

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73721APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Rodney A. and Shirley S. Jentzsch Phone 208-532-4119Post Office address 480 E. 1500 N. Rupert, ID 83350

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Switch POU for 2 water rights.

2. Describe the reason for the proposed changes To switch 10.6 acres of 36-8624 with 10.6 acres of 36-16170. A concurrent transfer associated with 36-16170 has been submitted to IDWR along with this application.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 36-8624 Priority 12/10/1991 Amount (cfs/ac-ft) 0.21/42.4 Nature of Use Irrigation Period of Use 4/01 to 10/31
2. Total amount of water being transferred 0.21 cubic feet per second and/or 42.4 acre-feet per annum.
3. Source of water Ground Water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SW	NE	SW	2	07S	24E	Minidoka	Well and Pump
	SW	NE	SE	2	07S	24E	Minidoka	Well and Pump

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
07S	24E	02									160	40	40	40					160
											40								

* PER 1/22/08 TELECOM FROM ZACH@BROCKWAY ENGINEERING.

PART 1

6. General Information:

- a. Description of diversion system Current irrigation system is connected by buried mainlines.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
There will be no effect on lands now irrigated after this transfer is approved.
- d. Remarks:
The purpose of this transfer is to switch/swap 10.6 acres from 36-8624 with 36-16170. Another transfer for 36-16170 has been submitted in concurrence with this transfer representing the remaining half of the water right switch.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20 _____.

Page _____ of _____

Transfer No. _____

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

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 36-8624 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice☒ Warranty Deed☐ Other _____3. Source of water Ground Water tributary to _____4. Date of priority 12/10/1991

5. Water is used for the following purpose:

Amount 0.21/42.4 for Irrigation purposes from 4/01 to 10/31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.21 cubic feet per second and/or 42.4 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NE	SE	1	09S	24E	Minidoka	Well and Pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
09S	24E	1													10.6				10.6

Total acres 10.69. Describe any other water rights used for the same purpose as described above NONE.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

Page _____ of _____

Transfer No. _____

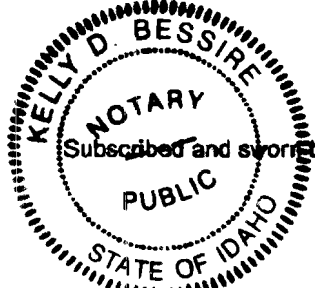
PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
N/A			to _____
			to _____
2. Quantity and quality of return flows and location of discharge:
N/A
3. Describe the effects on other water uses resulting from the proposed change:
NONE.

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.



Subscribed and sworn to before me this

20th

day of

(Signature of Applicant)

November

, 20 06

Kelly D. Bessine
(Notary Public)

My commission expires

11-07-08

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by C. SKINNER

Date 2/14/2007

Protest filed by _____

Prelim. check by C. SKINNER

Fee \$250.00 S029301

Receipted by C. SKINNER

Date 2/14/2007

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for

[] Approval

[] Denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

Page _____ of _____

Transfer No. _____

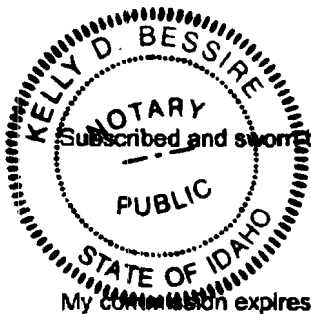
PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
N/A			to _____
			to _____
2. Quantity and quality of return flows and location of discharge:
N/A
3. Describe the effects on other water uses resulting from the proposed change:
NONE

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.



Subscribed and sworn to before me this 20th day of November, 2006.

Kelly D. Bessire
(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

WARRANTY DEED

For Value Received

W. MERLE JENSEN and SHARLENE BROWN JENSEN, husband and wife

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

RODNEY A. JENTZSCH and SHIRLEY S. JENTZSCH, husband and wife,
 whose current address is: Route 4 Box 193
 Rupert, Idaho 83350

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

All of Blocks 15, 16, 26 and 27, **SAVE AND EXCEPT** the South 40 feet of Blocks 26 and 27 of the Original Townsite of Acequia, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho.

TOGETHER WITH all water and water rights, ditches or ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

- 1.) All reservations in patents or deeds in the chain of title.
- 2.) Taxes for 1991 and subsequent years.
- 3.) Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.
- 4.) Any assessments levied, or to be levied, by the City of Acequia.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 1, 1991

W. Merle Jensen
 W. MERLE JENSEN

Sharlene Brown Jensen
 SHARLENE BROWN JENSEN

STATE OF IDAHO, COUNTY OF MINIDOKA, SS

On this 1st day of May, 1991,
 before me, a notary public in and for said State, personally appeared

W. Merle Jensen and
 Sharlene Brown Jensen

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

Steve B. Pouch

Residing in
 Commissioned
 Notary Public
 OFFICIAL SEAL
 STEVE B. POUCH
 NOTARY PUBLIC STATE OF IDAHO
 MINIDOKA COUNTY, IDAHO

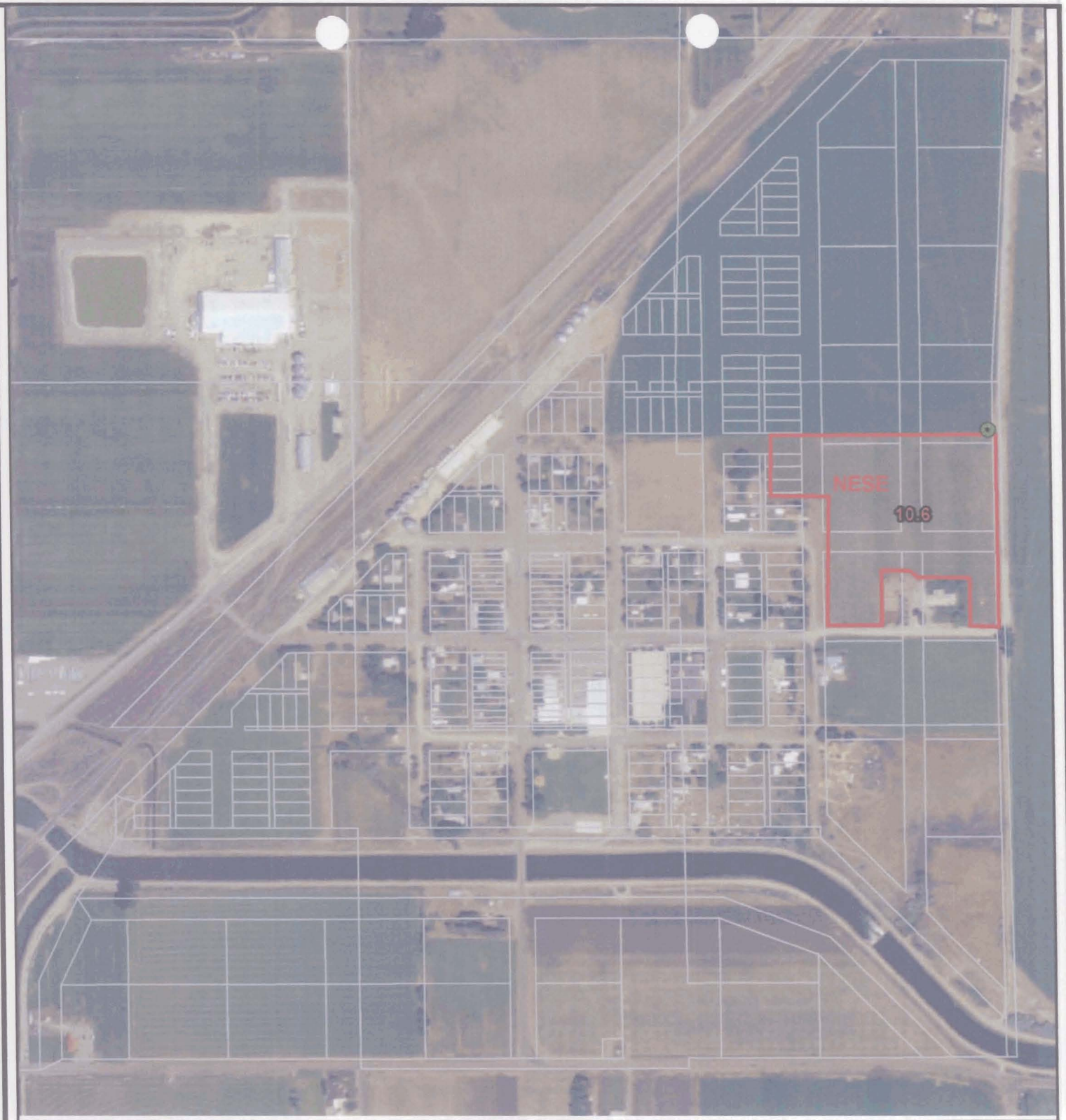


FIGURE 1
CURRENT POU FOR 36-8624: 10.6 ACRES
JENTZSCH- T.09S R.24E
Sec. 1 NE 1/4 SE 1/4
NAIP 2004 AERIAL PHOTO

0 330 660 1,320 Feet

BROCKWAY ENGINEERING, PLLC. ZL - 2/06/07

Legend

- 36-8624 Current POD
- 36-8624 Current POU
- T09SR24ESEC1QQ



F:\Projects\Jentzsch-Kearl Farms\Rod's 10 Acre Pasture Swap

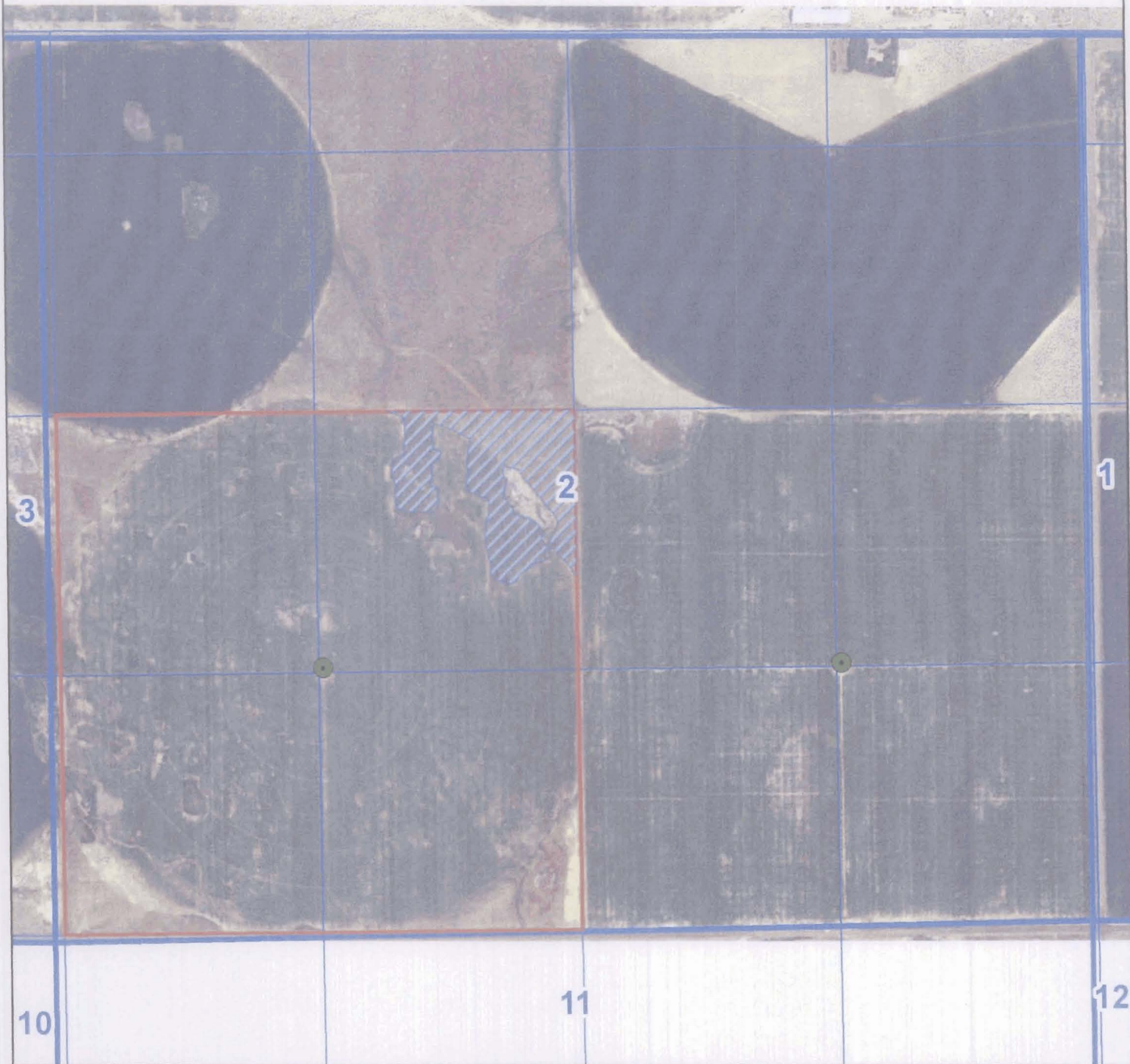


FIGURE 2
CURRENT POU FOR 36-16170: 160 ACRES
JENTZSCH- T.07S R.24E
SEC.2 SW1/4
NAIP 2004 AERIAL PHOTO

Legend

- 36-16170 Current POD
- ▨ 36-8624 Transfer Area: 10.6 ac.
- ▭ 36-16170 Current POU
- ▭ t07s24e
- ▭ sections

0 330 660 1,320 Feet



LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

We, Rodney A. and Shirley S. Jentzsch, hereby nominate and appoint Brockway Engineering PLLC (Charles G. Brockway) as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers and claims before the Idaho Department of Water Resources for the following water right transactions:

Two (2) transfer applications regarding the transfer of water rights 36-8624 appurtenant to 10.6 acres in T.09S, R.24E Section 1, and 36-16170 appurtenant to 160 acres in T.07S, R.24E Section 2.

in Minidoka County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this _____ day of _____ 2006.

x Rodney Jentzsch
Signature

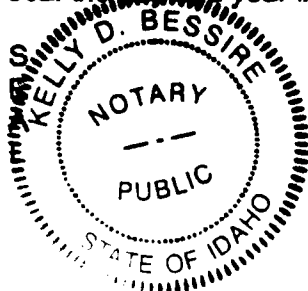
x Shirley Jentzsch
Signature

State of Idaho)

County of Minidoka) ss.

On this 20th Day of November, 2006, before me, a Notary Public in and for said County and State, personally appeared Shirley Jentzsch, known or identified to me to be the individual whose name and subscription 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 above written.



Kelly D. Bessire
Notary Public
In and for said State and County
11-07-08
My Commission Expires