

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 75647

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) Klain T Christensen Phone 208 254 3149Mailing address 963 West Glover Road, Arimo Idaho 83214 Email _____

- ☐ 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 _____

- ☐ 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**.

RECEIVED
MAY 06 2009

Department of Water Resources
Eastern Region

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.

Klain Christensen
Signature of Applicant or Authorized Representative

Print Name and Title if applicable

5/6/09
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 _____
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**. The parcel in the NE 1/4 of the SE 1/4 Sec 4 T10S R36E was subdivided & the water rights were withheld. This transfer moves that water to ground I also own. The point of diversion change will allow the most efficient use of the water.

SCANNED

75647

JUN 10 2009

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					
☒	29-417C	250	Irrigation	4-01 to 10-31	Garden Creek - Marsh Creek
☒	29-418C	330	Irrigation	4-01 to 10-31	Garden Creek - Marsh Creek
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	

Total authorized under rights 60 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 58 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 #
1		SW	SE	SE	4	10S	36E	Bannock	Garden Creek	

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	
10S	36E	4													242	336		67	64.5

Total Acres (for irrigation use) 64.5

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:

Water will be raised in the creek by means of concrete stanchions with removable boards. The pump will have a screened suction tube in the creek. A valve which could be chain locked will control the flow. A metering could be installed in the discharge pipe. Underground piping will deliver water to designated areas.

- b. Who owns the property at the point(s) of diversion?

Andrew and Monica Abrams

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

see attached easement

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? *NO*

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:

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:

The land that was dried up is now subdivided for homes. I will irrigate additional acres I had that were dry so there is no net gain or loss.

- 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:

shares in Garden Creek Irrigation.

- 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:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-417C

WATER RIGHT NUMBER: 29-417C

Owner Type Name and Address
 Current Owner KLAIN T CHRISTENSEN
 963 W GLOVER RD
 ARIMO, ID 83214
 (208)254-3149
 Original Owner NANNIE B ROLLISON
 , ID

Priority Date: 05/01/1887

Basis: Decreed

Status: Active

Source Tributary
 GARDEN CREEK MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.260 CFS	
	<u>Total Diversion:</u>	0.260 CFS	

Location of Point(s) of Diversion

GARDEN CREEK NW1/4NE1/4 Sec. 7, Twp 10S, Rge 36E, B.M.
 BANNOCK 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		
10S	36E	4														38.0	26.0		2.0	66.0

Total Acres: 66

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. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 66 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00417C, 29-00418C

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-417C

Comments:

1. dcarlson 12/17/2001 field reivew
Comment: pou/pod

2. dcarlson 12/17/2001 cfs
Comment: 280 acres and 1.75cfs decreed= claimant owns 96 acres of the 280ac
 $0.75\text{cfs} \times 96/280 = 0.26\text{CFS}$

3. dcarlson 12/19/2006 POD
Comment: Correlated PODID 562202 from SpatialDataID 342265 to SpatialDataID 240063

Dates and Other Information:

Licensed Date:
Decreed Date: 8/27/2004
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		66

Combined Water Rights: 29-417C , 29-418C

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-418C

WATER RIGHT NUMBER: 29-418C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KLAIN T CHRISTENSEN 963 W GLOVER RD ARIMO, ID 83214 (208)254-3149
Original Owner	NANNIE B ROLLISON , ID

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.340 CFS	
	<u>Total Diversion:</u>	0.340 CFS	

Location of Point(s) of Diversion

GARDEN CREEK	NW 1/4NE1/4	Sec. 7, Twp 10S, Rge 36E, B.M.
BANNOCK 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					
10S	36E	4																	38.0	26.0		2.0	66.0

Total Acres: 66

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. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 66 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00417C, 29-00418C

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-418C

Comments:

1. dcarlson 12/17/2001 cfs allowed

Comment: claimant owns 96 acres of the original 280ac pou so

1.cfsX 96/280=0.34CFS

2. dcarlson 12/19/2006 POD

Comment: Correlated PODID 562203 from SpatialDataID 342265 to SpatialDataID 240063

Dates and Other Information:

Licensed Date:

Decreed Date: 3/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		66

Combined Water Rights: 29-417C , 29-418C

Water Supply Bank:



75647

WARRANTY DEED

For Value Received

KLAIN CHRISTENSEN AND ELAINE CHRISTENSEN, HUSBAND AND WIFE

the grantors , do hereby grant, bargain, sell and convey unto

ANDREW ABRAMS, II AND MONICA K. ABRAMS, HUSBAND AND WIFE

whose current address is

the grantees , the following described premises, in BANNOCK County Idaho, to wit:

SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO EXHIBIT ATTACHMENT

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees , that t he y are the owners in fee simple of said premises ; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 1, 1987

Klain Christensen
KLAIN CHRISTENSEN

Elaine Christensen
ELAINE CHRISTENSEN

STATE OF IDAHO, COUNTY OF BANNOCK
On this 1st day of September 1987,
before me, a notary public in and for said State, personally
appeared

KLAIN CHRISTENSEN
ELIANE CHRISTENSEN

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

Notary Public
Residing at Pocatello, Idaho
Comm. Expires

EXHIBIT

ATTACHMENT #2

1. The seller retains the right to access Garden Creek at the west end of Parcel #1 for water, and an easement for necessary water and power lines, when agricultural conditions warrant use of the water. The seller, who has unrestricted access to his equipment, agrees to notify the buyer when he does access the creek.

2. The seller retains the right to graze livestock in the wind protected areas of the inclusive parcels when weather or agricultural conditions warrant, with notification to the buyer. The number of head to be grazed will be mutually determined to prevent overgrazing.

MAE MA

Initials of Buyer

7/8/87

Date

SC EB

Initials of Seller

7/8/87

Date

STA

IRRIGATION WATER RIGHTS STATEMENT

I, HEREBY CERTIFY THAT
AND HAVE DETERMINED
T, AND I APPROVE SAME

ROBIN VALLEY ESTATES LIES WITHIN THE GARDEN CREEK IRRIGATION DISTRICT. LOTS 2,3,& 4 TO BE DEEDED WITHOUT
RIGHT TO ANY IRRIGATION WATER ASSOCIATED WITH PROPERTY. OWNERS OF LOTS 2,3,& 4 WILL NOT BE SUBJECT TO ANY
ASSESSMENT FROM DISTRICT OR OTHERS AND THAT LIABILITY WILL REMAIN WITH THE OWNERS, KLAIR AND ELAINE CHRISTENSEN
AS THEY WILL RETAIN RIGHT TO ANY WATER ALLOTTED TO THOSE LOTS.

INSTR# 20118574

S 89°56'2
33.15'

FD 1" AC
S.5°42'25"

N 89°56'21" E 5317.07' E 1/4 TO W 1/4
N 89°56'21" E 972.32'

5074
89°56'21" E 4311.60'

CERTIFY THAT ALL
JENT AND CURRENT,

75 64

THIS DAY OF
EPTED.

LATITUDINAL Q SEC 4

OPEN SPACE
(SEE NOTE 4)
486.16'

LOT 4
5.0 AC.

OPEN SPACE
(SEE NOTE 4)
486.16'

LOT 3
5.0 AC.

BLOCK 1

N 89°56'21" E 972.32'

INSTR# 990005657
N 00°02'25" E 672.00'

ACCESS EASEMENT
(SEE NOTE 2)

FEE:

412

31

(Handwritten initials)

1-50718-10

WARRANTY DEED

For Value Received

800541

KLAIN CHRISTENSEN AND ELAINE CHRISTENSEN, HUSBAND AND WIFE

the grantors, do hereby grant, bargain, sell and convey unto

ANDREW ABRAMS, II AND MONICA K. ABRAMS, HUSBAND AND WIFE

whose current address is

*13001 S. Polaris Rd
Armo, Id 83217*

the grantees, the following described premises, in BANNOCK County Idaho, to wit:

SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO EXHIBIT ATTACHMENT

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantees do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 1, 1987

Klain Christensen
KLAIN CHRISTENSEN

Elaine Christensen
ELAINE CHRISTENSEN

STATE OF IDAHO, COUNTY OF BANNOCK
On this 1st day of September 1987,
before me, a notary public in and for said State, personally
appeared

KLAIN CHRISTENSEN
ELAINE CHRISTENSEN

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

Phillip J. Christensen
Notary Public
Residing at Pocatello, Idaho
Comm. Expires 1-20-92

NO 800541
RECORDED
AMERICAN LAND TITLE CO.
87 SEP -1 P325

470
L
FEB 90

Recorded by the AMERICAN LAND TITLE CO., Pocatello, Idaho

1414

800541

PARCEL I: COMMENCING AT A POINT $39\frac{1}{2}$ RODS WEST OF A POINT 2 RODS SOUTH OF THE SOUTHEAST CORNER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO; THENCE RUNNING NORTH $35\frac{1}{2}$ RODS; THENCE WEST 25 RODS; THENCE SOUTH $35\frac{1}{2}$ RODS; THENCE EAST 25 RODS TO PLACE OF BEGINNING...

PARCEL II: SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 EAST, BOISE MERIDIAN: ALL OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ LYING SOUTH OF GARDEN GAP CREEK ROAD.

EXCEPT: COMMENCING AT A POINT $39\frac{1}{2}$ RODS WEST OF A POINT TWO RODS SOUTH OF THE SOUTHEAST CORNER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, IN BANNOCK COUNTY IDAHO; THENCE RUNNING NORTH $35\frac{1}{2}$ RODS; THENCE WEST 25 RODS; THENCE SOUTH $35\frac{1}{2}$ RODS; THENCE EAST 25 RODS, TO THE PLACE OF BEGINNING.

ALSO EXCEPT: COMMENCING AT A POINT 2 RODS SOUTH OF A POINT 2 RODS WEST OF THE SOUTHEAST CORNER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M.; THENCE RUNNING NORTH $21\frac{1}{3}$ RODS; THENCE WEST $37\frac{1}{2}$ RODS; THENCE SOUTH $21\frac{1}{3}$ RODS; THENCE EAST $37\frac{1}{2}$ RODS TO THE PLACE OF BEGINNING. SUBJECT, HOWEVER, TO THE EXISTING RIGHTS-OF-WAY OR EASEMENT FOR THE PRICE J. ARMSTRONG AND TED CHEDGZEY WATER DITCHES TAKEN OUT OF GARDEN CREEK THAT CROSSES THE LAND ABOVE DESCRIBED.

ALSO EXCEPT: A TRACT OF LAND IN A PORTION OF THE SE $\frac{1}{4}$ OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M., BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT THE IRON PIN MARKING THE SOUTHEAST CORNER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 36 E.B.M.; THENCE SOUTH $89^{\circ}48'03''$ WEST, 1064.25 FEET ALONG THE SOUTHERLY SECTION LINE OF SAID SECTION 4 TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH $89^{\circ}48'03''$ WEST, 713.47 FEET; THENCE NORTH $00^{\circ}10'26''$ WEST, 433.13 FEET; THENCE SOUTH $89^{\circ}48'03''$ WEST, 882.75 FEET TO A POINT ON THE MERIDIONAL CENTERLINE OF SAID SECTION 4; THENCE NORTH $00^{\circ}10'26''$ WEST, 735.70 FEET ALONG SAID CENTERLINE TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF THE COUNTY ROAD; THENCE ALONG A CURVE TO THE LEFT A DISTANCE OF 144.53 FEET, SAID CURVE HAVING A RADIUS OF 2897.79 FEET, A CENTRAL ANGLE OF $02^{\circ}51'26''$ A CHORD LENGTH OF 144.52 FEET AND A CHORD BEARING OF SOUTH $81^{\circ}42'16''$ EAST; THENCE SOUTH $83^{\circ}08'00''$ EAST, 559.80 FEET TO A POINT OF CURVE TO THE RIGHT; THENCE ALONG THE CURVE TO THE RIGHT A DISTANCE OF 390.20 FEET, SAID CURVE HAVING A RADIUS OF 921.93 FEET, A CENTRAL ANGLE OF $24^{\circ}15'00''$ A CHORD LENGTH OF 387.29 FEET AND A CHORD BEARING OF SOUTH $71^{\circ}00'30''$ EAST; THENCE SOUTH $58^{\circ}53'00''$ EAST, 395.30 FEET TO A POINT ON A CURVE TO THE LEFT; THENCE ALONG THE CURVE TO THE LEFT A DISTANCE OF 219.81 FEET, SAID CURVE HAVING A RADIUS OF 1942.86 FEET, A CENTRAL ANGLE OF $06^{\circ}28'56''$, A CHORD LENGTH OF 219.69 FEET AND A CHORD BEARING OF SOUTH $62^{\circ}07'28''$ EAST; THENCE SOUTH $00^{\circ}11'00''$ EAST, 642.53 FEET TO THE TRUE POINT OF BEGINNING.
ALSO EXCEPT: RIGHT OF WAY FOR ROBIN ROAD...

1415
ATTACHMENT #2

EXHIBIT

3-B

800541

1. The seller retains the right to access Garden Creek at the west end of Parcel #1 for water, and an easement for necessary water and power lines, when agricultural conditions warrant use of the water. The seller, who has unrestricted access to his equipment, agrees to notify the buyer when he does access the creek.
2. The seller retains the right to graze livestock in the wind protected areas of the inclusive parcels when weather or agricultural conditions warrant, with notification to the buyer. The number of head to be grazed will be mutually determined to prevent overgrazing.

AAA LM

Initials of Buyer

7/8/87

Date

KE GB

Initials of Seller

7/8/87

Date

ATTACHMENT #1

Parcel 1:

Five Acres and $87\frac{1}{2}$ square rods of land described as follows:

Commencing at a point $39\frac{1}{2}$ rods west of a point south of the southwest corner of section 4, township 10, range 36 EBM in Idaho; thence running north $35\frac{1}{2}$ rods; thence west 25 rods; thence south $35\frac{1}{2}$ rods; thence east 25 rods to the place of beginning.

Parcel 2:

Section 4, Township 10, Range 36 EBM
Tr SE $\frac{1}{4}$ SE $\frac{1}{4}$ TAX 50 0.14 acre

Parcel 3:

Section 4, Township 10, Range 36 EBM
Tr SE $\frac{1}{4}$ SE $\frac{1}{4}$ TAX 51 1.0 acre

Parcels 2 and 3 designated by:

R 4265063502

WJH LKA

Initials of Buyer

7/8/87

Date

R.C. C.C.

Initials of Seller

7/8/87

Date

1. The seller retains the right to access Garden Creek at the west end of Parcel #1 for water, and an easement for necessary water and power lines, when agricultural conditions warrant use of the water. The seller, who has unrestricted access to his equipment, agrees to notify the buyer when he does access the creek.

2. The seller retains the right to graze livestock in the wind protected areas of the inclusive parcels when weather or agricultural conditions warrant, with notification to the buyer. The number of head to be grazed will be mutually determined to prevent overgrazing.

Initials of Buyer


Date

7/8/87

Initials of Seller


Date

7/8/87

2VAL

FOR BANNOCK COUNTY, IDAHO, HEREBY CERTIFY THAT
PUTATIONS AS SHOWN HEREON AND HAVE DETERMINED
ODE 50-1305 HAVE BEEN MET, AND I APPROVE SAME
20.

IRRIGATION WATER RIGHTS STATEMENT

ROBIN VALLEY ESTATES LIES WITHIN THE GARDEN CREEK IRRIGATION DISTRICT. LOTS 2,3& 4 TO BE DEEDED WITHOUT
RIGHT TO ANY IRRIGATION WATER ASSOCIATED WITH PROPERTY. OWNERS OF LOTS 2,3& 4 WILL NOT BE SUBJECT TO ANY
ASSESSMENT FROM DISTRICT OR OTHERS AND THAT LIABILITY WILL REMAIN WITH THE OWNERS, KLAIR AND ELAINE CHRISTENSEN
AS THEY WILL RETAIN RIGHT TO ANY WATER ALLOTTED TO THOSE LOTS.

STA 65+38.5

W 1/4 SEC 4
2" ALUM CAP FD LS 5074
INSTR# 20602642

N 89°56'21" E 4311.60'

5. I RUDENE BARKER, HEREBY CERTIFY THAT ALL
HIS SUBDIVISION, BOTH DELINQUENT AND CURRENT,
20.

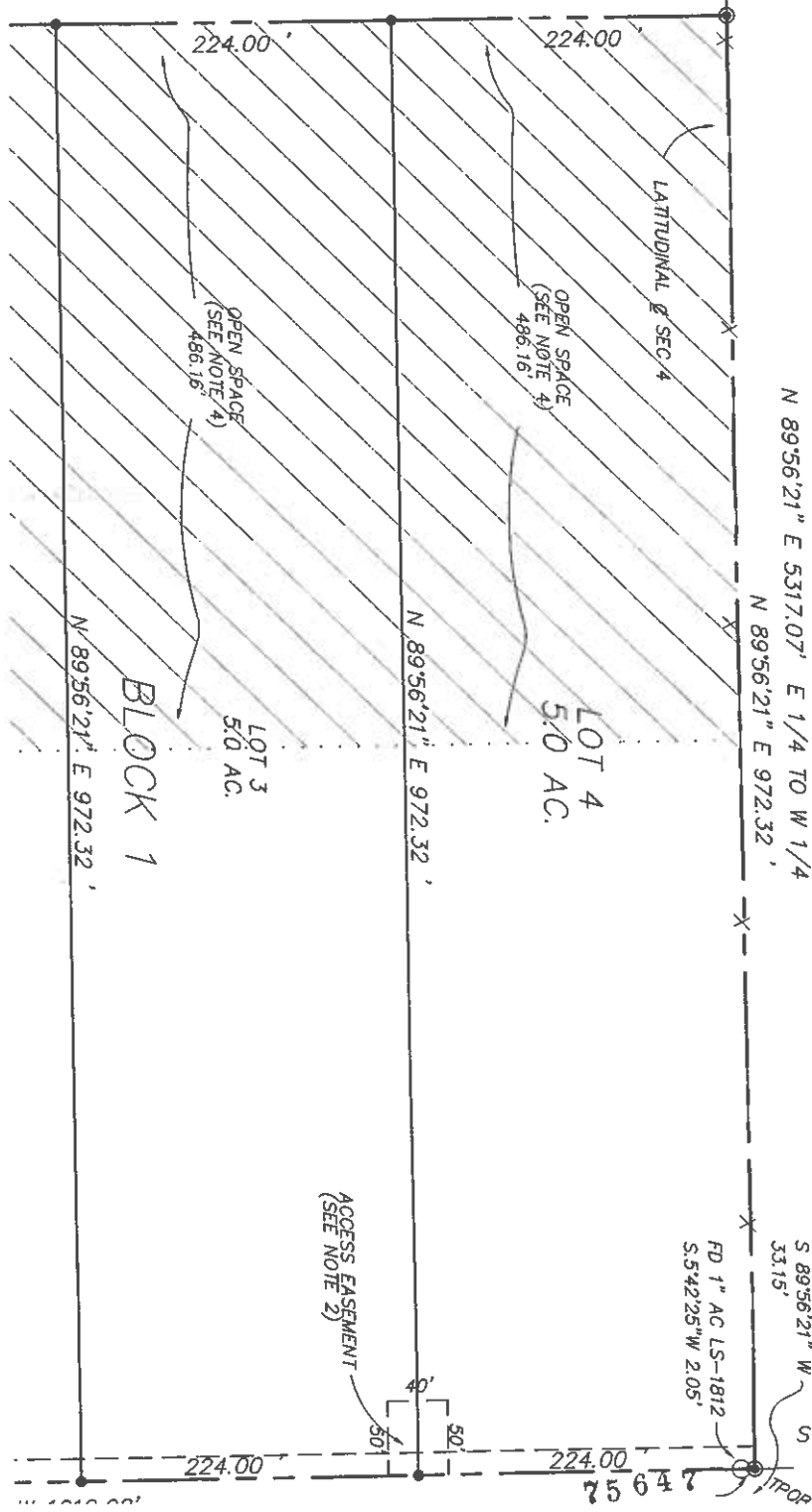
CERTIFICATE

OCK COUNTY COMMISSIONERS THIS DAY OF
IS. WAS APPROVED AND ACCEPTED.

ATTESTED

INSTR# 990005657

N 00°02'25" E 672.00'



DATE: _____ FEE: _____

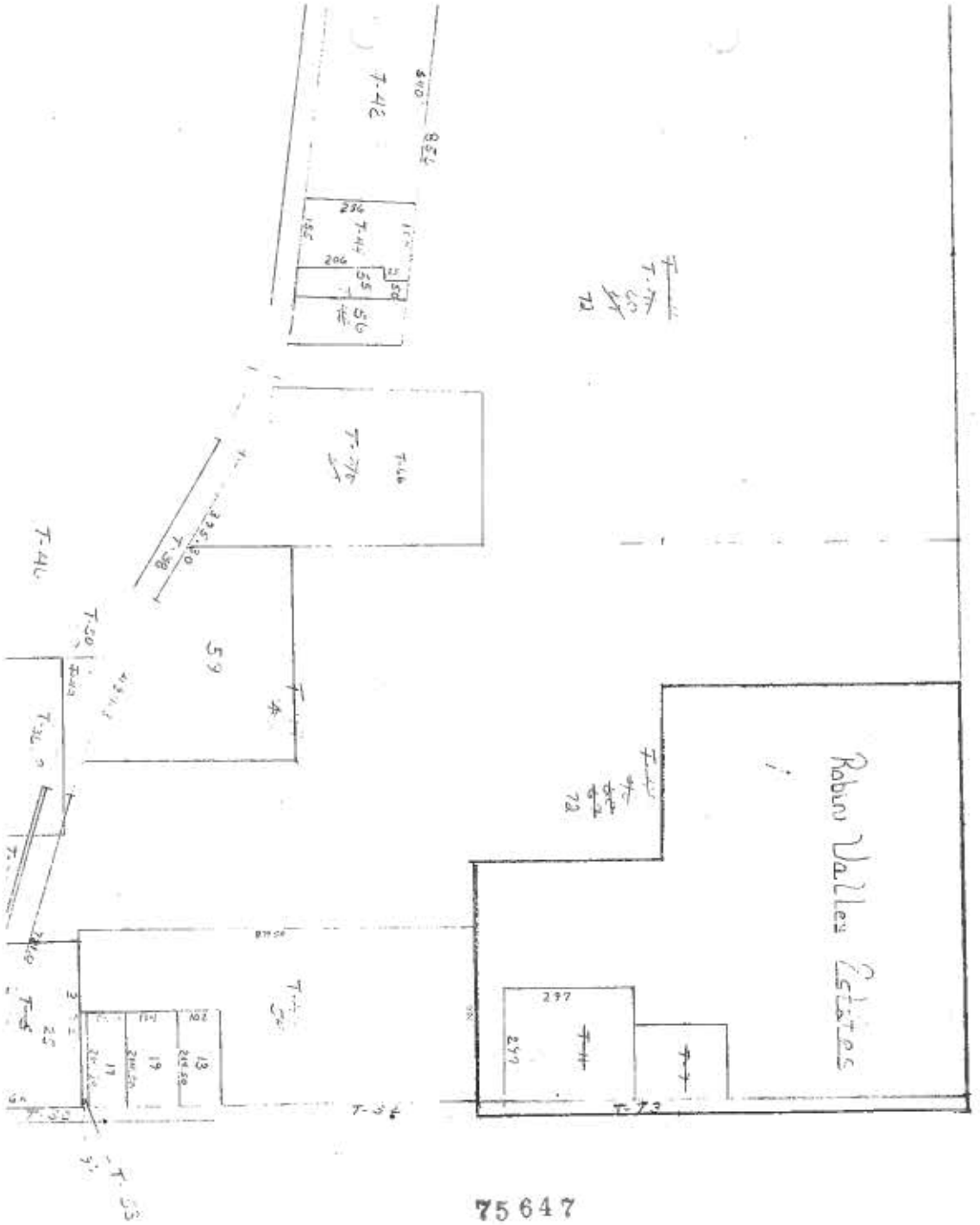
SE⁴

SECTION 4

SCALE 1" = 300.

TOWNSHIP 10 S.

RANGE 36 E. B.M.



75 647

STREET AND LIFTED.
 TIED ON A LOT BY LOT BASIS, WITH NO LOT HAVING MORE
 WITHOUT APPROVAL OF HEALTH AUTHORITY. NO ADDITIONAL
 PERMITTED BEYOND WATER SYSTEM APPROVED IN THE

Y OF _____ 20 ____.

PARCELS

RESTRICTIVE COVENANTS
 14993

THAT WE, THE UNDERSIGNED OWNERS OF THE TRACT
 COMPLYING BOUNDARY DESCRIPTION, HAS
 INTO A BLOCK AND LOTS, AND DOES
 NOT OF BANNOCK HARBORLESS
 ENCUMBRANCES. IT IS THE INTENTION
 THE LAND DESCRIBED IN THE ACCOMPANYING
 THE LOCATION AND DIMENSIONS OF THE
 OWN ON THE ACCOMPANYING MAP OF THE PROPERTY
 LOCATED TO THE PUBLIC BUT THE RIGHT TO USE SAID
 RESERVED FOR PUBLIC UTILITIES, ROADWAY
 AND FOR ANY OTHER USE DESIGNATED ON THE PLAT.
 USE FOR SUCH UTILITY PURPOSES ARE TO BE ERRECTED
 THE INDIVIDUAL LOTS WILL NOT BE SERVED BY ANY
 OR MORE OF THE LOTS, BUT WILL BE SERVED BY
 IF, WE OWNERS DO HEREUNTO SET OUR HANDS.

DATE _____ ELAINE CHRISTENSEN DATE _____

20____, PERSONALLY APPEARED
 CHRISTENSEN, IDENTIFIED TO ME TO RESPECTFULLY
 THE FOREGOING OWNERS CERTIFICATE
 BE EXECUTED THE SAME.

MY COMMISSION EXPIRES ON

