

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 22-133F
Date Received: 10/27/1988
Receipt No: E003578
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

KERRY LUNDQUIST Phone: (208)745-7659
4426 E 500 N
RIGBY ID USA 83442

SUSAN LUNDQUIST Phone: (208)745-7659
4426 E 500 N
RIGBY ID USA 83442

2. Date of Priority: 01/18/1905

3. Source: NORTH LEIGH CREEK , SPRING CREEK Trib. to: TETON RIVER , TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	44E	32	NW NW	TETON	
06N	44E	32	NW NW	TETON	

5. Description of diverting works:

HEADGATE & DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	5.91	

7. Total Quantity Appropriated is:
5.91 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
06N	44E	23	NE	SW	IRRIGATION	15
			SE	SW	IRRIGATION	20
			NE	SE	IRRIGATION	30
			NW	SE	IRRIGATION	20
			SW	SE	IRRIGATION	20
			SE	SE	IRRIGATION	20
					Section Acres	125
06N	44E	24	NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	15
			SE	SW	IRRIGATION	5
					Section Acres	54
					Total Acres	179

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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: A22-00133F
Date Received: 10/27/1988
Receipt No: E003578
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THEO HANSON 208-745-6051
Address: 3836 EAST 620 NORTH
RIGBY, ID 83442
AND/OR
Name: RUTH HANSON 208-745-6051
Address: 3836 EAST 620 NORTH
RIGBY, ID 83442

2. Date of Priority: JAN 18, 1905

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER
SPRING CREEK TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	44E	32	NW	NW			TETON

5. Description of diverting works:
HEADGATE & DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	5.910		

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

8. Total consumptive use is 358.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-00133F

Page 1

Date: 10/27/88

RECORDED
NOV 04 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
06N	44E	23	NE	SW		IRR	15.0	
			SE	SW		IRR	20.0	
			NE	SE		IRR	30.0	
			NW	SE		IRR	20.0	
			SW	SE		IRR	20.0	
			SE	SE		IRR	20.0	
							Section Acres	125.0
		24	NW	SW		IRR	34.0	
			SW	SW		IRR	15.0	
			SE	SW		IRR	5.0	
							Section Acres	54.0
							Total Acres	179.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
A22-00058/0533A/00486A/00506/00505

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

F.C GILLETTE

Decree Plaintiff

vs

LYNN CRANDALL, W.M.

Decree Defendant

RECORDED
NOV 04 1992

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): Theo Hanson Date: Oct. 27 1988

Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 27 day
of October 19 88

Calvin W. Hays
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

NOV 04 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 30, 2003

KERRY & SUSAN LUNDQUIST
4426 E 500 N
RIGBY ID 83442

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 22-58, 22-133F, 22-
486A, 22-505, 22-506, 22-533A

Dear Mr. & Mrs. Lundquist:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Kristen Forsgren
Office Specialist 1

Enclosure

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

OK JC 9/30/03
 RECEIVED
 SEP 05 2003
 Department of Water Resources
 Eastern Region

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

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
	22-533A ✓		25-1041 9		
	22-505 ✓			22-133F ✓	
	22-506 ✓			22-58 ✓	
	22-486A ✓				
25-1041 8					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$550
- 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)

Theo Hanson

4. New Owner/Claimant(s)

Kerry or Susan Lundquist
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

4426 E 500 N

City, State and ZIP Code

Rigby, ID 83442

New Telephone Number

(208) 745-7659

5. Date you acquired the property

5 Sep 2003

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) Kerry Lundquist
(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>JC</u>	Date <u>9-5-03</u>	Fee <u>\$50-</u>
Receipted by <u>JC</u>	Date <u>9-5-03</u>	Receipt No. <u>E 029159</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received Theo I. Hanson and Ruth G. Hanson, Trustees or their successors in trust,
under the Theo and Ruth Hanson Trust dated May 16, 1990

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Gary D. Lundquist and Sandra Lundquist, husband and wife and Kerry S. Lundquist and
Susan B. Lundquist, husband and wife

whose address is: 470 North 4300 East, Rigby, ID 83442

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit

SEE ATTACHED LEGAL DESCRIPTION

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.

Dated: September 5, 2003

Theo I. Hanson
Theo I. Hanson, Trustee

Ruth G. Hanson
Ruth G. Hanson, Trustee

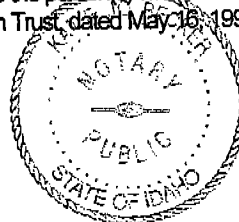
STATE OF Idaho

)ss.

COUNTY OF JEFFERSON

On this 09/05/2003, before me Katie Jo Becker, personally appeared Theo I. Hanson and Ruth G. Hanson, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the Theo and Ruth Hanson Trust, dated May 16, 1990 and acknowledged to me that they executed the same as such Trustees.

Katie Jo Becker
Notary Public of Idaho
Residing at: Rexburg, Idaho
Commission Expires: 11/08/05



ATTACHED LEGAL DESCRIPTION

Order No.: T11051

PARCEL 1

Beginning 50 feet North of the Southwest corner of the Southeast Quarter of the Southeast Quarter of Section 24, Township 6 North, Range 44 East of the Boise Meridian, Teton County, Idaho, running thence North 1200 feet; thence running in a Northeasterly direction to the East line 700 feet South of the Northeast Corner of the Northeast Quarter of the Southeast Quarter; thence South 1900 feet; thence West 1320 feet to the point of beginning.

LESS AND EXCEPTING THEREFROM the existing right-of-way of Highway 33 along the South boundary of the above described property.

PARCEL 2

The Southwest quarter of the Southeast quarter (SW1/4 of the SE1/4) Southeast quarter of the Southwest quarter (SE1/4 of the SW1/4) and the West half of the Southwest quarter (W1/2 of the SW1/4) of Section 24, Township 6 North, Range 44 EBM.

ALSO the Southeast quarter (SE1/4) and beginning at the Southeast corner of the Southwest quarter, thence North to the Northeast corner of the Southwest quarter, thence West to Northwest corner of the Northeast quarter of the Southwest quarter, thence South to the inside corner of an existing County Road, then Southeasterly along said County Road to the South Section Line, thence East along said Section Line six hundred fifty (650) feet, more or Less, to the point of beginning, said described property being in Section 23, Township 6 North, Range 44 EBM.

LESS AND EXCEPTING THEREFROM the following described property:

Beginning at the South west corner of Section 23, Township 6 North, Range 44 East of the Boise Meridian; running thence N 89°46'55" E. 1322.71 feet along the South line of said Section 23; thence N 0°15'34" E. 574.91 feet to the true point of beginning, being on the West line of the East one-half of the Southwest quarter of said Section 23; running thence N 0°15'34" E. 2073.42 feet along said West line of the East one-half of the Southwest quarter to the Northwest corner of said East one-half of the Southwest quarter; thence N 89°46'29" E. 793.33 feet along the North line of said East one-half of the Southwest quarter; thence S 6°02'30" E. 279.71 feet; thence S 62°07'37" E. 786.66 feet; thence S 14°57'17" E. 328.71 feet; thence S 72°49'14" W. 28.61 feet; thence S 19°07'41" E. 397.95 feet; thence S 1°14'23" W. 105.07 feet; thence S 0°21'33" W. 322.56 feet; thence S 87°46'10" W. 366.15 feet; thence S 0°37'15" W. 315.76 feet; thence N 88°45'43" W. 1342.16 feet to the true point of beginning.

ALSO LESS AND EXCEPTING THEREFROM the existing right-of-way of County Road and Highway 33 along the South and West boundary of the above described property.

PARCEL 3

Beginning 500 feet North of the Southwest Corner of the SE1/4NW1/4 of Section 23, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho and running thence East 2,640 feet; thence North 500 feet; thence West 2,640 feet; thence South 500 feet to the point of beginning.

ALSO beginning 2,630 feet East of the Southwest Corner of the SE1/4NW1/4 of Section 23, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho and running thence East 10 feet; thence North 500 feet; thence West 10 feet; thence South 500 feet to the point of beginning.

ALSO beginning at the SW corner of the SE1/4NW1/4 of Section 23, Township 6 N., Range 44 E.B.M. and running thence East 2630 feet, thence North 500 feet, thence West 2630 feet, thence South 500 feet, to the point of beginning.

