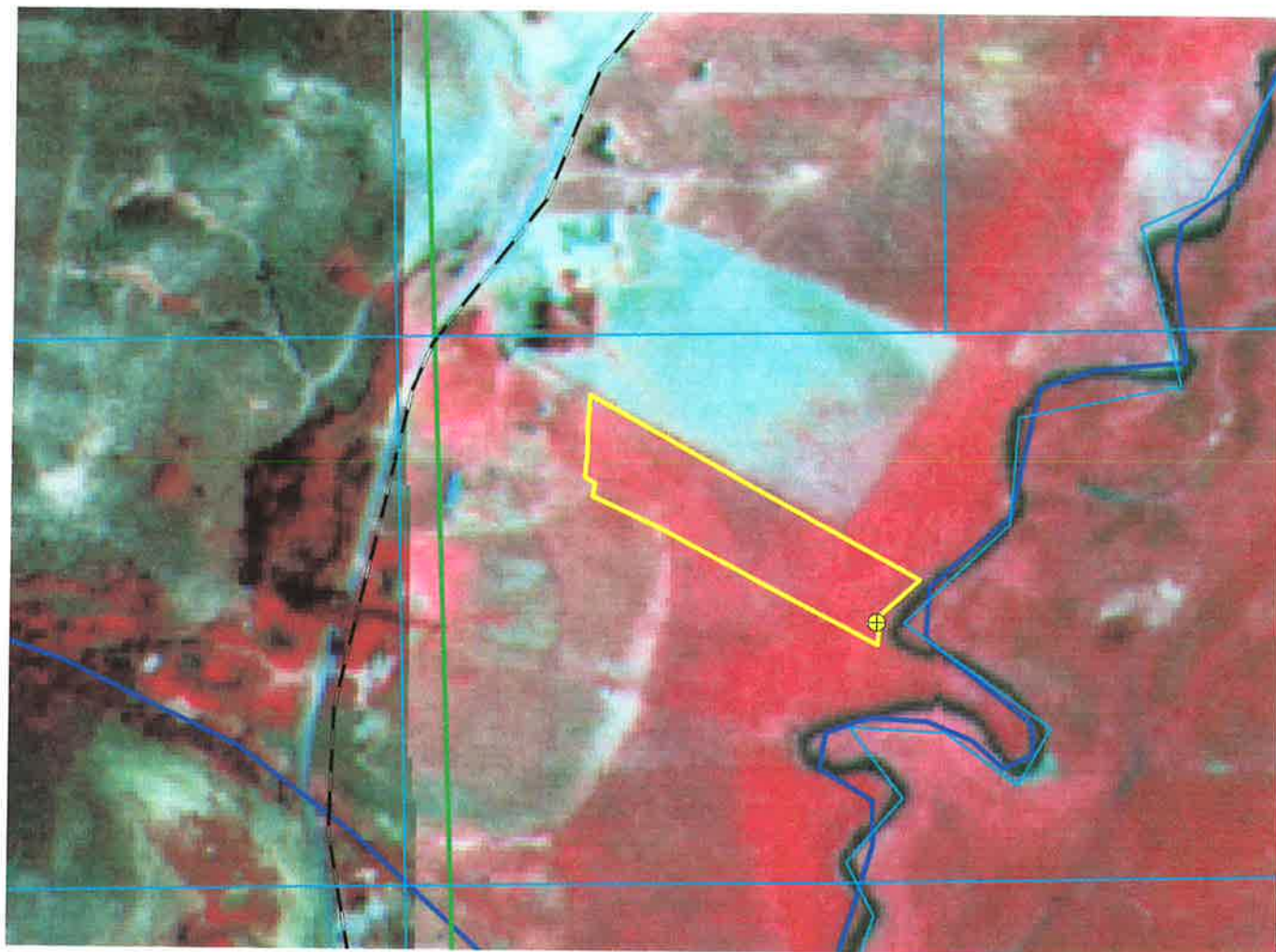




STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-13160



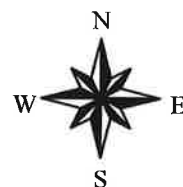
200 0 200 400 600 Feet

LEGEND

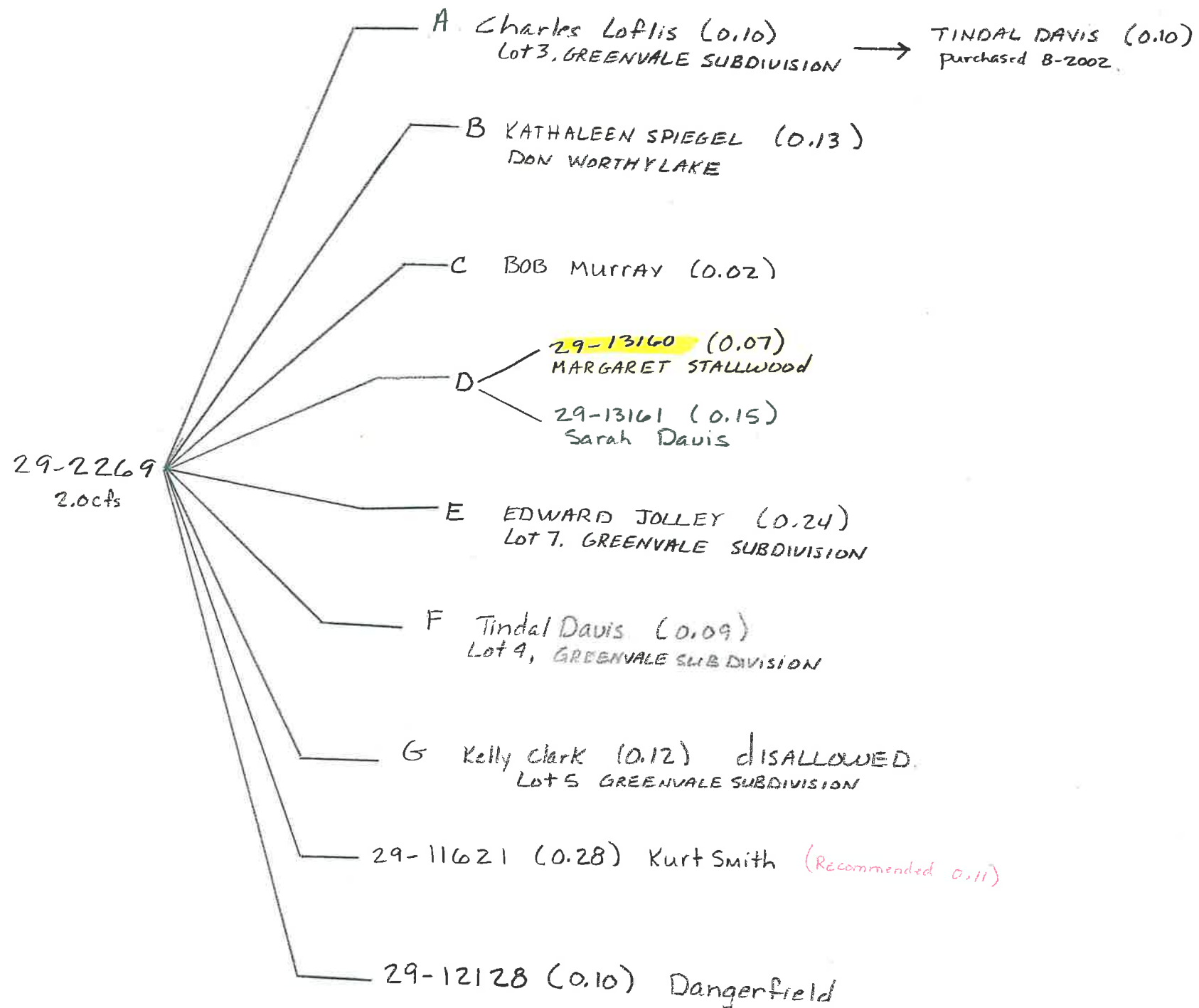
-  Point of Diversion
-  Place of Use
-  STREETS
-  SECTIONS
-  QUATER-QUATERS
-  STREAMS

Place of Use: T9S, R36E,
(part of) Section 22, lot 9

Points of Diversion: T9S, R36E
Sec.22 SENWSW



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: August 2002



OCT 28-2002
PREPARED BY: C BIRD

PLACE OF USE OVERLAP REVIEW

CLAIM NO.	TWN	RNG	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
29-2269	9S	36E	22							20										
										2.9 2.5										
										2.9 3.5										
										2.10 20										100
2269A x	9S	36E	22							3.5										
13160 x	9S	36E	22																	lot
2269E x	9S	36E	22							5.5	5.5									
13161 x	9S	36E	22																	
12128 x	9S	36E	22							0.1	3.9									
2269B x	9S	36E	22																	
2269C x	9S	36E	22																	
11621 x	9S	36E	22							14.0										
										23.1	9.4		18.9	4.4						55.8

~~Charles Loftis~~ Tindal Davis

Rec. 0.10 cfs.

(D.C.) A Charles & Dawn Loftis
0.13 Lot 3

B Kathleen Speegal
0.32 Below greenvale
Subdivision. (0.13 cfs rec.)

C Bob Murray
1.5 Below subdivision (0.02) (rec. 1 ac.)

D 0.6
13160 (stallwood) (0.24) (0.01)
13161 (0.36) (0.15)
Davis

E Edward Jolley
(D.C.) 0.24
(Lot 7) (0.24)

F 0.08
Lot 4

Robert Munne - Can't find a file - Tindal Davis 0.09
Claimed by Tindal Davis (New owner)

G Kelly & Sherry Clark
0.12 cfs (Lot 5) Disallowed

29-11621
0.28 cfs - Kurt Smith

29-12128 (0.10) (D.C.)

3.29
Overclaimed

(... n ... ?) n ... (Lot 2)

29-2269
2.0 cfs

(Scott Jensen Lot 6)
No claim filed.

who owns the Jensen
property?

SWNW-20 ACRES LICENSED

MARY O'RIORDAN

lot 8-25 acres licensed
25.4 acres

M. CRAIG DANGERFIELD

ROBERT MUMME

KELLY CLARK

SCOTT JENSEN

EDWARD JOLLEY

KURTIS SMITH

lot 9-35 acres licensed
41.9 acres

MARGARET STALLWOOD

SARAH DAVIS

BOB MURRAY

DON WORTHYLAKE

K. SPIEGEL

DON WORTHYLAKE

TIM JOHNSON

lot 10-20 acres licensed
33.35 acres

Cottonwood Creek

4-21-03 Margaret Stallard left a message at

10:18am today asking if we could use the power at Sarah's next door for an electric pump instead of the gas pump.

The power pole is in the ^{same} QD. I called her back and asked if it would be a permit more a just stamp, all permit then we need to make the change on the instrumentation.

254-3193 left message approx. 2:15pm.

6/10/03 left a message with Margaret's daughter that I got her message about the POP.

Margaret Stallard 254-3193

02/18/2003

Cindy

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: 29-13160

MARGARET LESLIE STALLWOOD
9619 S MARSH CK RD
MC CAMMON ID 83250
Telephone Number: (208) 254-3193

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: 03-05-03

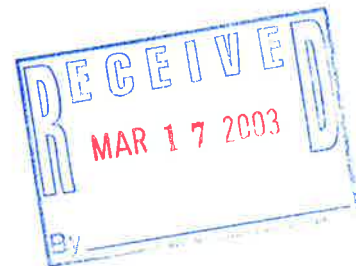
SIGNATURE:

Margaret L. Stallwood

Please print your name:

Margaret L. Stallwood

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



29-13160
MARGARET STALLWOOD
MARSH CREEK
October 7, 2002



Photo 1. Looking east at POU. Photo taken 10-5-02



Photo 2. Looking east at POD from Marsh Creek.



Photo 3. Close up of the 4 hp portable pump.



Photo 4. Looking west at place of use. 2" vinyl hose.

10/5/02 Stallwood. Portable pump.
2:30pm GX 120 Honda 4.0hp

Wacker
Model PG2

S/L No. 528 1638

STALWD 13:39 (2:39pm) 10/5/02
N 42° 37.35'
W 112° 14.276'

Photo No:

IMG_0683	10/5/02 2:38pm.
IMG_0684	10/5/02 2:41pm.
IMG_0685	10/5/02 2:48pm
IMG_0686	10/5/02 2:48pm.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 9, 2002

Margaret Stallwood
9616 South Marsh Creek Road
McCammon, Idaho 83250

RE: Snake River Basin Adjudication Claim(s)
A29-13160

Subject: Conveyance System

Response Date: October 4, 2002

Dear Claimant (s):

Under the Idaho Code 42-101, all the waters of the state, when flowing in their natural channels, belong to the State of Idaho. A water right must be obtained to divert the water and it must be applied to the property described under the water right.

It is important that each element of a claim be substantiated. For instance, regarding claims for irrigation, **the evidence should show that diversion works were in place and being used, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use.**

The Idaho Department of Water Resources (IDWR) has recently begun its water right review and field exams in Basin 29. During the recent field exam of your claim, it was determined that there was no way to convey the water onto the ground claimed in your adjudication claim.

The IDWR has investigated the Notice of Claim listed above, but so far has been unable to verify the irrigation use claimed. To establish the existence of the right, you must submit persuasive evidence of the use claimed.

This office must receive your response by the response date shown above. If no response is received, then your claim will be recommended for **disallowal** on the basis that no beneficial use was found. If you feel this determination has been made in error, or if you have any questions, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script that reads "Cindy E. Bird". The ink is dark and the signature is fluid.

Cindy E. Bird
Adjudication Bureau

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAY 21 2002
Department of Water Resources
Eastern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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
29-13160					
29-12552	-pd. - not changed -				
29-13162					

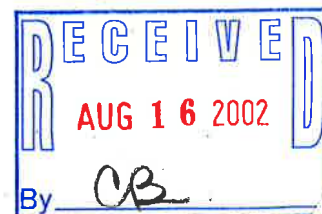
2. The following **REQUIRED** information must be submitted with this form:

- 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) Constance Marie Mueiting
9616 S. Marsh Creek Rd. McCammon ID. 83250
4. New Owner/Claimant(s) Margaret Leslie Stallwood
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 9616 S. Marsh Creek Rd. #
- City, State and ZIP Code McCammon ID. 83250
- New Telephone Number (208) 254-3193
5. Date you acquired the property 4-26-02



WARRANTY DEED

20208610

Order No.: 3010210125

No. 20208610

FOR VALUE RECEIVED

Federal National Mortgage Association

the grantor(s), do(es) hereby grant, bargain, sell and convey unto
Margaret L. Stallwood, an unmarried person

whose current address is

9616 S. Marsh Creek Rd. McCammon, ID 8350

Recorded at request of:

ALLIANCE TITLE & ESCROW

Date: 4-26-02 11:51A

Official Record Book 811

Bannock County Recorder

Fee 3.00 Deputy J

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

A parcel of land located in the NW¼SW¼ of Section 22, and the NE¼SE¼ Section 21, Township 9 South, Range 36 East of the Boise Meridian, Bannock County, Idaho, described as follows:

Commencing at a point marking the most Southwesterly corner of Green Vale, a subdivision filed for record in the Office of the Bannock County Recorder as Instrument No. 624657;
Thence from a tangent bearing South 31°04'12" West, along a curve to the right, having a radius of 1385.00 feet, through a central angle of 11°04'02", for an arc length of 267.53 feet, said curve being on the Easterly right of way of Marsh Creek Road;
Thence South 42°08'17" West, 67.25 feet;
Thence along a curve to the left, having a radius of 435.00 feet, through a central angle of 15°11'00" for an arc length of 115.28 feet to the True Point of Beginning;
Thence leaving said right of way South 89°56'59" East, 250.00 feet;
Thence South 59°45'04" East, 1097.16 feet;
Thence South 48°23'39" West, 125.89 feet;
Thence South 6°48'26" East, 72.28 feet;
Thence North 60°53'26" West, 584.04 feet;
Thence North 64°37'00" West, 321.48 feet;
Thence North 74°26'22" West, 370.51 feet to the Easterly right of way of Marsh Creek Road;
Thence North 16°20'17" East, along said right of way 116.86 feet;
Thence along a curve to the right, having a radius of 435.00 feet, through a central angle of 10°37'00", for an arc length of 80.60 feet to the True Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 4/24/2002

Federal National Mortgage Association

By: Tony Fortner, Vice President



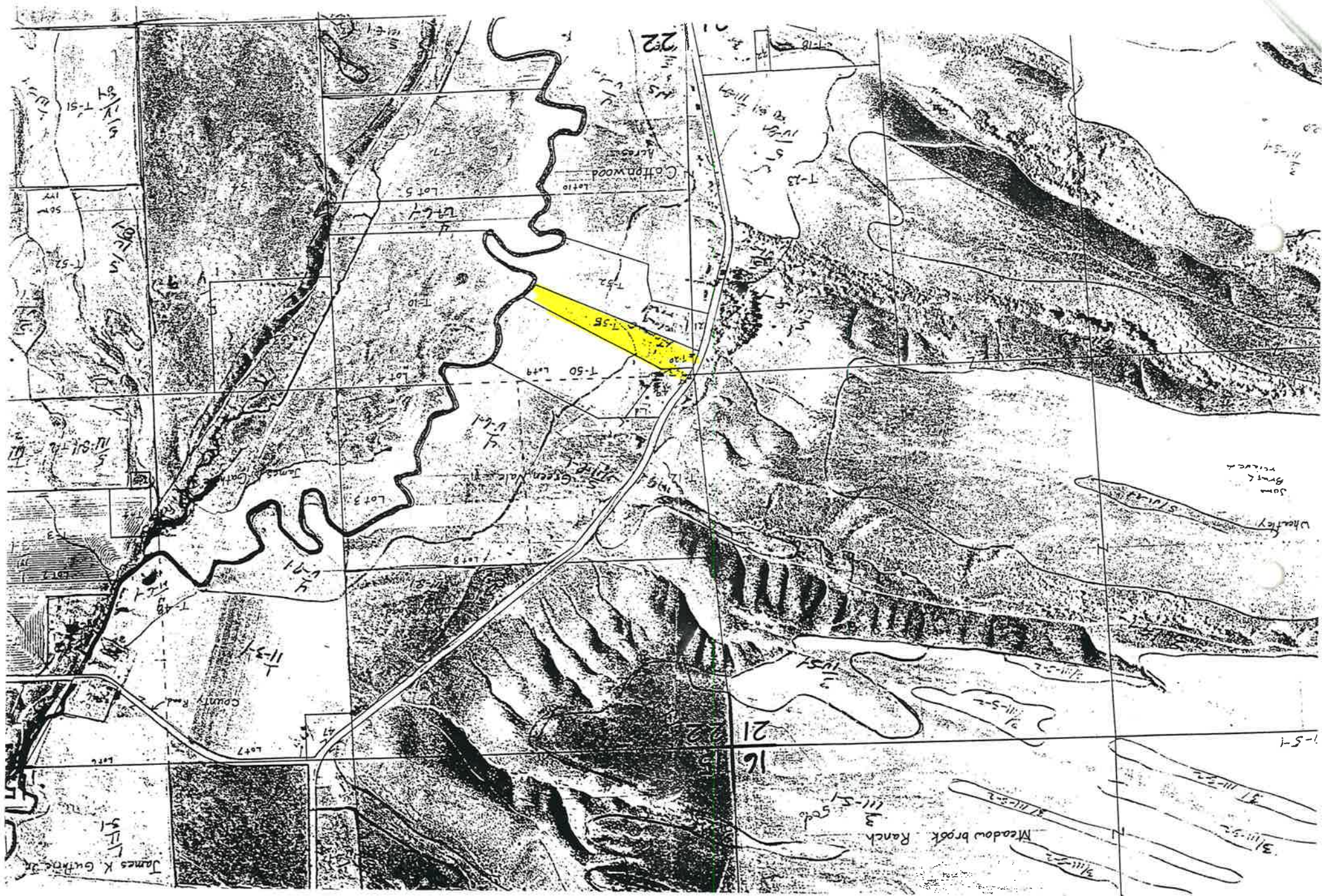
State of Texas

County of Dallas

On this 24 day of April, 2002, before me, a Notary Public in and for said state, personally appeared Tony Fortner known to me to be the Vice President of Federal National Mortgage Association, and acknowledged to me that he executed the same as such Vice President of Federal National Mortgage Association.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for the State of Texas
Residing at:
Commission Expires:



8/9/02 - Phone number is disconnected, no listing

- 9616 S. Marsh Crt. Rd

Margaret Stafford - 8/12/02. field exam notes.

April 26, 2002. * purchased the home.

254-9255. McElammon.
- Bill fields: * - husband - lives next door. auto.

- purchased 10 acres.

Parcel of land located NW 1/4 Sec. 22,
NESE Sec. 21.

Parcel No. R4223019206.

S22 T9S, R36E

TR Lot 9. Tax 55

6.21K.

- Need copy of deed, copy of map

- Stallwood. GPS POD - STALLWOOD.

N 42° 37.355' 14:52 AM.
W 112° 14.282' (15:52 PM)

- Marsh Creek

- Account was withdrawn Creek water
- Spung domestic. - decreed.

- installing pipe to irrigate lower pastures (2).

A29-13160
Margaret Stallwood
Narrative by Cindy Bird
August 14, 2002



Photo 1. Looking east at the POD off Marsh Creek.



Photo 2. Looking west at the POU.

C18

C

split right - parent right 29-2269D.

29-13160 i, 29-13161.

04/03/2002

Priority Date Data Entry Form

Claim Number: A29-13160

Water Right Priority Date: April 24, 1947

Water Right Basis: License

Claimed Priority Date: 4/24/1947

Claimed Basis: License

Recommended Priority Date: 4/24/1947

Recommended Basis License

_____ **Use Claimed Priority Date and Basis as Recommended Priority Date and Basis**

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer: CB

Date: 8/13/02

Point of Diversion and Source Data Entry Form

Claim Number: A29-13160Water Right Point of Diversion: T 9S, R 36E, Sec. 22, NW, SW, County: BannockSource: Marsh Crk Tributary: Portneuf R.Claimed Point of Diversion: T 9S, R 36E, Sec. 22, SE, NW, SW, County: BannockSource: Marsh Crk Tributary: Portneuf River

Recommended Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____



Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
<u>9S</u>	<u>36E</u>	<u>22</u>		<u>NW, SW</u>	<u>Bannock</u>	<u>Marsh Crk</u>
GPS Coordinates: <u>N 42° 37.355'</u> <u>W 112° 14.282'</u>						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

- field exam 8/12/02 Margaret Stallwood
- GPS'd POP
- license 29-22609

Transfers Changing POD _____

Reviewer: CBDate: 8/13/02

Place Of Use Data Entry Form

Claim Number: A29-13160☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
9S	36E	22	NWSW		Bannock		6	Irrigation

Total Acres 6

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
9S	36E	22	NWSW		Bannock	9	3.7	Irrigation

Total Acres 3.7

Document how the POU was verified:

Field exam 8/12/02. Margaret Stallwood
 irrigates lower (pastures), and the upper
 pasture to the fence.
 - 1987/88 NAPP Photography
 - Bannock Co. tax information

Transfers Changing POU _____

Reviewer: CBDate: 8/13/02

Purpose of Use Data Entry Form

Claim Number: A29-13160☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			100	

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			6	

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			3.7	

Document how the Purpose of Use was verified:

- field exam
- 1987/88 WAPP Photography
- 29-2269 License

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 8/13/02

Period of Use and Quantity Data Entry Form

Claim Number: A29-13160☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<u>Irrigation</u>			<u>2.0</u>	

Overall Diversion Rate 2.0

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<u>Irrigation</u>	<u>4/1</u>	<u>11/1</u>	<u>0.24</u>	

Overall Diversion Rate 0.24

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<u>Irrigation</u>	<u>4/1</u>	<u>10/31</u>	<u>0.07</u>	

Overall Diversion Rate 0.07

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

- 1987/88 NAPP Photography
- field exam
- license 29-2269

Reviewer: CBDate: 3/13/02

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____
Current Owner Margaret Stallwood. 9616 S. Marsh Crk Rd.
Name connector: and _____, or _____, and/or _____
Current Owner McCammon, ED 83250.
Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: Margaret Stallwood Phone Number: 254-3193

Relationship to Claimant: Claimant

Date of Field Exam: 8/12/02 Time: 2pm.

Directions to Property (if different from above) and/or update owner information:

9616 S. Marsh Crk Rd.

C18 Remark

P21 split from 29-2269 D.

Reviewer: CB

Date: 8/13/02

29-2269

State of Idaho

License and Certificate of Water Right

Water License No. 20063

Amount Two second feet

Water District No. _____

Priority April 24, 1947

THIS IS TO CERTIFY that FRED R. BISHOFF
of McCammon, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 24, 1947; that Permit No. 20063
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.5 second feet, was issued thereunder on March 22, 1952, showing that said works
were completed on the 13th day of March, 1952; and that on the 5th
day of May, 1952,

FRED R. BISHOFF

of McCammon, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Marsh
Creek, a tributary of Portneuf River, for the purpose of irrigation
, under Use Permit No. 20063 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4957, on the 22nd day of July, 1952;

The right hereby confirmed dates from April 24, 1947;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 22, Tp. 9 S., R. 36 E., B. M. Bennock Coun

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed Two (2) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	36 E.	21 22	Part of E $\frac{1}{2}$ E $\frac{1}{2}$)	125	--
			SW $\frac{1}{4}$ NW $\frac{1}{4}$ (		20
			Lot 8)		25
			Lot 9 (		35
			Lot 10)		20
			Number of Acres Actually Irrigated		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of July, 1952.

(SEAL)

MARK R. KULP
State Reclamation Engineer

SCANNED
APR 30 2001

29-2269

N^o 20063

29-2269

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

Application No. 27651
Permit No. 20063
District No.

1. Name of Applicant: FRED R. BISHOFF

Postoffice address: McCammon

County: Bannock

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) 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. Quantity of water claimed: 2.5

cubic feet per second.

3. Source of water supply: Marsh Creek

which is a tributary of Portneuf River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 22 , T. 9 S. , R. 36 E. , B.M., County of Bannock

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$1,000.00

8. Kind of works: Pumping plant

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet;

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 4 cubic feet out of Dry Creek

15. (a) Is reservoir to be used? ☐ NO If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

FRED R. BISHOFF

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: April 24, 1947

Returned to applicant for correction: April 25, 1947

Corrected application received: April 28, 1947

Approval of State Reclamation Engineer

The number of this permit is 20063

Recorded in Book 72 Page 20063 Approved May 5, 1947

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 July 5, 1947

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 November 5, 1949

The whole of said work to be completed on or before May 5, 1952

Beneficial use of water appropriated in accordance herewith, to be made on or before May 5, 1952

Witness my hand this 5th day of May, 1947

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

Governor of the State of Idaho.

and J. D. "CY" PRICE

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 5th

day of May, 1947.

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Governor.

Secretary of State.

Remarks: The stream, which is the source of my water right, dries up usually in June. I would like to pump water from Marsh Creek for my late irrigation purposes.

14.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9 S.	36 E.	22					20	35			10	30	30	0					125
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 20063																			
Comes now Fred R. Bishoff, and represents to the State Reclamation Engineer of the State of Idaho.																			
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20063, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:																			
That portion of the E 1/2 E 1/2 of Section 21, lying East of the County road, also Lots 8, 9, and 10, and that portion of the SW 1/4 NW 1/4 of Section 22, lying East of the County road. All in Township 9 South, Range 36 East, B.M., making a total of 125 acres.																			
That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.																			
Signed at 2 P.M. this 15th day of March, 1952.																			
Date of receipt at Office of Department of Reclamation March 18, 1952.																			
																FRED R. BISHOFF			

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 20063. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that FRED R. BISHOFF of McCammon, County of Bennecko, and State of Idaho, the holder of Permit No. 20063, issued upon Application No. 27651 bearing date of priority of April 24, 1947, authorizing the diversion of 2.5 second feet of the waters of Marsh Creek, a tributary of Portneuf River, County of Bennecko, State of Idaho, for irrigation 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 2.5 second feet of the waters of Marsh Creek; that the point of diversion of said waters is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, Township 9 South, Range 36 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: That portion of the E $\frac{1}{2}$ E $\frac{1}{2}$ Section 21, lying East of the County Road; also Lots 8, 9 and 10, and that portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22, lying East of the County Road; All in Township 9 South, Range 36 East, B.M. Containing 125 acres.

Witness my hand this 22nd day of March, A.D. 1952.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made March 13, 1952.
Certificate of completion of works issued March 22, 1952.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 20063.

Comes now Fred R. Bishoff and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 20063.

That the point of diversion is described in said permit as being located SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, Twp. 9 S., Range 36 E.B.M.

That he now requests that the point of diversion be changed to a point located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22, Twp. 9 S., Range 36 E.B.M.

That his reasons for desiring to make such change are as follows: There was an error made in the original application and permit.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at McCammon this 29th day of July, 1952.

FRED R. BISHOFF

Date of receipt at Department of Reclamation July 31, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 20063. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 2 SEC. FT.

pg. 4957

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20063

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Fred R. Bishoff, McCammon, Idaho

2. Source of water supply: Marsh Creek

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22

T. 9 S. R. 36 E. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Two Fairbanks Morse 4x5 Centrifugal pumps. Delivery into a 6" then 8" pipe. For each. Then combine into a 12" underground line, part concrete and part steel pipe. Forty feet lift, then diff. outlets. Two Fairbanks Morse 7 1/2 hp. motors, 1 phase, 60 cycles, 220 V., 1745 r.p.m. Mergerson switch panels. Pump houses wood construction 8'x8'x5' h. concrete floor.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lots 8, 9 and 10 Section 22;

That portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 22, and that portion of the E $\frac{1}{2}$ E $\frac{1}{2}$ Section 21,
lying East of the County road;

All in Township 9 South, Range 36 East, B. M.

See Map.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Snake River

Remarks:

Crops are hay & grain. Dairying.

This examination was made on the 9th day of July, 1952

(Signed) E. N. Humphrey Examiner.

20063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20063

REPORT ON PROOF OF Beneficial use

FRED R. BISHOFF, McCannan, Idaho

alp. 2.5 c/s

*2 c/s
S.W.R.*

100 acres

11-405

Identification No. 29 2269Transfer No. 1882STATE OF IDAHO
DEPARTMENT OF RECLAMATIONAPPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Emil A. Huskamp
Post office address P.O. Box 253, Tonopah, Nevada 89049
2. Right obtained by:
a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____
b. License No. 20063/29-2269 issued by the State of Idaho, Department of Reclamation.
3. Source of water Marsh Creek tributary to Portneuf River
(Name of stream or source)
4. Date of Priority April 24, 1947
5. Amount of water a. 2.0 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from March 15 to November 15
(Month, Day) (Month, Day)
7. Original location of point of diversion is NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22,
Township 9S, Range 36E, B.M., in Bannock County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	36E	22							20	L. 8 25			L. 9 35	L. 10 20					100

SCANNED

Total number of acres presently irrigated 100

APR 30 2001

9. If applicant was not the original holder of this right explain how it was acquired: _____
By purchase of part of the property covered by the right represented by
License No. 29-2269

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 0.24 c.f.s. and/or _____ acre feet
- b. New point of diversion: SW 1/4 SW 1/4, Section 22, Township 9S
, Range 36E, B.M. NW 1/4 SW 1/4, Sec. 22, T. 9S, R. 36E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
Pump and pipeline
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
Purchase of land did not include ditch right of way from original point of
diversion. Applicant will pump 0.24 cfs from Marsh Creek to irrigate the 13
acres he has purchased.
- f. Do you intend to make the transfer permanent? Yes
- g. Do you intend to abandon completely the old point of diversion? No, water will continue to
be diverted at the original point of diversion.
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DATE OF CLOSING: _____

JAN 22 1996

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

Department of Water Resources
Eastern District Office

NO
Diff. 1/4/14

☐ 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:

NO - R- 01C HT- NO - R- OK OK
929-12552, 929-040450, 929-022690, 929-07250

☐ Name and Address of Former
Owner/Claimant(s)(Seller):

KARL & RENAE EVANS

P.O. Box 381

Mc CAMMON, IDAHO 83250

☐ New Owner/Claimant
(Purchaser):

☐ New Mailing Address:

CONSTANCE MARIE MUETING

9616 S. MARSA CREEK RD.

Mc CAMMON, IDAHO 83250

☐ New Telephone Number:

(208) 254-3766

☐ 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:

WARRANTY DEEDS: There are two warranty deed attached.
The sale of the house & some of the property was
split up because of the way the bank financed
the sale, but all are mine.

(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)

Constance Marie Mueeting

Date 1-20-96

Date 1-26-96

☐ Signature of Former
Owner/Claimant(s):

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

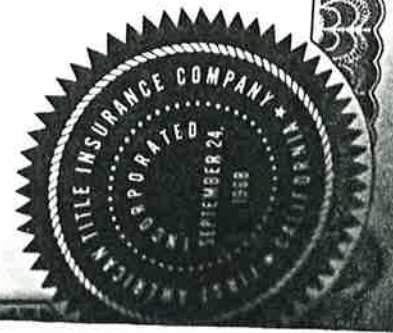
Claim Numbers of Split, if any:

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

MICROFILMED

NOV 14 1996

Firs



WARRANTY DEED

95019169

2-1

For Value Received **KARL EVANS and RENAE EVANS, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CONSTANCE MARIE MUETING, AN UNMARRIED PERSON

whose address is: **9616 S. MARSH CREEK ROAD, POCATELLO, ID, 83250**

DM

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

POOR ORIGINAL

RECEIVED

JAN 22 1996

Department of Veterans Affairs
Eastern District Office

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: DECEMBER 22, 1995

Karl Evans
KARL EVANS

Renae Evans
RENAE EVANS

MICROFILMED

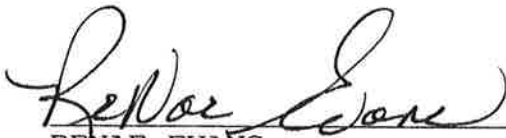
NOV 14 1996

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: DECEMBER 22, 1995


KARL EVANS


RENAE EVANS

STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

On This 22ND day of DECEMBER, in the year 1995, before me, a Notary Public in and for said State, personally appeared KARL EVANS and RENAE EVANS, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within Instrument, and acknowledged to me that THEY executed the same.

NOTARY SEAL

NO. **95019169**
RECORDED AT REQUEST OF

FIRST AMERICAN TITLE
'95 DEC 26 A11:16


Notary Public of Idaho
Residing at POCATELLO
Commission Expires: 2-18-99

OFFICE OF THE CLERK OF THE DISTRICT COURT
BANK COUNTY IDAHO
LARRY W. BROWN, CLERK
EE. 6-00 DEPUTY

MICROFILMED

NOV 14 1996

2-2

95019169

A parcel of Land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22 and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, Township 9 South, Range 36 East of the Boise Meridian, BANNOCK COUNTY, IDAHO, described as follows:

Commencing at a point marking the most Southwesterly corner of Green Vale, a Subdivision filed for Record in the Office of the Bannock County Recorder as Instrument No. 624657; thence from a tangent bearing South 31°04'12" West, along a curve to the right, having a radius of 1385.00 feet, through a central angle of 11°04'02", for an arc length of 267.53 feet, said curve being on the Easterly right-of-way of Marsh Creek Road; thence South 42°08'17" West, 67.25 feet; thence along a curve to the left, having a radius of 435.00 feet, through a central angle of 15°11'00", for an arc length of 115.28 feet to the TRUE POINT OF BEGINNING; thence leaving said right-of-way, South 89°56'59" East, 250.00 feet; thence South 59°45'04" East, 1097.16 feet; thence South 48°23'39" West, 125.89 feet; thence South 6°48'26" West, 72.28 feet; thence North 60°53'26" West, 584.04 feet; thence North 64°37'00" West, 321.48 feet; thence North 74°26'22" West, 370.51 feet to the Easterly right-of-way of Marsh Creek Road; thence North 16°20'17" East, along said right-of-way 116.86 feet; thence along a curve to the right, having a radius of 435.00 feet, through a central angle of 10°37'00", for an arc length of 80.60 feet to the TRUE POINT OF BEGINNING.

HE
fr
Om

MICROFILMED

NOV 14 1996

WARRANTY DEED

2-1

95019171

For Value Received **KARL EVANS and RENAE EVANS, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CONSTANCE M. MUETING, AN UNMARRIED PERSON



whose address is: 9616 S. MARSH CREEK ROAD - MCCAMMON, ID 83250

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, Idaho, to-wit:

SEE ATTACHED LEGAL

RECEIVED
JAN 22 1996
Department of Water Resources
Eastern District Office

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: DECEMBER 22, 1995


KARL EVANS


RENAE EVANS

STATE OF IDAHO
: ss
COUNTY OF BANNOCK

NOTARY SEAL

MICROFILMED
NOV 14 1996

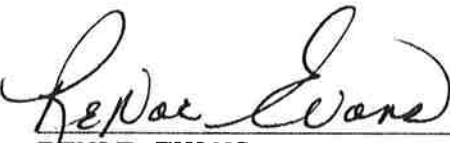
On This 22ND day of DECEMBER, in the year 1995, before me, a Notary Public in and for said State, personally appeared KARL EVANS and RENAE EVANS, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within instrument and acknowledged to me that THEY executed the same.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: DECEMBER 22, 1995


KARL EVANS


RENAE EVANS

STATE OF IDAHO

: ss

COUNTY OF BANNOCK

NOTARY SEAL

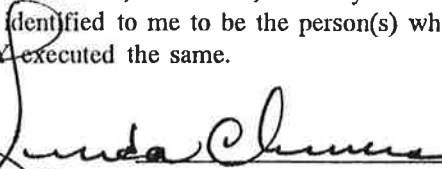
On This 22ND day of DECEMBER, in the year 1995, before me, a Notary Public in and for said State, personally appeared KARL EVANS and RENAE EVANS, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within Instrument, and acknowledged to me that THEY executed the same.

NO. 95019171

RECEIVED AT REQUEST OF

FIRST AMERICAN TITLE

'95 DEC 26 AM 11:17

 Notary Public of Idaho

Residing at POCATELLO

Commission Expires: 2-18-99

OFFICE OF THE CLERK OF THE DISTRICT COURT
BANK OF IDAHO
LAND RECORDS DEPARTMENT
EE 600 DEPUTY

MICROFILMED

NOV 14 1996

95019171

22

A parcel of Land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22 and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, Township 9 South, Range 36 East of the Boise Meridian, BANNOCK COUNTY, IDAHO, described as follows;

Commencing at a point marking the most Southwesterly corner of Green Vale, a Subdivision filed for Record in the Office of the Bannock County Recorder as Instrument No. 624657; thence from a tangent bearing South 31°04'12" West, along a curve to the right, having a radius of 1385.00 feet, through a central angle 11°04'02", for an arc length of 267.53 feet, said curve being on the Easterly right-of-way of Marsh Creek Road; thence South 42°08'17" West, 67.25 feet; thence along a curve to the left, having a radius of 435.00 feet, through a central angle of 25°48'00", for an arc length of 195.88 feet; thence South 16°20'17" West, 116.86 feet to the TRUE POINT OF BEGINNING; thence leaving said right-of-way, South 74°26'22" East, 370.51 feet; thence South 64°37'00" East, 321.48 feet; thence South 60°53'26" East, 584.04 feet; thence South 48°44'00" East, 52.09 feet; thence South 73°55'49" East, 105.66 feet; thence South 59°22'22" East, 148.44 feet; thence South 38°37'01" East, 114.44 feet; thence South 4°42'41" West, 67.94 feet; thence South 72°22'13" West, 26.32 feet; thence North 45°11'00" West, 54.21 feet; thence North 38°42'00" West, 102.40 feet; thence North 60°30'59" West, 88.55 feet; thence South 89°46'00" West, 111.76 feet; thence South 78°16'00" West, 189.13 feet; thence South 50°38'00" West, 84.84 feet; thence South 8°16'00" East, 28.54 feet to a point marking the Northeasterly corner of COTTONWOOD ACRES, a Subdivision filed for Record in the Office of the Bannock County Recorder as Instrument No. 624656; thence North 68°55'00" West, along the Northerly Boundary of said Subdivision, 610.84 feet; thence North 9°09'08" East, 111.51 feet; thence North 8°02'53" West, 155.67 feet; thence North 76°03'02" West, 425.52 feet to the Easterly right-of-way of Marsh Creek Road; thence North 16°20'17" East, along said right-of-way 206.72 feet to the TRUE POINT OF BEGINNING.

J.E. *Re*
Om

MICROFILMED

NOV 14 1995

Claim No.: A29-12284

A29-02269D

Priority Date: 2-18-1975

4-24-1947

Point of Div.: Sec. 22 SWSW

Sec. 22 SENWSW

Place of Use: Sec. 22 SWSW

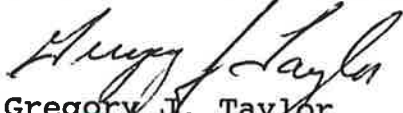
Sec. 22 NWSW

Basis of Claim: Beneficial Use

License

I apologize for any inconvenience and if you have any questions please do not hesitate to contact us at 525-7161.

Respectfully submitted,



Gregory J. Taylor
Sr. Water Agent, Adjudications

GT:gt

MICROFILMED

APR 12 1994

SCHEDULE A

RECEIVED

OCT 28 1992

Department of Water Resources
Eastern District Office

File Number: 1-56624-DD

Premium:

1. Effective Date: JUNE 5, 1991 AT 2:00 PM

2. Policy or Policies to be issued:

A. ☒ ALTA Owner's Policy, (4-6-90) ☒ Standard Coverage ☐ Extended coverage Amount \$ 20,000.00
Premium \$ 200.00

Proposed Insured:

KARL EVANS AND RANAE EVANS, HUSBAND AND WIFE

B. ☐ ALTA Loan Policy, (4-6-90) ☐ Standard Coverage ☐ Extended coverage Amount \$
Premium \$

Proposed Insured:

C. Amount \$
Premium \$

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:

FEE SIMPLE

4. Title to the estate or interest in said land is at the effective date hereof
vested in: FEE SIMPLE

THE HEIRS AND DEVISEES OF FRANK LEW, DECEASED

5. The land referred to in this Commitment is described as follows:

A PARCEL OF LAND LOCATED IN THE NORTH HALF SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 9 SOUTH, RANGE 36 E.B.M., AND A PORTION OF THE NORTHEAST QUARTER SOUTHEAST QUARTER, SECTION 21, TOWNSHIP 9 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT A POINT MARKING THE SOUTHWESTERLY MOST CORNER OF GREEN VALE, A SUBDIVISION FILED FOR RECORD IN THE OFFICE OF BANNOCK COUNTY RECORDER AS INSTRUMENT NO. 624657; THENCE SOUTHWESTERLY 267.53 FEET ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 11°04'02", TANGENTS OF 134.18 FEET, A RADIUS OF 1385.00 FEET AND A LONG CHORD OF 267.11 FEET BEARING SOUTH 36°54'59" WEST, SAID CURVE BEING ON THE EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD, TO A POINT OF TANGENCY; THENCE SOUTH 42°27' WEST, 67.25 FEET ALONG SAID EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD TO A

MICROFILMED

APR 16 1993

SCHEDULE

A

File Number: 1-56624-DD

Commitment Number: _____

POINT OF CURVATURE; THENCE SOUTHWESTERLY 115.28 FEET ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 15°11'00", TANGENTS OF 57.98 FEET, A RADIUS OF 435.00 FEET, AND A LONG CHORD OF 114.94 FEET BEARING SOUTH 34°51'30" WEST, SAID CURVE BEING ON SAID EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD, TO A POINT MARKING THE TRUE POINT OF BEGINNING; THENCE SOUTH 89°39' EAST, 250.00 FEET; THENCE SOUTH 59°27'05" EAST, 1097.16 FEET; THENCE SOUTH 48°35' WEST, 126.07 FEET; THENCE SOUTH 07°09' WEST, 72.14 FEET; THENCE SOUTH 48°05' EAST, 52.72 FEET; THENCE SOUTH 73°46' EAST, 105.90 FEET; THENCE SOUTH 59°09' EAST, 148.18 FEET; THENCE SOUTH 38°18' EAST, 114.40 FEET; THENCE SOUTH 05°28' WEST 67.89 FEET; THENCE SOUTH 80°04' WEST, 25.06 FEET; THENCE NORTH 45°11' WEST, 54.21 FEET; THENCE NORTH 38°42' WEST, 102.40 FEET; THENCE NORTH 60°31' WEST, 88.55 FEET; THENCE SOUTH 89°46' WEST, 111.76 FEET; THENCE SOUTH 78°16' WEST, 189.13 FEET; THENCE SOUTH 50°38' WEST, 84.84 FEET; THENCE SOUTH 10°23' EAST, 25.00 FEET TO A POINT MARKING THE NORTHEASTERLY CORNER OF COTTONWOOD ACRES, A SUBDIVISION FILED FOR RECORD IN THE OFFICE OF BANNOCK COUNTY RECORDER AS INSTRUMENT NO. 624656; THENCE NORTH 68°55' WEST, 610.00 FEET ALONG THE NORTHERLY BOUNDARY OF SAID COTTONWOOD ACRES; THENCE NORTH 09°33' EAST, 111.14 FEET ALONG SAID NORTHERLY BOUNDARY OF COTTONWOOD ACRES, THENCE NORTH 07°49' WEST, 155.08 FEET ALONG SAID NORTHERLY BOUNDARY OF COTTONWOOD ACRES; THENCE NORTH 75°44' WEST, 425.76 FEET ALONG SAID NORTHERLY BOUNDARY OF COTTONWOOD ACRES TO A POINT ON SAID EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD; THENCE NORTH 16°39' EAST 323.58 FEET ALONG SAID EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 80.60 FEET ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 10°37'00", TANGENTS OF 40.42 FEET, A RADIUS OF 435.00 FEET AND A LONG CHORD OF 80.49 FEET BEARING NORTH 21°57'30" EAST TO THE TRUE POINT OF BEGINNING.

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APR 12 1994

SCHEDULE B - SECTION I

File Number: 1-56624-DD

REQUIREMENTS

The following are the requirements to be complied with:

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to wit:

1. EXECUTION AND RECORDATION OF WARRANTY DEED FROM THE HEIRS AND DEVISEES OF FRANK LEW, DECEASED VESTING FEE SIMPLE TITLE IN KARL EVANS AND RANAE EVANS, HUSBAND AND WIFE.

NOTE: TAXES FOR THE YEAR 1990 WERE PAID IN THE AMOUNT OF \$2.02 AND \$60.48, LEDGER R4223016900 AND R4223019201.

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APR 12 1994

POOR ORIGINAL

SCHEDULE B - SECTION 2

File Number: 1-56624-DD

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company.

A. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records, or attaching subsequent to the effective date hereof but prior to the date the proposed Insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.

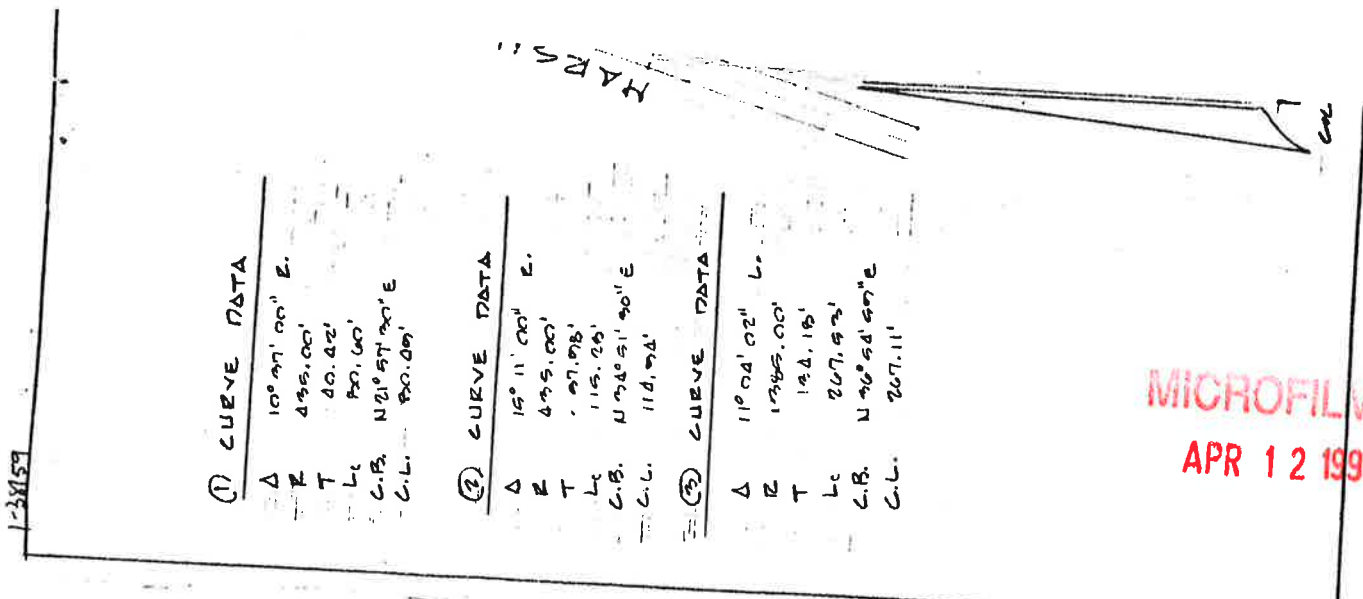
B. General Exceptions:

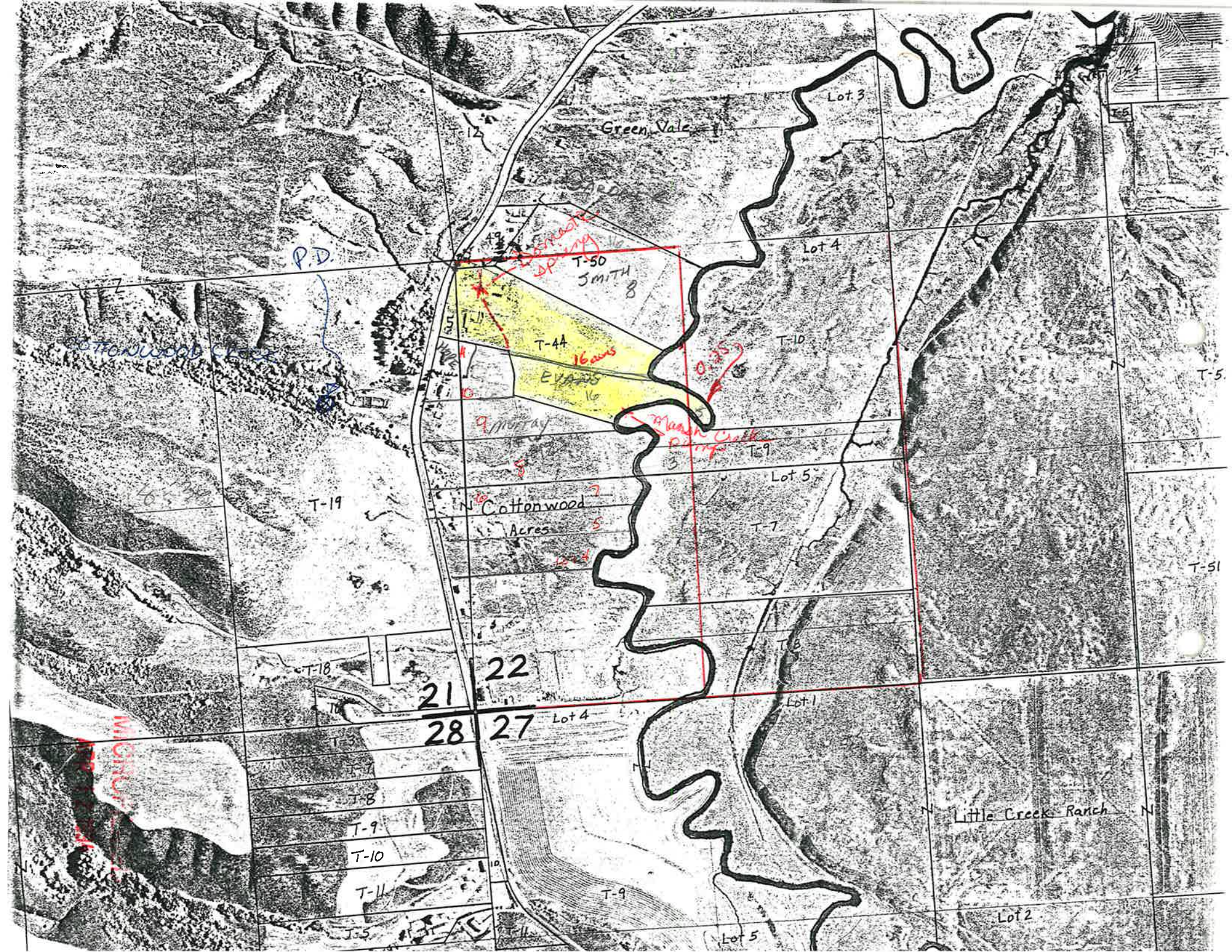
- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

C. Special Exceptions:

1. TAXES FOR THE YEAR 1991 AND SUBSEQUENT YEARS.
2. EASEMENT TO UTAH POWER AND LIGHT COMPANY, RECORDED JULY 18, 1947, IN BOOK 100, NO. 163, RECORDS OF BANNOCK COUNTY, IDAHO. SAID EASEMENT BEING FOR POWER LINES.
3. RIGHT, TITLE AND INTEREST OF THE PUBLIC IN AND TO THOSE PORTIONS OF THE ABOVE DESCRIBED PREMISES FALLING WITHIN THE BOUNDS OF ROADS OR HIGHWAYS.

DD/MM





P.D.

Green Vale

Lot 3

Lot 4

T-50
SMITH
8

T-44

16 acres

EVANS
16

T-10

0.35

9 Murray

Mason Creek
Pumping Station

Lot 5

Cottonwood
Acres

T-7

T-19

21

22

28

27

Lot 4

Lot 1

Little Creek Ranch

Lot 2

Lot 5

T-9

T-10

T-11

T-12

T-8

T-7

T-6

T-5

T-4

T-3

T-2

T-1

T-18

T-17

T-16

T-15

T-14

T-13

T-12

T-11

T-10

T-9

T-8

T-7

T-6

T-5

T-4

T-3

T-2

T-1



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

03-Dec-1992

KARL EVANS
PO BOX 381
MC CAMMON ID 83250

RE: NOTICE OF CLAIM NOS. A29-12283, A29-12284 AND A29-12552.

Dear Mr. Evans,

Please find enclosed a copy of the change of ownership submitted, along with the claims that have been amended to reflect you as the new owner and renumbered to reflect the water rights that are on record with the department.

Claim No. A29-12552 is a new claim for domestic/stockwater. Please review the Notice to ensure accuracy, and if you agree that it is correct, simply sign it in the presence of a Notary and return it to my attention with the \$25.00 filing fee. If you wish to make any changes to the claim make them on the form, initial each change, and then sign in the presence of a Notary.

Below I have tried to explain what has been amended on claims A29-12283(A29-04045D) and A29-12284(A29-02269D).

As claimed by Frank Lew Estates:

As amended by Karl
Evans:

Claim No.: A29-12283

A29-04045D

Priority Date: 2-18-1975

6-18-1902

Point of Div.: Sec. 22 SWSW

Sec. 21 NESE

Place of Use: Sec. 22 SWSW

Sec. 22 NWSW

Basis of Claim: Beneficial Use

Statutory Claim

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APR 12 1994



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

DECEMBER 1, 1992

KARL EVANS
PO BOX 381
MC CAMMON ID 83250

RE: CHANGE IN OWNERSHIP FOR A29-12283 AND A29-12284

Dear Mr. Evans:

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

Enclosed are typed Notices 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 these Notices for your records.

Respectfully submitted,

D. Thompson
Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: COPY OF CHANGE IN OWNERSHIP/COPY NOTICES

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APR 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

May 11, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CONSTANCE MUETING
9616 S MARSH CREEK RD
MC CAMMON ID 83250

RE: CHANGE IN OWNERSHIP FOR 29-2269D & 29-4045D

Dear Ms. Mueeting:

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

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

29-2269D:

29-13160, 6 acres, .24 cfs, Mueeting

29-13161, 9 acres, .36 cfs, Davis

29-4045D:

29-13162, 6 acres, .20 cfs, Mueeting

29-13163, 9 acres, .30 cfs, Davis

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

Respectfully submitted,

A handwritten signature in cursive script that reads 'Jennifer Crabtree'.

Jennifer Crabtree

Technical Records Specialist

Enclosure

Form 42-248/42-1409(6) July, 2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

FEB 07 2001

Department of Water Resources
Eastern Region

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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	2269	☒ YES			
29	4045	☒ YES			

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)

Constance Mustine9616 So. Marsh Creek Rd. McCammon Idaho 83250

4. New Owner/Claimant(s)

Sarah Davis an unmarried PersonName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1867 Esterline

City, State and ZIP Code

Twin Falls, Idaho 83301

New Telephone Number

(208) 734-9166

5. Date you acquired the property

January 30, 2001

Form 42-246/42-1409(a) July, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>29 2269 10</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>• 36 CFS IRR</u>	<u>for 9 acres</u>
Stock		
Domestic		
Other		
Total	<u>• 36 CFS</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT		
(If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>29 4045 10</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>TOTAL → • 30 CFS</u>	<u>for 9 acres</u>
Stock	<u>• 29 CFS FOR IRR</u>	
Domestic	<u>• 01 CFS FOR STOCK</u>	
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) SARAH DAVIS
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

29-12552

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 29-13160
Date Received: 5/11/01
Receipt No:
Received By:

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

1. Name of Claimant(s)

CONSTANCE MARIE MUETING Phone: (208)254-3766

9616 S MARSH CREEK RD
MC CAMMON ID USA 83250

2. Date of Priority: 04/24/1947

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
09S	36E	22	SE NW SW	BANNOCK	

5. Description of diverting works:

PUMP FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.24	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
09S	36E	22	NW SW	IRRIGATION	6
Section Acres					6

Total Acres 6

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:

14. Remarks:

SPLIT FROM FORMER RIGHT 29-2269D

15. Basis of Claim: License