clearly distinguishable.

Julie Murphy, Deputy Clerk