

RIGHT NUMBER: 29-2176

NAME AND ADDRESS: LOIS H MORRILL  
1118 10TH ST  
OGDEN UT 84404

M KIP HARTVIGSEN  
137 MILL HOLLOW RD  
REXBURG ID 83440

BONNIE H SIMMONS  
3005 E CHAUCER PL  
SALT LAKE CITY UT 84108

RICHARD N HARTVIGSEN  
1023 E MILLSTREAM WAY  
BOUNTIFUL UT 84010

REED & DORIS HARTVIGSEN FAMILY TRUST  
649 E CENTER ST  
BOUNTIFUL UT 84010

SOURCE: ASPEN CREEK

TRIBUTARY: MARSH CREEK

QUANTITY: 0.67 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 1.50 CFS. COMBINED RIGHT NOS.: 29-02174,  
29-02176, 29-11182

PRIORITY DATE: 04/02/1914

POINT OF DIVERSION:

T12S R37E S27 SWSESW Within BANNOCK County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 0.670 CFS       |

PLACE OF USE:

IRRIGATION Within BANNOCK County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T12S R37E S27 | SWNW | 11.0 | T12S R37E S27 | NESW | 6.0  |
| T12S R37E S27 | NWSW | 16.0 | T12S R37E S27 | SESW | 4.0  |
| T12S R37E S28 | SENE | 28.0 | T12S R37E S28 | NESE | 13.0 |

78 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 78 ACRES IN A SINGLE IRRIGATION  
SEASON. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF  
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT  
TO SECTION 42-1425, IDAHO CODE.

02/13/2003

NOTICE OF ERROR  
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-2176

LOIS H MORRILL  
1118 10TH ST  
OGDEN UT 84404  
Telephone Number: (801)392-4112

M KIP HARTVIGSEN  
137 MILL HOLLOW RD  
REXBURG ID 83440  
Telephone Number: (208)356-0568

BONNIE H SIMMONS  
3005 E CHAUCER PL  
SALT LAKE CITY UT 84108  
Telephone Number: (801)581-0930

RICHARD N HARTVIGSEN  
1023 E MILLSTREAM WAY  
BOUNTIFUL UT 84010  
Telephone Number: (801)299-1771

REED & DORIS HARTVIGSEN FAMILY TRUST  
649 E CENTER ST  
BOUNTIFUL UT 84010  
Telephone Number: (801)295-0844

RECEIVED  
APR 17 2003  
Department of Water Resources  
Eastern Region

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:

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

DATE: 4/8/03 SIGNATURE: Lois H. Morrill  
Please print your name: Lois H. Morrill

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

PROFILED

SCANNED  
DEC 30 2005

02/08/2003

*Dave*

NOTICE OF ERROR  
REPLY

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

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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:

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

DATE: 4-7-03

SIGNATURE:

*Richard N Hartvigsen*

Please print your name:

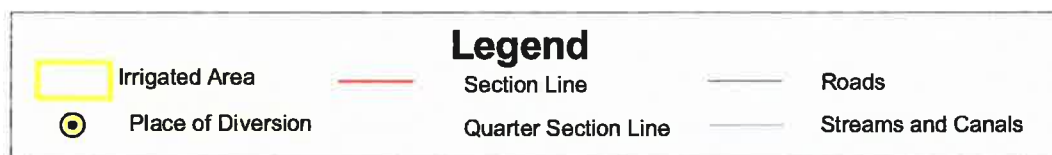
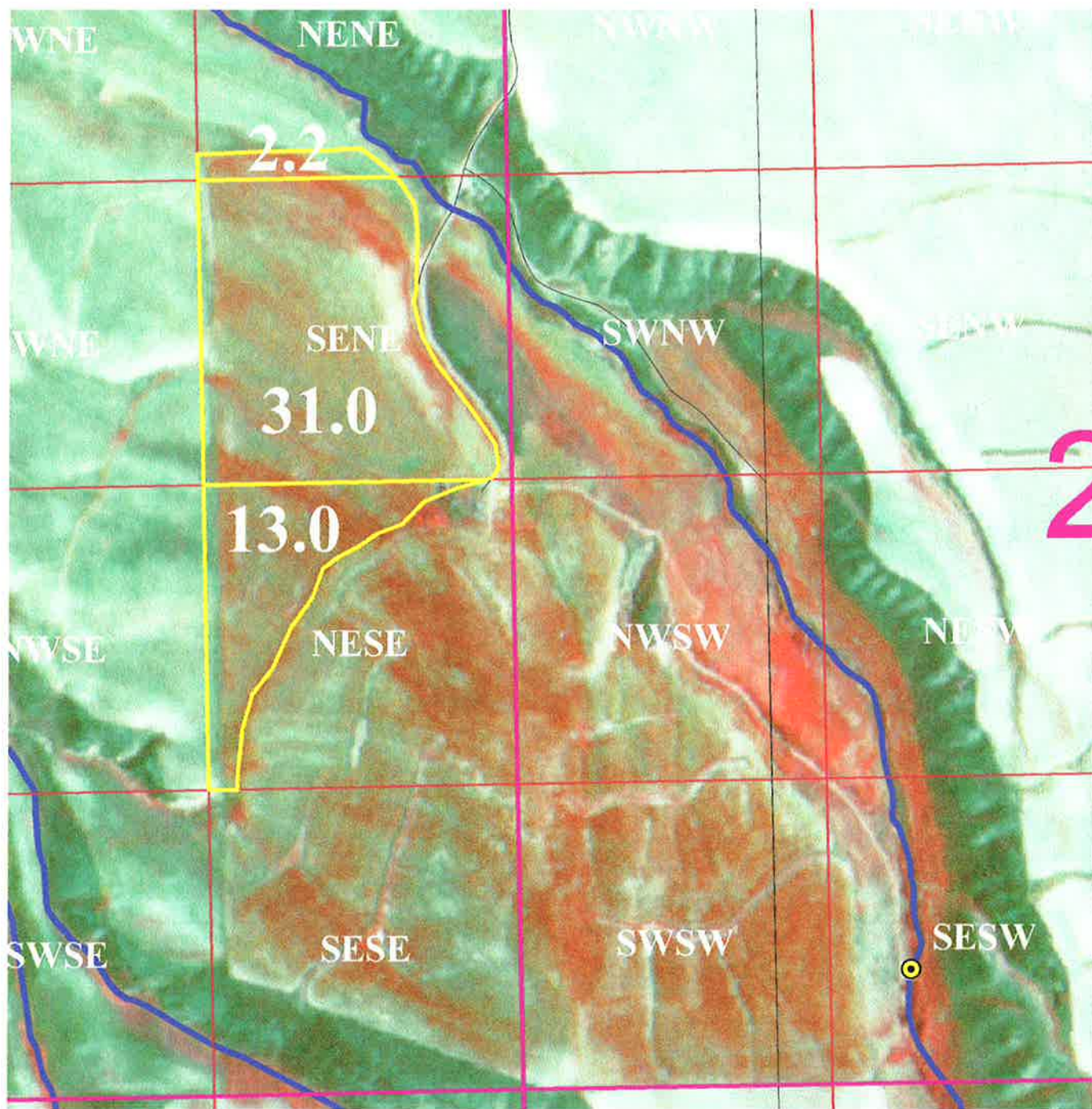
Richard N. Hartvigsen

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

PROFILED

SCANNED  
DEC 30 2005

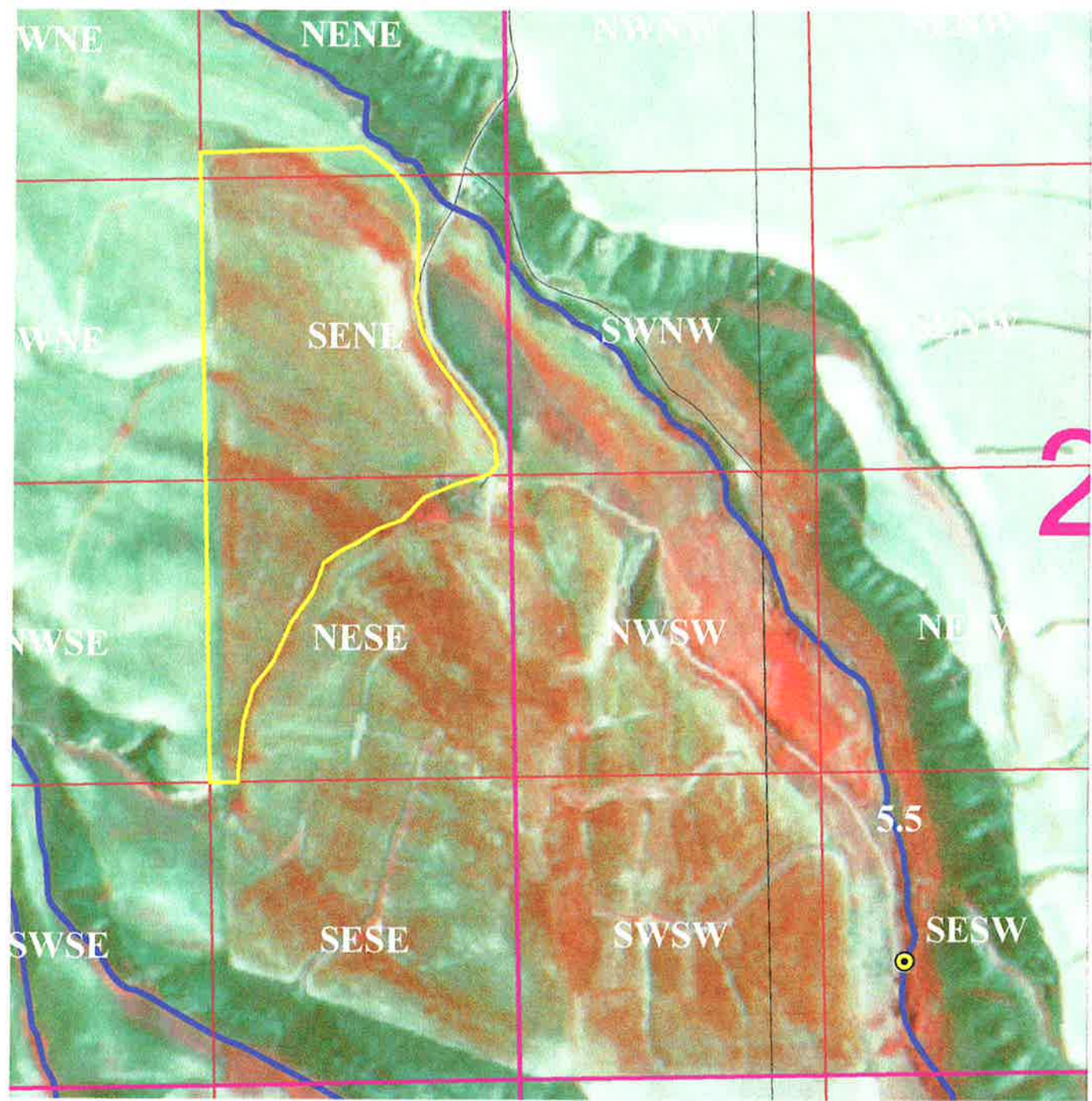
Township , 12S37E



300 0 300 600 900 Feet



Township , 12S37E



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

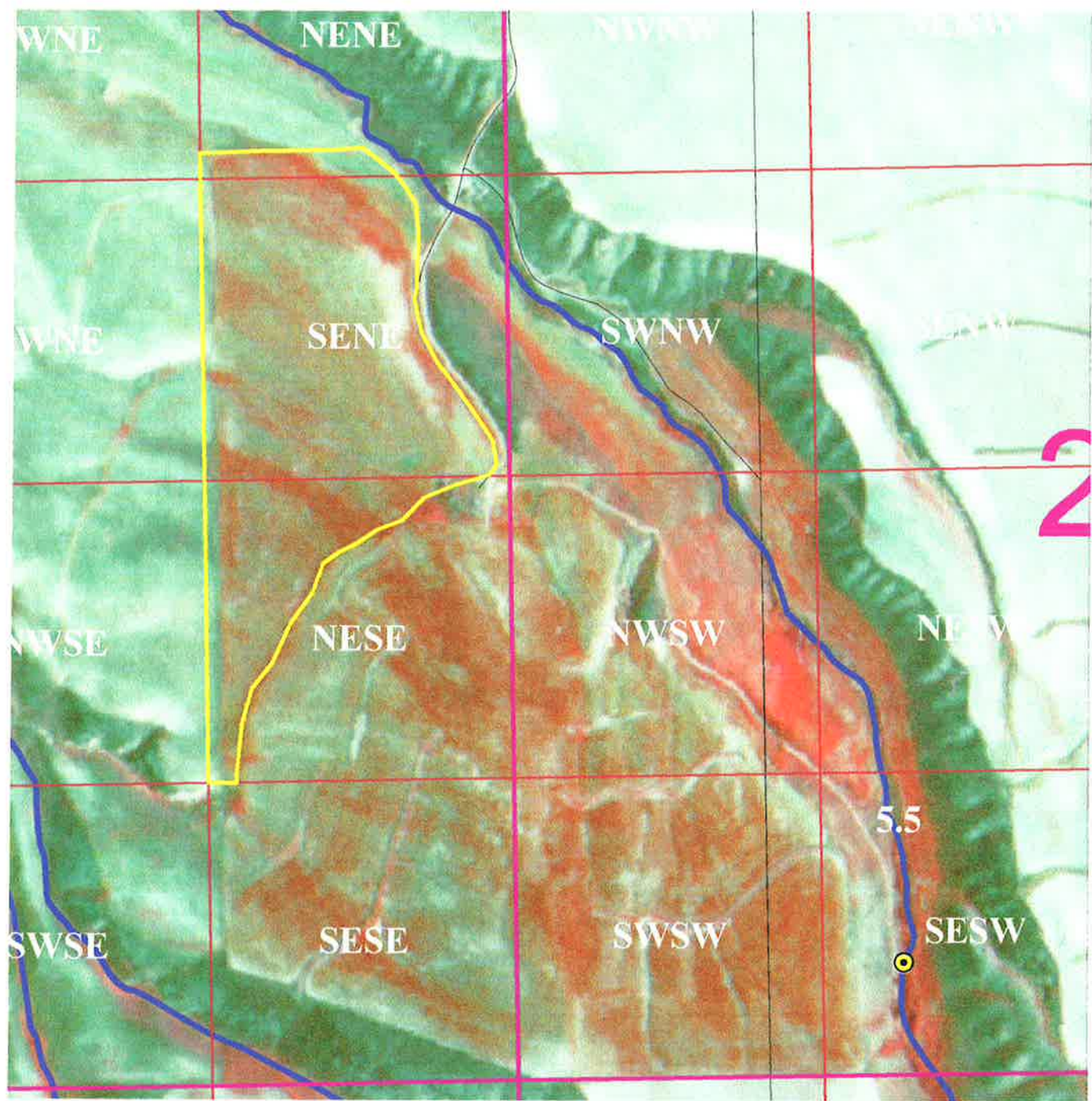
 Roads

 Streams and Canals

**Legend**



Township , 12S37E



**Legend**

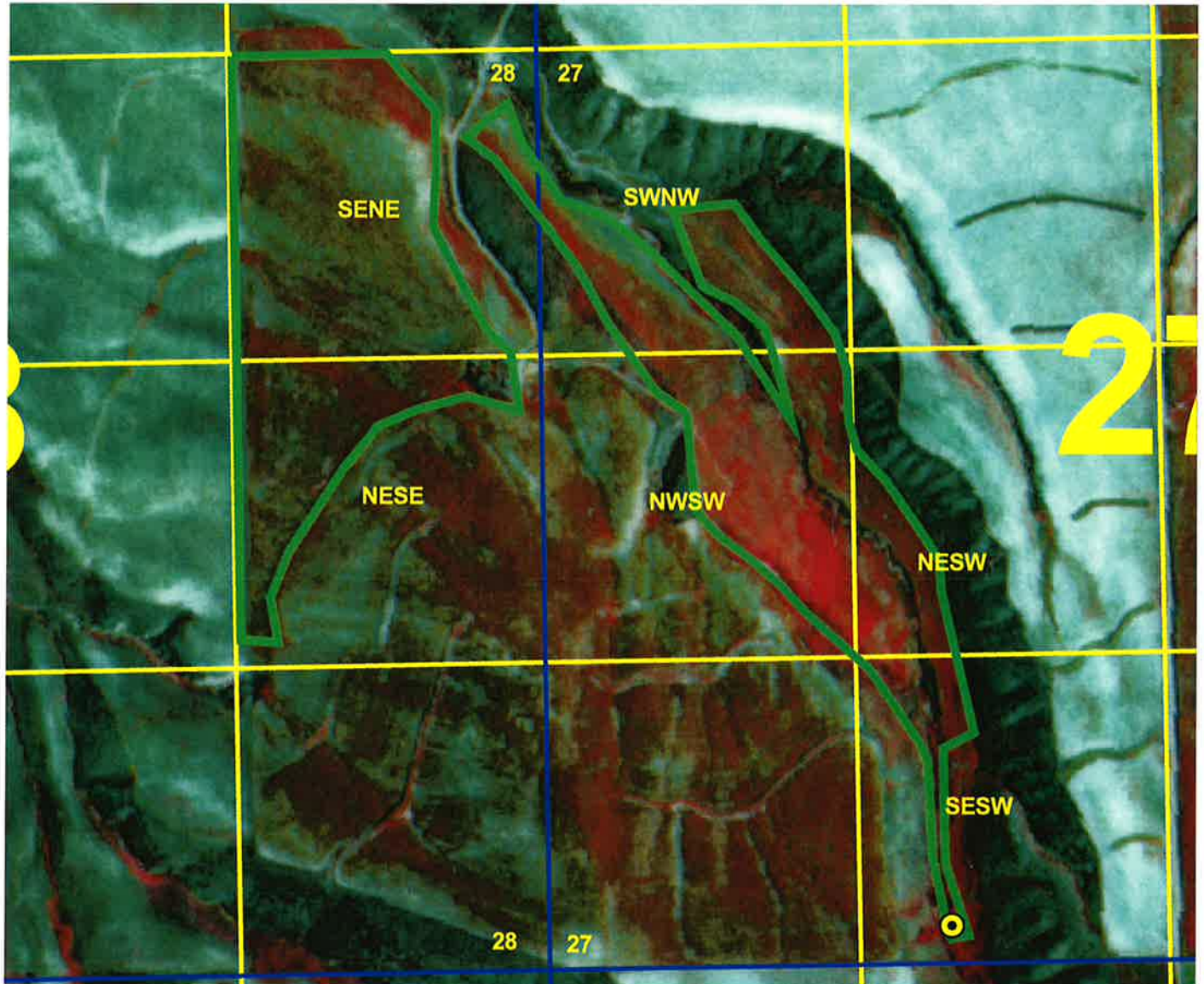
|                                                                                                        |                                                                                                          |                                                                                                         |
|--------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------|
|  Irrigated Area     |  Section Line         |  Roads              |
|  Place of Diversion |  Quarter Section Line |  Streams and Canals |



# IDAHO DEPARTMENT OF WATER RESOURCES

29-02174, 29-02176, 29-11182

T12S, R37E SEC 27, 28



**ACRES IRRIGATED- 78**



**POINT OF DIVERSION**



**PLACE OF USE**

PROFILED  
SCANNED

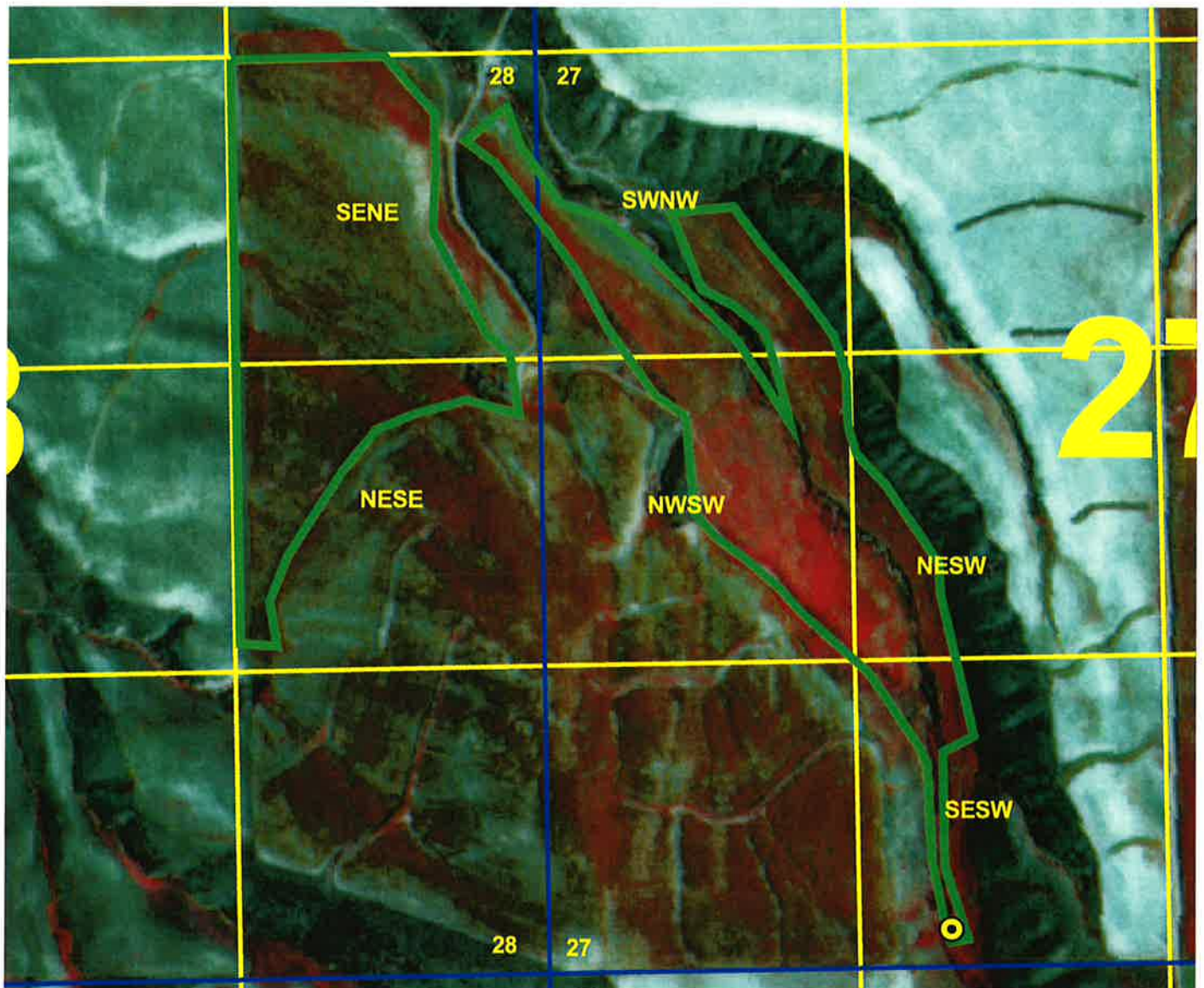
DEC 30 2005

GIS: PLACE OF USE  
POINT OF DIVERSION  
1987/1988 NAPP PHOTOS  
DAVE CARLSON

# IDAHO DEPARTMENT OF WATER RESOURCES

29-02174, 29-02176, 29-11182

T12S, R37E SEC 27, 28



**ACRES IRRIGATED- 78**



**POINT OF DIVERSION**



**PLACE OF USE**

**GIS: PLACE OF USE  
POINT OF DIVERSION  
1987/1988 NAPP PHOTOS  
DAVE CARLSON**

SCANNED

MAY 31 2001

Log for claim A29-02176

Spatial Dynamics TWB

5/16/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 12s37e         | 28  | NENE | 2                | 2.2            |         |
| 12s37e         | 28  | SENE | 26               | 31             |         |
| 12s37e         | 28  | NESE | 10               | 13             |         |
| <b>Totals:</b> |     |      | 38               | 46.2           |         |

# STATE OF IDAHO

Water License No. 10111

WHEREAS, On the 2nd day of April, A. D. 1914, J. F. Hartvigsen, of Downey, County of Bannock, State of Idaho, duly made application (No. 15003) to me for a permit to use 2/3 of 1 cubic foot per second of the waters of Quakenasp Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 22nd day of April, A. D. 1914, Permit No. 10111 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 22nd day of January, A. D. 1915, and for the application to beneficial use of said water on or before the 22nd day of January, A. D. 1915, and,

WHEREAS, On the 19th day of November, A. D. 1914, J. F. Hartvigsen, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 2/3 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10111, dated December 15, 1914, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2/3 of 1 cubic foot per second of said water with date of priority of April 2, 1914, and

WHEREAS, On the 12th day of February, A. D. 1915, J. F. Hartvigsen, the holder of said permit, duly made proof of the application to beneficial use of 2/3 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

J. F. Hartvigsen, of Downey, County of Bannock, State of Idaho, the holder and owner of said Permit No. 10111, a perpetual right, dating from April 2, 1914, to the use of 2/3 of 1 cubic foot per second of the waters of Quakenasp Creek,

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , Sec. 27, T. 12 S., R. 37 E.B.M.,

and conducted to and upon 40 acres, divided as follows: 10 acres in NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , 10 acres in NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and 20 acres in SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Sec. 28, T. 12 S., R. 37 E.B.M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 8th day of May, A. D. nineteen hundred and fifteen.

J. H. Smith,

## APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: J. F. Hartvigsen

Postoffice address: Downey

County: Barnock

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is  $2\frac{2}{3}$  cubic feet per second.

3. Source of water supply: Quakenasp Creek

4. Location of point of diversion: SE $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 27, T. 12 S. R. 37 E. B. M.

County of Barnock

5. To be used for: Irrigation and domestic purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 40 acres.

(b) In the following legal subdivisions, 10 acres in NW $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 27, 10 acres in NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  Sec. 28 and 20 acres in the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  Sec. 28, all in T. 12 S., R. 37 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under ft. head

[c] Is water to be returned to any stream?  
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$50.00

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

[a] Height of dam 0 feet, length of dam at top 0 feet,

length of dam at bottom 0 feet. Material used in construction: 0

[b] Capacity of reservoir none acre feet. (c) Size of headgate, width 0 feet,

Height 0 feet. (d) Conduit ditch width at bottom 2 feet,

width at water line  $5\frac{1}{2}$  feet, depth of water  $1\frac{1}{2}$  feet, diameter of pipe0 inches, average grade per mile is 20 feet. Length of conduit is  $\frac{3}{4}$  miles,  
and it crosses the following quarter sections: SW $\frac{1}{4}$  of Sec. 27 and the SE $\frac{1}{4}$  of Sec. 28, T.  
12 S. R. 37 E. B. M.8. The time required for the completion of the construction of such work is  $\frac{3}{4}$  years.9. Time required for the complete application of the water to the proposed use is no  
additional years.BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public  
waters of the State of Idaho as herein set forth.

J. F. Hartvigsen

Applicant.

Date of first receipt at office of the Engineer J. B. A. H. April 2, 1914.

Returned to applicant for correction April 8, 1914.

Corrected application received April 11, 1914.

### APPROVAL OF STATE ENGINEER

The number of this permit is 10111

Recorded in Book 34 Page 10111 Approved April 22, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of \_\_\_\_\_ to be filed on or before \_\_\_\_\_

Work to begin on or before June 21, 1914 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before September 7, 1914.

The whole of said work to be completed on or before January 22, 1915.

Beneficial use of water appropriated in accordance herewith, to be made on or before January 22, 1916.

Witness my hand this 22nd day of April, 1914.

F. I. KING

State Engineer.

Remarks. The ditch in question is a party ditch which accounts for its large size. Most of the work required on the project has been completed and water has been used on a part for two years. The entire ditch is on the land of the applicant.

Proof of Completion of Works made November 19, 1914.

Certificate of Completion of Works issued December 15, 1914.

PERMIT NO. 10111

### CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that J. F. Hartvigsen of Downey, County of Bannock, and State of Idaho, the holder of Permit No. 10111, issued upon Application No. 15003, bearing date of priority of April 2, 1914, authorizing the diversion of  $2/3$  of 1 second foot of the waters of Quakenasp Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use  $2/3$  of 1 second-foot of the waters of Quakenasp Creek; that the point of diversion of said waters is at a point in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 27, Tp. 12 S. R. 37 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 10 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 27, 10 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 28 and 20 acres in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  Sec. 28, all in Tp. 12 S. R. 37 E.B. M., containing 40 acres.

Witness my hand this 15th day of December, A. D. 1914.

Herbert Wing,

Acting State Engineer of the State of Idaho.

License issued for  $2/3$  second foot

Pay 1500

## REPORT OF ENGINEER

1. State name of applicant and number of permit: *J. F. Hartwig No 10111*
2. State source of water supply: *Quakehasp Creek*
3. Location of point of diversion: *SE 1/4 SW 1/4 sec 27 T. P 12 S. R 37 E. B. M.*
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: *Completed & OK*
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: *2 feet*
  - (b) Width at water line: *3 1/2 "*
  - (c) Depth of water: *1 1/2 feet*
  - (d) Grade per mile: *20 feet*
  - (e) Capacity of ditch: *2/3 of 1 second feet.*
6. State whether or not water has been turned into works of diversion and if so, to what extent: *yes it has And is used continually*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *10 acres in NW 1/4 of SW 1/4 sec 27*  
*10 acres in NE 1/4 of the SE 1/4 sec 28 & 20 acres in*  
*the SE 1/4 of the NE 1/4 sec 28 all in T. 12.*  
*S. R. 37. E. B. M.*

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*Geo Webb*

*For State Engineer*

STATE OF IDAHO,

County of *Bennett* } ss.

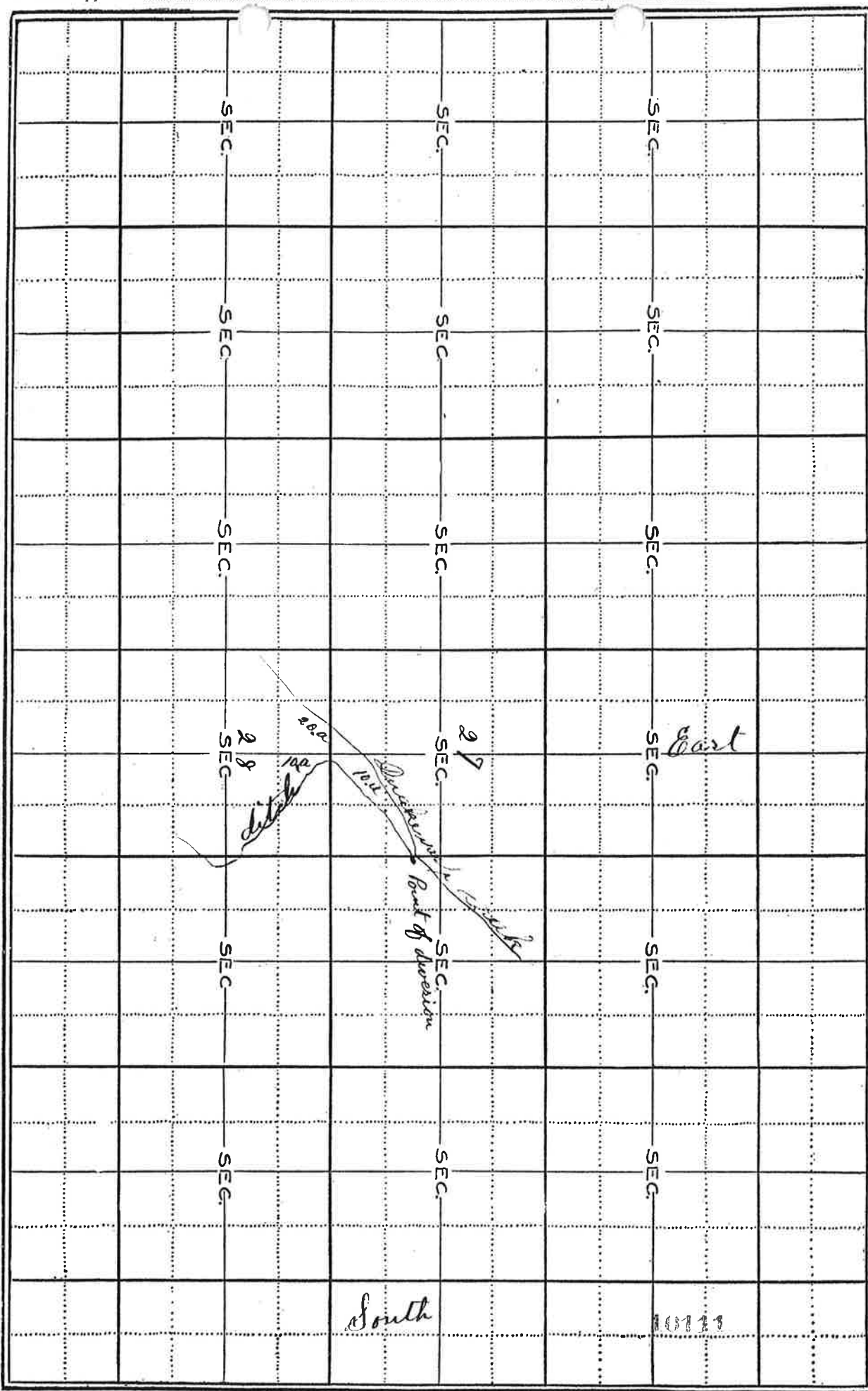
*George Webb*, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *17<sup>th</sup>* day of *April* 191*5*

My Commission Expires *Jan. 28, 1919*

*Sam D. Johnson*  
Notary Public.

10111



AJ5809NP  
No. A29-02176

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00  
PAGE: 44

| OWNER<br>CODE | NAME & ADDRESS                                                                                    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO                | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------------------------------------------------------------------------------------|------------------|------------|--------------------------------------|-------------------|---------------------|
| C             | REED AND DORIS HARTVIGSEN FAMILY TRUST<br>649 E CENTER ST<br>BOUNTIFUL UT 84010<br>(801) 295-0844 | 04/02/1914       | IRRIGATION | 04-01 11-01                          | 0.670 CFS         |                     |
|               |                                                                                                   |                  |            | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 0.670 CFS         | 100.00 AFA          |
| C             | LOIS H MORRILL<br>1118 10TH ST<br>OGDEN UT 84404<br>(801) 392-4112                                |                  |            |                                      |                   |                     |
| C             | BONNIE H SIMMONS<br>3005 E CHAUCER PL<br>SALT LAKE CITY UT 84108<br>(801) 581-0930                |                  |            |                                      |                   |                     |
| C             | RICHARD N HARTVIGSEN<br>1023 E MILLSTREAM WAY<br>BOUNTIFUL UT 84010<br>(801) 299-1771             |                  |            |                                      |                   |                     |
| C             | M KIP HARTVIGSEN<br>137 MILL HOLLOW RD<br>REXBURG ID 83440<br>(208) 356-0568                      |                  |            |                                      |                   |                     |

Water Source: ASPEN CREEK

Tributary to: MARSH CREEK

Stage: LICENSE

Point(s) of Diversion: T12S R37E S27 SESW

BANNOCK 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  |
| 12S         | 37E | 28 | : | 02 |    |    |    | 26 | :  |    |    |    |    |    |    |    |    | 10 | :    | 40.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 40.0 |      |

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 29-11182

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
29-11808 A29-02174 A29-02177 A29-11182 A29-11808

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-11182

AJ5809NP  
No. A29-02176

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00  
PAGE: 45

Remarks: GEN ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.  
CHANGE OF OWNERSHIP 6/15/94 SC  
CHANGED OWNERSHIP PER REQUEST./AJ/2-13-98

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

Misc: Water District Number: 29H Field Inspection Flag:  
Presumption Flag:

Audit: 04/11/90 WILSON 06/02/94 COX 06/15/94 COX 07/06/94 THOMPSON  
03/29/95 POST-STD 02/13/98 AJONES



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

February 13, 1998

HARTVIGSEN ET AL  
649 E CENTER ST  
BOUNTIFUL UT 84010

RE: CHANGE IN OWNERSHIP FOR A29-02174, A29-02176,  
A29-11182

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

**If there are no questions or corrections, please keep this Notice for your records.**

Respectfully submitted,

Autumn Jones  
Records Clerk

Enclosure: Notice(s) of Claim

COPY

JAN 08 1998

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

## NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.1. Water Right No(s).: A29-02174, A29-02176, A29-11182

Adjudication Claim No(s).: \_\_\_\_\_

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

(A) A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

(C) For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Virgil B. Hartvigsen Trust OR Reed & Doris Hartvigsen1023 East Millstream Way Family Trust

4. New Owner/Claimant(s)

Bountiful, Utah 84010 649 East Center Street

New Mailing Address

Name Connector (Check one): ☐ and ☒ or, ☐ and/orBountiful, Utah 84010

City, State and ZIP Code

[ See Attached Sheet ]

New Telephone Number

( ) \_\_\_\_\_

5. Date you acquired the property

March 15, 1993

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. [ Not Applicable ]

Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Richard N. Hartvigsen

(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..

COPY

JUNE 16, 1994

NIELSEN & SENIOR  
60 E SOUTH TEMPLE, SUITE 100  
SALT LAKE CITY UT 84111

RE: CHANGE OF OWNERSHIP FOR A29-11808, A29-02174, A29-02176  
AND A29-11182

Dear Mr. David B Hartvigsen:

The request for Change of Ownership concerning your Notices of Claim in the above reference have been processed and copies of the Notices are enclosed.

Your letter also indicated that you now represent three (3) claimants in the Snake River Basin Adjudication (SRBA). Because we do not have records of any counsel representing the claimants, IDWR needs confirmation from the claimants. Blank forms are enclosed for your convenience. We will need one signed by E Jay Hartvigsen and one signed by a representative of the Reed and Doris Hartvigsen Trust.

We have also enclosed a "Change of Address" form that when completed will allow us to change the address on E Jay Hartvigsen's claims.

The department apologizes for any inconvenience and if you have any questions please do not hesitate to contact this office.

Respectfully submitted,

Gregory J. Taylor  
Senior Resource Agent, Adjudication

GJT:sc

Enclosure

MICROFILMED

NOV 14 1996

**NIELSEN  
& SENIOR**  
Attorneys & Counselors  
Since 1882

Arthur H. Nielsen  
Gary A. Weston  
Earl Jay Peck  
Harold A. Ranquist<sup>20</sup>  
Neil R. Sabin  
R. Dennis Ickes<sup>+</sup>  
Harold C. Verhaaren  
Mark H. Anderson<sup>\*</sup>  
B. Kent Ludlow  
Richard M. Hymas  
John K. Mangum  
Richard K. Hincks  
Noel S. Hyde  
Robert P. Faust  
J. Craig Smith<sup>\*</sup>  
Jay R. Mohlman  
David B. Hartvigsen<sup>+</sup>  
Marilynn P. Fineshriber  
Steven F. Allred<sup>o</sup>  
Patricia L. LaTulippe

Suite 1100, Eagle Gate Plaza & Office Tower  
60 East South Temple, Salt Lake City, Utah 84111  
Post Office Box 11808, Salt Lake City, Utah 84147  
Telephone: (801) 532-1900 — Telecopier (801) 532-1913

June 13, 1994

**RECEIVED**  
JUN 15 1994

**Department of Water Resources**  
**Eastern District Office**  
A Professional Corporation

Edwin W. Senior (1862-1925)  
Clair M. Senior (1901-1965)

Of Counsel  
Raymond T. Senior  
Milton J. Morris

Also Licensed to Practice in  
<sup>o</sup> Arizona  
<sup>\*</sup> California  
<sup>+</sup> Colorado  
<sup>X</sup> Idaho  
<sup>†</sup> Navajo Bar  
<sup>o</sup> New Mexico  
<sup>\*</sup> Washington, D.C.

Department of Water Resources  
State of Idaho  
900 N. Skyline Drive  
Idaho Falls, Idaho 83402-1718

Re: Address Changes and Ownership Changes

Dear Sirs:

This letter is to inform the Department of Water Resources of certain address and ownership changes with respect to the following water rights:

1. With respect to Water Right Nos. **29-4352**, **29-4353**, and **29-4354**, Mr. E. Jay Hartvigsen has moved from 1045 E. Claremont Dr., Bountiful, Utah to Downey, Idaho. His new mailing address is:

P.O. Box 267  
Downey, Idaho 83234

2. With respect to Water Right Nos. **29-02174**, **29-02176**, **29-11182**, and **29-11808**, Mr. Reed W. Hartvigsen has established a living trust in connection with some estate planning and has transferred all of his interest in the above water rights and the land associated therewith to his new living trust. Enclosed are two completed change of ownership forms with copies of the quit claim deed to the trust attached. As a result of this change, the joint owners of Water Right Nos. **29-02174**, **29-02176**, and **29-11182** are:

The Reed and Doris Hartvigsen Family Trust OR The Virgil B. Hartvigsen Trust  
and the sole owner of Water Right No. **29-11808** is:

The Reed and Doris Hartvigsen Family Trust.

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NOV 14 1996

June 13, 1994

Page -2-

3. Finally, there has been an address change with respect to counsel of record for each of the foregoing water rights. This change is as follows:

Formerly: David B. Hartvigsen and Harold A. Ranquist  
WHEATLEY & RANQUIST  
60 E. South Temple, Suite 1225  
Salt Lake Utah, 84111  
(801) 237-1700

Presently: David B. Hartvigsen and Harold A. Ranquist  
**NIELSEN & SENIOR**  
60 E. South Temple, Suite 1100  
Salt Lake Utah, 84111  
(801) 532-1900

Please make these changes on your records. If you have any questions concerning any of these changes, please call me. Thank you.

Very truly yours,



David B. Hartvigsen

DBH:st

Enclosures

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# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

# RECEIVED

JUN 15 1994

Department of Water Resources  
Eastern District Office

DATE OF CLOSING: May 25, 1994

LEGAL DESCRIPTION OF PROPERTY: Township 15 South Range 37 East  
Sections 27 & 28, 1/4 of 1/4 of 1/4, Govt. Lot       , BM.  
Lot       , Block       , Subdivision/Townsite       .  
If you have additional legal descriptions, please attach separate sheet. See Attached Deed.

- [ ] 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: OK  
A29-02174, A29-02176, A29-11182
- [ ] Name and Address of Former Owner/Claimant(s)(Seller): Reed W. Hartvigsen OR Virgil B. Hartvigsen Trust  
649 E. Center Street 1023 E. Millstream  
Bountiful, Utah 84010 Bountiful, Utah 84010
- [ ] New Owner/Claimant (Purchaser): Reed and Doris Hartvigsen Family Trust OR Virgil B. Hartvigsen Trust
- [ ] New Mailing Address: 649 E. Center Street 1023 E. Millstream  
Bountiful, Utah 84010 Bountiful, Utah 84010
- [ ] New Telephone Number: (801) 295 - 0844 (801) 292 - 4625
- [ ] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [ ] Attach proof of ownership, describe proof attached: Quit Claim Deed to Trust

(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) Reed W Hartvigsen, Trustee Date 10 June 1994  
Doris B Hartvigsen, Trustee Date 10 June 1994
- [ ] Signature of Former Owner/Claimant(s): Reed W Hartvigsen Date 10 June 1994  
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:

# MICROFILMED

NOV 14 1995

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

Return after recording to:  
Reed W. Hartvigsen  
649 East Center Street  
Bountiful, Utah 84010

## QUIT CLAIM DEED

### SAGE HOLLOW FARM

REED WARD HARTVIGSEN and DORIS HARWOOD HARTVIGSEN, Grantors, hereby quit claim to REED WARD HARTVIGSEN and DORIS HARWOOD HARTVIGSEN, Trustees of the REED AND DORIS HARTVIGSEN FAMILY TRUST, dated May 25, 1994, Grantees, for valuable consideration, all of Grantors' interest in following described real property in Bannock County, State of Idaho, commonly known as the Sage Hollow Farm and more particularly described as follows:

the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of Section 15, Township 12 South, Range 37 East, Boise Meridian, containing 80 acres more or less; and

the tract beginning at the Northwest corner of Section 27, Township 15 South, Range 37 East, Boise Meridian; thence East along the section line 2640 feet, South 5280 feet, West 1320 feet, North 1320 feet, East 240 feet, North 12°30' West 350 feet, North 43°30' West 569 feet, North 25°10' West 683 feet, North 43°29' West 1744.54 feet, East 400 feet, North 1320 feet along west line of said section to the point of beginning, containing 236.59 acres more or less.

Together with all improvements, water rights, and other appurtenances thereto.

WITNESS the hands of said Grantors this 25th day of May, 1994.

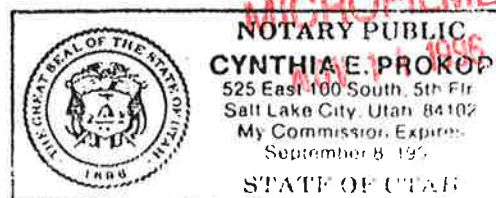
Reed Ward Hartvigsen  
Reed Ward Hartvigsen

Doris Harwood Hartvigsen  
Doris Harwood Hartvigsen

STATE OF UTAH                    )  
                                          : ss.  
COUNTY OF SALT LAKE        )

SUBSCRIBED AND SWORN to before me this 25th day of May, 1994.

Cynthia E. Prokop  
Notary Public



MAY 31 2001

50

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: A29-02176  
Date Received: 4/09/1990  
Receipt No: E012986  
Received By: Kun

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: REED W. HARTVIGSEN 801-295-0844  
Address: 649 EAST CENTER STREET  
BOUNTIFUL, UT 84010  
OR  
Name: VIRGIL B. HARTVIGSEN 801-225-6868  
Address: 206 EAST 4735 NORTH  
PROVO, UT 84604

A2902176



2. Date of Priority: APR 02, 1914

3. Source: ASPEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

|          |       |         |        |        |     |     |         |
|----------|-------|---------|--------|--------|-----|-----|---------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
| 12S      | 37E   | 27      | SE     | SW     |     |     | BANNOCK |

5. Description of diverting works:  
HEADGATE TO DITCH FOR GRAVITY IRRIGATION SYSTEM

6. Water is used for the following purposes:

|            |       |       |        |      |        |
|------------|-------|-------|--------|------|--------|
| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 0.670  |      |        |

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 12S      | 37E   | 28      | NE  |    | NE  |     | IRR           | 2.9   |
|          |       |         | SE  |    | NE  |     | IRR           | 26.8  |
|          |       |         | NE  |    | SE  |     | IRR           | 10.3  |
|          |       |         |     |    |     |     | Section Acres | 40.0  |
|          |       |         |     |    |     |     | Total Acres   | 40.0  |

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:  
29-11182

14. Remarks:  
ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.

15. Basis of Claim: LICENSE  
Water Right Number: 10111

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): Reed W. Hartvigsen Date: 9 April 1990  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Bonanza ) SS.

Subscribed and sworn (or affirmed) before me this 9th day  
of Apr 19 90

Betty J. Thompson  
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC  
RESIDING AT IDAHO FALLS, IDAHO  
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

# 50

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: **A29-02176**  
Date Received: 4/ 9/1990  
Receipt No: E012986  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: VIRGIL B HARTVIGSEN TRUST 801-292-4625  
Address: 1023 E MILLSTREAM  
BOUNTIFUL UT 84010  
OR  
Name: REED AND DORIS HARTVIGSEN FAMILY TRUST 801-295-0844  
Address: 649 E CENTER ST  
BOUNTIFUL UT 84010
2. Date of Priority: APR 2, 1914
3. Source: ASPEN CREEK Trib. to: MARSH CREEK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 12S      | 37E   | 27      | SE     | SW     |        |     | BANNOCK |
5. Description of diverting works:  
HEADGATE TO DITCH FOR GRAVITY IRRIGATION SYSTEM
6. Water is used for the following purposes:
- | Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.670  |      |        |
7. Total Quantity Appropriated is:  
0.670 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 100.0 Acre Feet Per Annum.
9. Non-irrigation uses:  
NONE

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10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 12S      | 37E   | 28      | NE  |    | NE  |     | IRR           | 2.9   |
|          |       |         | SE  |    | NE  |     | IRR           | 26.8  |
|          |       |         | NE  |    | SE  |     | IRR           | 10.3  |
|          |       |         |     |    |     |     | Section Acres | 40.0  |
|          |       |         |     |    |     |     | Total Acres   | 40.0  |

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:  
29-11182

14. Remarks:  
ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.  
\*  
CHANGE OF OWNERSHIP 6/15/94 SC

15. Basis of Claim: LICENSE

Water Right Number: 10111

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY  | DIVERSION NAME | DIVERSION NUMBER |
|-----------|-----------|------|-----|-----|-----|-----|-------------|---------|----------------|------------------|
| A29-02176 | 12S 37E   | 27   |     | SE  | SW  |     |             | BANNOCK |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD

| A PREFIX  | R PREFIX |
|-----------|----------|
| A29-02174 | 29-11808 |
| A29-02177 |          |
| A29-11182 |          |
| A29-11808 |          |

WR RECORDS IN SAME 40 ACRE TRACT

|          |
|----------|
| 29-02174 |
| 29-02175 |
| 29-02177 |
| 29-02178 |
| 29-02187 |

SOURCE: ASPEN CREEK

TRIB: MARSH CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY  | DIVERSION NAME | DIVERSION NUMBER |
|----------|-----------|------|-----|-----|-----|-----|-------------|---------|----------------|------------------|
| 29-02176 | 12S 37E   | 27   |     | SE  | SW  |     |             | BANNOCK |                |                  |

OTHER WR RECORDS WITH SAME WR POD

|          |
|----------|
| 29-02174 |
| 29-02175 |
| 29-02177 |
| 29-02178 |
| 29-02187 |

AJ CLAIMS IN SAME 40 ACRE TRACT

| A PREFIX | R PREFIX |
|----------|----------|
|----------|----------|

|           |          |
|-----------|----------|
| A29-02174 | 29-11808 |
| A29-02177 |          |
| A29-11182 |          |
| A29-11808 |          |

SOURCE: ASPEN CREEK

TRIB: MARSH CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y( ) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N( )

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y( ) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N( )

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM \_\_\_\_\_) Y(\_\_\_\_) N(\_\_\_\_)

AJ FIELD EXAM (DATE OF FIELD EXAM \_\_\_\_\_ NAME OF EXAMINER \_\_\_\_\_) Y(\_\_\_\_) N(\_\_\_\_)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (\_\_\_\_)

| TWP.<br>12S | RGE.<br>37E | SEC.<br>27 | 1/4   | 1/4<br>SE | 1/4<br>SW | LOT   | POD<br>FLAG | COUNTY<br>BANNOCK | DIVERSION NAME | DIVERSION NBR |
|-------------|-------------|------------|-------|-----------|-----------|-------|-------------|-------------------|----------------|---------------|
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |
| _____       | _____       | _____      | _____ | _____     | _____     | _____ | _____       | _____             | _____          | _____         |

SOURCE: ASPEN CREEK

TRIB: MARSH CREEK

REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (\_\_\_\_), SEE LICENSE FILE (\_\_\_\_), OR SEE ATTACHMENT (\_\_\_\_)

A. ROOT WATER RIGHT NUMBERS: A29-02176

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                                    | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|-----------------------------------------|---------------|---------------|-----------------|----------------|------------------|
| 12S | 37E | 28  | NE  | NE  |     | HARTVIGSEN FAMILY TRUST, REED A29-02176 | / 2.9         | -             | /               |                |                  |
|     |     |     | NE  | NE  |     | HARTVIGSEN FAMILY TRUST, REED A29-11182 | / 2.9         | -             | /               |                |                  |
| 12S | 37E | 28  | SE  | NE  |     | HARTVIGSEN FAMILY TRUST, REED A29-02176 | / 26.8        | 29-02176      | / 20.0          |                |                  |
|     |     |     | SE  | NE  |     | NIELSEN & SENIOR 29-12777               | /             | -             | /               |                |                  |
|     |     |     | SE  | NE  |     | MORRILL, LOIS H A29-12777               | /             | -             | /               |                |                  |
|     |     |     | SE  | NE  |     | HARTVIGSEN FAMILY TRUST, REED A29-11182 | / 28.8        | -             | /               |                |                  |
| 12S | 37E | 28  | NE  | SE  |     | HARTVIGSEN FAMILY TRUST, REED A29-02176 | / 10.3        | 29-02176      | / 10.0          |                |                  |
|     |     |     | NE  | SE  |     | HARTVIGSEN FAMILY TRUST, REED A29-11182 | / 12.4        | -             | /               |                |                  |

ADDITIONAL POU FOUND

TOTAL ACRES A29-02176 40.00 30.00

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N( )

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE      | NAME                          | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------|-------------------------------|-----------|----------------|-----------|----------------|
| A29-02176 | ASPEN CREEK | HARTVIGSEN FAMILY TRUST, REED | 0.670     | 0.016          |           |                |
| A29-11182 | ASPEN CREEK | HARTVIGSEN FAMILY TRUST, REED | 0.270     | 0.003          |           |                |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME             | MONTH/DAY           | RATE      | VOLUME |
|-----------|----------|------------------|---------------------|-----------|--------|
| 29-12777  | DOMESTIC | NIELSEN & SENIOR | FROM 01-01 TO 12-31 | 0.040 CFS |        |

---

| CLAIM NO. | PURPOSES | NAME            | MONTH/DAY           | RATE      | VOLUME |
|-----------|----------|-----------------|---------------------|-----------|--------|
| A29-12777 | DOMESTIC | MORRILL, LOIS H | FROM 01-01 TO 12-31 | 0.040 CFS |        |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y( ) N( )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 29-11182

---

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A( ) Y( ) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A( ) Y( ) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y( ) N( )

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y( ) N( )

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. \_\_\_\_\_; ( ) TOPOGRAPHIC QUAD, IDWR NO. \_\_\_\_\_;

( ) NAPP, IDWR NO. \_\_\_\_\_; ( ) ASCS PHOTO; ( ) OTHER \_\_\_\_\_

NOTES: \_\_\_\_\_

RECOMMENDATIONS:

TOTAL ACRES: \_\_\_\_\_ N/A(\_\_\_\_)

REVIEWED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

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

DATE: 02/13/98  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                                    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO                | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------------------------------------------------------------------------------------|------------------|------------|--------------------------------------|-------------------|---------------------|
| C             | REED AND DORIS HARTVIGSEN FAMILY TRUST<br>649 E CENTER ST<br>BOUNTIFUL UT 84010<br>(801) 295-0844 | 04/02/1914       | IRRIGATION | 04-01 11-01                          | 0.67 CFS          |                     |
|               |                                                                                                   |                  |            | TOTAL DIVERSION:<br>CONSUMPTIVE USE: | 0.67 CFS          | 100.00 AFA          |

C LOIS H MORRILL  
1118 10TH ST  
OGDEN UT 84404  
(801) 392-4112

C BONNIE H SIMMONS  
3005 E CHAUCER PL  
SALT LAKE CITY UT 84108  
(801) 581-0930

C RICHARD N HARTVIGSEN  
1023 E MILLSTREAM WAY  
BOUNTIFUL UT 84010  
(801) 299-1771

C M KIP HARTVIGSEN  
137 MILL HOLLOW RD  
REXBURG ID 83440  
(208) 356-0568

Water Source: ASPEN CREEK

Tributary to: MARSH CREEK

Stage: LICENSE

Point(s) of Diversion: T12S R37E S27 SESW

BANNOCK 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   | : | Lt | Ac | Lt | Ac | : |      |
| 12S | 37E | 28 | : | 02   |      |      |      | 26   |      |      |      | :    |      |      |      |      | :    | 10   |             |     |      | : |    |    |    |    | : | 40.0 |
|     |     |    |   |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | TOTAL ACRES |     | 40.0 |   |    |    |    |    |   |      |

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: 29-11182

Remarks: GEN ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.  
CHANGE OF OWNERSHIP 6/15/94 SC  
CHANGED OWNERSHIP PER REQUEST./AJ/2-13-98

COPY

AJ0749NP  
No. A29-02176

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

DATE: 02/13/98  
PAGE: 2

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|        |                            |                                             |                       |
|--------|----------------------------|---------------------------------------------|-----------------------|
| Dates: | Exam Made Date:            | Verified Date:                              | Objection Filed Date: |
| Misc:  | Water District Number: 29H | Field Inspection Flag:<br>Presumption Flag: |                       |

COPY

NOV 13 1964  
MICROFILMED

A29-02176

PO

R37E

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12S

27

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Creek