

06/27/2006

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

RIGHT NUMBER: 22-13371

NAME AND ADDRESS: WESLEY D CHRISTENSEN  
909 W 14TH N  
REXBURG ID 83440

SOURCE: NORTH LEIGH CREEK                      TRIBUTARY: SPRING CREEK  
Water is delivered from Middle Leigh Creek.

QUANTITY: 1.410 CFS

PRIORITY DATE: 06/01/1892

POINT OF DIVERSION:

T06N R46E S30 SENE Within TETON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 1.410 CFS       |

PLACE OF USE: IRRIGATION Within TETON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T06N R45E S27 | SESE | 29.00 | T06N R45E S34 | NENE | 39.00 |
|---------------|------|-------|---------------|------|-------|

68 ACRES TOTAL

68

The rights listed below are limited to the irrigation of a combined total of  
acres in a single irrigation season. Combined Right Nos.: 22-13369,  
22-13371.

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

Water is delivered through Ricks Canal.

This right is a split from former right 22-240.

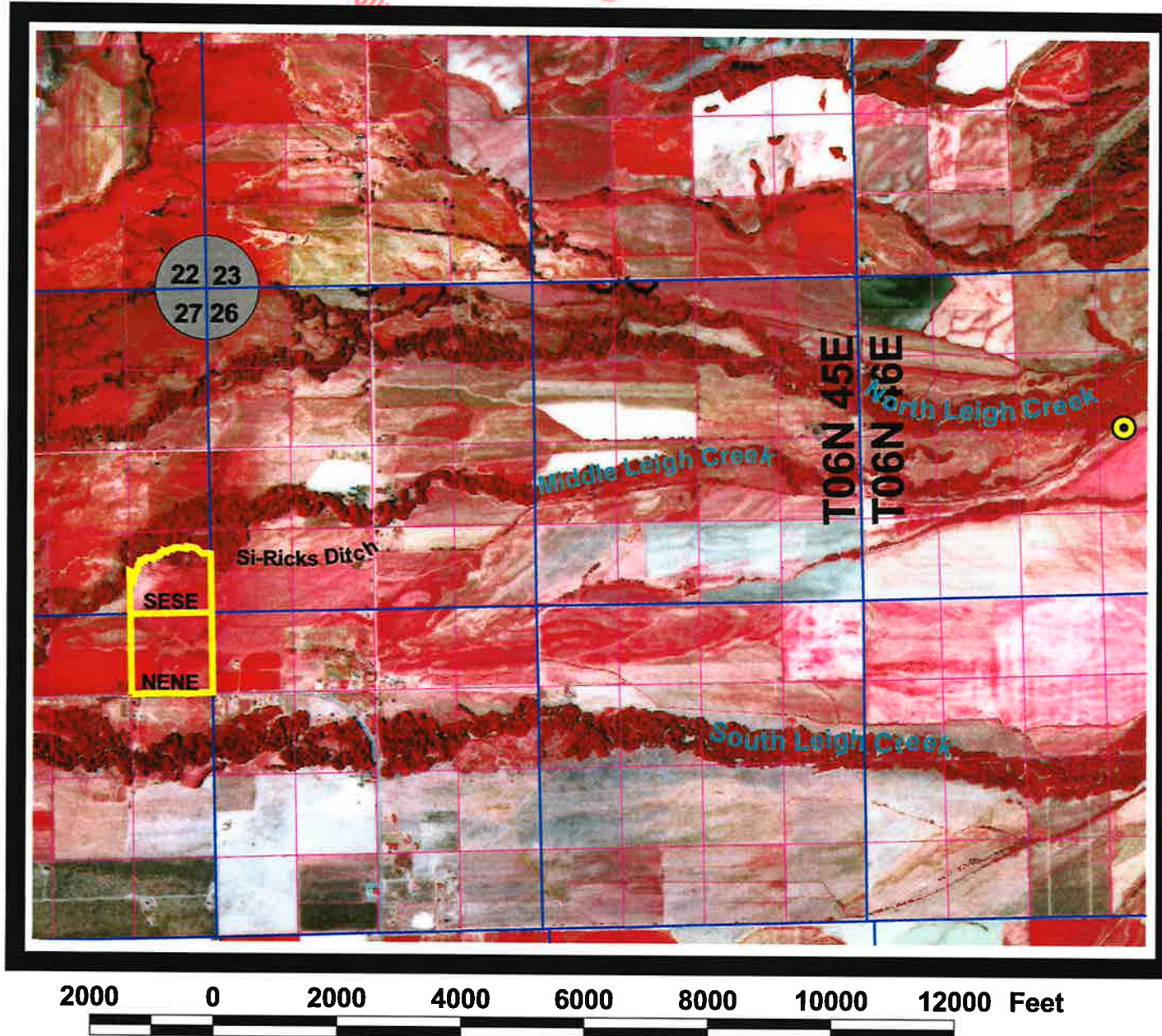


# State of Idaho

Department of Water Resources  
Eastern Region



SCANNED  
MAY 06 2005



**Water Right(s):**  
22-13369  
22-13371

**Point(s) of Diversion:**  
T06N R46E  
Sec. 30 SWSENE

**Place of Use (parts of):**  
T06N R45E  
Sec. 27 SESE  
Sec. 34 NENE

Delivered through Si-Ricks Canal.

## LEGEND

- ⊙ Point of Diversion
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration  
1987/1988 NAPP Photography  
Prepared by: S. Porter  
Date: April 2005

Law Offices

**RIGBY, THATCHER, ANDRUS  
RIGBY & MOELLER, Chartered**

Ray W. Rigby  
Gordon S. Thatcher  
G. Rich Andrus  
Jerry R. Rigby  
Gregory W. Moeller  
Reed E. Andrus

P.O. Box 250  
25 North Second East  
Rexburg, ID 83440

JUL 11 2005  
Telephone: (208) 356-3633  
Facsimile: (208) 356-0768  
E-Mail: jrigby@rigby-thatcher.com

July 8, 2005

Idaho Department of Water Resources  
Water District No. 1  
900 N Skyline Ste. A  
Idaho Falls, ID 83402

**Re: Water Right Adjudication #22-00240 (split)**

To the Department:

In behalf of Wesley Christensen, I submit herewith a copy of the "Decree" in the estate of Barbara H. Christensen, who was married to Wesley D. Christensen at the time of her death, and the said "Decree" rests title to her interest in the above numbered Water Right (because that Water Right is appurtenant to the land which was decreed to Wes). Also, I am sending you herewith copies of assessment notices and tax receipts, which the assessor has shown subject land, and, therefore, the water right, to be in the name of Wesley D. Christensen. As you have indicated, the original Water Right was divided and this proof submitted for the portion of the Water Right received by the Christensens. If you need information on the other portion of the original Water Right, or if this proof is insufficient for you needs, please advise and we will get additional records from the court house.

Sincerely,



Ray W. Rigby

RWR/sje  
Enclosures  
F:\WP6\DK\CHRISTEN.LT2

CHECK PAYABLE TO:  
COUNTY TAX COLLECTOR  
E C HATCH 208-354-2254  
MAIN #3

2004 TAX BILL/RECEIPT

PARCEL NUMBER  
RP06N45E279001  
6,57

BILL# 9130 CODE AREA 6-0000 L

S ID 83422  
ST HALF DUE  
33.26

2ND HALF DUE  
33.26

FULL DUE  
66.52

TOT MV 6,57

TAX  
LATE  
INT  
COST  
TOT

TAX  
LATE  
INT  
COST  
TOT

TOT ACS 45.00

| TAXING DISTRICT | RATE       | AMOUNT |
|-----------------|------------|--------|
| COUNTY          | .001584736 | 10.4   |
| SCH DIST 401    | .003831542 | 25.1   |
| CEM CACHE-CLA   | .000056353 | .3     |
| FIRE PROTECTION | .001118485 |        |
| (APPLICABLE MV  | 0)         |        |
| LIBRARY         | .000092131 | .6     |
| AMBULANCE       | .000040000 |        |
| (APPLICABLE MV  | 0)         |        |
| DISTRICT TOTAL  | .006723247 | 36.5   |
| WATER           |            | 30.0   |
| AMOUNT DUE      |            | 66.5   |

CHRISTENSEN WESLEY D  
909 W 14TH N  
REXBURG ID 83440

SE4SE4; TAX #3161  
SEC 27 T6N R45E

COPY

DELINQUENTS  
RP 8495 2003

\*\*\* IMPORTANT \*\*\*  
PLEASE READ BOTH FRONT AND BACK  
\*\*\* MONTHLY PAYMENTS ARE ACCEPTED \*\*\*

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE  
APPLIED TO THE OLDEST DELINQUENT YEAR.  
TO AVOID LATE CHARGES, PAYMENTS MUST BE  
RECEIVED OR POSTMARKED BY THE DUE DATE.  
KEEP TOP PORTION FOR YOUR RECORDS.  
PERSONAL CHECKS ARE YOUR RECEIPT  
SUBJECT TO BANK CLEARANCE.

READ THE BACK OF THIS NOTICE  
RETURNED CHECK IS YOUR RECEIPT

CHECK PAYABLE TO:  
COUNTY TAX COLLECTOR  
E C HATCH 208-354-2254  
MAIN #3  
S ID 83422  
ST HALF DUE  
425.79

2004 TAX BILL/RECEIPT  
BILL# 9219 CODE AREA 6-0000 L  
I  
2ND HALF DUE  
425.79  
TAX  
LATE  
INT  
COST  
TOT

PARCEL NUMBER  
RPJ6N45E3400127  
16,769  
91,674  
TOT MV 108,439

CHRISTENSEN WESLEY D  
909 W 14TH N  
REXBURG ID 83440

NE4NE4  
SEC 34 T6N R45E

TAX  
LATE  
INT  
COST  
TOT  
WAC  
TOT ACS  
1.000  
39.000

| TAXING DISTRICT | RATE       | AMOUNT |
|-----------------|------------|--------|
| COUNTY          | .001584736 | 171.84 |
| SCH DIST 401    | .003831542 | 415.48 |
| CEM CACHE-CLA   | .000056353 | 6.10   |
| FIRE PROTECTION | .001118485 | 114.10 |
| (APPLICABLE MV  | 0)         |        |
| LIBRARY         | .000092131 | 9.98   |
| AMBULANCE       | .000040000 | 4.00   |
| (APPLICABLE MV  | 0)         |        |
| DISTRICT TOTAL  | .006723247 | 721.58 |
| LANDFILL        |            | 100.00 |
| WATER           |            | 30.00  |
| AMOUNT DUE      |            | 851.58 |

175 W 600 N

\*\*\* IMPORTANT \*\*\*  
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CHECK PAYABLE TO:  
COUNTY TAX COLLECTOR  
E C HATCH 208-354-2254  
MAIN #3

2004 TAX BILL/RECEIPT

PARCEL NUMBER  
RP06N45E3400127  
16,769  
91,674

BILL# 38811 CODE AREA 777-0000 L

S ID 83422

ST HALF DUE

18.36

2ND HALF DUE

18.36

FULL DUE

36.72

TOT MV

108,439

TAX

LATE

INT

COST

TOT

TAX

LATE

INT

COST

TOT

WAC

TOT ACS

1.000

39.000

TAXING DISTRICT

RATE

AMOUNT

AMBULANCE DIFF .000360000

36.72

AMOUNT DUE .000360000

36.72

CHRISTENSEN WESLEY D

909 W 14TH N

REXBURG

ID 83440

NE4NE4

SEC 34 T6N R45E

175

W 600 N

★★★ IMPORTANT ★★★

PLEASE READ BOTH FRONT AND BACK

★★ MONTHLY PAYMENTS ARE ACCEPTED ★★★

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE  
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READ THE BACK OF THIS NOTICE  
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TETON COUNTY ASSESSOR  
DENNY THOMAS  
89 N MAIN #2  
ORIGGS ID 83422

2005

**ASSESSMENT NOTICE**

& ESTIMATE OF TAX

THIS IS NOT A BILL.  
DO NOT PAY.

PARCEL DESCRIPTION:

NE4NE4  
SEC 34 T6N R45E

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 354-3507

PARCEL ADDRESS:

175 W 600 N

CHRISTENSEN WESLEY D

909 W 14TH N  
REXBURG

ID 83440

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 6-0000

Parcel Number: RP 06N45E340012 A

**ASSESSED VALUE OF YOUR PROPERTY**

| CURRENT CATEGORY AND DESCRIPTION | LOTS/ACRES | LAST YEAR'S VALUE | CURRENT YEAR'S VALUE |
|----------------------------------|------------|-------------------|----------------------|
| 1 IRRGTD AG                      | 12.500 AC  | 3,100             | 3,100                |
| 4 MEADOW                         | 25.500 AC  | 3,315             | 3,315                |
| 10 RURAL HOMESITE                | 1.000 AC   | 10,350            | 10,350               |
| 19 WASTE                         | 1.000 AC   |                   |                      |
| 31 RURAL RES BLDG                |            | 91,674            | 130,964              |
| <b>SUBTOTAL:</b>                 |            |                   |                      |
| LESS HOMEOWNERS EXEMPTION:       | 40.000     | 108,439           | 147,729              |
| NET TAXABLE PROPERTY VALUE:      |            | 108,439           | 147,729              |

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

**ESTIMATED PROPERTY TAXES**

| TAXING DISTRICTS                        | LAST YEAR'S TAXES | CURRENT YEAR'S ESTIMATED TAXES | PHONE NUMBER | DATE OF PUBLIC BUDGET HEARING |
|-----------------------------------------|-------------------|--------------------------------|--------------|-------------------------------|
| COUNTY                                  |                   |                                | 208-354-2905 | 08/22/0005                    |
| SCH DIST 401                            |                   |                                | 208-354-2207 | 06/13/2005                    |
| CEM CACHE~CLA                           |                   |                                | 208-456-2381 | 08/27/2005                    |
| FIRE PROTECTION                         |                   |                                | 208-354-2760 | 08/25/2005                    |
| LIBRARY                                 |                   |                                | 208-787-2201 | 09/06/2005                    |
| AMBULANCE                               |                   |                                |              | NO RESPONSE                   |
| <b>SUBTOTAL:</b>                        |                   |                                |              |                               |
| <b>FEES:</b>                            |                   |                                |              |                               |
| <b>TOTAL PROPERTY TAXES &amp; FEES:</b> |                   |                                |              |                               |

**THIS IS NOT A BILL. DO NOT PAY.**

See the back of this Notice for details.

TETON COUNTY ASSESSOR  
DENNY THOMAS  
89 N MAIN #2  
DRIGGS ID 83422

2005

**ASSESSMENT NOTICE**

& ESTIMATE OF TAX

THIS IS NOT A BILL.  
DO NOT PAY.

**PARCEL DESCRIPTION:**

SE4SE4; TAX #3161  
SEC 27 T6N R45E

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 354-3507

PARCEL ADDRESS:

CHRISTENSEN WESLEY D

909 W 14TH N  
REXBURG

ID 83440

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 27, 2005

Tax Code Area: 6-0000

Parcel Number: RP 06N45E279001 A

**ASSESSED VALUE OF YOUR PROPERTY**

| CURRENT CATEGORY AND DESCRIPTION                                                            | LOTS/ACRES | LAST YEAR'S VALUE | CURRENT YEAR'S VALUE |
|---------------------------------------------------------------------------------------------|------------|-------------------|----------------------|
| 4 MEADOW                                                                                    | 45.000 AC  | 6,570             | 6,570                |
| <b>SUBTOTAL:</b><br><b>LESS HOMEOWNERS EXEMPTION:</b><br><b>NET TAXABLE PROPERTY VALUE:</b> | 45.000     | 6,570<br>6,570    | 6,570<br>6,570       |

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

**ESTIMATED PROPERTY TAXES**

| TAXING DISTRICTS                                                                   | LAST YEAR'S TAXES | CURRENT YEAR'S ESTIMATED TAXES | PHONE NUMBER                                                                 | DATE OF PUBLIC BUDGET HEARING                                                     |
|------------------------------------------------------------------------------------|-------------------|--------------------------------|------------------------------------------------------------------------------|-----------------------------------------------------------------------------------|
| COUNTY<br>SCH DIST 401<br>CEM CACHE-CIA<br>FIRE PROTECTION<br>LIBRARY<br>AMBULANCE |                   |                                | 208-354-2905<br>208-354-2207<br>208-456-2381<br>208-354-2760<br>208-787-2201 | 08/22/0005<br>06/13/2005<br>08/27/2005<br>08/25/2005<br>09/06/2005<br>NO RESPONSE |
| <b>SUBTOTAL:</b><br><b>FEES:</b><br><b>TOTAL PROPERTY TAXES &amp; FEES:</b>        |                   |                                |                                                                              |                                                                                   |

**THIS IS NOT A BILL. DO NOT PAY.**

See the back of this Notice for details.



COPY  
104346

FILED

AT THE REQUEST OF

Gordon S. Thatcher

AT 55 MINUTES PAST 9 a M

DATE June 5, 1989

|         |                                     |
|---------|-------------------------------------|
| FILED   | <input checked="" type="checkbox"/> |
| INDEXED | <input checked="" type="checkbox"/> |
| PLATTED | <input checked="" type="checkbox"/> |

E. Wayne Schiess

CLERK OF RECORDER

Nora Hill

DEPUTY

Gordon S. Thatcher  
of RIGBY, THATCHER, ANDRUS,  
RIGBY & KAM, Chartered  
Attorneys at Law  
25 North Second East  
Rexburg, Idaho 83440  
Telephone: 208 356-3633  
  
Attorneys for Petitioner

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF  
THE STATE OF IDAHO IN AND FOR THE COUNTY OF MADISON

IN THE MATTER OF THE ESTATE OF )  
 )  
BARBARA H. CHRISTENSEN, )  
 )  
Decedent. )  
 )

Case No. CVP-3767

DECREE

-----

The above entitled matter came on regularly for hearing on the 30 day of May, 1989, pursuant to an order of the court fixing the time of hearing thereof, and proof being made to the satisfaction of the court that due and regular notice of the time and place of hearing said Petition has been given in the manner and for the time required by law and by order of the court, and the court having considered the Supplementary Petition for Summary Administration of Previously Omitted Intestate Estate pursuant to Idaho Code, Section 15-3-1205, and heard the proofs, both oral and documentary, now finds:

1. On the 21st day of December, 1955, at Idaho Falls, Idaho, the Decedent and Wesley D. Christensen were married, and thereafter continued to live together as husband and wife until the death of Decedent.

2. All community property in the estate was decreed to Wesley D. Christensen by decree entered May 15, 1981, pursuant to Petition for Summary Administration of Intestate Estate filed herein on April 17, 1981. However, through inadvertence a separate property one-half remainder interest, after a life estate in Decedent's mother, Alice M. Hansen, in Teton County, Idaho, was omitted. The interest of Decedent in that property had a value of substantially less than \$30,000.

Decedent left no issue that are not also issue of Petitioner.

3. The court further finds that the Decedent did not leave a last will and testament, but died intestate on June 4, 1977, a resident of Sugar City, Idaho.

4. No proceedings have heretofore been had or taken with reference to Decedent's estate, except the previous petition and decree in this file above identified.

5. At the time of Decedent's death, the following named persons were Decedent's heirs at law under the laws of the State of Idaho, to-wit:

| <u>NAME</u>           | <u>RELATIONSHIP</u> | <u>ADDRESS</u>                        |
|-----------------------|---------------------|---------------------------------------|
| Wesley D. Christensen | Spouse              | 1601 W. 2000 N.<br>Rexburg, ID 83440  |
| Teresa Christensen    | Daughter            | 116 N. Center #4<br>Rexburg, ID 83440 |

Ronda Winterton

Daughter

680 W. 200 N. 59-1  
Roosevelt, UT 84066

Gaye Hogsett

Daughter

2025 N. 1250 E.  
Logan, UT 84321

6. The court further finds and concludes as a matter of law that such omitted property hereinafter described and all interest of said Decedent therein at the time of death passed to Petitioner as the surviving spouse, by right of descent and succession, as provided in Idaho Code, Section 15-2-102(3), subject to any and all indebtedness, if any there be, that might be a claim against Decedent's estate.

7. The court further finds that in connection with the prior petition and decree herein that a Transfer and Inheritance Tax Return, which includes within it an inventory and appraisement of said estate, was filed with the State Tax Commission, Inheritance Tax Division, State of Idaho, with a copy thereof filed with the court, and a closing letter from said tax commission settling said state inheritance tax has been received and filed herein.

8. The court further finds that the value of the omitted property described herein, when added to the previous property, does not result in any state inheritance tax owing nor federal estate tax owing.

NOW THEREFORE, BY REASON OF THE LAW AND THE PREMISES, IT IS HEREBY DETERMINED, ADJUDGED OR DECREED:

1. That due and legal notice of the filing of the Petition in this matter, and of the time and place of hearing same, has been given, and

2. That the hereinafter described property and all of the Decedent's interest therein at the time of death passed to the said Wesley D. Christensen, surviving spouse, by right of descent and succession, and said surviving spouse became, and is hereby adjudged and decreed to be, the sole owner of such property in fee simple by right of such descent and succession, and record title is hereby decreed and established, subject to any and all indebtedness, if any there be, that might be a claim against Decedent's estate, in the said surviving spouse to that certain property described as follows:

All such property as may not now be known and is hereafter discovered, and an undivided one-half remainder interest after a life estate with Alice M. Hansen in and to the following real property located in Teton County, State of Idaho, to-wit:

SE1/4SE1/4, SE1/4SW1/4 of Sec. 27  
N1/2NE1/4, NE1/4NW1/4 of Sec. 34

All in Twp. 6 N., Rge. 45 E., Boise Mer.

TOGETHER with improvements and appurtenances.

DATED This 30 day of May, 1989.

Brent J. Moss  
Brent J. Moss  
Magistrate

CERTIFICATE  
I HEREBY CERTIFY THE  
FOREGOING INSTRUMENT  
TO BE A TRUE AND COR-  
RECT COPY OF THE ORIG-  
INAL ON FILE IN MY  
OFFICE.  
DATED JUN 2 1989  
MARIE S. HOOPES  
Teton County Clerk  
Auditor and Recorder,  
Clerk of the District Court  
BY M. L. Bell  
Deputy

3/22/04

P100 - PARCEL MASTER INQUIRY

14:41:13

PARCEL: RP 06N45E340012 A

F9=MS

F12=RC

F19=SP

F23=AG

LEGAL DESCRIPTION

CHRISTENSEN, WESLEY D

NE4NE4

SEC 34 T6N R45E

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE

EFFDATE 9122001 EXPDATE

PREV PARCEL

909 W 14TH N

REXBURG ID 83440

175 W 600 N

X for parcel comments

| CAT           | RY   | QUANTITY | UN | VALUE  | HO MRKT | HO EXMP | CB MRKT | OTHER |
|---------------|------|----------|----|--------|---------|---------|---------|-------|
| 1             | 2003 | 12500    | AC | 3100   |         |         |         |       |
| 4             | 2003 | 25500    | AC | 3315   |         |         |         |       |
| 10            | 2003 | 1000     | AC | 10350  |         |         |         |       |
| 19            | 2003 | 1000     | AC |        |         |         |         |       |
| <b>TOTALS</b> |      | 40000    |    | 101891 |         |         |         |       |

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG  
 F8=CT F13=TM F18=HS F20=SrcH F22=EU

3/22/04

P100 - PARCEL MASTER INQUIRY

14:38:39

PARCEL: RP 06N45E279001 A

CHRISTENSEN, WESLEY D

F19=SP F23=AG

LEGAL DESCRIPTION

SE4SE4; TAX #3161

SEC 27 T6N R45E

909 W 14TH N

REXBURG

ID 83440

CODE AREA 6-0000 OWNER CD

PARC TYPE LOC CODE

EFFDATE 2091993 EXPDATE

PREV PARCEL RP06N45E279000T

| CAT | RY   | QUANTITY | UN | VALUE | HO MRKT | HO EXMP | CB MRKT | OTHER |
|-----|------|----------|----|-------|---------|---------|---------|-------|
| 4   | 2003 | 45000    | AC | 6570  |         |         |         |       |

TOTALS

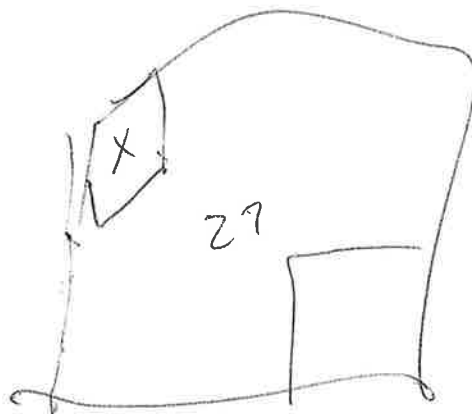
45000

6570

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG  
F8=CT F13=TM F18=HS F20=Srch F22=EU

34



*Law Offices*

**RIGBY, THATCHER, ANDRUS  
RIGBY & MOELLER, Chartered**

*Ray W. Rigby  
Gordon S. Thatcher  
G. Rich Andrus  
Jerry R. Rigby  
Gregory W. Moeller  
Reed E. Andrus*

*P.O. Box 250  
25 North Second East  
Rexburg, ID 83440*

*Telephone: (208) 356-3633  
Facsimile: (208) 356-0768  
E-Mail: jrigby@rigby-thatcher.com*

July 11, 2005

Idaho Department of Water Resources  
Water District No. 1  
900 N Skyline Ste. A  
Idaho Falls, ID 83402



JUL 12 2005

Department of Water Resources  
Eastern District Office

**Re: Water Right Adjudication #22-00240 (split)**

To the Department:

On July 8, 2005, we sent to you a copy of the "Decree" in the estate of Barbara H. Christensen to her husband Wesley D. Christensen. You also asked for a copy of the plat. Instead, we are sending you a copy of the record of survey for the Hansen Estate done by Boyd L. Cardon, Surveyor. You will note from the "Decree" in the Barbara H. Christensen Estate, that Wesley D. Christensen received title from the property from her estate. She received it from the Hansen Estate, and the property, and its water right, therefore, has been previously divided.

By this letter, neither the Christensens nor I have accepted or rejected your recommendations to the Court on this Water Right. Once we have agreed upon the particular elements of the Right, by the proof we submit, we would like to take one last look at your recommendation. Mr. Christensen will be out of town for a while. In the interim, please give us your comments, and he and I will respond shortly thereafter on the question of approval or correction of your recommendation. Please feel free to call me if you cannot extend the time for comments by Mr. Christensen.

Sincerely,

Ray W. Rigby

Cc: Wesley D. Christensen

RWR/sje

Enclosure

F:\WP6\DK\CHRISTEN.LT3

THE NE<sup>4</sup>NE<sup>4</sup> OF SECTION 34, SE<sup>4</sup>SE<sup>4</sup> OF SECTION 27, & PART OF THE SE<sup>4</sup>SW<sup>4</sup> OF SECTION 27  
T6 N, R 45 E, B.M. TETON CO., IDAHO

FIVE ACRE PROPERTY DESCRIPTION

Part of the Southeast Quarter of the Southwest Quarter of Section 27, T6N; R45E; B.M.; Teton County, Idaho described more particularly as:

Beginning at the northwest corner of the southeast quarter of the southwest quarter of said section and running thence N89°45'16"E 521.78 feet along the 1/16 line; thence S0°35'16"W 417.42 feet; thence S89°45'16"W 521.78 feet to the 1/16 line; thence N0°35'16"E 417.42 feet along the 1/16 line to the point of beginning.

Contains 5.00 acres more or less.

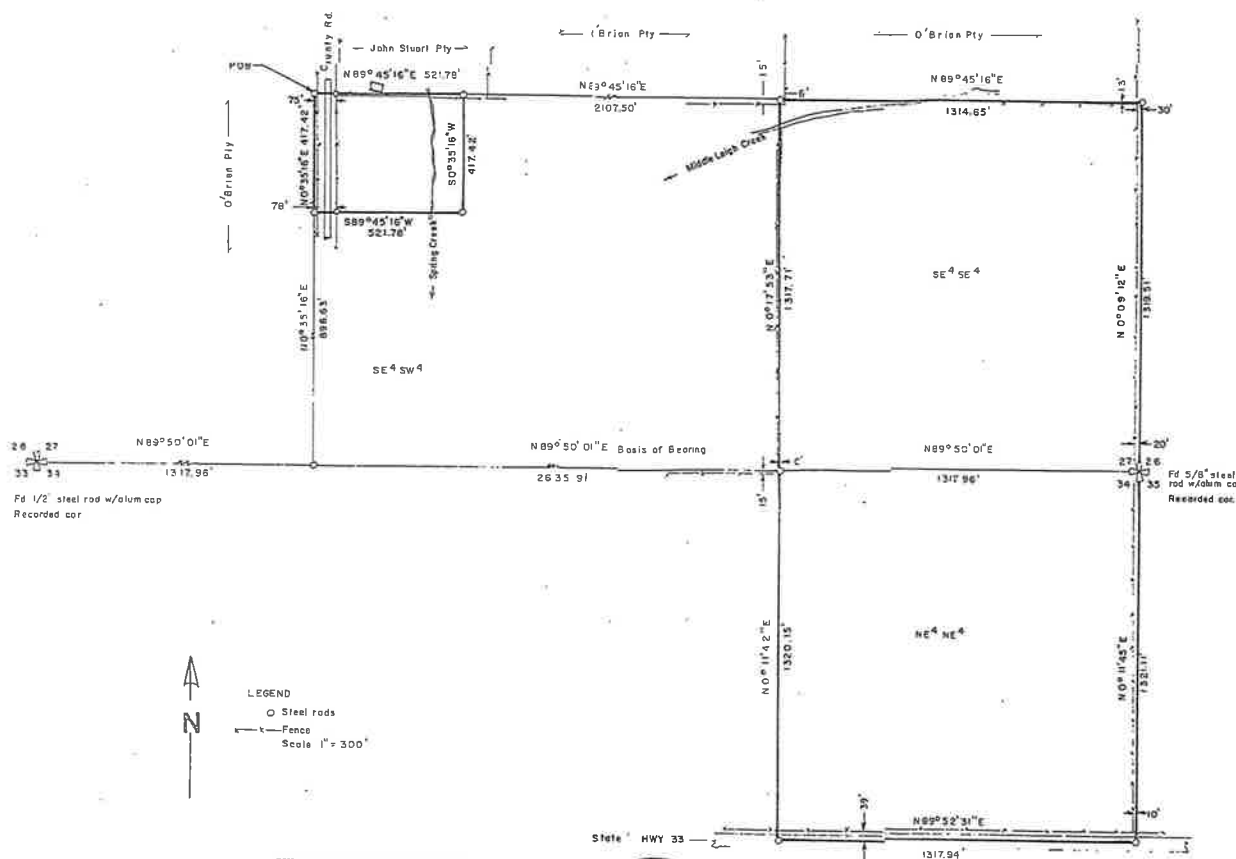
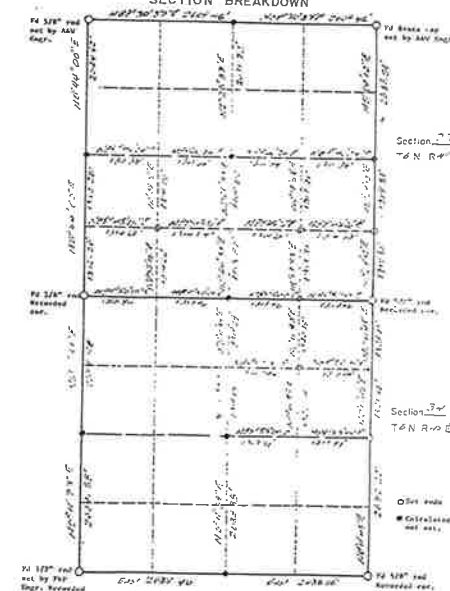
Notes:

1. The South boundary of John Stuart's jack fence encroaches approximately 10 feet onto the above parcel. According to a long time residence, Mr O'Brien there was a barbed wire fence in place prior to the placement of the jack fence. Evidence indicates that John Stuart purchased his ground on the basis of the fence lines.

DESCRIPTION OF 80 ACRES SURVEYED

Northeast quarter of the Northeast quarter of Section 34 and the Southeast quarter of the Southeast quarter of Section 27 both found in T6N, R45E, B.M. Teton County, Idaho.

SECTION BREAKDOWN



LEGEND  
○ Steel rods  
— Fence  
Scale 1" = 300'

SURVEYOR'S CERTIFICATE

I, Boyd L. Cardon PLS 1027 State of Idaho, do hereby state that I did perform the actual field survey of the above parcels.



Boyd L. Cardon  
Professional Land Surveyor  
PROPERTY  
SUBDIVISION  
TOPOGRAPHIC  
CONSTRUCTION  
SURVEYS  
2205 W. 190 S. Rexburg, Idaho 83440

RECORD OF SURVEY  
for  
HANSEN ESTATE  
DRAWN BY B.L.C.

JUNE, 1991

527, 534, T6N R45E BM FB 90 5

Water Right and SRBA Split History Analysis  
22-240

22-240

POD: N. Leigh Creek  
POU: TOLN R4SE Sec 27 SESE  
Sec 34 NENE, NNNE, NENW,  
116 acres 2.4 cfs

22-13370

owner: M. Bu Hars  
POD: N. Leigh Creek  
POU: TOLN R4SE Sec 34  
NWNE, NENW  
48 acres 0.99 cfs

22-13371

owner: W. Christensen  
POD: N. Leigh Creek  
POU: TOLN R4SE Sec 27 SESE  
Sec 34 NENE  
68 acres 1.41 cfs

Reviewer: \_\_\_\_\_  
mydoc/fieldexamforms/splithistory

Date: \_\_\_\_\_

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 22-13371  
Date Received: 4/15/2005  
Receipt No:  
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

WESLEY D CHRISTENSEN Phone: (208)356-3293

909 W 14TH N  
REXBURG ID USA 83440

2. Date of Priority: 06/01/1892

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 46E   | 30      | SW SE NE              | TETON  |      |

5. Description of diverting works:

DITCH TO P/U FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/15 | 1.41   |            |

7. Total Quantity Appropriated is:  
1.41 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township      | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|---------------|-------|---------|----------------|------------|-------|
| 06N           | 45E   | 27      | SE SE          | IRRIGATION | 28    |
| Section Acres |       |         |                |            | 28    |

PROFILED

MAY 06 2005

06N

45E 34

NE NE

## IRRIGATION

40

Section Acres

40

Total Acres

68

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 22-240.

15. Basis of Claim: Decreed

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 \_\_\_\_\_)

Subscribed and sworn (or affirmed) before me this

of \_\_\_\_\_ 20\_\_\_\_

Notary Public

Residing at \_\_\_\_\_

My commission Expires \_\_\_\_\_

SCANNED  
MAY 06 2005

PROFILED