

RECEIVED

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Department of Water Resources
Eastern Region

Transfer No. 76220

Receipt No. 508530

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

1. Applicant Information LISA J YOST
1780 RICH RD
GRACE ID 83241
(208)425-3875

Or

PHIL J YOST
1780 RICH RD
GRACE ID 83241
(208)425-3875

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

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
29-2540	WR/Decreed	3.14	471.0		157.0	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
29-2540	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Rearrange the place of use to cover 4.5 acres within the NWSW of 08S, 39E, Section 35.

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

N/A

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

N/A

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
29-2540	3.14 cfs		157.0	471.0 af
TOTAL	3.14 cfs		157.0	471.0 af

76220

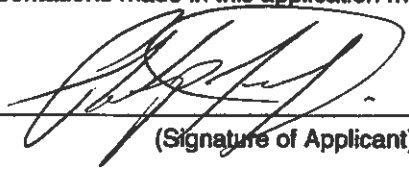
Page 2

Transfer No. 76220

Receipt No. _____

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)

owner.

(Title or Office)

76220

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

Current Water Right No. 29-2540

Priority Date: October 19, 1966

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>
IRRIGATION	4/15 10/15	3.14 CFS	471.0 AFA	
Total Diversion		3.14 CFS	471.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESE Sec. 34 Twp 08S Rge 39E CARIBOU County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 39E 34				38.0												39.0	77.0
08S 39E 35							40.0	40.0									80.0

Total Acres: 157

Conditions/Remarks:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. 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.

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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

It will be dry.

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. 76220

Receipt No. _____

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

Proposed Water Right No. 29-2540

Priority Date: October 19, 1966

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>
IRRIGATION	04/15 10/15	3.14 CFS	471.0 AFA	
	Total Diversion	3.14 CFS	471.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NESE Sec. 34 Twp 08S Rge 39E CARIBOU County

Describe the proposed diversion system

Point of Diversion # 1 20 INCH DIAM. WELL, 165 FEET DEEP, STATIC WATER LEVEL 94 FEET.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 39E 34				38.0									34.5				72.5
08S 39E 35							40.0	40.0		4.5							84.5

Total Acres: 157

76220

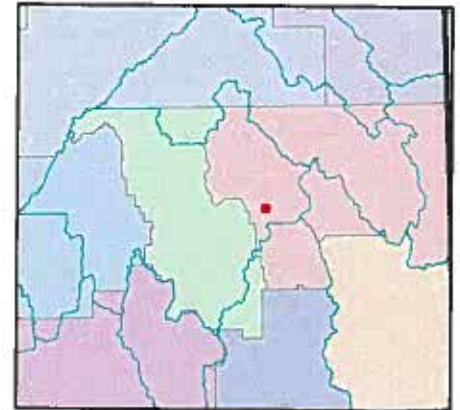


Idaho Department of Water Resources

Current
Water Right
29-2540
(IRRIGATION)

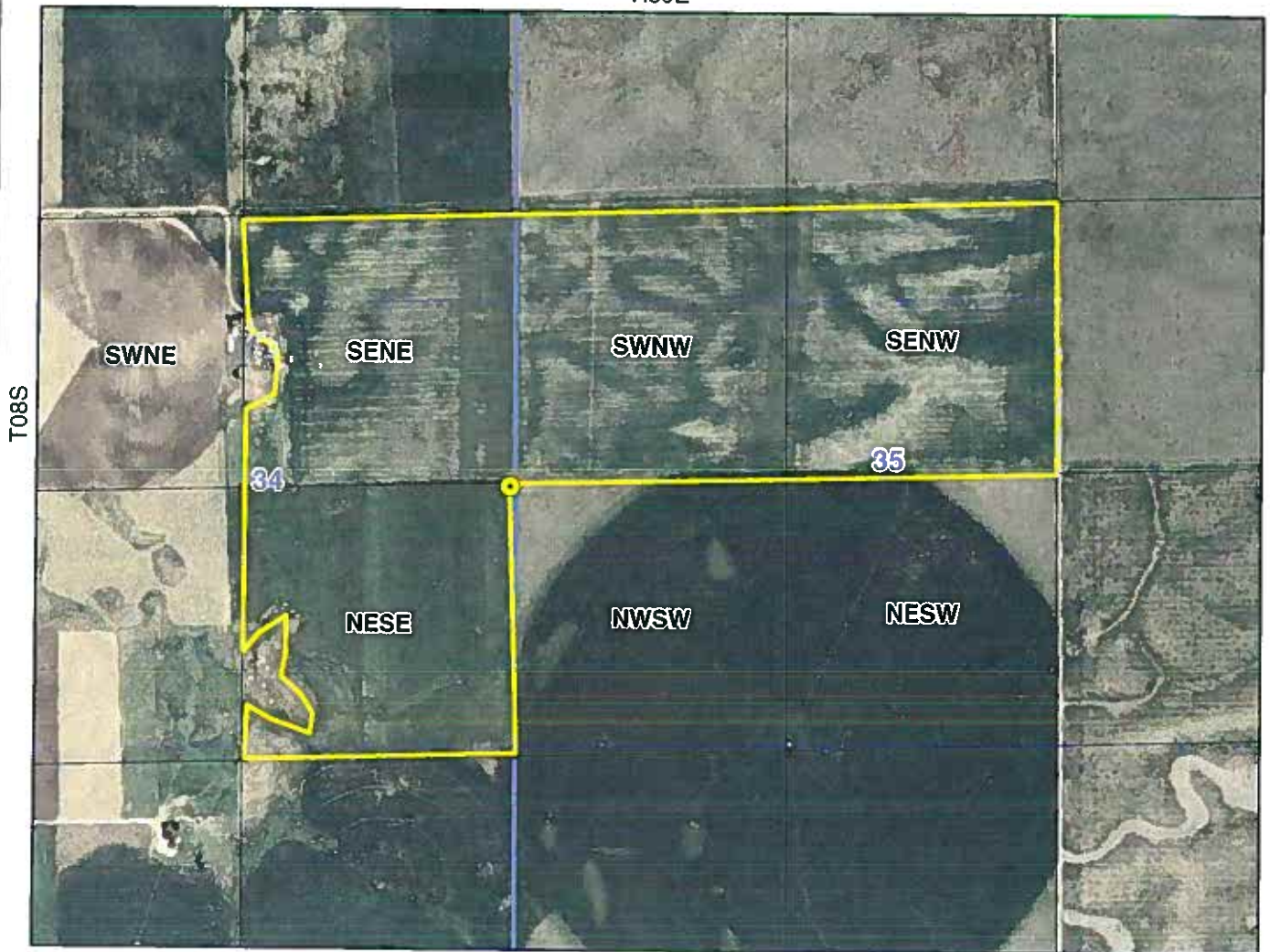
Legend

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



Caribou County
IDWR Basin 29

R39E



Prepared by Blake Jordan
On January 04, 2010
2006 Aerial Photography

0 0.15 0.3 0.6 Miles

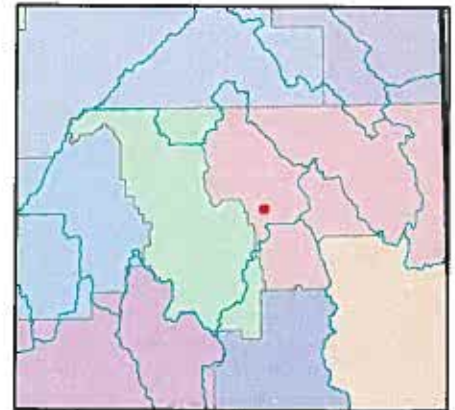


Idaho Department of Water Resources

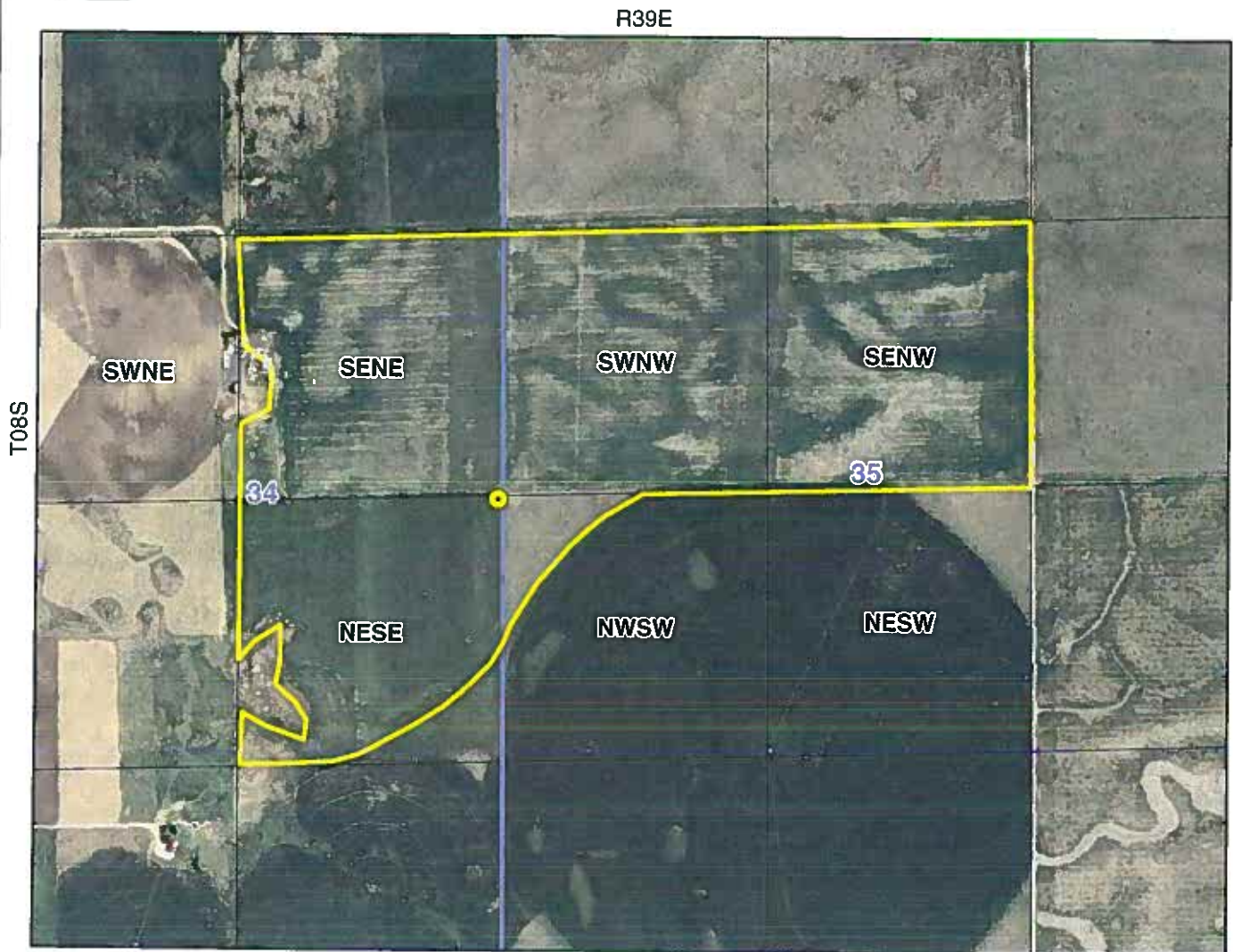
Proposed
Water Right
29-2540
(IRRIGATION)

Legend

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Caribou County
IDWR Basin 29



Prepared by Blake Jordan
On January 04, 2010
2006 Aerial Photography

0 0.15 0.3 0.6 Miles

Order No. 11089

Warranty Deed

100-44

THIS INDENTURE, Made this 1st day of February
in the year of our Lord One Thousand Nine Hundred and Eighty-eight, between
DATE G. YOST and VICKI LYNN YOST, husband and wife,
of Lund, County of White Pine, State of Nevada
the part ies of the first part, and

PHILIP J. YOST and LISA J. YOST, husband and wife, Route 1 Box 37G,
of Grace, County of Caribou, State of Idaho 83241
the part ies of the second part:

WITNESSETH: That the said part ies of the first part, for and in consideration of the sum of -----
ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATIONS ----- DOLLARS,
lawful money of the United States of America, to them in hand paid by the said part ies of the second part, the receipt
whereof is hereby acknowledged

, do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part ies
of the second part, and to their heirs and assigns forever: All that certain lot
piece or parcel of land situate, lying and being in the County of Caribou State of Idaho, bounded
and more particularly described as follows, to-wit:

Township 8 South, Range 39 East of the Boise Meridian:

Section 34: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT THEREFROM the following described tract:
Beginning at the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said
Section 34, and running
thence North 850 feet; thence East 260 feet;
thence South 850 feet; thence West 260 feet,
to the point of beginning

Section 35: SW $\frac{1}{4}$ NE $\frac{1}{4}$.

SUBJECT TO a Mortgage executed by Date G. Yost and Vicki L. Yost, husband and
wife, to the United States of America, acting through the Farmers Home Administration,
United States Department of Agriculture, in the original sum of \$96,000.00, dated
July 23, 1979, recorded July 25, 1979, under recorder's instrument No. 101202, in the
microfilm records of Caribou County, Idaho; which Mortgage parties of the second part
hereby assume and agree to pay according to the terms thereof, as part of the purchase
price hereunder.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and
the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident
unto the said part ies of the second part, and to their heirs and assigns forever. And the said
part ies of the first part, and their heirs the said premises in the quiet and peaceable possession
of the said part ies of the second part their heirs and assigns against the said part ies of the
first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming
or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part ies of the first part ha ve hereunto set their hands and
seal s the day and year first above written.
Signed, Sealed and Delivered in the Presence of

DATE G. YOST [Seal]

VICKI LYNN YOST [Seal]

[Seal]

STATE OF IDAHO
County of CARIBOU

ss.

On this 31st

day of

October

in the year 1988, before me

the undersigned

a Notary Public

in and for said County and State, personally appeared

Date G. Yost and Vicki Lynn Yost, husband and wife,

known to me to

be the persons whose names are subscribed to the within instrument, and acknowledged to me that 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.

A. Bruce Mason
Notary Public.

Residence and P. O. Address Soda Springs Idaho

Commission expires: February 22, 1994

WARRANTY DEED

1044

DATE G. YOST and VICKI LYNN YOST,
husband and wife,

TO

PHILIP J. YOST and LISA J. YOST,
husband and wife,

Dated February 1, 1988

STATE OF IDAHO,
County of Caribou

ss.

I hereby certify that this instrument, as filed for
record in the register of
Caribou Title

of 10 minutes past 3

o'clock P. M., the 31st day

of October, A. D. 1988

in my office and duly recorded in the microfilm
records of Caribou County, Idaho.

WARRANTY DEED

Ex-Officio Recorder.

By *A. Bruce Mason* Deputy.

Fee, \$ 6.00

SEE WARRANTS BOOK, PAGE 1044, 1045

THIS INSTRUMENT FILED FOR RECORD
BY ALLIANCE TITLE & ESCROW CORP. AS AN
ACCOMMODATION ONLY. IT HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS TO
ITS EFFECT UPON THE TITLE.

INSTRUMENT
CARIBOU COUNTY
7-21-2008 02:11:38 No. of Pages: 2
Recorded for: ALLIANCE TITLE
VEDA MASCARENAS
Ex-Officio Recorder Deputy *V. Mascarenas*
Index to: QUITCLAIM DEED

QUITCLAIM DEED

FOR VALUE RECEIVED,

Monte K Yost and Shauna Yost, Husband and Wife

Do(es) hereby convey, release, remise and forever quit claim unto

Philip J Yost and Lisa J Yost, Husband and Wife

whose current address is:

the following described premises:

See Attached Legal Description

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

July 14, 2008

Monte K Yost
Monte K Yost

Shauna Yost
Shauna Yost

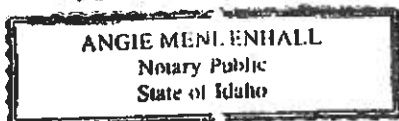
State of Idaho

} ss.

County of Caribou

On this 18th day of July, in the year 2008 before me, a Notary Public in and for said state, personally appeared Monte K Yost and Shauna Yost known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

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



Angie Meni Enhall
Notary Public for the State of Idaho
Residing at: Grace
Commission Expires: 01-20-12

1930 IVINS ROAD
BANCROFT, ID 83217
208-425-9035

**LEGAL DESCRIPTION
PARCEL 1**

A parcel of land located in the Northwest quarter of the Southwest quarter of Section 35, Township 8 South, Range 39 East, Boise Meridian, more particularly described as follows:

Beginning at the Northwest corner of the Southwest quarter of Section 35, Township 8 South, Range 39 East, Boise Meridian;

Thence East along the North boundary line of the Southwest quarter of said section for a distance of 730.00 feet to a point on a 1435.34 foot radius nontangent curve whose center bears South 23°55'22" East;
Thence southwesterly along said curve to the left through a central angle of 42°09'17" for and arc distance of 1056.03 feet (CB S 45°00'00" W 1032.38') to a point on the West boundary line of said Southwest quarter;
Thence North along said line for a distance of 730.00 feet to the Point of Beginning.

Contains 4.6 acres of land.

The afore described was prepared without the benefit of a survey.

