

Transfer No. 77911
Receipt No.E037566

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information GEORGE OLESON
317 E RICH LN
BLACKFOOT ID 83221
(208)785-4479

RECEIVED
AUG 28 2012
Department of Water Resources
Eastern Region

Will this transfer result in an ownership change? ☒ X Yes ☐ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
27-10025	WR/Decreed	0.04				GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
27-10025	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

This water right was decreed in the SRBA with the wrong legal description for both the point of diversion and the place of use. The purpose of this transfer is to correct the legal description of the point of diversion, although the physical well location will not change. The applicant also wants to correct the legal description to include the historical place of use. He also wants to run a line from the existing well to an adjacent quarter quarter so that he can water his cattle both there and in historical place of use.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
27-10025	0.04 cfs			
TOTAL	0.04 cfs			

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.


(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this _____ day of _____, 20____.

(Notary Public)

My commission expires _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 27-10025

Priority Date: December 02, 1941
Origin: Water Right
Basis: Decreed
Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01 12/31	0.04 CFS		
DOMESTIC	1/01 12/31	0.04 CFS		
Total Diversion		0.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNWNW Sec. 27 Twp 02S Rge 36E BINGHAM County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 36E 27						X											

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 36E 27						X											

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREEED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. 1500 HEAD OF BEEF CATTLE RP0437300 RP 0437301

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Documentation of Ownership of the Current Place of Use

TAX NOTICE

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No effect. Transfer is being filed to correct the legal description of the point of diversion and place of use, which was incorrectly described in the partial decree.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 27-10025

Priority Date: December 02, 1941

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.04 CFS		
DOMESTIC	01/01 12/31	0.04 CFS		
Total Diversion		0.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNE Sec. 27 Twp 02S Rge 36E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 One 8 inch well with 3/4 HP pump to 1 home and stock troughs

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 36E 22																	
02S 36E 27		X													X		

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 36E 27		X															

RECEIVED

MAY 07 2012

Department of Water Resources
Eastern Region

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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PART 1

1. Applicant Information GEORGE OLESON
317 E RICH LN
BLACKFOOT ID 83221
(208)785-4479

Will this transfer result in an ownership change? ☒ Yes ☐ No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
27-10025	WR/Decreed	0.04				GROUND WATER

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
27-10025	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

This water right was decreed in the SRBA with the wrong legal description for both the point of diversion and the place of use. The purpose of this transfer is simply to correct the legal description. No physical change will occur.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
27-10025	0.04 cfs			
TOTAL	0.04 cfs			

SUPERCEDED

77911

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.


(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this _____ day of _____, 20____.

(Notary Public)

My commission expires _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 27-10025

Priority Date: December 02, 1941

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01 12/31	0.04 CFS		
DOMESTIC	1/01 12/31	0.04 CFS		
Total Diversion		0.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNWNW Sec. 27 Twp 02S Rge 36E BINGHAM County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	36E	27						X											

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	36E	27						X											

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. 1500 HEAD OF BEEF CATTLE RP0437300 RP 0437301

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No effect. Transfer is being filed simply to correct legal description of the point of diversion and place of use.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 77911
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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 27-10025

Priority Date: December 02, 1941

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01 12/31	0.04 CFS		
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Total Diversion		0.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNE Sec. 27 Twp 02S Rge 36E BINGHAM County

Describe the proposed diversion system

Point of Diversion # 1 One 8 inch well with 3/4 HP pump to 1 home and stock troughs

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
02S 36E 27		X															

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
02S 36E 27		X															

RECORDING REQUESTED BY:
Baker & Harris
266 W Bridge
Blackfoot, ID 83221

Instrument # 637686
BINGHAM COUNTY, IDAHO
2012-04-26 10:38:07 AM No. of Pages: 3
Recorded for: BAKER & HARRIS
SARA J. STAUB Fee: \$16.00
Ex-Officio Recorder Deputy C Robinson
Index To: DEED/DECREE OF DISTRIBUTION
Electronically Recorded by Simplifile

space above this line for Recorder's use only

**DEED OF DISTRIBUTION
BY CO-PERSONAL REPRESENTATIVES AND TRUSTEES**

THIS DEED, made by Joe Steven Oleson and George Leo Oleson, as co-personal representatives of the estate of Lila N. Oleson, deceased, and Trustees of the Joe L. Oleson Trust, under will dated April 13, 1979, Grantors, to Joe Steven Oleson and George Leo Oleson, Grantee, whose current address is 359 E 200 N, Blackfoot, ID 83221.

WHEREAS, Grantors are the qualified co-personal representatives of said estate, filed as Case No. CV-2011-2087, in Bingham County, Idaho;

WHEREAS, Grantors are the Trustees of the Joe L. Oleson Trust, under will dated April 13, 1979.

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantors quitclaim, transfer, and convey to Grantees the following described real property in Bingham County and Caribou County, Idaho:

a. Rich Lane Property

A portion of Section 3, Township 3 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is S. 0°29' E. 144.13 feet along the Section line to the Southerly right-of-way line of Rich Lane and S. 58°20'38" E. 2113.64 feet along said right-of-way line from the NW corner of said Section 3, and running thence S. 58°24'16" E. 223.73 feet along said right-of-way line; thence S. 0°30'13" E. 1189.11 feet; thence N. 89°31'44" E. 120.97 feet to the right bank of the Blackfoot River; thence along said bank the following courses: S. 10°12'21" W. 413.08 feet; S. 3°39'42" E. 260.75 feet; S. 70°51'44" W. 261.03 feet; S. 81°02'51" W. 166.46 feet; S. 86°44'43" W. 222.09 feet; S. 51°26'41" W. 151.40 feet; S. 2°13'03" E. 374.67 feet; S. 48°00'47" W. 295.60 feet to a point in a fence line; thence N. 43°28'36" W. 272.29 feet; thence N. 43°27'53" W. 488.37 feet; thence N. 0°30'13" W. 1892.64 feet; thence N. 89°29'33" E. 216.65 feet; thence N. 0°30'13" W. 324.48 feet; thence S. 89°31'45" E. 1017.13 feet to the point of beginning.

b. Homeplace

Township 2 S., Range 36, E.B.M. Bingham County, Idaho

The SW¼SE¼ of Section 22, and the W½NE¼ of Section 27, and also N½SE¼NE¼, and Tax 1592 and Tax 1591 (NE¼NE¼) of Section 27, all located in Township 2 S., Range 36 E.B.M. Bingham County, Idaho.

EXCEPTING THEREFROM, the home and real property particularly described as follows:
A portion of the Northwest quarter of the Northeast quarter of Section 27, located in Township 2 South, Range 36 East Boise Meridian, particularly described as follows:
Beginning at the North quarter corner of said Section 27, thence easterly along the section line 412.5 feet, more or less, to the west edge of the East Branch of the Blackfoot Irrigation Company canal, then generally southwesterly along the west edge of said canal to the point of intersection with the north-south quarter section line of said Section 27; then north along the quarter section line 1000 feet, more or less, to the point of beginning.

c. Hill Ranch

Township 4 South, Range 41 East, Bingham County, Idaho

Section 19: E $\frac{1}{2}$ SW $\frac{1}{4}$; Lots 2, 3, 4

Section 30: SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; Lots 1, 2, 3, 4

Section 31: NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; Lots 1, 2, 6, 7

Section 32: SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$

e. Caribou Homestead

Township 5 South, Range 40 East, Caribou County, Idaho

Section 1: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ W $\frac{1}{4}$; Lots 3, 4

Section 2: E $\frac{1}{2}$ E $\frac{1}{4}$

Together with all appurtenances.

EXECUTED this 18th day of April, 2012.

ESTATE OF LILA N. OLESON

By: Joe Steven Oleson
Joe Steven Oleson, Personal Representative

By: George Leo Oleson
George Leo Oleson, Personal Representative

JOE L. OLESON TRUST

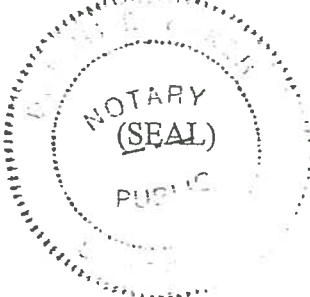
By: Joe Steven Oleson
Joe Steven Oleson, Trustee

By: George Leo Oleson
George Leo Oleson, Trustee

STATE OF IDAHO)
) ss.
County of Bingham)

On this 18th day of April, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Joe Steven Oleson and George Leo Oleson, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same in their capacity as Co-Personal Representatives of the Estate of Lila N. Oleson

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



David E. Dahl

Notary Public

Residing at Blackfoot

My Commission Expires: 12-10-16

STATE OF IDAHO)
) ss.
County of Bingham)

On this _____ day of April, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Joe Steven Oleson and George Leo Oleson, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed in their capacity as Trustees of the Joe L. Oleson Trust under will dated April 13, 1979.

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



David E. Dahl

Notary Public

Residing at Blackfoot

My Commission Expires: 12-10-16