

11/18/2004

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

RIGHT NUMBER: 25-7193B
NAME AND ADDRESS: MAURICE CARPENTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

BARBARA CARPENTER
288 E GREENWAY ST
IDAHO FALLS ID 83404

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.020 CFS
7.500 AFY
PRIORITY DATE: 04/30/1980
POINT OF DIVERSION:

T01N R38E S8 SWSWNW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.010 CFS 0.20 AFY
DOMESTIC	01/01 12/31	0.020 CFS 1.20 AFY
IRRIGATION	04/01 10/31	0.020 CFS 6.10 AFY

Domestic use is for 1 home.

Stockwater use is for 4 cattle.

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R38E S08 SWNW 2.5

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

2.5 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

02/05/2004

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

RIGHT NUMBER: 25-7193B

NAME AND ADDRESS: H RUSSELL HUNTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

B ELAINE HUNTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
7.500 AFY

PRIORITY DATE: 04/30/1980

POINT OF DIVERSION:

T01N R38E S8 SWSWNW Within BONNEVILLE County

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PERIOD OF USE:

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EXPLANATORY MATERIAL: License

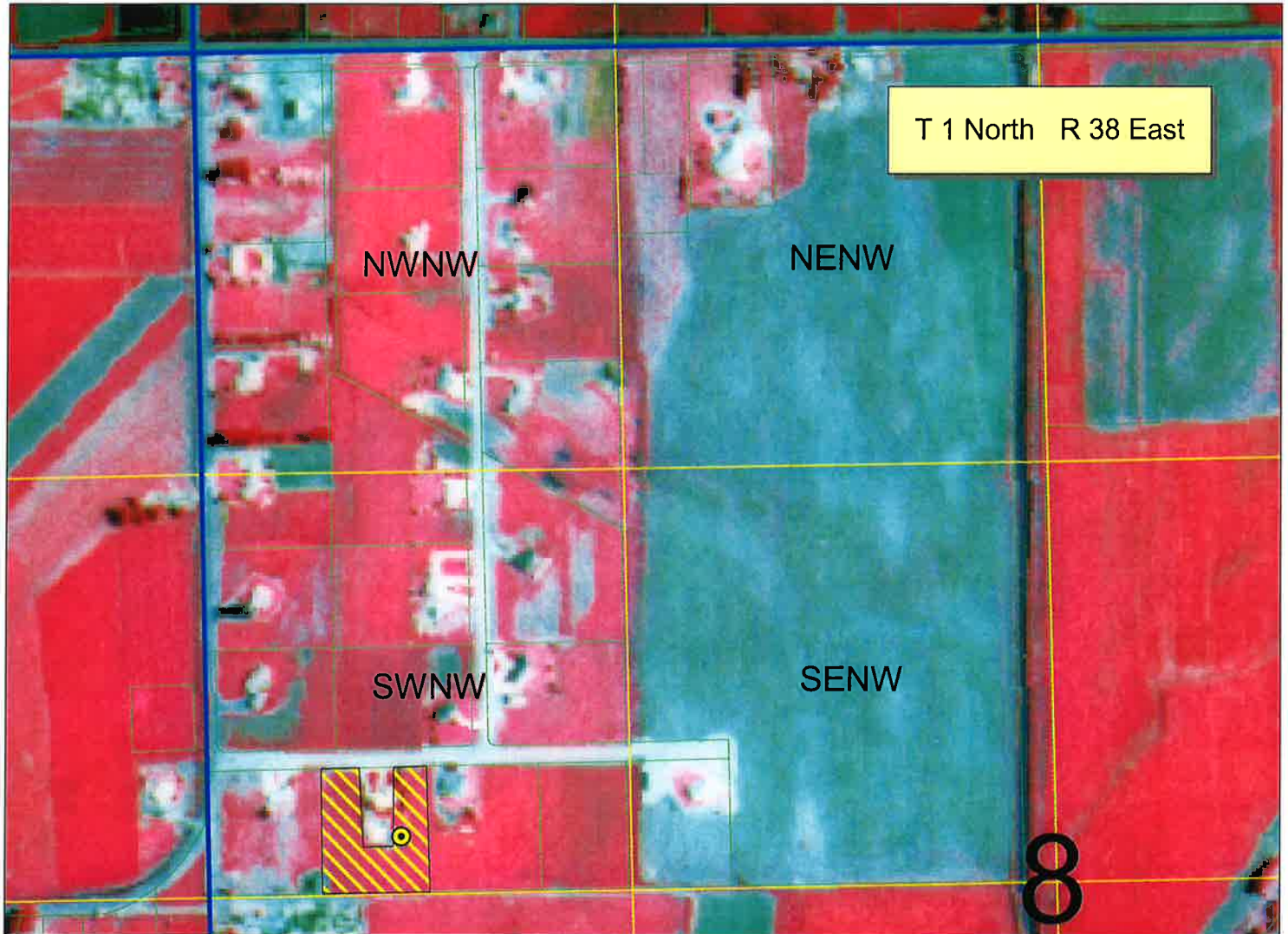


State of Idaho

Division of Water Resources

Eastern Region

Water Right(s): 25-04330



1320 0 1320 Feet

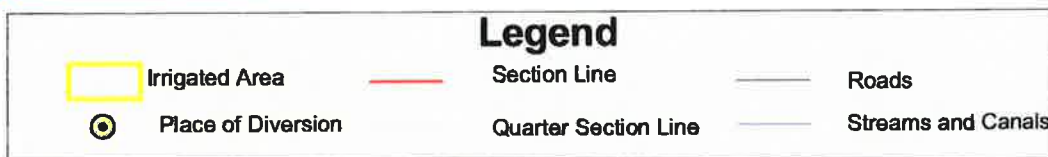
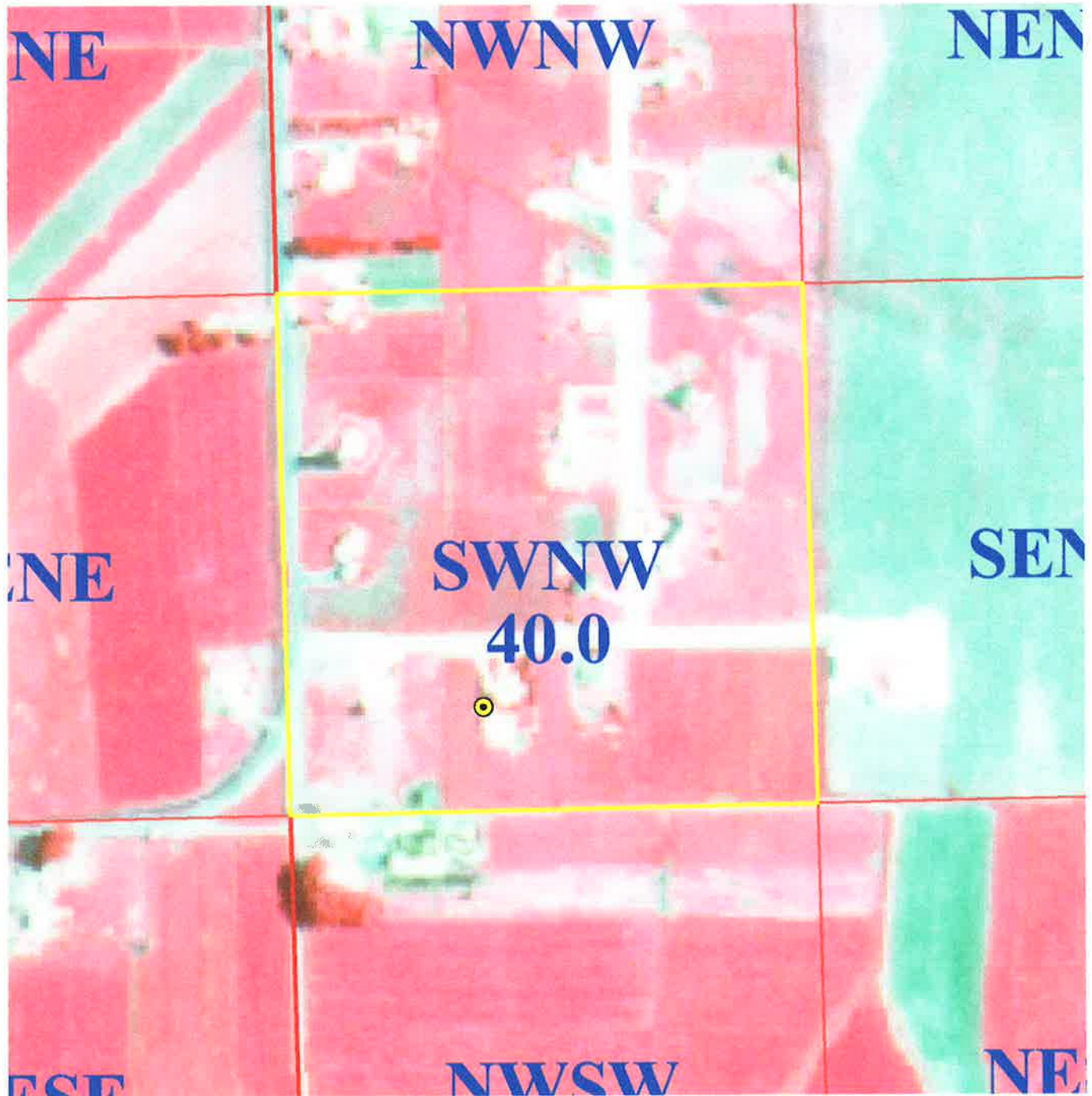
- Point of Diversion
- Place of Use
- Section
- Quarter Quarter
- Bonneville taxlots



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: January 2004

Water Right Claim Number 25-07193B
Township , 1N38E

12/06/2000



SPATIAL
DYNAMICS



February 9, 2005

BARBARA CARPENTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

RE: Notice of Change of Address for 25-07193B and Notice of Completed Administrative Proceeding (NCAP)

Dear Ms. Carpenter:

On February 3, 2005, the Idaho Department of Water Resources (IDWR) received a call, informing us of an incorrect address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Katy Jackson
Office Specialist 1

Enclosure

SCANNED
FEB 24 2005

PROFILE

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: 25-7193B

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: Feb 8, 2005

Ernest Carlson

Signature of IDWR Representative

SCANNED

FEB 16 2005

PROFILED

eclerk evault

CERTIFICATE OF MAILING

I certify that on Friday February 11, 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:
BARBARA CARPENTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

3. One copy to:

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

4. One copy to:

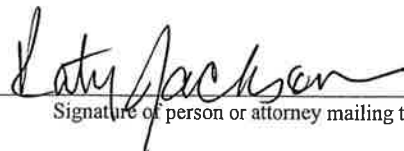
Each party in the subcase, or attorney of record

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

PROFILED

SCANNED

FEB 16 2005

02/08/2005

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

RIGHT NUMBER: 25-7193B
NAME AND ADDRESS: MAURICE CARPENTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

BARBARA CARPENTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
7.50 AFY

PRIORITY DATE: 04/30/1980

POINT OF
DIVERSION: T01N R38E S8 SWSWNW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.010 CFS 0.20 AFY
DOMESTIC	01/01 12/31	0.020 CFS 1.20 AFY
IRRIGATION	04/01 10/31	0.020 CFS 6.10 AFY

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T01N R38E S08 SWNW 2.5

STOCKWATER same as IRRIGATION

DOMESTIC same as IRRIGATION

2.5 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: BASIS OF CLAIM - License

PROFILED

SCANNED

FEB 16 2005

RECEIVED

NOV 15 2004

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

02/03/2004

RM

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: 25-7193B

H RUSSELL HUNTER
588 E GREENWAY ST
IDAHO FALLS ID 83404
Telephone Number: (208)522-3847

B ELAINE HUNTER
588 E GREENWAY ST
IDAHO FALLS ID 83404
Telephone Number: (208)522-3847

*ownership change
filed*

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

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

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

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

DATE: 11/15/2004 SIGNATURE: Barbara N. Carpenter
Please print your name: BARBARA N. CARPENTER

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

PROFILED

SCANNED

NOV 17 2004

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

RECEIVED

NOV 15 2004

Department of Water Resources
Eastern Region

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	25-71938				

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

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

Russell & Elaine Hunter

4. New Owner/Claimant(s)

MAURICE A. and/or BARBARA N. CARPENTER

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

588 E. GREENWAY ST.

City, State and ZIP Code

IDAHO FALLS, IDAHO 83404

New Telephone Number

(208) 523-2678

5. Date you acquired the property

10/5/2000

WARRANTY DEED

H. RUSSELL HUNTER and B. ELAINE HUNTER, as trustees for the RUSSELL AND ELAINE HUNTER FAMILY TRUST
, as GRANTOR,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto

MAURICE A. CARPENTER and BARBARA N. CARPENTER, husband and wife, as GRANTEE,

whose address is 588 E. Greenway Street, Idaho Falls Id 83404, and Grantee's successors and assigns, all of the following described real property, to-wit:

Beginning at a point that is N89°26'40"E 366.12 feet from the West Quarter Corner of Section 8, Township 1 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; running thence N1°05'30"W parallel to the West line of said Section 8, 389.11 feet; thence N88°54'30"E 334.50 feet; thence S1°05'30"E 392.24 feet; thence S89°26'40"W 334.51 feet to the point of beginning.

SUBJECT TO the 2000 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

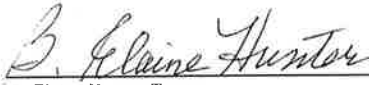
TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: October 6, 2000


H. Russell Hunter, Trustee


B. Elaine Hunter, Trustee

STATE OF IDAHO

COUNTY OF _____

On October 6, 2000, before me, the undersigned, personally appeared

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

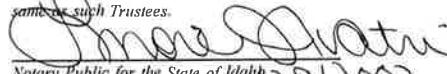
Notary Public for the State of Idaho

Commission Expiration Date: _____

STATE OF IDAHO

COUNTY OF Bonneville

On October 6, 2000, before me, the undersigned, personally appeared
H. Russell Hunter and B. Elaine Hunter known or identified to me to be the person
whose name is subscribed to the within instrument as Trustees for the Russell
and Elaine Hunter Family Trust and acknowledged to me that they executed the
same as such Trustees.


Notary Public for the State of Idaho

Commission Expiration Date: 1/28/2003

INSTRUMENT NO.	<u>1032411</u>
DATE	<u>10-05-00</u>
INST. CODE	<u>206</u>
IMAGED PGS	<u>1</u>
FEE	<u>3.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longoria, County Recorder	
By <u>WKB</u>	Deputy
Request of <u>ALT</u>	



This plat is made solely for the purpose of assisting in locating said land. No representation is made as to accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

Bonneville Land & Title Co.

497 N. Capital Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6600 * Fax (208) 524-6072

Log for claim 25-07193B

Spatial Dynamics CAT

12/6/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n38e	8	SWNW	2	40	POD placement? / Indiscernible
Totals:			2	40	

AJ5809NP
No. A25-07193B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 137

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	H RUSSELL HUNTER 588 E GREENWAY STREET IDAHO FALLS ID 83404 (208) 522-3847	04/30/1980	IRRIGATION STOCKWATER DOMESTIC	04-01 11-01 01-01 12-31 01-01 12-31	0.020 CFS 0.010 CFS 0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	
C	B ELAINE HUNTER 588 E GREENWAY ST IDAHO FALLS ID 83404 (208) 522-3847			CONSUMPTIVE USE:		7.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R38E S08 SWSWNW BONNEVILLE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01N	38E	8	:					:			02		:					:						2.5
TOTAL ACRES																							2.5	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: BONNEVILLE

Non-Irrigation Uses: DOMESTIC, 1 HOME STOCKWATER, VARIABLE AMT

Other Rights: APPLICANTS ARE PART OF THE IDAHO IRRIGATION DISTRICT

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

25-12335 25-13293 A25-07193A A25-10036 A25-12335 A25-13293

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

A01-0007520 A01-0007620 A01-0031220 A01-0036820 A01-0036920 A01-0037020 A25-0022420 A25-07193 A25-07193A

Remarks: GEN NOTICE IS RESULT IN CHANGE OF OWNERSHIP FOR A PORTION OF
A25-07193, PAID FOR UNDER E000031. 4/23/93/JT
*** CLAIM AMENDED PURSUANT TO APPROVED TRANSFER NO. 4111,
ESV 9/10/93

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

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

AJ5809NP
No. A25-07193B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/24/00
PAGE: 138

=====

Audit: 04/23/93 THOMPSON 09/10/93 VERNER 09/15/93 VERNER 03/29/95 POST-STD

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	25-07193	H Russell Hunter R L Morgan	0.04
SPLIT INTO PARTS A & B BY TRANSFER #4111			
Partial Assignment	25-07193A	H Russell Hunter	0.02
Partial Assignment	25-07193B	H Russell Hunter	0.02

REPROFILMED

AUG 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4111
WATER RIGHT NO. 25-07193B

This is to certify that: **H RUSSELL HUNTER**
588 E GREENWAY ST
IDAHO FALLS ID 83404

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.02 CFS	8.5 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.02 CFS	9.9 AF

SOURCE

GROUNDWATER

Priority: 04/20/1980

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 8, Township 01N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	38E	8	SWNW	2.5		2.5
Total number of acres irrigated:						2.5

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

RECEIVED
AUG 25 1993

TRANSFER NO. 4111
WATER RIGHT NO. 25-07193B

CONDITIONS/REMARKS:

2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Domestic use is for 1 home.
7. Stockwater use is for 4 range cattle.

Dated this 17th day of August, 1993.

J. Glen Saxton
Chief, Water Alloc. Bureau

AUG 25 1993

SEPTEMBER 13, 1993

H RUSSELL HUNTER
588 E GREENWAY ST
IDAHO FALLS ID 83404

RE: TRANSFER

Dear Mr. Hunter:

Our office has received notice of your approved transfer #4111 of water right #25-07193B. The Snake River Basin Adjudication claim filed on this right has been amended pursuant to the approved transfer. Enclosed is a copy of the amended claim for your records.

Please review the notice carefully and if you have any questions about any of the items, please contact our office. If you agree with the items on the notice, please place the copy with your records.

Sincerely,

Eric Verner
Sr. Water Agent

EV:sc

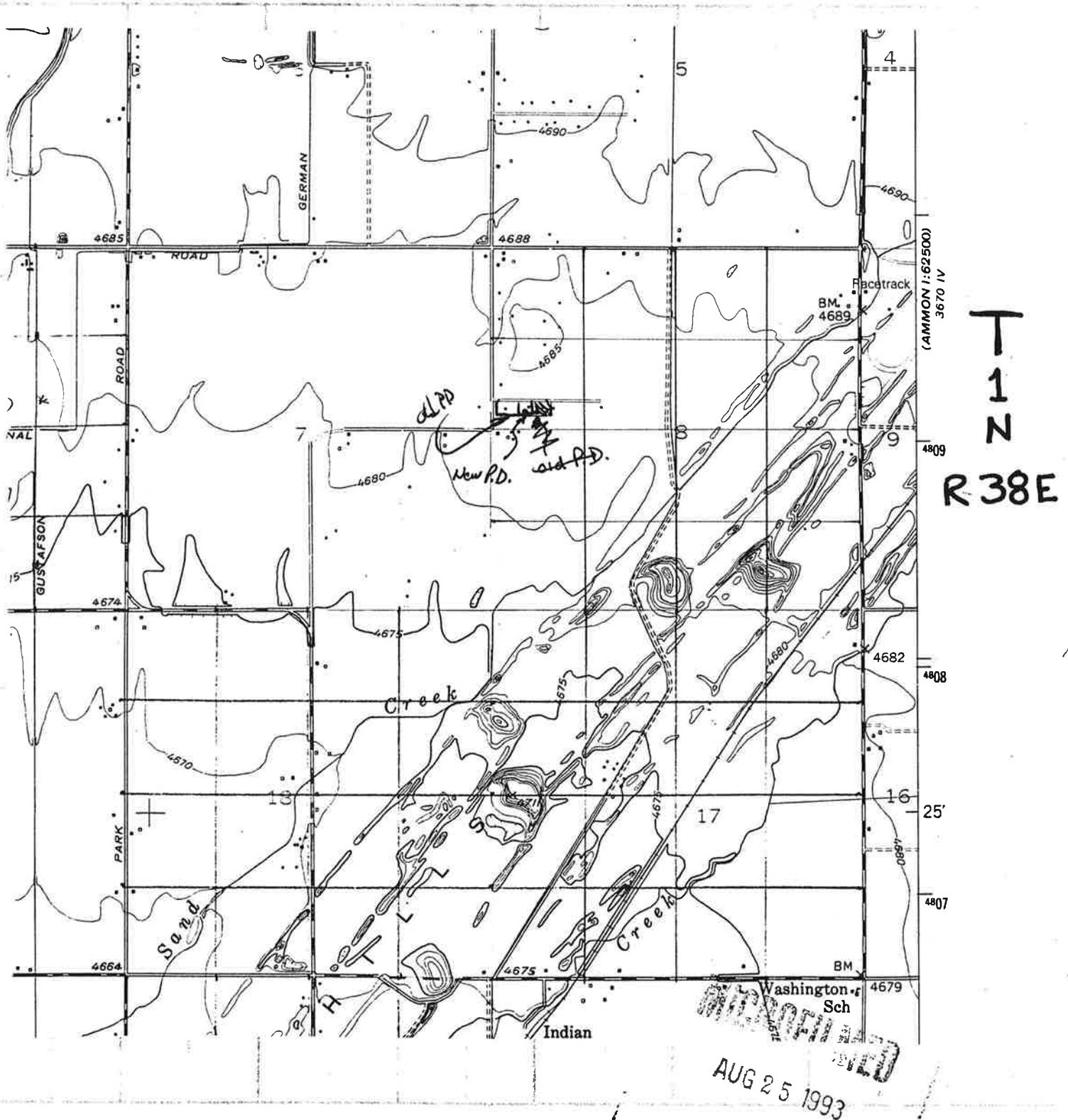
Enclosure

MICROFILMED

APR 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 25-07193 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Warranty Deed

3. Source of water Groundwater tributary to _____

4. Date or priority 4-20-1980

5. Water is used for the following purpose:

amount .04 for IRRIGATION purposes from 4-1 to 11-1
(cfs/ac-ft)
amount .04 for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft)
amount .02 for Stockwater purposes from 1-1 to 12-31
(cfs/ac-ft)

6. Total amount of water under right .04 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	08	1N	38E	Bonneville	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	38E	08							5										5
									2D										
									S										

Total acres 5

9. Describe any other water rights used for the same purpose as described above Idaho Canal

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4111APPLICATION FOR TRANSFER OF WATER RIGHT RECEIVED
PART 1
AUG 13 1993Name of applicant H. Russell Hunter Phone 522-3847 Department of Water ResourcesPost Office address 588 E. Greenway St. Idaho Falls ID 83404

A. PURPOSE OF TRANSFER

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 Drilled new well for home, 2.5 acres
and 4 head of range cattle

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-------------------|------------------|-----------------------|-------------------|----------------------------|
| <u>25-07193 B</u> | <u>4-20-1980</u> | <u>.02</u> | <u>IRRIGATION</u> | <u>4-1</u> to <u>11-1</u> |
| | | <u>.01</u> | <u>Stockwater</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>.02</u> | <u>Domestic</u> | <u>1-1</u> to <u>12-31</u> |
| | | | | to _____ |
2. Total amount of water being transferred 0.02 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	08	1N	38E	Bonneville	Exits

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	38E	08							25										2.5
									D										
									5										

Total acres 2.5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4111
WATER RIGHT NO. 25-07193B

Region Adjunct.
RECEIVED

SEP 01 1993

Department of Water Resources
Eastern District Office

This is to certify that: **H RUSSELL HUNTER**
588 E GREENWAY ST
IDAHO FALLS ID 83404

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.02 CFS	8.5 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.02 CFS	9.9 AF

SOURCE

GROUNDWATER

Priority: 04/20/1980

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 8, Township 01N, Range 38E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	38E	8	SWNW	2.5		2.5
Total number of acres irrigated:						2.5

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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APR 12 1994

TRANSFER NO. 4111
WATER RIGHT NO. 25-07193B

CONDITIONS/REMARKS:

2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Domestic use is for 1 home.
7. Stockwater use is for 4 range cattle.

Dated this 17th day of August, 1993.

J. Glen Saxton
Chief, Water Alloc. Bureau

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APR 12 1994

APRIL 23, 1993

H RUSSELL HUNTER
588 E GREENWAY STREET
IDAHO FALLS ID 83404

RE: CHANGE IN OWNERSHIP FOR A25-07193

Dear Mr. Hunter:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) have been split as follows:

Russell Hunter (A25-07193B), .02 CFS on 3 acres.
William Parker (A25-07193A), .02 CFS on 3 acres.

If you have any questions regarding this change, please call 525-7161 and ask for Dave Carlson.

Respectfully submitted,

Dave Carlson
Water Right Agent, Adjudications

DC:jt

cc: Russell Hunter/copy of letter/copy of A25-7193B

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APR 12 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 1N Range 38E
Section 08, 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A25-07193

☒ Name and Address of Former Owner/Claimant(s)(Seller): H. Russell Hunter and/or William Park

☒ New Owner/Claimant (Purchaser): H. Russell and/or B. Elaine Hunter

☒ New Mailing Address: 589 E. Greenway St
Idaho Falls ID 83404

☒ New Telephone Number: (208) 522-3947

☒ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

* License split is 1/2 - New well drilled 1989
Transfer filed 4-22-93

☒ Attach proof of ownership, describe proof attached: Termination of Well Agreement

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s)

H. Russell Hunter

Date 4/22/93

Date _____

☐ Signature of Former Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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APR 12 1994

THIS AGREEMENT, made and entered into this 21st day of Nov.
1989, 1989, by and between William Russel Parker and Karen J. Parker, husband and wife, whose address is 542 E. Greenway St., Idaho Falls, in the State of Idaho and the County of Bonneville, hereinafter referred to as "Parkers", and H. Russell Hunter and Bess Elaine Hunter, husband and wife, whose address is 588 E. Greenway St., Idaho Falls, in the State of Idaho and the County of Bonneville, hereinafter referred to as "Hunters",

WITNESSETH:

WHEREAS, the Parkers are the owners of certain real property, previously owned by Raughlin L. Morgan and J. Carol Morgan, husband and wife, situate in the County of Bonneville, State of Idaho, more particularly described, as follows:

TRACT 1. Beginning at the West Quarter corner of Section 8, Township 1 North, Range 38 East of the Boise Meridian; running thence N. 89° 26' 40" E. 366.12 feet; thence N. 1° 05' 30" W. 389.11 feet; thence S. 88° 54' 30" W. 366.10 feet to the West line of said Section 8; thence S. 1° 05' 30" E. along the Section line 385.69 feet to the point of beginning. EXCEPTING therefrom, the existing County road right of way along the West side of said tract; containing 3.0 acres more or less;

777483

and

WHEREAS, the Hunters are the owners of certain real property situate in the County of Bonneville, State of Idaho, more particularly described, as follows:

TRACT 2. Beginning at a point that is N. 89° 26' 40" E. 366.12 feet from the West quarter corner of Section 8, Township 1 North, Range 38 East of the Boise Meridian; running thence N. 1° 05' 30" W. parallel to the West line of said Section 8, 389.11 feet; thence N. 88° 54' 30" E. 344.50 feet; thence S. 1° 05' 30" E. 392.24 feet; thence S. 89° 26' 40" W. 334.51 feet to the point of beginning; containing 3.0 acres more or less.

89 NOV 27 PM 3:13

BONNEVILLE COUNTY
CLERK

and

WHEREAS, pursuant to a "Well Agreement" dated October 11, 1984 and recorded as Instrument Number 672755 in Bonneville County, State of Idaho, the Parkers and the Hunters jointly own a deep well water system consisting of well pit, pressure tanks, 2 horsepower submersible pump and accessories on a parcel of land lying on the common boundary of TRACT 1 and TRACT 2 as described above; and

WHEREAS, pursuant to Paragraph 7 of the above mentioned "Well Agreement", the Hunter did on August 3, 1989, notify the Parkers that they intended to drill and fit a culinary water well on their own property, that is TRACT 2, and thereafter terminate said "Well Agreement", in full compliance with all the laws of the State of Idaho and of Bonneville County, and,

WHEREAS, on or about September 12, 1989, the Hunters completed said new well and water delivery system and disconnected from the joint system, providing therefore proper notification to the Parkers, and,

WHEREAS, on or about October 15, 1989, the Parkers paid to the Hunters, an uncontested amount, in dollars, equal to one half of the Termination Value of the Water System, pursuant to Paragraph 7 of the aforementioned "Well Agreement", and,

WHEREAS, the Parkers, as "Retaining Party", have removed from the property boundry, the pressure tanks, electrical hardware, and associated accessories and installed same at another location, and,

WHEREAS, the Hunters, as "Terminating Party", have removed the pit structure and restored the fence;

NOW, THEREFORE, for and in consideration of the mutual terms and conditions herein contained, the parties hereto do hereby acknowledge and agree, as follows:

1. TERMINATION OF WELL AGREEMENT.

The "Well Agreement" dated October 11, 1989, and recorded in Bonneville County, State of Idaho as Instrument Number 672755 and all predecessor agreements pertaining to the same Well and Water System are hereby terminated and declared null and void. All Right, Title and Interest in subject Well and Water System is hereby transferred to the Parkers. Any and all future costs for repair, maintenance, improvements to said Water System shall be the sole responsibility of the Parkers or their successors.

2. EASEMENT.

The Hunters hereby grant unto the Parkers an easement for the portion of subject Well, related Plumbing, and Electrical Wiring, which is located on TRACT 2, as of the date, first above written.

3. RIGHT OF ACCESS.

The Hunters hereby grant unto the Parkers the right of access onto that portion of TRACT 2 necessary for the repair or maintenance of subject Water System. Such access shall be at reasonable times and upon reasonable notice. The Parkers or their agents shall have the responsibility to safeguard the property, both real and personal, of the Hunters, at all times, while said right of access is being used. The Parkers will at all times restore the land and fences or any other structure to their original condition within a reasonable period of time, not to exceed 10 days. The Hunters will not be held liable for any accident, personal injury, or property damage resulting either directly or indirectly from the utilization of this Right of Access.

4. BINDING EFFECTS:

All of the terms, conditions and covenants of this Termination Agreement shall be binding upon and shall inure to the benefit of all heirs, executors, administrators, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Termination of Well Agreement as of the day and year first above written.

INSTRUMENT NO. 1540-89
DATE 12-10-89
INST. CODE 6033-38
CASE NO. 9100
FILE

STATE OF IDAHO)
COUNTY OF BOHNEVILLE) SS
I, _____, County Clerk, do hereby certify that the within
instrument was returned to _____
_____ and _____,
County Recorder.

FILE

William Russel Parker

Karen J. Parker

H. Russell Hunter

Bess Elaine Hunter

STATE OF IDAHO
County of Bonneville

On this 21st day of November, 1989, before me, a Notary Public, in and for said State, personally appeared William Russel Parker and Karen J. Parker, his wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written

COPY

NOTARY PUBLIC for IDAHO
Residing at Idaho Falls

STATE OF IDAHO)
County of Bonneville)

On this 27th day of November, 1989, before me, a Notary Public, in and for said State, personally appeared H. Russell Hunter and Bess Elaine Hunter, his wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written

NOTARY PUBLIC for IDAHO
Residing at Idaho Falls.

My Comm. exp. 5/10/92

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APR 12 1994

SCANNED

AUG 7 2001

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A25-07193B**
Date Received: 4/ 1/1988
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: H RUSSELL HUNTER 208-522-3847
Address: 588 E GREENWAY STREET
IDAHO FALLS ID 83404
OR
Name: B ELAINE HUNTER 208-522-3847
Address: 588 E GREENWAY ST
IDAHO FALLS ID 83404
2. Date of Priority: APR 30, 1980
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 01N | 38E | 8 | SW | SW | NW | | BONNEVILLE |
5. Description of diverting works:
WELL & PUMP, BURIED PIPE TO ONE HOME AND SEVERAL OUTSIDE HYDRANTS
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.020 | | |
| STOCKWATER | 01/01 | 12/31 | 0.010 | | |
| DOMESTIC | 01/01 | 12/31 | 0.020 | | |
7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 7.5 Acre Feet Per Annum.
9. Non-irrigation uses:
DOMESTIC, 1 HOME STOCKWATER, VARIABLE AMT

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APR 12 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	38E	8	SW	NW		IRR	2.5
Section Acres							2.5
Total Acres							2.5

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

APPLICANTS ARE PART OF THE IDAHO IRRIGATION DISTRICT

14. Remarks:

NOTICE IS RESULT IN CHANGE OF OWNERSHIP FOR A PORTION OF
A25-07193, PAID FOR UNDER E000031. 4/23/93/JT
*** CLAIM AMENDED PURSUANT TO APPROVED TRANSFER NO. 4111,
ESV 9/10/93

15. Basis of Claim: LICENSE

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: A25-07193B
Date Received: 4/ 1/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILE:**

1. Name: H. RUSSELL HUNTER
Address: 588 E. GREENWAY STREET
IDAHO FALLS ID

83404

208-522-3847

OR

Name: ELAINE B HUNTER
Address: 588 E GREENWAY ST
IDAHO FALLS ID

83404

208-522-3847

2. Date of Priority: APR 30, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	38E	8	SW	SW	NW		BONNEVILLE

5. Description of diverting works:
WELL, PUMP & LINES TO TWO HOMES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		
STOCKWATER	01/01	12/31	0.010		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES S/VARIABLE AMT.

A2507193B



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APR 12 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	38E	8	SW	NW		IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

APPLICANTS ARE PART OF THE IDAHO IRRIGATION DISTRICT

14. Remarks:

NOTICE IS RESULT IN CHANGE OF OWNERSHIP FOR A PORTION OF
A25-07193, PAID FOR UNDER E000031. 4/23/93/JT

15. Basis of Claim: LICENSE

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