

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Urrin E and/or Dorothy A. Bell
(Name of Claimant)
Rt.3 Pocatello, Idaho 83201 Telephone No. 232-7290
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) April 1, 1932
A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Portneuf River tributary to Snake River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.06 cfs</u>	Use	<u>Irrigation</u>	Period of Use From	<u>March 15</u> To <u>Nov. 15</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____

- (4) 0.06 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21 Twp. 7S Rge. 3SE B.M., County of Bannock
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 5 hp jacuzzi pump to handline

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 3.1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: _____
If you are claiming water as a member of an organization, list name of organization: _____

SCANNED

FEB 22 2005

FILED

POOR ORIGINAL

2-1

1-56690-DD

WARRANTY DEED

91008580

For Value Received

DOROTHY A. BELL, A SINGLE WOMAN.

the grantor , do hereby grant, bargain, sell and convey unto
GENE WHITWORTH AND WILMA WHITWORTH, HUSBAND AND WIFE.

whose current address is

2335 N. FT HALL MINE ROAD, POCA TELLO, ID

the grantee , the following described premises, in...BANNOCK.....County Idaho, to wit:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO: ALL existing patent reservations, easements, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
heirs and assigns forever. And the said Grantor do hereby covenant to and
with the said Grantee , that he the owner in fee simple of said premises; that they are free
from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

July 2, 1991

Dated:

DOROTHY A. BELL

Dorothy A. Bell

STATE OF IDAHO, COUNTY OF BANNOCK

On this day of , 19 ,
before me, a notary public in and for said State, personally
DOROTHY A. BELL

Notary Seal

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
my that executed the same.

[Signature]
POCA TELLO, IDAHO Notary Public
Residing at
Comm. Expires

NO. 91008580
RECORDER AT REQUEST OF

AMERICAN LAND TITLE CO.
91 JUL -1 P4:26

OFFICIAL RECORD BK #544
BANNOCK COUNTY, IDAHO
LARRY W. CHAMBERLAIN
REC'D. DEPUTY

MICROFILM

NOV 13 1991

POOR ORIGINAL

2-2

91008580

EXHIBIT "A"

PARCEL 1: COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., BANNOCK COUNTY, IDAHO, THENCE RUNNING EAST 20 RODS; THENCE NORTH 16 RODS; THENCE WEST 20 RODS THENCE SOUTH 16 RODS TO THE PLACE OF COMMENCEMENT, ACCORDING TO THE OFFICIAL PLAT OF THE SURVEY OF SAID LANDS RETURNED TO THE GENERAL LAND OFFICE BY THE SURVEYOR GENERAL.

PARCEL 2: COMMENCING AT THE SOUTHEAST 1/16 CORNER OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 35, E.B.M., THENCE RUNNING NORTHERLY ALONG THE EAST 1/16 LINE SECTION 21, 264 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTHERLY ALONG THE 1/16 LINE 470 FEET, MORE OR LESS, TO THE CENTER LINE OF THE PORTNEUF RIVER; THENCE EASTERLY ALONG THE CENTER LINE OF THE PORTNEUF RIVER 450 FEET, MORE OR LESS, TO THE WESTERLY RIGHT OF WAY OF THE PORTNEUF ROAD, THENCE SOUTHWESTERLY ALONG THE SAID RIGHT OF WAY LINE 540 FEET, MORE OR LESS, TO THE INTERSECTION WITH THE EASTERLY LINE OF THE LAND DEEDED BY CHARLES E. SHERWOOD TO SCHOOL DISTRICT NO. 56 AND RECORDED IN BOOK 19, PAGE 559; THENCE NORTHERLY ALONG THE SAID EAST LINE OF SAID SCHOOL DISTRICT PROPERTY 210 FEET, MORE OR LESS, TO THE NORTHEASTERLY CORNER OF SAID SCHOOL DISTRICT PROPERTY; THENCE WESTERLY 330 FEET TO THE POINT OF BEGINNING.

MICROFILMED

NOV 13 1990

RECEIVED

JAN 12 1995

QUITCLAIM DEED Department of Water Resources
Eastern District Office

92004877

THIS INDENTURE Made the 31st day of March in the year of Our Lord, One Thousand Nine Hundred and Ninety-Two, between Gene Whitworth, of 422 S. 5th, Pocatello, Id. 83201, the party of the first part, and Wilma Whitworth, of 2335 North Fort Hall Mine Road, Pocatello, Idaho, the party of the second part:

WITNESSETH, That the said party of the first part, for and in consideration of the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt of which is hereby acknowledged, do by these presents demise, release and forever quitclaim unto the said party of the second part, and to her heirs and assigns, all that certain lot of land lying and being in the County Bannock, State of Idaho, commonly known as 2335 North Fort Hall Mine Road, Pocatello, Idaho, and more particularly described as follows:

PARCEL 1:

Commencing at the Southwest corner of the Northeast Quarter of the Southeast Quarter of Section 21, Township 7 South, Range 35 E.B.M., Bannock County, Idaho, thence running East 20 rods; thence North 16 rods; thence West 20 rods thence South 16 rods to the place of commencement, according to the Official Plat of the survey of said lands returned to the General Land Office by the Surveyor General.

PARCEL 2:

Commencing at the Southeast 1/16 Corner of Section 21, Township 7 South, Range 35, E.B.M., thence running Northerly along the East 1/16 line Section 21 264 feet to the point of beginning; thence continuing Northerly along the 1/16 line 470 feet, more or less, to the Center Line of the Portneuf River; thence Easterly along the Center Line of the Portneuf River 450 feet, more or less,

I. 29-04199

April 1- 1932 Orrin and
Dorothy Bell began pumping
water from the Portneuy
river for Beneficial use,
for our acreage, located at
2335 No. Fort Hall Mine Road

Dorothy Bell

Relinquished by:

Mr. S. Auer

6-3-96

Com. Expires 7-19-99

PROFILED

SCANNED

FEB 2 2005

FEB 2 2005

MICROFILMED

NOV 13 1999