

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Joyce Terry ^{and} Randa Jensen Phone (208) 522-2982
Mailing address 3866 N. 45th E Idaho Falls, ID 83401

2. Source of water supply Spring which is a tributary of sluicks

3. Location of point of diversion is Township 8 S Range 37 E Sec. 34 in the SE 1/4,
SW 1/4, SW 1/4, Govt. Lot _____, B.M., Kannock County;

additional points of diversion if any: a second spring with the same legal description

4. Water will be used for the following purposes:

Amount 0.11 cfs for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.11 cfs and/or (b) 3 afa
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source gravity fed pipes to
6 spickets

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 6

e. Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8S	37E	34											X						

Total number of acres to be irrigated 0

10. Describe any other water rights used for the same purposes as described above. 29-7866 shares the same points of diversion for single domestic + stock water

- Who owns the property at the point of diversion? Appl.
- Who owns the land to be irrigated or place of use? Appl.
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Raide Jensen
Joyce Jensen
 Signature of Applicant (and title, if applicable)

Received by N Arave Date 6/22/07 Time 10:51 Preliminary check by _____
 Fee \$ 100 Received by N Arave # 96 E033031 Date 6/22/07
 Publication prepared by SC Date 7/5 & 7/12/07 Published in Idaho State Journal
 Publication approved _____ Date _____

Place of Use and Points of Diversion

R37E



- Points of Diversion
- ▨ Permitpou.shp
- ▭ Township/Range
- ▭ Sections
- ▭ GCDB08S37E GCDB



31010503

6590

WARRANTY DEED

FOR VALUE RECEIVED,

DEVERE TOVEY and LORA B. TOVEY, husband and wife,

does hereby grant, bargain, sell and convey unto

DEVERE TOVEY, LORA B. TOVEY, as Trustees of THE TOVEY FAMILY REVOCABLE TRUST,

whose current address is

80 North 4th West
Preston, ID 83263

the Grantee, the following described premises, in Bannock County, Idaho, to wit:

See attached Exhibit "A"

SUCCESSOR TRUSTEES ARE RAIDA T. JENSEN AND JOYCE T. TERRY.

THE SUCCESSOR TRUSTEE SHALL HAVE ALL RIGHTS TO TRANSFER OR ENCUMBER THE PROPERTY HEREIN SET FORTH.

THE SUCCESSION OR CHANGE OF TRUSTEE MAY BE EVIDENCED BY DEED OR AFFIDAVIT OF DEATH.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

DATED: November 20, 1990

Devere Tovey
DEVERE TOVEY

Lora B. Tovey
LORA B. TOVEY

STATE OF IDAHO

County of Franklin

On this 20 day of November, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared DEVERE TOVEY and LORA B. TOVEY, husband and wife, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Notary Public
NOTARY PUBLIC for State of Idaho
Residing at: Preston
Notary Public for State of Idaho

NOTARY SEAL

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EXHIBIT "A"

TRACT 1

Township 9 South, Range 37 East Boise Meridian
Section 17: E1/2NE1/4, SW1/4NE1/4, NW1/4SE1/4,
SW1/4NW1/4, SE1/4NW1/4, NW1/4SW1/4,

Township 9 South, Range 37 East Boise Meridian
Section 18: NE1/4SE1/4,

EXCEPTING THEREFROM: The following tract previously deeded to RICHARD B. JENSEN and RAIDA T. JENSEN: Commencing at a point 192 feet, more or less, East of the Southwest corner of the NW1/4SE1/4, which point is on the East side of county road; and running thence East 435 feet; thence North 435 feet; thence West 435 feet, more or less, to the East side of said county road; thence South following said road 435 feet, more or less, to the point of beginning.

RESERVING THEREFROM, HOWEVER, a right of way for ingress and egress across the Southerly portion of the above-described property as follows: Commencing at a point 192 feet, more or less, East of the Southwest corner of the NW1/4SE1/4 of Section 17, which point is on the East side of County road, and running thence East 435 feet; thence North 100 feet; thence West 435 feet; thence South 100 feet to point of beginning.

ALSO RESERVING a right to maintain the existing pipeline from the jointly owned culinary water well located on the above-described property which runs to the water storage tank located on Grantor's adjoining property directly East of the above-described tract.

TRACT 2

Boise Meridian, Idaho
T. 9 S., R. 37 E.
Sec. 8. NW1/4NW1/4.

TRACT 3

East Half of the Northeast Quarter of Section 18, Township 9 South, Range 37 East of the Boise Meridian.

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Dale J. Phillips
91 DEC-9 49:05

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900 MRCK

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EXHIBIT "A" (cont.)

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TRACT 4

The Southeast Quarter of the Southeast Quarter of Section Five; the South Half of the Southwest Quarter, the Southwest Quarter of the Southeast Quarter of Section Four, in Township Nine South, Range Thirty-seven, East of Boise Meridian, in Idaho; containing 160 acres.

TRACT 5

Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 10, Township 9 South, Range 37, East of the Boise Meridian, in Bannock County, State of Idaho.

TRACT 6

Southwest Quarter of Southeast Quarter; Southeast Quarter of Southwest quarter; Section 5, Township 9 South, Range 37 E.B.M. West half of Southwest Quarter and Southeast Quarter of Southwest Quarter, Section 34, Township 8 South, Range 37, E.B.M.

Northeast Quarter of Southeast Quarter; Southeast Quarter of Southwest Quarter; Lot 3 and Tax 3, Section 3, Township 9 South Range 37, E.B.M.

Southwest Quarter of Northeast quarter; Southeast Quarter of Northwest Quarter and Southeast Quarter of Northeast Quarter; Section 5, Township 9 South, Range 37, E.B.M.

Together with the tenements, hereditments and appurtenances thereunto belonging or in anywise appertaining.

TRACT 7

An undivided on-half ($\frac{1}{2}$) interest in the following:

The East Half of the Southeast quarter of Section 7, Township 9 South, Range 37 East of the Boise Meridian. The South half of the Southwest quarter; the East half of the Northwest quarter, the Southwest quarter of the Northwest Quarter, the Northwest quarter of the Southwest quarter of Section 8, Township 9 South, Range 37 East of the Boise Meridian.

The West half of the Northeast quarter of Section 8, Township 9 South, Range 37 East, BM.