

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 22-310C
Date Received: 9/20/1988
Receipt No: X777777
Received By:

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

1. Name of Claimant(s)

GLEN RICHARD ALBERTSON Phone: (208)734-1317
2537-F E 3800 N
TWIN FALLS ID USA 83301

SUSAN T BERG Phone: (208)734-1317
2537-F E 3800 N
TWIN FALLS ID USA 83301

2. Date of Priority: 06/15/1899

3. Source: BADGER CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	45E	7	NE NE NW	TETON	

5. Description of diverting works:

HEADGATE/DITCH TO FLOOD AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.4	

7. Total Quantity Appropriated is:
0.4 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
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06N	44E	1	SW	SE	IRRIGATION	39
					Section Acres	39
					Total Acres	39

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:

CHANGE IN OWNERSHIP FOR 20" OF WATER AND 40 ACRES 11-10-97 GT.

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: **A22-00310C**
Date Received: 9/20/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GLEN RICHARD ALBERTSON
Address: 2537-F E 3800 N
TWIN FALLS ID

208-734-1317

83301

AND

Name: SUSAN T BERG
Address: 2537-F E 3800 N
TWIN FALLS ID

208-734-1317

83301

2. Date of Priority: JUN 15, 1899

3. Source: BADGER CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	7	NE	NE	NW		TETON

5. Description of diverting works:
HEADGATE/DITCH TO FLOOD AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	1	SW	SE		IRR	40.0

A2200310C



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

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:

14. Remarks:

CHANGE IN OWNERSHIP FOR 20" OF WATER AND 40 ACRES 11-10-97 GT.

15. Basis of Claim: DECREED

Water Right Number: 0310

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL

Decree Plaintiff

TETON IRR. CANAL CO.

vs Decree Defendant



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

November 26, 1997

GLEN ALBERTSON & SUSAN T BERG
2537 F E 3800 N
TWIN FALLS ID 83301

RE: CHANGE IN OWNERSHIP FOR A22-00310

Dear Mr. Albertson & Ms. Berg:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A22-00310B, 0.80 cfs on 40 acres, BUSH
A22-00310C, 0.40 cfs on 40 acres, ALBERTSON & BERG

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Hoagland
Technical Records Specialist

Enclosure

DELOG

10/20/97

RECEIVED

OCT 20 1997

Department of Water Resources
Eastern RegionNEW PROPERTY OWNER NOTICE OF CHANGE
OF ALL OR PARTIAL WATER RIGHT OWNERSHIP

Please print or type (see also, instructions on back of page)

1. Water Right Number(s)
Assigned by IDWR:

A22-00310A-C SPLIT

ALLOCATION AND/OR ADJUDICATION CLAIM NOS.

2. Name and Address of Former
Owner/Claimant(s) (Seller)

Bush to Woolstenhulme to WIDWA

INVESTMENTS

LTD

3. New Owner/Claimant(s)
New Mailing Address
(Purchaser)
New Telephone Number

Glen RICHARD Albertson Jr. & Susan T. Berg

2537 F. EAST 3800 N.

Jwin Falls, ID 83301

(208) 734-1317

(ADDITIONAL OWNERS/ADDRESSES ATTACHED)

4. If you wish to be represented by an attorney or another individual,
please attach a completed power of attorney that includes their name,
address and phone number. POWER OF ATTORNEY ATTACHED

5. Date of Closing

June 1, 1997

6. DOES THE CHANGE IN OWNERSHIP RESULT IN A SPLITTING OF THE WATER RIGHT
OWNED/CLAIMED? CHECK ☒ YES OR ☐ NO AND COMPLETE THE CORRESPONDING
SECTION BELOW.

If the right is being split and you are not sure how to identify each owner's portion
of the original right, we recommend that you contact the IDWR office nearest you so
that someone can assist you.

YES

- * For rights that are not classified as domestic, please submit a map or aerial photo
showing the property purchased. e.g. assessor's map or ASCS aerial photo.
- * Indicate the basis for splitting the right/claim.
- * Please submit proof of ownership which includes a legal description of the property.
e.g. warranty deed describing property.

- | | <u>CURRENT OWNER PORTION</u> | <u>FORMER OWNER PORTION</u> |
|-------------|-------------------------------------|-----------------------------|
| 7. IDENTIFY | DIVERSION RATE <u>20 inches CFS</u> | CFS |
| | BENEFICIAL USE | |

ADDITIONAL INFORMATION OR COMMENTS:

NO

- * The new owner has obtained full interest in the entire right/claim(s) listed above.
- * Please submit proof of ownership which includes a legal description of the property
if the former owner has not acknowledged the change of ownership by signing this form.
e.g. warranty deed describing property.

8. Signature of New
Owner/Claimant(s)
Name connector

DATE

DATE

☐ AND ☐ OR ☐ AND/OR

9. Signature of Former
Owner/Claimant(s)

DATE

DATE

7

ADDENDUM ONE

TRANSFER OF WATER RIGHTS

I, Vern Woolstenhulme do hereby transfer my water right #22-0310
Fremont Madison Irrigation District in Section 1 Township 6
North Range 44 East Boise Meridian in Teton County, Idaho as
follows:

Randall Hill 10 inches,

Jeff Naylor 30 inches,

Wioxa Investment Limited Liability Company 20 inches.

Vern Woolstenhulme
Vern Woolstenhulme

Bonnie Woolstenhulme

IDAHO DEPT OF WATER RESOURCES @ 208-525-7161

PURCHASER

Glen Richard Albertson Jr. dated 7/1/97
GLEN RICHARD ALBERTSON JR.



Susan Berg Albertson dated 7/1/97
SUSAN BERG ALBERTSON



SELLER

Wioxa Investment Limited Liability Company dated 4-9-97

SELLER

dated

WARRANTY DEED

For Value Received WIOWA INVESTMENTS, LTD., LIABILITY COMPANY

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

SOUTHEAST IDAHO EXCHANGE XIII

whose address is: 1035 N. RAMMELL MOUNTAIN ROAD, TETONIA, ID 83452

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

Most of the SW1/4SE1/4 Section 1, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho, being further described as: Commencing at the S1/4 corner of said Section 1; thence N 00°08'58" E, 1295.46 feet along the West line of the SE1/4 of said Section 1 to a point; thence S 89°35'59" E, 330.12 feet to a point; thence N 00°08'39" E, 11.52 feet to a point on the North line of the SW1/4SE1/4 of said Section 1; thence S 89°28'10" E, 996.36 feet along the North line of the SW1/4SE1/4 to the NE corner of the SW1/4SE1/4 of said Section 1; thence S 00°08'48" W, 1310.75 feet along the East line of the SW1/4SE1/4 to the SE corner of the SW1/4SE1/4 of said Section 1; thence N 89°20'20" W, 1326.57 feet along the Southern Section line to THE POINT OF BEGINNING.

SUBJECT TO a county road and utility easement along the Southern property line.

TOGETHER WITH all improvements, water and water rights, ditches and ditch rights, easements, rights-of-way, and appurtenances thereto.

SUBJECT TO Reservation in Warranty Deed recorded June 30, 1986, Recorder's No. 99071, records of Teton County, Idaho, wherein grantor reserves for themselves, their heirs, executors, and assigns, an undivided 49% interest in all oil, gas, mineral, and geothermal rights in the property.

SUBJECT TO Restrictions in Warranty Deed recorded March 24, 1995, Recorder's No. 119527, records of Teton County, Idaho, wherein "No Dog Kennels allowed on property".

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their 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:

WIOWA INVESTMENTS, LTD. LIABILITY COMPANY

H. CODY RUNYAN, Managing Member

STATE OF IDAHO, COUNTY OF TETON

On this 3rd day of June, in the year 1997, before me, a Notary Public, in and for said State, personally appeared H. CODY RUNYAN, known or identified to me to be the managing member of the limited liability company that executed the foregoing instrument and acknowledged to me that such limited liability company executed the same.

Notary Public
Residing at Teton, Idaho
My Commission Expires 2-27-98

WARRANTY DEED

For Value Received SOUTHEAST IDAHO EXCHANGE XIII

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

GLEN R. ALBERTSON, JR. and SUSAN T. BERG, husband and wife,
whose address is: 2537-F EAST 3800 N. TWIN FALLS, ID 83301

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

Most of the SW1/4SE1/4 Section 1, Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho, being further described as: Commencing at the S1/4 corner of said Section 1; thence N 00°08'58" E, 1295.46 feet along the West line of the SE1/4 of said Section 1 to a point; thence S 89°35'59" E, 330.12 feet to a point; thence N 00°08'39" E, 11.52 feet to a point on the North line of the SW1/4SE1/4 of said Section 1; thence S 89°28'10" E, 996.36 feet along the North line of the SW1/4SE1/4 to the NE corner of the SW1/4SE1/4 of said Section 1; thence S 00°08'48" W, 1310.75 feet along the East line of the SW1/4SE1/4 to the SE corner of the SW1/4SE1/4 of said Section 1; thence N 89°20'20" W, 1326.57 feet along the Southern Section line to THE POINT OF BEGINNING.

SUBJECT TO a county road and utility easement along the Southern property line.

TOGETHER WITH all improvements, water and water rights, ditches and ditch rights, easements, rights-of-way, and appurtenances thereto.

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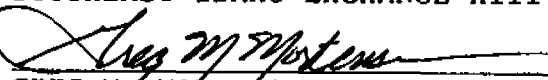
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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple 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:

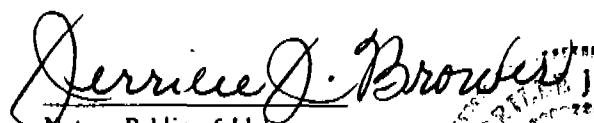
SOUTHEAST IDAHO EXCHANGE XIII



GREG M. MORTENSEN, Trustee

STATE OF IDAHO, COUNTY OF TETON

On this 3rd day of June, in the year 1997, before me, a Notary Public in and for said State, personally appeared GREG M. MORTENSEN, known or identified to me to be the Trustee of SOUTHEAST IDAHO EXCHANGE XIX and that he executed the instrument on behalf of said trust and that such Trust executed the same.


Notary Public of Idaho
Residing at Tetonia, ID
Commission Expires: 2-27-98
