

OCT 24 2019

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoIdent. No. 11-7858

1. Name of applicant(s) Matt and Mary Jensen Phone 208-847-2951
 Name connector (check one): ☒ and ☐ or ☐ and/or
 Mailing address 1907 Ovid Rd City Ovid
 State ID ZIP 83254 Email jensenclubcalves@yahoo.com
2. Name of representative, if any Cooper Jensen Phone 208-705-6747
 Mailing address 90 Center Rd City Ovid
 State ID ZIP 83254 Email cooperropes1@hotmail.com
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply JENSEN SPRING which is a tributary of SINKS
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
13S	43E	3		SE	NE	SE	BEAR LAKE	JENSEN SPRING	

5. Water will be used for the following purposes:
- Amount .02 for STOCKWATER purposes from 01/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) .02 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Spring box that feeds a storage tank, which will be piped to troughs.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by M. Pettis Receipt No. E045410 Date 10-24-19

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8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. 100 Range Cattle
- Municipal; must complete and attach the Municipal Water Right Application Checklist.
- Domestic; show number of households _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	43E	2									X	X	X				X		
		3													X				
		11	X																

Total number of acres to be irrigated: 0

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? N/A

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Develope spring to provide water for several trough locations on applicants property. Water to be piped from a storage tank to troughs.

13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Matt Ray Jensen
Signature of Applicant

Matt Ray Jensen
Print Name (and title, if applicable)

Mary P Jensen
Signature of Applicant

Mary P Jensen
Print Name (and title, if applicable)

Jensen Stockwater Permit



11-7858

WARRANTY DEED

For Value Received,

CARMA M. JENSEN, now know as CARMA SMALL, individually and ALAN DON JENSEN and BRUCE WILLIAM JENSEN, Co-Trustees of the DON K. JENSEN TESTAMENTARY TRUST,

THE GRANTOR(S),

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

MATT K. JENSEN and MARY P. JENSEN, husband and wife
of 1907 OVID ROAD, OVID, County of Bear Lake, State of ID. 83254,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), her heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that she is the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that she will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 20 February 2009

Carma M. Jensen
CARMA M. JENSEN

Carma Small
CARMA SMALL

DON K. JENSEN TESTAMENTARY TRUST

DON K. JENSEN TESTAMENTARY TRUST

Alan Don Jensen
By: ALAN DON JENSEN

Bruce William Jensen
By: BRUCE WILLIAM JENSEN

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 20th day of February, 2009, before me a Notary Public in and for the State, personally appeared

CARMA M. JENSEN, nka CARMA SMALL

known to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year in the certificate first above written.

Carrie Hemmert
Notary Public
Residing at: St. Anthony ID
My Commission Expires: 11-3-2012



Instrument # 203937

BEAR LAKE COUNTY
3-6-2009 08:32:21 No. of Pages: 3
Recorded for: FIRST IDAHO TITLE CO.
KERRY HADDOCK Fee: \$9.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

Cindy Garner

MAIL TAX NOTICE TO: MATT K. JENSEN and MARY P. JENSEN
1907 OVID ROAD, OVID, ID. 83254

11-7858

EXHIBIT A

TOWNSHIP 13 SOUTH, RANGE 43 EAST BOISE MERIDIAN, BEAR LAKE COUNTY, IDAHO

Section 2: SW $\frac{1}{4}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$; W $\frac{1}{4}$ SE $\frac{1}{4}$. EXCEPT: Commencing at the SW corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2; thence West 595 feet; thence North 1320 feet; thence East 595 feet; thence South 1320 feet to the Place of Beginning.

ALSO: Commencing at the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2; thence North 1320 feet; thence East 496 feet; thence South 6°30' West 906 feet; thence South 16°20' West 431 feet; thence West 240 feet to the Place of Beginning. EXCEPT: Commencing at the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, running thence North 300 feet; thence East 327 feet, more or less to the Ovid Bend Road; thence South 16°20' West along said road, 312.5 feet, more or less, to a point where the road intersects the South line of said Section 2; thence West 240 feet to the Point of Beginning.

Section 3: Commencing at the SE corner of Section 3; thence West 960 feet; thence North 1900 feet; thence East 350 feet; thence North 740 feet; thence East 610 feet; thence South 2640 feet to the Place of Beginning.

Section 11: Commencing at a point 85 rods East from the NW corner of the NE $\frac{1}{4}$ of Section 11; thence East 75 rods; thence South 36 rods; thence West 85 rods; thence North 8 rods; thence Northeasterly 30 rods, more or less to the Place of Beginning.

Sections 10 and 15: Commencing at a point 20 chains South and 10 chains and 67 links South 89° East from the NE corner of the SE $\frac{1}{4}$ of Section 9, thence South 47°30' East 104 rods; thence South 28°27' West 11 rods; thence South 71° East 8 rods; thence South 7° West 13.13 chains, more or less to the center of North Creek; thence Westerly up the said creek to a point which is 17.64 chains South 89°25' East and 15.15 chains South 13°45' West from the NW corner of Section 15 of said Township-Range; thence North 13°45' East 63 rods; thence North 55°30' West 22.8 rods; thence South 22° West 16.4 rods; thence South 89°25' East 2.4 rods; thence South 22°10' West 39 rods, more or less to the center of North Creek; thence Westerly up North Creek to a point 32 rods South 89°25' East and 43.5 rods South 22°10' West and 0.68 chains East from the NW corner of Section 15, said Township, Range, thence West 0.68 chains; thence North 22°10' East 43.5 rods; thence North 89°25' West 2.4 rods; thence North 22° East 28 rods; thence North 53° West 4.10 chains; thence North 13°30' East 45.5 rods; thence South 89° East 5 rods to the Place of Beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 30, 2019

MARY JENSEN
MATT JENSEN
1907 OVID RD
OVID, ID 83254-4930

Application For Permit No. 11-7858

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the THE NEWS EXAMINER on 11/6/2019 and 11/13/2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in blue ink, appearing to read 'CH' followed by a stylized flourish.

Christina Henman
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, October 30, 2019 10:46 AM
To: NEWS EXAMINER (bjohnson@hjnews.com); NEWS EXAMINER (hjclass@hjnews.com)
Subject: Legal Ads for News Examiner
Attachments: 11-7858 News Examiner.doc

Good Morning,

Please see attached document regarding legal notices to run in your paper.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

October 30, 2019

MAY CONTAIN MORE THAN 1 PAGE

Legal Notice Department

News Examiner

PO Box 278

Montpelier ID 83254-0278

RE: Application For Permit No.(s): 11-7858

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 11/25/2019. Your cooperation is appreciated.

Sincerely,

Christina Henman
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax
Christina.Henman@idwr.idaho.gov

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

11-7858

MARY and MATT JENSEN

1907 OVID RD

OVID, ID 83254-4930

Point of Diversion

SENESE S3 T13S R43E

BEAR LAKE County

Source JENSEN SPRING Tributary SINKS

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 10/24/2019

Place Of Use: STOCKWATER

T13S R43E S2 NESW NWSW SWSW SWSE

T13S R43E S3 NESE

T13S R43E S11 NENE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 11/25/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/6/2019 and 11/13/2019



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 30, 2019

Josh Hanks
Water District 11
132 E 400 S
Richmond, UT 84333

RE: Application for Permit 11-7858

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered during regional review. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure(s)

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No.: 11-7858

Applicant's Name: Matt and Mary Jensen

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
b) ☐ I do not oppose approval of this application if it is conditioned as follows:

c) ☐ I oppose approval of this application for the following reasons:

d) ☐ Additional Comment:

Dated this _____ day of _____, 20____.

Water District No: 11

Watermaster's Signature