

11/05/2002

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

RIGHT NUMBER: 29-7716A

NAME AND ADDRESS: RAYMON L CRITSER
1384 W SYPHON RD
POCATELLO ID 83204

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
7.700 AFY

PRIORITY DATE: 05/31/1983

POINT OF DIVERSION:

T06S R33E S2 NENWNW Within POWER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.030 CFS 0.60 AFY
IRRIGATION	03/15 11/15	0.040 CFS 7.00 AFY
STOCKWATER	01/01 12/31	0.010 CFS 0.10 AFY

PLACE OF USE: DOMESTIC Within POWER County

T06S R33E S02 NWNW

IRRIGATION Within POWER County

T06S R33E S02 NWNW 2.0

STOCKWATER Within POWER County

T06S R33E S02 NWNW

2 ACRES TOTAL

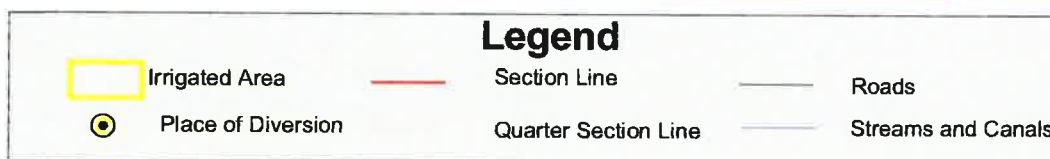
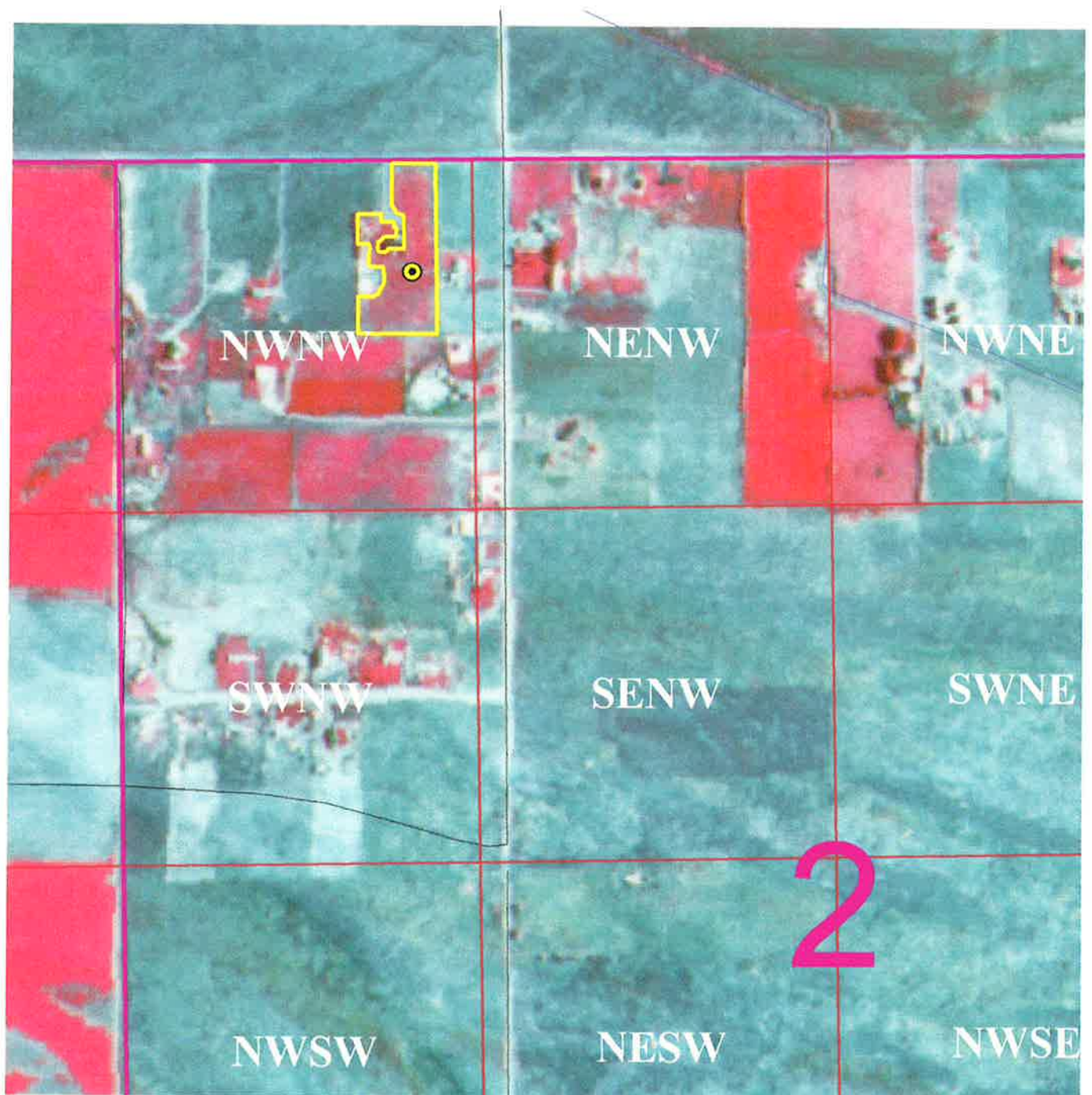
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Water Right Claim Number A29-07716A
Township , 6S33E

09/25/2000



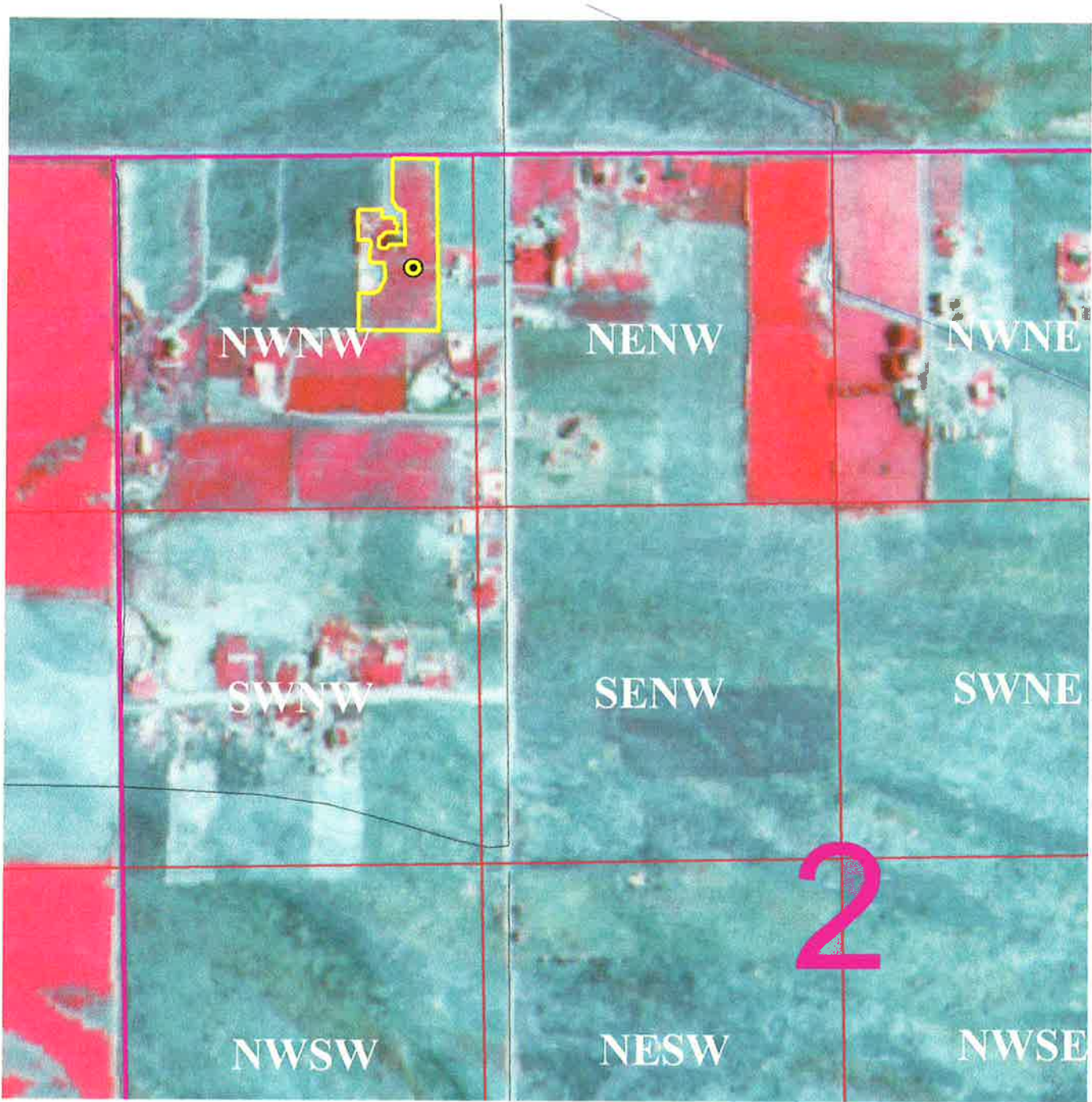
400 0 400 800 Feet



SCANS 31
MAY 1 8 2003

Water Right Claim Number A29-07716A
Township , 6S33E

09/25/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

Roads

Streams and Canals

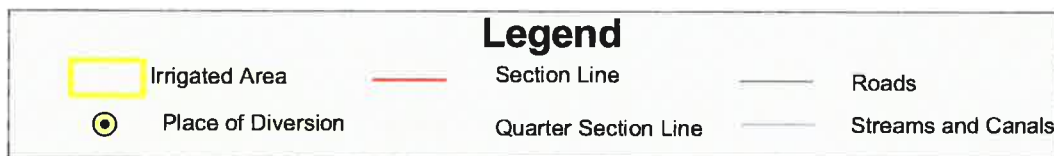
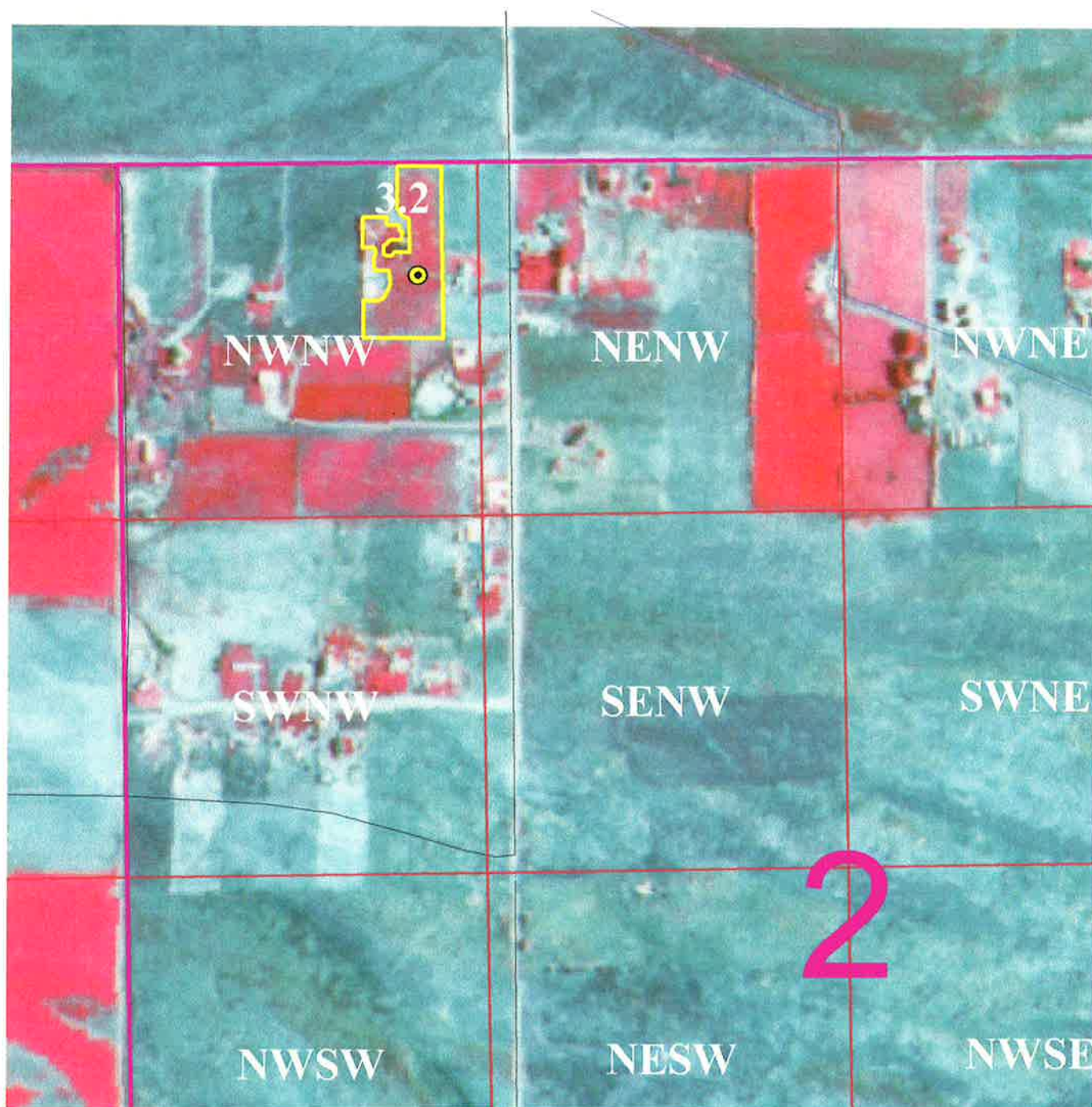
Legend



SCANNED
MAY 16 2009

Water Right Claim Number A29-07716A
Township , 6S33E

09/25/2000



SCANNED
MAY 16 2000

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-7716A V1

WATER RIGHT NUMBER: 29-7716A V1

Current Owner RAYMON L CRITSER
 1384 W SYPHON RD
 POCA TELLO, ID 83204
 (208)238-0244

Priority Date: 05/31/1983

Basis:

Status:

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.030 CFS	0.60 AF
IRRIGATION	3/15 to 11/15	0.040 CFS	7.00 AF
STOCKWATER	1/01 to 12/31	0.010 CFS	0.10 AF
	<u>Total Diversion:</u>	0.060 CFS	7.70 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NW1/4NW1/4 Sec. 2, Twp 06S, Rge 33E, B.M.
 POWER County

Place of UseDOMESTIC Within POWER County

T06S R33E S02 NWNW

IRRIGATION Within POWER County

T06S R33E S02 NWNW 2.0

Total Acres: 2

STOCKWATER Within POWER County

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-7716A V1

T06S R33E S02 NWNW

Conditions of Approval:

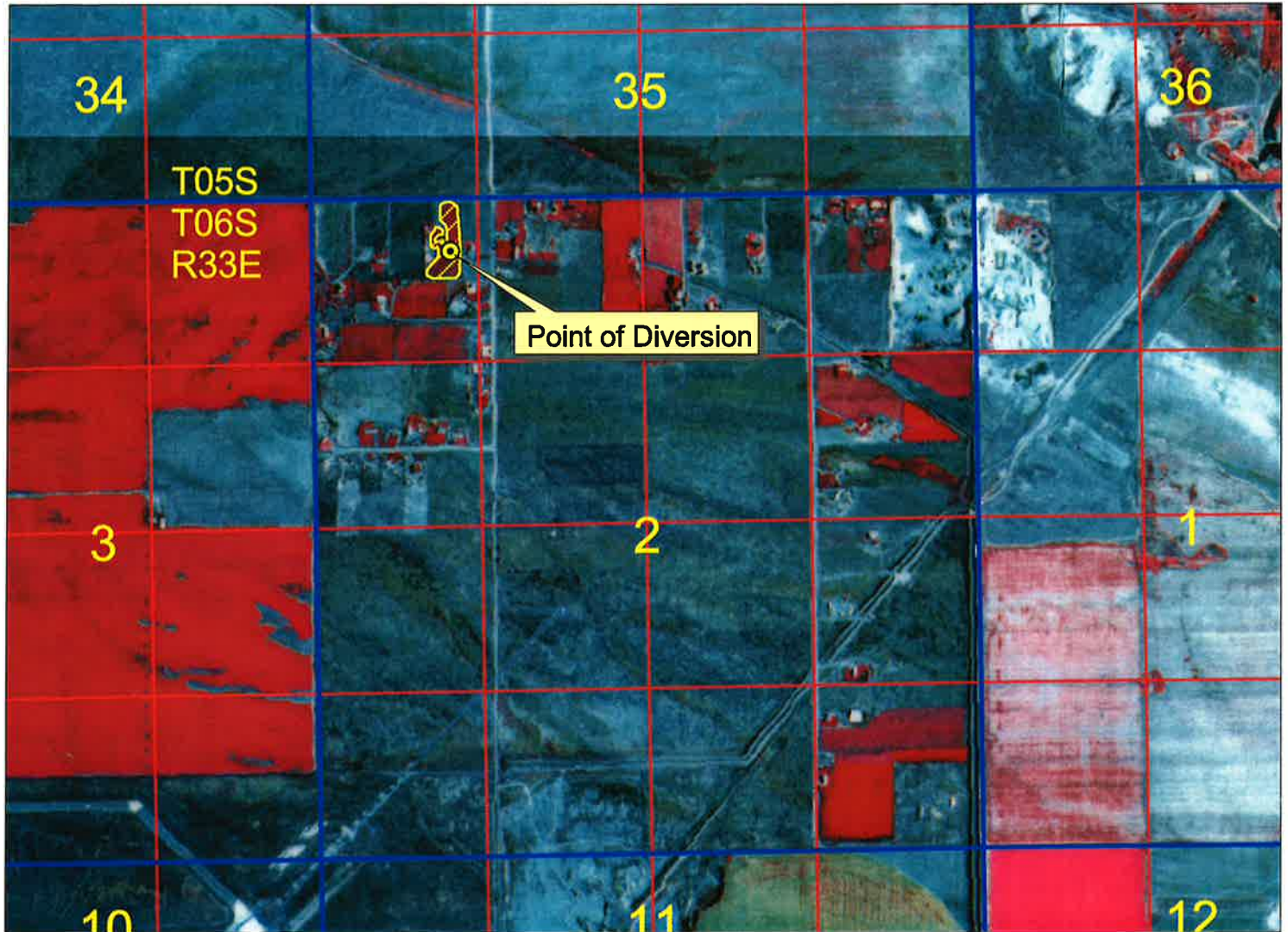
Remarks:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

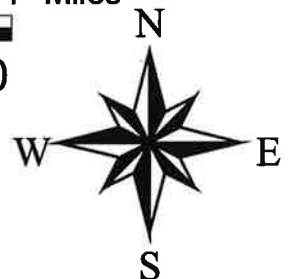


State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-7716A



0.5 0 0.5 1 Miles

1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

PROFILED

SCANNED

MAY 16 2006

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: November 2002

DELOG PM
5/25/02

RECEIVED
MAY 01 2002
Department of Water Resources
Eastern Region

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

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
	29-7716 A				

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) Wayne Jensen (deceased)
4. New Owner/Claimant(s) Raymond L. Critser
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 1384 W. Syphax Rd.
- City, State and ZIP Code Pocatello, Id. 83204
- New Telephone Number (208) 238-0244
5. Date you acquired the property 1995

PROFILED

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MAY 15 2003

WARRANTY DEED

FOR VALUE RECEIVED, WAYNE G. JENSEN AND BETTY L. JENSEN, HUSBAND AND WIFE

the Grantor(s), do(es) hereby grant, bargain, sell, and convey unto RAYMON LEWIS CRITSER AND WENDY CRITSER, HUSBAND AND WIFE

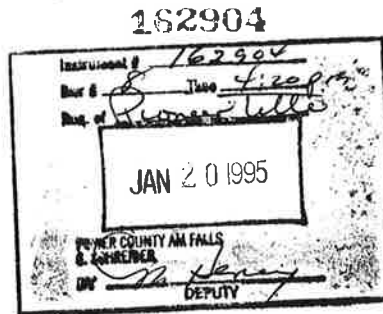
the Grantee(s), whose address is 1384 W. SIPHON ROAD, POCATELLO, ID 83202

(Mailing Address), 1384 W. SIPHON ROAD, POCATELLO, ID 83202

(Property Address),

the following described premises, situated in POWER County, Idaho:

EXHIBIT A LEGAL DESCRIPTION ATTACHED



TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s) and Grantee(s) heirs, successors, and assigns forever. The Grantor(s) do(es) hereby covenant and warrant to and with the Grantee(s) that the Grantor(s) is/are the owner(s) in fee simple of such premises; that such premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject; those set forth in Pioneer Title Company Title of Bannock County, Commitment No. P2812AKE, dated December 20, 1994; those made, suffered, assumed, or created by the Grantee(s); reservations, restrictions, dedications, covenants, easements of record or use; rights of parties in possession, encroachments, overlaps, boundary-line disputes, or other matters that would be disclosed by an accurate survey or inspection of the property; rights-of-way and agreements, if any, of record; general taxes and assessments (including irrigation and utility assessments, if any, for the current year) that are not yet due and payable; and that the Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

DATED this 20 day of January, 1995.

Wayne G. Jensen
 WAYNE G. JENSEN

Betty L. Jensen
 BETTY L. JENSEN

STATE OF IDAHO

County of BANNOCK

} ss

On this 20 day of January, 1995, before me, the undersigned, personally appeared Wayne G. Jensen and Betty L. Jensen, known or identified to me to be the person(s) whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Arlene K. Evans
 Notary Public
 Residing at: Pocatello, Idaho
 Commission Expires: 8/29/98

SCANNED
 MAY 16 2006

Exhibit A

Parcel 1

That parcel of land in the NW1/4 of Section 2, Township 6 South, Range 33 East, Boise Meridian, Power County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of Section 2, Township 6 South, Range 33 East, Boise Meridian, Power County, Idaho, a point in the centerline of Syphon Road; thence Easterly 977.59 feet along centerline of Syphon Road to a point which is the real point of beginning; thence continuing Easterly 73 feet to a point; thence Southerly 671 feet to a point; thence Westerly 73 feet; thence Northerly 671.8436 feet to the real point of beginning.

Parcel 2

A parcel of land located in Section 2, Township 6 South, Range 33 East, Boise Meridian, Power County, Idaho, more particularly described as follows:

Commencing at the Northeast corner of the NW1/4 of said Section 2; thence North 89°54' West along the section line a distance of 1664.41 feet; thence South 0°14'47" East, 211.84 feet to the true point of beginning; thence continuing South 0°14'47" East, 460.0 feet; thence West 95.0 feet; thence North 0°14'47" West, 460.0 feet; thence South 89°54' East 95.0 feet, more or less, to the true point of beginning.

Parcel 3

A parcel of land in the NW1/4 NW1/4 of Section 2, Township 6 South, Range 33 East, Boise Meridian, Power County, Idaho, more particularly described as follows:

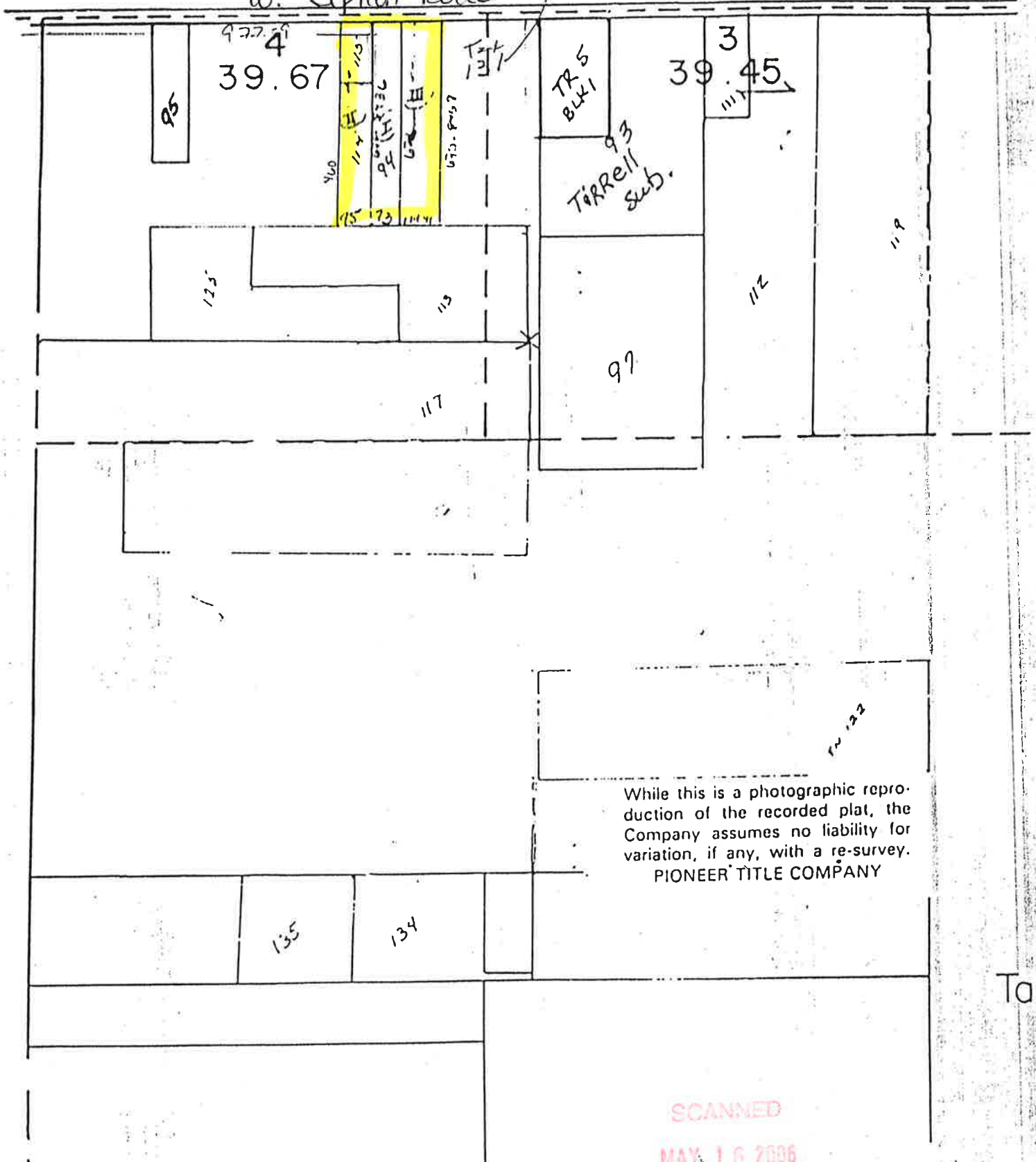
Beginning at the Northwest corner of Section 2, a point in the centerline of Syphon Road; thence Easterly 1050.49 feet along centerline of Syphon Road to a point which is the real point of beginning; thence continuing Easterly 119.41 feet, more or less; thence Southerly 670.8468 feet; thence Westerly 122.229 feet, more or less, to the Southeast corner of that parcel conveyed to Rick Neill and Mona Neill under deed recorded August 12, 1977, under Instrument No. 111677; thence Northerly 671 feet to the real point of beginning.

SCANNED

MAY 18 2005

SECTION 2 T6S R33E
W. Siphon Road

Section



While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variation, if any, with a re-survey.

PIONEER TITLE COMPANY

SCANNED

MAY 16 2006

Ta

SCANNED

MAY 14 2001

Log for claim A29-07716A

Spatial Dynamics BTD

9/25/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s33e	2	NWNW	2	3.2	
Totals:			2	3.2	

PROFILED

 SPATIAL
DYNAMICS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 131

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE G JENSEN	05/31/1983	IRRIGATION	03-15 11-15	0.040 CFS	7.00 AFA
C	BETTY L JENSEN		STOCKWATER	01-01 12-31	0.010 CFS	0.10 AFA
	13563 N MANNING LN		DOMESTIC	01-01 12-31	0.030 CFS	0.60 AFA
	CHUBBUCK ID 832025172					
	(208) 238-0283					
				TOTAL DIVERSION:	0.060 CFS	7.70 AFA
				CONSUMPTIVE USE:		10.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R33E S02

NENWNW

POWER 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			
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM			
06S	33E	2																																2.0		
											02																									2.0
																															TOTAL ACRES					2.0

Place of use Legal Description for: STOCKWATER

[illegible]

Place of use Legal Description for: DOMESTIC

			NE				NW				SW				SE							
			NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S	33E	2	:									:										
							:	D				:					:					

POU County: POWER

Non-Irrigation Uses: D/ONE HOME, S/ASSORTED SMALL LIVESTOCK, FOWL

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-07460 A29-07716B A29-12276

Other Water Rights Listing Overlapping Place(s) of Use:
A29-07460 A29-07716

Remarks: GEN NOTICE IS RESULT OF CHANGE IN OWNERSHIP FOR A PORTION OF
A29-07716, PAID UNDER RECEIPT E012892. EMC 08-27-92
|
ADDRESS CHANGE BY CLAIMANT LETTER W/NOTE THAT MR. JENSEN PASSED
AWAY 8-19-96.

AJ5809NP
No. A29-07716A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00
PAGE: 132

=====

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	08/27/92 CARLSEN	07/29/94 THOMPSON	03/29/95 POST-STD 10/07/96 SSHERMAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

October 1, 1996

KARL J. DREHER
DIRECTOR

WAYNE G OR BETTY L JENSEN
13563 N MANNING LN
CHUBBUCK ID 83202-5172

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A29-07716A
Change of Address

Dear Claimants,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

PROFILED

SCANNED
MAY 18 2006

MICROFILMED
NOV 13 1996

PROFILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

MAY 16 2006

SCANNED

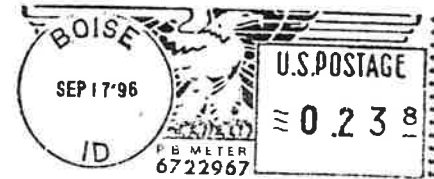
NOV 13 1996

MICROFILMED

A29-07716A ✓
WAYNE G JENSEN
BETTY L JENSEN
1384 W SYPHON RD
POCATELLO

RECEIVED
SEP 23 1996
Department of Water Resources

PRESORTED
FIRST CLASS



ID 83202

JENS384 832043003 1795 09/19/96
FORWARD TIME EXP RTN TO SEND
JENSEN
13563 N MANNING LN
CHUBBUCK ID 83202-5172

RETURN TO SENDER

83202



8-4-92

Ernie Carlson

As per our phone conversation on 8-3-92
about Wilcox name and Water Right number
being on the notice of claim to a water
right that I received in the mail from
your office. Blair Wilcox has his own
well which was drilled on his property
last year. He has no interest in the well
which is on my property. These papers
I mailed to you on 7-23 with the topic
of the well agreement where I bought him
out of the well on my property. I would
like item #13 so it does not show his
water right # A29-07516B - shown on my copies
and item #14 - changed so his water right
number does not show on my notice of claim
to a water right -

Wayne D. Jensen
1384-N. Siphon Rd
Pocatello, Idaho
83204

any questions about this call me
my phone # is - 208-238-0283

thank you

PROFILED

SCANNED

MAY 18 2006

RECEIVED

NOV 13 1992

AUG 05 1992

Department of Water Resources
Eastern District Office

RECEIVED

JUL 07 1992

Mr. Paul Meyer

Department of Water Resources
Eastern District Office

Paul please find copies of the agreement for the sale of interest in well where I bought Blair and Betty Wilcox interest in the well that is located on my property at 1384-W-Siphon Road - Pocatello, Idaho well located in Power County. on the form that you sent me last year where Blair Wilcox name appears under item number fourteen could I get this form without Blair Wilcox name on it. Ident. Number A29-07716A - Civil Case number 39576 - Receipt No. B012892 also item 13 where it says other Water Rights used - A29-07716B from same well.

thank you

Wayne G. Jensen

1384-W-Siphon Rd

Pocatello, Idaho

83204

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NOV 13 1992

SCANNED

MAY 16 2006

JULY 27, 1992

WAYNE G JENSEN
1384 W SYPHON ROAD
POCATELLO ID 83202

RE: CHANGE IN OWNERSHIP FOR A29-07716A

Dear Mr. Jensen:

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

The original water right (A29-07716) in the name of Vaughn Applebee was split as follows: To Vaughn Applebee; .03 cfs (domestic and stockwater); Wayne Jensen; .06 cfs (irrigation, 2 acres; domestic and stockwater).

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,

Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: NOTICE OF CLAIM

cc: Bradley Jahn

MICROFILMED
NOV 13 1992

SCANNED
MAY 15 2006



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUL 24 1992

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M. _____
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: A29-07716
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Vaugh or Patricia Applebee
1384 W. Syphon Rd.ocatella ID
- ☐ New Owner/Claimant (Purchaser): Wayne G. Jensen or Betty L. Jensen
- ☐ New Mailing Address: 1384 W. Syphon Rd.
ocatella ID 83204
- ☐ New Telephone Number: (208) 238-0283
- ☐ 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:
0.04 cfs for irrigation of 2 acres
0.01 cfs. for stock water
0.03 cfs for domestic; one home
Total 0.08 cfs.
- ☒ Attach proof of ownership, describe proof attached: _____

(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) Wayne G. Jensen Date 7-23-92
Betty L. Jensen Date 7-27-92
- ☐ 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:

PROFILED

SCANNED

MICROFILMED

NOV 13 1992

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

Paul Meyer

Copy

4-1 State of Idaho Department of Water Resources 92007125

AGREEMENT FOR THE SALE OF INTEREST IN WELL

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Blair Wilcox and Bette J. Wilcox, whose address is 1808 Government Road, Pocatello, Idaho (hereinafter called "Grantors"), for valuable consideration in the sum of \$3,293.75, lawful money of the United States of America to him in hand paid by Wayne Jensen and Betty L. Jensen, whose principal address is 1384 West Syphon, Pocatello, Idaho (hereinafter called "Grantees"), the receipt of which is hereby acknowledged, does by these presents, grant, bargain, sell and convey unto Grantees, their heirs and assigns, all of their 50% interest in the well located on what is known as the Walton property as deeded to Grantors in a certain Quitclaim Deed, which has been recorded in the Power County Recorder's Offices as Instrument No. 151560. A copy of said Quitclaim Deed is attached and incorporated herein by reference as Exhibit "A". Said well setting being more particularly described as:

Beginning at the Northwest corner of section 2, Township 6 South, Range 33 E.M.B. in Power County, Idaho a point in the center line of Syphon Road; thence Easterly 1,104 feet more or less, thence Southerly 445 feet more or less to the well.

To have and to hold, the same unto the Grantees, their heirs and assigns forever, and the Grantors hereby covenant that they are the lawful owners of 50% of said well, have good right, full power, and lawful authority to convey the same.

It is further agreed that Grantors shall be released of any and all obligation they may have with respect to the repair, maintenance and upkeep of said well and associated Pipeline. Moreover, it is agreed that the Grantors relinquish any easement rights they may have for the purpose of transporting said water from the above described well to Grantors' property.

MICROFILMED

NOV 13 1991

SCANNED

MAY 16 2000

The parties further agree that upon the consummation of this sale agreement, they mutually release, acquit and forever discharge the other party of and from any and all action, causes of action, claims, demands, damages, costs, loss and services, expenses and compensation, on account of or in any way growing out of the parties prior relationship with respect to the above mentioned well.

The Grantees agree to allow Grantors to continue the use of said well under the arrangement which pre-dated this agreement until June 1, 1992, to allow the Grantors sufficient time and opportunity to install and make operational their new well. Grantors agree to pay 1/2 of the electric bill for April/May, 1992, and a pro rata portion of the electric bill for that portion of the May/June bill which Grantors were using water. In addition, Grantors agree to pay 1/2 of the September, 1991 power bill upon Grantees production of said bill.

IT WITNESS WHEREOF, the Grantors and the Grantees have hereunto set their hands and seals the day and year first above written.

Blair Wilcox
BLAIR WILCOX

Bette J. Wilcox
BETTE J. WILCOX

STATE OF IDAHO)
 :SS
County of Bannock)

On this 8 day of May, 1992, before me, the undersigned Notary Public in and for said County and State, personally appeared BLAIR WILCOX and BETTE J. WILCOX, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed same.

MICROFILMED

NOV 13 1992

MAY 18 1992

NOTARY SEAL

Mitchell W. Brown
NOTARY PUBLIC FOR IDAHO
 Residing in:
 My Commission Expires: 1-13-98

Betty L. Jensen
BETTY L. JENSEN

On this 5th day of May, 1992, before me, the undersigned Notary Public in and for said County and State, personally appeared WAYNE JENSEN and BETTE L. JENSEN, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed same.

(Seal)

NOTARY SEAL

NOTARY PUBLIC FOR IDAHO
Residing in:
My Commission Expires: 1-16-92

92007125

NO. 512
RECORDS AND REFERENCE

RECORDS AND RETURN OF
Wayne Jensen

'92 MAY 12 P 4:01

MICROFILMED

OFFICIAL RECORD BY NO

Page 1 of 1

LAURENCE - 1944 - 1945

REC 12.10 DEPUTY *OK*

MAY 16 2006

3

QUIT CLAIM DEED

92007125

For Value Received

BLAIR WILCOX

do hereby convey, release, remise and forever quit claim unto

BLAIR WILCOX AND BETTE J. WILCOX, Husband and Wife

whose current address is
Pocatello, Idaho

the following described premises, to-wit:

BEGINING AT THE NORTHWEST CORNER OF SECTION 2, TOWNSHIP 6 SOUTH, RANGE 33 E.B.M. IN POWER COUNTY, IDAHO, A POINT IN THE CENTER LINE OF SYPHON ROAD; THENCE EASTERLY 1,170.00 FEET ALON CENTER LINE OF SYPHON ROAD TO A POINT WHICH IS THE REAL POINT OF BEGINNING. THENCE CONTINUING EASTERLY ALONG CENTER LINE OF SYPHON ROAD 260 FEET, MORE OR LESS, TO A POINT IN THE CENTER LINE OF CROCHETT ROAD SOMETIMES KNOWN AS GOVERNMENT ROAD; THENCE SOUTHERLY 669.85 FEET ALONG CENTER LINE OF CROCHETT ROAD; SOMETIMES KNOWN AS GOVERNMENT ROAD, FOR WHICH THERE IS A 20 FOOT EASEMENT FOR SAID ROAD ALONG THE SOUTHERLY 669.85 FEET, TO A POINT; THENCE WESTERLY 260 FEET TO A POINT; THENCE NORTHERLY 670.8468 FEET, MORE OR LESS, TO THE REAL POINT OF BEGINNING.

Plus 50% of the well on the adjacent property, known as the Walton property. Said well setting:

Beginning at the northwest corner of Section 2, Township 6 South, Range 33 E.M.B. in power County, Idaho, a point in the center line of Syphon Road; thence easterly 1,104 feet more or less, thence southerly 445 feet more or less to the well.

together with their appurtenances.

Dated:

10-27-1989

Blair Wilcox

STATE OF IDAHO, COUNTY OF POWER

On this 27th day of October, 1989, before me, a notary public in and for said State, personally appeared BLAIR WILCOX

151560

Instrument #
Dwr # 8 Time 10:22
Req. of Blair Wilcox

OCT 27 1989

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same

Notary Public

Residing at Pocatello, Idaho

Commission Expires 03-31-92

MICROFILMED
NOV 13 1989

INSPECTION RIDER TO PURCHASE AGREEMENT

This is a Rider to a Purchase Agreement (the "Agreement") dated as of between MR+MRS APPLEBEE as Seller and MR+MRS JENSEN as Purchaser with respect to the property at 1384 W. SIPHON

In the event of any conflict between the provisions of this Rider and the provisions of the Agreement, the provisions of this Rider shall be controlling. Throughout this Rider the words "you", "your" and "yourselves" refer to the Purchaser(s) of the property, and the words "we", "our" and "us" refer to the Seller(s) of the property.

1. Condition of Premises: The house and fixtures, appliances and personal property (collectively "contents") being sold and purchased are not new. You understand and agree that neither we nor any of our agents have made any representations concerning the house or the contents except as noted below:

2. Right and Duty of Inspection: You have the right and duty to inspect the house and contents or have them inspected by an expert you select to determine whether any defects exist, including insulation that may be toxic. You will be required to pay for these inspections.

3. Limitation of Remedies: If you or any one representing you discover any defects in the house or contents, you must notify our agent or attorney in writing, describing these defects, within fifteen (15) days after the date you sign this Rider. We will let you know within ten (10) days from the date we receive your written notice of any defects whether we will repair the defect or credit you the cost of the repair at settlement or explain we are selling the property as-is.

You still have the right to make a final inspection before settlement to be sure that the condition has not changed from your first inspection, even if we repair the defect or credit you cost of repair at settlement or sell it in "as-is" condition.

4. Settlement as Final: If you do choose not to inspect the premises and contents or if you do not have an expert inspect them for you or if you do not tell us in writing of any defect in the premises or the contents within the time limit noted above, we will take that to mean that you have accepted the condition of the premises and the contents as satisfactory and we and our agents will have no liability with respect to them.

Similarly, if you accept delivery of the Deed at settlement, we will take it to mean that you have accepted the condition of the premises and contents, that they were satisfactory to you at the time of the closing, that we and our agents shall have no liability with respect to them, and that you have waived your right to dispute their condition or assert any claim related to the premises at any time in the future.

This provision shall survive delivery of the Deed and the closing.

BY: Naughton A. Applebee
Seller

BY: Wayne L. Jensen
Purchaser

12-10-90 Patricia A. Applebee
Date Signed

12-5-90
Date Signed

Seller

Purchaser

Date Signed

Betty L. Jensen

SCANNED

MAY 15 2006

MICROFILMED

NOV 13 1992

12-5-90

REAL ESTATE PURCHASE & SALE AGREEMENT & RECEIPT FOR DEPOSIT

THIS IS A LEGALLY BINDING CONTRACT. READ THE ENTIRE DOCUMENT, INCLUDING THE GENERAL PRINTED PROVISIONS ON THE REVERSE SIDE AND ANY ATTACHMENTS, CAREFULLY, BEFORE SIGNING. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY BEFORE SIGNING.

This form is printed and distributed by the Idaho Association of REALTORS®. This form has been designed for and is provided only for real estate professionals licensed by the Idaho Real Estate Commission who are also members of the National Association of REALTORS®. Use by any other person is prohibited.

BETTY & WAYNE JENSEN (hereinafter called "Seller") agrees to sell the following property located in POCATELLO Idaho, Nov. 23 1990 (hereinafter called "Buyer") agrees to purchase, and MRS APPLEBEE

County of BANNOCK, State of Idaho, commonly known as 1384 SIPHON

and legally described as: TO BE ATTACHED
(A FULL AND COMPLETE LEGAL DESCRIPTION MUST BE INSERTED, OR ATTACHED HERETO PRIOR TO EXECUTION BY SELLER. Buyer hereby authorizes Broker to insert over Buyer's signature the correct legal description of the property if it is unavailable at the time of signing, or to correct the legal description previously entered if erroneous or incomplete.)

1. **EARNEST MONEY** Dollars (\$ 600.00)

(a) Buyer hereby deposits and receipt is hereby acknowledged of SIX HUNDRED Dollars (\$ 600.00) or ☐ in the form of ☐ Cash, ☒ Personal Check, ☐ Cashier's Check, ☐ Note Due 19, and held by ☐ Listing Broker,

(b) Said Earnest Money to be deposited in trust account, ☒ upon acceptance by all parties, or ☐ for the benefit of the parties hereto, and GORDON WILKS ☐ Selling Broker, ☐ Other

Broker shall hold the fully executed broker's copy of this agreement.

2. **TOTAL PURCHASE PRICE IS \$** SEVENTY EIGHT THOUSAND THREE HUNDRED Dollars (\$ 78,300) payable as follows:

(a) \$ APPROX \$7200 Cash down, including the above deposited Earnest Money.

(b) \$ APPROX \$71,500 Balance of the purchase price which does not include Mortgage Insurance Premium where applicable, which will be paid as follows:

CASH DOWN & ASSUME EXISTING LOAN

3. This agreement ☐ is, ☒ is not contingent upon Buyer qualifying for: ☐ FHA, ☐ VA, ☐ Conventional, ☐ FmHA, ☐ IHA, ☒ Assumption of existing loan(s)

(a) ☐ **NEW FINANCING** Purchase loan of not less than \$ N/A at N/A % interest per annum with a N/A year term. (If FHA or VA loan is sought, read the applicable provisions on the reverse side hereof.) Buyer to pay no more than N/A points plus origination fee, if any. Seller to pay the discount points necessary in order to obtain above described interest rate but points not to exceed N/A

(b) ☐ **ASSUMPTION** of existing loan of approximately \$ 71,500 at no more than 10 % interest.

4. This agreement ☐ is, ☒ is not contingent upon the sale and closing on property owned by Buyer described as _____

before _____ listed with _____

5. If there are contingencies stated herein, Seller ☐ shall, ☒ shall not have the right to continue to offer the property for sale. If the property is to remain on the market, the provisions of Paragraph J on page 2 hereof will apply and the number of days applicable to Paragraph J shall be _____ calendar days.

6. The following items are specifically EXCLUDED FROM THE SALE: _____

The following items are specifically INCLUDED IN THE SALE: SATELLITE DISH

7. **COSTS** in addition to those listed below may be incurred by Buyer and Seller. Any costs or fees necessary to the closing of this transaction are not included in the purchase price and shall be borne 50% by the Seller and 50% by the Buyer, unless otherwise agreed herein, or provided by law or required by lender. Buyer shall purchase Seller's reserve account if loan assumption.

Costs Paid By:	Appraisal	Loan Assumption	Well Inspection	Pump/Inspect Septic	Government Code Inspect. If required	Contract and/or Document Prep.	Closing Agent's Fee	Long Term Escrow Fees	Lender or Code Repairs
Buyer		☒	☒	☒	☒	☒		☒	☒
N/A	☒								
Seller							☒		
Share Equally									

Buyer shall pay for fuel in tank, amount to be determined by the supplier at Seller's expense.

Discount points to be paid as agreed herein. As a result of any governmental inspections SELLER MAY BE REQUIRED TO MAKE REPAIRS to the property in order to comply with the housing code and Seller agrees to hold the Buyer, the Listing Broker, the Selling Broker, and/or their representatives harmless for any such required repairs or upgrade WHETHER A SALE IS COMPLETED UNDER THIS AGREEMENT OR NOT. Cost of agreed repairs, if any, not to exceed \$ N/A

37. _____ COMPLETED UNDER THIS AGREEMENT OR NOT.

38. _____ Liens, encumbrances or defects in title to the property which are to be discharged by Seller, assumed or waived by the Buyer or which title will be taken subject to by the Buyer (not to be completed)

SCANNED

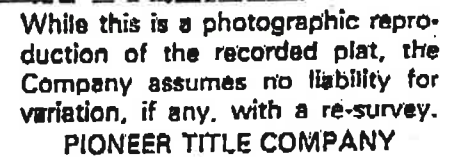
MAY 16 2006

MICROFILMED

NOV 13 1992

Seller Betty & Wayne Jensen Address: 1384 W. Siphon Rd. Pocatello, ID 83401
Buyer Mrs Applebee Address: 222-10150 Ext 360

SECTION 2



RECEIVED

JUL 24 1992

Department of Water Resources
Eastern District Office

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variation, if any, with a re-survey.
PIONEER TITLE COMPANY

MICROFILMED
NOV 13 1992

SCANNED
MAY 16 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

August 6, 1991

Wayne Jensen
1384 W. Syphon Road
Pocatello, Idaho 83202

RE: Notice of Claim A29-07716A

Dear Mr. Jensen,

You'll find I've enclosed two copies of Notice of Claim A29-07716A as per our conversation today. One copy has been marked "State Copy" and the other has been marked "Personal Copy".

As we discussed, this Notice of Claim represents your portion of the original water right as filed by the Applebee's last year.

Please check over the "State Copy" for any errors that may have been made, then sign it in front of a notary and return it to this office as soon as you can. Like we discussed, there is no fee involved with your amendment.

If you have any questions, feel free to give me a call here at this office. The phone number is 525-7161.

Sincerely,

A handwritten signature in dark ink, appearing to read 'PR Meyer', with a long horizontal flourish extending to the right.

Paul R. Meyer
Water Resources Agent, Senior

enc.

SCANNED
MAY 18 2006
MICROFILMED
NOV 13 1992

INTER-DEPARTMENT MEMO

TO: Wayne Jensen

SUBJECT: Change in Ownership

FROM: Ernie Carlson

DATE: July 20, 92

I have identified your portion of the water right as it was recorded on the Amended Notice of Claim you submitted. Please sign the change in ownership and return it accompanied by a copy of the purchase agreement & plat map.

MICROFILMED

NOV 13 1992

() For your information

() Response required

Ernie

signature

STATE OF IDAHO

COUNTY OF BANNOCK } ss.

On the 4 day of August, in the year 1992, before me, a Notary Public, in and for said County, personally appeared Wayne & Betty Jensen, husband & wife known to me to be the person 5 whose name are subscribed to the within instrument, and acknowledged to me that 4 he 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.

My commission expires NOV, 1992

Residence Pocatello, Id

MICROFILMED

NOV 13 1992

Notary Public

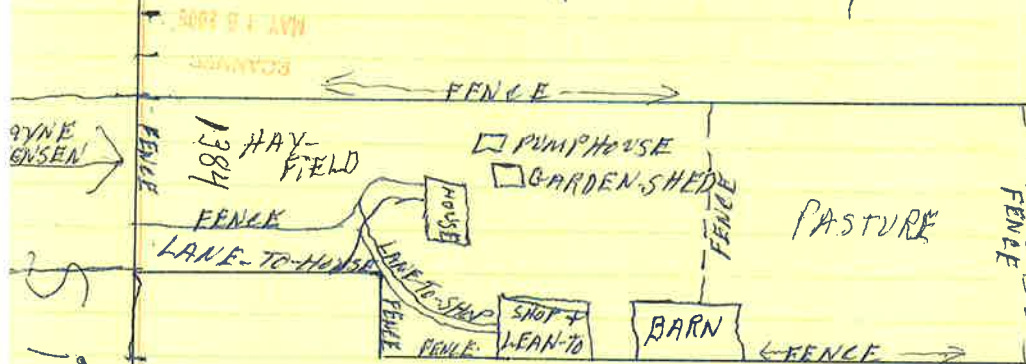
RECEIVED

GOVERNMENT - ROAD -> SOUTH

JUL 24 1992

Department of Natural Resources
Eastern District Office

BLAIR-WILCOX - PROPERTY



ED. MONROE - PROPERTY

ALAN-MONROE - PROPERTY

WORTH - PROPERTY

NOV 13 1995
MICROFILMED

MAY 14 2001

RECEIVED

AUG 05 1992

Department of Water Resources

Eagle District Office

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAH
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: A29-07716A

Date Received: 4/ 5/1990

Receipt No: X777777

Received By: _____

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE G. JENSEN 208-238-0283
Address: 1384 W. SYPHON RD.
POCATELLO ID 83202

OR

Name: BETTY L. JENSEN 208-238-0283
Address: 1384 W. SYPHON RD.
POCATELLO ID 83202

2. Date of Priority: MAY 31, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	33E	2	NE	NW	NW		POWER

5. Description of diverting works:
WELL, PUMP, TANK, LINES & TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		7.00
STOCKWATER	01/01	12/31	0.010		0.10
DOMESTIC	01/01	12/31	0.030		0.60

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 7.70 A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE HOME, S/ASSORTED SMALL LIVESTOCK, FOWL

MICROFILMED

NOV 13 1992

A29-07716A

Page

1

Date: 07/27/92

PP FILED

SCANNED

MAY 16 2006

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	2	NW	NW		IRR	2.0
			NW	NW		DOMEST	
			NW	NW		STOCK	
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: POWER

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

13. ~~Other Water Rights Used:~~
~~A29-07716B FROM SAME WELL.~~

WJ 8-4-92

14. Remarks:

~~THIS NOTICE OF CLAIM IS AN AMENDMENT OF A29-07716 REPRESENTING A
SPLIT AND CHANGE IN OWNERSHIP OF THE ORIGINALLY FILED NOTICE.
THE REMAINDER, (A29-07716B), IS TO BE FILED BY BLAIR WILCOX.~~

WJ-8-4-92

15. Basis of Claim: LICENSE

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):

Wayne L. Jensen
Betty L. Jensen

Date: 8-4-92

Date: 8-4-92

SCANNED
MAY 16 2006

MICROFILMED
NOV 13 1992

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: A29-07716A
Date Received: 4/ 5/1990
Receipt No: E012892
Received By:

AUG 19 1991

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WAYNE G. JENSEN 208-238-0283
Address: 1384 W. SYPHON RD.
POCATELLO, ID 83202-4

OR

Name: BETTY L. JENSEN 208-238-0283
Address: 1384 W. SYPHON RD.
POCATELLO, ID 83202-4

2. Date of Priority: MAY 31, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	33E	2	NE	NW	NW		POWER

5. Description of diverting works:
WELL, PUMP, TANK, LINES & TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		7.00
STOCKWATER	01/01	12/31	0.010		0.10
DOMESTIC	01/01	12/31	0.030		0.60

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 7.70 A.F.A.

8. Total consumptive use is 10.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE HOME, S/ASSORTED SMALL LIVESTOCK, FOWL

A2907716A



MICROFILMED

NOV 13 1992

A29-07716A

Page

1

Date: 08/06/91

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	33E	2	NW	NW		IRR	2.0
			NW	NW		DOMEST	
			NW	NW		STOCK	
Section Acres							2.0
Total Acres							2.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
A29-07716B FROM SAME WELL.

14. Remarks:

THIS NOTICE OF CLAIM IS AN AMENDMENT OF A29-07716 REPRESENTING A SPLIT AND CHANGE IN OWNERSHIP OF THE ORIGINALLY FILED NOTICE. THE REMAINDER, A29-07716B, IS TO BE FILED BY BLAIR WILCOX.

15. Basis of Claim: LICENSE

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):

Wayne S. Jensen
Betty S. Jensen

Date: _____

Date: _____

MICROFILMED

NOV 13 1992

State of Idaho)
County of Bear Lake) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of August 1991

Seal

Julianne Jones
Notary Public

Residing at Pocatello, Id

My Commission Expires Nov 92

SCANNED

MAY 16 2006

MICROFILMED

NOV 19 1992