IDAHO DEPARTMENT OF WATER RESOURCES **2/9/2023**

Proof Report

Water Right 35-13519 After Split

Owner Type	**Name and Address**
Current Owner	MARY ANN JOHNSON 1072 W 100 S BLACKFOOT, ID 83221 (208) 684-5429
Current Owner	RUSSELL JOHNSON 1072 W 100 S BLACKFOOT, ID 83221-6033 (208) 684-5429

Priority Date: 6/11/1985
Basis: License
Status: Active

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.100 CFS	32.0 AF
	Total Diversion		0.100 CFS	32.0 AF

Source and Point(s) of Diversion:
GROUND WATER SESW Sec. 5, Twp 03S, Rge 34E, BINGHAM County

Place Of Use:
IRRIGATION within BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03S	34E	5												8.0					8.0

POU Total Acres: 8.0

Conditions of Approval:

1.		The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
2.	048	The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
3.	T20	Approval of this transfer does not confirm the validity of this water right.
4.	R31	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5.	049	The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

Comments:

9 jbarg 2/9/2023 Ownership Change
Water right 35-13519 was split into 35-13519 and 35-14822.

SCANNED
FEB 10 2023

State of Idaho
Department of Water Resources

Water Right

35-13519



SCANNED
FEB 10 2023

IDAHO DEPARTMENT OF WATER RESOURCES **2/8/2023**

Proof Report

Water Right 35-13519 Before Split

Owner Type	**Name and Address**
Current Owner	MARY ANN JOHNSON 1072 W 100 S BLACKFOOT, ID 83221 (208) 684-5429
Current Owner	RUSSELL JOHNSON 1072 W 100 S BLACKFOOT, ID 83221-6033 (208) 684-5429

Priority Date: 6/11/1985
Basis: License
Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.120 CFS	36.4 AF
	Total Diversion		0.120 CFS	36.4 AF

Source and Point(s) of Diversion:

GROUND WATER	SESW	Sec. 5, Twp 03S, Rge 34E, BINGHAM County

Place Of Use:
IRRIGATION within BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03S	34E	5												9.1					9.1

POU Total Acres: 9.1

Conditions of Approval:

1.	048	The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2.	R31	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3.	049	The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
4.	T20	Approval of this transfer does not confirm the validity of this water right.
5.		The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

SCANNED
FEB 10 2023

Form 42-248/42-1409(6) Rev. 6/22

RECEIVED

FEB 02 2023

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-13519 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-13519 + 35-14829	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Russell Johnson, Mary Ann Johnson, Stuart Johnson
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Sterling & Laurie Leishman
   New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

1062 W 100 S — Mailing address
Blackfoot — City
ID — State
83221 — Zip
(505) 553-1884 — Telephone
loleishman@msn.com — Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   - ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   - ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: _____.

6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ☒ Filing fee (see instructions for further explanation):
     - $25 per *undivided* water right.
     - $100 per *split* water right.
     - No fee is required for pending adjudication claims.

SUPPORT DATA
IN FILE # 35-13519

   - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Sterling D. Leishman — Signature of new owner/claimant — Title, if applicable — Date 1/23/23
   Print name: Sterling D. Leishman

   Signature: Laurie Leishman — Signature of new owner/claimant — Title, if applicable — Date 1/23/23
   Print name: Laurie Leishman

For IDWR Office Use Only:

Receipted by M. Pettis Date 2-2-23 Receipt No. E048881 Receipt Amt. 100.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 2/10/2023

SCANNED
FEB 10 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING A NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the Water Right and Adjudication Search.

Please note:

- Unlike licensed or decreed water rights and water right permits, which are real property, applications for new water right permits, applications to transfer existing water rights, and other applications are considered the personal property of the applicants. Applicants must assign their interest in an application to the new applicant. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. There is no charge for assignments of applications.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

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). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

   If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

   If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.

3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.

4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

Instrument # 731384
BINGHAM COUNTY, IDAHO
2021-04-23 03:39:11 PM No. of Pages: 1
Recorded for: ALLIANCE TITLE - POCATELLO OFF
PAMELA W. ECKHARDT Fee: $15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

ALLIANCE
TITLE & ESCROW

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:545506

FOR VALUE RECEIVED

Aaron M Anderson and Carolyn G Anderson, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Sterling D Leishman and Laurie Oderman Leishman, husband and wife as community property with right of survivorship

whose current address is: **1062 W 100 S**
Blackfoot, ID 83221

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Part of the East Half Southwest Quarter Section 5, Township 3 South, Range 34 East, Boise Meridian, Bingham County, Idaho described as:
Commencing at the Southwest corner of Section 5; thence South 89°42'29" East 1324.67 feet along the Section line to the Southwest corner of the East Half of the Southwest Quarter; thence South 89°42'29" East 624.20 feet continuing along the Section line to the Point of Beginning; thence North 00°05'07" East 406.88 feet; thence South 89°42'29" East 114.70 feet to a point on the Northerly line of deed Instrument 300676; thence South 00°05'07" West 406.88 feet to a point on the South line of the Southwest Quarter; thence North 89°42'29" West 114.70 feet along South line to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: April 23, 2021

Aaron M Anderson

Carolyn G Anderson

State of Idaho } ss
County of Bingham}

On this 23 day of April, 2021, before me, the undersigned, a Notary Public in and for said state, personally appeared Aaron M Anderson and Carolyn G Anderson, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of Idaho
Residing at: Resides in: Blackfoot, ID
Commission Expires: Commission Expires: 1-16-2025

BRITTANY CARLSON
COMMISSION #48054
NOTARY PUBLIC
STATE OF IDAHO

File No. 545506

SCANNED
FEB 10 2023

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 670012
BINGHAM COUNTY, IDAHO
2015-08-28 03:29:47 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: $13.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **558199-B (vb)** Date: **August 26, 2015**

For Value Received, **Michael Hoge and R. Arynne Hoge, husband and wife,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Aaron M. Anderson and Carolyn G. Anderson, husband and wife,** hereinafter called the Grantee, whose current address is **1062 West 100 South, Blackfoot, ID 83221**, the following described premises, situated in **Bingham** County, **Idaho,** to-wit:

Part of the East ½ SW¼ Section 5, Township 3 South, Range 34 East B.M., Bingham County, Idaho described as:

Commencing at the SW corner of Section 5; thence S. 89°42'29" E. 1324.67 feet along the Section line to the SW corner of the East ½ of the SW¼; thence S. 89°42'29" E. 624.20 feet continuing along the Section line to the POINT OF BEGINNING; thence N. 00°05'07" E. 406.88 feet; thence S. 89°42'29" E. 114.70 feet to a point on the Northerly line of deed instrument 300676; thence S. 00°05'07" W. 406.88 feet to a point on the South line of the SW¼; thence N. 89°42'29" W. 114.70 feet along said South line to the POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

SCANNED
FEB 10 2023

Michael Hoge

R. Arynne Hoge

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **28th day of August, 2015**, before me, a Notary Public in and for said State, personally appeared **Michael Hoge and R. Arynne Hoge**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

VIKI D. BAUER
NOTARY PUBLIC
STATE OF IDAHO

Viki D Bauer
Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 3-29-20

SCANNED
FEB 10 2023

HARPER - LEAVITT ENGINEERING, INC.

CIVIL & TRANSPORTATION ENGINEERING, MATERIALS TESTING & LAND SURVEYING

FOR: RUSSELL JOHNSON
JOB NO: 07-142
DATE: 8-7-07
Revised: 10/12/07
BY: JDH

PARCEL 4

Part of the East ½ SW 1/4 Section 5 Township 3 South Range 34 East B.M. Bingham County, Idaho described as:

Commencing at the SW corner of Section 5; thence S 89°42'29" E 1324.67' feet along the Section line to the SW corner of the East ½ of the SW 1/4; Thence N 00°05'07" E 354.32' feet to the SW corner of deed instrument 323611; thence along said deed the following (2) Two courses; thence (1) S 89°42'29" E 10.00' feet to the POINT OF BEGINNING; thence (2) N 00°05'07" E 334.93' feet to a point on the North line of deed instrument 300676; thence S 89°17'33" E 5.00' feet; thence S 00°05'07" W 334.89' feet; thence N 89°42'29" W 5.00' feet to the POINT OF BEGINNING.

Parcel contains 0.04 Acres more or less.

586656

800 W. Judicial St. • P.O. Box 866 • Blackfoot, Idaho 83221 • (208) 785-2977 • Fax (208) 785-2990
985 N. Capital Ave. • P.O. Box 50691 • Idaho Falls, Idaho 83405 • (208) 524-0212 • Fax (208) 524-0229
451 Eastland Drive Ste. 4 • Twin Falls, Idaho 83301 • (208) 736-4977 • Fax (208-736-5022
www.hleinc.com

SCANNED

FEB 10 2023

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

Instrument # 583230
BINGHAM COUNTY
2007-07-13 12:13:45 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE COMPANY
SARA J. STAUB Fee: 6.00
Ex-Officio Recorder Deputy CM

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **218549-B (ld)** Date: **July 11, 2007**

For Value Received, **Russell D. Johnson and Mary Ann Johnson, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Michael Hoge and Arynne Hoge, husband and wife**, hereinafter called the Grantee, whose current address is **552 West 10 North, Blackfoot, ID 83221**, the following described premises, situated in **Bingham** County, **Idaho**, to-wit:

Part of the East ½ SW¼ Section 5, Township 3 South, Range 34 East B.M., Bingham County, Idaho described as:

Commencing at the SW corner of Section 5; thence S. 89°42'29" E. 1324.67 feet along the Section line to the SW corner of the East ½ of the SW¼; thence S. 89°42'29" E. 624.20 feet continuing along the Section line to the POINT OF BEGINNING; thence N. 00°05'07" E. 406.88 feet; thence S. 89°42'29" E. 114.70 feet to a point on the Northerly line of deed instrument 300676; thence S. 00°05'07" W. 406.88 feet to a point on the South line of the SW¼; thence N. 89°42'29" W. 114.70 feet along said South line to the POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

SCANNED
FEB 10 2023

Russell D. Johnson

Mary Ann Johnson

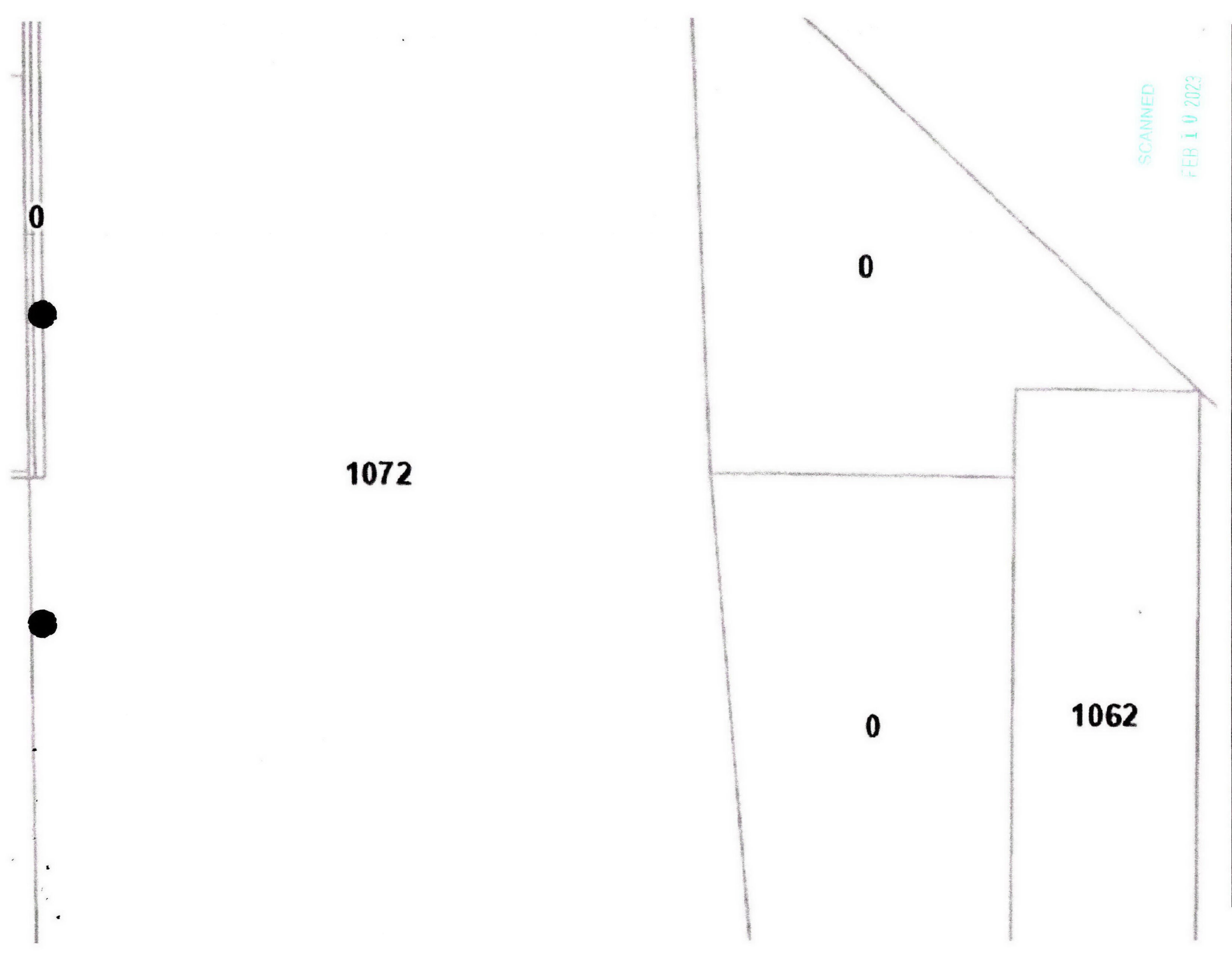
STATE OF Idaho)
ss.
COUNTY OF Bingham)

On this **11th day of July, 2007**, before me, a Notary Public in and for said State, personally appeared **Russell D. Johnson and Mary Ann Johnson,** known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

LORI DAY NOTARY PUBLIC STATE OF IDAHO

Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 10/21/2009

SCANNED
FEB 10 2023



SCANNED
FEB 10 2023

PROPOSED AS OF 2/1/2022

JOHNSON COMPOUND

PART OF THE SE 1/4 OF THE SW 1/4 OF SECTION 5, T. 3 S., R. 34 E.B.M. BINGHAM COUNTY, IDAHO

SUBDIVISION INFORMATION

TOTAL LOTS: 3
AVERAGE SIZE: 1.3 - 6.4 ACRES
TOTAL ACREAGE: 9.51 ACRES

0 30 60 120
SCALE: 1" = 60'
@ 18" X 24" ONLY

LEGEND

- Section Corner Control
- Placed 5/8" X 24" iron rod with cap marked P.L.S. 12224
- Placed 1/2" X 24" iron rod with cap marked P.L.S. 12224
- Found 1/2" Iron Rod as shown
- Existing Well
- Water Pump
- Telephone Junction Box
- Existing Power Pole
- Overhead Power
- Fence Line
- Easement Side Line
- Right of Way

Detail A 1" = 10'

Hammerhead Turnaround Detail



VICINITY MAP

NW COR SEC 5
FOUND BRASS CAP IN VAULT
CP&F INST. NO. 703170

Found 1/2 iron rod with illegible cap

See Detail A

Found 1/2 iron rod with no cap

Deed Inst. No. 323610

S89°03'03"E 425.75'
402.63

S 89°27'59" E
480.75

N 89°27'59" W
114.70'

Found 1/2 iron rod with cap marked P.L.S. 12223

S 89°27'59" E
193.04'

ROS Inst. No. 734255

ROS Inst. No. 604155

Deed Inst. No. 731364

Deed Inst. No. 401612

Calculated only nothing set due to basaltic rock

Building

Silo

House

LOT 1
Area: 6.39 AC

LOT 2
Area: 1.30 AC

LOT 3
Area: 1.31 AC

AG Zone
RA Zone
Zoning Line

120' Emergency Vehicle Turnaround (See Detail)

50' Private Access / Public Utility Easement

Block 1

N0°19'37"E 334.32'

N 0°19'37" E
334.32'

S 2°00'49" E
332.33'

S 0°19'37" W
319.28'

S 0°19'37" W 405.88'

Found 1/2 iron rod with illegible cap

Found 1/2 iron rod with cap marked P.L.S. 12224

Proposed gang mailbox location

20' Public Utility Easement

S89°28'14"E 624.19'

624.50'

Thomas Rd (W 100 S)

S89°28'04"E 2649.43'

1324.87'

700.57'

SW COR SEC 5
FOUND RAILROAD SPIKE
CP&F INST. NO. 625753

35' Dedicated to Bingham County Road

Deed Inst. No. 680690

Deed Inst. No. 120905

Deed Inst. No. 246057

S 1/4 COR SEC 5
FOUND RAILROAD SPIKE
CP&F INST. NO. 309256

OWNER / DEVELOPER

OWNERS: RUSSELL & MARY ANN JOHNSON
ADDRESS: 1072 W 100 S BLACKFOOT, ID 83221
PHONE #: 208-705-1259

ENGINEER/ SURVEYOR

HLE INCORPORATED
900 W. JUDICIAL ST
BLACKFOOT, ID 83221
208-785-2977
LUKE JOLLEY ENGINEER
CHRIS STREET SURVEYOR

FLOOD PLAIN

PROPERTY IS IN A ZONE C (AREA OF MINIMAL FLOODING) PER FEMA FLOOD PANEL 16001804258
EFFECTIVE DATE: 11/15/1979

ZONING

(R) RESIDENTIAL / (RA) RESIDENTIAL AGRICULTURE

INTENDED USE

RESIDENTIAL

CONTOURS

CONTOUR LINES SHOWN AT 1' INTERVAL

NEAREST COMMUNITY WATER/SEWER

GROVELAND WATER - SEWER DISTRICT SHALL HAVE A PRESSURIZED SEWER LINE LOCATED 1 MILE NORTH 1.25 MILES EAST IN WHY 39 (HOFF RD) AT SNAKE RIVER HIGH SCHOOL. THE NEAREST COMMUNITY WATER LINE IS LOCATED APPROXIMATELY 8.3 MILES NORTH EAST IN MAINWARING DRIVE (N 350 W).

CULINARY WATER

EACH LOT TO HAVE INDIVIDUAL WELLS

SANITARY SEWER

LOTS WILL REQUIRE INDIVIDUAL SEPTIC SYSTEMS

IRRIGATION WATER

LOTS WILL HAVE HAVE IRRIGATION WATER RIGHTS ASSESSED BY BINGHAM GROUND WATER DISTRICT

STORM WATER RETENTION

ALL STORM WATER TO BE RETAINED ON EACH INDIVIDUAL LOT

NOTES:

NO STRUCTURES OR LANDSCAPING IN COUNTY ROAD RIGHT-OF-WAY

20' UTILITY EASEMENT ALONG ALL ROAD FRONTAGE IS FOR PUBLIC UTILITIES

GANG MAILBOX LOCATION TO BE APPROVED BY THE POST MASTER

NEW DRIVEWAY TO ACCESS LOTS 2 & 3 MUST MEET BINGHAM COUNTY APPROACH STANDARDS

PROFESSIONAL LAND SURVEYOR REGISTERED STATE OF IDAHO CHRIS C. STREET 12-21-21 PRELIMINARY

CIVIL & STRUCTURAL ENGINEERING
MATERIALS TESTING & LAND SURVEYING
101 S. Park Avenue, Idaho Falls, ID 83402, (208)524-0212
800 W. Judicial Street, Blackfoot, ID 83221, (208) 785-2977

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DESIGN BY	DRAWN BY	CHECKED
AJS	HLE	CGS

JOB NO. 2021-362
DATE January 20, 2022

NO.	REVISIONS	DATE

PRELIMINARY PLAT
JOHNSON COMPOUND

SEC. 5, T. 3 S., R. 34 E.B.M.

BINGHAM COUNTY, IDAHO

SHEET NO. 1 of 2

FEB 10 2023
SCANNED

IDAHO DEPARTMENT OF WATER RESOURCES **1/4/2023**

Proof Report

Water Right 35-13519 After Split

Owner Type	**Name and Address**
Current Owner	STUART JOHNSON 1072 W 100 S BLACKFOOT, ID 83221
Current Owner	MARY ANN JOHNSON 1072 W 100 S BLACKFOOT, ID 83221
Current Owner	RUSSELL JOHNSON 1072 W 100 S BLACKFOOT, ID 83221

Priority Date: 6/11/1985
Basis: License
Status: Active

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.120 CFS	36.4 AF
	Total Diversion		0.120 CFS	36.4 AF

Source and Point(s) of Diversion:
GROUND WATER SESW Sec. 5, Twp 03S, Rge 34E, BINGHAM County

Place Of Use:
IRRIGATION within BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03S	34E	5												9.1					9.1

POU Total Acres: 9.1

Conditions of Approval:

1.	048	The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2.		The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
3.	R31	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
4.	049	The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5.	T20	Approval of this transfer does not confirm the validity of this water right.

Comments:

7 jbarg 1/4/2023 Ownership change
Water right 35-13519 was split into 35-13519 and 35-14817.

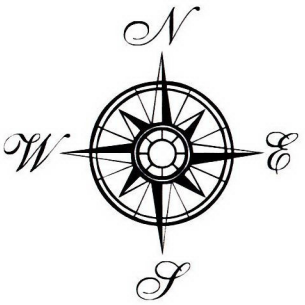
SCANNED
JAN 04 2023

Idaho Department of Water Resources



Legend

- 35-14817 After Split Place of Use
- 35-13519 After Split
- Water Permit POU
- Parcels
- Township/Range
- Sections
- QQ



SCANNED
JAN 04 2023

IDAHO DEPARTMENT OF WATER RESOURCES **1/4/2023**

Proof Report

Water Right 35-13519 Before Split

Owner Type	**Name and Address**
Current Owner	STUART JOHNSON 1072 W 100 S BLACKFOOT, ID 83221 (208) 684-5429
Current Owner	MARY ANN JOHNSON 1072 W 100 S BLACKFOOT, ID 83221 (208) 684-5429
Current Owner	RUSSELL JOHNSON 1072 W 100 S BLACKFOOT, ID 83221 (208) 684-5429

Priority Date: 6/11/1985
Basis: License
Status: Active

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
IRRIGATION	04/01	10/31	0.140 CFS	41.6 AF
	Total Diversion		0.140 CFS	41.6 AF

Source and Point(s) of Diversion:

GROUND WATER	SESW	Sec. 5, Twp 03S, Rge 34E, BINGHAM County

Place Of Use:
IRRIGATION within BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03S	34E	5												10.4					10.4

POU Total Acres: 10.4

Conditions of Approval:

1.		The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
2.	T20	Approval of this transfer does not confirm the validity of this water right.
3.	049	The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior

SCANNED
JAN 04 2023

surface water and groundwater rights.

4. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

5. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

SCANNED
JAN 04 2023

Form 42-248/42-1409(6) Rev. 6/22

RECEIVED
DEC 29 2022
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-13519 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-13519 35-14817	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Russell Johnson, Mary Ann Johnson, Stuart Johnson
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Mike Johnson/Michael Orson Johnson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

570 Hornocks Drive
Mailing address

Blackfoot | ID | 83221
City | State | Zip

208 681 5322
Telephone

MikeJBuilders1@gmail.com
Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   - ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   - ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 8-15-2022.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ☐ Filing fee (see instructions for further explanation):
     - $25 per *undivided* water right.
     - $100 per *split* water right.
     - No fee is required for pending adjudication claims.

SUPPORT DATA
IN FILE # 35-13519

   - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: _____ | _____ | 12-28-22
Signature of new owner/claimant | Title, if applicable | Date

Michael Orson Johnson
Print name

Signature: _____ | _____ | _____
Signature of new owner/claimant | Title, if applicable | Date

_____
Print name

For IDWR Office Use Only:

Receipted by CA Date 12/29/22 Receipt No. E648819 Receipt Amt. $100.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 1/4/2023

JAN 04 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING A NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the Water Right and Adjudication Search.

Please note:

- Unlike licensed or decreed water rights and water right permits, which are real property, applications for new water right permits, applications to transfer existing water rights, and other applications are considered the personal property of the applicants. Applicants must assign their interest in an application to the new applicant. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. There is no charge for assignments of applications.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

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). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

   If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

   If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.

3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.

4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

Instrument # 748228
BINGHAM COUNTY
8-15-2022 01:38:55 PM No. of Pages: 1
Recorded for : MURRAY SORENSEN
PAMELA W. ECKHARDT Fee: 15.00
Ex-Officio Recorder Deputy

QUIT CLAIM DEED

FOR VALUE RECEIVED, RUSSELL JOHNSON and MARY ANN JOHNSON, husband and wife, of 1072 W. 100 S. Blackfoot, Idaho, Grantors, jointly and severally, do hereby convey, release, remise and forever quit claim unto MICHAEL ORSON JOHNSON, an individual, of 570 Horrocks Dr. Blackfoot, Idaho, Grantee, as his sole and separate property, the following described premises in Bingham county:

LOT 2 of the Johnson Compound, a recorded plat in Bingham County, Idaho (A PART OF THE SE 1/4 OF THE SW 1/4 OF SECTION 5, T. 3 S., R. 34 E.B.M. BINGHAM COUNTY, IDAHO)

TOGETHER with all and singular the tenements, hereditaments and appurtenances, and all water rights, thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto Grantee, and to his heirs and assigns forever.

DATED this 15th of August, 2022.

Russell Johnson
RUSSELL JOHNSON

Mary Ann Johnson
MARY ANN JOHNSON

STATE OF IDAHO)
) ss.
County of Bingham)

On this 15th day of August, 2022, before me appearing, the undersigned, a notary public. in and for the state, personally appeared Russell Johnson and Mary Ann Johnson, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

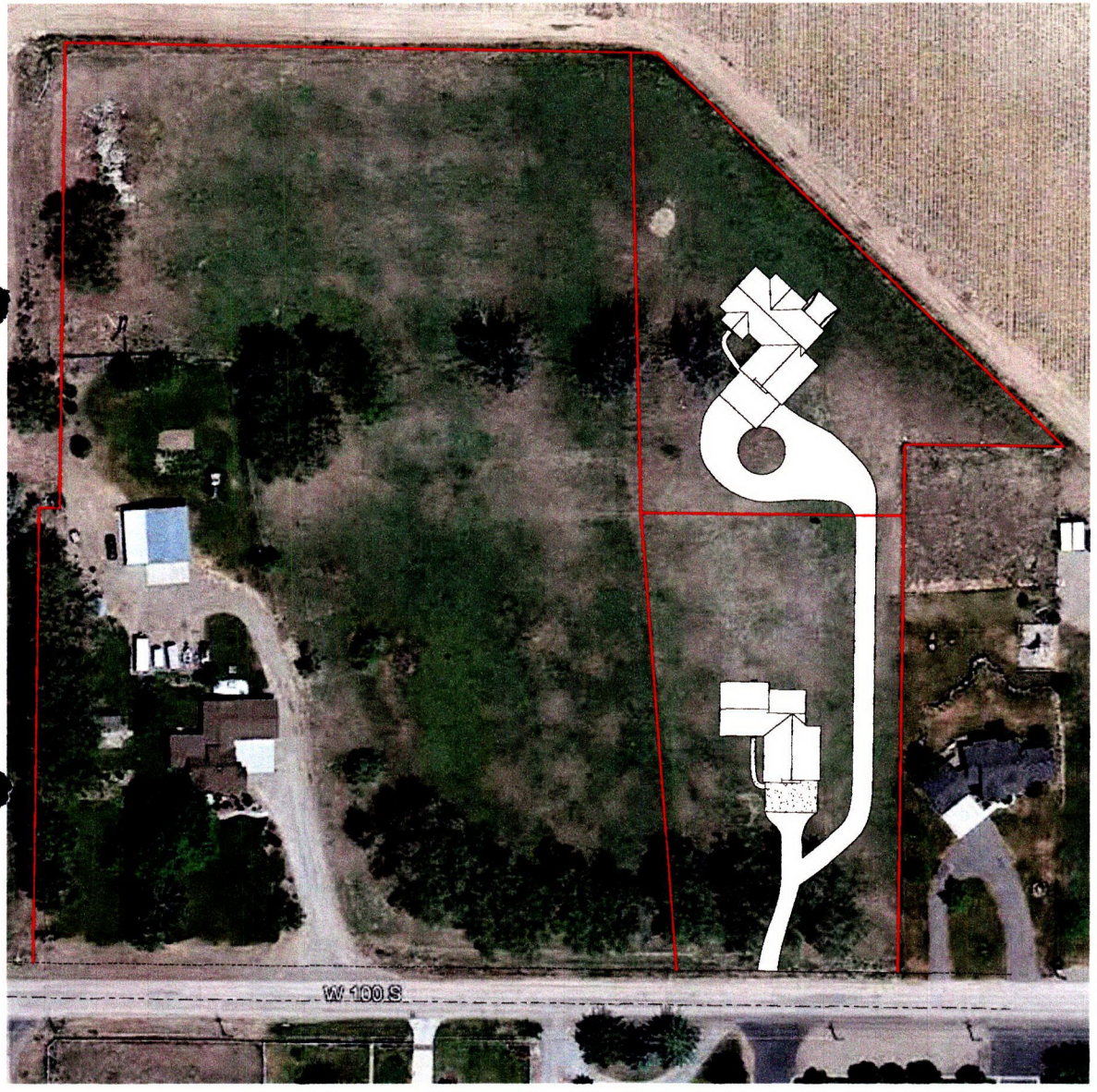
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year this certificate first above written.

TEAGUE S THORNE
COMMISSION #20204177
NOTARY PUBLIC
STATE OF IDAHO
MY COMMISSION EXPIRES 10/21/2026

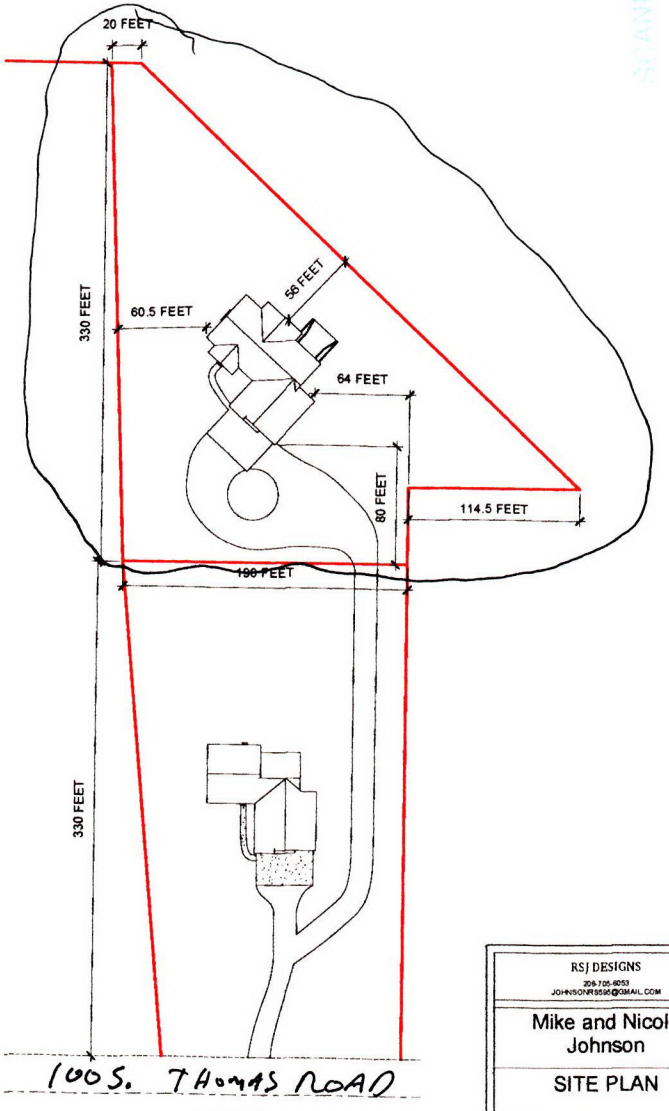
Notary Public for State of Idaho
Residing at Blackfoot

748228

JAN 04 2023



① SITE PLAN IMAGE
1" = 40'-0"



② SITE PLAN
1" = 40'-0"

DRIVEWAY LENGTH APPROXIMATELY 530 FEET
BOTH PLOTS ARE APPROXIMATELY 1.3 ACERS

RSJ DESIGNS
206-705-6053
JOHNSONR5580@GMAIL.COM

Mike and Nicole Johnson

SITE PLAN

PROJECT NUMBER	001
DATE	11-3-2022
DRAWN BY	RSJ
CHECKED BY	RSJ

C100

SCALE 1" = 40'-0"

SCANNED
JAN 04 2023

11/30/2022 9:47:11 AM

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY
State of Idaho

CERTIFICATE OF DEATH

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR, WITH THE DEPT. OF HEALTH & WELFARE RAISED SEAL, SHALL BE USED AS PRIMA FACIE EVIDENCE OF THIS DEATH UNDER IDAHO CODE 39-5418(1) & 39-274.

State File No. _____
Local Reg. No. 16

DECEDENT

TYPE OR PRINT IN PERMANENT BLACK INK DO NOT USE FELT TIP PEN

JOHNSON

NAME OF DECEDENT: For use by physician or institution

1. DECEDENT — NAME: First: Stuart; Middle: Paul; Last: Johnson
2. SEX: Male
3. DATE OF DEATH (Month, Day, Year): January 31, 1999
4. SOCIAL SECURITY NUMBER:
5a. AGE - Last Birthday (Yrs.): 76
5b. UNDER 1 YEAR — Months / Days:
5c. UNDER 1 DAY — Hours / Min.:
6. DATE OF BIRTH (Month, Day, Year): August 13, 1922
7. BIRTHPLACE (City and State or Foreign Country): Blackfoot, Idaho
8. WAS DECEDENT EVER IN U.S. ARMED FORCES? [X] Yes [ ] No — Yes
9a. PLACE OF DEATH (Check only one): HOSPITAL (1) [ ] Inpatient (2) [ ] ER/Outpatient (3) [ ] DOA; OTHER (4) [X] Long-Term Care Facility (5) [ ] Own Residence (6) [ ] Other Private Residence (7) [ ] Other (Specify)
9b. FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number): Bingham Memorial Extended Care, 98 Poplar
9c. CITY, TOWN OR LOCATION OF DEATH: Blackfoot
9d. COUNTY OF DEATH: Bingham
10. MARITAL STATUS — Married, Never Married, Widowed, Divorced (Specify): Widower
11. SURVIVING SPOUSE (If wife, give maiden name): (deceased)
12a. DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired.): Farmer
12b. KIND OF BUSINESS / INDUSTRY: Own farm
13a. RESIDENCE STATE: Idaho
13b. COUNTY: Bingham
13c. CITY, TOWN OR LOCATION: Moreland
13d. STREET AND NUMBER: 199 North 725 West
13e. ZIP CODE: 83256
13f. INSIDE CITY LIMITS? [ ] Yes [X] No — No
14. WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes — If yes, specify Cuban, Mexican, Puerto Rican, etc.) [ ] Yes [X] No — (Specify): No
15. RACE — American Indian, Black, Japanese, White, etc. (Specify): White
16. DECEDENT'S EDUCATION (Specify only highest grade completed): Elementary/Secondary (0-12): ; College (1-4 or 5+): Two

PARENTS

17a. FATHER — NAME: Michael Johnson, Jr.
17b. BIRTHPLACE: Utah
18a. MOTHER — FULL MAIDEN NAME: Elsie Paskett
18b. BIRTHPLACE: Utah

INFORMANT

19a. INFORMANT'S NAME (Type/Print): Russell Johnson (son)
19b. MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code): 1072 West 100 South Blackfoot, Idaho 83221

DISPOSITION

20a. METHOD OF DISPOSITION: [X] Burial [ ] Cremation [ ] Removal from Idaho [ ] Donation [ ] Other (Specify) — February 5, 1999
20b. PLACE OF DISPOSITION (Name of cemetery, crematory, or other place): Groveland Cemetery
20c. LOCATION — City or Town, State: Blackfoot, Idaho 83221
21a. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH: Dean A. Packham — Dean A. Packham
21b. LICENSE NUMBER (of Licensee): M-601
22. NAME AND ADDRESS OF FACILITY: PACKHAM MORTUARY, 288 N. Shilling, Blackfoot, ID 83221-2399
23. TIME OF DEATH: 6:45 A. M
24. DATE PRONOUNCED DEAD (Month, Day, Year): January 31, 1999
25. WAS CASE REFERRED TO CORONER? [ ] Yes [X] No — No
26. MANNER OF DEATH (Check One): [X] Natural [ ] Homicide [ ] Suicide [ ] Accident [ ] Pending Investigation [ ] Could Not Be Determined

CAUSE OF DEATH

27. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line.

IMMEDIATE CAUSE (Final disease or condition resulting in death) ► a. COPD, Chronic Respiratory Failure, CHF — Approximate Interval Between Onset and Death: @ 15 years
DUE TO (or as a consequence of):
Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (disease or injury that initiated events resulting in death) LAST
b. DUE TO (or as a consequence of):
c. DUE TO (or as a consequence of):
d.

COPY FOR VETERANS BENEFITS USE ONLY

27. PART II. Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I.

28a. WAS AN AUTOPSY PERFORMED? [ ] Yes [X] No — No
28b. WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? [ ] Yes [X] No — No

CERTIFIER

IF DEATH WAS DUE TO OTHER THAN NATURAL CAUSES, THE CORONER MUST COMPLETE AND SIGN THE CERTIFICATE

29a. CERTIFIER (Check only one):
[X] PHYSICIAN — To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.
[ ] CORONER — On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.
29b. SIGNATURE AND TITLE OF CERTIFIER: A.E. Miller Jr MD
29c. LICENSE NUMBER: M-2636
29d. DATE SIGNED (Month, Day, Year): February 4, 1999
29e. NAME AND ADDRESS OF CERTIFIER (Type/Print): Dr. A.E. Miller, Jr., M.D. 9 Airport Road Blackfoot, Idaho 83221

TO BE USED FOR EXTERNAL CAUSES ONLY

30a. DATE OF INJURY (Mo., Day, Yr.):
30b. HOUR OF INJURY:
30c. DESCRIBE HOW INJURY OCCURRED:
30d. INJURY AT WORK? [ ] Yes [ ] No
30e. IF TRANSPORTATION ACCIDENT, Specify: [ ] Driver [ ] Passenger [ ] Pedestrian [ ] Other
30f. PLACE OF INJURY — At home, farm, street, factory, office building, etc. (Specify):
30g. LOCATION (Street or Route Number, City/Town, or County, and State):

CORONER'S REVIEW AREA

31a. CORONER'S ACTION (Check One): (1) [ ] Reviewed Only (2) [ ] Reviewed and/or Amended, and Certified
31b. CORONER'S SIGNATURE:
31c. DATE SIGNED (Month, Day, Year):

REGISTRAR

32a. REGISTRAR'S SIGNATURE: RaMae Neff
32b. DATE FILED (Month, Day, Year): February 4, 1999

VITAL STATISTIC'S COPY

HMM-0128

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: February 4, 1999

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

Jane S. Smith
JANE S. SMITH
STATE REGISTRAR

GREAT SEAL OF THE STATE OF IDAHO

MIDWEST BANK NOTE COMPANY — ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

JAN 25 2023

STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE

BUREAU OF VITAL STATISTICS,
STANDARDS AND LOCAL HEALTH
SERVICES

450 W. STATE ST.
BOISE, IDAHO 83720

CERTIFICATE OF DEATH

DATE FILED: JUNE 11, 1985 STATE FILE NUMBER: 85-02871

DECEDENT: AFTON DANCE JOHNSON

DATE OF DEATH: MAY 29, 1985 PLACE OF DEATH: IDAHO FALLS, IDAHO

DATE OF BIRTH: FEB. 02, 1925 PLACE OF BIRTH: IDAHO

AGE: 60 YEARS SEX: FEMALE CITIZENSHIP: UNITED STATES VETERAN? NO

MARITAL STATUS: MARRIED SURVIVING SPOUSE: STUART PAUL JOHNSON

SOCIAL SECURITY NUMBER: RESIDENCE: BLACKFOOT, IDAHO

FATHER: LEROY DANCE

MOTHER: LILLIE NOACK

MORTUARY: PACKHAM MORTUARY BLACKFOOT, ID

CERTIFIER: CLARK E. JAYNES, MD AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST: INTERVAL

CARDIAC ARREST

CEREBRAL VASCULAR ACCIDENT

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

Recording: #335949
6/20/85

DATE ISSUED: JUNE 13, 1985

This is to certify that this is a true and correct reproduction or abstract of the official record filed with the Idaho Department of Health & Welfare, Boise, Idaho.

Bee Biggs, R.N.

BEE BIGGS, R.N. State Registrar

DO NOT ACCEPT UNLESS ON SECURITY PAPER WITH EMBOSSED SEAL OF IDAHO DEPT. OF HEALTH & WELFARE CLEARLY AFFIXED.
Section 39-273, Idaho Code

SCANNED
JAN 25 2023

33353

DEPARTMENT OF HEALTH AND WELFARE

Form 42-248/42-1409(6) Rev. 6/22

RECEIVED
DEC 16 2022
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-13519	Yes ☒	Yes ☐		Yes ☐	Yes ☐
⌐	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-13519 35-14816	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: RUSSELL JOHNSON, MARY ANN JOHNSON, STUART JOHNSON
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Russell Stuart Johnson
   New owner(s) as listed on the conveyance document Name connector ☐ **and** ☐ **or**

   PO BOX 80 (Mailing address) | Moreland (City) | ID (State) | 83256 (Zip)

   208-705-6053 (Telephone) | ~~Johnsonrs~~ @ Gmail.com (Email)

4. If the water rights and/or adjudication claims were split, how did the division occur?
   - ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   - ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 8/15/2022.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   - ☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   - ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   - ☐ Filing fee (see instructions for further explanation):
     - $25 per *undivided* water right.
     - $100 per *split* water right.
     - No fee is required for pending adjudication claims.

   SUPPORT DATA
   IN FILE # 35-13519

   - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: _____ (Signature of new owner/claimant) | _____ (Title, if applicable) | 12/16/2022 (Date)
   Russell Stuart Johnson (Print name)

   Signature: _____ (Signature of new owner/claimant) | _____ (Title, if applicable) | _____ (Date)
   _____ (Print name)

For IDWR Office Use Only:

Receipted by M. Pettis Date 12-16-22 Receipt No. E045798 Receipt Amt. 100.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 12/23/2022

JAN 04 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING A NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the Water Right and Adjudication Search.

Please note:

- Unlike licensed or decreed water rights and water right permits, which are real property, applications for new water right permits, applications to transfer existing water rights, and other applications are considered the personal property of the applicants. Applicants must assign their interest in an application to the new applicant. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. There is no charge for assignments of applications.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

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). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

   If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

   If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.

3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.

4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

February 09, 2023

STERLING LEISHMAN
1062 W 100 S
BLACKFOOT ID 83221-6033

Re: Change in Water Right Ownership: 35-13519 (Split into 35-13519 and 35-14822),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: MARY ANN JOHNSON
RUSSELL JOHNSON
WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT

SCANNED
FEB 10 2023

DEV

RECEIVED

JAN 17 2023

Department of Water Resources
Eastern Region

Idaho Department of Water Resources

January 10, 2023

Hello,

We are owners of Water Right 35-13519. This Water Right was established under the names of Stuart Johnson, Russell Johnson and Mary Ann Johnson. Since that time my Father, Stuart Johnson has passed away, in 1999. I talked to Jonie Barg recently and she asked for a copy of his death certificate and signatures requesting his name be removed from the Water Right. I have enclosed a copy of the death certificate and request the names on the Water Right be changed to Russell D Johnson and Mary Ann Johnson.

Thank you,

Russell D Johnson

Russell D Johnson

Mary Ann Johnson

Mary Ann Johnson

SCANNED

JAN 25 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

January 25, 2023

RUSSELL JOHNSON
MARY ANN JOHNSON
1072 W 100 S
BLACKFOOT ID 83221

Re: Change in Ownership for Water Right No(s): 35-13519

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT

SCANNED
JAN 25 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

January 18, 2023

RUSSELL JOHNSON
1072 W 100 S
BLACKFOOT, ID 83221

RE: Change in Ownership Water Right No. 35-13519

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership:** The department acknowledges receipt of your letter requesting we remove Russell Johnson from the water right listed above, along with the letter a death certificate was enclosed. However, the death certificate received was for Afton Dance Johnson. Please supply the death certificate for Russell Johnson.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

SCANNED
JAN 25 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

January 04, 2023

MICHAEL ORSON JOHNSON
570 HORROCKS DR
BLACKFOOT ID 83221-3454

Re: Change in Water Right Ownership: 35-13519 (Split into 35-13519 and 35-14817)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

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Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: STUART JOHNSON
WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT

SCANNED
JAN 04 2023