

page 3 of 6

T71464

01/06/2004

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

RIGHT NUMBER: 25-7073D
NAME AND ADDRESS: E SCOTT ANTRIM
PO BOX 565
RIRIE ID 83443

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.246 CFS
43.000 AFY

PRIORITY DATE: 08/01/1975

POINT OF DIVERSION:

T04N R40E S21 SENWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
0.246 CFS
43.00 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON County
T04N R40E S21 SWSW 12.3

12.3 ACRES TOTAL

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: License

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 25-7017B, 25-7073A, 25-7073D, 25-7073E, AND 25-7073F.

T71464

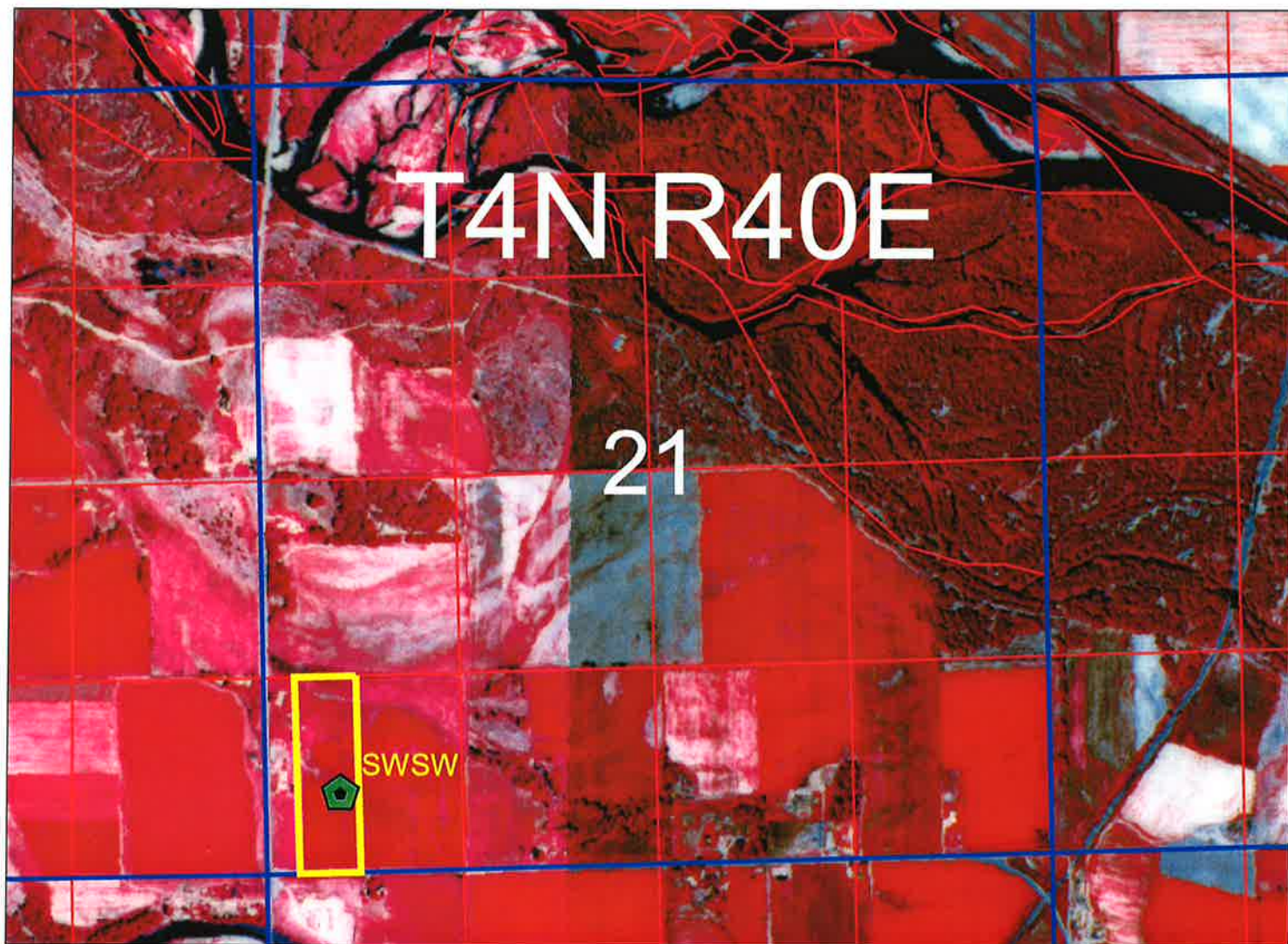
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

FILED
1
SCANNED
SEP 27 2004

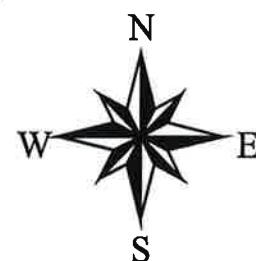


Department of Water Resources

Claim No.: 25-7073D



0 1320 2640 3960 5280 Feet



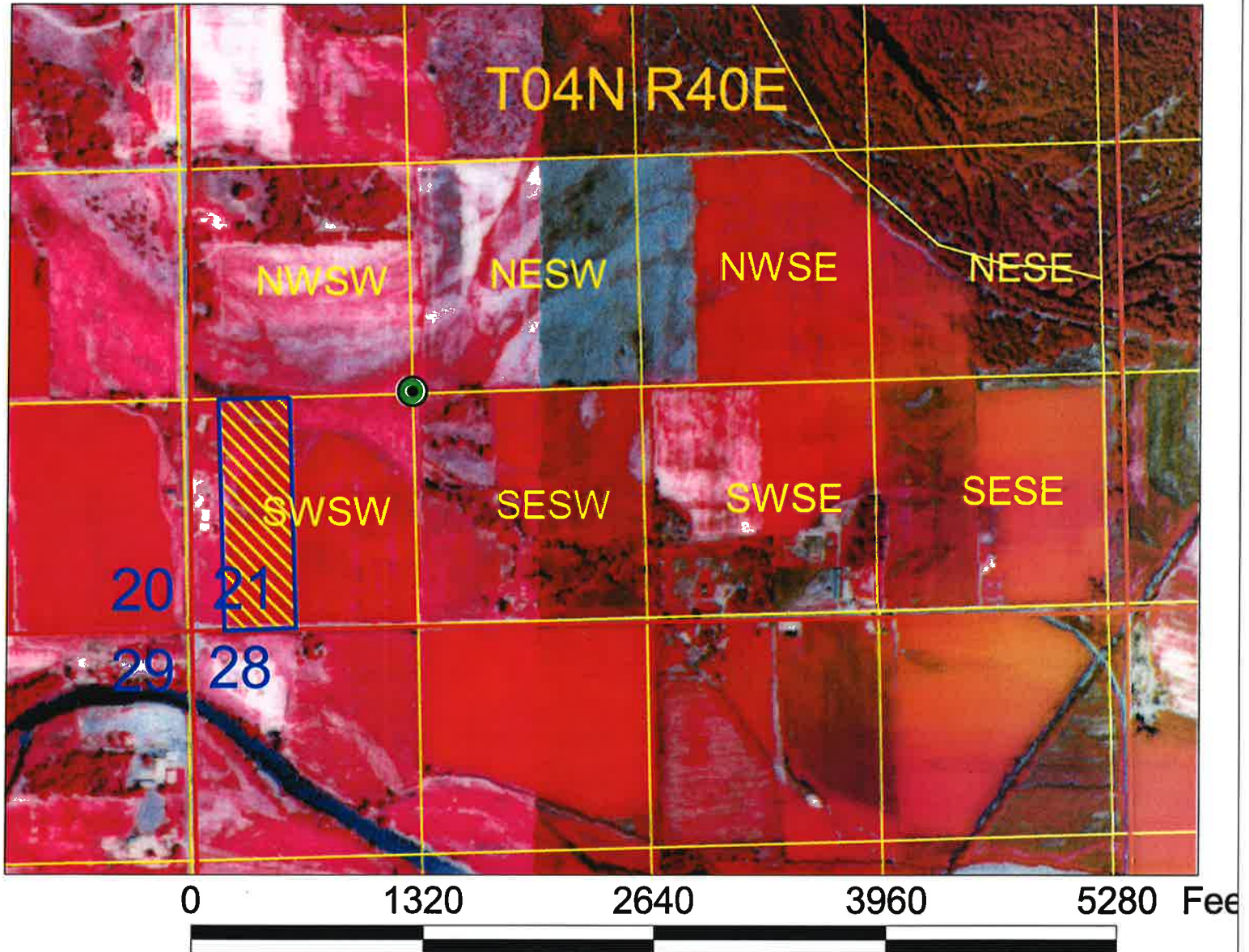
-  Point of Diversion
-  Place of Use
-  Sections
-  QQ

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: May 2005



Department of Water Resources

Claim No.: 25-07073D



Point of Diversion



Place of Use



Sections



QQ



SCANNED

SEP 27 2004

PROFILED

GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: January 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71464

This is to certify that: **BRADLEY P BYINGTON And**
TERESA A BYINGTON
PO BOX 36
RIRIE ID 83443
(208)201-2552

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
25-7073D	AJC/License	08/01/1975	0.246 cfs	43.0 af	N/A	12.3	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
25-7073D	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
25-7073D	25-7073D	0.25 cfs	43.0 af	N/A	12.3		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.25 cfs	43.0 af	N/A	12.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of November, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 25-7073D
As Modified by Transfer No. 71464

In accordance with the approval of Transfer No. 71464, Water Right No. 25-7073D is now described as follows.

Right Holder: BRADLEY P BYINGTON And
 TERESA A BYINGTON
 PO BOX 36
 RIRIE ID 83443

Priority Date: August 01, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.25 CFS	43.0 AF
			0.25 CFS	43.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 21 Twp 04N Rge 40E JEFFERSON
 County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	40E	21	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	12.3
																			12.3

Total Acres: 12.3

CONDITIONS OF APPROVAL

1. Use of this right is combined with water from Butler Island Canal Co.
2. Prior to the diversion and use of water under Transfer approval 71464, the right holder shall install and maintain acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

WATER RIGHT NO. 25-7073D
As Modified by Transfer No. 71464

CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. Place of use is located within Lots 1-2, Blk.1, Antrim Subdivision.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 9th day of November, 2004


Chief, Water Allocation Bureau

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Att'n:
Michael

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
25-7013D					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

4. New Owner/Claimant(s)

BRADLEY P and TERESA A
BRAD BYINGTON
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

PO BOX 36
Ririe, ID 83443
(208) 201-2552
6/1/2004

PROFILED

SCANNED

SEP 27 2004

WARRANTY DEED ALLIANCE TITLE & ESCROW CORP

Order No.:3060415118

FOR VALUE RECEIVED

331550

Everett Scott Antrim, an unmarried person

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

Bradley P. Byington and Teresa A. Byington, Husband and Wife

whose current address is

2011 Grafton Ave. Henderson, NV 89074

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

Beginning at a point that is East along the Section line 221.30 feet from the Southwest corner of Section 21, Township 4 North, Range 40 East, Boise Meridian, running thence East 407.78 feet; thence North 00°09'25" West 1313.59 feet to an existing East-West fence line; thence North 89°31'47" West along said East-West fence 406.93 feet; thence South 00°07'09" East 1316.92 feet to the point of beginning. ALSO KNOWN AS LOTS 1 AND 2, BLOCK 1, ANTRIM SUBDIVISION, DIVISION NO. 1, JEFFERSON COUNTY, IDAHO.
Subject to: Existing county road right of way and easements of record.

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.

Dated: 5/27/2004


Everett Scott Antrim

Instrument # 331550

RIGBY, JEFFERSON, IDAHO
2004-06-01 04:26:00 No. of Pages: 1
Recorded for: ALLIANCE TITLE & ESCROW
CHRISTINE BOULTER Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

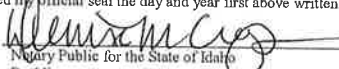
State of Idaho

County of Bonneville } ss.

On this 1st day of June, in the year 2004, before me, a Notary Public in and for said state, personally appeared Everett Scott Antrim known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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




Notary Public for the State of Idaho
Residing at: Residing in Bonneville County
Commission Expires: Commission Expires: 2-27-10

RECEIVED BY
ASSESSOR
For PLATTING
Date 6/1/04 Time 4:26
SCANNED
SEP 27 2004 PROFILED

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that GALE A. &/OR DELILA REED

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to November 1	at 2.20 cfs and	385 acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 2.20 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 385 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 4N, Rge. 40E, B.M. in the County of Jefferson

Description and location of place of use:

[illegible]

Total number of acres irrigated 110

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of JUNE, 1979.

DIRECTOR



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 8, 1998

E SCOTT ANTRIM
PO BOX 565
RIRIE ID 83443

RE: CHANGE IN OWNERSHIP FOR A25-07073B

Dear Mr. Antrim:

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

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

A25-07073C, 0.454 cfs on 22.7 acres, Clayton ⇒ Proben
A25-07073D, 0.246 cfs on 12.3 acres, Antrim

Moanison

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

Respectfully submitted,

Jennifer Hoagland

Jennifer Hoagland
Technical Records Specialist

Enclosure

PROFILED
SCANNED

SEP 27 2004

% 04/04/1997 FROM V. SANDIFER
A25-07073A R. CAMERON

G.W. 08/01/1975 1.50 cfs
T.4N., R.40E. SEC. 21
NWSE-35°
SWSE-25°
SESE-15°
75° AC

CLAYTON
A25-07073B

0.70 cfs
SWSW-3 SAC
SEC. 21 T.4N., R.40E.

Parkhurst
A25-07073C
0.45 cfs
E²SWSW-22.7 ac (M/L)
SEC. 21
T.4N., R.40E.

SPLIT BY
40's (circled) 1999 ↗
1998 ↘

Anttrim
A25-07073D
0.25 cfs
W²SWSW-12.3 ac (M/L)
SEC. 21 T.4N., R.40E.

MAILED 6/8/98

Parkhurst ⇒
A25-07073E
0.225 cfs (TRACT #1)

W²E²SWSW ≈ 10 ac (M/L) 11.35 ac
SEC. 21 T.4N., R.40E.

SPLIT BY
40's 11/5/99
1999 ↘

MORRISON
A25-07073F
0.225 cfs (TRACT #2)
E²E²SWSW ≈ 10 ac (M/L) 11.35 ac
SEC. 21 T.4N., R.40E.



10/29/99

CC: TO Brown Parkhurst & Rountree's

SCANNED
SEP 27 2004
PROFILED

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.
Incomplete forms will be returned.

Water Right No(s).: 25-07073B

Adjudication Claim No(s).: A25-07073B

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.

1. Name and Address of Former Owner/Claimant Richard Clayton

4. New Owner/Claimant(s) Scott Atrim

New Mailing Address P.O. Box 565

City, State and ZIP Code Ririe, ID 83443

New Telephone Number (208) 538-6522

5. Date you acquired the property June 20, 1996

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 12.3 Number and type of stock A25-07073B

Diversion rate in CFS 0.7 Proportionate share of A25-07073B
Number of homes none Other Uses none

$0.7 \times (12.3 / 35) = 0.246$ CFS.
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 or Claimant(s) X Everett Scott Atrim

(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.

A25-07073B is for 0.7 cfs on 35 ac (No "R" record)

PROPORTIONATE SPLIT As: $(0.7)(12.3/35) = 0.246$ cfs

A25-07073B SPLIT TO: A35-07073D, 0.246 cfs on 12.3 ac - Atrim

A35-07073C, 0.454 cfs on 22.7 ac - Parker

SCANNED
SEP 27 2004

PROFILED

04/16/98 10:40

TX/RX NO.5141

P.006

Warranty Deed

For Value Received

BANK OF COMMERCE, SUCCESSOR CUSTODIAN OF THE RICHARD I. CLAYTON IRA
the grantor , doES hereby grant, bargain, sell and convey unto

EVERETT SCOTT ANTRIM , AN UNMARRIED PERSON

whose current address is

P.O. BOX 565 RIRIE, IDAHO 83443

the grantee , the following described premises, in JEFFERSON County Idaho, to wit:

BEGINNING AT A POINT THAT IS EAST ALONG THE SECTION LINE 221.30 FEET
FROM THE SOUTHWEST CORNER OF SECTION 21, TOWNSHIP 4 NORTH, RANGE 40
EAST OF THE BOISE MERIDIAN; RUNNING THENCE EAST 407.78 FEET; THENCE
N.00°09'25"W. 1313.59 FEET TO AN EXISTING EAST-WEST FENCE LINE;
THENCE N.89°31'47"W. ALONG SAID EAST-WEST FENCE 406.93 FEET; THENCE
S.00°07'09"E. 1316.92 FEET TO THE POINT OF BEGINNING.
SUBJECT TO: EXISTING COUNTY ROAD RIGHT-OF-WAY AND EASEMENTS OF RECORD.

ALSO SUBJECT TO: ALL EXISTING PATENT RESERVATIONS, EASEMENTS, RIGHTS OF WAY,
PROTECTIVE COVENANTS, ZONING ORDINANCES, AND APPLICABLE BUILDING CODES,
LAWS AND REGULATIONS.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
HIS heirs and assigns forever. And the said Grantor doES hereby covenant to and with the said
Grantee , that ~~HE~~ IT IS the owner in fee simple of said premises; that they are free from all incumbrances

IT
and that ~~HE~~ will warrant and defend the same from all lawful claims whatsoever.

Dated: JUNE 20, 1996

BY: *Kaye J. Ivie*
BANK OF COMMERCE, SUCCESSOR CUSTODIAN
OF THE RICHARD I. CLAYTON, IRA

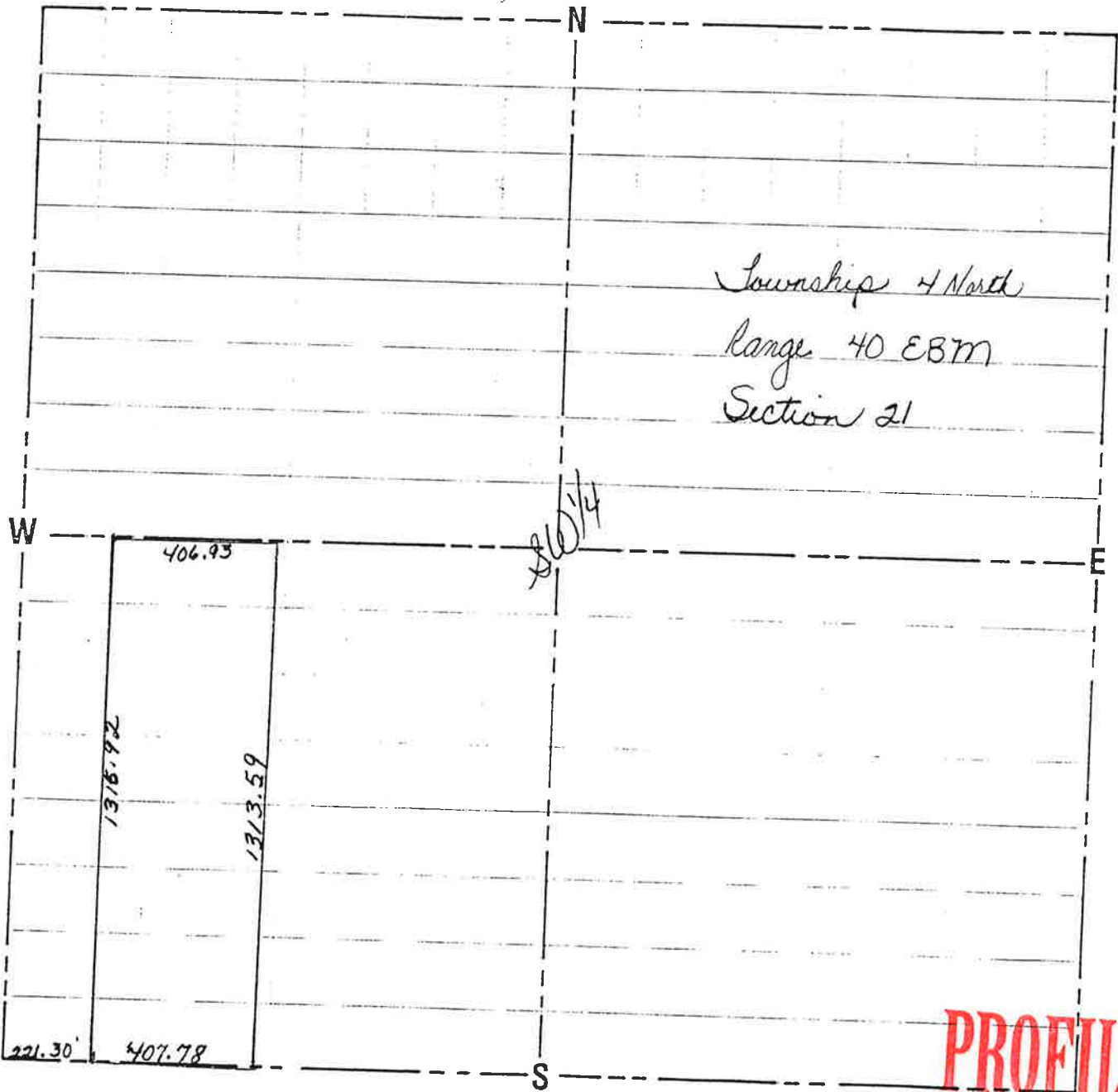
PROFILED
SCANNED

STATE OF IDAHO
COUNTY OF BONNEVILLE
ON THIS 20TH DAY OF JUNE , 1996 BEFORE ME,
A NOTARY PUBLIC PERSONALLY APPEARED BANK OF
COMMERCE BY KAYE J. IVIE

RECEIVED BY SEP 27 2004
ASSESSOR
For PLATTING
Date *6-20-96* Time *3:25 PM*

hereto for any incorrectness
with actual survey

SCALE FOR QUARTER SECTION, { Each side large blue squares = 10 chains, 40 rods, 660 feet; area of square 10 acres.
400 Ft. = 1 Inch { Each side small red squares = 2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.



SCALE FOR QUARTER QUARTER
SECTION. 200 Ft. = 1 Inch

{ Each side large blue squares = 5 chains, 20 rods, 330 feet; area of square 2.5 acres.
{ Each side small red squares = 1.25 chains, 5 rods, 82.5 feet; area of square .15625 of 1 acre.
PRONTO LAND MEASURE 20-40 MAP SHEET

PRONTO LAND MEASURE
P.O. Box 3219, Flint, MI 48502
Phone (313) 233-7950

PROFILED

SCANNED

SEP 27 2004

COUNTY OF BONNEVILLE
ON THIS 20TH DAY OF JUNE, 1996 BEFORE ME,
A NOTARY PUBLIC PERSONALLY APPEARED BANK OF
COMMERCE BY KAYE J. IVIE

For PLATTING

Date 6-20-96 Time 3:25 PM

Transfer No. 71464

PART 1

Post Office address PO Box 36 Ririe, ID 83443

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes WELL FROM WHICH ORIGINAL POINT OF DIVERSION WAS DRAWN BELONGS TO OTHER PROPERTY. THE PROPERTY WAS DIVIDED AND A NEW POINT OF DIVERSION IS REQUIRED

3. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. <u>Right Number</u>	<u>Priority</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>A25-07073D</u>	<u>8/01/75</u>	<u>0.246/43.00</u>	<u>IRRIGATION</u>	<u>4/01 to 11/01</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

2. Total amount of water being transferred .0246 cubic feet per second and/or 43.00 acre-feet per annum.

3. Source of water GROUND WATER tributary to _____

4. Point(s) of Diversion: 10 42 160

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 12.3

T71464

PART 1

6. General Information:

- a. Description of diversion system WELL (TRANSFER FROM ONE WELL TO ANOTHER)
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
_____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
NO CHANGE IN LAND. THIS IS MERELY A CHANGE IN THE POINT OF DIVERSION
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____

For the Director

T71464

797161

1020 E. Lincoln Road
Idaho Falls, Idaho 83401 (208) 524-6175
FAX 524-6181

ANTRIM SUBDIVISION DIVISION NO. 1 JEFFERSON COUNTY, IDAHO BEING PART OF THE S.W. 1/4 S.W. 1/4 SECTION 21 T. 4 N. R. 40 E. B.M.



LEGEND & NOTES

- 1/2" x 20' steel pipe set with plastic cap stamped L.A.208
- 1/2" x 20' steel pipe set with plastic cap stamped L.A.208
- 1/2" steel pipe set with plastic cap stamped L.A.208

A line for utility easement is hereby reserved along all road frontage within each lot. No other utility easements are shown.

This subdivision is 2 lots, 6.67 acre average for size and 0.27 acre dedicated roadway.

Indications that easements exist are shown and reserved and retained and existing easements, which would be retained, and any other existing property easements shall be kept open to the.

According to the 1984 Final Plat for 2000, Jefferson County, Community Plan No. 1000 (10000000) effective January 1, 2000, this subdivision is 2 lots, 6.67 acres dedicated to be retained the 2000 year boundary.

BOUNDARY DESCRIPTION

Beginning at a point that is four (4) feet to the east of the corner of the Section 21, Township 4 N., Range 40 E. of the 6th Principal Meridian, running thence East 40.78 feet along the section line, thence S 89° 57' 57" W. 121.63 feet, thence S 89° 57' 57" W. 40.52 feet, thence S 89° 57' 57" W. 121.63 feet to the POINT OF BEGINNING, 11.38 acres.

HEALTH DEPARTMENT CERTIFICATE

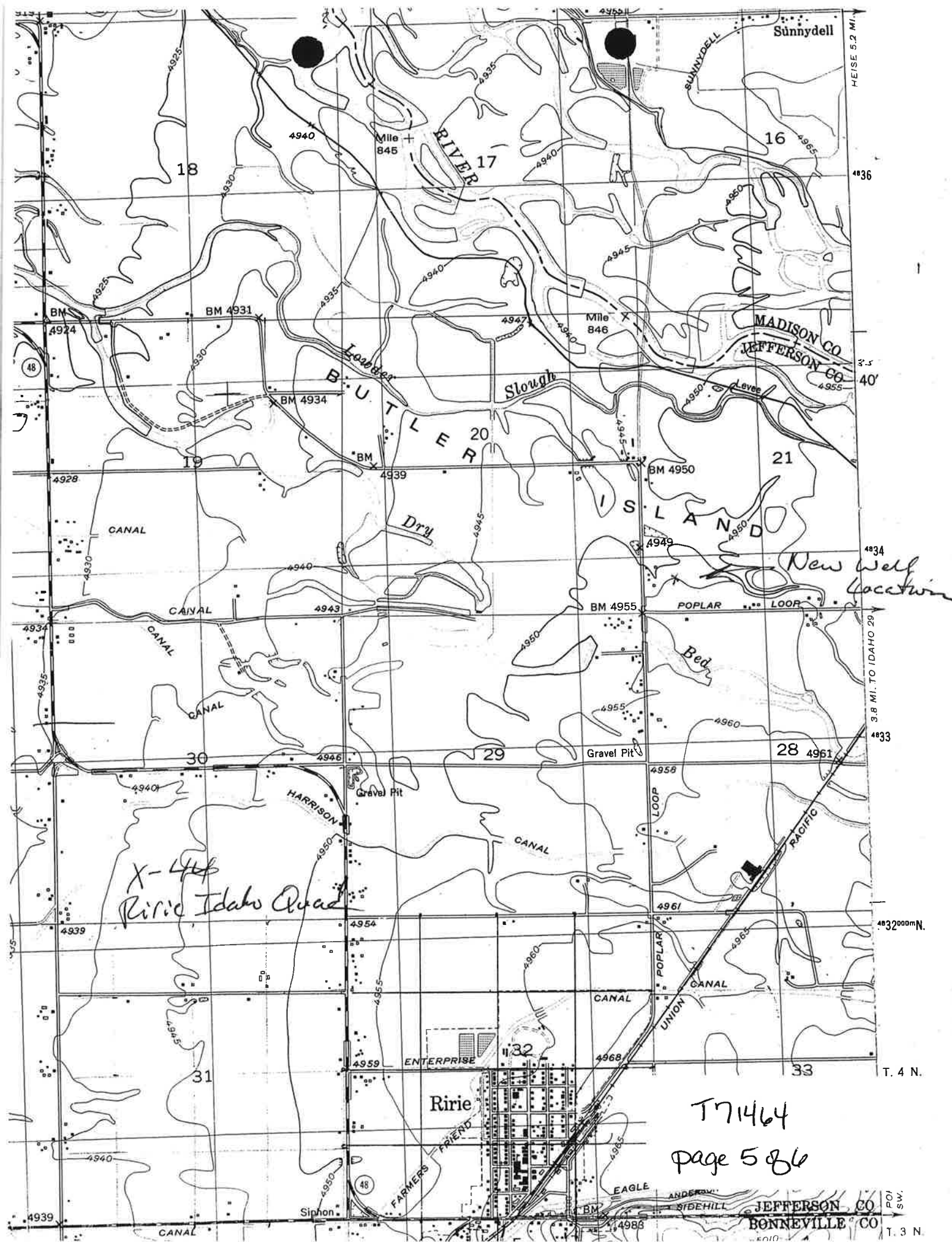
I hereby certify that sanitary conditions required by Idaho Code, Title 26, Chapter 11, Section 26-1101 have been satisfied and this plat is hereby approved for recording by the City of Idaho Falls.

DISTRICT HEALTH OFFICER OF HEALTH

Date: _____
Signature: _____

TREASURER'S AND ASSESSOR'S CERTIFICATE

We, the undersigned County Treasurer and County Assessor in and for the County of Jefferson, State of Idaho, hereby certify that this plat for the subdivisions of Idaho Code 50-1101, 50-1102, 50-1103, 50-1104, 50-1105, 50-1106, 50-1107, 50-1108, 50-1109, 50-1110, 50-1111, 50-1112, 50-1113, 50-1114, 50-1115, 50-1116, 50-1117, 50-1118, 50-1119, 50-1120, 50-1121, 50-1122, 50-1123, 50-1124, 50-1125, 50-1126, 50-1127, 50-1128, 50-1129, 50-1130, 50-1131, 50-1132, 50-1133, 50-1134, 50-1135, 50-1136, 50-1137, 50-1138, 50-1139, 50-1140, 50-1141, 50-1142, 50-1143, 50-1144, 50-1145, 50-1146, 50-1147, 50-1148, 50-1149, 50-1150, 50-1151, 50-1152, 50-1153, 50-1154, 50-1155, 50-1156, 50-1157, 50-1158, 50-1159, 50-1160, 50-1161, 50-1162, 50-1163, 50-1164, 50-1165, 50-1166, 50-1167, 50-1168, 50-1169, 50-1170, 50-1171, 50-1172, 50-1173, 50-1174, 50-1175, 50-1176, 50-1177, 50-1178, 50-1179, 50-1180, 50-1181, 50-1182, 50-1183, 50-1184, 50-1185, 50-1186, 50-1187, 50-1188, 50-1189, 50-1190, 50-1191, 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50-2302, 5



PART 3

3. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>NA</u>			to _____ to _____
2. Quantity and quality of return flows and location of discharge:
NA
3. Describe effects on other water uses resulting from the proposed change:
NA

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Teresa Byington
(Signature of Applicant)

Subscribed and sworn to before me this 3rd day of August, 2004

Sharla Harris

(Notary Public) SHARLA HARRIS

Notary Public
State of Idaho

My commission expires 4/10/2009

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by EMC Date 8/13/2004 Protest filed by _____

Prelim. Check by gmc Fee 250.00

Receipt by Tamie Date 8-13-2004 # 2030140

Published in Jefferson Star (Wed) Copies of protest forwarded by _____

Pub. Dates Oct 13 & 20 2004 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☒ approval ☐ denial

_____ received _____ by BC

Copy of transfer sent to lien holder _____

T71464

WARRANTY DEED ALLIANCE TITLE & ESCROW CORP.

Order No.:3060415118

FOR VALUE RECEIVED

331550

Everett Scott Antrim, an unmarried person

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

Bradley P. Byington and Teresa A. Byington, Husband and Wife

whose current address is

2011 Grafton Ave. Henderson, NV 89074

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

Beginning at a point that is East along the Section line 221.30 feet from the Southwest corner of Section 21, Township 4 North, Range 40 East, Boise Meridian, running thence East 407.78 feet; thence North 00°09'25" West 1313.59 feet to an existing East-West fence line; thence North 89°31'47" West along said East-West fence 406.93 feet; thence South 00°07'09" East 1316.92 feet to the point of beginning. ALSO KNOWN AS LOTS 1 AND 2, BLOCK 1, ANTRIM SUBDIVISION, DIVISION NO. 1, JEFFERSON COUNTY, IDAHO.
Subject to: Existing county road right of way and easements of record.

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.

Dated: 5/27/2004


Everett Scott Antrim

Instrument # 331550

RIGBY, JEFFERSON, IDAHO

2004-06-01

04:26:00 No. of Pages: 1

Recorded for : ALLIANCE TITLE & ESCROW

CHRISTINE BOULTER

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

State of Idaho

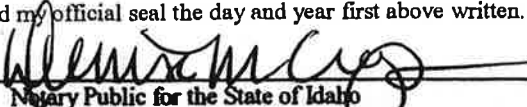
County of Bonneville

} ss.

On this 1st day of June, in the year 2004 before me, a Notary Public in and for said state, personally appeared Everett Scott Antrim known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

ny hand and affixed my official seal the day and year first above written.

ATTACHMENT T 71464
1 OF 1


Notary Public for the State of Idaho

Residing at:

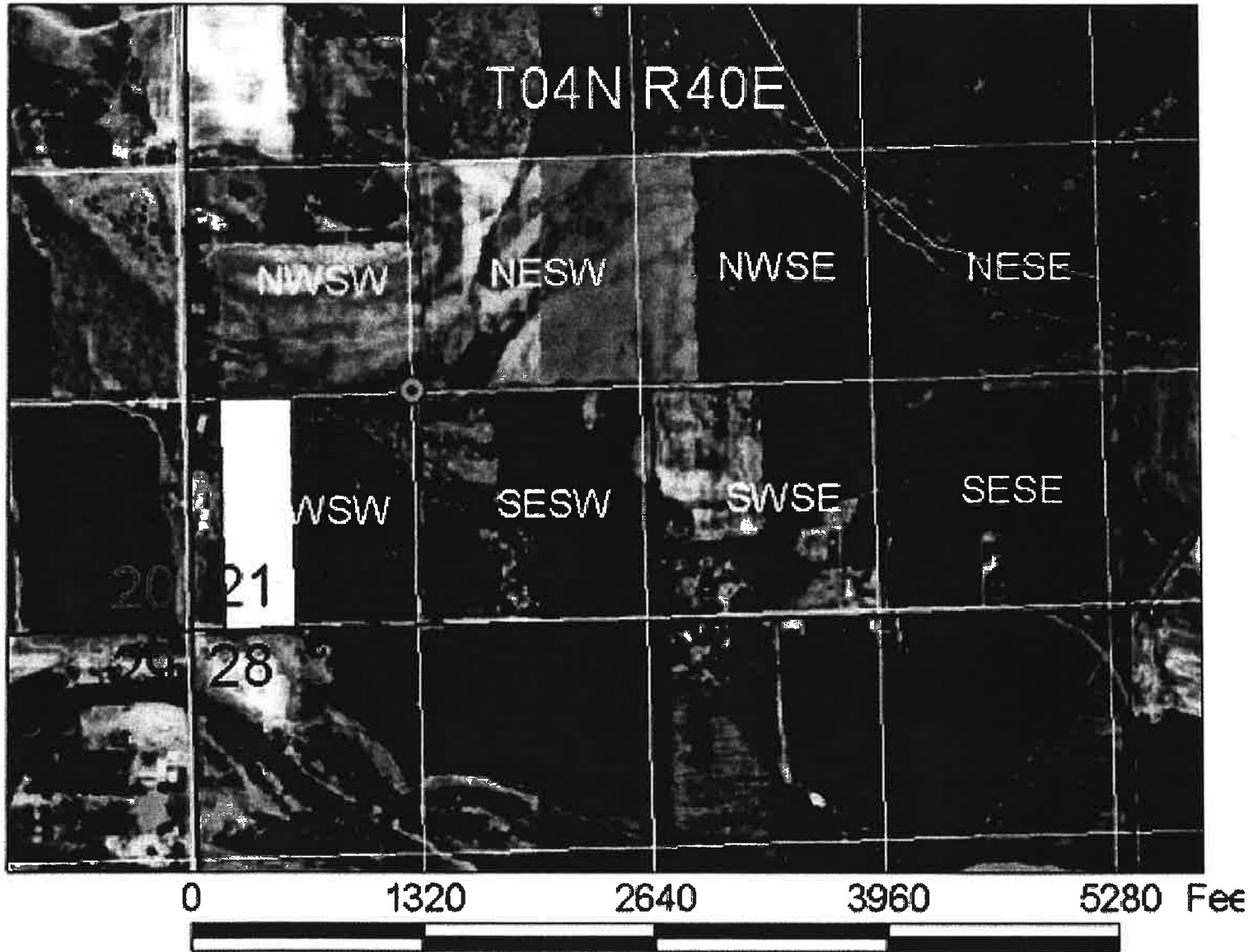
Commission Expires:

Residing in Bonneville County
Commission Expires: 2-27-10

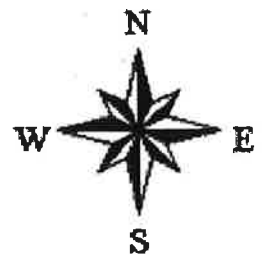


Department of Water Resources

Claim No.: 25-07073D



- Point of Diversion
- Place of Use
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: January 2004

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

In Re SRBA)

Water Rights: 25-07073D

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer

☒ point of diversion ☐ place of use

☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: May 9, 2005

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on MAY 13, 2005, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
THERESA A BYINGTON
BRADLEY P BYINGTON
PO BOX 36
RIRIE ID 83443

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

4. One copy to:

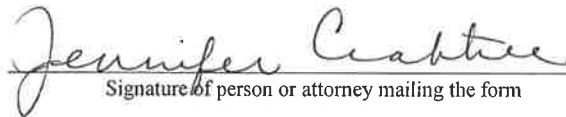
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

05/06/2005

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

RIGHT NUMBER: 25-7073D

NAME AND ADDRESS: TERESA A BYINGTON
PO BOX 36
RIRIE ID 83443

BRADLEY P BYINGTON
PO BOX 36
RIRIE ID 83443

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.250 CFS
43.00 AFY

PRIORITY DATE: 08/01/1975

POINT OF
DIVERSION: T04N R40E S21 SWSWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
0.250 CFS
43.00 AFY

PLACE OF USE: IRRIGATION Within JEFFERSON County
T04N R40E S21 SWSW 12.3

12.3 ACRES TOTAL

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

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

The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

Place of use is located within Lots 1-2, Blk.1, Antrim Subdivision.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Use of this right is combined with water from Butler Island Canal Co.

The right holder shall accomplish the change authorized by transfer 71464 within one year of the date of its approval.

Prior to the diversion and use of water under Transfer approval 71464, the right holder shall install and maintain acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Failure of the right holder to comply with the conditions of transfer 71464 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

05/05/2005

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

RIGHT NUMBER: 25-7073D

NAME AND ADDRESS: TERESA A BYINGTON
PO BOX 36
RIRIE ID 83443

BRADLEY P BYINGTON
PO BOX 36
RIRIE ID 83443

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.250 CFS
43.00 AFY

PRIORITY DATE: 08/01/1975

POINT OF
DIVERSION:

T04N R40E S21 SWSWSW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.250 CFS
43.00 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON County

T04N R40E S21 SWSW 12.3

12.3 ACRES TOTAL

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

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

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Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

AJ5809NP
No. A25-07073D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 85

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	E SCOTT ANTRIM PO BOX 565 RIRIE ID 83443 (208) 538-6522	08/01/1975	IRRIGATION	04-01 11-01	0.246 CFS	
TOTAL DIVERSION:					0.246 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R40E S21 SENWSW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	40E	21	:																	:	12.3
TOTAL ACRES																				12.3	

POU County: JEFFERSON

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

25-10814 A25-07017A A25-07017B A25-07073A A25-07073E A25-07073F A25-10814 R25-07073A

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00035AC A01-00231 A01-00301 A25-07073 A25-07073B A25-07073C A25-07073E A25-07073F

Remarks: GEN RIGHT IS SPLIT BY SALE, 3/15/95, AS:
A35-07073, 2.20 CFS, 110.0 AC., G.A. REED
A35-07073A, 1.50 CFS, 75.0 AC., G.A. REED
A35-07073B, 0.70 CFS, 35.0 AC., R.I. CLAYTON, JR.
RIGHT IS CLAIMED IN FULL, 05/01/97, ABR.

PAID UNDER RECEIPT NO. E003888.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: A25-07017A, A25-07017B, A25-07073A,
AND A25-07073C

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

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

Audit: 06/03/98 ARUBERRY

PROFILED

SCANNED

SEP 27 2004

SCANNED

AUG 1 2007

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: A25-07073D
Date Received: 11/ 8/1988
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: E SCOTT ANTRIM
Address: PO BOX 565
RIRIE ID

208-538-6522

83443

2. Date of Priority: AUG 1, 1975

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	21	SE	NW	SW		JEFFERSON

5. Description of diverting works:
65' WELL W/ 18" CASING W/ 100 HP PUMP TO MAINLINE/SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.246		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	21	SW	SW		IRR	12.3
Section Acres							12.3

10. Place of Use: Continued

Total Acres 12.3

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

RIGHT IS SPLIT BY SALE, 3/15/95, AS:

A35-07073, 2.20 CFS, 110.0 AC., G.A. REED

A35-07073A, 1.50 CFS, 75.0 AC., G.A. REED

A35-07073B, 0.70 CFS, 35.0 AC., R.I. CLAYTON, JR.

RIGHT IS CLAIMED IN FULL, 05/01/97, ABR.

PAID UNDER RECEIPT NO. E003888.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: A25-07017A, A25-07017B, A25-07073A,
AND A25-07073C

15. Basis of Claim: LICENSE