

AJ5809NP
No. R45-11407

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/98
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN H JENSEN	04/06/1966	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R23E S28

SESWNW

CASSIA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
10S 23E 28 :															

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

OK

2/5/98

Remarks: EXP PARCEL NO. RPT10SR23E484070A
PROPERTY ALSO KNOWN AS 1104 EAST 21ST

Dates: Exam Made Date: Verified Date: 12/03/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R45-11407

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/03/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN H JENSEN 1104 EAST 21ST BURLEY ID 83318 (208) 678-7527	04/06/1966	DOMESTIC	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R23E S28

SESWNW**CASSIA County**

Place of use Legal Description for: DOMESTIC

								NE				NW				SW				SE			
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SSW	SES	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
10S	23E	28	:					:		D			:					:					:

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP PARCEL NO. RPT10SR23E484070A
PROPERTY ALSO KNOWN AS 1104 EAST 21ST

Dates: **Exam Made Date:** **Verified Date:** 12/03/1997 **Objection Filed Date:**

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/03/97 SSHERMAN

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-20-1997

PAGE: A-179

RIGHT NUMBER: 45-11407

NAME & ADDRESS:

~~STEPHEN H JENSEN~~
1104 EAST 21ST
BURLEY ID 83318

H. Scott & Christine Horsley

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 04/06/1966

POINT OF DIVERSION: RP T10S R23E S28 4070 SESWNW

Within CASSIA County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/1 HOUSE

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC
T10S R23E S28

Within CASSIA County
SWNW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Verified by ms Date: 9-10-97

Verification Source: C.R.

ms w/R

209212

WARRANTY DEED A 45-11407

For Value Received

STEPHEN H. JENSEN and CATHERINE C. JENSEN, husband and wife, by and through MELBOURNE H. JENSEN, their Attorney-In-Fact Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

H. SCOTT HORSLEY and CHRISTINE HORSLEY, husband and wife
ADDRESS: 1104 East 21st Street, Burley, Idaho 83318

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

See attached Exhibit "A" for legal description

SUBJECT TO:

Taxes for 1990 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Right-of-Way Deed to Unity Light & Power Company, an Idaho Corporation, and Mountain States Tel. & Tel., an Idaho Corporation, dated April 23, 1965, and recorded April 6, 1966 as Instrument No. 29059 on Film No. 40, records of Cassia County, Idaho, granting the right to construct, operate and maintain electric transmission lines, poles and appliances necessary or convenient in connection therewith upon a portion of said property.

Lease of Excess Sewer Capacity between City of Burley, a municipal corporation, and Gary Asson, dated August 30, 1972 and recorded September 15, 1972 as Instrument No. 65204 on Film No. 78, records of Cassia County, Idaho. (Parcel No. 1)

This Warranty Deed is executed pursuant to a Special Power of Attorney recorded 831-90, as Instrument No. 209311, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 31, 1990

STEPHEN H. JENSEN

CATHERINE C. JENSEN

BY: MELBOURNE H. JENSEN
his Attorney - In - Fact
STATE OF IDAHO, COUNTY OF

BY: MELBOURNE H. JENSEN
her Attorney - In - Fact

On this _____ day of _____, 19____
before me, a notary public in and for said State, personally appeared

STATE OF IDAHO, COUNTY OF CASSIA
On this 31 day of August, 1990, before me a Notary Public in and for said State, personally appeared MELBOURNE H. JENSEN, known to me to be the person whose name is subscribed to the within instrument as the Attorney-In-Fact of STEPHEN H. JENSEN and CATHERINE C. JENSEN and acknowledged to me that he executed

subscribed to the within instrument, and acknowledged
to me that executed the same.

ted the names of STEPHEN H. JENSEN and
CATHERINE C. JENSEN thereto as principal and
his own name as Attorney-In-Fact.

Residing at

Notary Public
, Idaho.

Barbara E. Hie
Notary Public for Idaho
Residing at Burley, Idaho

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 28: Beginning at a point 300 feet North and 424 feet
West of the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
said Section 28;
Thence West 180 feet;
Thence North 129 feet;
Thence East 180 feet;
Thence South 129 feet to THE POINT OF BEGINNING.

RESERVING a strip of land one rod wide for public
roadway along the South line of the above described
property.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 28: Beginning at a point 300 feet North and 424 feet
West of the Southeast corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
said Section 28; thence West 180 feet to THE
POINT OF BEGINNING;
Thence run West 8 feet;
Thence run North 129 feet;
Thence run East 8 feet;
Thence run South 129 feet to THE POINT OF
BEGINNING.

RESERVING a strip of land one rod wide for public
roadway along the South line of the above described
property.

LAND TITLE & ESCROW

2000

ALL

AUG 31 1 20 PM '11

2/8

LAND TITLE & ESCROW

209312

5
AC 12 - 11407



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

October 7, 1997

KARL J. DREHER
DIRECTOR

H SCOTT & CHRISTINE HORSLEY
1104 EAST 21ST
BURLEY ID 83313

12-03-97
Response.
-p

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #A45-11407

Dear Claimants:

We have been advised you may be the new owners of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use. Please return the completed form with warranty deed copy and map to my attention.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

S. Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Form 42-248/42-1409(6)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A45-11407
Date Received: 6/21/1989
Receipt No: S007883
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN H. JENSEN 208-678-7527
Address: 1104 EAST 21ST
BURLEY, ID 83318
2. Date of Priority: APR 06, 1966
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	28	SE	SW	NW		CASSIA
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/1 HOUSE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	23E	28	SW	NW		DOMEST	
11. Place of use in counties: CASSIA

A45-11407

Page 1

Date: 06/21/89

MICROFILMED
MAR 09 1993

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 445-11407

Date Received

Receipt Number 5007883 *See*RECEIVED NOTICE OF CLAIM
TO A
WATER RIGHTJUN 8 1989
Department of Water Resources
Southern Region OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.*check made out to?*
Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Stephen H. Jensen Phone (208) 678 7527Mailing Address 1104 E 21st Burley, Idaho Zip 833182. Date of Priority (Only one per claim) April 6, 1986 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 10S Range 23ESection 28, SE 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of Cassia

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well, 6" casing, 45' deep, pump
1 horsepower pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from 1/1 to 12/31 amount 0.04 cfs
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) domestic - 1 house

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MAR 09 1993

10. Place of use is: Township: 10S Range 23E

Section 28, SW 1/4 of NW 1/4, ~~Govt~~ Lot _____, B.M.,

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes ☒ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None ☒

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s) Steph Jensen

Number of Attachments _____

By signing I/We acknowledge reading the notice on the back of this claim form. I/We wish to receive for a small annual fee monthly copies of the docket sheet. YES _____ NO _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Catharine A. Jensen Date June 6, 1989
Steph Jensen Date 6/6/89

For Organizations: I do solemnly swear or affirm that I am _____

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 6th day of June 1989

SEAL

Notary Public Linda J. Horsey

Residing at Burley, Idaho

My Commission Expires Dec. '94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

MAR 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug. 11, 1989

Re: A45-11407

STEPHEN H JENSEN
1104 EAST 21ST
BURLEY ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens', is written over a horizontal line.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 09 1993