

09/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-10148
NAME AND ADDRESS: BRETT W JENSEN
1988 W 113 N
IDAHO FALLS ID 83402
KRISTY L JENSEN
1988 W 113 N
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 0.133 CFS
PRIORITY DATE: 07/10/1889
POINT OF DIVERSION:

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.133 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R37E S11	NESW	16.00	T03N R37E S11	NWSW	1.40
T03N R37E S11	SWSW	27.00	T03N R37E S11	SESW	29.00
T03N R37E S11	SWSE	6.60			

80 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 80 acres in a single irrigation season. Combined Right Nos.: 1-10138, 1-10139, 1-10140, 1-10141, 1-10142, 1-10143, 1-10144, 1-10145, 1-10146, 1-10147, 1-10148, 1-10149, and 1-10150.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 1-1M.

Water is delivered from Great Western Canal through Kennedy Ditch.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-10148

WATER RIGHT NUMBER: 1-10148

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARLYS SCHUETZ 1988 W 113 N IDAHO FALLS, ID 83402 (208)522-6137
Current Owner	BRETT W JENSEN 1988 W 113 N IDAHO FALLS, ID 83402 (208)522-4308
Current Owner	KRISTY L JENSEN 1988 W 113 N IDAHO FALLS, ID 83402 (208)522-4308
Original Owner	DALE M SCHUETZ 1988 W 113 N IDAHO FALLS, ID 83402 (208)522-6137

Priority Date: 07/10/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.133 CFS	
	<u>Total Diversion:</u>	0.133 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	NE1/4NE1/4NE1/4	Sec. 35, Twp 04N, Rge 37E, B.M.
JEFFERSON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	37E	11									16.0	3.0	27.0	29.0					9.0	84.0

Total Acres: 84

Conditions of Approval:

OWNERSHIP CHANGE COMPLETED 10/4/2005 KMJ

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-10148

1. THIS CLAIM IS BASED ON SHATTUCK IRRIGATION CO. DISSOLUTION. THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 01-00001L. PORTIONS OF THE FOLLOWING WATER RIGHTS ARE ALSO USED ON THIS PLACE OF USE.

ADJUDICATION	PORTION(S)	NUMBER	OF
		A01-10138	01-00109J
01-00110E/F	A01-10140	01-00111G	A01-10141
01-00112G	A01-10142	01-00113E	A01-10143
01-00035AG	MORE A01-10144	01-00115U	01-00122A
01-00123A	01-00127A	A01-10145	01-00116AW/AX
01-00116AY/AZ	A01-10146	01-00117AV	01-00117AX
01-00124A	01-00128A	A01-10147	01-00047A
01-00118AS	A01-10148	01-00001L	A01-10149
01-00002C	A01-10150	01-00327A	(#5 CONT.)

THE DIVERSION WORKS OF THIS SERIES OF ADJUDICATION CLAIMS IS THE HEADWORKS OF THE GREAT WESTERN CANAL. WATER IS THEN PUMPED FROM A TRIBUTARY CANAL OF THE GREAT WESTERN TO THE PLACE OF USE. THE LEGAL DESCRIPTION OF THIS PUMP IS SWNESW, SECTION 11, T3N, R37E.

Remarks:

Comments:

Water Supply Bank:



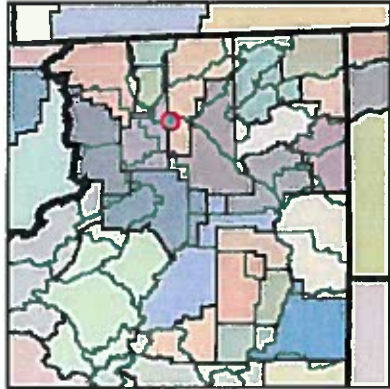
Idaho Department of Water Resources

Right Nos.:

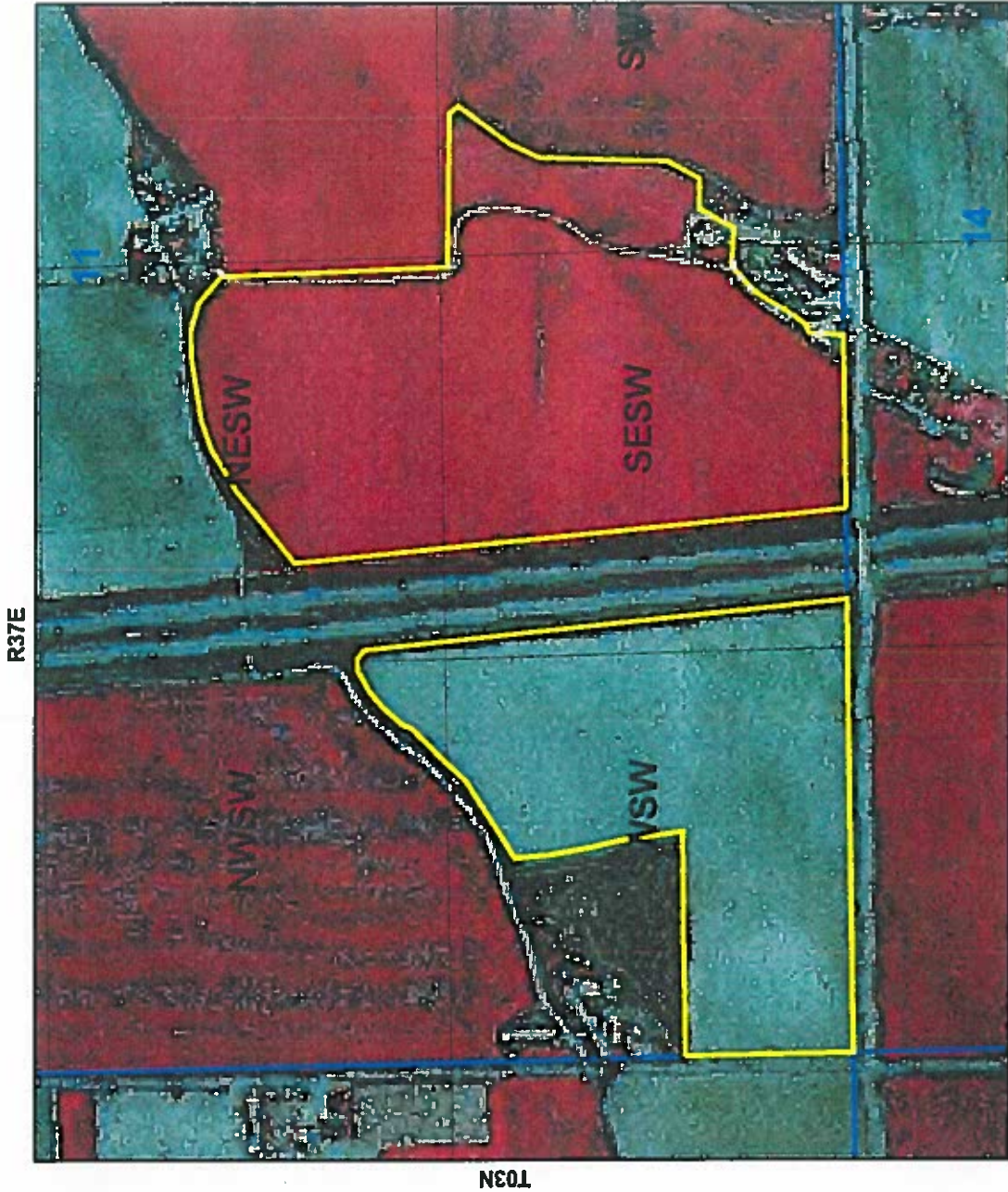
1-10138, 1-10139,
1-10140, 1-10141,
1-10142, 1-10143,
1-10144, 1-10145,
1-10146, 1-10147,
1-10148, 1-10149,
and 1-10150

Legend

- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Bonneville County
IDWR Basin 1



0 0.2 0.4 Miles

Prepared by M. Holliday
On Wednesday, September 20, 2006
1987/88 Aerial Photography

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

RECEIVED

SEP 29 2005

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 (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
1-10138			1-10143	1-10148	
1-10139			1-10144	1-10149	
1-10140			1-10145	1-10150	
1-10141			1-10146		
1-10142			1-10147		

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

A. The appropriate **FILING FEE**. See instructions for fee amounts. 0

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) Dale M & Marilyn Schuetz
1988 W 113 N, Idaho Falls ID 83402
4. New Owner/Claimant(s) Brett W / Kristy L Jensen
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 1988 W 113 N
- City, State and ZIP Code Idaho Falls ID 83402
- New Telephone Number (208) 522-4308
5. Date you acquired the property Oct 12, 1995

OWNERSHIP CHANGE COMPLETED 10/4/2005 KMJ

COMPLETED

Claims A01-10138 thru A01-10150

1/ A place of use confirmation exam was done with the new owner, Brett Jensen on 1-24-2004.

Mr. Jensen was given a change of ownership form with instructions.

2/ Map is outlined + parcel description from Bonneville County is included.

3/ Exam was done by Harold Jensen of Water Rights Contracting Service.

4/ See map in file A01-10140

SCANNED

NOV 18 2004

PROFILED
PROFILED

AUG 27 2001

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: A01-10148
Date Received: 8/04/1989
Receipt No: 5009942
Received By: PDW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE M. SCHUETZ 208-522-6137
Address: 1988 W. 113 N.
IDAHO FALLS, ID 83402
OR
Name: MARLYS SCHUETZ 208-522-6137
Address: 1988 W. 113 N.
IDAHO FALLS, ID 83402

A010148

2. Date of Priority: JUL 10, 1889

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	37E	35	NE	NE	NE		JEFFERSON

5. Description of diverting works:
HEADWORKS OF GREAT WESTERN CANAL. SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.133		

7. Total Quantity Appropriated is:
0.133 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

A01-10148

Page 1

Date: 08/17/89

MICROFILMED
OCT 20 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	11	NE	SW		IRR	16.0
			NW	SW		IRR	3.0
			SW	SW		IRR	27.0
			SE	SW		IRR	29.0
			SW	SE		IRR	9.0
Section Acres							84.0
Total Acres							84.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
SEVERAL OTHERS LISTED IN REMARKS.

14. Remarks:
THIS CLAIM IS BASED ON SHATTUCK IRRIGATION CO. DISSOLUTION. THIS CLAIM IS A PORTION OF DECREED WATER RIGHT 01-00001L. PORTIONS OF THE FOLLOWING WATER RIGHTS ARE ALSO USED ON THIS PLACE OF USE.

ADJUDICATION NUMBER	PORTION(S) OF	
A01-10138	01-00109J	.
A01-10139	01-00110E/F	.
A01-10140	01-00111G	.
A01-10141	01-00112G	.
A01-10142	01-00113E	.
A01-10143	01-00114E	.
	01-00035AG	MORE
A01-10144	01-00115U	
	01-00122A	V
	01-00123A	.
	01-00127A	.
A01-10145	01-00116AW/AX	.
	01-00116AY/AZ	.
A01-10146	01-00117AV	.
	01-00117AX	.
	01-00124A	.
	01-00128A	.
A01-10147	01-00047A	.
	01-00118AS	.
A01-10148	01-00001L	.
A01-10149	01-00002C	.

14. Remarks: Continued
A01-10150

01-00327A

(#5 CONT.)

THE DIVERSION WORKS OF THIS SERIES OF ADJUDICATION CLAIMS IS THE HEADWORKS OF THE GREAT WESTERN CANAL. WATER IS THEN PUMPED FROM A TRIBUTARY CANAL OF THE GREAT WESTERN TO THE PLACE OF USE. THE LEGAL DESCRIPTION OF THIS PUMP IS SWNESW, SECTION 11, T3N, R37E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET
Decree Defendant

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): Marly Schuch Date: Aug 22, 1989

Date: _____

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 22 day
of AUGUST 19 89

[Signature]
Notary Public



Residing at Tamara Lee
My Commission Expires 9-12-94

T3N
R37E

AOI-10148

PUMP

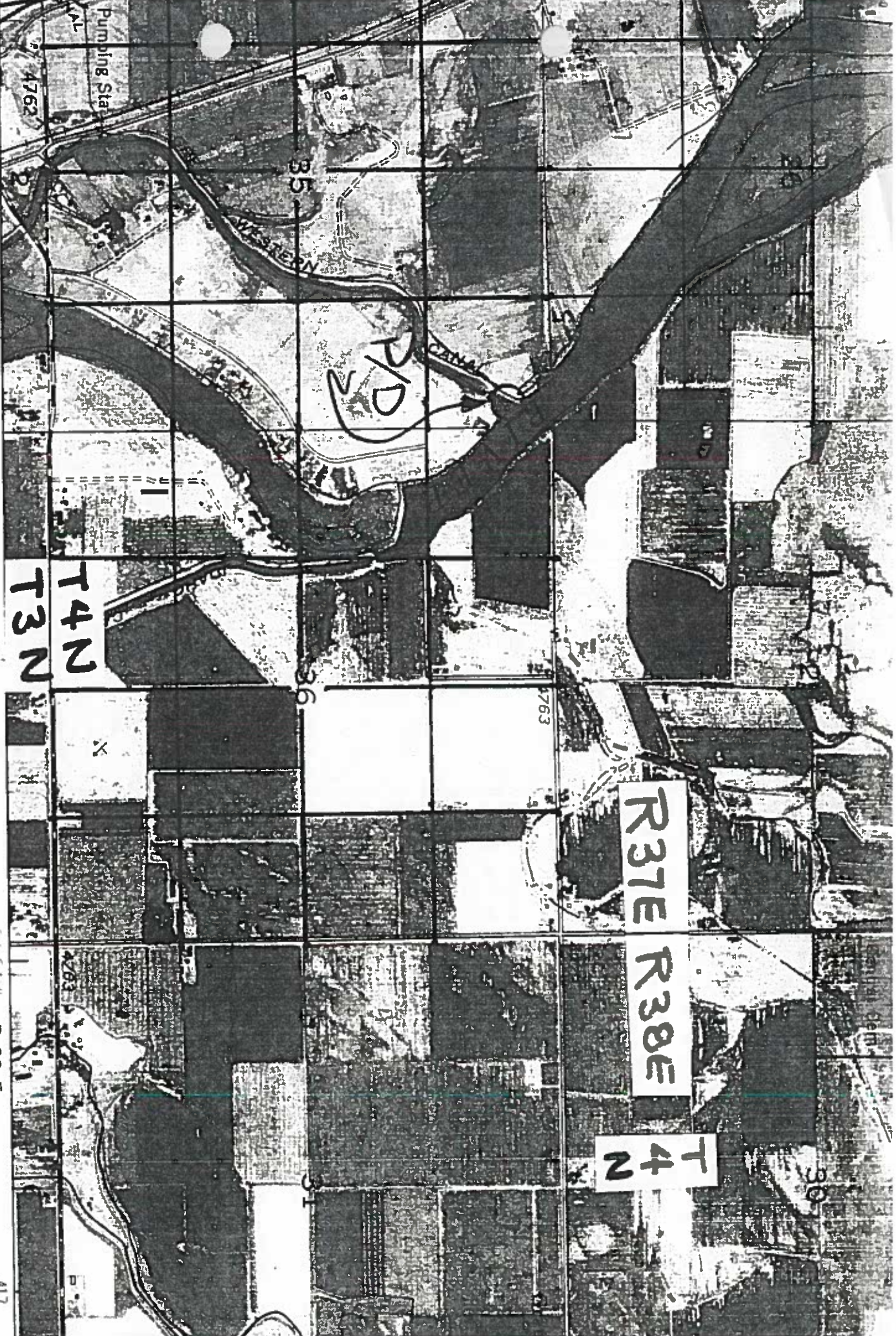
3
OWNERS
27

16

29

9

WICHITA
OCT 28 1978



SCALE 1:24 000

1 MILE

MICROFILMED
666 0 2 100