



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 5, 2018

VERDIS L NORTON
11932 HIDDEN CANYON LN
SANDY UT 84092

RE: Ownership of Water Right 22-12019

Dear Property Owner:

We have been advised that you may be the current owners of Water Right No. 22-12019.

When a change of ownership involving a water right occurs, Idaho Code § 42-238 requires that the new owner submit to the Idaho Department of Water Resources ("Department") a Notice of Change in Water Right Ownership form. I have enclosed a Notice of Change in Water Right Ownership form for your submittal to the Department or you can find the form on the Department's website: www.idwr.idaho.gov. I have also enclosed a water right proof report and a map showing the place of use for water right 22-12019

Please return the completed form along with the required supporting documentation and fees to: IDWR, PO Box 83720, Boise, Idaho 83720-0098.

If you have any questions regarding this matter, please contact me at 208-287-4942.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley". The signature is written in dark ink and is positioned above the printed name and title.

Jean Hersley
Technical Records Specialist II

Enclosures

c: Idaho State University Foundation

Idaho State UNIVERSITY

Idaho State University Foundation
921 South 8th Avenue, Stop 8050 • Pocatello, Idaho 83209-8050

RECEIVED

MAR 05 2018

DEPARTMENT OF
WATER RESOURCES

February 27, 2018

State of Idaho
Department of Water Resources
PO Box 93720
322 E Front St STE 648
Boise, ID 83720-0098

RE: Water Right Number 22-12019

We have reviewed the online Department of Water Resources Water Right Report and determined that Idaho State University Foundation is still listed as the owner of water rights for the above specified right.

This property was sold to Verdis Norton on June 17, 2015. The sale included the water rights and accordingly, Idaho State University Foundation no longer has an interest in the water rights.

The last address we have for Verdis Norton is:

4484 N 5631 W
Rexburg, ID 83440

Based on our review of current Teton County records, it appears that the property has been subdivided into two parcels and made subject to restrictions. We are enclosing the records we were able to locate to assist you in contacting Mr. Norton.

We appreciate your assistance with updating the water right records to reflect current ownership. Please contact our office at (208) 282-3015 should you have any questions regarding this letter.

Sincerely,



Shauna Croft
Director of Finance
Idaho State University Foundation

enc

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

2/15/2018

WATER RIGHT NO. 22-12019

Owner Type	Name and Address
Current Owner	IDAHO STATE UNIVERSITY FOUNDATION INC 921 S 8TH AVE STOP 8050 POCATELLO, ID 83209
Current Owner	MILLER FAMILY CHARITABLE REMAINDER TRUST IDAHO STATE UNIVERSITY FOUNDATION TRUSTEE 921 S 8TH AVE STOP 8050 POCATELLO, ID 83209
Original Owner	DON L PAPENBERG
Original Owner	SYLVIA J PAPENBERG 5660 DRAWBRIDGE DR BOISE, ID 83703 2083369052

Priority Date: 04/01/1889
Basis: Decreed
Status: Active

Source	Tributary
WARM CREEK	TETON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

WARM CREEK|NWSW|Sec. 15|Township 03N|Range 45E|TETON County

Place(s) of use:

Place of Use Legal Description: STOCKWATER TETON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	45E	15		NWSW										

Conditions of Approval:

1	C18	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.
2	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4		PARCEL NO. RP03N45E155400A STOCKWATER, 25 CATTLE & HORSES

Dates:

Licensed Date:
Decreed Date: 08/18/1999
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Close

Instrument # 236986

TETON COUNTY, IDAHO

06-23-2015 09:00:00 No. of Pages: 1

Recorded for: ALLIANCE TITLE - DRIGGS OFFICE

MARY LOU HANSEN Fee: \$10.00

Ex-Officio Recorder Deputy, Mary Lou Hansen

Index to: DEED, WARRANTY

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:274989

FOR VALUE RECEIVED

Idaho State University Foundation

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

Verdis L. Norton a married person

whose current address is

4484 N 5631 W
Rexburg, ID 83440

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

The Northwest Quarter of the Southwest Quarter of Section 15, Township 3 North,
Range 45 East, Boise Meridian, Teton County, Idaho

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: June 16, 2015

Idaho State University Foundation



By:

Its: Authorized Signer

State of Idaho } ss.
County of Blaine }

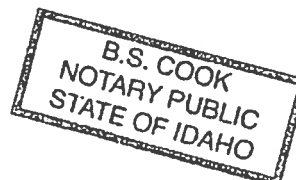
On this 17 day of June, 2015, before me, B.S. Cook, a Notary Public in and for said state, personally appeared Verdis L. Norton known to me to be the Chairman of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she executed the foregoing in said Corporation name. 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 Idaho

Residing at:

Commission Expires:

RESIDES IN POCATELLO
EXPIRES 04-21-2021



DECLARATION OF RESTRICTIONS

THIS DECLARATION is made effective as of Feb 25 2016, by Verdis L. Norton of 11932 Hidden Canyons Lane, Sandy, UT. 84092 ("Declarant").

ARTICLE I - RECITALS

The property subject to this Declaration includes the property legally described as follows (the "Property"):

The purpose of this Declaration is to set forth a restriction that the property may not be split or further divided without compliance with the Teton County, Idaho Subdivision and Zoning Codes. The restriction is made in consideration of Teton County, Idaho allowing Declarant to split their property into two parcels at the time of this Declaration as evidenced by that Record of Survey filed in the land records of Teton County, Idaho as Instrument Number 239964.

PARCEL 1 - WEST HALF NORTHWEST QUARTER SOUTHWEST QUARTER

THE WEST HALF NORTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 3 NORTH, RANGE 45 E., B.M. TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS: COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 15 AND RUNNING THENCE S 89°40'38"E, 660.66 FEET ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER; THENCE S 00°03'40"W, 1321.18 FEET; THENCE N 89°35'25"W, 661.03 FEET; THENCE N 00°04'37"E, 1320.17 FEET TO THE POINT OF BEGINNING.

CONTAINS 20.03 ACRES.

SUBJECT TO A 30 FOOT WIDE COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTH PROPERTY LINE BEING W9500S AND ALONG THE WEST PROPERTY LINE BEING S2000W.

PARCEL 2 - EAST HALF NORTHWEST QUARTER SOUTHWEST QUARTER

THE EAST HALF NORTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 15, TOWNSHIP 3 NORTH, RANGE 45 E., B.M. TETON COUNTY BEING FURTHER DESCRIBED AS: FROM THE WEST QUARTER CORNER OF SAID SECTION 15, S 89°40'38"E, 660.66 FEET ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER TO THE POINT OF BEGINNING; THENCE S 89°40'38"E, 660.66 FEET; THENCE S 00°02'43"W, 1322.18 FEET; THENCE N 89°35'25"W, 661.03 FEET; THENCE N 00°03'40"E, 1321.18 FEET TO THE POINT OF BEGINNING.

CONTAINS 20.05 ACRES.

SUBJECT TO A 30 FOOT WIDE COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTH PROPERTY LINE BEING W9500S.

ARTICLE 2 - DECLARATION

Declarant declares that the Property shall be held, sold, conveyed, encumbered, hypothecated, leased, used, occupied, and improved subject to the following Restrictions, all of which are declared and agreed to be in furtherance of enhancing the value, desirability, and attractiveness of the Property. The Restrictions set forth herein:

A. shall run with the land constituting the Property, and with each estate therein, and shall be binding upon all persons having or acquiring any right, title, or interest in the Property or any lot, parcel, or portion thereof;

B. shall inure to the benefit of every lot, parcel, or portion of the Property and any interest therein, and in the event the Property is split or otherwise subdivided by the Declarant, or Declarant's successors in interest, each lot, parcel, or portion of the Property as split or subdivided shall be treated as individual lots (the term "Lot" and "Lots" refers to the Property and each tract that it may be split into by the Declarant) and all Restrictions shall apply to each Lot; and,

C. shall inure to the benefit of, and be binding upon, Declarant, Declarant's successors in interest, and each grantee, and such grantee's respective successors in interest.

ARTICLE 3 - RESTRICTIONS

3.1 **No Further One Time Only Split.** The two (2) lots created by this split shall not be split or divided further by a "one time only" process but may only be split by following the subdivision and zoning procedures of the Teton County, Idaho Code.

3.2 **Exemption of Declarant.** Nothing contained herein shall limit the right of Declarant to subdivide or re-subdivide any portion of the Property, to grant licenses, to reserve rights-of-way and easements, or to construct improvements as Declarant deems advisable.

ARTICLE 4 - MISCELLANEOUS

4.1 **Interpretation.** The provisions of this Declaration shall be liberally construed to effectuate its purpose. This Declaration shall be construed and governed under the laws of the State of Idaho.

4.1.1 **Singular Includes Plural.** Unless the context requires a contrary construction, the singular shall include the plural and the plural singular, and the masculine, feminine, or neuter shall each include the masculine, feminine, and neuter.

4.1.2 **Captions.** All captions and titles used in this Declaration are intended solely for convenience or reference and shall not affect that which is set forth in any of the provisions hereof.

4.2 **Successors and Assigns.** All references herein to Declarant, owners, or person shall be construed to include all successors, assigns, partners, and authorized agents of such Declarant, owners, or person.

IN WITNESS WHEREOF, the Declarant has executed this Declaration effective as of the date first set forth above.

Verdis L. Norton
Verdis L. Norton

STATE OF UTAH)
SS
County of SALT LAKE)

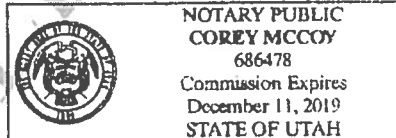
On this 11 day of FEB 2016 in the year of 2065, before me, a Notary Public in and or the State of Idaho, personally appeared Verdis L. Norton, identified to me to be the person whose name is subscribed to this instrument and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Notary Public: COREY MCCOY

Residing 12271 S 900 E DRAPER UT

My commission expires: DEC 11, 2019



Instrument # 239965

TETON COUNTY, IDAHO

2-25-2016 09:34:00 AM No. of Pages: 2

Recorded for : AW ENGINEERING

MARY LOU HANSEN

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

WARRANTY DEED

Warranty deed made this 25th day of February, 2016 between Verdis L. Norton of
11932 Hidden Canyons Lane, Sandy, UT. 84092 referred to as Grantor, and Verdis L. Norton of
11932 Hidden Canyons Lane, Sandy, UT. 84092, referred to as Grantee.

Grantor in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the
receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does hereby grant, bargain,
sell and convey, and confirm unto Grantee and his heirs and assigns forever, all the following described real
estate situated in Teton County, Idaho:

THE WEST HALF NORTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 15,
TOWNSHIP 3 NORTH, RANGE 45 E. B.M. TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 15 AND RUNNING
THENCE S 89°40'38"E, 660.66 FEET ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER;
THENCE S 00°03'40"W, 1321.18 FEET;
THENCE N 89°35'25"W, 661.03 FEET;
THENCE N 00°04'37"E, 1320.17 FEET TO THE POINT OF BEGINNING.

CONTAINS 20.03 ACRES.

SUBJECT TO A 30 FOOT WIDE COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTH
PROPERTY LINE BEING W9500S AND ALONG THE WEST PROPERTY LINE BEING S2000W.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantee and
his heirs and assigns forever.

 NOTARY PUBLIC
COREY MCCOY
686478
Commission Expires
December 11, 2019
STATE OF UTAH

Instrument # 239966

TETON COUNTY, IDAHO

2-25-2016 09:35:00 AM No. of Pages: 2

Recorded for : AW ENGINEERING

MARY LOU HANSEN

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

WARRANTY DEED

Warranty deed made this 25th day of February, 2016 between Verdis L. Norton of 11932 Hidden Canyon Lane, Sandy, UT. 84092 referred to as Grantor, and Verdis L. Norton of 11932 Hidden Canyon Lane, Sandy, UT. 84092, referred to as Grantee.

Grantor in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and does hereby grant, bargain, sell and convey, and confirm unto Grantee and his heirs and assigns forever, all the following described real estate situated in Teton County, Idaho:

THE EAST HALF NORTHWEST QUARTER SOUTHWEST QUARTER OF SECTION 15,
TOWNSHIP 3 NORTH, RANGE 45 E..B.M. TETON COUNTY BEING FURTHER DESCRIBED AS:
FROM THE WEST QUARTER CORNER OF SAID SECTION 15, S 89°40'38"E, 660.66 FEET ALONG THE
NORTH LINE OF SAID SOUTHWEST QUARTER TO THE POINT OF BEGINNING;
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CONTAINS 20.05 ACRES.

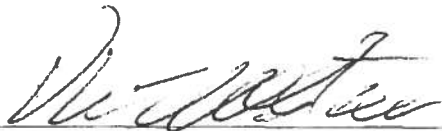
SUBJECT TO A 30 FOOT WIDE COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTH
PROPERTY LINE BEING W9500S.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantee and his heirs and assigns forever.

And Grantor and his heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, his heirs, and assigns against Grantor and his heirs and against all and every person and persons whomsoever, lawfully claiming the same.

Restriction: The two (2) lots created by this split shall not be split or divided further by a "one time only" process but may only be split by following the subdivision and zoning procedures of the Teton County, Idaho Code.

Grantor has hereunto set his hand on the day and year first above written.



VERDIS L. NORTON

STATE OF UTAH

)

SS

County of SALT LAKE

)

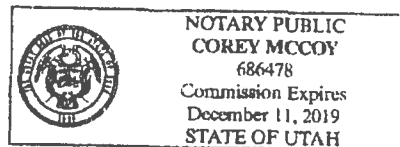
On this 11 day of FEB 2016 in the year of 2016, before me, a Notary Public in and for said State, personally appeared Verdis L. Norton, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.



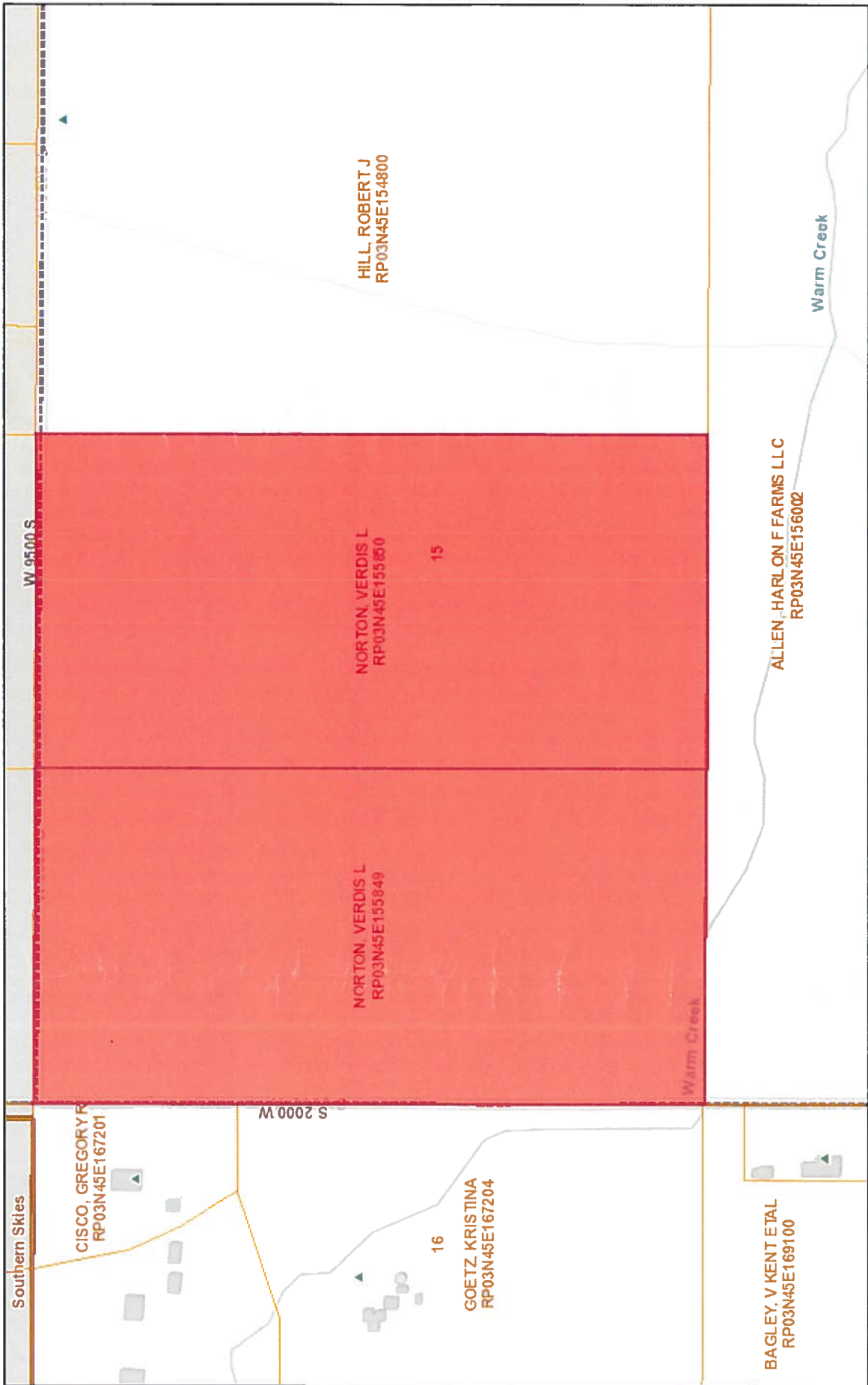
Notary Public

Residing at: 12271 S 900E DRAPER UT

My commission expires: Dec 11, 2016

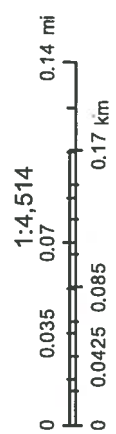


Teton County, Idaho



2/20/2018, 4:27:35 PM

- ☒ Owner_Query result
- ☐ Sections
- ☐ County Boundary
- ☐ Parcels
- ☐ Address



Sources: Esri, HERE, DeLorme, Intermap, Increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, Geobase, IGN, Kadaster NL, Ordnance Survey,