

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
	29-02045A				

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) Charles + Helen Mawers
175 Railroad Avenue
4. New Owner/Claimant(s) Arimo Idaho 83214
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address Wayne C and/or Sherrill S Morris
55 East Merrill Road
 City, State and ZIP Code McLamman Idaho 83250
 New Telephone Number (208) 254 3160
5. Date you acquired the property Feb. 1, 2002

RECEIVED
JUN 04 2002

Department of Water Resources
Eastern Region

For Value Received **CHARLES H. MOWERS and HELEN M. MOWERS**

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

WAYNE C. MORRIS and SHERRILL S. MORRIS, HUSBAND AND WIFE

whose address is: 55 East Merrill Road, McCammon ID. 83250

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

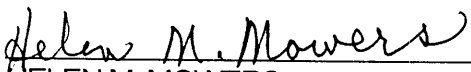
SEE ATTACHED LEGAL DESCRIPTION

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 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: January 31, 2002


CHARLES H. MOWERS

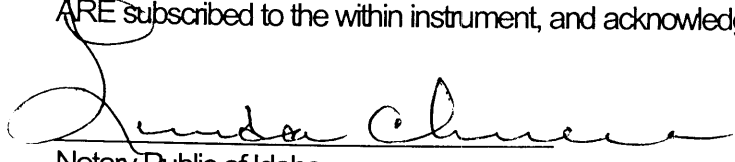

HELEN M. MOWERS

STATE OF Idaho

ss.

COUNTY OF BANNOCK

On this 1st day of FEBRUARY, 2002, before me LINDA CHIVERS, personally appeared CHARLES H. MOWERS and HELEN M. MOWERS, 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, and acknowledged to me that THEY executed the same.


Notary Public of Idaho

Residing at: POCATELLO, Idaho

Commission Expires: 02/10/05

20202263

NO.

RECORDED AT REQUEST OF...

20202263

2-8

PARCEL 2: $\approx$ 85 acres

A PORTION OF THE NW $\frac{1}{4}$ OF SECTION 11, TOWNSHIP 9 SOUTH, RANGE 36 EAST OF THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, AND IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID NW $\frac{1}{4}$;

THENCE SOUTH 0°01'16" EAST ALONG THE EAST BOUNDARY OF SAID NW $\frac{1}{4}$ A DISTANCE OF 1198.35 FEET TO A POINT ON THE NORTH BOUNDARY OF THE PARCEL DESCRIBED IN THE WARRANTY DEED FILED AS INSTRUMENT NO. 643637, RECORDS OF BANNOCK COUNTY;

THENCE NORTH 89°54'42" WEST ALONG SAID NORTH BOUNDARY A DISTANCE OF 301.15 FEET TO THE NORTHWEST CORNER THEREOF SAID POINT OF BEING THE TRUE POINT OF BEGINNING;

THENCE SOUTH 0°01'16" EAST ALONG THE WEST BOUNDARY OF SAID PARCEL A DISTANCE OF 1446.92 FEET TO A POINT ON THE SOUTH BOUNDARY OF SAID NW $\frac{1}{4}$;

THENCE NORTH 89°54'42" WEST ALONG SAID SOUTH BOUNDARY A DISTANCE OF 1512.46 FEET;

THENCE NORTH 0°02'00" WEST A DISTANCE OF 2640.89 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID NW $\frac{1}{4}$;

THENCE NORTH 89°57'00" EAST ALONG SAID NORTH BOUNDARY A DISTANCE OF 816.52 FEET;

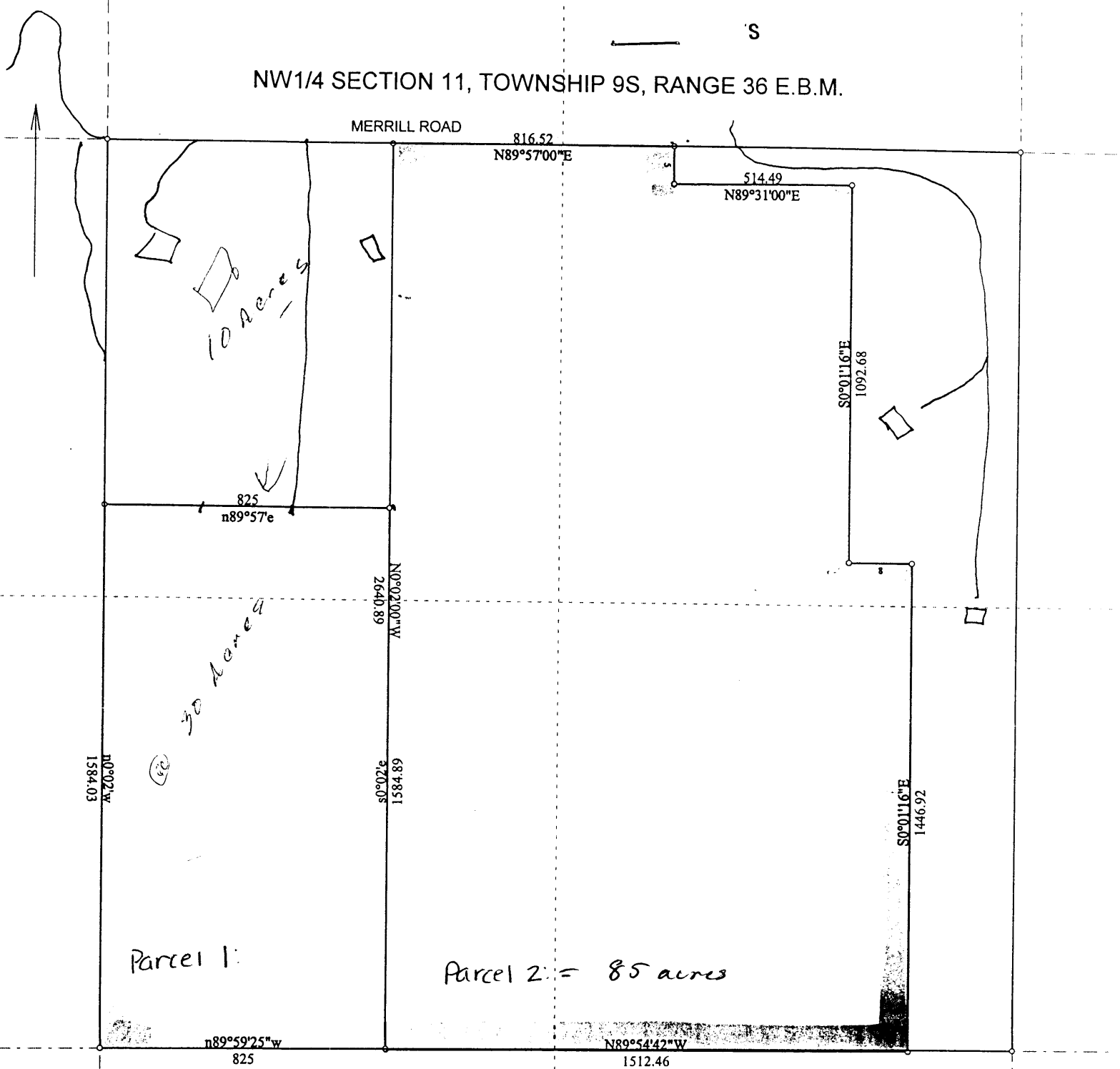
THENCE SOUTH 0°31'00" EAST A DISTANCE OF 108.40 FEET TO A POINT ON THE SOUTH BOUNDARY OF THE RIGHT-OF-WAY CONVEYED TO THE STATE OF IDAHO BY DEEDS RECORDED JULY 6, 1959, IN BOOK 142, NO. 346035 AND SEPTEMBER 30, 1960 IN BOOK 154, NO. 361300, RECORDS OF BANNOCK COUNTY, IDAHO;

THENCE NORTH 89°31'00" EAST ALONG SAID SOUTH BOUNDARY A DISTANCE OF 514.49 FEET;

THENCE SOUTH 0°01'16" EAST PARALLEL WITH THE SAID EAST BOUNDARY OF SAID NW $\frac{1}{4}$ A DISTANCE OF 1092.68 FEET;

THENCE SOUTH 89°54'42" EAST A DISTANCE OF 181.09 FEET TO THE TRUE POINT OF BEGINNING.

NW1/4 SECTION 11, TOWNSHIP 9S, RANGE 36 E.B.M.



Title:

Date: 01-28-2002

Scale: 1 inch = 400 feet

File: 35741.des

THIS SKETCH IS MADE SOLELY FOR
THE PURPOSE OF ASSISTING IN
LOCATING THE PREMISES. THE
COMPANY ASSUMES NO LIABILITY
FOR ALLEGED LOSS OR DAMAGE WHICH
MAY RESULT FROM RELIANCE ON THIS
MAP.

WR5809NP
No. 29-02045

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/30/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN G. SCHWING	06/16/1906	IRRIGATION DOMESTIC	00/00 00/00 00/00 00/00	0.810 CFS	
TOTAL DIVERSION:					0.810 CFS	

Water Source: SPRINGS

Tributary to:

Point(s) of Diversion:

T09S R36E S11

NESE

Stage: LICENSE

BANNOCK County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE		
T	R	S	NESE	NWNE	SWNE	SENE	SENE	SENE	SENE	SUM
---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
09S 36E	2	:	:	:	:	:	:	:	:	:
09S 36E	11	:	16	02	10	08	:	:	:	:
			04							
			TOTAL ACRES							
			4.0							
			36.0							
			40.0							

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BANNOCK

Remarks: GEN AC. IRR.=40.5

Dates: App. Received: 06/16/1906
Proof Due Date: 06/16/1906
Exam Made Date: 06/16/1906
Licensed Date: 08/01/1979

Misc: Water District Number: Field Exam Fee:

Audit: 04/23/85 05/22/88 CONVERT

PRINTED AND BOUND BY THE STATIONERS' PRINTING CO., BOSTON, MASS.

2077

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Report of Engineer

1. State name of applicant and number of permit: John J. Schreiner 2077
2. State source of water supply: Unnamed Springs in S.W. 1/4 Sec 4 and N.E. 1/4 Sec 11 Twp 9 N. R 36 E. B. 14.
3. Location of point of diversion: N.E. 1/4 Sec 4 Twp 9 N. R 36 E. B. 14.
Diversion point No. 2 - in S.E. 1/4 N.W. 1/4 Sec 11.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: works of diversion are fully completed and in accordance with terms of permit.
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: twenty inches.
 - (b) Width at water line: three feet.
 - (c) Depth of water: ten inches.
 - (d) Grade per mile: four feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: Seventy inches (12 1/2 feet) has been turned in.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: North West 1/4 Sec 11 and S.W. 1/4 Sec 2 Twp 9 N. R 36 E. B. 14.
4 acres in S.W. 1/4 Sec 2 - 2 acres in N.W. 1/4; 10 acres in South 1/4; 8 1/2 in S.E. 1/4 and 10 in N.E. 1/4 of N.W. 1/4 Sec 11.
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: Applicant has used a second point of diversion in S.E. 1/4 N.W. 1/4 Sec 11 using water in unnamed stream formed by water flowing from above mentioned Springs.

John J. Schreiner

STATE OF IDAHO,

County of Bannock } ss.

John J. Schreiner, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 11 day of July 1907

My Commission Expires Dec 18-1910

Notary Public.

2077

Bannock County *
.81 of 1 second foot*
Irrigation *
Priority 6-16-1906 *

S T A T E O F I D A H O .

Water License No. 2077.

WHEREAS, On the 16th day of June, A.D.1906, JOHN G. SCHWING, of McCammon, County of Bannock, and State of Idaho, duly made application (No. 2921) to me for a permit to use 1.4 cubic feet per second of the waters of unnamed springs, County of Bannock, State of Idaho, for irrigation and domestic purposes; and

WHEREAS, On the 16th day of June A.D.1906, Permit No. 2077 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 18th day of December, A.D. 1906, and for the application to beneficial use of said water on or before the 18th day of December, A.D.1908, and

WHEREAS, On the 20th day of November A.D.1906, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.4 cubic feet per second of said waters, as evidenced by my certificate No. 2077, dated December 1,1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.4 cubic feet per second of water, with date of priority of June 16,1906, and,

WHEREAS, On the 20th day of February A.D.1909, proof was duly made of the application to beneficial use of .81 of 1 cubic foot per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to JOHN G. SCHWING, of McCammon, Idaho, the holder and owner of said permit No. 2077, a perpetual right, dating from June 16,1906, to the use of .81 of 1 cubic foot per second of the waters of unnamed springs, in the county of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the northeast quarter of southeast quarter, section 11, township 9 south, range 36 east Boise meridian, and conducted to and upon 4 acres in southwest quarter of southwest quarter sec. 3. 2 acres in northwest quarter of northwest quarter, 10 acres in southwest quarter of northwest quarter. 8.5 acres in southeast quarter of northwest quarter; 10 acres in northeast quarter of northwest quarter of section 11, township 9 south, range 36 east of the Boise meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 3rd day of March,

A.D. Nineteen hundred and nine.

Jas. Stephenson, Jr.

JONES CURTIS LEAF PAT. FEB. 7. 1906

WILLING CO. DESIGNS & PAT.

southwest quarter of southwest quarter sec. 2., 2 acres in northwest quarter of northwest quarter, 10 acres in south t quarter of northwest quarter; 5 acres in southeast quarter of northwest quarter; 16 acres in northeast quarter of northwest quarter of section 11, township 9 south, range 36 east of the Boise meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 3rd day of March,

A.D. Nineteen hundred and nine.

Jas. Stephenson, Jr.

(SEAL)

State Engineer.

Recorded March 3, 1909.

29 2045

A P P L I C A T I O N F O R P E R M I T

To Appropriate the Public Waters of the State of Idaho.

1. Name of applicant: JOHN G. SCHVING.

Postoffice address: P.O. McCammon

County: Bannock

2. The quantity of water claimed is $1 \frac{2}{5}$ cubic feet per second.

3. Source of water supply: Unnamed springs.

Bannock County.

4. Location of point of diversion: NE4 SE4 Sec. 11. Tp. 9 S.R. 36 E.

5. To be used for:

I. Irrigation and domestic use:

(a) Number of acres to be irrigated: 70 acres.

(b) In the following legal subdivisions: SW4 SW4 Sec. 2. T. 8. S.R. 36 E. NW $\frac{1}{4}$ Sec. 11

Tp. 9 S.R. 36 E.

6. Estimated cost of works: \$125.00

7. Description of works for diversion:

I. Kind of works: Dam and ditch.

II. Dimensions of works:

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

(b) Ditch (flume or pipe) width at bottom twenty inches, width at water line three feet, depth of water ten inches. Average grade per mile is four feet. Length of ditch is one-half mile, and it crosses the following quarter sections: SW4 NE4. SE4 NW4, Sec. 11. Tp. 9 S.R. 36 E., to NE4 NW4 said section, which is the point of intended use.

8. Time required for the completion of the construction of such work is - finished & in use one year.

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

APPROVAL OF STATE ENGINEER.

The number of this permit is 2077.

Date of first receipt of application 9. a.m. June 16, 1906.

Recorded in Book 6, Page 2077. Approved June 16, 1906.

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 grant the same, subject to the following limitations and conditions:

One-fifth of the work above specified to be completed on or before September 18, 1906.

The whole of said work to be completed on or before December 18, 1906.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend

December 18, 1908

Work to begin on or before August 17, 1906, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

Witness my hand this 18 day of June, 1906.

Jas. Stephenson, Jr.

State Engineer.

Blank notice for proof of completion of works mailed applicant.

Notice received, fixing November 20, 1906 as date, and McCammon as place of proof.

Notice for publication mailed the Banner at McCammon. October, 11, 1906.

Deposition blanks mailed applicant: October 11, 1906.

George Perry, authorized October 11, 1906, to make examination of works.

Depositions, affidavit of publication and report received January 14, 1907.

Fees received December 1, 1908.

Certificate of Completion of works issued. December, 1, 1908.

Permit No. 2077.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that JOHN G. SCHTING, of McCammon, County of Bannock, and State of Idaho, the holder of permit No. 2077, issued upon application (No. 2921) bearing date of priority of June 16, 1906, authorizing the diversion of 1.4 second feet of the waters of an unnamed stream, 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 1.4 second feet of the waters of an unnamed stream, that the point of diversion of said waters, is at a point in the northeast quarter of southeast quarter of section 11, township 9 south, range 36 east of the Boise meridian, and that the lands proposed to be irrigated by the use of said waters are described as follows: to-wit: The southwest quarter of southwest quarter of section 2, township 8 south, range 36 east of the Boise meridian, and northwest quarter of section 11, township, 9 south, range 36 east of the Boise meridian.

Witness my hand this 1st day of December, A.D. 1908.

Jas. Stephenson, Jr.

State Engineer,

License issued for 1.100 second feet