

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 77539

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Karl T. Casperson

Phone 208-523-2957

Mailing address 433 W. 39th S., Idaho Falls, ID 83404

Email casper7@cableone.net

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

RECEIVED

SEP 16 2011

Department of Water Resources
Eastern Region

- ☐ 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.
- ☐ 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 providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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.

Karl T. Casperson
Signature of Applicant or Authorized Representative

Karl T. Casperson
Print Name and Title if applicable

9/5/11
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Change of Ownership
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2. Well collapsed in 1999-2000. Home remodeled. Existing well too close to septic system. Hooked into local water system (Township Park Estates)

77539

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	25-13359	0.04	Domestic	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.04 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 0.04 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NW	6	01N	38E	BONNEVILLE	GROUND WATER	
			NW	NW	6	01N	38E	BONNEVILLE	GROUND WATER	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	38E	6						D											

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: (TPEWA) system surrounds Casperson property. Casperson well bypassed and hooked up to TPEWA.
- b. Who owns the property at the point(s) of diversion? Township Park Estates Water Association (TPEWA)
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Easement (utility)
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Home Mortgage
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: N/A
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: _____

f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

Page 4 of 7

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

Current Water Right No.: 25-13359

Current Owner: GARY R HENNING

Karl Casperson

Priority Date: 7/1/1939

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

From To

DOMESTIC

1/01 to 12/31

Diversion Rate

0.04 CFS

Annual Volume

Total Diversion

0.04 CFS

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4

Sec. 6, Twp 01N, Rge 38E B.M.

BONNEVILLE County

Place of Use

DOMESTIC Within BONNEVILLE County

T01N R38E S6

NWNW

Conditions of Approval:

1. PARCEL NO. RP01N38E063017
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Decreed Date: 4/16/1999

77539

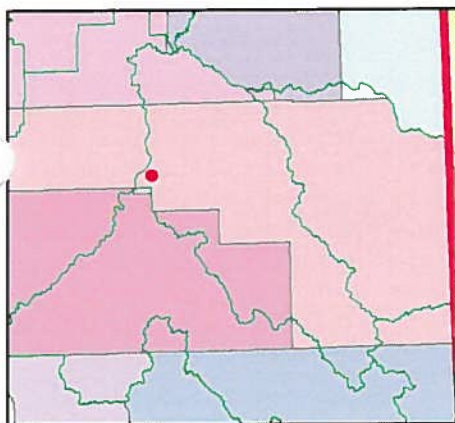
77 53 9



Idaho Department of Water Resources

Water Right
25-13359
(DOMESTIC)

-  Point of Diversion
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Bonneville County
IDWR Basin 25



Prepared by Kidman, Denise
On January 31, 2012
2009 Aerial Photography

WARRANTY DEED

808 184

For Value Received **GARY HENNING and CAROL S. HENNING, husband and wife**

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

RONALD E. LIGHTOWLER and SHELLY L. LIGHTOWLER, husband and wife

whose address is: **433 WEST 49TH SOUTH, IDAHO FALLS, ID, 83404**

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

A portion of Section 6, Township 1 North, Range 38, East of the Boise Meridian, Bonneville County, Idaho, described as:

Beginning at a point that is North 89° 08'31" East along the Section line 354.85 feet from the Northwest corner of said Section 6; running thence North 89° 08'31" East 134.13 feet; thence South 1° 22'03" East 222.71 feet; thence South 87° 48'02" West 134.14 feet; thence North 1° 22'03" West 225.85 feet to the point of beginning.

EXCEPTING THEREFROM the existing county road right-of-way along the North side of above described tract.

LESS AND EXCEPTING: Beginning at a point that is North 89° 08'31" East along the Section line 354.85 feet from the Northwest corner of Section 6, Township 1 North, Range 38, East of the Boise Meridian; running thence North 89° 08'31" East along Section Line 134.13 feet; thence South 1° 22'03" East 40 feet; thence South 87° 48'02" West 134.13 feet; thence North 1° 22'03" West 40 feet more or less to the point of beginning.

808964

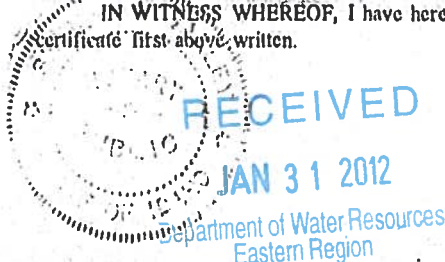
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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: **June 24th, 1991**

GARY HENNING	INSTRUMENT NO. 808964 DATE 6-24-91 INST. CODE 336 FICHE NO. 2206-31 FEE 3.25	CAROL S. HENNING
I hereby certify that the within instrument was recorded.		
STATE OF IDAHO) COUNTY OF BONNEVILLE)		
By <u>Ronald Longmore</u> County Recorder Request of <u>Gary Henning</u>		

On this 24th day of June, in the year 1991, before me, a Notary Public in and for said State, personally appeared **GARY HENNING and CAROL S. HENNING** 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. **IN WITNESS WHEREOF**, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Sharon M. Outley
Notary Public for: Idaho
Residing at: Idaho Falls
Commission Expires: 9/27/92

77539

FIRST AMERICAN TITLE CO.

Department of Water Resources
Eastern Region

869128

WARRANTY DEED

For Value Received RONALD E. LIGHTOWLER A SINGLE PERSON AND SHELLY L. LIGHTOWLER
A SINGLE PERSON

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

RAYMOND W. BRULE, an unmarried man

whose address is: 433 W. 49TH S., IDAHO FALLS, ID, 83404

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

A portion of Section 6, Township 1 North, Range 38, East of the Boise Meridian,
Bonneville County, Idaho, described as:
Beginning at a point that is North 89°08'31" East along the Section line 354.85 feet
from the Northwest corner of said Section 6; running thence North 89°08'31" East
134.13 feet; thence South 1°22'03" East 222.71 feet; thence South 87°48'02" West
134.14 feet; thence North 1°22'03" West 225.85 feet to the point of beginning.
EXCEPTING THEREFROM: the existing county road right-of-way along the North side of
above described tract.

LESS AND EXCEPTING: Beginning at a point that is North 89°08'31" East along the
Section line 354.85 feet from the Northwest corner of Section 6, Township 1 North,
Range 38, East of the Boise Meridian; running thence North 89°08'31" East along
Section line 134.13 feet; thence South 1°22'03" East 40 feet; thence South 87°48'02"
West 134.13 feet; thence North 1°22'03" West 40 feet more or less to the point of
beginning.

INSTRUMENT NO.	869128
DATE	1-20-94
INST. CODE	756
FICHE NO.	756-22
FEE	3.00
STATE OF IDAHO)	
COUNTY OF BONNEVILLE)	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By <i>[Signature]</i> Deputy	

94 JUN 20 AM 11 25

BONNEVILLE COUNTY
RECORDER

869128

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 ~~annual~~ 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: JANUARY 18, 1994

[Signature]
RONALD E. LIGHTOWLER

[Signature]
SHELLY L. LIGHTOWLER

STATE OF IDAHO)
COUNTY OF BONNEVILLE)

On this 18TH day of JANUARY, in the year 1994, before me, a Notary Public in and for said State,
personally appeared RONALD E. LIGHTOWLER AND SHELLY L. LIGHTOWLER, 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.

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



FIRST AMERICAN TITLE CO.
IDAHO FALLS, IDAHO 83404
Box 1122

[Signature]
Notary Public for: IDAHO
Residing at: IDAHO
Commission Expires: 2-24-99

L34174

RECEIVED
JAN 31 2012
Department of Water Resources
Eastern Region

920959

WARRANTY DEED

For Value Received RAYMOND W. BRULE, an unmarried man

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

KARL T. CASPERSON and MELINDA KAE CASPERSON, husband and wife

whose address is: 433 W. 49TH S., IDAHO FALLS, ID, 83404

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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: 5/20/96 <i>Raymond W. Brule</i> RAYMOND W. BRULE	INSTRUMENT NO. 920959
	DATE 5-20-96
	INST. CODE 205
	FICHE NO. 1143727
	ETC 3.077
STATE OF IDAHO) COUNTY OF BONNEVILLE)	STATE OF IDAHO) COUNTY OF BONNEVILLE) I hereby certify that the within instrument was recorded.
	Ronald Longmore, County Recorder <i>Ronald Longmore</i> Deputy

65 JUN 20 PM 4 42
BONNEVILLE COUNTY
IDAHO
920959

On this 20th day of May, 1996, before me the undersigned, personally appeared RAYMOND W. BRULE, known or identified to me to be the person whose name are subscribed to the within instrument, and acknowledged to me that he 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 so written.



Sharon M. Meyer
Notary Public for Idaho
Residing at: Idaho Falls, ID
Commission expires: 4/15/97

FIRST AMERICAN TITLE CO.
Box 3432
Idaho Falls, Idaho 83402

RECEIVED
JAN 31 2012
Department of Water Resources
Eastern Region