

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-07109
Date Received: 11/21/1988
Receipt No: 2004214
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CRYSTAL BROTHERS C/O VERAL CRYSTAL 208-754-4705
Address: 26 N. 3300 E.
RIGBY, ID 83442

2. Date of Priority: MAY 02, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	37E	24	NE	SE			JEFFERSON

5. Description of diverting works:
WELL, PUMP, DITCHES & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.030		

7. Total Quantity Appropriated is:
3.030 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 572.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	37E	24	SW	SE		IRR	16.0
			SE	SE		IRR	28.0
						Section Acres	44.0

A25-07109

Page 1

Date: 11/21/88

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A2507109



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	37E	25	NE		NE		IRR	26.0
			NW		NE		IRR	26.0
			SW		NE		IRR	36.0
			SE		NE		IRR	24.0
			NE		NW		IRR	12.0
			SE		NW		IRR	34.0
			NE		SW		IRR	1.0
			NW		SE		IRR	3.0
							Section Acres	162.0
	38E	19	SW		SW	4	IRR	23.0
							Section Acres	23.0
							Total Acres	229.0

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SHARES IN BURGESS CANAL

14. Remarks:
CLAIM AS PER FIELD EXAM REPORT

15. Basis of Claim: PERMIT
Water Right Number: 257109

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Pearl C. Thompson* Date: 11/21/88

Date: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21st day

of Nov 19 88

Betty Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires

3

Date: 11/21/88

A25-07109

Page

6-20-88
NOV 10 1988

A25-07409

Lewisville Cemetery

14

18

BM
4768

Mile
810

23

BM
4782

Lewisville

19

SNAKE

CANAL

T4N

BM
4776

P.D.

Central Cem

26

R37E

30

RIVER

GREAT WESTERN

Mile
807

IDAHO

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31
NOV 10 1992

Pumping Sta

Gravel

Log for claim 25-07109

Spatial Dynamics CAT

12/12/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
04n37e	24	SWSE	16	40	Indiscernible
04n37e	24	SESE	28	41	Indiscernible
04n37e	25	SENW	34	34	
04n37e	25	NWSE	3	1.9	
04n37e	25	NESW	1	1	
04n37e	25	NENE	26	32	
04n37e	25	NENW	12	16	
04n37e	25	SWNE	36	37	
04n37e	25	SENE	24	25	
04n37e	25	NWNE	26	25	
04n38e	19	SWSW	23	38	
Totals:			229	290.9	

AJ5809NP
No. A25-07109

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 92

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CRYSTAL BROTHERS C/O VERAL CRYSTAL 26 N 3300 E RIGBY ID 83442 (208) 754-4705	05/02/1977	IRRIGATION	04-01 11-01	3.030 CFS	
TOTAL DIVERSION:					3.030 CFS	
CONSUMPTIVE USE:						572.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion:

T04N R37E S24

NESE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
04N	37E	24	:																16	28	44.0			
04N	37E	25	:	26		26		36		24	:	12				34	:	01		03	162.0			
04N	38E	19	:								:						:				23.0			
TOTAL ACRES																				229.0				

POU County: JEFFERSON

Non-Irrigation Uses: NONE

Other Rights: SHARES IN BURGESS CANAL

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00029 A01-00031 A01-00032 A01-00033 A01-00117P A01-00249 A01-00353 A01-10093 A25-04271

Remarks: GEN CLAIM AS PER FIELD EXAM REPORT

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 11/21/88 JONES 03/29/95 POST-STD

POD Placement
questionable.

No visible structures
Well/Pump/Ditches/
sprinklers

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. [REDACTED]

Priority: May 2, 1977

Maximum Diversion Rate: 3.03 CFS
Maximum Diversion Volume:¹ 801.5 AF

This is to certify, that CRYSTAL BROTHERS
26 N. 3300 E.
RIGBY, ID 83442

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 2, 1977; and
has submitted Proof of Beneficial Use on April 22, 1982. An examination indicates
that the works have a diversion capacity of 3.030 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.03 CFS	801.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESE, Sec. 24, Township 04N, Range 37E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	37E	24	SWSE 16	SESE 28			44
		25	NENE 26	NWNE 26	SWNE 36		
			SENE 24	NENW 12	SENE 34		
			NESW 1	NWSE 3			162
38E	19	LOT 4(SWSW)	23				23

Total number of acres irrigated: 229

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. This right when combined with all other rights shall not divert more than .02 cfs per acre nor more than 3.5 afa per acre lands above.

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State of Idaho
Department of Water Resources

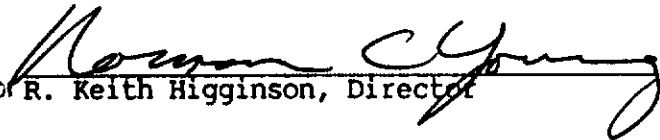
WATER RIGHT LICENSE

WATER RIGHT NO. 25-07109

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15TH
day of JANUARY, 1990.

Acting for R. Keith Higginson, Director



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State of Idaho
Department of Water Resources

OCT 24 1989

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 25-07109

Department of Water Resources

Date of Priority: May 2, 1977

Maximum Diversion Rate:

3.03 CFS

Maximum Diversion Volume:¹

801.5 AF

Comes now

CRYSTAL BROTHERS

~~RT. 6 BOX 232~~

~~26N. 3500 E.~~

~~IDAHO FALLS, ID 83401~~

~~Rigby, Id. 83442~~

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 25-07109, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.03 CFS	801.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 24, Township 04N, Range 37E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	37E	24	SWSE 16	SESE 28			44
		25	NENE 26	NWNE 26	SWNE 36		
			SENE 24	NENW 12	SENE 34		
			NESW 1	~~SWSE 3~~			162
38E	19	LOT 4(SWSW)	23				23

Total number of acres irrigated:

229

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Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Rigby, Idaho, this 23 day of Oct., 1989.

Crystal Bros.

By Pearl to Crystal
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 25-07109

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by OK Date 10-25-89 CO-12518

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 25-07109 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
- ✓ 6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

Witness my hand this 15TH day of January, 1990.

Norm C. Young
Acting for R. Keith Higginson, Director

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Identification No. 25 7109

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Crystal Brothers, a Partnership Phone: 754-4705
post office address Rt. #6, Box 232, Idaho Falls, ID 83401
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 4N
Range 37E B.M. Jefferson County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 10.00 for irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 10.00 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, ditches and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated_____520

c. Describe any other water rights used for the same purposes as described above. decreed water through
Burgess Canal

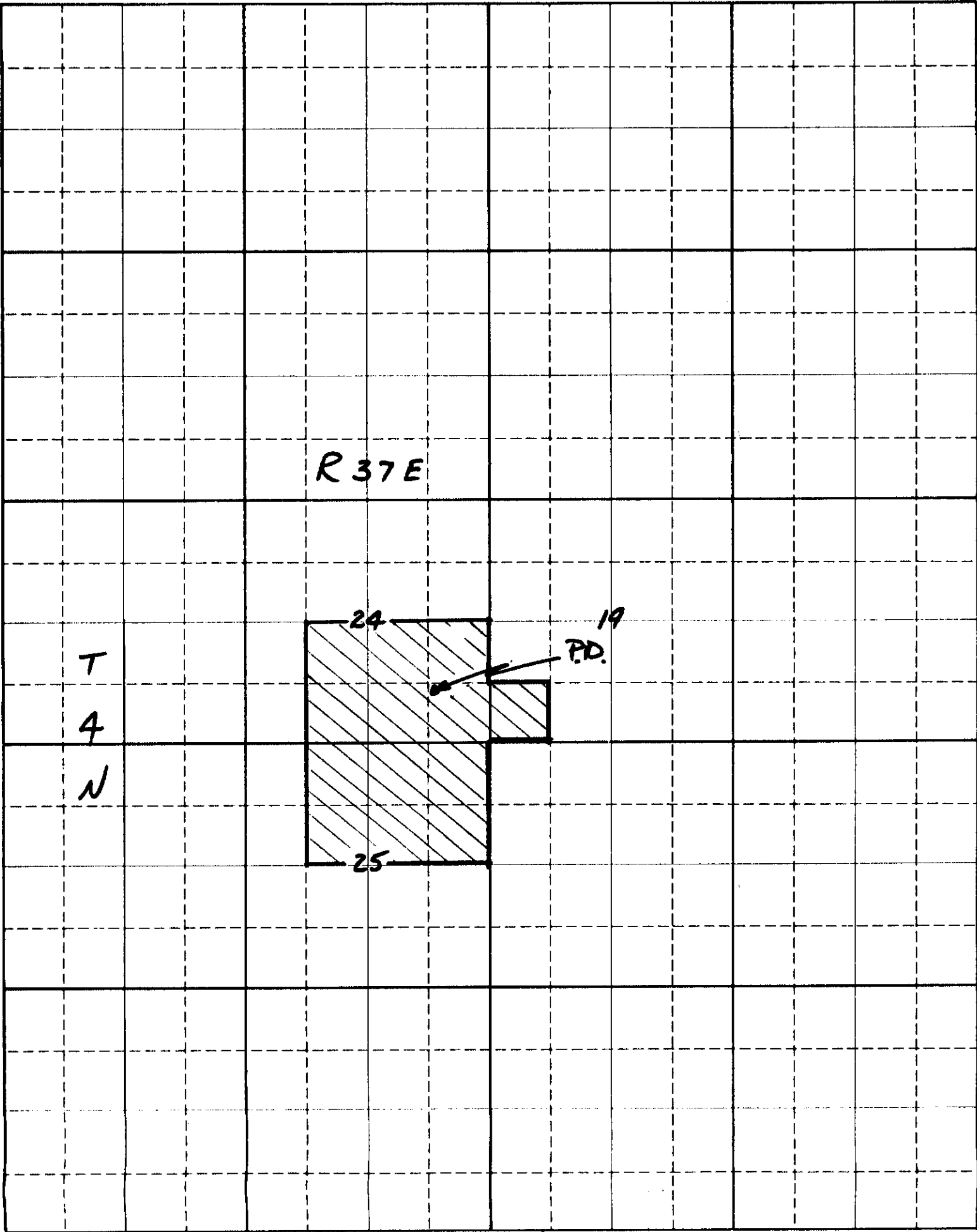
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Dean G. Crystal - Partner
(Applicant)

Proposed Priority 5/2/77

Received by me Date 5-02-77 Time 4:00 p.

Preliminary check by me Fee \$ 115.00

Receipted by me Date 5-02-77 # 6599

Publication prepared by me Date 5-7-77

Published in the Rigby Star

Publication dates May 12 + 19, 1977

Publication approved me Date 5-25-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial ARC je

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

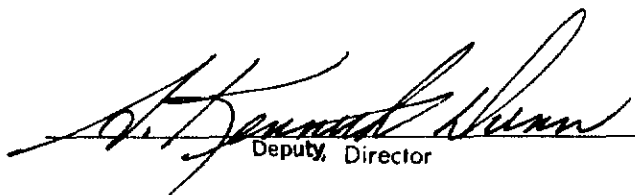
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 25-7109, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.
- c. Other: A measuring device of atype approved by the Director shall be permanently installed and maintained as part of the diverting works.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 17 day of June, 19 77.


Deputy, Director

MAR 25 1986

Department of Water Resources

Permit No. 25-7109

Phone No. 754 4705

1. Owner: Crystal Brothers Phone No. 754 4705
Current Address: Rt #6 Box 232 Idaho Falls Id 83401
2. Accompanied by: Kevin Crystal EXAM. DATE: 2 Aug 1984
Address: Rt 6 Box 215 Idaho Falls Id Phone No. 754 8859
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Motor	Detroit Diesel	N/A	N/A	Wellline	46086

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
well pump Mainline to open discharge

Gear Drive U.S. Motors 125hp ID# 9502-00-11-14 B352R004

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annu bar		Dieterich	7517-316-SS	191166	13.25	NA
Manomete						

7. Measurements $20.7' - 17.2'' = 3.5''$ ☐ Additional data/computation sheets attached
13.75" id

- | 3. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

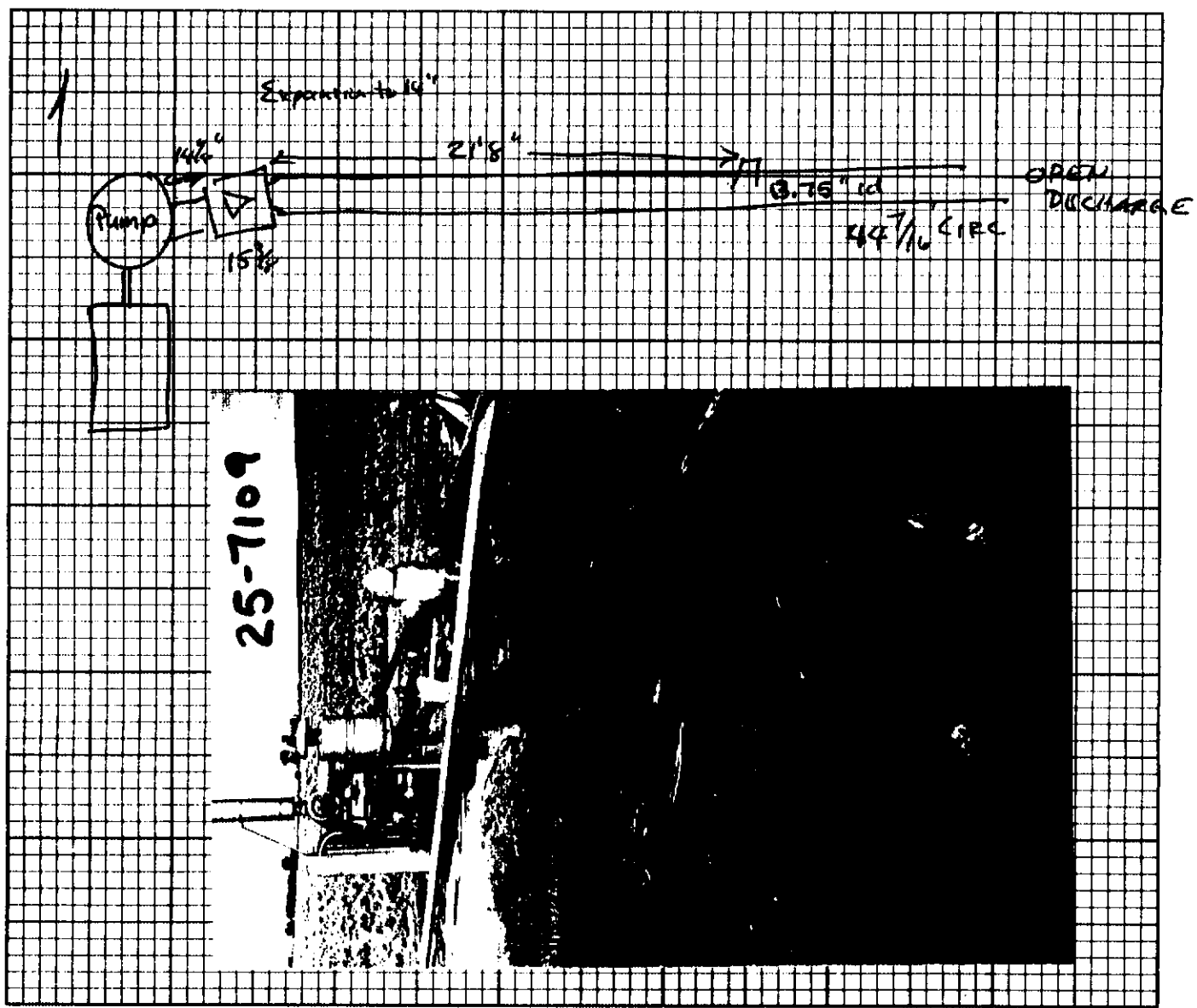
[illegible]

- | 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|
| | | |

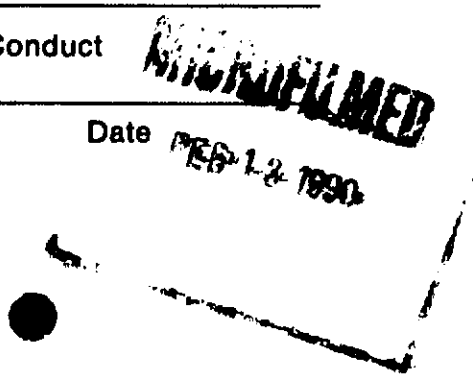
[illegible]

Total Acres 229

10. Other water rights on these lands 01-0249/0353
11. Other water right diverted from same p.d. N/A
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks _____
15. Recommended Amendments
- | | | |
|---|---|--------------------------------|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☐ None |
| ☐ Change P.U. as reflected above | ☒ Add P.U. as reflected above | ☐ Other |
16. Examiner's/Consultant's Signature Keith C. Wilson Date 2 July 1984
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct Beneficial Use Examination _____
- Date Feb 12 1990 CONSULTANT SEAL



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

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MAR 25 1986

25-7109

Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$Q = 3.85 \times (id)^2 \times \sqrt{y}$$

$$y = 3.5''$$

$$id = 13.75 \text{ id}$$

$$Q = 3.85 (13.75)^2 \sqrt{3.5} = 1361.8 \text{ gpm} = 3.03 \text{ cfs}$$

$$229 \text{ ac} \times 0.02 \text{ cfs/ac} = 4.58$$

$$Q_{\text{LIMITED By Capacity}} = 3.03 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 229 \text{ ac} \times 3.5 = 801.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.03 \text{ cfs} \times 214 \times 1.9835 = 1286.1 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 801.5 \text{ afa}$$

c) Volume Calculations for Other Uses: N/A

2. Overlap Review

a) Other water rights with same place of use: 01-0249 / 01-0353

b) Other water rights with same point of diversion: N/A

c) Analysis: R30 Decreeded water thru Burgess Canal Limit Right to 0.02 cfs/ac i 3.5 afa

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RECOMMENDED AMOUNTS

- | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|----------|--------|-----------|----------------------|-----------------|
| 25-7109 | | | | | 3.03cb |

4. Permit Holder: _____

Address: _____

5. Source: Groundwater tributary to _____

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
<u>Irrigation</u>	<u>4/1</u>	<u>11/1</u>	<u>3.03cfs</u>	<u>801.5afa</u>

Allowable Maximums: 3.03cf 801.5sf

7. Point(s) of Diversion: NO CHANGE FROM FIELD REPORT

[illegible]

8. Place(s) of Use NO CHANGE FROM FIELD REPORT

[illegible]

9. Recommended Conditions/Remarks: R30

UNCLASSIFIED

FEB 13 1990

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ ~~Other~~

11. Examiner's Signature Keith C Wilson

Date 10 Mar 1986

Checked in Regional Office by Dary Spackman

Date 3-12-86

Approved in State Office by _____

Date 4/21/89

23 24

24 19

B403
B299

T1568

Lot 1

RECORDED

FEB 11 1934

Lot 2

R37E

R38E

T
4
N

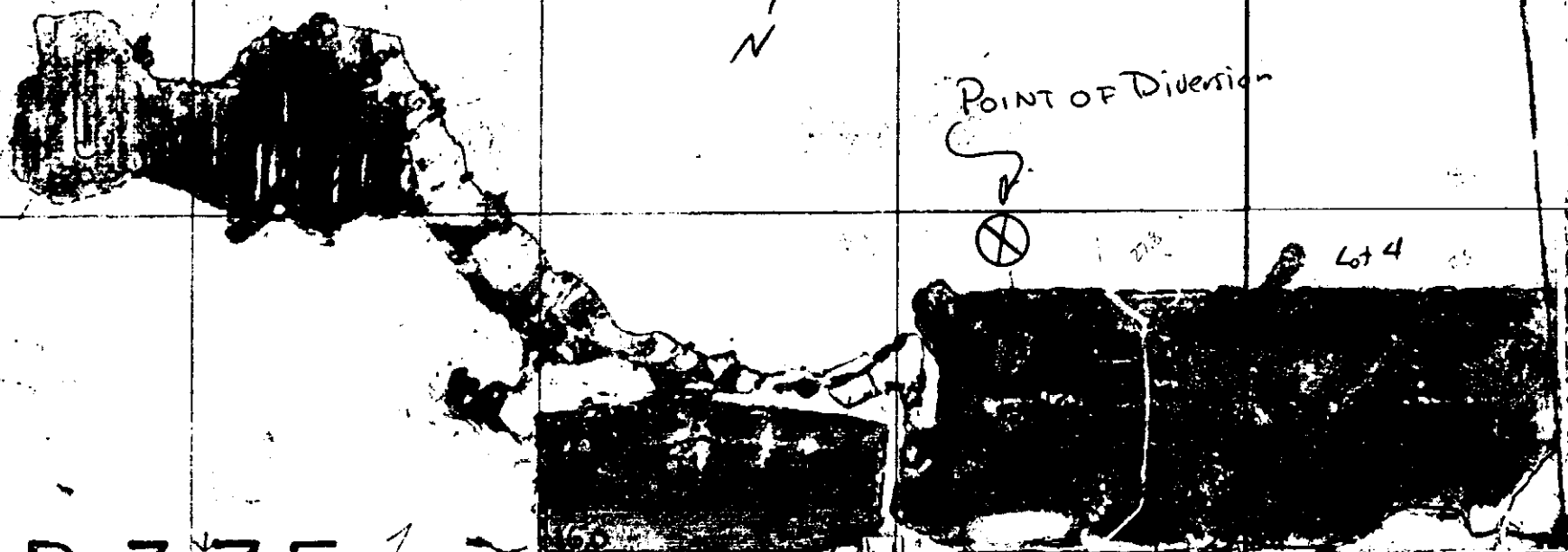
Lot 3

Point of Diversion



213

Lot 4



R 37 E

24
25

25 30

25-7109

25-7109

23 24
26 25

G13
T

B203
F-11

B224 R37E

(B301)

T
A
N

343
54

B290

(B302)

B234
(B300)

B 22

C 40

A 66

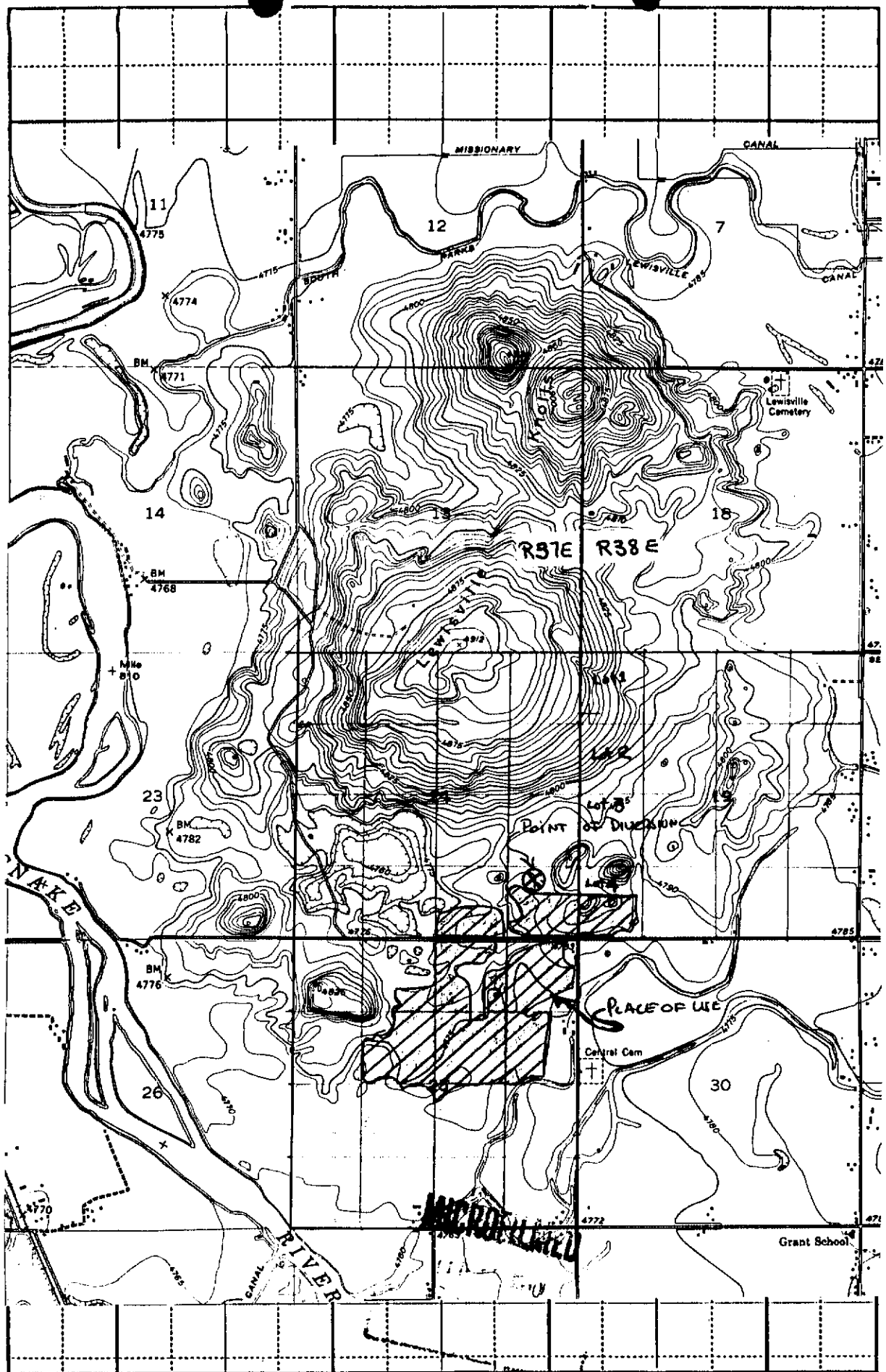
B 60

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FEB 1

25-7109

SCALE



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

25-7109



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1998

ALAN C. BATT
3224 E 200 N
RIGBY ID 83442

RE: CHANGE IN OWNERSHIP FOR A25-07109

Dear Mr. Batt:

It has come to our attention that you may have recently purchased a tract of land in Jefferson County. The property to which I am referring was most recently owned by Crystal Brothers. The legal description is as follows:

T04N R37E S24 SW1/4 SE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure(s)