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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

425-3864 (Caring)

Name of Applicant Jorgensen Farms Joint Venture LLS Phone (208) 425-3953Post Office Address 11699 Lloyd Rd Bancroft Id 83217

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and the reason(s) thereof Drought conditions well has gone dry

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>13-7010</u>	<u>3/5/1970</u>	<u>0.68 cfs</u>	<u>IRRIGATION</u>	<u>4/15</u> to <u>10/15</u>
		<u>0.06 cfs</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
				to
				to

2. Total amount of water being transferred 0.68 cubic feet per second and/or 108.6 acre-feet per annum

3. Source of water GROUNDWATER tributary to

4. Point(s) of Diversion:

Ident No.	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
			SE	NW	5	10S	40E	CARIBON	Existing well under 13-7005

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	40E	5															35		35.0

Post-it® Fax Note

7671

Date

6/11/04

of

pages

4

To CINDY BIRD

From

CRYSTAL FOR

Co./Dept.

To

TIM LUKE

Phone #

Phone #

Fax #

547-3939

Fax #

Total Acres

35.0

6. General Information:

- a. Who owns the water right to be changed? Jorgensen Farms Joint Venture
- b. Describe the arrangement allowing use of the right NA
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
will remain irrigated as crop land.
- d. Has the water right sought to be transferred been used this year? Yes If yes, explain For Domestic/stockwater purposes
- e. Absent the changes, how would the right be used for the remainder of the year? Could not be used
- f. Describe other water rights used for the same purpose.
Domestic + Stockwater
- g. Remarks:

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and 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.

Carl Jorgensen
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by KCW Date 4/30/04 Fee \$ 50.00

Received ~~by~~ KCW # ED29781 Recommend: approve deny

Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-13-05

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this 9th day of May, 2004:

Paul D. [Signature]
For the Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF A)
WATER RIGHT 13-7010)

ORDER AUTHORIZING
TEMPORARY CHANGE TC-13-05

WHEREAS, a drought emergency has been declared for Caribou
County to allow administrative actions to lessen the severe impacts of the drought
conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a
drought emergency, the director of the Department of Water Resources ("Department")
is authorized to allow temporary changes in the point of diversion, the place of use, and
the purpose of use for valid existing water rights when the director determines that such
changes can be accomplished in accordance with the provisions of section 42-222A,
Idaho Code; and

WHEREAS, on 4/30/04, Carl Torgensen submitted the attached
Temporary Change Application TC-13-05 to the Department; and

WHEREAS, the Department has reviewed the application and has determined
the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is APPROVED subject to the
following conditions:

1. Diversion and use of right no(s). 13-7010 is authorized only
at the point of diversion and place of use described on the application.
2. This temporary change approval does not authorize construction of a new
well as a new point of diversion.
3. The applicant assumes all risk of curtailment or mitigation should the
diversion and use of water under the temporary change approval cause
injury to other water rights, constitute an enlargement in use of the original
right, be inconsistent with the conservation of water resources within the
state of Idaho, or not be in the local public interest.
4. This temporary change approval may only be used to provide a

ORDER AUTHORIZING
TEMPORARY CHANGE TC-13-05

replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. Right(s) 13-7010 are limited to the irrigation of a total of 35 acres in a single irrigation season.
6. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.
7. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
8. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
9. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
10. The watermaster of Water District No. 13 is authorized to administer the temporary change approval.
11. This temporary change approval expires on 12/31/2004 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 3rd day of May, 2004.


RONALD D. CARLSON
EASTERN REGION MANAGER

Rec'd. 8/13/03

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF A)
WATER RIGHT 13-7161, 13-2197, 13-7010)
13-7097, 13-7163 JORGENSEN Farms)

ORDER AUTHORIZING
TEMPORARY CHANGE TC-13-04

WHEREAS, a drought emergency has been declared for Caribou
County to allow administrative actions to lessen the severe impacts of the drought
conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a
drought emergency, the director of the Department of Water Resources ("Department")
is authorized to allow temporary changes in the point of diversion, the place of use, and
the purpose of use for valid existing water rights when the director determines that such
changes can be accomplished in accordance with the provisions of section 42-222A,
Idaho Code; and

WHEREAS, on 8/5/03, KEITH Jorgensen submitted the attached
Temporary Change Application TC-13-04 to the Department; and

WHEREAS, the Department has reviewed the application and has determined
the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is APPROVED subject to the
following conditions:

1. Diversion and use of right no(s). 13-7161, 13-2197, 13-7010,
13-7097, 13-7163 is authorized only
at the point of diversion and place of use described on the application.
2. This temporary change approval does not authorize construction of a new
well as a new point of diversion.
3. The applicant assumes all risk of curtailment or mitigation should the
diversion and use of water under the temporary change approval cause
injury to other water rights, constitute an enlargement in use of the original
right, be inconsistent with the conservation of water resources within the
state of Idaho, or not be in the local public interest.
4. This temporary change approval may only be used to provide a

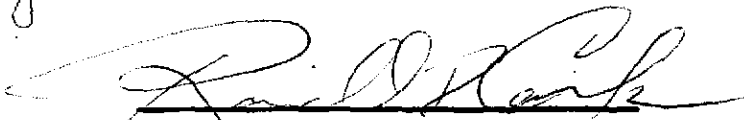
**ORDER AUTHORIZING
TEMPORARY CHANGE**

TC-13-04

replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

- 13-7161, 13-2197, 13-7010,
13-7007, 13-7163
5. Right(s) _____ are limited to the irrigation of a total of 1,176 acres in a single irrigation season.
6. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.
7. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
8. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
9. The applicant shall measure the amount of water diverted and shall report the amount of water diverted under this approval.
10. The watermaster of Water District No. 13T is authorized to administer the temporary change approval.
11. This temporary change approval expires on 11/01/2003 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 6th day of August, 2003.


RONALD D. CARLSON
EASTERN REGION MANAGER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of Applicant JORGENSEN FARMS J.V. Phone 208-425-3138Post Office Address 503 BENCH LAGO RD GRACE, ID 83241

A. PURPOSE OF TRANSFER

- 1.
- ☒
- Change point of diversion
- ☐
- Add diversion point(s)
- ☒
- Change place of use
-
- ☐
- Change purpose of use
- ☐
- Other

2. Describe the proposed change(s) and the reason(s) thereof
- Temporary change to provide
-
- GROUND WATER TO LANDS IRRIGATED BY LAST CHANGE CANAL
-
- SHARES. Provide emergency water due to failure of last change
-
- Flume on 8/3/03. Transfer CORNERS NOT IRRIGATED in 2003
-
- under g.w. rights.

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

- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|--------------|-----------|--------------------|---------------|--------------------|
| 13-7161 | 4/15/1977 | 1.22 cfs | Trig. | 8/5/03 to 11/01/03 |
| 13-2197 | 8/14/1957 | 1.20 cfs | " | " to " |
| 13-7010 | 3/5/1970 | 0.68 cfs | " | " to " |
| 13-7097 | 1/3/1975 | 0.72 cfs | " | " to " |
| 13-7163 | 4/4/1977 | 0.32 cfs | " | " to " |

2. Total amount of water being transferred
- 4.14
- cubic feet per second and/or _____ acre-feet per annum.

3. Source of water
- GROUND WATER
- tributary to _____

4. Point(s) of Diversion:

Ident No.	Lot	%	%	%	Sec	Twp	Rge	County	Local name for diversion
		NE	NW	NW	32	9S	40E	MACIBON	JORGENSEN NORTH H&K

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	40E	32	40	35	40	35								35			20		205
10S	40E	6		40			35												75

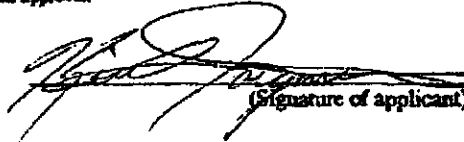
Total Acres 280

TC-13-04

6. General Information:

- Who owns the water right to be changed? Applicants; Phil Yost 13-7097 & 13-7163
- Describe the arrangement allowing use of the right Applicants lease land & water rights from Phil Yost
- Describe the affect on the land now irrigated if the change is approved pursuant to this application: No Affect. these lands are not irrigated this year under the water rights.
- Has the water right sought to be transferred been used this year? NO If yes, explain. Portions of rights (privat corners) not irrig. in 2003.
- Absent the changes, how would the right be used for the remainder of the year? Right would not be used for these portions this year, corners not planted as yet.
- Describe other water rights used for the same purpose. Last Chance Canal shares Applicant to 13-7161 but not used on this POV this year
- Remarks: Tim Luke, EDWR, checked corners and POV on 8/4/03 confirmed non use of corners & other parcels.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and 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)

FOR DEPARTMENT USE ONLY

Received by Tim Luke Date 8-5-03 Fee \$ 50.00
 Recepted KCW # E 029080 Recommend: / approve deny
 Watermaster recommendation

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-13-

And said application is hereby Approved, subject to the following limitations and conditions:

Witness my hand this 6th day of August, 2003.


For the Director

RECEIVED

RECEIVED

MAR 18 2000

DEPARTMENT OF WATER RESOURCES

MAR - 8 2000

Department of Water Resources

RECEIVED

MAR 11 2000

Department of Water Resources
Snake River Basin

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 13-7010

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant Everett Smith

1670 Turner Road, Grace, ID 83241

4. New Owner/Claimant(s) Terry C. Jorgensen et ux & Keith C. Jorgensen

New Mailing Address 1928 Old Highway 30 Name Connector (Check one): ☐ and ☐ or ☐ and/or 503 Bench Lago Road

City, State and ZIP Code Bancroft, ID 83217 Grace, ID 83241

New Telephone Number (208) 425-3864 208-425-3138

5. Date you acquired the property _____

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners**. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) *Keith C. Jorgensen*
 or Claimant(s) *Terry C. Jorgensen*

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

MICROFILMED

APR 13 2000

146937

WARRANTY DEED

The Grantor, FARM CREDIT BANK OF SPOKANE, successor by merger to THE FEDERAL LAND BANK OF SPOKANE, a corporation, for and in consideration of the sum of TEN AND NO/100 DOLLARS, (\$10.00), and other valuable consideration in hand paid, conveys and warrants to JORGENSEN BROTHERS, an Idaho general partnership, whose complete mailing address is 1928 Old Hwy 30 Bancroft, Idaho 83217, the following described real estate situated in the County of Caribou, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND
INCORPORATED HEREIN BY REFERENCE

Grantor hereby expressly conveys unto the Grantee their successors and assigns, forever, all oil, gas, coal, ores, minerals and fossils of every name, kind or description, not previously reserved which may be in or upon said lands above described or any part thereof. PROVIDED, HOWEVER, Grantor does not warrant or covenant with said Grantee with respect to the existence or nonexistence of any pollutants, contaminants or hazardous waste prohibited by federal, state or local law or claims based thereon arising out of the actual or threatened discharge, release, disposal, seepage, migration or escape of such substances at, from or into the demised premises.

DATED This 13 day of December, 1993.

FARM CREDIT BANK OF SPOKANE

STATE OF IDAHO } ss.
County of Caribou }

146937

By Kim Heringer
Title: Authorized Agent

I hereby certify that this instrument was filed at the request
of Caribou Title
at 3:30 o'clock p.m. 17 day of
Dec, 1993 in my office and duly
recorded in Microfilm Records
Edie Zell
Edie Zell 9⁰⁰
Ex Officio Recorder Deputy OT

MICROFILMED

APR 13 2006

CARIBOU COUNTY IDAHO

Township 9 South, Range 40 East of the Boise Meridian:

Section 32: $S\frac{1}{2}S\frac{1}{2}$.Section 33: $SW\frac{1}{4}SW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}$.

Township 10 South, Range 40 East of the Boise Meridian:

Section 4: Lots 2,3,4, $S\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$.

Section 5: $N\frac{1}{2}$, $N\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$. EXCEPTING THEREFROM: Beginning at a point on the North Right of Way Line of the 66 ft. wide right of way of the Grace Turner Road[F.A.P. RS-1775(4)] at Highway Station 102+08.94, said point being 1292.2 feet West and 33 feet North of the Southeast Corner of Section 5, Township 10 South, Range 40 East of the Boise Meridian; thence running West along said right of way line 420.0 feet; thence North 207.43 feet; thence East 420 feet; thence South 207.43 feet to the Point of Beginning and containing 2.0 Acres, more or less, AND ALSO INCLUDING a permanent and irrevocable easement reserved for ingress and egress across the Westerly 85 feet of said tract; and to an access easement across the Easterly 25 feet of said tract.

MICROFILMED

APR 13 2000

EXHIBIT

A

146937

STATE OF IDAHO)
County of Twin Falls)

SS

On this 13 day of December, 1993, before me, the undersigned Notary Public in and for said county and state, personally appeared KIM HERZINGER, known or identified to me to be the authorized agent of the corporation that executed the foregoing instrument, and acknowledged to me that he executed the same on behalf of said corporation.

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



Christine P. ...
NOTARY PUBLIC for Idaho

Residing at: Heyburn

Commission Expires: 12-07-94

March 31, 1994

Time: 4:30 P.M.

Microfilm Records

Recorder: Edie Izatt

Deputy: Denise Hawley

Fee: 900 CT

WARRANTY DEED

THIS INDENTURE, Made this 10th day of March, 1994, between of JORGENSEN BROTHERS, an Idaho general partnership of Bancroft, County of Caribou, State of Idaho, hereinafter called First Party, and TERRY CARL JORGENSEN and MELONIE JORGENSEN, husband and wife; KEITH C. JORGENSEN and BECKY JILLENE JORGENSEN, husband and wife, of 1928 Old Highway 30, Bancroft, County of Caribou, Idaho, 83217, hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of TEN DOLLARS, lawful money of the United States of America, to said First Party in hand paid by the said Second Party, the receipt of which is hereby acknowledged, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto said Second Party, and to said Second Party's 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, more particularly described as follows, to-wit:

See EXHIBIT "A" attached hereto and
incorporated herein by reference

SUBJECT to all easements, rights of way, and public roads or highways adjoining or crossing said property, and further subject to retention or reservation of mineral, oil and gas rights by prior owners of said real property or by the United States of America or the State of Idaho.

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 Second Party, and to their heirs and assigns forever. And the said First Party, and their heirs the said premises in the quiet and peaceable possession of the said Second Party, their heirs and assigns against the said First Party, and their heirs and assigns and against all and every person or persons whomever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

MICROFILMED

APR 13 2000

IN WITNESS WHEREOF, The said First Party has hereunto set their hands and seals, the day and year first above written.

JORGENSEN BROTHERS, an Idaho
general partnership

Terry Carl Jorgensen
TERRY CARL JORGENSEN, General Partner

Melonie Jorgensen
MELONIE JORGENSEN, General Partner

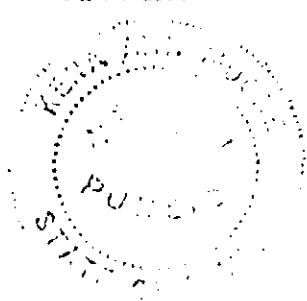
Keith C. Jorgensen
KEITH C. JORGENSEN, General Partner

Becky Jillene Jorgensen
BECKY JILLENE JORGENSEN, General Partner

STATE OF IDAHO)
 : ss.
County of Caribou)

On this 31st day of March, 1994, before me the undersigned, a Notary Public in and for said State, personally appeared Terry Carl Jorgensen, Melonie Jorgensen, Keith C. Jorgensen and Becky Jillene Jorgensen, known to me to be the partners in the partnership of Jorgensen Brothers and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

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



[Signature]
NOTARY PUBLIC for the State of Idaho
Residing at: Soda Springs, Idaho
Commission expires: 12/31/95

MICROFILMED

APR 13 2000

Caribou County Idaho:

Township 9 South, Range 40 East of the Boise Meridian:

Section 32: S $\frac{1}{2}$ S $\frac{1}{2}$.

Section 33: SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$.

Township 10 South, Range 40 East of the Boise Meridian:

Section 4: Lots 2, 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Section 5: N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPTING THEREFROM: Beginning at a point on the North right of way line of the 66 feet wide right of way of the Grace Turner Road [F.A.P. RS-1775(4)] at Highway Station 102+08.94, said point being 1292.2 feet West and 33 feet North of the Southeast Corner of Section 5, Township 10 South, Range 40 east of the Boise Meridian; thence running West along said right of way line 420.0 feet; thence North 207.43 feet; thence East 420 feet; thence South 207.43 feet to the Point of Beginning and containing 2.0 acres, more or less, AND ALSO INCLUDING a permanent and irrevocable easement reserved for ingress and egress across the Westerly 85 feet of said tract; and to an access easement across the Easterly 25 feet of said tract.

MICROFILMED

APR 13 2000

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-12-1991
PAGE: A-52

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
-----------------	----------------	------------------	----------------	--------------------------	---------------------	----------------

SOURCE: GROUNDWATER

13-07010

EVERETT SMITH
1670 TURNER RD.
GRACE ID 83241

03/05/1970 IRRIGATION

DOMESTIC

04-15 10-15

01-01 12-31

LICENSE

.68

CFS

105.0

AFY

.06

CFS

3.6

AFY

.68

CFS

108.6

AFY

87.5

AFY

NON-IRRIGATION-USES:
DOMESTIC, 3 HOMES
POINT OF DIVERSION:
T10S R40E S05
PLACE OF USE: IRRIGATION

SWSE

SWSE 35.0

T10S R40E S05
35.0 ACRES TOTAL
PLACE OF USE: DOMESTIC
SAME AS OTHER USE

29-07061

DON C. RIGBY
P.O. BOX 187
BANCROFT ID 83217

11/12/1970 IRRIGATION

04-15 10-15

LICENSE

3.16

CFS

474.0

AFY

TOTAL QUANTITY:

3.16

CFS

474.0

AFY

CONSUMPTIVE USE:

395.0

AFY

POINT OF DIVERSION:
T08S R39E S10
PLACE OF USE: IRRIGATION

SENE

T08S R39E S10
158.0 ACRES TOTAL

WESE 40.0

NWSE 39.0

SWSE 39.0

SESE 40.0

MICROFILMED

APR 13 2000

MAY 14 1998

RECEIVED

AUG 10 1992

143995

FILED

'92 JUL 28 PM 1 56

CARIBOU COUNTY, IDAHO

STATE OF IDAHO }
County of Caribou } SS.

I hereby certify that this instrument was filed at the request
of Department of Water Resources
at 10:00 o'clock A m this 5th day of
August, 1992 in my office and duly
recorded in Microfilm Records
Rebecca Jenkins-Smith
Stephanie Lansberry n.d.
Ex-Officio Recorder Deputy

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CARIBOU

In the Matter of General	)	Civil No. 2919
Determination of the Rights to	)	
the Use of Surface and	)	
Groundwater in the Bancroft-Lund	)	FINAL DECREE
Area.	)	

R. Keith Higginson, Director of the Idaho Department of Water Resources, filed a Motion for Final Decree on July 1, 1992, 1992. The motion came on for hearing July 28, 1992.

Based on the motion and the argument presented at hearing, the court finds and concludes as follows:

The Director's Report for the Bancroft-Lund Area was filed November 15, 1992. The court entered an Order Amending Report, which amended Finding of Fact No. 14 and Conclusions of Law 16 and 18, and amended the List of Claims/Rights Not Recommended.

Last Chance Canal Company and Utah Power & Light Company filed objections to the report.

The adjudication statute provides for entry of partial decree of uncontested matters, entry of further partial decrees as

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necessary to resolve objections and final decree incorporating all partial decrees. Idaho Code §42-1412(8)(9)(10). A List of the Uncontested Portions of Director's Report has been filed with the court as required by Idaho Code §42-1412(9), and hearing on the partial decree of uncontested matters is set for July 28, 1992.

A Stipulation Resolving Objections of Utah Power & Light Company and Last Chance Canal Company has been filed with the court along with a motion seeking approval of the stipulation. Hearing on the motion was set for July 28, 1992, immediately preceding hearing on partial decree of uncontested matters. Upon entry of the order approving stipulation there were no contested matters remaining to be resolved. Therefore, no partial decrees are necessary and the court may proceed with entry of the final decree completing the Bancroft-Lund adjudication.

THEREFORE, IT IS HEREBY ADJUDGED AND DECREED that:

All rights to the use of surface and groundwater from the Bancroft-Lund Area are as described in the Director's Report, except that:

1. The Findings of Fact and Conclusions of Law attached hereto are substituted for the Findings of Fact and Conclusions of Law in the Director's Report.

2. List of Claims/Rights Not Recommended attached hereto are substituted for the List of Claims/Rights Not Recommended in the Director's Report.

DATED this 29th day of July, 1992.

151
DANIEL C. HURLBUTT
District Judge

MAY 14 1996

APR 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 17, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KEITH C JORGENSEN
503 BENCH LAGO RD
GRACE ID 83241

RE: Change of Ownership for Decreed Water Right 13-07010

Dear Mr. Jorgensen:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed water right to you and Terry Carl Jorgensen, et ux. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: Terry Carl Jorgensen, et ux

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