

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 27-2039
Date Received: 2/12/90
Receipt No: E012022
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DAVID W GLENN Phone: (703) 430-8325

448 SENECA RD
GREAT FALLS VA USA 22066

CHERIE T GLENN Phone: (703) 430-8325

448 SENECA RD
GREAT FALLS VA USA 22066

2. Date of Priority: 11/27/1914

3. Source: CHESTERS SPRING , SPRING Trib. to: LITTLE BLACKFOOT RIVER , LITTLE
BLACKFOOT RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
06S	42E	10	NW	NW	SW	CARIBOU	
06S	42E	10	NW	NW	SW	CARIBOU	

5. Description of diverting works:

COLLECTION BOX MAINLINE TO D/1, C/STORE & STOCK TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.46	
STOCKWATER	1/01	12/31	0.01	
DOMESTIC	1/01	12/31	0.03	

7. Total Quantity Appropriated is:
0.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06S	42E	10	SW	SW		STOCKWATER	
			SW	SW		IRRIGATION	25
			SW	SW		DOMESTIC	
						Section Acres	25
						Total Acres	25

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

SOURCE AKA CHESTERS SPRING SEE ATTACHED REMARKS

15. Basis of Claim: License

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: A27-02039
Date Received: 2/12/1990
Receipt No: E012022
Received By: KCW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: THOMAS J. CHESTER 208-232-2261
Address: 217 NORTH 14 TH AVENUE
POCATELLO, ID 83201
OR
Name: JAMES T. CHESTER 208-574-2202
Address: HC 70, BOX 5020
STAR ROUTE
HENRY, ID 83230
OR
Name: VIRGINIA CHESTER HALL 208-233-0230
Address: 1080 EAST OAK STREET
POCATELLO, ID 83201
2. Date of Priority: NOV 27, 1914
3. Source: SPRING Trib. to: LITTLE BLACKFOOT RIVER
CHESTERS SPRING LITTLE BLACKFOOT RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 06S | 42E | 10 | NW | NW | SW | | CARIBOU |
5. Description of diverting works:
COLLECTION BOX MAINLINE TO D/1, C/STORE & STOCK TROUGHS
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.460 | | |
| DOMESTIC | 01/01 | 12/31 | 0.030 | | |
| STOCKWATER | 01/01 | 12/31 | 0.010 | | |
7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) A.F.A.

A27-02039

Page 1

Date: 03/06/90

NOV 12 1992

8. Total consumptive use is 62.5 Acre Feet Per Annum.
9. Non-irrigation uses:
D/SINGLE DOMESTIC HOME WITHIN STORE, S/40 SHEEP 10 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	42E	10	SW	SW		IRR	25.0
			SW	SW		DOMEST	
			SW	SW		STOCK	
						Section Acres	25.0
						Total Acres	25.0

11. Place of use in counties: CARIBOU
12. Do you own the property listed above as place of use? YES
13. Other Water Rights Used:
27-4000A/4000B/11339
14. Remarks:
SOURCE AKA CHESTERS SPRING
SEE ATTACHED REMARKS
15. Basis of Claim: LICENSE
Water Right Number: 10843

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 _____ 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):

Thomas J. Chester

Date: 3/6/90

Date: _____

State of Idaho)

County of BONNEVILLE)

SS.

Subscribed and sworn (or affirmed) before me this 6 day

of March 19 90

[Signature]

Notary Public

Seal

Residing at

Tom's

My Commission Expires

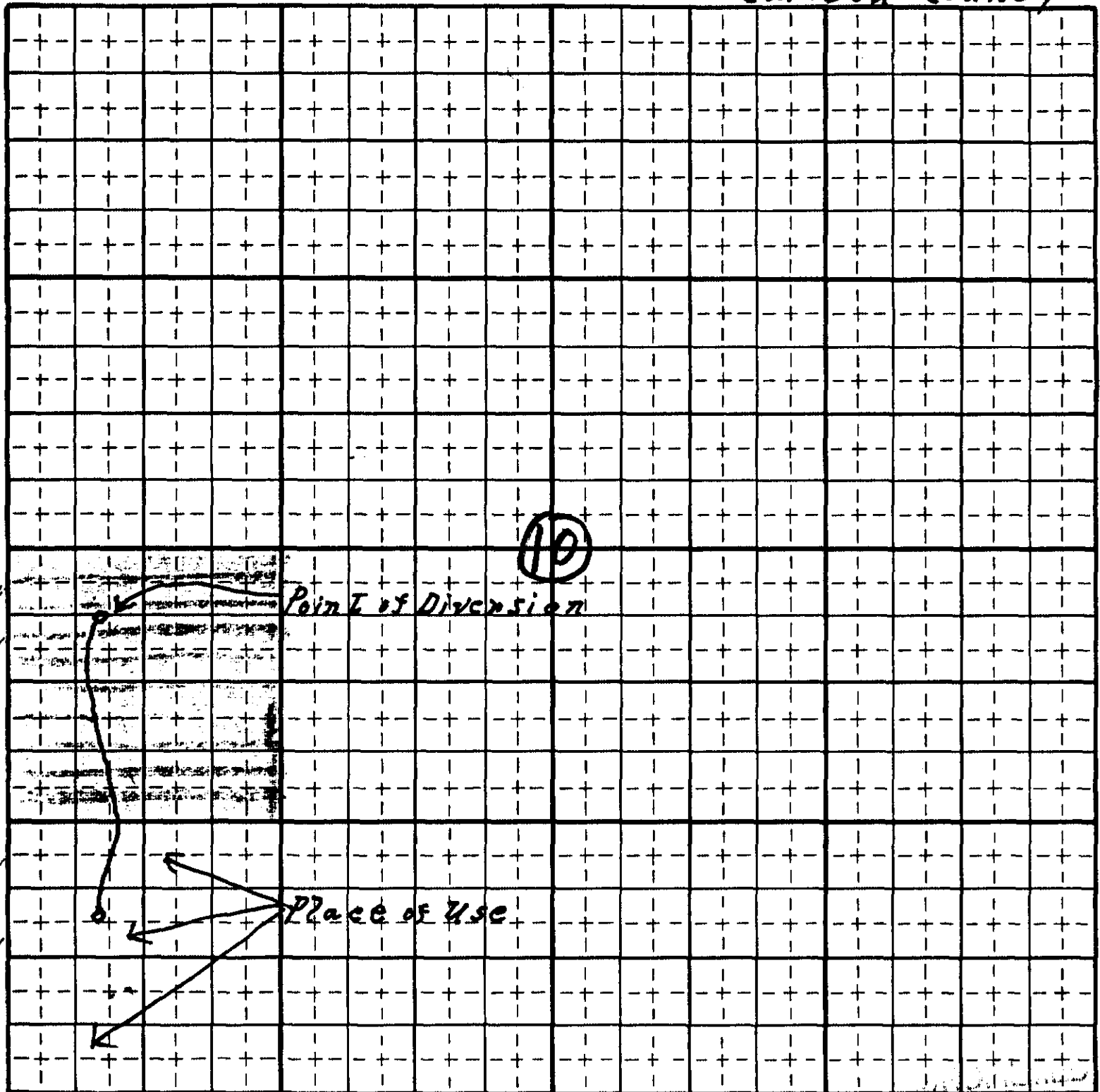
9-12-91

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

Scale: 2 inches equals 1 mile

Sec. 10
T. 6 So. R. 42. E

Caribou County



NOV 12 1992

A27-02039

Last Name CHESTER

Ident No. A27-11339

Copies: White-State, Yellow-Claimant

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: A27-02039
Date Received: 2/13/1990
Receipt No: E012022
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THOMAS J. CHESTER 208-232-2261
Address: 217 NORTH 14 TH AVENUE
POCATELLO, ID 83201
2. Date of Priority: NOV 27, 1914
3. Source: SPRING Trib. to: LITTLE BLACKFOOT RIVER
CHESTERS SPRING LITTLE BLACKFOOT RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	42E	10	SW	NW	SW		CARIBOU
5. Description of diverting works:
COLLECTION BOX MAINLINE TO D/1, C/STORE & STOCK TROUGHS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.460		
DOMESTIC	01/01	12/31	0.030		
STOCKWATER	01/01	12/31	0.010		
7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 62.5 Acre Feet Per Annum.
9. Non-irrigation uses:
D/SINGLE DOMESTIC HOME WITHIN STORE, S/40 SHEEP 10 HORSES

A27-02039

Page 1

Date: 02/13/90

RECORDED

NOV 12 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	42E	10	SW	SW		IRR	25.0
			SW	SW		DOMEST	
			SW	SW		STOCK	

Section Acres 25.0

Total Acres 25.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:
27-4000A/4000B/11339

14. Remarks:
SOURCE AKA CHESTERS SPRING
SEE ATTACHED REMARKS

15. Basis of Claim: LICENSE
Water Right Number: 10843

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 _____ 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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

R42E

T
6
N

POINT OF DIVERSION



10

PLACE OF USE

Prospect

A 27-2039

NOV 12 1953

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 A27-02039

Date Received 12 Feb 1990

Receipt Number E012022

KW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A2702039

Please type or print clearly

1. Name of Claimant (s) Thomas J. Chester Phone (208) 232-2261
or 574-22
Mailing Address 217 N. 14th Ave. Pocatello, Idaho Zip 83201

2. Date of Priority (Only one (1) per claim) November 27, 1914

3. Source of water supply (a) Unnamed spring (commonly called Chester's Spring)
which is tributary to (b) Little Blackfoot River

4. a. Location of existing point of diversion is: Township 6 south Range 42 E. Section 10,
SW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Caribou

Additional points of diversion if any: SW 1/4 of SW 1/4, Sec. 10, T. 6 south, R. 42 E.

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. The existing diversion works consists of
(1) five concrete pipes, 8 inches by 5 ft. laid in the bottom of the spring to collect
the water into the pipeline. (2) a 6 ft. by 6 ft. galvanized culvert is installed over
these pipes. A steel lid covers the top. A cement apron was poured around the outside
of the partially buried culvert. (3) A pipeline is connected to this structure which
carries the water approximately 1350 feet to a distribution tank for the several
beneficial uses outlined in the exhibit G, under item 14. (4) the pipeline starts with
12 inch steel pipe and reduces to 10 inch steel and 80 ft. of 10 inch P.V.C. pipe
* Dates of changes & enlargements are listed under item 14.

NOV 12 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount .46 or _____
For Domestic purposes from Jan. 1 to Dec. 31 amount .03 or _____
For Stockwater purposes from Jan. 1 to Dec. 31 amount .01 or _____
For Commercial purposes from 7/1 to 12/31 amount 0.24 or _____

7. Total quantity claimed (a) .5 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) one household, country store, 12 trailer homes, 15 R.V. Trailer spaces.

Domestic includes country store and single Domestic home 5/40 sheep
10. Description of place of use:
a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6 S	42E.	10											<u>25</u>						
													D						
													S						
													C						
													F						

Total number of acres irrigated 40.25

11. In which county (ies) are lands listed above as place of use located? Caribou

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
License No. 27-4000 .3cfs & .6cfs & claim or None ()

14. Remarks: (See attached descriptions for further details)

MICROFILMED

NOV 12 1992

Last Name CHESTER Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 27-2039

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Thomas J. Lehester

Date 2/12/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____

Title _____

of _____

Organization _____

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this _____

12

day of _____

Feb

19

90

SEAL

Notary Public Betty J. Thompson

Residing at _____

BETTY J. THOMPSON, NOTARY PUBLIC

RESIDING AT ISLAND FALLS, IDAHO

My Commission Expires _____

MY COMMISSION EXPIRES: 6-30-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

RECORDED

NOV 12 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



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

June 29, 2001

DAVID W & CHERIE T GLENN
448 SENECA RD
GREAT FALLS VA 22066

RE: CHANGE IN OWNERSHIP FOR A27-04000A, A27-04000B,
A27-02039 AND A27-11339

Dear Mr. & Mrs. Glenn:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

6/29/01

Note to file :

James Chester told me
his father Thomas is deceased.
They sold all the property
including store + home to the
Glean's.

Jennifer Crabtree
Technical Records Specialist

OK Je 6/29/00
RECEIVED
MAY 17 2001
Department of Water Resources
Eastern Region

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A27-04000A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>A27-04000B</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>A27-02039</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>A27-11339</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are 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(s) Thomas J Chester,
Virginia Chester Hall, James T Chester
1080 Oak St, Pocatello, ID 83201
4. New Owner/Claimant(s) David W Glenn & Cherie T Glenn
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
448 Seneca Road
City, State and ZIP Code Great Falls, Virginia 22066
New Telephone Number (703) 430-8325
5. Date you acquired the property August 21, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>_____</u>	Date <u>5/17/2001</u>	Fee <u>700</u>	→ No fees needed receipt voided
Received by <u>_____</u>	Date <u>5/17/2001</u>	Receipt No. <u>_____</u>	
Processed by <u>_____</u> AJ	Date <u>_____</u>	WR <u>_____</u> Date <u>_____</u>	

Log for claim 27-02039

Spatial Dynamics LTD

12/1/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s42e	10	SWSW	25	33	Indiscernible
Totals:			25	33	

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS J CHESTER 217 NORTH 14 TH AVENUE POCATELLO ID 83201 (208) 232-2261	11/27/1914	IRRIGATION STOCKWATER DOMESTIC	04-01 11-01 01-01 12-31 01-01 12-31	0.460 CFS 0.010 CFS 0.030 CFS	
				TOTAL DIVERSION:	0.500 CFS	
C	JAMES T CHESTER HC 70 BOX 5020 STAR ROUTE HENRY ID 83230 (208) 574-2202			CONSUMPTIVE USE:		62.50 AFA
C	VIRGINIA CHESTER HALL 1080 EAST OAK STREET POCATELLO ID 83201 (208) 233-0230					

Water Source: SPRING
CHESTERS SPRING

Tributary to: LITTLE BLACKFOOT RIVER
LITTLE BLACKFOOT RIVER

Stage: LICENSE

Point(s) of Diversion: T06S R42E S10 NWNWSW

CARIBOU County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
06S	42E	10	:					:					:					:					:	25.0
																							TOTAL ACRES	25.0

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
06S	42E	10	:					:					:					:					:	
																							S	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
06S	42E	10	:					:					:					:					:	
																							D	

POU County: CARIBOU

Non-Irrigation Uses: D/SINGLE DOMESTIC HOME WITHIN STORE, S/40 SHEEP 10 HORSES

Other Rights: 27-4000A/4000B/11339

Conditions of Approval:

AJ5809NP
No. A27-02039

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 49

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 27.

Remarks: GEN SOURCE AKA CHESTERS SPRING
SEE ATTACHED REMARKS

Dates: Exam Made Date: Verified Date: 02/20/1985 Objection Filed Date:

Misc: Water District Number: 27 Field Inspection Flag:
Presumption Flag:

State of Idaho
License and Certificate of Water Right

Water License No. 10843
Water District No. 34

Amount 0.5 csg. ft.
Priority 11-27-1914.

THIS IS TO CERTIFY that Colin A. Chester of Soda Springs, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 27th, 1914; that Permit No. 10843 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.5 second feet, was issued thereunder on October 7th, 1916, showing that said works were completed on the 26th day of September, 1916; and that on the 7th day of December, 1917,

Colin A. Chester

of Soda Springs, State of Idaho, made proof to the satisfaction of the State Engineer of Idaho, of a right to the use of the waters of an unnamed spring, a tributary of _____, for the purpose of irrigation and domestic use, under Use Permit No. 10843 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2357, on the 16th day of November, 1918;

The right hereby confirmed dates from November 27th, 1914;

The Point of Diversion is located in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 10, Tp. 6 S., R. 42 E., B.M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.5 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	42 E	10	SW $\frac{1}{4}$ SW $\frac{1}{4}$	25	25

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Engineer, affixed at Boise, Idaho, this 16th day of November, 1918.

(SEAL)

FRKD A. WILKIE
State Engineer.

27-2034
APPLICATION FOR PERMIT
To appropriate the Public Waters of the State of Idaho

1. Name of applicant: Colin A. Chester

Postoffice address: Henry

County: Bannock

State: Idaho

- I. If applicant is a corporation, give
(a) Date and place of incorporation:
(b) The amount of capital stock:
(c) The amount paid in:
(d) Names and addresses of directors:

- II. The financial resources of the applicant are: (a) Cash on hand:
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:

2. The quantity of water claimed is 0.6 cubic feet per second.

3. Source of water supply: Unnamed Spring.

4. Location of point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, Tp. 6 S. R. 42 East B.M.

County of Bannock

5. To be used for: Irrigation Purposes.

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: Twenty-five acres.
(b) In the following legal subdivisions: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Tp. 6 S. R. 42 E. B.M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

- (b) Amount of power to be generated:
(c) Is water to be returned to any stream?
return:

H. P. under ft. head
(d) If so, name stream and locate point of

6. Estimated cost of works: \$150.00

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

(a) Height of dam feet, length of dam at top feet,
length of dam at bottom feet. Material used in construction:

(b) Capacity of reservoir acre feet. (c) Size of headgate, width feet,
Height feet. (d) Conduit Ditch width at bottom 2 feet,
width at water line 3 feet, depth of water 1 feet; diameter of pipe
inches; average grade per mile is 10 feet. Length of conduit is $\frac{1}{4}$ miles,
and it crosses the following quarter sections: SW $\frac{1}{4}$ Sec. 10, T. 6 S. R. 42 East B.M.

8. The time required for the completion of the construction of such work is Two years.

9. Time required for the complete application of the water to the proposed use is one additional years.

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

Colin A. Chester

Applicant.

By J. H. Anderson

Agent.

Date of first receipt at office of State Engineer J. O. A. H. November 27, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10843

Recorded in Book 36 Page 10843 Approved December 11, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before

Work to begin on or before February 9, 1915 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 11, 1915.

The whole of said work to be completed on or before December 11, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before December 11, 1917.

Witness my hand this 11th day of December, 1914.

Herbert Wing,

Acting State Engineer.

Remarks: The point of diversion is located on unoccupied vacant government land.

Proof of completion of works made September 26, 1916.

Certificate of completion of works issued October 7th, 1916.

Permit No. 10843.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Colin A. Chester, of Henry, County of Bannock, and State of Idaho, the holder of Permit No. 10843, issued upon Application No. 15602, bearing date of priority of November 27, 1914, authorizing the diversion of .5 of 1 second foot of the waters of an unnamed spring, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .5 of 1 second foot of the waters of an unnamed spring; that the point of diversion of said waters is in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 10, T. 6 S., R. 42 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest quarter of Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Sec. 10, T. 6 S., R. 42 E., B. M., containing 25 acres.

Witness my hand this 7th day of October, A. D. 1916.

J. H. SMITH,

State Engineer of the State of Idaho.

Licence issued for _____ second for

Page 7347

14. REMARKS:

1895

The attached claims are for water flowing from a spring described originally as (one certain spring arising about twenty-five (25) rods in a northerly direction from the bridge at Little Blackfoot crossing at Henry, Idaho) see Exhibit A. Warranty Deed, July 23, 1906. It later became known at "Chesters Spring". The spring arises in the NW 1/4 of SW 1/4, Sec. 10, T.6 so. R.42 E, in Caribou County and by a diversion structure and pipeline has been applied to beneficial use, continuously since 1895, in the SW 1/4 of the SW 1/4 of Sec. 10, T.6 So. R42E Caribou County, in the Community of Henry, Idaho. (See Exhibit A)

The original diversion was described in an agreement executed April 20, 1895 between Marius Thorup and J. H. Swank and John Stoor. (See Exhibit B) The diversion of the water was further described in exhibit C. (warranty deed, executed August 11, 1903, between John Henry Schmidt and Annie C. Schmidt and Thomas C. Mercer) and in Exhibit D. Sept. 11, 1900 between Marias Thorup of Henry, and John George Schmidt of Soda Springs. It was described as a diversion ditch, wide enough to carry 72 inches of water, at a running grade of 1/4 inch, to the rod. The diversion devise consisted of a dam composed of dirt and rock filled with a 12 inch headgate. The water was diverted into a pipeline made from various lengths of lodgepole pine, with the centers bored out. A claim of .3 CFS was filed for September 1895 under claim No. 27-4000 filed February 3, 1970.

1898

A wood, flume and box with a series of "one (1) inch holes in the sides" was installed - 2 feet by 4 feet by 25 feet which increased the volume of water diverted into the wood pipe. Estimated increase in flow was .6 CFS. (See Exhibit E water filing under Permit Claim No. 27-4000, Filed February 3, 1970.)

1900

These Permit Claims on the water rights from the spring, are described in Warranty Deed, No. 7274 dated July 23, 1906 (See Exhibit A) . . . from John H. Schmidt and Annie C. Schmidt, to Frank M. Merrill and William H. Chester, as "all of the water rights now used or to be used for irrigation of above described land now owned by the parties of the First part, said water rights being more particularly described as follows to wit, - 72 inches of water recorded at the request of George Schmidt, Nov. 27, 1900 in Book 1, page 35 in the Record of Agreements in Bannock County, State of Idaho. Also, all the water flowing from one certain spring arising about twenty five rods in a northerly direction from the bridge at Little Blackfoot crossing, at Henry, Idaho, said water being now on record to be used on above described land.

My grandfather, Wm. H. Chester, his oldest son, Will Chester and Frank Merrill, formed a partnership, purchased the property from John Henry Schmidt, and his brother George A. Schmidt, and they constructed a country store, "Merrill and Chester Mercantile", in 1899 - 1900. The store was lost by fire in 1906. Then my uncle Colin A. Chester, and my father Walter J. Chester, purchased the property and built a new store in 1910.

Chester

NOV 12 1992

1914

The wood, pole pipe, was replaced with 10 inch pipe made with redwood sections and tied together with No. 8 wire, wrapped around the outside of the pipe. The diversion ditch was enlarged to 3 feet wide at the bottom, 3 1/2 ft. at water line and a depth of 6". This improvement increased the flow by approx. .5 CFS. See Exhibit F. Water Right license No. 10843, priority 11-27-1914 to Colin A. Chester.

1932

In 1932, a portion of the wood pipe was replaced with 8 inch steel pipe.

1940

Balance of redwood pipe was replaced with salvaged steel pipe.

1966

Earth filled diversion device was converted to a metal 12" headgate.

1968

In September of 1968 most of the old pipeline was replaced with new 8" steel pipe, wrapped with tarpaper. Also, a pressure pump was installed at the distribution tank and a spherical, buoy tank was buried to serve as the pressure tank.

1972

In October-November of 1972 the spring was dug out with a backhoe to increase the flow. A series of 8 ft. by 5 ft. pipes were installed to collect the water into the pipeline. A 6 ft. by 6 ft. galvanized culvert, was installed over these pipes and the spring with a steel cover. A cement apron was poured around the outside of the partially buried culvert. This increased the flow of the spring. (See Exhibit G Diagram of diversion tank)

The pipeline starts with a 12" steel pipe which reduces down to 10". Most of the pipeline is buried underground. It goes under Highway 34 (see copy of state Highway Dept. map attached..(Exhibit H) and then rises above ground while it crosses over the "Little Blackfoot River". It then goes underground approximately another 375 ft. and terminates at a partially buried, steel, distribution tank. At this distribution tank the water has been diverted in four (4) directions of uses.

1983

In November 3-8, 1983, the spherical, buoy was replaced by constructing a concrete block building (6 ft. by 6 ft. and 12 ft. deep, with a cement floor.) The pump house is partially buried in the ground to prevent freezing.

An electric pump is located in the diversion tank to pressurize the water in a 2" pipeline, 100' to the pump house, where two (2) Amtrol pressure tanks are located. (See attached description, Exhibit I map of the diversion system).

A. Three (3) distribution lines from the pump house are:

- 1- A 2" water line extends West, to the residence and two (2) mobile homes.
- 2- A 2" water line extends south, approximately 900 ft. to service a mobile home and to irrigate approximately 2 acres of pasture. Access T's are installed periodically along this line parallel to Highway 34, for the future addition of mobile home spaces.
- 3- Another 2" water line extends northward approx. 560 ft. which delivers water to:
 - a. the country store
 - b. 12 trailer rental units

- c. 6 R.V. rental spaces
- d. for irrigation
- e. in this portion of the system, a two (2) inch water line extends under Highway 34, and serves additional R.V. rental units on the west side of Highway 34, in the Townsite of Henry, Idaho. (See exhibit G for diagram.)

The over flow water at the "distribution tank" is piped into a 3 ft. by 5 ft. galvanized collection tank which is equipped for two (2) electric, irrigation pumps. Our power supply is single phase so 7 1/2 h.p. motors are the largest size that can be installed.

1988

In August of 1988 an electric supply panel was installed and a new 25 KW transformer. (See Exhibit J) Copy of electric power use agreement made August 19, 1988 with the Lower Valley Power and Light Co. of Afton, Wyoming.

The irrigation lines consist of the following:

- A.
 - 1. 1/4 mile, 3" sprinkler hand line.
 - 2. 580 ft. 4" sprinkler hand line.
 - 3. 330 ft. 5" aluminum, gated, irrigation pipe.
- B. An auxilliary 6 h.p. gasoline engine and pump is used to pump from the irrigation overflow, ditch.
- C. Four (4) pipes (6 inches by 6 ft.) with plate valves, are installed in the irrigation ditch for surface irrigation of a pasture.

The water diversion system flows continuously throughout the year and has never frozen during the severe cold winters. The excess flow is returned via the irrigation ditch to the Little Blackfoot River.

Exhibit A

Entry No. 2

Sheet No. 3

Francis M. Merrell, Jr.,

NOTICE OF POSSESSORY CLAIM.

Claimant,

Dated: January 9, 1906 (By
Acknowledgement Only)

To:

Recorded: January 9, 1906, at
11:41 o'clock A.M., in Book 1
of Possessory Claims, page 35.

Whom It May Concern.

NOTICE IS HEREBY GIVEN, that the undersigned a native borne citizen of the United States of America, over the age of twenty-one years and the head of a family, claims the following described tract of unoffered land belonging to the United States of America, to-wit:

(AMONG OTHER LAND NOT COVERED BY THIS ABSTRACT OF TITLE:)

The West half of the Southwest quarter of Section Ten (10),
Township Six (6) South, Range forty-two (42) East of the
Boise Meridian in Idaho, containing 160 acres;

that he intends to use the said land for agricultural and grazing purposes;
that the said described lands are unoffered public lands belonging to the
United States, and that the same do not contain any valuable mineral de-
posits or salines, or any coal.

Francis M. Merrell, Jr.,
Claimant.

Francis M. Merrell, Jr., being first duly sworn according to law, deposes and says that he is the claimant mentioned in the foregoing notice and whose name is subscribed thereto, and that the statements in said notice contained are true; that said claim does not embrace more than 160 acres of land; that he holds the other claims under the provisions of Chapter IV Title X of the Code of Civil Procedure of the State of Idaho, (Rev. Stat. 1887, Page 507); that to the best of his information and belief no part of said land is claimed by any person under any existing adverse title, and that the said lands does not contain any coal, mineral or salines of any kind whatever.

Francis M. Merrell, Jr.

Subscribed and sworn to before me this 9th day of January, A.D.,
1906, at Pocatello, Bannock County, Idaho.

(SEAL)

Fred G. Caldwell, Notary Public.

Transcribed from Bannock County Records, Possessory Record No. 1, Page
174.

-----0-----

Chester

CARIBOU COUNTY ABSTRACT COMPANY

SODA SPRINGS, IDAHO

NOV 12 1992

Entry No.

4

Sheet No.

4

Instrument No. 8338

UNITED STATES OF AMERICA

-P-A-T-E-N-T-

TO:

Dated: August, 2, 1920.

Colin A. Chester,
Claimant.

Recorded: March 1, 1927, at
9:30 o'clock A.M., in Book one
of patents, page 547.
CONSIDERATION: Full Payment.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING: WHEREAS, a Certificate of the Register of the Land Office at Blackfoot, Idaho, has been deposited in the General Land Office hereby it appears that full payment has been made by the claimant Colin A. Chester according to the provisions of the Act of Congress approved March 3, 1877, entitled "An Act to provide for the sale of desert lands in certain States and Territories," as amended by the Act of March 3, 1891, for the Southwest quarter of the southwest quarter of Section ten in Township six south of Range forty two East of the Boise Meridian, Idaho, containing forty acres, according to the Official Plat of the Survey of the said land, returned to the GENERAL LAND OFFICE By the Surveyor General;

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, WOODROW WILSON, President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office, to be hereunto affixed. GIVEN under my hand, at the City of Washington, the SECOND day of August in the year of our Lord one Thousand nine hundred and Twenty and of the Independence of the United States the one hundred and forty fifth.

(SEAL)

By the President: Woodrow Wilson,
By, M. P. Le Roy, Secretary
L.Q.C. Lamar, Recorder of the General
Land Office.

RECORDED: Patent Number 765522

Colin Chester, Recorder.

NOV 12 1932

CARIBOU COUNTY ABSTRACT COMPANY

SODA SPRINGS, IDAHO

Chester

Exhibit A

This Indenture, Made this 23rd day of July (1906)
 in the year of our Lord one thousand nine hundred and 24
 between John H. Schmidt and Anne C. Schmidt, his Wife,
 of Boise Springs County of Bannock
 State of Idaho the parties of the first part, and
Frank M. McNeill Jr and William H. Chester (Partners)
 of Henry County of Bannock
 State of Idaho the parties of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the sum of
Twelve hundred DOLLARS,
lawful Money of the United States of America, to them in hand paid by the
 said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
 and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
 of the second part, and to their heirs and assigns forever, all the following described real estate,
 situated in Bannock County
 State of Idaho, to wit: The east half of the North east quarter of Section
nine and the west half of the North west quarter of Section
ten in Township six South of Range forty two east of
Boise Meridian. Containing One hundred and sixty
Acres, with all the water rights now used or to be used for the
irrigation of above described lands now owned by the parties of the
first part, said water rights being more particularly described as follows, to wit:
Twenty-two inches of water recorded at request of George Schmidt Nov 27, 1900
in Book 1, page 35, in record of agreements in Bannock County, State of Idaho
Also, all the water flowing from one certain Spring arising about twenty five
rods in a northerly direction from the Bridge at Little Blackfoot Crossing at
Henry, Idaho said water being now on record to be used on above described land
 Together With all and singular the tenements, hereditaments and appurtenances thereunto belong-
 ing or in anywise appertaining, the reversion and reversions, remainder and remainders, rents issues and
 profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in
 equity, of the said parties of the first part:

To Have and to Hold, All and singular the above mentioned and described premises, together with
 the appurtenances, unto the parties of the second part, and to their heirs and assigns forever.
 And the said parties of the first part, and their heirs, the said premises in the quiet and
 peaceable possession of the said parties of the second part, their heirs and assigns, against
 the said parties of the first part, and their heirs, and against all and every person and persons
 whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents
 forever DEFEND.

In Witness Whereof, The said parties of the first part have hereunto set their hands
 and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

John H. Schmidt
Annie C. Schmidt
Frank M. McNeill Jr
William H. Chester

John H. Schmidt Seal
Annie C. Schmidt Seal
Frank M. McNeill Jr Seal
William H. Chester Seal

Exhibit A.

STATE OF IDAHO,

County of Bannock

ss.

On this ninth day of August in the year, 1906, before me

Herbert Hersley a Notary Public in and for

said County, personally appeared John H. Schmitt

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same; and on this ninth day of

August in the year, 1906, before me, the officer above described, personally appeared Anne C. Schmitt

, known to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

In Witness Whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Herbert Hersley
Notary Public

No. 727

WARRANTY DEED

TO

Dated 190
STATE OF IDAHO,
County of ss.

I hereby certify that this instrument was filed for record at the request of

Merrill & Chester

at 10 minutes past 14 day of Aug A. D. 1906

in my office, and duly recorded in Book 15 of Records at Page 478

Ex-officio Recorder.

By J. M. Campbell Deputy.

Fees, \$ 1.50

Statesman Shop, Boise, Idaho. 10-05-2000

Chester

Little Blackfoot, April 28th 1895.

Exhibit B

Agreement Between Marius Thorup party of the first part, and J. H. Duwank and John Stoor parties of the second part, of Little Blackfoot, Blaine County, Idaho. Witnessed. That the party of the first part, agree that the parties of the second part, shall construct a ditch through his ranch at Little Blackfoot, on a survey now agreed upon. Said ditch to be one foot deep and wide enough to carry a lawful amount of water for the ranches of the parties of the second part, now owned in aforesaid place.

And further: The parties of the second part agree to construct said ditch and the party of the first part shall own an interest in said new ditch to carry seventy two inches of water at a running grade of $\frac{1}{4}$ inch to the rod.

And it is also agreed: That J. H. Duwank party of the second part agree to relinquish his (now owned ditch) from the south line, of the party of the first part to the place where the new ditch or survey drops into the old ditch to the party of the first part whenever the new ditch is finished through the land of the party of the first part.

Witness

J. S. Jensen

Marius Thorup

John H. Duwank

John Stoor

Recorded at request of George Dehnidt at 8³⁰ o'clock A.M. Nov 27 1900

By W. Campbell

NOV 12 1902

J. W. Campbell

Recorder

Chester

Deputy

See

This Indenture Made the Eleventh day of August ^{Exhibit C}
 in the year of our Lord one thousand nine hundred and three
 between John H. Schmidt and Ann C. Schmidt
his Wife
 of Henry County of Bannock State of Idaho
 the part 1st of the first part, and Thomas C. Mercer

of Ordin County of Weber State of Utah
 the part 2^d of the second part.

Witnesseth: That the said part 1st of the first part, for and in consideration of the sum of Eleven hundred ⁰⁰/₁₀₀ Dollars, lawful money of the United States of America to them in hand paid by the said part 2^d of the second part, the receipt whereof is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto the said party of the second part, and to their heirs and assigns, forever: All that certain lot, piece, or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

The east half of the North east quarter of Section nine and the west half of the north west quarter of Section ten in Township six south of Range forty-two east of Boise Meridian containing one hundred and sixty acres with all the water rights now used or to be used for the irrigation of above described land now owned by the parties of the first part, said water rights being more particularly described as follows, to-wit: Seventy-two inches of water recorded at request of George Schmidt Nov 27, 1900, in Book 1, page 35, record of agreement in Bannock County, State of Idaho.

The water flowing from a certain Spring arising about twenty-five rods in a northerly direction from the Bridge at Little Blackfoot Crossing at Henry, Idaho said water being now on record to be used on above described land.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereto:

To have and to hold, all and singular, the said premises, together with the appurtenances and privileges thereunto incident, unto the said part 2^d of the second part, and to their heirs and assigns forever. And the said part 1st of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said part 2^d of the second part, their heirs and assigns, against the said part 1st of the first part, and their heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

In Witness Whereof, The said part 1st of the first part have hereunto set their hand & seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Wm. Chester
Wagner Mercer

John H. Schmidt
Ann C. Schmidt (Seal)

(Seal)

Chester

State of Idaho,

County of Bannock

ss.

NOV 12 1902

On this 11th day of August in the year 1903 before me

William Chester Notary Public

in and for said County, personally appeared

John Henry Schmidt

known to me to be the person whose name is subscribed to the within instrument, and

acknowledged to me that he executed the same; and on this 11th day of August

in the year 1903, before me, the officer above described, personally appeared

Anne C. Schmidt

known to me to be the person whose name is subscribed to the within instrument described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same and that she does not wish to retract such execution.

In Witness Whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

William Chester
Notary Public

Warranty Deed.

John H. Schmidt
and Mrs.
Thomas C. Olsen

Dated

190

State of Idaho,

County of Bannock

ss.

I hereby certify that this instrument was
filed for record at the request of

at

11th

o'clock

4th

day of

August

A. D. 1903

at my office and duly recorded in Book

114

of Deeds at 773

EX OFFICIO RECORDER

William Chester
DEPUTY.

Fee \$ 1.25

X9X

THE TREASURER, BOOYER, ID.

This Indenture, Made the Eleventh day of September
in the year of our Lord one thousand ~~eight hundred and ninety~~ nine hundred between
Marinus Thorup
of Henry County of Bannock State of Idaho
the party of the first part, and John George Schmidt
of Soda Springs County of Bannock State of Idaho
the party of the second part.

WITNESSETH: That the said party of the first part, for and in consideration of the sum of
Nine Hundred Dollars,
lawful money of the United States of America, to him in hand paid by the said party
of the second part, the receipt whereof is hereby acknowledged, do and by these presents, Grant
Bargain, Sell and Convey and Confirm unto the said party of the second part, and to
his heirs and assigns, forever: All those certain lots, pieces or parcels of
land situate, lying and being in the County of Bannock and State of Idaho, bounded and more particu-
larly described as follows, to-wit: East half of the North East-
quarter of section nine and the West half
of the North West quarter of section ten in
Township six South of Range 42 East of
Base Meridian in Idaho. Containing one
hundred and sixty acres. Also the following
described property to wit: two bay horses brand
One 2 on left thigh and the other 1 on right thigh
+ horn branded S.B on left side. 1 half branded T.O on
left side. 1 set of harness 1 Bain Wagon. 1
the Cornick Mowing Machine and Rake
1 Plow 1 Harrow. also all water rights
belonging to above land

Together with all and singular, the tenements, hereditaments and appurtenances thereunto
belonging, or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appur-
tenances and privileges thereunto incident, unto the said party of the second part, and to his
heirs and assigns forever. And the said party of the first part, and his heirs, the said
premises in the quiet and peaceable possession of the said party of the second part, and his
heirs and assigns, against the said party of the first part, and their heirs, and against all
and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will
warrant, and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his
hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

H. Korsley

Marinus Thorup



Chester

STATE OF IDAHO,

County of Bannock } ss

On this Eleventh day of September in the year 1900, before me
Herbert Harsley, a Notary Public
in and for said County, personally appeared Marius Thorpe

known to me to be the person whose name is subscribed to the within instrument, and acknowl-
edged to me that he executed the same; and on this Eleventh day of September
in the year 1900, before me, the officer above described, personally appeared

known to me to be the person whose name is subscribed
to the within instrument, described as a married woman; and upon an examination without the hearing
of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowl-
edged to me that she executed the same and that she does not wish to retract such execution.

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

Herbert Harsley
Notary Public

Quadrant Deed.

Dated 189

State of Idaho,

County of Bannock } ss

I hereby certify that this instrument was
filed for record at the request of

George Schmidt

at 11:40 minutes past 8 o'clock

of this 27th day of

September A. D. 1900

in my office and duly recorded in Book

of Deeds at Page 278

W. C. Canfield

By W. C. Canfield

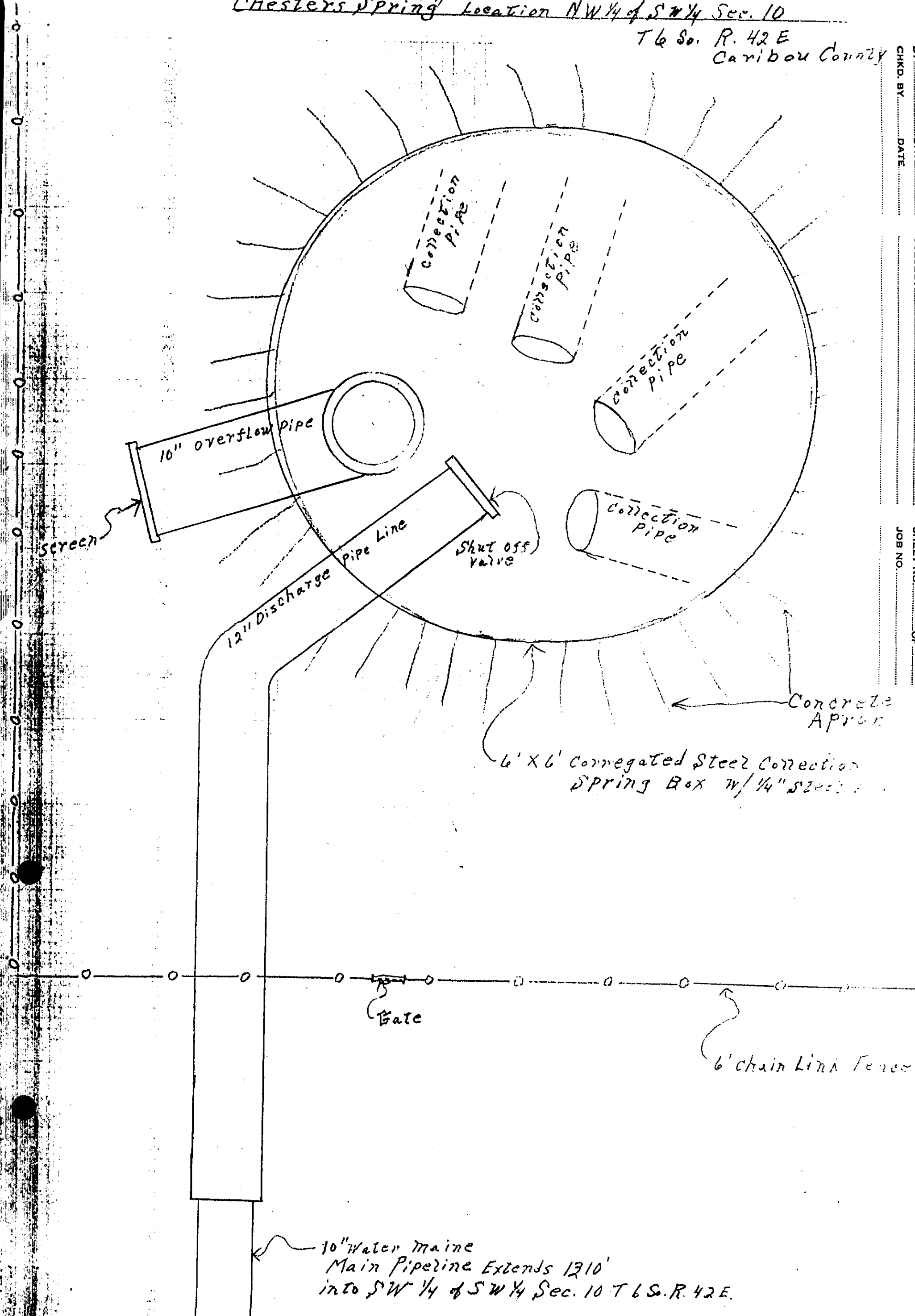
Notary Public

THE TRIBUNE, POCAHELLO.

Diagram of Spring Box Development at
"Chesters Spring" Location NW 1/4 of SW 1/4 Sec. 10

T6 So. R. 42 E
Caribou County

BY _____ DATE _____
CHKD. BY _____ DATE _____
SUBJECT _____
SHEET NO. _____ OF _____
JOB NO. _____



10" Water Main
Main Pipeline Extends 1310'
into SW 1/4 of SW 1/4 Sec. 10 T6 So. R. 42 E.

