

Law Offices of

BAKER & HARRIS

Dwight E. Baker
Jared M. Harris *
Stephen K. Madsen *
* Also Admitted in Utah

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March 8, 2004

RECEIVED

MAR 11 2004

Department of Water Resources
Eastern Region

Idaho Department of Water Resources
Eastern Region
900 N Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Notice of Change in Water Right Ownership/Water Right 27-10505
Claim to Water Right ~~27-37B~~ 27-37F

Dear Sir or Madam:

Enclosed please find the following:

1. Claim to a Water Right - *enclosed*
2. Notice of Change in Water Right Ownership. - *sent to Cindy*
3. Our check in the sum of \$275 for your filing fees. - *receipted*
E029606

If anything further is required, please advise through this office.

Very truly yours,

BAKER & HARRIS



Dwight E. Baker
DEB/ls
Enclosures
cc: Eddie Bergeman

E029615

COPY

RECEIVED
AUG 16 2 04
BY CB

Lat: 35.000000 Long: 35E
 Altitude: 1000

BOOK OF THE BLACKFOOT NOVEMBER 1912.

RECEIVED
AUG 18 2004
By _____

WATER DEED

THIS INDENTURE, Made this 26th day of December, 1903, between
S. GEORGE CARSON and ETHEL J. CARSON, husband and wife, of Blackfoot, Bingham
County, Idaho, hereinafter referred to as Grantors, and RODNEY E. BERGEMAN
and MARY BERGEMAN, husband and wife, of Blackfoot, Bingham County, Idaho,
hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of
the sum of TEN and NO/100 - - - (\$10.00) - - - DOLLARS, and other valuable
consideration, to them in hand paid by the said Grantees, the receipt where-
of is hereby acknowledged, do hereby grant, bargain, sell, convey and con-
firm unto the Grantees and their heirs and assigns forever, all of the fol-
lowing described water rights, situated in the County of Bingham, State of
Idaho, to-wit:

Fourteen inches of the water of the Blackfoot River,
diverted in Bingham County, Idaho, from the decreed water
right of James G. Welch, said decreed water right being for
four hundred inches of the water of the Blackfoot River, with
priority date, March 20th, 1886, being that fourteen inches
of water heretofore conveyed to Grantors herein by Cyril J.
Wright and Esther A. Wright, husband and wife, by deed dated
March 4th, 1942, and recorded as Instrument No. 103070 in
Book 115 of Deeds, records of Bingham County, Idaho.

ALSO, ten Miner inches of decreed water in the Black-
foot River, being a part of the decree to A. Whitten and
Susan E. Whitten, husband and wife, with priority date,
June 1st, 1885, in the decree in the action of F. S. Stevens,
et al, plaintiffs, vs. Eastern Idaho Water Company, et al,
defendants, recorded in Judgment Book No. 1, at Pages 107
to 116, records of Bingham County, Idaho, being that ten
Miner inches of water heretofore conveyed to Grantors here-
in by John H. Peterson and Bernadine B. Peterson, husband
and wife, by deed dated March 16th, 1955, and recorded in
Book 90 of Deeds, at Page 182, records of Bingham County,
Idaho.

ALSO, 25/33rds of one share of irrigation water in
the Eastern Idaho Water Company, represented by stock
certificate No. 1539.

DO HAVE AND TO HOLD all and singular the above described water rights,
together with their appurtenances unto the Grantees and to their heirs and
assigns forever.

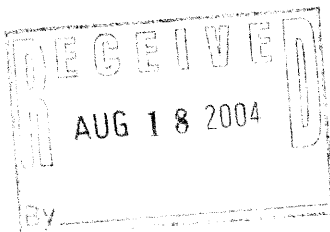
IN WITNESS WHEREOF, the said Grantors have hereunto set the
hands and seals the day and year first above written.

Signed, Sealed and Delivered in
the Presence of:

[Signature]
Witness

George Carson (SEAL)
Ethel J. Carson (SEAL)

The following documents support the water deeded by George Carson to Rodney
Bergeman.



DEED RECORD, BINGHAM COUNTY
Quitclaim Deed

BRIN 20 2

THIS DEED, made this 10th day of May, 1906, between

in the year of our Lord one thousand nine hundred and six, the part of the first part and

the part of the second part

First the said part of the first part, for and in consideration of the sum of

in hand paid by the said part of the second part, DOLLARS, lawful money

by these presents demise, release and forever quitclaim unto the said part of the second part

and

all the certain lots, pieces, or parcels

situated in the County of Douglas, and State of Idaho, well bounded and particularly described as follows, to-wit:

together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining out the reversions and reversion, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, AR and singular, the said premises, together with the appurtenances unto the said part of the second part, and to the heirs and assigns forever.

WITNESS WHEREOF. The said part last of the first part hereunto set their hand and seal the day
in the first above written.

Subscribed and Delivered in the presence of

JAMES W. BISHOP (SEAL)
JAMES W. BISHOP (SEAL)
JAMES W. BISHOP (SEAL)
JAMES W. BISHOP (SEAL)

(Sect.)

of the
the State
the State
April in the year of 1917, before me John W. Johns, a Justice
of the Peace and duly qualified Magistrate James W. Webb, County Clerk,
has appeared before me and subscribed to the within instrument and acknowledged
that he executed the same.
I have hereunto set my hand and affixed my official seal this
twentieth day of April first above written.

John W. Johns, Notary Public for Lincoln
County, Idaho, residing at Blaine, Idaho.

Witness my hand and seal this 20th day of April, A.D. 1917. (Seal)

[illegible]

COPY

RECEIVED
AUG 18 2004
BY _____

See Page 5

WARRANTY DEED

WITNESSETH, That the said part 2 of the first part, for and in consideration of the sum of

heirs and assigns forever, all the certain lot, piece or parcel of land situate, lying and being within the County of Bingham and State of Idaho, and bounded and described as follows, to-wit:

Together with the ditches, ditch rights of the State and water in the ditch, and particularly one share of the capital stock of the company, and fifty inches of water in the Greenfoot River.

(Subject to unpaid balance of Federal Land Bank mortgage on the property, in the amount of \$500.00, which mortgage is due, with the interest accruing thereon, as a part of the balance of the account, as of January 1, 1937.)

Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, and the rents, issues and profits thereof

TO HAVE AND TO HOLD, AS and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party 1st of the second part, and to their heirs and assigns forever; and the said party 1st of the first part his heirs and assigns, unto the said premises in a quiet and peaceable possession of the said parties 1st of the second part, persons and persons hereafter, lawfully claiming or to claim the same, shall and will warrant by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set the day and year first above written.

REPORT, RESEARCH AND ANALYSIS IN THE INTEREST OF

JOHN W. JONES General H. H. H. [SEAL]

STATE OF NEW YORK

CONFIDENTIAL

December 10, 1944

in the year 1940, before the
the State of Idaho

...in the within and foregoing instrument, and acknowledged

John B. [redacted] first above written.

John E. Moore
Secretary for the State of Idaho

Minneapolis, Idaho

Mr. H. F. Felt, Recorder.

GEORGE **David Barclay**

RECEIVED

AUG 18 2004 5

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COPY

RECEIVED
AUG 18 2004

John Peterson to George Carson
16 March 1955
10 inches of 1 June 1885 Whitten See Page 8

2575-1
093 m182

THIS INDENTURE, made this 16th day of March, 1955, between JOHN A. FRIZZELL and SARAH E. FRIZZELL, husband and wife, of the County of Bingham, State of Idaho, hereinafter referred to as Grantors, and GEORGE CARSON, of the County of Bingham, State of Idaho, hereinafter referred to as Grantee.

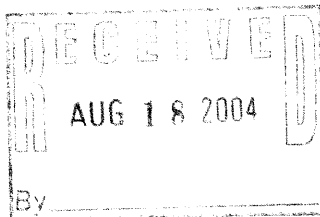
WITNESSETH: That the said Grantors, for and in consideration of the sum of THREE HUNDRED AND NO/100 (\$300.00) DOLLARS to them in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, convey and confirm unto the Grantee, and his heirs and assigns forever, all of the following described water rights, situated in the County of Bingham, State of Idaho, to-wit:

Ten (10) Minors' Shares of decreed water in the Blackfoot River, being a part of the decree to A. Whitten and Susan A. Whitten, husband and wife, with priority date June 1, 1905, in the decree in the action of E. A. Stevens, et al, Plaintiffs, vs. Blackfoot River Company, et al, Defendants, recorded in Book 2, p. 1, at Pages 107 to 116, County of Bingham, Idaho, and being a portion of 25 Minors' Shares of said decreed water heretofore conveyed to the Grantee herein by William H. Hall and Joseph Hall, husband and wife, by their certain deed recorded in Book 69 of Deeds, at Page 43, County of Bingham, Idaho.

Which said waters have been heretofore apportioned to the 2d and 3d sections of Section 24 in Township 2 South, Range 10 East of the Boise Meridian, Bingham County, Idaho, and which said waters become appurtenant to the said lands in Section 8, Township 2 South, Range 10 East of the Boise Meridian, Bingham County, Idaho, and being the described lands being heretofore owned by the Grantors herein.

TO HAVE AND TO HOLD all and singular the above described water rights, together with the appurtenances, unto the Grantee and to his heirs and assigns forever.

COPY



Yvonne McBride to George McBride
25 February 1935
50 inches of Eastern Idaho Water

288

WARRANTY DEED

No. 550

THIS INDENTURE, Made the 25th day of February
one thousand nine hundred and thirty-five, between Yvonne McBride

of the county of Bingham and State of Idaho, the part y
George H. McBride, her husband

of the County of Bingham and State of Idaho, the part y

WITNESSETH, That the said part y of the first part, for and in consideration of the sum of ~~the~~ the exchange of interests
in joint property,
~~the sum of one hundred and thirty-five dollars~~ to her in hand paid by the said party of the second part, the receipt
whereof is hereby acknowledged

does by these presents grant, sell, bargain and convey and confirm unto the said party of the second part, and to his
heirs and assigns forever, all the certain lot, piece or parcel of land situate, lying and being in the
County of Bingham and State of Idaho, and bounded and described as follows, to-wit:
All of her right, title and interest, however, acquired, in and to
The Northeast Quarter of the Southwest Quarter, and all that portion of Lot 6, in
Section 8, Township 3 South, Range 35, East Boise Meridian, described as follows: Commencing
at the point of intersection of the west line of said Lot 6 with the Blackfoot River; thence
running due North on west line of said Lot 6 to Northwest corner thereof; thence due East
on the North line of said Lot 6, eighty rods to the Southeast corner of the Northeast Quarter
of the Southwest Quarter of said Section 8; thence due South at a right angle to last line
mentioned line to Blackfoot River; thence in a westerly direction following the meander of
said river to the place of beginning, it being intended to describe all that part of said
Lot 6 lying immediately south of the Northeast Quarter of the Southwest Quarter and between
said 40 acre tract and the river, all being in Section 8, Township 3 South, Range 35 East
Boise Meridian; together with the ditches, ditch rights or way, water and water rights there
unto belonging, and particularly one share of stock in Eastern Idaho Water Company, and fifty
inches of water in Blackfoot River and used in the irrigation of said land.

To hold and enjoy, all and singular, the same, and every part and parcel thereof,
as and for his separate estate, hereby relinquishing for herself and her heirs all right
or claim to the same, or any part thereof, as community property, so that the same may be
held by him as separate, and not in any respect as community property.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and
the rents, issues and profits thereof

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereto in and
unto the said party of the second part, and to his heirs and assigns forever, and the said party of the first part, his
heirs and assigns, against the said party of the first part and her heirs, and against all and every person and persons
whomever, lawfully claiming or to claim the same, shall and will warrant by these presents forever defend. Sub just to all laws
and encumbrances.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal
the day and year first above written.

SEEN, SIGNED AND DELIVERED IN THE PRESENCE OF
John W. Jones

Yvonne McBride

NOTARY PUBLIC

My Comm. Expires

COPY

RECEIVED
AUG 18 2004
By

Book No. 55

No. 10030

Agency Records

By

Peter McBride to H.R. Boice
22 December 1930
50 inches of Eastern Idaho Water

WARRANTY DEED

THIS DEED Made the 22nd day of December between Peter C. McBride and Olive L. McBride, and State of Idaho, the part 1st of the first part, and the part 2 of the second part of the first part, for and in consideration of the sum of one dollar and other valuable considerations, the sum of \$1.00 in hand paid by the said part 2 of the second part, the receipt of which is hereby acknowledged.

do hereby presents grant, sell, bargain and convey and confirm unto the said part 2 of the second part, and to his heirs and assigns forever, all the certain lotplace or parcel of land situate, lying and being in the County of Blaine and State of Idaho, and bounded and described as follows, to-wit:
The Northeast quarter of the Southwest quarter, and all that portion of Lot 6 in Section 8, Township 3 South, Range 35 East, Boise Meridian described as follows:
Commencing at the point of intersection of the west line of said Lot 6 with the Blackfoot River; thence running due North on west line of said Lot 6 to Northwest corner thereof; thence due East on the North line of said Lot 6 eighty rods to the Southeast corner of the Northeast quarter of the Southwest quarter of said Section 8; thence due South at a right angle to last mentioned line to Blackfoot River; thence in a westerly direction following the meanderings of said river to the place of beginning. It being intended to describe all that portion of said Lot 6 lying immediately south of the Northeast quarter of the Southwest quarter and between said 40 acre tract and the river, all being in Section 8, Township 3 South, Range 35 East, Boise Meridian; together with the ditches, ditch rights of way, water and water rights thereunto belonging, and particularly one share of stock in the Eastern Idaho Water Company, and fifty inches of water in Blackfoot River and used in the irrigation of said land. Subject to all encumbrances on said premises.
Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said part 2 of the second part, and to his heirs and assigns forever, and the said part 1st of the first part, his heirs and assigns, against the said part 1st of the first part and his heirs, and against all and every person and persons whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hand and seal at the day and year first above written.
SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF
Gay Stevens
Peter C. McBride
Olive L. McBride

STATE OF IDAHO,
County of Blaine
I, the undersigned, Clerk of the County of Blaine, do hereby certify that the foregoing is a true and correct copy of the original of the above and foregoing instrument, and acknowledged before me by the said Peter C. McBride and Olive L. McBride, his wife, on the 22nd day of December, 1930, at Boise, Idaho.
Clerk of the County of Blaine

COPY

RECEIVED
AUG 18 2004
By

William E Hall to John Peterson
17 November 1944
25 inches of 1 June 1885 Whitten

DEED RECORD, BINGHAM COUNTY

69

THIS INDENTURE, Made this 17th day of November, 1944, between William E. Hall and Hattie Hall, his wife, of the County of Bingham, State of Idaho, the parties of the first part, and John H. Peterson, of the County of Bingham, State of Idaho, the party of the second part:

WITNESSETH, That the said part 1st of the first part, for and in consideration of the sum of \$100,000 (one hundred thousand dollars) lawful money of the United States of America, to them in hand paid by the said part 2nd of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns, forever, all the following described real estate situated in Bingham County, Idaho, to-wit:

The northwest quarter and the northeast quarter of the northeast quarter section twenty-four in Township Two South of Range Thirty-six, East of the Police Meridian in Idaho, together with the ditches and water rights thereto belonging and pertained to, twenty-five inches of decreed water in the Blackfoot River, being a part of the decree to A. Whitten and Susan E. Whitten with priority date June 1, 1885, in the decree in action recorded in Judgment book 1 at pages 107 to 116, records of Bingham County, Idaho, conveyed to grantors by deed recorded in book 47 at page 102, said records, on thirty inches of said decreed water right with priority of June 1, 1885, as conveyed by A. Whitten and Susan E. Whitten, his wife, to William E. Hall by deed recorded in book 48 at page 450, said records, and thirty inches of waters decreed in said action with priority of June 1, 1885, out of the decreed right of P. B. Cox, Jr., William Howard, et al. to A. Whitten and Calvin Allen as conveyed by E. V. Call and wife to A. Whitten, et al. and one hundred inches of said water decreed of A. Whitten and Susan E. Whitten with priority June 1, 1885, page 89 and by same conveyance vesting in Carrie J. Whitten and by her conveyed to W. E. Hall, being the abovesaid grantor William E. Hall, by deed recorded in book 61 of feeds page 250 of said records, together with 1/50 of one share of capital stock in Blackfoot Irrigation Co., Inc.

(\$11.00 I.R.C. attached and cancelled.

1885 as shown by deed to William Pratt recorded in book 4 of feeds

Subject to any and all vested rights of way on or across the same

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, the reversion and remainder, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well as in and to the said part 1st of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the said party of the second part and to his heirs and assigns, forever, and the said part 1st of the first part and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, and against the said part 1st of the first part, their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part 1st of the first part has hereunto set their hand and seal, the day and year first above written.

Signed, Sealed and Delivered in the Presence of

John W. Jones

William E. Hall

Hattie Hall

(SEAL)

(SEAL)

(SEAL)

STATE OF IDAHO, }
COUNTY OF BINGHAM } ss.

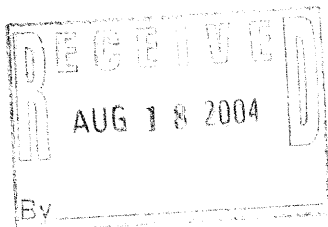
On this 17th day of November, in the year 1944, before me, John W. Jones, a Notary Public in and for said State, personally appeared William E. Hall and Hattie Hall, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Seal
My Commission expires July 15, 1945

John W. Jones
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

COPY



George Dunn to W E Hall
7 March 1925
25 inches of 1885 Whitten

DEED RECORD, DEEDS
QUIT CLAIM DEED

No. 2114

THIS INDENTURE made this 14th day of March 1925 between George W. Dunn and Nellie Dunn of the County of Bingham and State of Idaho and twenty-five (25) inches of the County of Bingham and State of Idaho and twenty-five (25) inches of the County of Bingham and State of Idaho.

WITNESSETH That the said part 1st of the first part, for and in consideration of the sum of

Two Hundred

of the United States of America, to them in hand paid by the said part 2nd of the second part, the receipt whereof is acknowledged, do hereby present, release and forever quit claim unto the said part 3rd of the second part, and his heirs and assigns, all that certain lot or parcel of land situated in the County of Bingham, and State of Idaho, and bounded and particularly described as follows, to wit: that certain part of the waters of said Blackfoot River, diverted in Bingham County, Idaho, and more particularly described as Twenty-five (25) inches of the decreed waters of Blackfoot River, a part of the waters of said Blackfoot River decreed to A. Whitten and his heirs, by the Court of Date of priority of June 1st, 1905, in that certain decree wherein F. C. Whitten et al were plaintiffs, and Southern Idaho Water Company et al, were defendants, and is recorded in Judgment Book I at Pages 107 to 110 records of Bingham County, Idaho, fifty (50) inches of said water right having been conveyed by A. Whitten and his heirs to F. C. Whitten on June 10, 1919, and deed therefor being recorded in Book 37 of deeds, page 479, and said right being conveyed by F. C. Whitten and wife to the grantors herein. 50% I.R.S. Attached and cancelled.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances unto the said part 3rd of the second part, and to his heirs and assigns forever. IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hands and seal at the day and year first above written.

Signed, Sealed and Delivered in the presence of

John W. Jones

George W. Dunn

Nellie Dunn

STATE OF IDAHO

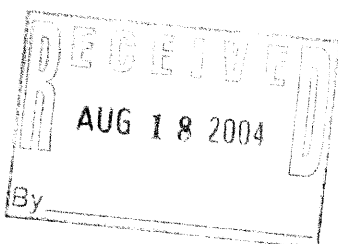
County of Bingham

I DO HEREBY CERTIFY that on this 14th day of March in the year of 1925, before me John W. Jones, a Notary Public, in and for the State of Idaho, personally appeared George W. Dunn and Nellie Dunn, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Boise, in Bingham County, Idaho, the day and year first above written.

John W. Jones, Notary Public for the State of Idaho, residing at Blackfoot, Idaho.

COPY



E V Call to Ellis Hall
27 February 1923
30 inches 1 June 1885 Whitten

John W. Jones, Notary Public

No. 2125

E. V. CALL TO ELLIS HALL

THIS INDENTURE, Made this 27th day of February in the year of our Lord one thousand nine hundred twenty, three between E. V. Call, and Hannah L. Call, husband and wife, of the County of Bingham, State of Idaho, the parties of the first part, and Ellis Hall of Bingham County, State of Idaho, the party of the second part, WITNESSETH That the said parties of the first part, for and in consideration of the sum of Three Hundred Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents convey and grant and set over and forever quit claim unto the said party of the second part, and his heirs and assigns that certain water right as decreed in the Blackfoot River, in the County of Bingham, State of Idaho, as follows:

Thirty (30) inches of the one-sixth interest of the said first parties in the decree of fifteen hundred (1500) inches of the waters of Blackfoot River to P. E. Cox, Jr., William Howard, A. Whitten, Susan E. Whitten, and Calvin Miles, dating from June 1, 1885 by the District Court of Bingham County, State of Idaho, in an action wherein Fred S. Stevens et al. were plaintiffs and Eastern Idaho Water Company et al. were defendants, dated August 1, 1891, and entered in Judgement Book 1, at pages 107 to 116 of the records of said Court. 50¢ I.R.S. Attached and cancelled.

TO have and to hold all and singular the said water rights unto the said party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

STATE OF IDAHO.

E. V. Call

County of Bingham.

ss.

Hannah L. Call

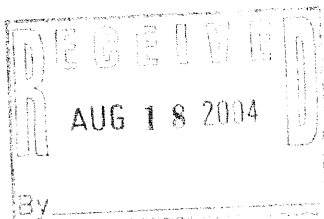
I DO HEREBY CERTIFY that on this 27th day of February, 1923, before me, John W. Jones a Notary Public in and for said County and State, personally appeared E. V. Call and Hannah L. Call, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Blackfoot, Idaho the day and year first above written in these certificates.

John W. Jones, Notary Public for the
State of Idaho, Residing at Blackfoot,
Idaho.

Witnessed at 11:10 a. m.

H. A. Hansen, Recorder



Carrie J Barth to W. E. Hall Deed.
8 October 1938

No. 16964

Doc. No. 81

WARRANTY DEED

THIS INDENTURE, Made the 28th day of October in the year of our Lord one thousand nine hundred and Thirty-eight between

Carrie J. Barth, widow,

of the County of Bingham and State of Idaho, the part y of the first part, and

W. E. Hall

of the County of Bingham and State of Idaho, the part y of the second part.

WITNESSETH, That the said part Y of the first part, for and in consideration of the sum of Two Thousand Five Hundred & no/100 DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged do as by these presents grant, sell, bargain and convey and confirm unto the said part y of the second part, and to his heirs and assigns forever, all the certain lot(s) piece or parcels of land situate, lying and being in the County of Bingham and State of Idaho, and bounded as follows, to-wit:

The South Half of the Northeast Quarter, the Northeast Quarter of the Northeast Quarter, the Northwest quarter of the Northeast quarter of Section Twenty-three, and the Southeast quarter of the Southwest quarter of Section Fourteen and the Northwest Quarter of the Southwest Quarter of Section Thirteen, all in Township Two South of Range Twenty-six East of the Boise Meridian, in Idaho.

Together with all ditches, ditch rights of way and water rights thereto appertaining and belonging.

\$2.50 I. R. S. Attached and Cancelled

(subject to the taxes for the year 1938, which the grantee assumes to pay)

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof

TO HAVE AND TO HOLD, AN and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said part y of the second part, and to his heirs and assigns forever, and the said part y of the first part, and to his heirs and assigns, against the said part y of the second part, and against all and every person and persons whatsoever, lawfully claiming or to claim the same, shall and will warrant by these presents forever defend

IN WITNESS WHEREOF, The said part y of the first part has hereunto set her hand and seal the day and year first above written.

Maurine C. White } Carrie J. Barth [SEAL]

[SEAL] [SEAL]

STATE OF IDAHO,) ss.
County of Bingham }

I, the undersigned, Clerk of the Court, do hereby certify that on this 28th day of October in the year 1938, before me, Maurice H. White, Judge of the District Court of the State of Idaho, personally appeared Carrie J. Barth, a widow, who acknowledged to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged that she executed the same for the purposes and consideration therein expressed.

In witness whereof, I have hereunto set my hand and affixed my official seal at Blackfoot, in Bingham County, Idaho, this 28th day of October, A.D. 1938.

Maurine C. White
Clerk of the District Court of the State of Idaho

E. M. Falk, Recorder.
Deputy Recorder.

COPY

RECEIVED
AUG 18 2004
By _____

Whitten to Willam Pratt
21 September 1918
100 inches 1 June 1885 Whitten

No 4761

WARRANTY DEED

19

THIS INDENTURE, Made the 21st day of September in the year of our Lord one thousand nine hundred and eighteen, between A. Whitten and Susan E. Whitten, his wife of the County of Bingham and State of Idaho the part 1st of the first part, and William Pratt of the County of Bingham and State of Idaho the part 2nd of the second part, WITNESSETH, That the said part 1st of the first part, for and in consideration of the sum of Five Hundred and no/100 - - - - - DOLLARS, lawful money of the United States of America, to them in hand paid by the said part 2nd of the second part, the receipt whereof is hereby acknowledged do by these presents grant, sell, bargain and convey and confirm unto the said part 2nd of the second part, and to his heirs and assigns forever, all the certain lot, place or parcel of land situate, lying and being in the County of Bingham and State of Idaho, and bounded and described as follows, to-wit:

One hundred (100) inches of water from the Blackfoot River in Bingham County, Idaho, being a part of the water as decreed to A. Whitten and Susan E. Whitten of 1500 hundred inches as of date of appropriation of June 1st, 1888, in that certain suit of Fred S. Stevens, et al. vs Eastern Idaho Water Co., et. al., said decreed dated August 1st, 1891 and recorded in Judgment Book 1 at pages 107 to 116 inclusive.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and the rents, issues and profits thereof

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereto in full unto the said part 2nd of the second part, and to his heirs and assigns forever, and the said part 1st of the first part, their heirs and assigns, against the said parties of the first part and their heirs, and against all persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hands and seal at the day and year first above written.

W. E. Stufflebeam
A. Whitten [SEAL]
Susan E. Whitten [SEAL]

W. E. Stufflebeam
Notary Public,
in and for said County and State, personally appeared
A. Whitten and Susan E. Whitten, his wife,

who are subscribed to the within and foregoing instrument, and acknowledged

that they executed the same for the purposes and consideration therein expressed.

W. E. Stufflebeam
Notary Public.

W. E. Stufflebeam
Recorder.

W. E. Stufflebeam
Deputy Recorder.

COPY

RECEIVED
AUG 18 2004
By

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Edward and Ilene Bergeman, Husband and Wife,
453 W Riverton Road, Blackfoot ID 83221 Telephone No: 208-785-2704
(Mailing Address) (Zip Code)

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

1. Date of Priority: (When the water was first applied to beneficial use) 3-20-1886
A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, Idaho Code.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Blackfoot 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 or af)	(Irrigation, Domestic, Stock, Etc.)	(Both dates inclusive) (MM/DD) (MM/DD)
Quantity <u>.48 cfs</u>	Use <u>Irrigation</u>	Period of Use From <u>04/01</u> to <u>11/01</u>
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____
Quantity _____	Use _____	Period of Use From _____ to _____

4. .48 cfs (24 miner's inches) TOTAL QUANTITY USED.
(cfs or af)

5. A) Location of point of diversion is SE NE 1/4 of 1/4 Govt. Lot _____
Sec. 9 Township 03 S Range 35 E B.M., Bingham County; additional points of diversion, if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.
The City of Blackfoot pumps out of Blackfoot River, supplemented by City of Blackfoot well on Lansing Street, by ditch N along W side of Meridian, across rivertonRaod, then W across interstate and Frontage Road, into E side of Corbett Slough, which then goes southwesterly across Riverton Road and along interstate to claimaint's property.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	34E	B08									5								

TOTAL ACRES 5

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific. none

NOTE: Include here the type and number of stock watered: _____

7. Remarks: This is a portion of Water Right No. 27-37B as evidenced transfer 52. See Water Right Deed attached,
8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

State of Idaho)
) ss.
 County of Bingham)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

W. Bergeman
 Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 10th day of March, 2004.



Lavern Sykes
 Notary Public
 Residing at: Blackfoot
 My commission expires: 5-17-08

FOR DEPARTMENT USE ONLY

Received by JC Date 3-12-04
 Prelim. check by _____ Date _____
 Fee 275- Receipt # E029606
 Receipt prepared by JC Date 3-12-04

Published in _____
 Publication dates _____
 Publication checked by _____ Date _____
 Exceptions filed by _____

WATER DEED

THIS INDENTURE, Made this 26th day of December, 1963, between S. GEORGE CARSON and ETHEL J. CARSON, husband and wife, of Blackfoot, Bingham County, Idaho, hereinafter referred to as Grantors, and RODNEY E. BERGEMAN and MARY BERGEMAN, husband and wife, of Blackfoot, Bingham County, Idaho, hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of the sum of TEN and NO/100 - - - (\$10.00) - - - DOLLARS, and other valuable consideration, to them in hand paid by the said Grantees, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, convey and confirm unto the Grantees and their heirs and assigns forever, all of the following described water rights, situated in the County of Bingham, State of Idaho, to wit:

Fourteen inches of the water of the Blackfoot River, diverted in Bingham County, Idaho, from the decreed water right of James G. Welch, said decreed water right being for four hundred inches of the water of the Blackfoot River, with priority date, March 20th, 1886, being that fourteen inches of water heretofore conveyed to Grantors herein by Cyril J. Wright and Esther A. Wright, husband and wife, by deed dated March 4th, 1942, and recorded as Instrument No. 103070 in Book 115 of Deeds, records of Bingham County, Idaho.

ALSO, ten Miner inches of decreed water in the Blackfoot River, being a part of the decree to A. Whitten and Susan E. Whitten, husband and wife, with priority date, June 1st, 1885, in the decree in the action of F. S. Stevens, et al, plaintiffs, vs. Eastern Idaho Water Company, et al, defendants, recorded in Judgment Book No. 1, at Pages 107 to 116, records of Bingham County, Idaho, being that ten Miner inches of water heretofore conveyed to Grantors herein by John H. Peterson and Bernadine B. Peterson, husband and wife, by deed dated March 16th, 1955, and recorded in Book 90 of Deeds, at Page 182, records of Bingham County, Idaho.

ALSO, 25/33rds of one share of irrigation water in the Eastern Idaho Water Company, represented by stock certificate No. 1539.

TO HAVE AND TO HOLD all and singular the above described water rights, together with their appurtenances unto the Grantees and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

Witness

George Carson (SEAL)

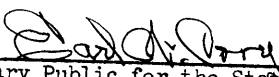
Ethel J. Carson (SEAL)

STATE OF IDAHO,)
 : ss.
County of Bingham.)

On this 26th day of December, 1963, before me, Earl W. Cory,
a Notary Public in and for the State of Idaho, personally appeared S. GEORGE
CARSON and ETHEL J. CARSON, husband and wife, of Blackfoot, Idaho, and
known to me to be the persons whose names are subscribed to the within and
foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal at Blackfoot, Idaho, the day and year in this certificate
first above written.

(NOTARY SEAL)


Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.

My Commission Expires:
February 29th, 1964.

103444

STATE OF IDAHO }
County of Bingham, } ss
I hereby certify that the within
instrument was filed for record in
this office at the request of Earl W. Cory
on the day of DEC 27 1963
at 42 minutes past 3 o'clock
P. M. and was duly recorded in
Book 115 of Deeds Page 1
Bingham County Records.
GRACE WILLIAMS
County Recorder
E. W. Cory
Deputy Recorder
Recorder's fee \$ 1.50

413514

WARRANTY DEED

For Value Received

RODNEY E. BERGEMAN AND MARY BERGEMAN, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

EDWARD BERGEMAN AND ILENE BERGEMAN, HUSBAND AND WIFE

whose current address is 453 RIVERTON ROAD
BLACKFOOT, ID 83221

the grantees, the following described premises, in BINGHAM County Idaho, to wit:

Part of the N.E. 1/4 S.W. 1/4 of Section 8, Township 3 South,
Range 35 East, Boise Meridian, Bingham County, Idaho described
as:Beginning at a point that is N 00°10'47" E 2639.56 feet along
the section line to the West 1/4 corner and S 89°55'10" E 1927.44
feet along the north line of the Southwest 1/4 from the
southwest corner of said Section 8 and running thence
S 89°55'10" E 106.30 feet along said north line to the northwest
corner of Deed Instrument Number 217043; thence
S 00°04'50" W 787.92 feet along the west line of said Deed
Instrument Number 217043 to the south bank of the Central Ditch;
thence S 66°50'12" W 125.95 feet along said ditch; thence
N 00°43'30" E 837.68 feet to the point of beginning.
Together with the water rights and ditch rights of way used for
the irrigation thereof.Parcel is subject to a county road right-of-way along the
north side.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that t he y are the owners in fee simple of said premises; that they are free
from all incumbrances

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

Dated: February 9, 1993

RODNEY E. BERGEMAN

By *R. E. Bergeman**Mary Bergeman*
MARY BERGEMANSTATE OF IDAHO, COUNTY OF BINGHAM
On this 7th day of FEB, 1993,
before me, a notary public in and for said State, personally
appearedRODNEY E. BERGEMAN
MARY BERGEMANknown to me to be the person s whose name s ARE
subscribed to the within instrument, and acknowledged to
me that they executed the same.Residing at BLACKFOOT, Idaho
Comm. Expires 11-22-94
Notary Public

FEB 13 1993

93 FEB -9 PM 1:51
413514RECEIVED OF
BINGHAM COUNTY CLERK
571 467 1111

Furnished by the AMERICAN LAND TITLE CO., Blackfoot, Idaho

WARRANTY DEED

217017

For Value Received RODNEY E. BERGEMAN and EILENE BERGEMAN, husband and wife,
of the County of Bingham, State of Idaho,

the grantors, do hereby grant, bargain, sell, and convey unto EDWARD BERGEMAN and
EILENE BERGEMAN, husband and wife, of Route 3, Blackfoot, County of Bingham, State of
Idaho,
the grantees, the following described premises, to-wit:

A portion of the NE1SW1 of Section 8 in Township 3 South, Range 35
East of the Boise Meridian, in Bingham County, Idaho, described as:

Beginning at a point 460 feet West of the Northeast corner of the NE1SW1
of said Section 8, and running thence West 125 feet; thence South 750 feet,
more or less, to the South bank of the Central Ditch; thence Northeasterly
along the South bank of said ditch to a point due South of the point of
beginning; thence North 648 feet, more or less, to the point of beginning.

Together with the water rights and ditch rights of way used for the
irrigation thereof.

Subject to unpaid taxes, if any, and to all rights of way for public roads,
utility lines, existing irrigation ditches and canals and to all existing
building, zoning and other regulations of use.

217018

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee that they and the owner, in fee simple of said premises, that said
premises are free from all incumbrances except as hereinafter set forth and that they will warrant and
defend the same from all lawful claims whatsoever.
Dated: September 21, 1970

STATE OF IDAHO, COUNTY OF BINGHAM

On this 5th day of September 1970,
before me, a notary public in and for said State, personally
appeared
RODNEY E. BERGEMAN
EILENE BERGEMAN

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock P.M.
this _____ day of _____

I, _____, My Office, and I am a Notary Public in and for the State of Idaho.

INSTRUMENT NO.

22.70

T-426

STANLEY M & DORIS D
HILL
WD 7-19-66
125034
361503

T-4151

T-8714

CHESTER GENE & PATRICIA
CUSHMAN
WD 9-4-84 325205
000 2-24-86
344576
455844

T-8716

LOT 5
39.60

T-3488

HARVEY G & CARDLE J COFFMAN
WD 11-29-99
485242-3

RICHARD E SUE LNN STOKES
WD 9-14-90 392773

LOT 6
21.90

HIGH WATER DRAIN CANAL

BLOCK

LONG ESTATES

T-11164

T-10494

T-6310

T-4092

T-11669

T-11343

#1145
ALTHIA LE SICUR

LOT 11
15.00

T-11342

#1206 GR
CHESTER HDPE

LOT 15
18.16

#902
MAGGIE BELL JOHNSON

LOT 14
6.64

#957 GR
INEZ SANDY

BLACKFOOT RIVER

LOT 14.1

#903
SEDDA

INTERSTA

WD 12-17-82
300056

T-3820

LOT 7
39.47

T-12099

Roy
Rama
Veg

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[Change to 11x17 Print Size](#)

[Remove Grid Lines](#)

[Change to Portrait](#)

USGS 3 km SW of Blackfoot, Idaho, United States 01 Jul 1991

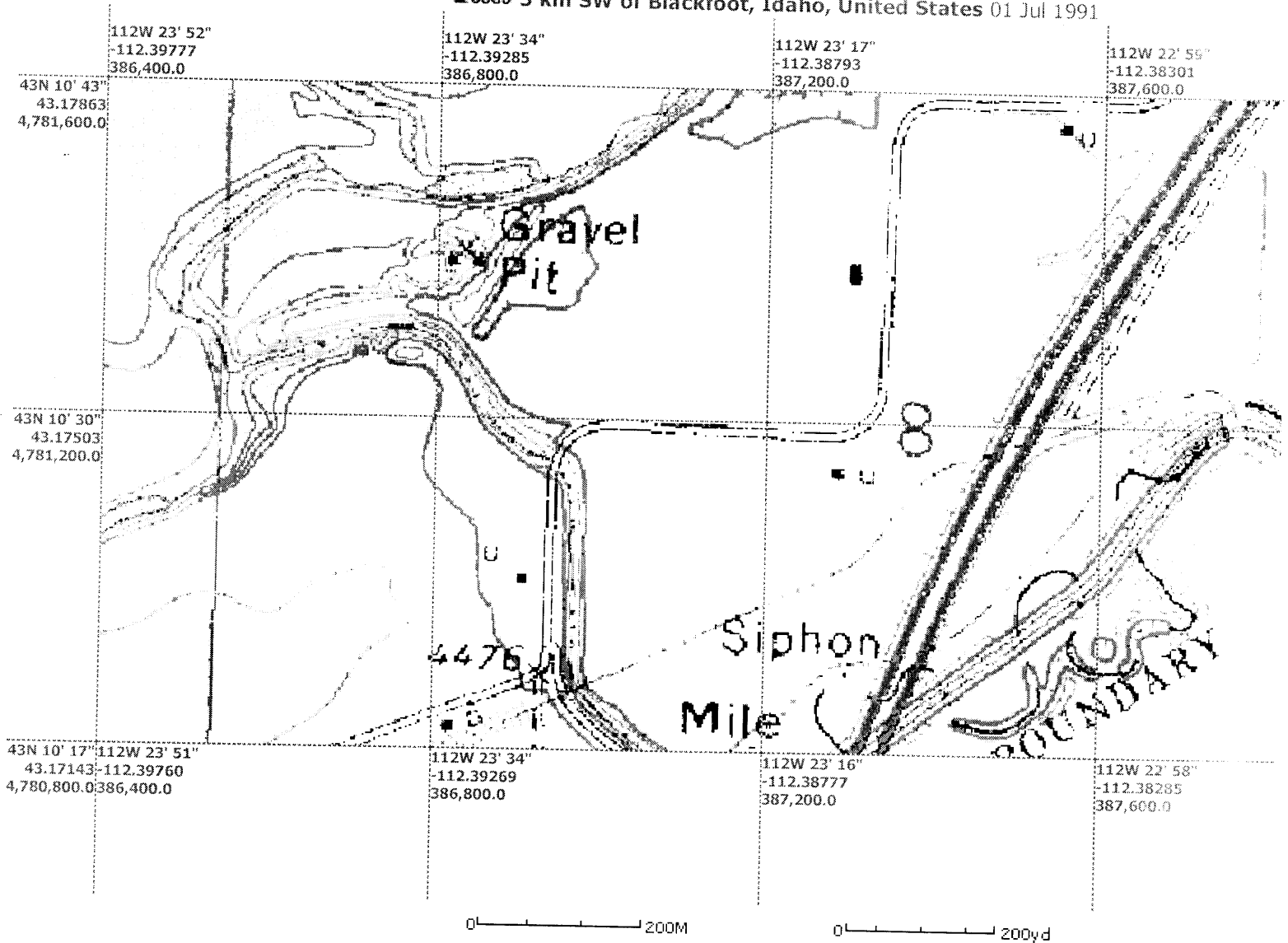


Image courtesy of the U.S. Geological Survey
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[Send To Printer](#)

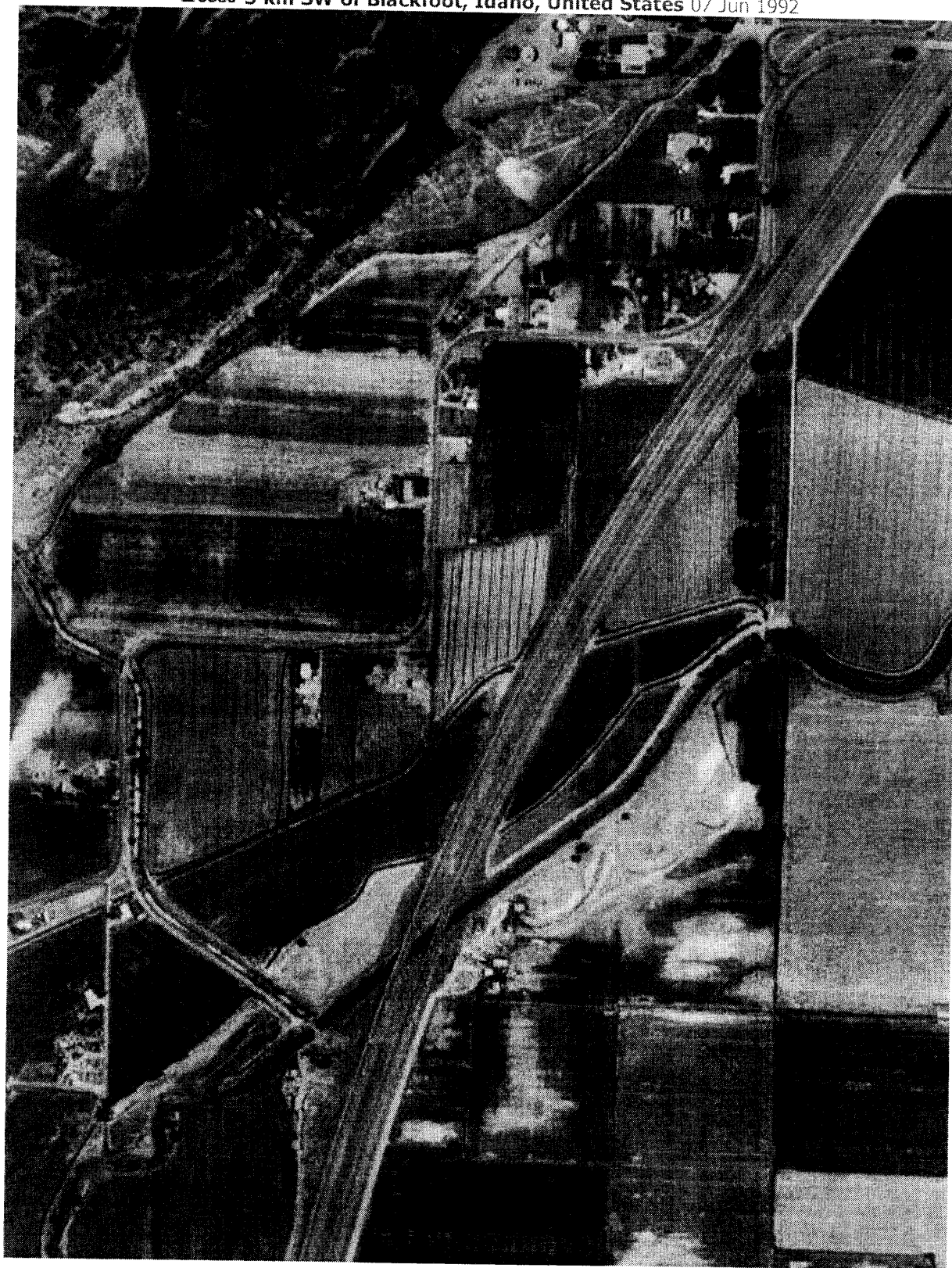
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[Change to 11x17 Print Size](#)

[Show Grid Lines](#)

[Change to Landscape](#)

USGS 3 km SW of Blackfoot, Idaho, United States 07 Jun 1992



0 100 200M

0 100 200yd

Image courtesy of the U.S. Geological Survey
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**MAR 12 2004**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.

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 (under the "split" heading), 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
27-10505		<i>split</i>			

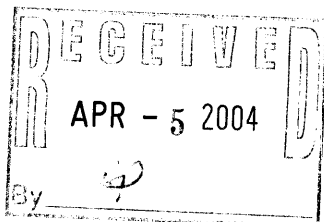
2. The following **REQUIRED** information must be submitted with this form:

- 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) is 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) Rodney E Bergeman
- Mary Bergeman
4. New Owner/Claimant(s) Edward and Ilenen Bergeman
- Name Connector (Check one): ☐ and, ☐ or, ☐ and or
- New Mailing Address 453 W Riverton Raod
- City, State and ZIP Code Blackfoot, ID 83221
- New Telephone Number (208) 785-2704
5. Date you acquired the property 9/24/76 and 2/9/93



6. **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	_____	_____

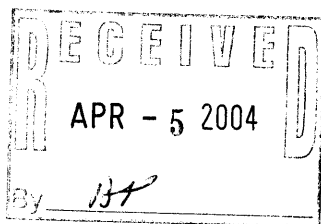
7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

E. J. Bergeman

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



413312

WARRANTY DEED

For Value Received

RODNEY E. BERGEMAN AND MARY BERGEMAN, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

EDWARD BERGEMAN AND ILENE BERGEMAN, HUSBAND AND WIFE

whose current address is 453 RIVERTON ROAD
BLACKFOOT, ID 83221

the grantees, the following described premises, in BINGHAM County Idaho, to wit:

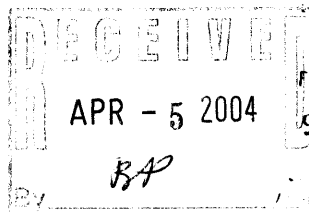
Part of the N.E. 1/4 S.W. 1/4 of Section 8, Township 3 South,
Range 35 East, Boise Meridian, Bingham County, Idaho described
as:Beginning at a point that is N 00°10'47" E 2639.56 feet along
the section line to the West 1/4 corner and S 89°55'10" E 1927.44
feet along the north line of the Southwest 1/4 from the
southwest corner of said Section 8 and running thence
S 89°55'10" E 106.30 feet along said north line to the northwest
corner of Deed Instrument Number 217043; thence
S 00°04'50" W 797.92 feet along the west line of said Deed
Instrument Number 217043 to the south bank of the Central Ditch;
thence S 66°50'12" W 125.95 feet along said ditch; thence
N 00°43'30" E 837.68 feet to the point of beginning.
Together with the water rights and ditch rights of way used for
the irrigation thereof.Parcel is subject to a county road right-of-way along the
north side.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee s, that t h e y are the owners in fee simple of said premises; that they are free
from all incumbrances

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

Dated: February 9, 1993

RODNEY E. BERGEMAN

R E Bergeman

Mary Bergeman
MARY BERGEMANSTATE OF IDAHO, COUNTY OF BINGHAM
On this 12 day of FEB 19 23,
before me, a notary public in and for said State, personally
appearedRODNEY E. BERGEMAN
MARY BERGEMANknown to me to be the person s whose name s ARE
subscribed to the within instrument, and acknowledged to
me that they executed the same.Residing at BLACKFOOT
Comm. Expires 11-27-24Notary Public
IdahoFEB 3 10
55 FEB - 9 PM 1:51
413312

Furnished by the AMERICAN LAND TITLE CO., Blackfoot, Idaho

WARRANTY DEED

217013

For Value Received RODNEY E. BERGEMAN and MARY BERGEMAN, husband and wife,
of the County of Bingham, State of Idaho,
the grantors, do hereby grant, bargain, sell, and convey unto EDWARD BERGEMAN and
ILENE BERGEMAN, husband and wife, of Route 3, Blackfoot, County of Bingham, State of
Idaho,
the grantees, the following described premises, to-wit:

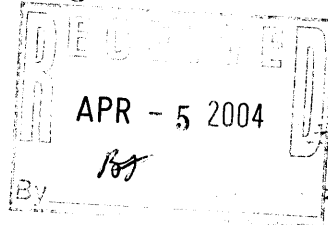
A portion of the NE1SW1 of Section 8 in Township 3 South, Range 35
East of the Boise Meridian, in Bingham County, Idaho, described as:

Beginning at a point 460 feet West of the Northeast corner of the NE1SW1
of said Section 8, and running thence West 125 feet; thence South 750 feet,
more or less, to the South bank of the Central Ditch; thence Northeastly
along the South bank of said ditch to a point due South of the point of
beginning; thence North 648 feet, more or less, to the point of beginning.

Together with the water rights and ditch rights of way used for the
irrigation thereof.

Subject to unpaid taxes, if any, and to all rights of way for public roads,
utility lines, existing irrigation ditches and canals and to all existing
building, zoning and other regulations of use.

217013



TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his
heirs and assigns forever. And the said Grantors, do hereby covenant to and
with the said Grantee, that they, their heirs, assigns, executors, administrators, and assigns
premises are free from all incumbrances except as hereinafter set forth and that the said warrant and
deed the same from all lawful claims whatsoever.
Dated: September 21, 1994.

STATE OF IDAHO, COUNTY OF BINGHAM
On this 5th day of September, 1994,
before me, a notary public in and for said State, personally
appeared
RODNEY E. BERGEMAN and MARY BERGEMAN, husband and wife,
the grantors.

STATE OF IDAHO, COUNTY OF BINGHAM
I, _____, County Clerk, do hereby certify that this instrument was filed for record at
the request of _____.

At _____, this _____ day of _____, 1994.
I, _____, County Clerk, do hereby certify that this instrument was filed for record at
the request of _____.

INSTRUMENT No.

22.70

T-426

STANLEY M & DORIS D
HILL
WD 7-19-66
125034
361503

T-4151

T-8716

CHESTER GENE & PATRICIA
CUSHMAN
WD 9-4-84 325205
0CD 2-24-86
344576
455844

T-8714

T-10745

LOT 5
39.60

T-3488

HARVEY G & CARDLE J COFFMAN
WD 11-29-99
485242-3

RICHARD & SUE ANN STOKES
WD 9-14-90 392273

LOT 6
21.90

HIGH WATER DRIAN CANAL

LONG ESTATES

T-11164

T-10494

T-6310

T-4092

T-11669

T-12099

Roy
Rama
Weg

INTERSTA

WD 12-17-82
300056

T-3820

LOT 7
39.47

BLACKFOOT RIVER

#957 GR
INER SANDY

LOT 14
6.64

LOT 15
18.16

#903
SEDDA

#1206 GR
CHESTER HOPE

LOT 11
15.00

#1145
ALTHIA LE SICUR

T-11343

#902
MAGGIE BELL JOHNSON

RECEIVED
APR - 5 2004
BT

Send To Printer

Back To TerraServer

Change to 11x17 Print Size

Remove Grid Lines

Change to Portrait

USGS 3 km SW of Blackfoot, Idaho, United States 01 Jul 1991

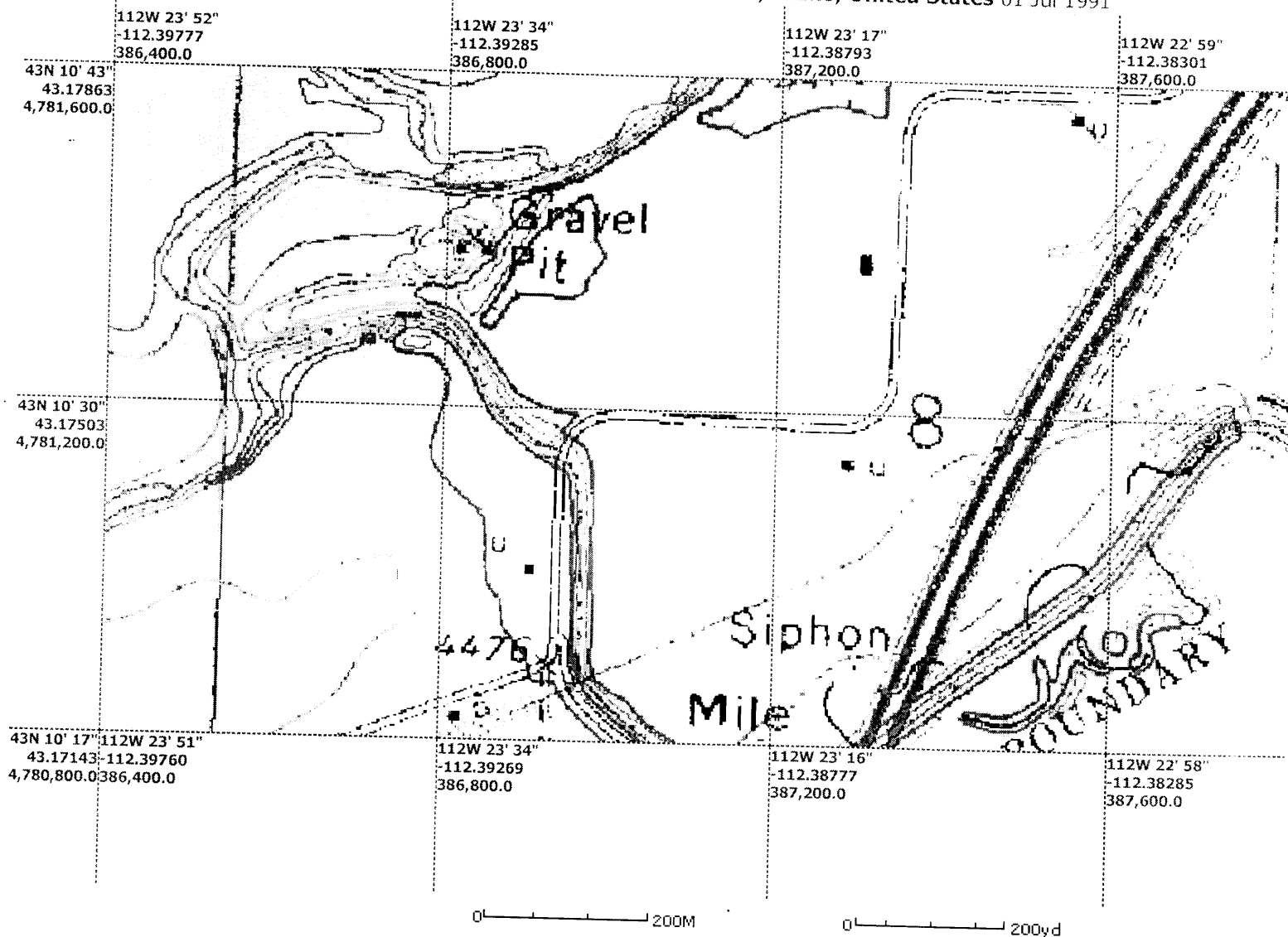
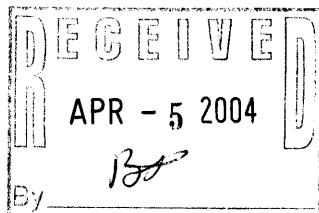


Image courtesy of the U.S. Geological Survey
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Send To Printer

Back To TerraServer

Change to 11x17 Print Size

Show Grid Lines

Change to Landscape

USGS 3 km SW of Blackfoot, Idaho, United States 07 Jun 1992

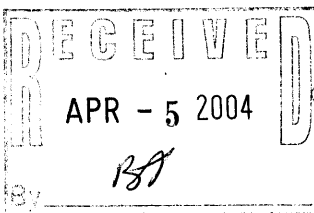


0 200M

0 200yd

Image courtesy of the U.S. Geological Survey

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27291-1

WARRANTY DEED

THIS INDENTURE, Made this 10th day of February
in the year of our Lord one thousand nine hundred and fifty-three, between
W. D. CHRISTENSEN and ELVA C. CHRISTENSEN, husband and wife,
of Blackfoot County of Bingham State of Idaho
the parties of the first part, and
RODNEY E. BERGEMAN and MARY BERGEMAN, husband and wife,
of Blackfoot County of Bingham State of Idaho
the parties of the second part.

WITNESSETH, that the said parties of the first part, for and in consideration of the
sum of Twelve Thousand Five Hundred and NO/100 - - (\$12,500.00) - - - - DOLLARS
lawful money of the United States of America,

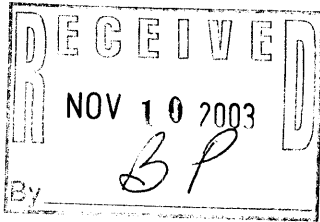
to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted,
bargained and sold, by these presents do grant, bargain, sell, convey and confirm
unto the said parties of the second part, and to their heirs and assigns forever, all of
the following described real estate, situated in the County of
Bingham State of Idaho, to-wit

The Southwest quarter of the Northeast quarter of Section
Eight in Township Three South of Range Thirty-five East, Boise
Meridian, in Idaho, and that part of Lot Seven lying south of
said Southwest quarter of the Northeast quarter of said Section
Eight, more particularly described as follows, Commencing at
the intersection of the Blackfoot River with the North and South
center line of said Section Eight; thence North about 80 rods
to the Southwest corner of the Northeast quarter of said Section
Eight; thence East 80 rods; thence at a right angle to the last
course south to the Blackfoot River; thence southwesterly along
said River with its meanderings to the place of beginning.

Together with one share of the capital stock of the
Eastern Idaho Water Company, fifteen inches of water of the
Blackfoot River, being a part of that certain water right
of one thousand inches of date of June 1st, 1885, decreed to
A. Whitten and Susan E. Whitten August 1st, 1891, in that
certain Decree as recorded in Judgment Book "I" at pages 107
to 116 of the records of Bingham County, Idaho, and sixty
shares of the capital stock of the Miner's Ditch Company,
and 33 1/3 shares of the capital stock of the Blackfoot
Slough Company.



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NOV 12 1992



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

November 6, 2003

Rodney E. Bergeman
423 West Riverton Road
Blackfoot, ID 83221

Re: Claim No. 27-10505

Dear Mr. Bergeman:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 27 in the Snake River Basin Adjudication.

In order to make a complete and accurate recommendation of your water rights, each element of the water right must be proven. At this time, the Department does not have proof of ownership for your claim number referenced above. Please submit deed and proof of your ownership of the water right referenced above to the attention of Vicky Music, IDWR, 1301 N. Orchard, Boise, ID, 83706 Please submit your proof by **November 30, 2003.**

If you have questions regarding this request, please contact Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources at 208-547-3993 or you can contact me directly at 208-327-7900.

Very truly yours,

SUSAN HAMLIN NYGARD
Deputy Attorney General
Idaho Department of Water Resources

cc: Cindy Bird

Claim 27-10505

16 October 2003

Memo to File:

I called Susan Christiansen and she advised that in about 1992 they first bought 2 acres from Rodney E. Bergeman. I am not sure there was a house already on the land or they put a house on the 2 acres after they purchased it. (NOTE: According to Assessors' records, they have 9.5 acres under Lot #T10386 and 6.624 acres under Lot T10973.)

She said Ronald Bair was the one that subdivided the land in about 1994. At some point in time Mr. Bair leased the ground to a Mr. Windmill for feed for his cattle.

Ronald and Janice(?) Bair
123 Second Avenue #510
Salt Lake City, UT 84103

801 596-9100

Barbara

Claim 27-10505

15 October 2003

On 10 October I went to the Bingham County Assessor's office and noted there were several owners in this section. I listed them in the file and then decided that perhaps Susan G. Christiansen would be the best contact to start with.

Today I called Susan. She said that she thought the land they now have was once about 40-50 acres and it was subdivided. She stated that they are the only original property owners left of the first owners of the subdivided property.

Susan G. Christiansen
Physical address: 423 West Riverton
Mailing: P. O. Box 695
Blackfoot, ID 83221
785-6267

Barbara