

Craig

02/08/2003

NOTICE OF ERROR
REPLY

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APR 07 2003
Department of Water Resources
Eastern Region

Please type or print clearly, fill out this form completely and mail.

Return this reply to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-4066

Previous Owner

THOMAS G CHRISTENSEN
5288 BLACKROCK RD
INKOM ID 83245
Telephone Number: (208)775-4435

SHARON C CHRISTENSEN
5288 BLACKROCK RD
INKOM ID 83245
Telephone Number: (208) 775-4435

New Owner

MICHAEL J JOLLY
5288 WEST BLACKROCK ROAD
INKOM ID 83245
Telephone Number: (208) 775-3363

JEANETTE M JOLLY
5288 WEST BLACKROCK ROAD
INKOM ID 83245
Telephone Number: (208) 775-3363

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

There has been a change in ownership of the property as listed above (see enclosed warranty deed information). The property is actually over seven (7) acres (see enclosed aerial map and original documentation).

2. Describe the changes you wish to make in the proposed recommendation:

Please change the ownership names. Please review and add the correct number of acres to the property.

3. Give a brief explanation as to why you disagree with these portions:

The owner's names are incorrect and the number of acres is not correct.

__NO__ I AGREE with this proposed recommendation: no changes need to be made.

DATE: __March 31, 2003__

SIGNATURE: _____

Michael J. Jolly

Please print your name: __Michael J. Jolly__

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

2-1
WARRANTY DEED

20217126

For Value Received **THOMAS G. CHRISTENSEN and SHARON C. CHRISTENSEN, HUSBAND AND WIFE**

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

MICHAEL J JOLLY and JEANETTE JOLLY, husband and wife

whose address is: **5288 BLACKROCK ROAD, INKOM, ID 83245** *MA/AD*

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

See Attached

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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 said premises are free from all encumbrances except current

20217126

PARCEL 1:

A PARCEL OF LAND LOCATED IN THE NORTHWEST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 23, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST $\frac{1}{16}$ CORNER OF SAID SECTION 23; THENCE NORTH $1^{\circ}44'5''$ WEST ALONG THE EAST $\frac{1}{16}$ LINE OF SAID SECTION 810.03 FEET TO THE SOUTH RIGHT OF WAY LINE OF THE UNION PACIFIC RAILROAD; THENCE WESTERLY ALONG SAID RIGHT OF WAY LINE 468.30 FEET ON A CURVE TO THE LEFT, SAID CURVE HAVING A DELTA OF $4^{\circ}42'44''$ A RADIUS OF 5693.94 FEET AND A BEARING TO THE RADIUS POINT OF SOUTH $5^{\circ}09'56''$ WEST FROM THE END OF SAID CURVE; THENCE SOUTH $84^{\circ}50'00''$ WEST ALONG SAID RIGHT OF WAY LINE, 46.00 FEET; THENCE SOUTH $1^{\circ}01'56''$ EAST, 347.29 FEET THE SOUTHERLY MEANDER LINE OF THE PORTNEUF RIVER; THENCE ALONG SAID MEANDER LINE NORTH $70^{\circ}19'42''$ WEST, 112.90 FEET; THENCE SOUTH $54^{\circ}28'54''$ WEST ALONG SAID MEANDER LINE, 101.69 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD; THENCE SOUTH $77^{\circ}47'49''$ EAST ALONG SAID LINE, 371.49 FEET; THENCE 283.09 FEET ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 360.00 FEET AND A DELTA OF $45^{\circ}03'19''$; THENCE SOUTH $32^{\circ}44'30''$ EAST ALONG SAID RIGHT OF WAY LINE, 170.69 FEET; THENCE SOUTH $26^{\circ}49'29''$ EAST ALONG SAID LINE, 40.00 FEET TO THE SOUTH $\frac{1}{16}$ LINE OF SAID SECTION; THENCE NORTH $88^{\circ}50'19''$ EAST ALONG SAID $\frac{1}{16}$ LINE, 23.40 FEET TO THE POINT OF BEGINNING.

EXCEPTING:

COMMENCING AT THE EAST $\frac{1}{16}$ CORNER OF SECTION 23, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., BANNOCK COUNTY, IDAHO; THENCE SOUTH $2^{\circ}00'$ EAST ALONG THE EAST $\frac{1}{16}$ LINE OF SAID SECTION 23, 506.6 FEET, MORE OR LESS, TO AN INTERSECTION WITH THE SOUTHERLY RIGHT OF WAY LINE OF THE OREGON SHORT LINE RAILROAD, THE POINT OF BEGINNING; THENCE ALONG THE SAID RIGHT OF WAY LINE OF A CURVE TO THE LEFT 468.3 FEET; THENCE CONTINUING ALONG THE SAID RIGHT OF WAY LINE SOUTH $84^{\circ}35'$ WEST 46 FEET; THENCE SOUTH $7^{\circ}17'$ EAST 253 FEET, MORE OR LESS, TO THE NORTHERLY BANK OF THE PORTNEUF RIVER; THENCE EASTERLY UP STEAM ALONG THE SAID NORTHERLY BANK TO ITS INTERSECTION WITH THE AFORESAID EAST $\frac{1}{16}$ LINE; THENCE NORTH $2^{\circ}00'$ WEST 170 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

PARCEL 2:

COMMENCING AT THE EAST $\frac{1}{16}$ CORNER OF SECTION 23, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., BANNOCK COUNTY, IDAHO, THENCE SOUTH $2^{\circ}00'$ EAST ALONG THE EAST $\frac{1}{16}$ LINE OF THE SAID SECTION 23, 506.6 FEET, MORE OR LESS, TO AN INTERSECTION WITH THE SOUTHERLY RIGHT OF WAY LINE OF THE OREGON SHORT LINE RAILROAD, THE POINT OF BEGINNING; THENCE ALONG THE SAID RIGHT OF WAY LINE ON A CURVE TO THE LEFT 468.3 FEET; THENCE CONTINUING ALONG THE SAID RIGHT OF WAY LINE SOUTH $84^{\circ}35'$ WEST 46 FEET; THENCE SOUTH $7^{\circ}17'$ EAST 253 FEET, MORE OR LESS, TO THE NORTHERLY BANK OF THE PORTNEUF RIVER; THENCE EASTERLY UP STREAM ALONG THE SAID NORTHERLY BANK TO ITS INTERSECTION WITH THE AFORESAID EAST $\frac{1}{16}$ LINE; THENCE NORTH $2^{\circ}00'$ WEST 170 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. BEING A PART OF NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 23, TOWNSHIP 7 SOUTH, RANGE 35, E.B.M., BANNOCK COUNTY, IDAHO.

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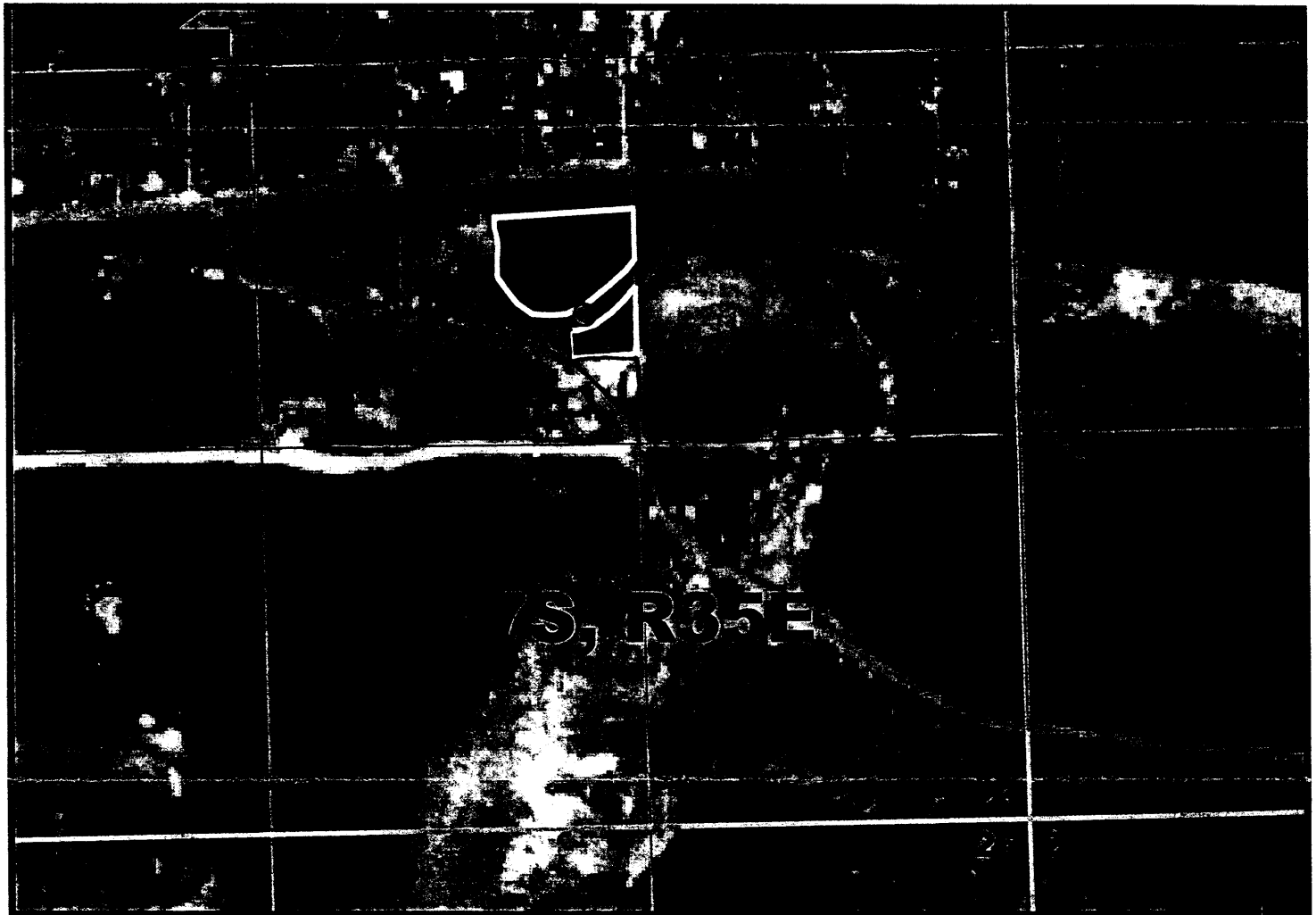


STATE OF IDAHO

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Eastern Region

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Water Right(s): 29-04066



1320 0 1320 Feet

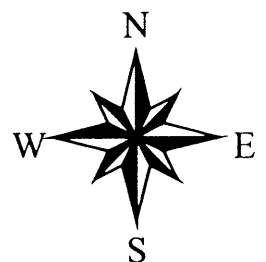
Total Irrigated Acres: 4.0

● Point(s) of Diversion

Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2002

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USGS 14 km SE of Pocatello, Idaho, United States 15 Jul 1998



Image courtesy of the U.S. Geological Survey
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