

01/30/2006

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

RIGHT NUMBER: 22-2152
NAME AND ADDRESS: JEFF L LERWILL
957 N 16TH E
SUGAR CITY ID 83448

OK

ALANA LERWILL
957 N 16TH E
SUGAR CITY ID 83448

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 2.060 CFS
360.50 AFY

Right Nos. 22-2152 and 22-13456 are limited to a total combined diversion rate of 2.06 cfs and to a total combined annual diversion volume of 402.5 AF.

PRIORITY DATE: 08/31/1953
POINT OF
DIVERSION: T05N R39E S35 SESWNE Within MADISON County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.060 CFS 360.50 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T05N R39E S35	SWNE	35.00	T05N R39E S35	NENW	32.00
T05N R39E S35	SENW	39.00	T05N R39E S35	NESW	6.00
T05N R39E S35	NWSE	3.00			

115 ACRES TOTAL *X 3.5 => 402.5 of ending*

Place of use does not include federal public lands

This right is limited to the irrigation of 103 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 115 acres in a single irrigation season. Combined Right Nos.: 22-2152 and 22-13456.

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 - License

Use of this right is combined with water from Reid Canal Co. and Lenroot Canal Co.

Right No. 22-13456 is also diverted through point of diversion described above.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

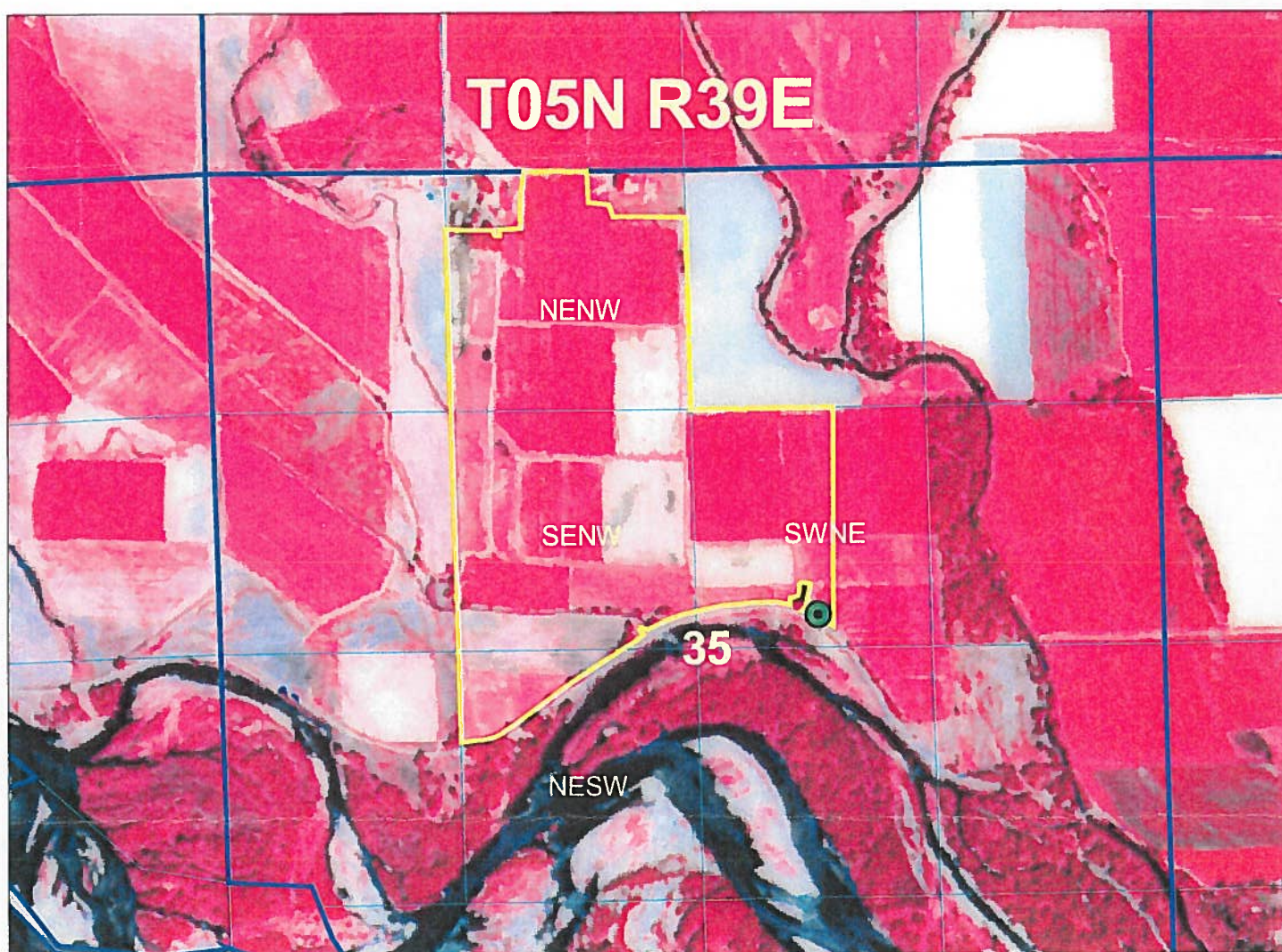
Right No. 22-13456 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Department of Water Resources

Eastern Region

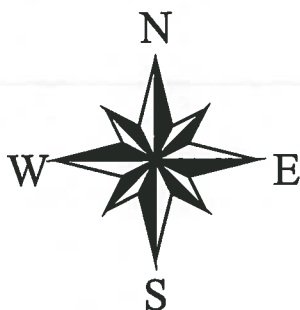


Claim No.: 22-2152



0 660 1320 1980 2640 Feet

- Point of Diversion
- 22-2152
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005

RECEIVED

JAN 13 2006

Department of Water Resources
Eastern Region

January 4, 2006

Dear IDWR:

There is a need to correct the acreage of this water right. I have owned this farm since 1946. I have been irrigating this farm with the pump since 1953. However, the water right 22-2152 does not reflect all areas that have been serviced by current point of division. More particularly the eastern portion of this farm in section 35 T05N R39 EBM- see attached map. I sold this farm to Jeff and Alana Lerwill in 1999. Please advise if I can be of any further service.

Sincerely,

Dee Bowen
Dee Bowen

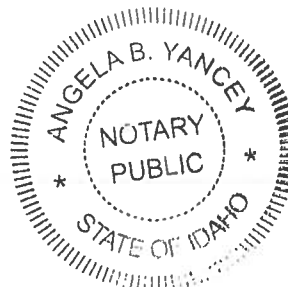
1/4/06
Dated

STATE OF: Idaho

COUNTY OF: Madison

On this 4th day of January 2006, before me, the undersigned, personally appeared Dee Bowen, known or identified to me (or provided to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed to me the same

Angela B Yancey
Notary Public of
Residing at Reuburg, ID
Commission Expires: 4-27-2011



22-2152

December 14, 2005

ALANA LERWILL
957 N 16TH E
SUGAR CITY ID 83448

Dear Claimant:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

ALANA LERWILL
1353 N 2000 E
SUGAR CITY ID 83448

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form: 3547

fee due 70¢

U.S. POSTAL SERVICE
PS FORM 3547

2012

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form: 3547

fee due 7.0

U.S. POSTAL SERVICE
PS FORM 3547

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

LERW353 934482009 1605 07 12/05/05
FORM 3547
LERWILL
957 N 16TH E
SUGAR CITY ID 83448-5026

ALAN LERWILL
135 N 200 E
SUGAR CITY, ID 83448

LET W 353

1887
89405 00 60 DEC
5625

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 22-2152

[] Name(s): Alana Lerwill

[] Old Mailing Address: 1353 N. 16th E.
Sugar City, ID 83448

[] New Mailing Address: 957 N. 16th E.
Sugar City, ID 83448

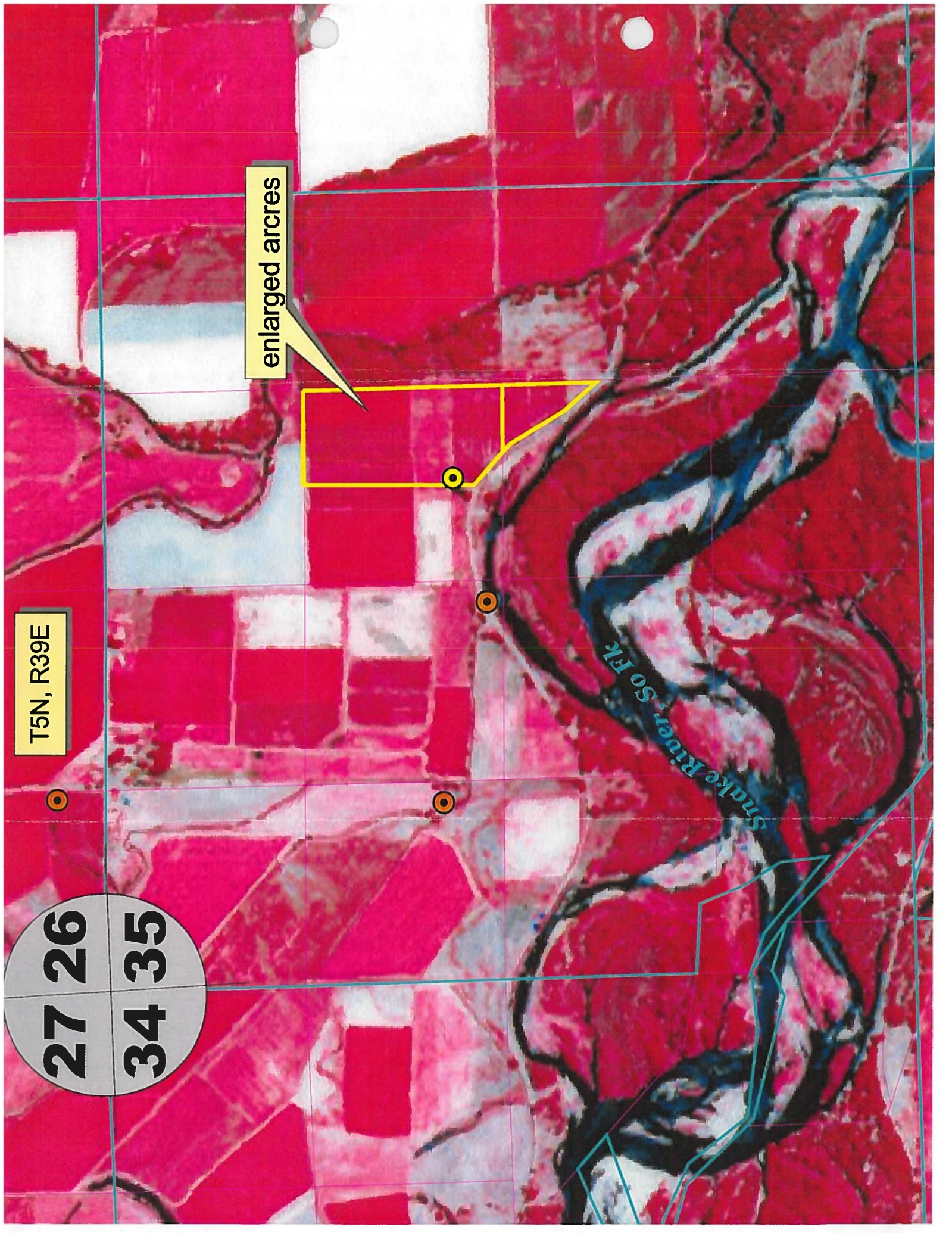
Telephone Number: (208) 356-0972

[] Signature(s) of Owner(s) Alana Lerwill

(Include your title if on behalf of company or organization)

Date: 1-7-06

Address
already updated
KMD
1/19/06



enlarged arcres

T5N, R39E

27	26
34	35

SNAKE RIVER SO FK

FOR VALUE RECEIVED

Microfilm No.

Day SEP 17 1999

At 16:22 O'clock m

MARILYN R. RASMUSSEN

MADISON COUNTY RECORDER

Fee \$ 6- Deputy

Recorded At Request of

~~ALLIANCE TITLE & ESCROW~~

Dec F. Bowen and Myrth Bowen, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Jeffrey L. Lerwill and Alana Lerwill, Husband and Wife

whose current address is

1353 North 2000 East Rexburg, ID 83440

the grantee(s), the following described premises, in County, Idaho, TO WIT:

All those portions of the following described property lying North of the existing flood control easement more particularly described in easements granted to Flood Control District No. 1 in Book 161, pages 393, 403 and 406.

The Southwest Quarter of the Northeast Quarter, the East half of the Northwest Quarter, Northeast Quarter of the Southwest Quarter, and the Northwest Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho.

Subject to and together with a 20 foot road and utility easement along the North side of the East half of the Northwest Quarter of said Section 35.

Together with an easement and right of way as reserved by the Grantor in Warranty Deed recorded as Instrument No. 246335 for access to and maintenance and operation thereof of the existing irrigation diversion.

Grantee is given the right to remove the building that encroaches on the 60 foot access lane located in the West 60 feet of the Northwest corner of the East half of the Northwest Quarter of said Section 35.

Less the following 3 Tracts:

Tract 1 less out: Commencing 20 feet West and 20 feet South of the Northeast corner of the NW ¼ of Section 35, Township 5 North, Range 39 East, Boise Meridian, thence South 248 feet, thence West 364 feet, thence North 248 feet, thence East 364 feet to the point of beginning. Also granting a 20 foot road easement across North end of the E ½ NW ¼.

Tract 2 less out: Commencing 384 feet West and 20 feet South of the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence South 248 feet; thence West 352 feet; thence North 248 feet; thence East 352 feet to the point of beginning.

Together with an easement for ingress and egress described as follows: Commencing at the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence West 1320 feet; thence South 20 feet; thence East 1320 feet; thence North 20 feet to the point of beginning.

Tract 3 less out: Commencing at a point 60 feet East of the Northwest corner of the East half of the Northwest Quarter, thence East 380 feet; thence South 295 feet; thence West 380 feet; thence North 295 feet to the point of beginning. Subject to a 20 foot road and utility easement along the North side of subject property.

Together with an easement for ingress and egress described as follows: Commencing at the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence West 1320 feet, thence South 20 feet; thence East 1320 feet; thence North 20 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,

10/20/2005

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-2152

JEFF L LERWILL
957 N 16TH E
SUGAR CITY ID 83448
Telephone Number: (208)356-0972

ALANA LERWILL
1353 N 2000 E
SUGAR CITY ID 83448
Telephone Number: (208)356-0972

Correct
address
change
to

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

Correct to License 2.06 CFS 103 AC

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

Filing an enlargement claim for 20 acres

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

HAVE wrong boundry ON FARM

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

DATE: 12-15-05 SIGNATURE: Alana Lerwill

Please print your name: Alana Lerwill

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

add
corrected
12/20

KMS
12/20

10/20/2005

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-2152

JEFF L LERWILL
957 N 16TH E
SUGAR CITY ID 83448
Telephone Number: (208)356-0972

ALANA LERWILL
1353 N 2000 E
SUGAR CITY ID 83448
Telephone Number: (208)356-0972

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

Correct to license 2.06 cfs 103 AC

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

Filing an enlargement claim for 20 ACs

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

Have wrong boundary

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

DATE:

12/15/08

SIGNATURE:

Jeff L Lerwill

Please print your name:

JEFF L Lerwill

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

*Addy
KWS
corrected
12/20*

*12/20
KWS*

Water Right No(s). A22-2152

See Attached photo

GPS data 2674576
1393441

Do not match

GPS File #
222152

GPS DATA:

Tag # A000 7685 Location: on Bridge Frame
placed by Water Meter Dist. Dec 9/22/04

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: Twin Disc Diesel Model: _____ Hp: 4 cyl
SN: 1402

PUMP

Make: Johnston Model: _____ Disch: _____
SN: ID 9515-00-D-878 40 hp Rt angle drive

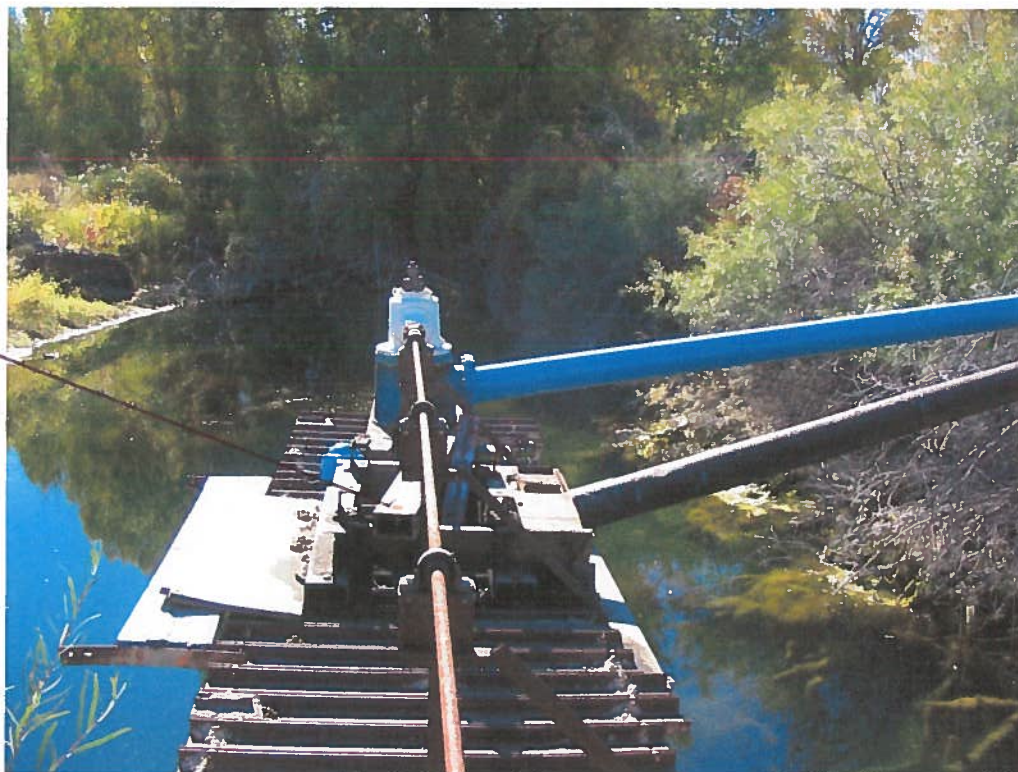
NOTES:

System is a deep pit with pump + pivot + handliner.
Met with Jeff Lawell + confirmed P.O.U.

Field Exam Date: 10-6-05 Agent: J. W. Jones

Recommended as claimed and according to the field exam.

GPS
Tag



A22-2152, pump



A22-2152, Diesel motor

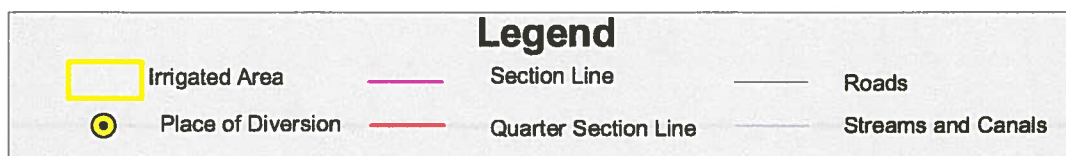
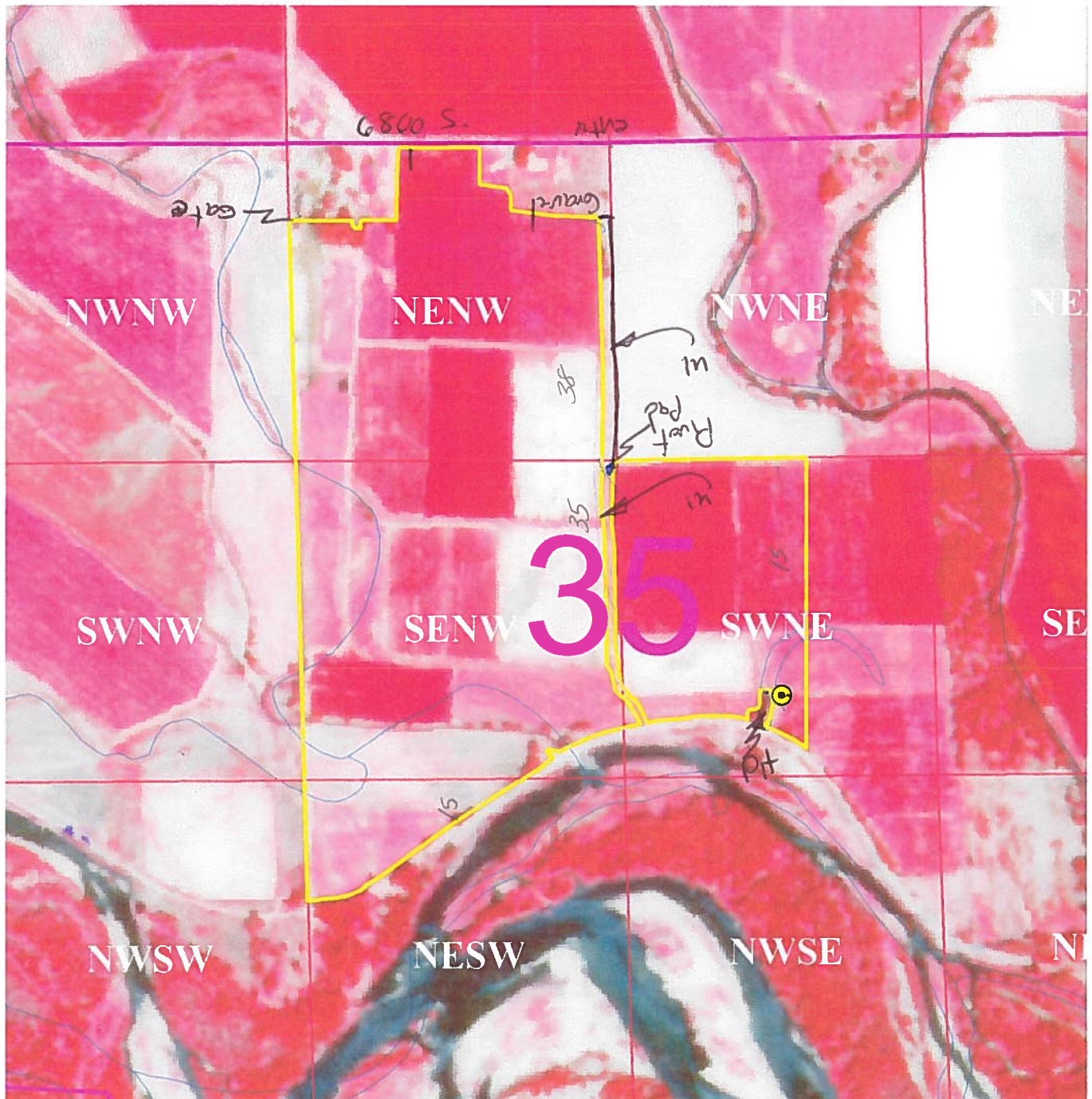
27 26
34 35

T5N, R39E



Water Right Claim Number 22-02152
Township , 5N39E

06/25/2001



Claim no. A22-2152

Claimant Contact Log

Date

Remarks

Agent initials

9/22/04

No field exam performed - claimed as licensed water meter district. He provides photo of GPS. BAC

P.O.U. confirmed by Jeff Lowill

6800 South EAST 1 mile 1st Cross Road
3100 West.

System is ~~not~~ (pit-drop) with pump to pivot
& hand lines

GPS date 2674576
1393491

Johnston 40hp Range Drive

ID # 9515-00-D-878

Existing GPS Tag A0007685 on

N/A to Bridge Frame ✓

Powered by 4 cyl. Diesel - Twin Drive

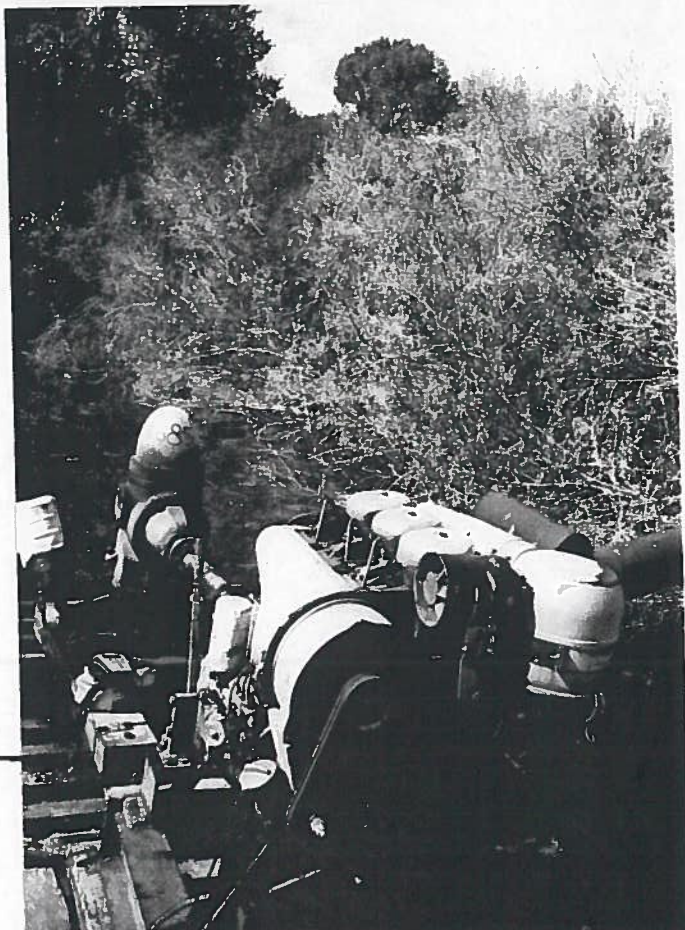
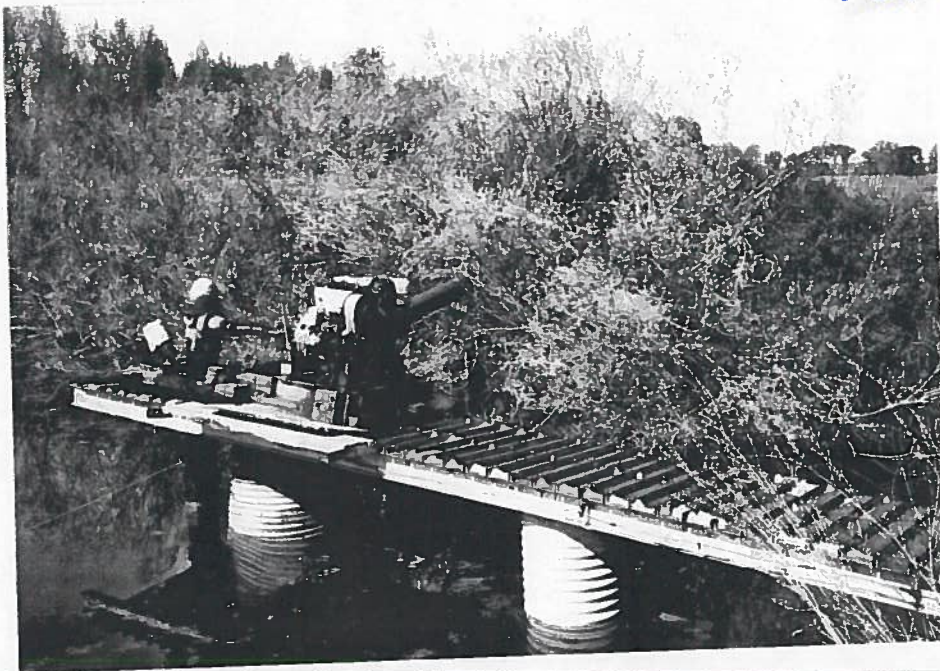
SN 1402

Site tag A0007685

Record 200481
WR 22-2152

GPSf. WMIS

1393490.99 ~~A~~
2674484.27 E



Source:
East Water Measurement
District

September, 2004

PERMIT
NUMBER

Contacts Data Entry Form

Claim Number: A22-2152

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

Recent change of ownership. Water means district file
indicates Kern will still own the property. BAC 9/22/04
See memo from Terry Kiptel 4/7/04 re: address.

Reviewer: _____ Date: _____

Priority Date Data Entry Form

Claim Number: A22-2152

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

8/31/1953 Per license. Bae 9/22/04

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: A22-2152Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Other rights from this POD? No

Transfers Pending or approved: _____

Document how the POD and Source were verified:

Water meas. District GPS data on sheet from files. BAC 9/22/04
SN 39E 35 SESWNE

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: A22-2152Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Layout matches license exam sketch.
Claim matches license description. BAC 9/22/04

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: 422-2152Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

2.06 cfs for irrigation per license.
license has no season of use. BAC 9/22/04

Reviewer: _____

Date: _____

Crabtree, Jennifer

From: Klipfel, Terry
Sent: Wednesday, April 07, 2004 8:54 AM
To: Crabtree, Jennifer
Subject: Change of Address

Jennifer,

Here is an address change for you.

22-2152

Jeff Lerwill
New address is: 957 N 16th E
Sugar City, ID 83448

Thanks!
Terry

State of Idaho

License and Certificate of Water Right

Water License No. G-24455Amount 2.06 c.f.s.

Water District No. _____

Priority August 31, 1953THIS IS TO CERTIFY that DEE F. BOWEN

of Thornton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 31, 1953; that Permit No. G-24455 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.06 second feet, was issued thereunder on November 10, 1959, showing that said works were completed on the 15 day of September, 1958; and that on the 15 day of September, 1958,

DEE F. BOWEN

of Thornton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-24455 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

11 of Licenses at page 6810, on the 10 day of November, 1959;

The right hereby confirmed dates from August 31, 1953;

The Point of Diversion is located

in the SW 1/4 NE 1/4 Sec. 35, T. 5 N., R. 39 E., B. M. County of Madison

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.06 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	39 E.	35	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	35
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	15
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	15
			Total number of acres to be irrigated:		103

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

10 day of November, 1959.

/s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

102 2152

22-2152

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32252
Permit No. G- 24455
District No.

*Wm. C. Sullivan
Cecil W. Sullivan
James H. Sullivan
Bertha Sullivan*

1. Name of Applicant: DEF F. BOWEN
Postoffice address: Thornton County: Madison State: Idaho
2. Quantity of water claimed: 3.8 c.f.s.
 - (a) Rate of withdrawal in cubic feet per second. 3.8 or Idaho
Miners' inches 190 or gallons per minute. 1710
 - (b) Annual withdrawal in acre feet per annum 395
3. Source of water supply: Underground water (pit-type well)
4. Location of point of diversion or well is in the W $\frac{1}{2}$ NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 35
Twp. 5 N. , Rge. 39 E. , B.M., County of Madison
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Pit-type well, 50 ft. square, 15 ft. deep: well pump 7 $\frac{1}{2}$ h.p. 1 $\frac{1}{2}$ miles ditches
8. Estimated cost of works: \$ 3525
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 4 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 10 7/8 shares in LENROOT Canal Co. equivalent to about 22 miner's inches.
 - (a) 1.14 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 2.66 (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	NE¼ NW¼ SW¼ SE¼	
5 S. 11	39 E.	35	20	40	40	40	20 20 180
APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work and beneficial use under Permit to Appropriate the Public Waters of the State of Idaho, No. G-24455, to September 17, 1958 Witness my hand this 8th day of August, 1957. /s/ Mark R. Kulp State Reclamation Engineer							
Approved and recorded: August 8, 1957.							

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-24455

Comes now Dee F. Bowen, Thornton, Idaho and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-24455.

That the point of diversion is described in said permit as being located W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, T. 5 N., R. 39 E., County of Madison.

That he now requests that the point of diversion be changed to a point located SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, T. 5 N., R. 39 E.B.M. That the reason for desiring to make such change is as follows: The new point of diversion is much more practical. From this point water can be diverted to all ditches on this farm. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at 11:20 A.M., this 2 day of Nov., 1959.

/s/ Dee F. Brown

Date of receipt at Department of Reclamation: November 3, 1959

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-24455. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ GEO. N. CARTER
State Reclamation Engineer

Permit No. G-24455

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that DEE F. BOWEN of Thornton, County of Madison, and State of Idaho, the holder of Permit No. G-24455, issued upon Application No. G-32752 bearing date of priority of August 31, 1953, authorizing the diversion of 3.8 second feet of the waters of a well County of Madison, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.06 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 5 N., R. 39 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 103 acres in E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 5 N., R. 39 E., B.M.

Witness my hand this 10 day of November, A.D. 1959.

/s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: September 15, 1958

Certificate of Completion of Works Issued: November 10, 1959

LICENSE ISSUED FOR 2.06 SEC. FT.

Page 6810

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-24455This proof is for C/W & Beneficial Use In Water District No. _____1. Name of applicant: ✓ Dee F. Bowen, Thornton, Idaho2. Source of water supply: ✓ Underground water (pit-type well)3. Location of point of diversion: Is in the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section ✓ 35T. ✓ 5 N. R. ✓ 39 E. County of ✓ Madison

4. Describe works as they exist, giving dimensions and capacities of same: Large deep pit dug in bottom of a slough. Berkeley Turbine pump with 10" bowl driven by a Minneapolis-Moline tractor delivers water into ditch thru lift of approx. 8 feet. Says underground water enters pit from the North East.

5. Water is used for: ✓ Irrigation6. State whether or not water has been turned into works of diversion: ✓ Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Township 5 North, Range 39 East, B.M.
Section 35: SW $\frac{1}{4}$ NE $\frac{1}{4}$ (20a), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (40a), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (40a), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (40a), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (20a), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (20a),
Total - 180 acres

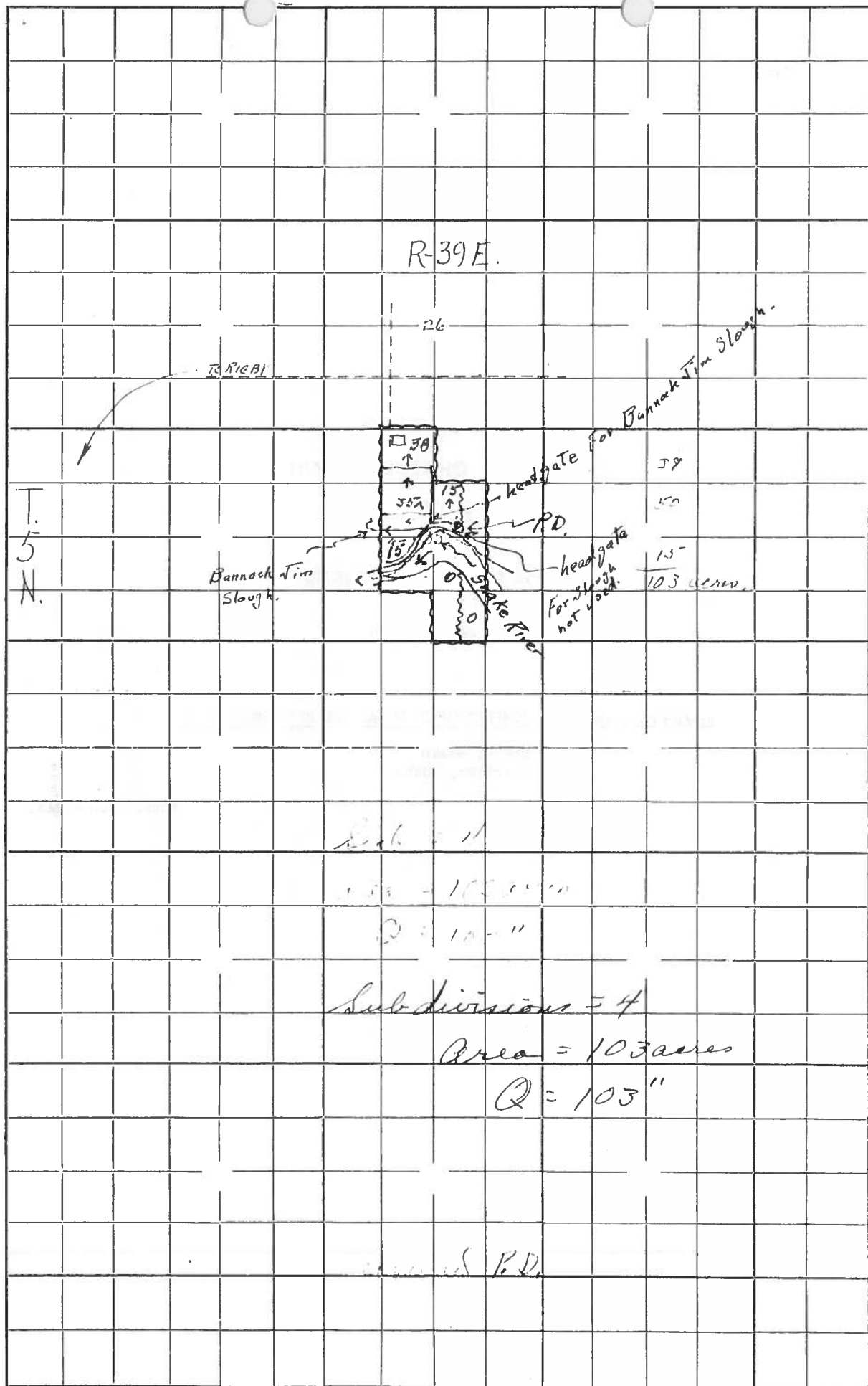
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Water in river 3' higher than in the pit

There is a large pipe with head gate extends thru the dike to the Snake River.

This examination was made on the 4 day of Sept, 1959(Signed) E. H. Humphrey Examiner.24455



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

824455



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

January 18, 2000

JEFF & ALANA LERWILL
1353 N 2000 E
SUGAR CITY ID 83448

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-02152

Dear Mr. & Mrs. Lerwill:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Crabtree
Jennifer Crabtree
Technical Records Specialist

Enclosure

A22-02152

Δ ownership 1/4/00
Byrce Contor

1) Chain of title -

Claimant of Record Dec F 3 Myrth D Bowen
Warranty Deed 280503

Dec F 1 Myrth D Bowen →

Jeffrey L Lerwill and Alana Lerwill
Notice of Change = Lerwill's

2) POE

1) Claim map matches Ownership match
more or less. Bowen homestead appears to
be excluded

2) Legal description on deed references
south border = flood control district
easement. I assume map is more
or less correct.

3) Warranty deed legal appears to
include all the claimed POE plus
additional lands

4) Exclusion in NE NW is Bowen
home lot. Per my inspection in 1998
for WMO purposes, this is not part of
irr. place of use for the GW right.

3) ownership changed w/o split
1/11/00 bac

DEWOG BC 4/13/00
RECEIVED

JAN 12 2000

Department of Water Resources
Eastern Region

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

LIC# 6-24455

Incomplete forms will be returned.

1. Water Right No(s): A 22-02152

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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/ClaimantDee + Martha Bowen63043 W 6960 South Rexburg ID, 83448

4. New Owner/Claimant(s)

Jeff Andor Alana LewillName Connector (Check one): ☐ and ☐ or, ☒ and/or

New Mailing Address

1353 N 2000 EAST

City, State and ZIP Code

Sugar City, Id. 83448

New Telephone Number

208 356-0972

5. Date you acquired the property

11-99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 103 Number and type of stock
5-200 CATTLE or horses -Diversion rate in CFS 2.06 Number of homes you acquired 0 Other uses7. Signature of New Owner(s)
or Claimant(s)Jeff Lewill
Alana Lewill

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.



JEFFERSON

SNAKE
COUNTY

© 1982 Rockford Map Publs, Inc.

S500W

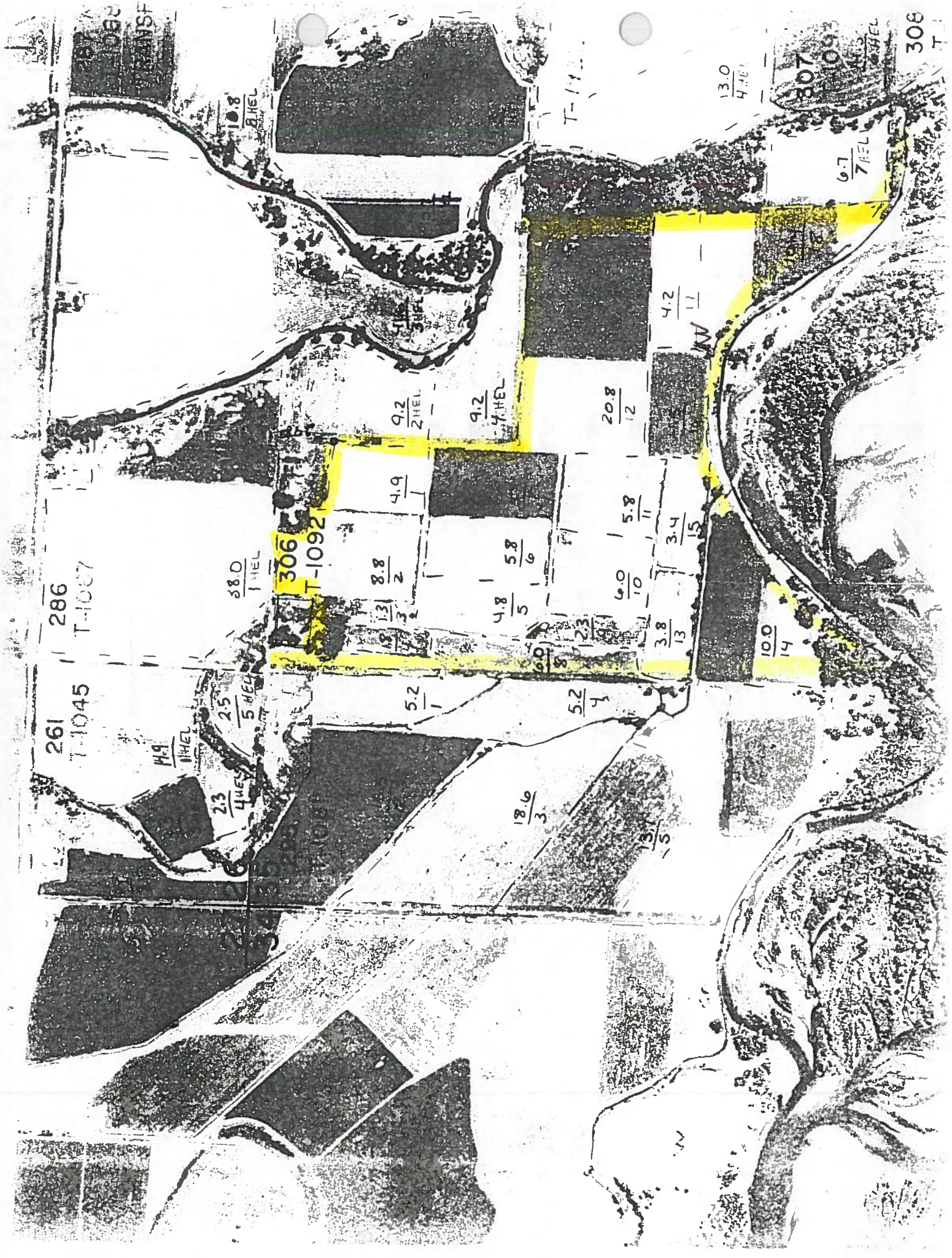
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Madison County, Idaho

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T-1045

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DELOG BC 9/23/99
OK-BAC- 1/11/00STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A22-02152
Adjudication Claim No(s).: A22-02152
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Dee & Myrth Bowen
3043 W. 6960 S Rexburg Idaho. 83440
4. New Owner/Claimant(s) Jeff & Alana Lemill
New Mailing Address Name Connector (Check one): [] and, [] or, [] and/or
1353 N 2000 E Sugar City Idaho 83448
City, State and ZIP Code _____
New Telephone Number (208) 356-7300 - (H) 208-356-0972
5. Date you acquired the property 9-17-99
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner Jeff Lemill Date 9-20-99
or Claimant(s) Alana Lemill Date 9-20-99
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

ALLIANCE TITLE & ESCROW
P.O. BOX 732
REXBURG, ID 83440

WARRANTY DEED

Order No.:3049910050-L

FOR VALUE RECEIVED

Dec F. Bowen and Myrth Bowen, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Jeffrey L. Lerwill and Alana Lerwill, Husband and Wife

whose current address is

1353 North 2000 East REXBURG, ID 83440

Sugar City ID. 83448

the grantee(s), the following described premises, in County, Idaho, TO WIT:

Microfilm No. **280503**
Day **SEP 17 1999**
At *16:22* O'clock m
MARILYN R RASMUSSEN
MADISON COUNTY RECORDER
Fee \$ *6.00* Deputy
Recorded At Request of
ALLIANCE TITLE & ESCROW

All those portions of the following described property lying North of the existing flood control easement more particularly described in easements granted to Flood Control District No. 1 in Book 161, pages 393, 403 and 406.

The Southwest Quarter of the Northeast Quarter, the East half of the Northwest Quarter, Northeast Quarter of the Southwest Quarter, and the Northwest Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho.

Subject to and together with a 20 foot road and utility easement along the North side of the East half of the Northwest Quarter of said Section 35.

Together with an easement and right of way as reserved by the Grantor in Warranty Deed recorded as Instrument No. 246335 for access to and maintenance and operation thereof of the existing irrigation diversion.

Grantee is given the right to remove the building that encroaches on the 60 foot access lane located in the West 60 feet of the Northwest corner of the East half of the Northwest Quarter of said Section 35.

Less the following 3 Tracts:

Tract 1 less out: Commencing 20 feet West and 20 feet South of the Northeast corner of the NW ¼ of Section 35, Township 5 North, Range 39 East, Boise Meridian, thence South 248 feet, thence West 364 feet, thence North 248 feet, thence East 364 feet to the point of beginning. Also granting a 20 foot road easement across North end of the E ½ NW ¼.

Tract 2 less out: Commencing 384 feet West and 20 feet South of the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence South 248 feet; thence West 352 feet; thence North 248 feet; thence East 352 feet to the point of beginning.

Together with an easement for ingress and egress described as follows: Commencing at the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence West 1320 feet; thence South 20 feet; thence East 1320 feet; thence North 20 feet to the point of beginning.

Tract 3 less out: Commencing at a point 60 feet East of the Northwest corner of the East half of the Northwest Quarter, thence East 380 feet; thence South 295 feet; thence West 380 feet; thence North 295 feet to the point of beginning. Subject to a 20 foot road and utility easement along the North side of subject property.

Together with an easement for ingress and egress described as follows: Commencing at the Northeast corner of the Northwest Quarter of Section 35, Township 5 North, Range 39 East, Boise Meridian, Madison County, Idaho, and running thence West 1320 feet, thence South 20 feet; thence East 1320 feet; thence North 20 feet to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

280503

Dated: September 17, 1999

Dee F. Bowen
Dee F. Bowen

Myrth B. Bowen
Myrth Bowen

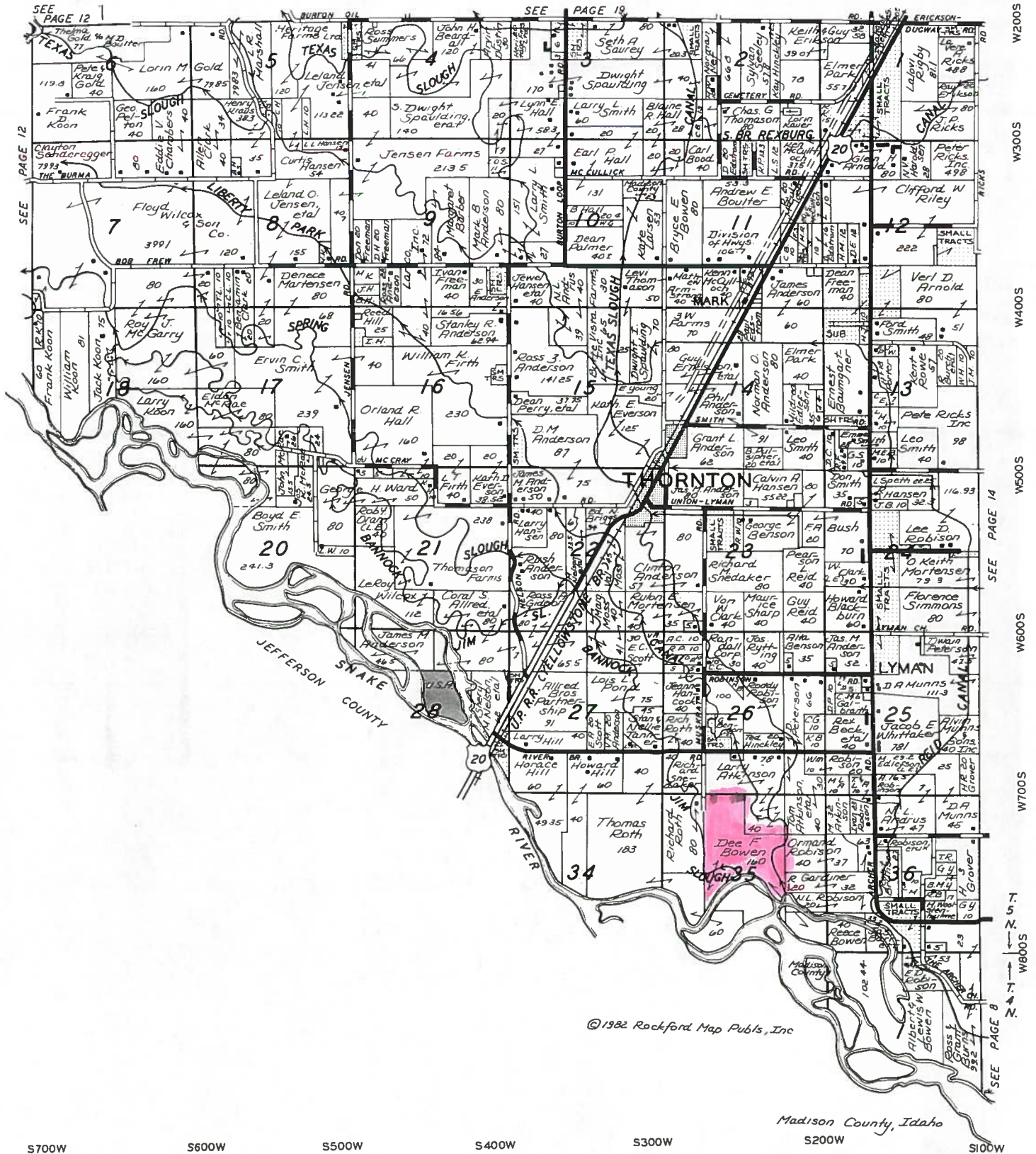
State of Idaho)
County of Madison) ss.

On this 17 day of September, in the year 1999, before me, a Notary Public in and for said state, personally appeared Dee F. Bowen and Myrth Bowen

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.
IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

ALISON BANTA
NOTARY PUBLIC, STATE OF IDAHO
COMMISSION EXPIRES: 11-23-99

Alison Banta
Notary Public for the State of Idaho
Residing at: St. Anthony, ID
Commission Expires: 11-23-99



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Madison County, Idaho



Loynd Realty
Appraisals - Sales - Exchanges



Fifteen West First South

(208) 356-4561

Rexburg, Idaho 83440

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T-1045

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AU0749NP
No. A22-02152

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

DATE: 01/11/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JEFF LERWILL 1353 N 2000 E SUGAR CITY ID 83448 (208) 356-7300	08/31/1953	IRRIGATION	04-01 11-01	2.060 CFS	
TOTAL DIVERSION:					2.060 CFS	
CONSUMPTIVE USE:						257.50 AFA
C	ALANA LERWILL 1353 N 2000 E SUGAR CITY ID 83448 (208) 356-0972					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05N R39E S35

SESWNE

MADISON County

Place of use Legal Description for: IRRIGATION

NE									
NW									
SW									
SE									
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac
05N	39E	35	:	15	:	38	:	35	:
			:		:		:	15	:
TOTAL ACRES									103.0
									103.0

POU County: MADISON

Other Rights: SHARES IN BOTH REID AND LENROOT CANALS.

Remarks: GEN PIT WAS DUG TO A DEPTH OF 22 FEET.

OWNERSHIP CHANGED PER WARRANTY DEED 1/11/00. PHONE NO WITH
JEFF'S NAME IS WORK PHONE, PHONE NO W/ ALANA'S NAME IS HOME.
SEE EAST WATER MEAS. DISTRICT FILES; FLOW MEASUREMENT SHOULD
BE PERFORMED SUMMER OF 2000 OR 2001. BCNTOR.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:

Presumption Flag:

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: A22-02152
Date Received: 8/01/1988
Receipt No: 8000995
Received By: ENC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEE F. BOWEN 208-356-5167
Address: 3043 W. 6960 S.
REXBURG, ID 83440

OR

Name: MYRTH D. BOWEN
Address: 3043 W. 6960 S.
REXBURG, ID 83440

2. Date of Priority: AUG 31, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	39E	35	SE	SW	NE		MADISON

5. Description of diverting works:
OPEN PIT WITH 10" PUMP AND DIESEL PUMP, OPEN DISCHARGE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.060		

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

8. Total consumptive use is 257.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A2202152



10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	39E	35	SW	NE		IRR	15.0
			NE	NW		IRR	38.0
			SE	NW		IRR	35.0
			NE	SW		IRR	15.0
						Section Acres	103.0
						Total Acres	103.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
SHARES IN BOTH REID AND LENROOT CANALS.

14. Remarks:
PIT WAS DUG TO A DEPTH OF 22 FEET.

15. Basis of Claim: LICENSE
Water Right Number: 24455

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Lee F. Bowen Date: Aug. 1 - 88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of Aug. 19 88
Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls, ID
My Commission Expires 14 June 1994

