



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 22, 2015

Justin Oleson
PO Box 1047
Blackfoot ID 27-10448

RE: Notice of Change in Water Right Ownership
Water Rights: 27-10448

Dear Sir/Madam:

On May 11, 2015, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership, according to the notes on file the department contacted you in both June and July of 2015, we discussed that it appears the water right in question is not appurtenant to your property and additional information is required. On September 18, 2015, we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request for additional information. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future when you have collected the requested documentation of ownership. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the ownership change.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

Barg, Jonie

From: Barg, Jonie
Sent: Thursday, October 22, 2015 9:15 AM
To: Carlos, Rhea
Subject: Refund Request
Attachments: E041004.pdf

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E041004
Amount: \$25.00
Payable to: Justin Oleson
PO Box 1047
Blackfoot ID 83221

Reason: Total filing fee received \$25.00 for ownership change for 1 water right. The water right does not appear to be appurtenant to the ground purchased. Because the ownership change cannot be complete a full refund is required.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 11 2015

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
27-10488	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Raymond Jensen & Ardith Jensen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Justin Jensen
New owner(s) as listed on the conveyance document
- Mailing address: P.O. Box 1047 City: Blackfoot State: Id ZIP: 83221
- Telephone: 208-785-4700 / 317-4201 Email: _____

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 2/6/15

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☒ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Title, if applicable: _____ Date: 5/7/15
- Signature of new owner/claimant

- Signature: _____ Title, if applicable: _____ Date: _____
- Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 5/11/2015 Receipt No. E041004 Receipt Amt. \$25.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9: _____ Approved by: _____ Processed by: _____ Date: _____

SCANNED

SEP 18 2015

Instrument # 664701

BINGHAM COUNTY

2-9-2015 04:31:48 PM No. of Pages: 2

Recorded for : 2997 JUSTIN OLESON

PAMELA W. ECKHARDT

Fee: 13.00

Ex-Officio Recorder Deputy



QUIT CLAIM DEED

THIS INDENTURE made this 6th day of February, 2015, between ANNE HAYES JENSEN of Blackfoot, County of Bingham, State of Idaho, the party of the first part, and JUSTIN B. OLESON of Blackfoot, County of Bingham, State of Idaho, the party of the second part.

WITNESSETH that the said party of the first part, for value received does by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns all of certain lots, pieces, or parcels of land, situate, lying and being at 126 East 350 North in Blackfoot, County of Bingham, State of Idaho, bounded and particularly described as follows, to-wit:

PARCEL 1:

TOWNSHIP 2 SOUTH, RANGE 36 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 17: THE E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

PARCEL 2:

TOWNSHIP 2 SOUTH, RANGE 36 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 17: THE W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING THEREFROM: Commencing at the Northwest corner of Section 17; thence S 00°06'28" E 2651.27 feet along the section line to the west $\frac{1}{4}$ corner; thence S 89° 33'53" E 1322.17 feet along the south line of the northwest $\frac{1}{4}$ to the southwest corner of the west $\frac{1}{4}$ southeast $\frac{1}{4}$ northwest $\frac{1}{4}$; thence N 00°07'24" W 41.50 feet along the west line of said west $\frac{1}{2}$ southeast $\frac{1}{4}$ northwest $\frac{1}{4}$ to the point of the beginning. Said point of beginning being on the northerly right of way line of a county road; thence N 00°07'24" W 160.00 feet continuing along said west line; thence S 89°33'53" E 272.29 feet; thence S 00°07'24" E 160.00 feet to a point on said northerly right of way line; thence N 89°33'53" W 272.29 feet along said right of way line to the point of beginning.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances, thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the

appurtenances, unto the party of the second part, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hands and seal the day and year first above written.

Dated and signed this 6 day of February, 2015.

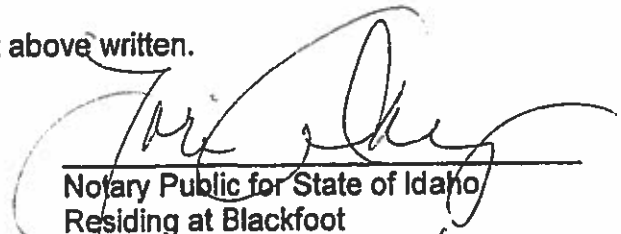

ANNE HAYES JENSEN

STATE OF IDAHO }
County of Bingham }

On this 6th day of February, 2015, before me, the undersigned, a notary public in and for said state, personally appeared ANNE HAYES JENSEN, known to me to be the persons whose name is subscribed to the within instrument, and acknowledged to me that he has executed the same.

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




Notary Public for State of Idaho
Residing at Blackfoot
My cmn exprs: 11/30/2015

664701

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 664683
BINGHAM COUNTY, IDAHO
2015-02-09 01:24:50 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
PAMELA W. ECKHARDT Fee: \$13.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 525468-B (Id)

Date: February 6, 2015

For Value Received, Anne Hayes Jensen, a widow, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Justin Oleson, a married man, hereinafter called the Grantee, whose current address is PO Box 1047, Blackfoot, ID 83221, the following described premises, situated in Bingham County, Idaho, to-wit:

PART OF THE SOUTH $\frac{1}{2}$ NORTHWEST $\frac{1}{4}$ SECTION 17 TOWNSHIP 2 SOUTH RANGE 36 EAST B.M. BINGHAM COUNTY, IDAHO DESCRIBED AS:
COMMENCING AT THE NORTHWEST CORNER OF SECTION 17; THENCE S $00^{\circ}06'28''$ E 2651.27 FEET ALONG THE SECTION LINE TO THE WEST $\frac{1}{4}$ CORNER; THENCE S $89^{\circ}33'53''$ E 661.09 FEET ALONG THE SOUTH LINE OF THE NORTHWEST $\frac{1}{4}$ TO THE SOUTHWEST CORNER OF THE EAST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$; THENCE N $00^{\circ}06'56''$ W 41.50 FEET ALONG THE WEST LINE OF SAID EAST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$ TO THE POINT OF BEGINNING. SAID POINT OF BEGINNING BEING ON THE NORTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD; THENCE N $00^{\circ}06'56''$ W 1282.66 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF THE EAST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$; THENCE S $89^{\circ}26'14''$ E 1321.85 FEET TO THE NORTHEAST CORNER OF THE WEST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$; THENCE S $00^{\circ}07'52''$ E 1279.73 FEET ALONG THE EAST LINE OF THE WEST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$ TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD BEING 41.5 FEET NORTH OF THE SOUTH LINE OF THE NORTHWEST $\frac{1}{4}$; THENCE N $89^{\circ}33'53''$ W 388.79 FEET ALONG SAID RIGHT OF WAY LINE; THENCE N $00^{\circ}07'24''$ W 160.00 FEET; THENCE N $89^{\circ}33'53''$ W 272.29 FEET TO A POINT ON THE WEST LINE OF THE WEST $\frac{1}{2}$ SOUTHWEST $\frac{1}{4}$ NORTHWEST $\frac{1}{4}$; THENCE S $00^{\circ}07'24''$ E 160.00 FEET ALONG SAID WEST LINE TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD; THENCE N $89^{\circ}33'53''$ W 661.08 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

TOGETHER WITH: 50 Water Shares in Blackfoot Irrigation Co. and Four (4) Division Rights.

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 its 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.

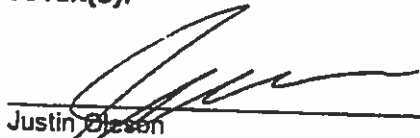
Date: 02/03/2015

Warranty Deed
- continued

File No.: 525468-8 (ld)

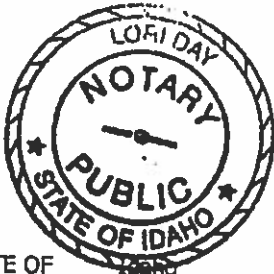

Anne Hayes Jensen

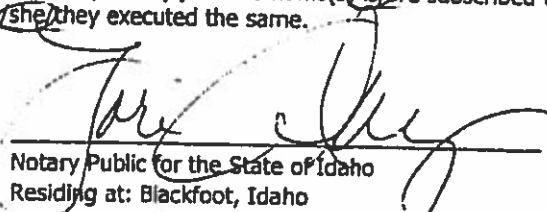
BUYER(S):


Justin Oleson

STATE OF Idaho)
SS.
COUNTY OF Bingham)

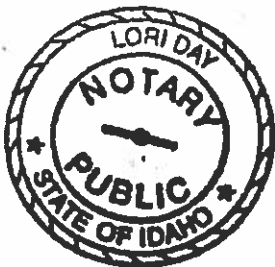
On this 6th day of February, 2015, before me, a Notary Public in and for said State, personally appeared Anne Hayes Jensen, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

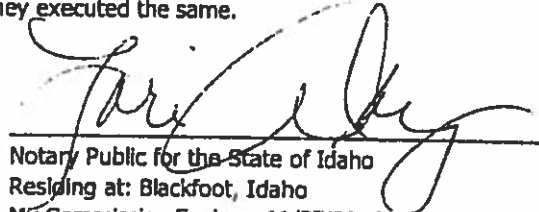



Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 11/27/2015

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this 6th day of February, 2015, before me, a Notary Public in and for said State, personally appeared Justin Oleson, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 11/27/2015