



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 27, 2001

DON MICKELSEN
1260 TWIN BUTTE RD
MENAN ID 83434

RE: CHANGE IN OWNERSHIP FOR A21-00039C

Dear Mr. Mickelsen:

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

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

A21-12841: 0.50 CFS, 28.6 AFA, 14.3 ACRES, JACK & LAURA ALLEN
PROPERTIES LLC
A21-12842: 1.81 CFS, 102.4 AFA, 51.2 ACRES, DON MICKELSON

Water right number A21-00053D has been changed to reflect Don Mickelson as the current owner.

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

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)



THE REAL ESTATE OFFICE

Mary Lee Hill, Broker

30 S. 2ND W. • REXBURG, IDAHO 83440
TELEPHONE (208) 356-5050

RECEIVED

AUG 27 2001

Department of Water Resources
Eastern Region

August 23, 2001

To: Mr. Earnie Carlson

As per our phone conversation on the Jack and Laura Allen property located in Chester, Idaho.

Township 8 N. Range 41 E. Sections 13 & 24

Water decree dates 6/10/1887

6/01/1889

Approximately 14.75 acres being sold to Rita J. Stone and/or Red Feather Trust. This water share would be 21.5" from 6/10/87 water decree.

Balance of water shares would go to Mr. Don Mickelson.



468283

Legal Descriptions

Beginning at a point 20.00 chains South of the N.W. Corner of the N.E. 1/4, Section 24, Township 8 North, Range 41 E.B.M. and running thence East 6.28 chains and thence North 44.00 chains to Fall River, thence down the South Bank of Fall River in a Southwesterly direction 6.45 chains, and thence South 43.00 chains to the place of beginning; being located in Sections 13 and 24 of said Township 8 North, Range 41 E.B.M., Fremont County, Idaho, together with all water rights thereunto belonging.

Also Including:

IT IS PART OF THIS PIECE OF PROPERTY THAT RITA STONE IS BUYING 14.75 Acres

Northeast 1/4 of the Northwest 1/4, Section 24, Township 8 North Range 41 East, Boise Meridian, together with 23.4 Inches of water in the Kerr Ditch with a June 1, 1889 decree and 75.66 Inches of water in the Kerr Ditch with a June 10, 1887 decree.

WING ECT Deed # 465688

230 x 250 piece in the SW corner

40" water decree date June 10 1887

18.40 Acres 12.56 Acres @ 1.46

21.60 Acres 14.75 Acres @ 1.46

Post-it* Fax Note	7671	Date	# of pages ▶
To AL Rensberry	From Ted Hill		
Co./Dept.	Co. The Real Estate		
Phone #	Phone # 356-5050 OFFICE		
Fax # 525-7177	Fax #		

SRBA - Dept of water resources

Jack Allen property

Ted Hill
356-5050

First American Title

Form 52 2-8/42-1477/01 July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

AUG 14 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

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
21-53D					
21-39C	X				

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) Jack and Laura Allen Properties, L.L.C.
4. New Owner/Claimant(s) Don Mickelson^e
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1260 Twin Butte Rd.
- City, State and ZIP Code Menan, ID 83434
- New Telephone Number (208) 754-9323
5. Date you acquired the property July, 2001

Form 11 (10/97) IDWR July 2000

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 <u>21-39C</u>		
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	<u>1.88 CFS</u>	
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) Don Nicholson
(include title if applicable)

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 _____

WARRANTY DEED

For Value Received **Jack and Laura Allen Properties, LLC**, an Idaho Limited Liability Company

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

Don Mickelson, a married man

whose address is: **1260 Twin Butte Road, Menan, Idaho 83434**

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

Parcel 1:

The S. 20 chains of the following described property: A portion of Section 24, Township 8 North, Range 41 E.B.M., Fremont County, Idaho, described as: Beginning at a point 20.00 chains S. of the NW corner of the NE $\frac{1}{4}$, Section 24, Township 8 North, Range 41 E.B.M., and running thence E. 6.28 chains and thence N. 44.00 chains to the Fall River, thence down the South Bank of the Fall River in a Southwesterly direction 6.45 chains, and thence S. 43.00 chains to the place of beginning.

Parcel 2:

Township 8 North, Range 41 E.B.M., Fremont County, Idaho,
Section 24: NE $\frac{1}{4}$ NW $\frac{1}{4}$; LESS: Beginning at the SW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 24, and running thence N. 250 feet; thence E. 230 feet; thence S. 250 feet; thence W. 230 feet to the point of beginning. ALSO LESS: County road.

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: July 16, 2001

Jack and Laura Allen Properties, LLC, an Idaho Limited Liability Company

BY:

Alda Remington
Alda Remington, Manager

STATE OF IDAHO

ss.

COUNTY OF MADISON

On this 17th day of July, 2001, before me Lorna-Leigh, personally appeared ALDA REMINGTON, known or identified to me (or proved to me on the oath of), to be the manager or a member of the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

Lorna Leigh
Notary Public of Idaho

Residing at: Madison County, Idaho

Commission Expires: 02/16/07

LORNA - LEIGH
STATE OF IDAHO
NOTARY -- • -- PUBLIC

Form 42-248/42-1479(5) July, 2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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OR

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3. Name and Address of Former Owner/Claimant(s) ✓ Jack & Laura Allen
4. New Owner/Claimant(s) Jack and Laura Allen Properties, L.L.C.
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 2542 East Yellowstone Highway
- City, State and ZIP Code St. Anthony, Idaho 83445
- New Telephone Number (208) 624-7896
5. Date you acquired the property Transferred Ownership to LLC on 4/23/2001

Form 42 (2-8-93) (4/97) July, 2000

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.

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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) Jack and Laura Allen Properties, L.L.C.
(include title if applicable)

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 _____

QUIT CLAIM DEED

For Value Received **LAURA V. ALLEN, a single woman**

does hereby convey, release, remise and forever quit claim unto:

JACK AND LAURA ALLEN PROPERTIES, LLC, an Idaho Limited Liability Company

whose address is: **2453 EAST YELLOWSTONE HWY, ST. ANTHONY, ID 83445**

the following described premises situated in **FREMONT** County, Idaho, to-wit:

SEE ATTACHED LEGAL DESCRIPTIONS

together with their appurtenances.

Dated: April 23, 2001 3:03 p.m.

Laura Allen
LAURA V. ALLEN

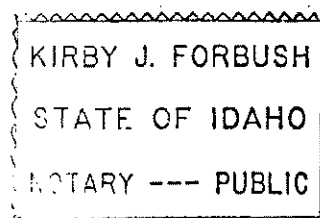
Microfilm No. 468283
At 23 day April 2001
At 15:01 O'clock P M
ABBE MACE
FREMONT CO. RECORDER
Fee \$ 6. Recorded at Request of Kirby J. Forbush Deputy

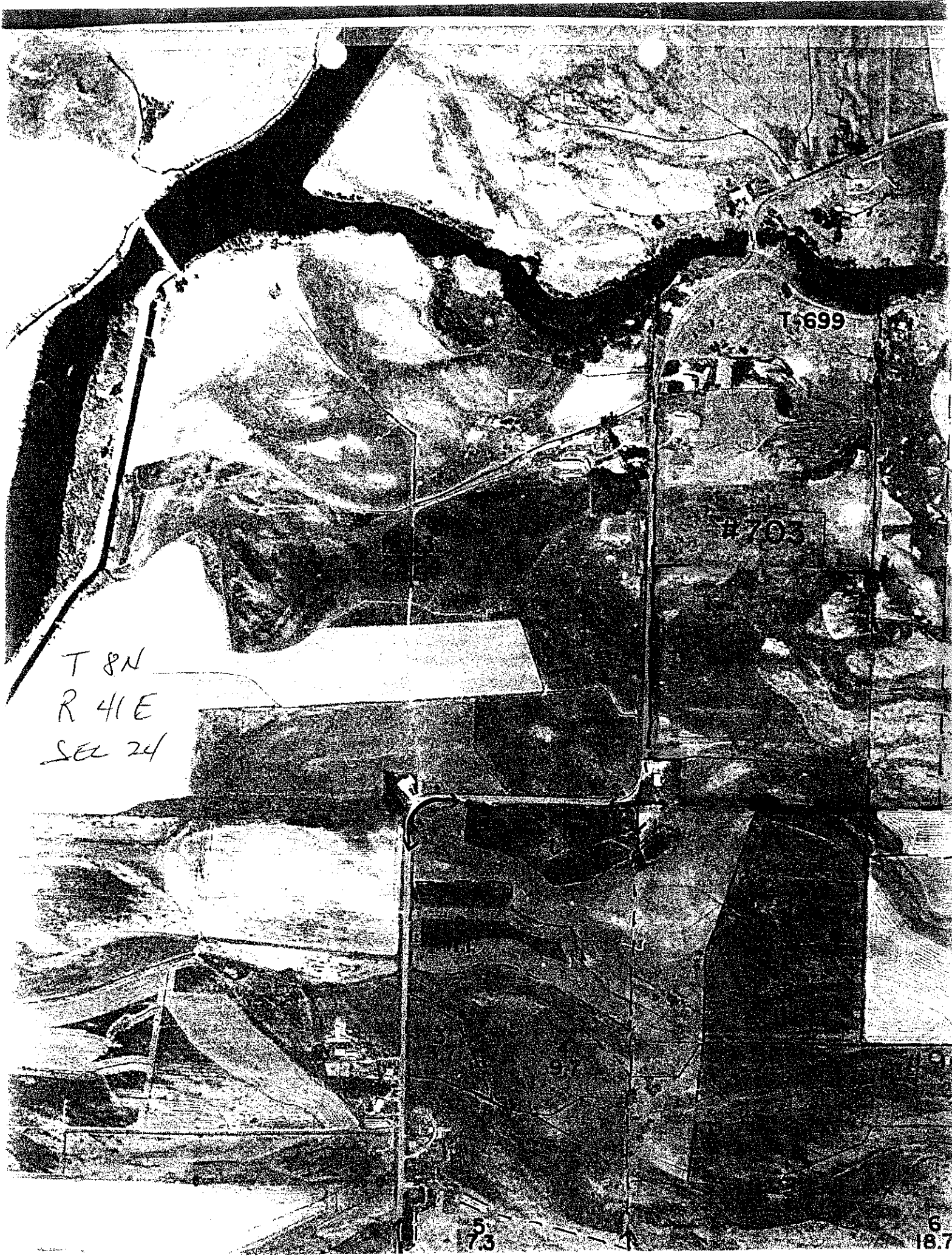
STATE OF IDAHO)
) :SS
COUNTY OF FREMONT)

On this 23rd day of April, in the year 2001, before me a Notary Public, in and for said State, personally appeared Laura V. Allen, known or identified to me to be a person who subscribed said name to the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF: I have hereto set my hand and affixed my official seal the day and year first above written.

Kirby J. Forbush 3:04 p.m.
Notary Public of Idaho
Residing at: Kipburg, ID
My Commission Expires: 11/17/2001





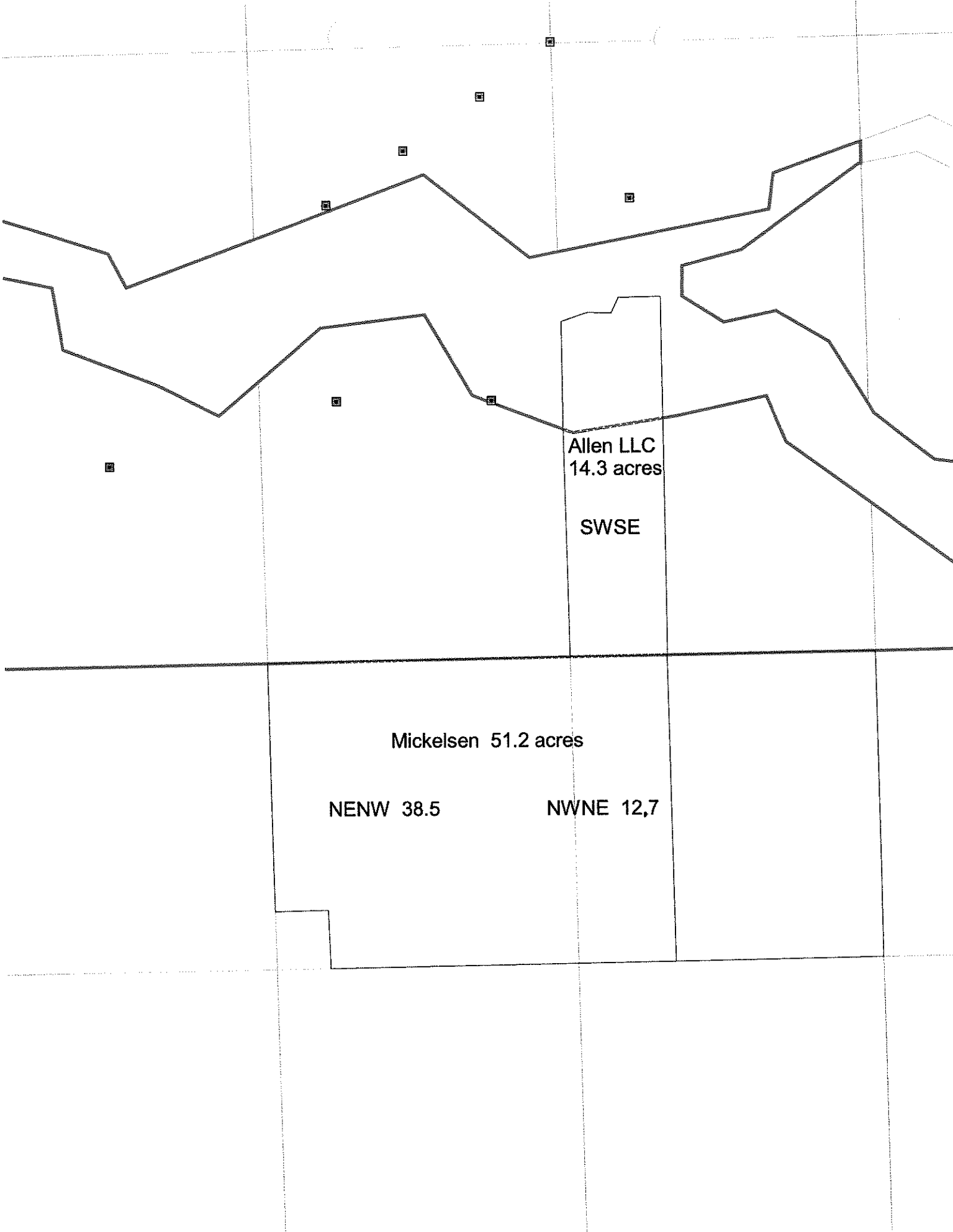
T 8N
R 41E
Sec 24

T 699

R 703

5
73

6
18.7



Allen LLC
14.3 acres

SWSE

Mickelsen 51.2 acres

NENW 38.5

NWNE 12.7