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MAY 10 2000

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STATE OF IDAHO

Department of Water Resources
Eastern Region

MAY 22 2000

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

DEPARTMENT OF WATER RESOURCES

Please print or type. Attach pages with additional information. ~~Instructions are on the back of this page.~~
Incomplete forms will be returned.

1. Water Right No(s): _____

Adjudication Claim No(s): 29-11644

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 J.H. Jackson, Inc.

2012 Hubbard Ave., Salt Lake City, UT

4. New Owner/Claimant(s) Cedar Mountain Farms, LLC

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 13447 N. Hawthorne Rd.

City, State and ZIP Code Pocatello, ID 83204

New Telephone Number (208) 237-9653

5. Date you acquired the property March 22, 2000

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) By: Russell Johnson By: Gary Johnson
Cedar Mountain Farms, LLC
Russell Johnson Gary Johnson

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by ~~you~~ **MONOTYPED** if you wish IDWR to correspond with him or her for all matters related to your claims.

JUL 13 2000

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

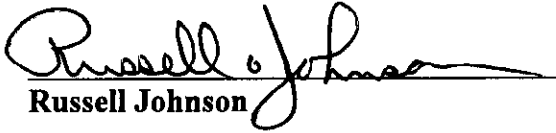
IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

STATEMENT OF OWNERSHIP

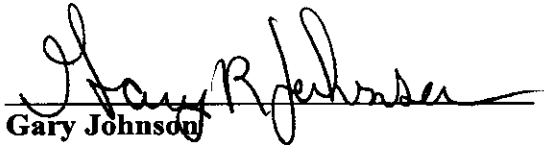
The undersigned hereby certify that the undersigned, Russell Johnson and Gary Johnson, are the members and the only members of Cedar Mountain Farms, LLC.

Dated this 21 day of April, 2000.

Dated: 4-21-00


Russell Johnson

Dated: 4-21-00


Gary Johnson

WARRANTY DEED

For Value Received, J.H. Jackson, Inc., an Idaho corporation, as Grantor, does hereby grant, bargain, sell and convey unto Cedar Mountain Farms, LLC as Grantee, whose address is:

13447 N. Hawthorne Rd.
Pocatello, ID 83202 ••

the following described premises in Bannock County, Idaho, to-wit:

Legal description is attached as Exhibit A.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and its heirs and assigns forever. The Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises, that the premises are free from all encumbrances and that Grantor will forever warrant the title to said premises.

DATED this 23rd day of March, 2000.

GRANTOR:

J.H. Jackson, Inc., an Idaho corporation

Date: 3 - 23 - 00

By: 

Name: Bruce Laser

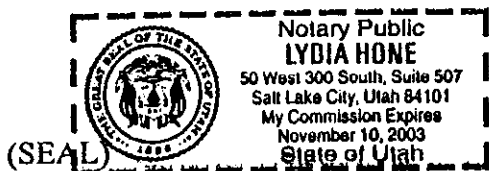
Title: President

MICROFILMED
JUL 13 2000

STATE OF IDAHO)
)
) :SS.
County of Bannock)

On this 23rd day of March, 2000, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Bruce Laser**, known to me to be the President of the corporation that executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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



Lydia Hone
Notary Public for Idaho UTAH
Residing at: 50 W 300 So #507 SLC UT
My commission expires: 11/10/2003 84101

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JUL 13 2000

PARCEL 1:

TOWNSHIP 5 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO

SECTION 32: S $\frac{1}{2}$ SW $\frac{1}{4}$

TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO

SECTION 5: LOT 4 AND THE SW $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 6: LOT 1 AND THE SE $\frac{1}{4}$ NE $\frac{1}{4}$

EXCEPTING THEREFROM:

A TRACT OF LAND IN THE SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 6, TOWNSHIP 6 SOUTH, RANGE 34 E.B.M., BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST RIGHT OF WAY OF RIO VISTA ROAD THAT IS NORTH 1447.61 FEET AND WEST 25.00 FEET FROM THE SOUTH 1/16 CORNER ON THE EAST LINE OF SECTION 6, T. 6S., RANGE 34 E., B.M., THENCE NORTH ON THE WEST RIGHT OF WAY OF RIO VISTA ROAD, 49.49 FEET; THENCE CONTINUING ON THE WEST RIGHT OF WAY OF RIO VISTA ROAD, N 02°42' W, 254.74 FEET; THENCE AT A RIGHT ANGLE TO THE LAST COURSE, S 87°18' W, 282.40 FEET; THENCE S 38°16' E, 230.48 FEET; THENCE S 54°04' E, 186.91 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

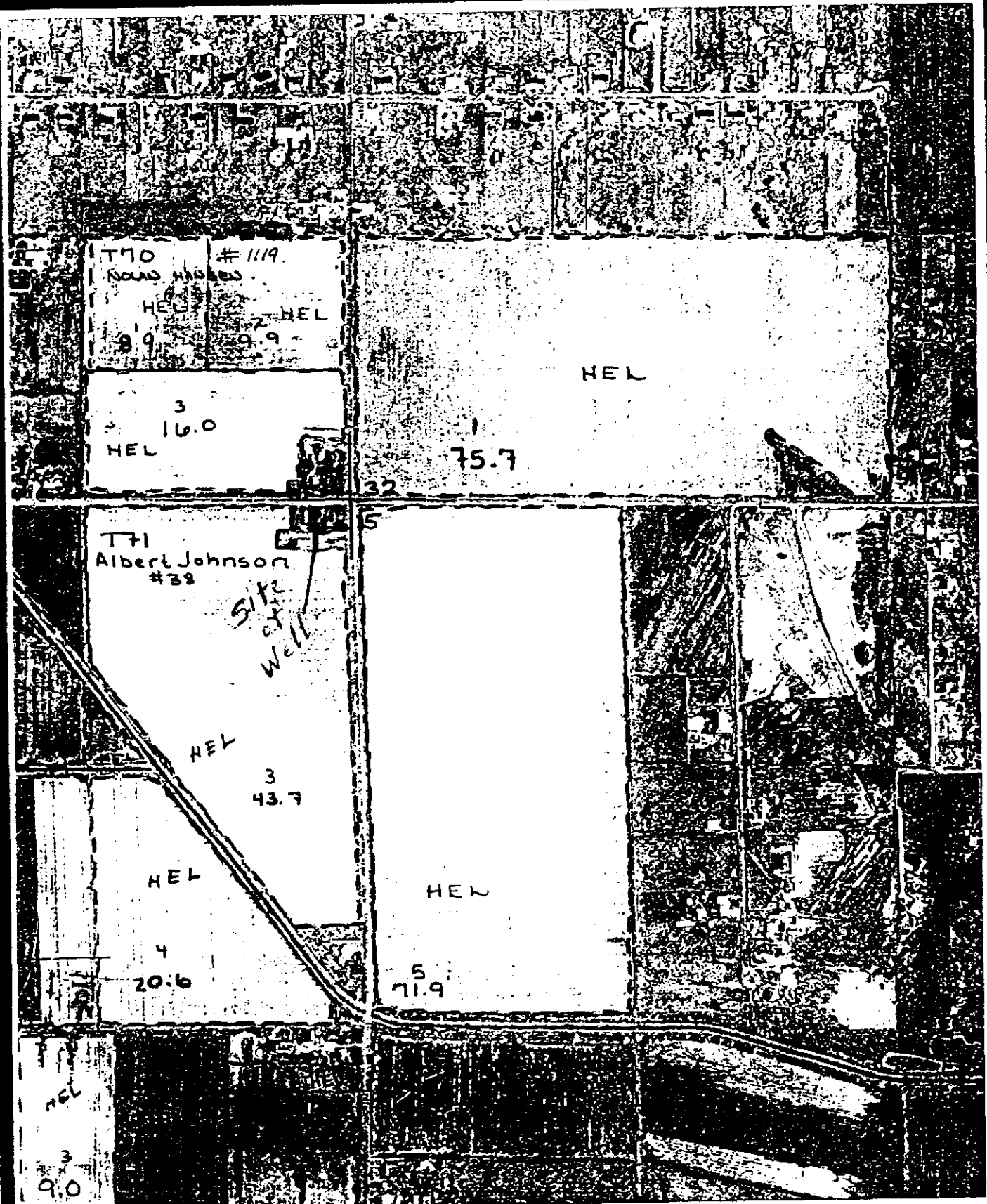
A TRACT OF LAND IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE WEST RIGHT OF WAY LINE OF RIO VISTA ROAD THAT IS NORTH 1447.61 FEET AND EAST 25.00 FEET FROM THE SOUTH 1/16TH CORNER ON THE EAST LINE OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, SAID POINT BEING THE SOUTHEAST CORNER OF LAND DESCRIBED IN INSTRUMENT NO. 716640 OF THE RECORDS OF BANNOCK COUNTY, IDAHO; THENCE NORTH ALONG ON THE WEST RIGHT OF WAY LINE OF RIO VISTA ROAD FOR A DISTANCE OF 49.49 FEET; THENCE CONTINUING ALONG THE SAID WEST RIGHT OF WAY LINE, N 02°42' W FOR A DISTANCE OF 254.74 FEET TO THE NORTHEAST CORNER OF THE SAID LAND DESCRIBED IN INSTRUMENT NO. 716640, SAID CORNER BEING THE TRUE POINT OF BEGINNING; THENCE CONTINUING N 02°42' W ALONG THE WEST SAID RIGHT OF WAY LINE OF RIO VISTA ROAD FOR A DISTANCE OF 76.50 FEET; THENCE S 87°18' W ALONG THE NORTH SIDE OF AN EXISTING FENCE FOR A DISTANCE OF 337.10 FEET TO A POINT ON THE EAST SIDE OF THE EXISTING CANAL; THENCE S 38°16' E ALONG THE EAST SIDE OF THE EXISTING CANAL FOR A DISTANCE OF 94.05 FEET TO THE NORTHWEST CORNER OF SAID LAND DESCRIBED IN INSTRUMENT NO. 716640; THENCE N 87°18' E ALONG THE NORTH LINE OF THE SAID LANDS DESCRIBED IN INSTRUMENT NO. 716640 FOR A DISTANCE OF 282.40 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A TRACT OF LAND IN THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, A PORTION OF THE LAND DESCRIBED IN INSTRUMENT 490527 OF THE RECORDS OF BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/16TH CORNER ON THE EAST LINE OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN; THENCE NORTH ALONG THE EAST LINE OF SECTION 6 FOR A DISTANCE OF 1447.61 FEET; THENCE WEST FOR A DISTANCE OF 25.0 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF RIO VISTA ROAD; THENCE NORTH ALONG THE WEST RIGHT OF WAY OF RIO VISTA ROAD FOR A DISTANCE OF 49.49 FEET; THENCE CONTINUING ALONG THE SAID RIGHT OF WAY LINE, NORTH 02°42' WEST FOR A DISTANCE OF 254.74 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF THE LAND DESCRIBED IN INSTRUMENT 716640 OF THE RECORDS OF BANNOCK COUNTY, THE SAME BEING THE SOUTHEAST CORNER OF THE LAND DESCRIBED IN INSTRUMENT 898507; THENCE CONTINUING NORTH 02°42' WEST ALONG THE SAID RIGHT OF WAY LINE FOR A DISTANCE OF 76.50 FEET TO THE NORTHEAST CORNER OF THE LAND DESCRIBED IN INSTRUMENT 898507, THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 02°42' WEST ALONG THE WEST RIGHT OF WAY LINE OF RIO VISTA ROAD FOR A DISTANCE OF 409.0 FEET; THENCE SOUTH 87°18' WEST FOR A DISTANCE OF 629.6 FEET, MORE OR LESS TO A POINT ON THE EAST SIDE OF AN EXISTING CANAL; THENCE SOUTH 38°16' EAST ALONG THE EAST SIDE OF THE EXISTING CANAL FOR A DISTANCE OF 502.8 FEET TO THE NORTHWEST CORNER OF THE LAND DESCRIBED IN INSTRUMENT 898507; THENCE NORTH 87°18' EAST FOR A DISTANCE OF 337 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.



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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 29-11644

RECEIVED

JUN 26 1998

Department of Water Resources
Adjudication Bureau

NAME AND ADDRESS: J H JACKSON INC
2012 HUBBARD AVE
SALT LAKE CITY, UT 84108

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 05/15/1967

POINT OF DIVERSION: T06S R34E S06 SENE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 2 HOMES	01-01 TO 12-31	0.08 CFS

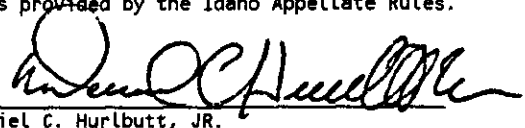
PLACE OF USE: Domestic Within Bannock County
T06S R34E S06 SENE

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.

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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JUL 13 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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 7, 2000

CEDAR MOUNTAIN FARMS LLC
13447 N HAWTHORNE RD
POCATELLO ID 83204

RE: Change of Ownership for Decreed Water Right 29-11644

Dear Water Right Holder(s):

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,

Jeff Peppersack
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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JUL 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 18, 2000

RECEIVED

MAY 22 2000

Department of Water Resources

RUSSELL JOHNSON
GARY JOHNSON
CEDAR MOUNTAIN FARMS LLC
13447 N HAWTHORNE RD
POCATELLO ID 83204

RE: CHANGE OF OWNERSHIP FOR PARTIAL DECREE 29-11644

Dear Messrs. Johnson:

On May 10, 2000, our office received the above referenced request. I forwarded this request to our state office in Boise for processing. If you would like to follow-up on the status of this change, please contact the Allocations Bureau at (208) 327-7900.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

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JUL 13 2000

A.L. MERRILL (1886-1961)
R.D. MERRILL (1893-1972)
WESLEY F. MERRILL (RETIRED)
DAVE R. GALLAFENT
STEPHEN S. DUNN
D. RUSSELL WIGHT
DAVID C. NYE*
KENT L. HAWKINS*
THOMAS W. CLARK
THOMAS J. LYONS
GARY L. LONGMORE
BRENDON C. TAYLOR
*ALSO ADMITTED IN UTAH

MERRILL & MERRILL
CHARTERED
COUNSELORS AND ATTORNEYS AT LAW
109 NORTH ARTHUR - 5TH FLOOR
P.O. BOX 991
POCATELLO, ID 83204-0991

TELEPHONE
208-232-2286
TELEFAX
208-232-2499
E-MAIL
MMLAW@IDA.NET

April 10, 2000

RECEIVED

MAY 10 2000

Department of Water Resources
Eastern Region

IDWR Eastern Region
900 North Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Cedar Mountain Farms, LLC

To Whom It May Concern:

Enclosed for filing please find the following:

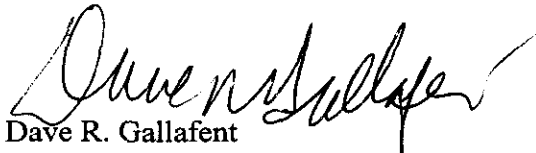
1. Notice of Change of Water Right Ownership;
2. Statement of Ownership.

The Notice of Change of Water Right Ownership has been signed by the new owner, Cedar Mountain Farms, LLC. Attached to the document is a copy of the Warranty Deed evidencing transfer of the underlying property from the previous owner, J.H. Jackson, Inc. to the new owner Cedar Mountain Farms, LLC. Also attached is an aerial photo showing the location of the well.

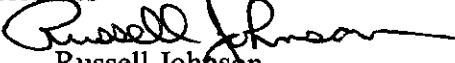
Please contact this office if you have any question or concern about the document.

Very truly yours,

MERRILL & MERRILL, CHARTERED


Dave R. Gallafent
DRG\nj\2870

Enclosures


c: Russell Johnson

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JUL 13 2000