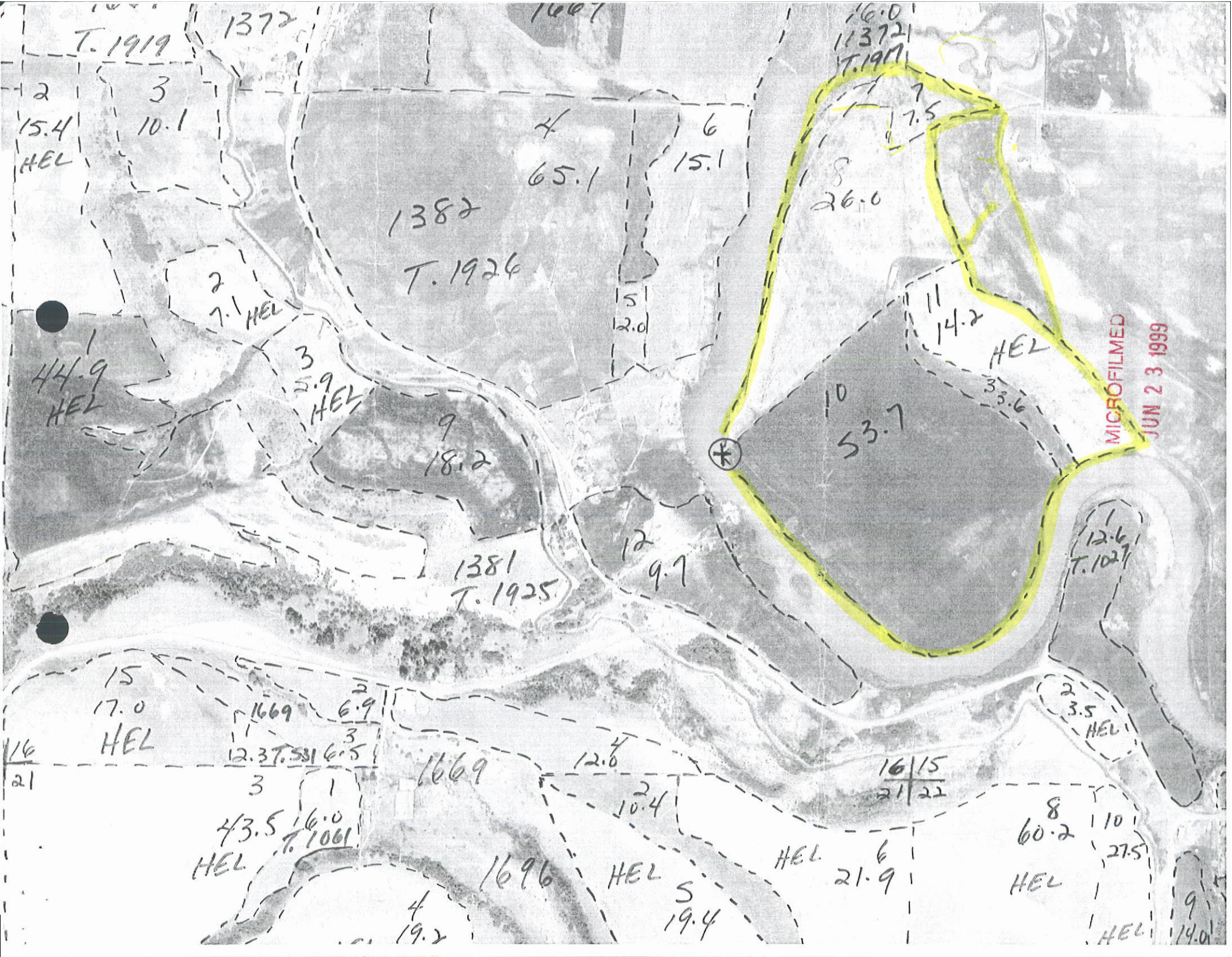
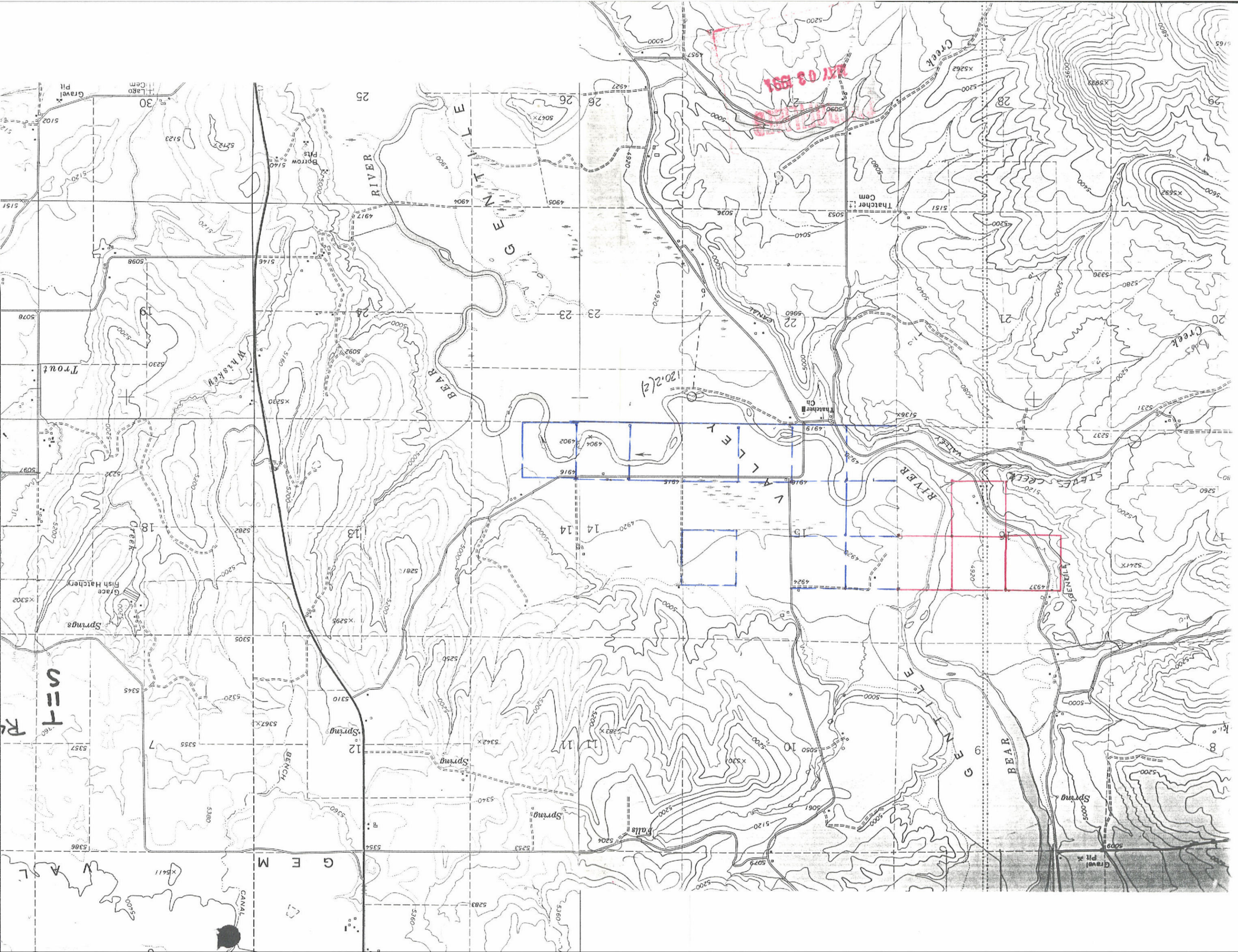




STATE OF IDAHO

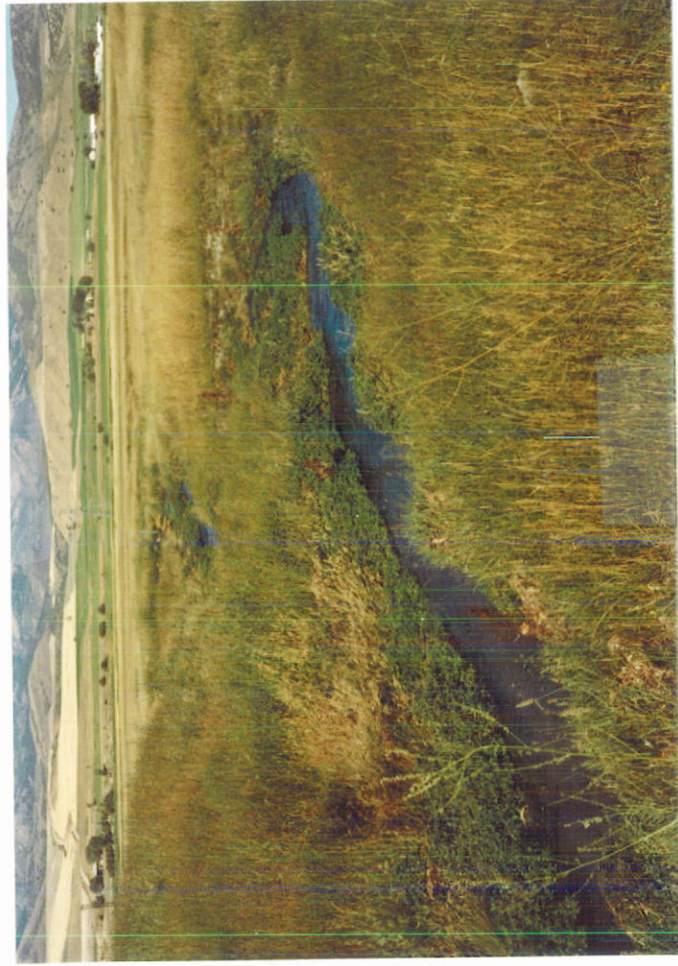




Sand Springs



2' wide
channel, 1 1/2'
deep with good
velocity (over 1 f/s)
Located 1/4 mile
above Bear River
+ parallel to
Pat's Hollow



Watermaster Pete Peterson confirms Hogan

is on a storage contract with Utah Power & Light

03-01-9
HWT

FILED

03 1991

Pat's Hollow



Head of Springs



First usual outfall approx 1/4 mile
above Bear River. No diversions
below this pt.

REFILMED

MAY 03 1991

Bob's Creek



Stream is approx 20" wide
+ 12" deep with good
velocity. (Cover 1Fps)



This crosses rd
approx 1/4 from
confluence with
Bear River



RECEIVED

SEP 2 5 1998

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

SEP 25 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

Department of Water Resources

1. Water Right Number(s) 13-00621, 13-00681, 13-00682, 13-00683
 Adjudication Claim Number(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 for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Dean & Dorothy Negan individually and as Trustees for Dean S. Negan Trust
327 River Rd, Grace, Idaho 83241

4. New Owner/Claimant(s) Janet M. Wheeler & Wheeler Family Trust
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 336 River Rd

City, State and ZIP Code Grace, Idaho 83241

New Telephone Number (208) 427 - 6646

5. Date you acquired the property Oct. 1, 1991

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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.

7. Signature of New Owner/Claimant(s) Janet M. Wheeler Date Aug. 27, 1998
Janet M. Wheeler, Trustee for Wheeler Family Trust. Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
 2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
 3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
 4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
 5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
 6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.
- Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
 8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

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JUN 23 1999

42634

County of Caribou
I hereby certify that this instrument was filed at the request
of Caribou Title
at 7:40 o'clock P on this 9 day of
Dec, 1991 In my office and duly
recorded in Microfilm Records
Rebecca A. Jenkins
Stephanie Lunsberry org
WARRANTY DEED Ex-Officio Recorder Deputy 16 00

THIS INDENTURE, Made this 1st day of October, 1991, between DEAN S. HOGAN AND DOROTHY A. HOGAN, husband and wife, and DEAN S. HOGAN AND DOROTHY A. HOGAN, Trustees of the Dean S. Hogan Family Revocable Trust, dated June 9, 1976, of Grace, Caribou County, Idaho, hereinafter called First Party, and KENNETH R. WHEELER AND JANET M. WHEELER, husband and wife, of Kremmling, Grand County, Colorado 80459, hereinafter called Second Party:

WITNESSETH: That the said First Party, for and in consideration of the sum of TWO HUNDRED TWENTY FIVE THOUSAND 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:

Township 11 South, Range 40 East of the Boise Meridian:

Tract I:

Section 15: Beginning at the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 15, and running
thence East 560 feet;
thence South 340 feet;
thence East 120 feet;
thence South 850 feet;
thence in a Southeasterly direction 1038 feet, more or less, to an intersection with the West 1/16th line of said Section 15, at a point which is 650 feet, more or less, North of the Southeast corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 15;
thence South 150 feet, more or less, to the center of the Bear River;
thence following the meanderings of the Bear River along the center line thereof, in a Westerly, Southerly, and Southwesterly direction, to an intersection with the West line of said Section 15;
thence North along the West line of said Section 15, to the point of beginning.

Section 16: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.
ALSO, all that portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying East of the Bear River.

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JUN 23 1999

ALSO, Beginning at a point North 19°11'15" East 2795.3 feet from the Southwest corner of said Section 16, said point being on the South line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and running

thence East along said South line 410.7 feet to the East line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence North along said East line 353 feet;

thence North 61°17' West 140 feet;

thence South 69°57' West 366 feet;

thence South 10°45' East 300 feet,

to the point of beginning.

EXCEPT THEREFROM, Beginning at the Northwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, and running

thence South 200 feet; thence East 300 feet;

thence North 200 feet; thence West 300 feet,

to the point of beginning.

ALSO, EXCEPT THEREFROM, Beginning at a point on the North line of the S $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 16, said point

being North 16°14'40" East 4124.3 feet from the

Southwest corner of said Section 16, and running

thence East along said North line 439.8 feet, more or less, to the West right of way line of River Road;

thence Southwesterly along said right of way to a

point which is South 9°30' West 322.3 feet;

thence South 84°41' West 367.8 feet;

thence North 3°18'30" West 352.5 feet,

TO THE POINT OF BEGINNING.

TRACT II:

Section 16: All that portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying Northerly of the centerline of a County Road, said centerline being fully described as follows:

Beginning at a point North 89°34' West 1329.37 feet and North 875.24 feet along the East boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 16, and running

thence South 77°42' West 348.65 feet;

thence South 69°27' West 678.55 feet;

thence Westerly 49.83 feet around a curve to the right having a radius of 300 feet;

thence South 78°58' West 374.13 feet;

thence Westerly 87.62 feet around a curve to the right having a radius of 300 feet;

thence North 84°14' West 122.14 feet;

thence Westerly 54.11 feet around a curve to the right having a radius of 300 feet;

thence North 73°58' West 128.39 feet;

thence North 78°41' West 899.86 feet to a point on the

West boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 16, the terminus of said centerline.

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JUN 23 1999

EXCEPT THEREFROM, the following described tract of land lying in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and the W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 16, described as follows:

Beginning at the intersection of the North right of way line of Roper Road and the West line of said Section 16, said point being 443.8 feet North of the Southwest corner of said Section 16, and running
 thence North along said West line 541.6 feet;
 thence North 73°06' East 528.5 feet;
 thence North 62°46' East 372.5 feet;
 thence North 87°01' East 201.1 feet;
 thence South 84°13' East 659.2 feet;
 thence South 67°51' East 390 feet;
 thence North 89°12'30" East 377.45 feet;
 thence North 0°47'20" East 116.27 feet;
 thence North 76°00' East 855.57 feet to the Westerly right of way line of River Road;
 thence South 21°27' East along said line 162.6 feet to the point of curvature of a 500.41 foot radius curve to the right;
 thence Southeasterly along said curve 402.34 feet (Chord = South 44°29' East 391.59 feet);
 thence South 67°31' East 362.37 feet to the intersection with the Northerly right of way line of Roper Road;
 thence South 77°42' West along said line 300.67 feet;
 thence South 69°27' West 680.71 feet to the point of curvature of a 270 foot radius curve to the right;
 thence Southwesterly along said curve 44.85 feet (Chord = South 74°12'30" West 44.79 feet);
 thence South 78°58' West 374.13 feet to the point of curvature of a 270 foot radius curve to the right;
 thence Westerly along said curve 79.17 feet (Chord = South 87°22' West 78.88 feet);
 thence North 84°14' West 122.14 feet to the point of curvature of a 270 foot radius curve to the right;
 thence Northwesterly along said curve 48.69 feet (Chord = North 79°08' West 48.63 feet);
 thence North 73°58' West 129.63 feet;
 thence North 78°41' West 1289.92 feet to the point of curvature of a 230 foot radius curve to the left;
 thence Westerly along said curve 87.71 feet (Chord = North 89°36'30" West 87.18 feet);
 thence South 79°28' West 580.68 feet to the point of curvature of a 343.39 foot radius curve to the left;
 thence Southwesterly along said curve 244.63 feet (Chord = South 59°03'30" West 239.49 feet);
 thence South 38°39' West 144.87 feet, to the point of beginning.

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JUN 23 1999

ALSO EXCEPT THEREFROM, any portion thereof lying within the rights of way of County Roads as presently located.

INCLUDING, BUT NOT LIMITED TO THE FOLLOWING WATER RIGHTS:
90 Shares of Stock of Gentile Valley Irrigation Company and
2.8 cfs. of the water of Bear River.

SUBJECT TO A MORTGAGE executed by the undersigned, to West One Bank, Idaho. N.A., dated May 30, 1990, recorded June 7, 1990, under recorder's instrument No. 139119, in the microfilm records of Caribou County, Idaho.

SUBJECT TO A STATE LAND SALE CONTRACT, Certificate No. 25480, covering the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, township and range aforesaid, dated October 7, 1983.

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 First Party, and said First Party's heirs, the said premises in the quiet and peaceable possession of said Second Party, said Second Party's heirs and assigns against the said First Party, First Party's 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 First Party has hereunto set their hands and seals, the day and year first above written.

DEAN S. HOGAN FAMILY REVOCABLE
TRUST, dated June 9, 1976

Dean S. Hogan
DEAN S. HOGAN, Trustee

Dorothy A. Hogan
DOROTHY A. HOGAN, Trustee

Dean S. Hogan
DEAN S. HOGAN, Individually

Dorothy A. Hogan
DOROTHY A. HOGAN, Individually

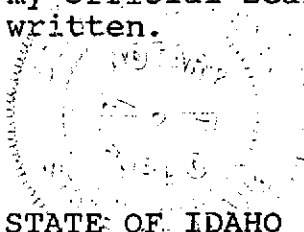
MICROFILMED

JUN 23 1999

STATE OF IDAHO)
 : ss.
 County of Caribou)

On this 27th day of November, 1991, before me the undersigned, a Notary Public in and for said County and State, personally appeared **DEAN S. HOGAN AND DOROTHY A. HOGAN, 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.



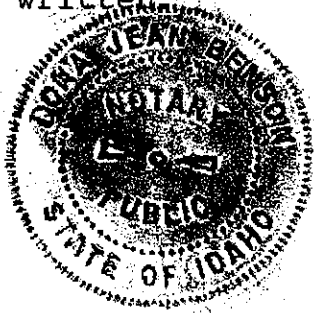
Donald Jean Benson

NOTARY PUBLIC for the State of Idaho
 Residing at: Soda Springs, Idaho
 Commission expires: 8/15/97.

STATE OF IDAHO)
 : ss.
 County of Caribou)

On this 27th day of November, 1991, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **DEAN S. HOGAN AND DOROTHY A. HOGAN, as Trustees of the Dean S. Hogan Family Revocable Trust, dated June 9, 1976**, known to me to be the persons who subscribed their names as Trustees of said Dean S. Hogan Family Revocable Trust, dated June 9, 1976, and known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for and on behalf of said Trust.

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



Donald Jean Benson

NOTARY PUBLIC for the State of Idaho
 Residing at Soda Springs, Idaho.
 Commission expires: 8/15/97.

MICROFILMED

JUN 23 1999

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

CERTIFICATION OF FACTS OF DEATH

DATE FILED: DECEMBER 05, 1996

STATE FILE NUMBER: 96-07485

DECEDENT: KENNETH RICHARD WHEELER

DATE OF DEATH: NOV. 27, 1996

PLACE OF DEATH: SODA SPRINGS, IDAHO

DATE OF BIRTH: MAY 21, 1939

PLACE OF BIRTH: KANSAS

AGE: 57 YEARS

SEX: MALE

VETERAN? NO

MARITAL STATUS: MARRIED

SPOUSE (MAIDEN): JANET M. BROWN

SOCIAL SECURITY NUMBER: 510-38-1754

RESIDENCE: GRACE, IDAHO

FATHER: KENNETH WHEELER

FATHERS BIRTHPLACE: KANSAS

MOTHER (MAIDEN): WILMA BUCK

MOTHERS BIRTHPLACE: KANSAS

MORTUARY: ALLEN-SIMS FUNERAL HOME

SODA SPRINGS, IDAHO

This is a true and correct reproduction of the document officially registered and placed
on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED:

JUNE 18, 1997

This copy is not valid unless prepared on an engraved border
displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

TRUSTEES' INVENTORY AND DIVISION OF TRUST ESTATE

The undersigned, JANET M. WHEELER, KENNA CATHERINE WHEELER and KEVIN PATTERSON WHEELER, Co-Trustees of the KENNETH R. AND JANET M. WHEELER FAMILY TRUST established by Trust Agreement dated September 26, 1996, hereby state and represent as follows:

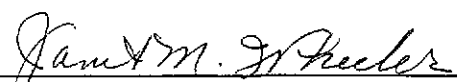
1. Kenneth R. Wheeler died on November 27, 1996. The original of his Last Will and Testament dated September 26, 1996, was probated in Caribou County, Idaho, Probate Case No. SP-97-01160. The decedent did not leave a Memorandum for the purpose of disposing of personal and household effects pursuant to Article 3 of his Will. Article 4 of his Will makes a pour-over gift to the Trustees of all of the decedent's assets.

2. Pursuant to Article 9 of the Trust Agreement, Kenna Catherine Wheeler and Kevin Patterson Wheeler are the named successor trustees to the decedent Kenneth R. Wheeler and have accepted their appointment as successor trustee and agreed to hold, manage, administer and distribute the trust assets in accordance with the provisions set forth in the Trust Agreement. Kenna Catherine Wheeler and Kevin Patterson Wheeler have been the acting co-trustees of the Trust since the death of Kenneth R. Wheeler on November 27, 1996.

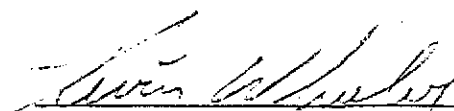
3. The Co-Trustees have prepared an Inventory and Appraisal setting forth all trust assets and their value as set forth in Exhibit 1. The Inventory is true and correct to the best of the Co-Trustees' knowledge, information and belief.

4. Article 6 of the Trust Agreement requires that the assets of the Trust be divided and allocated between Trust A and Trust B. The Co-Trustees have completed the allocation of the Trust assets to Trust A and Trust B pursuant to Article 6 of the Trust Agreement. Exhibit 2 attached reflects the Trust assets allocated to Trust A and Exhibit 3 attached reflects the assets allocated to Trust B.

DATED this 1st day of May, 1997.


JANET M. WHEELER


KENNA CATHERINE WHEELER


KEVIN PATTERSON WHEELER
MICROFILMED

JUN 23 1999

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JUN 23 1999

Page 1 of 12STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Transfer No. 3688

MAR 6

APPROVED

Department of Water Resources

Eastern District Office

Name of applicant Dean S. HoganPhone 426-0328Post Office address 327 River Road, Grace, ID 83241

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 the reason for the proposed changes Officially Changing the point of diversion to the main river. This has been done since prior to 1940. The new place of use has also been irrigated since before 1940. This is to correct the existing record.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-------------------|------------------|--------------------|---------------|---------------|
| 11-00618 <u>B</u> | 5-02-1884 | 1.00 | Irrigation | 4-20 to 9-30 |
| 11-00619 <u>B</u> | 5-02-1884 | 0.50 | Irrigation | 4-20 to 9-30 |
| 11-00558 | <u>5-07-1883</u> | 0.80 | Irrigation | 4-20 to 9-30 |
| 11-00620 | 5-02-1884 | 0.50 | Irrigation | 4-20 to 9-30 |
2. Total amount of water being transferred 2.80 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Bear River tributary to Great Salt Lake
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	16	11S	40E	Caribou	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
11S	40E	15						1	20			34	6						61
		16	2			26								28			4		60

Total acres 121

PART 1

6. General Information:

a. Description of diversion system Pump in the river to sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None, this has been irrigated this way for many years.

d. Remarks:

This transfer is to clarify for the record where this right has been diverted.

The source location was changed many years ago by my Father.

This rt. is subject to availability of water from Bob's creek and Pats Hollow.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights Nos. 11-0558/0618/0619/0620

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

See attached sheet for conditions of approval.

RECEIVED

JAN 13 1991

Witness my hand this

11th

day of

February

, 19 91

J. Glen Saylor
Chief, Water Allocation Bureau

CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 11-0558/0618/0619/0620

1. The amount of water diverted from the Bear River under Right Nos. 11-0558, 11-0618B, 11-0619B and 11-0620 shall not at any time exceed the amount of water available at the original tributary points of diversion which reaches the river under the same rights. The original source and points of diversion under the rights are Sands Springs located in the SESE Sec. 4 and Bobs Creek in the NENE Sec. 17, all in T11S, R40E.
- ✓ 2. When combined, Right Nos. 11-0558, 11-0618B, 11-0619B and 11-0620 shall provide no more than 3.0 acre-feet per acre for the lands above.
- ✓ 3. Use of water under this water right is subject to control by the watermaster of State Water District No. 11, Bear River.
- ✓ 4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 27th day of March, 1991.

A. Glen Sayton
Chief, Water Allocation Bureau

REPROFILMED

MAY 03 1991

**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. 11-00618 Decreed to George D. Anderson
in case of Utah Power & Light vs. The Last Chance Canal
dated 7-14-1920 in District Court county of _____
- b. License No. _____ 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 Pats Hollow (aka Sands Springs) tributary to Bear River

4. Date or priority 5-02-1884

5. Water is used for the following purpose:

amount 3.00 cfs for Irrigation purposes from 4-20 to 9-30
(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 3.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	4	11S	40E	Caribou	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
11S	40E	15				A			A	A	A	A							150

Total acres 150

9. Describe any other water rights used for the same purpose as described above _____

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 1.00 for Irrigation purposes from 4-20 to 9-30
 (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
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	15							21				34						55

Total acres 55**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 2.00 cfs for Irrigation purposes from 4-20 to 9-30
 (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
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	15				A				A	A								95

Total acres 95

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. 11-00619 Decreed to Neil Sorenson and E. F. Zeisler
in case of Utah Power & Light vs. The Last Chance Canal
dated 7-14-1920 in District Court county of _____
- b. License No. _____ 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 Pats Hollow (aka Sands Springs) tributary to Bear River

4. Date or priority 5-02-1884

5. Water is used for the following purpose:

amount 4.00 cfs for Irrigation purposes from 4-20 to 9-30
(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 4.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	15										A	A			A	A		
		14										A	A			A			

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

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 0.50 cfs for Irrigation purposes from 4-20 to 9-30
 (cfs/XXX)
 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
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	15											6						6

Total acres 6

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

1. amount 3.50 cfs for Irrigation purposes from 4-20 to 9-30
 (cfs/XXX)
 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
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	15											A				A	A	
		14										A	A				A		

Total acres _____

**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. 11-00558 Decreed to George A. Hogan
 in case of Utah Power & Light vs. The Last Chance Canal
 dated _____ in _____ county of _____
 - b. License No. _____ 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 Bobs Creek tributary to Bear River
4. Date or priority 5-07-1883
5. Water is used for the following purpose:

amount 0.80 cfs for Irrigation purposes from 4-20 to 9-30
 (cfs/xx-xx)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
6. Total amount of water under right 0.80 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	17	11S	40E	Caribou	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
11S	40E	16			A	A				A						A			40

Total acres 40

9. Describe any other water rights used for the same purpose as described above _____

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 _____

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

PART 2

(Attach one copy for each right)

DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 11-00620 Decreed to George A. Hogan
in case of Utah Power & Light Co. vs. Last Chance Canal Co.
dated 7-14-1920 in _____ county of _____
- b. License No. _____ 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 Pats Hollow(aka Sand Springs) tributary to Bear River

4. Date or priority 5-02-1884

5. Water is used for the following purpose:

amount 0.50 for irrigation purposes from 4-20 to 9-30
(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 0.50 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	4	11S	40E	Caribou	

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	
11S	40E	16			A	A				A						A			25

Total acres 25

9. Describe any other water rights used for the same purpose as described above 11-00558

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

_____ 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:

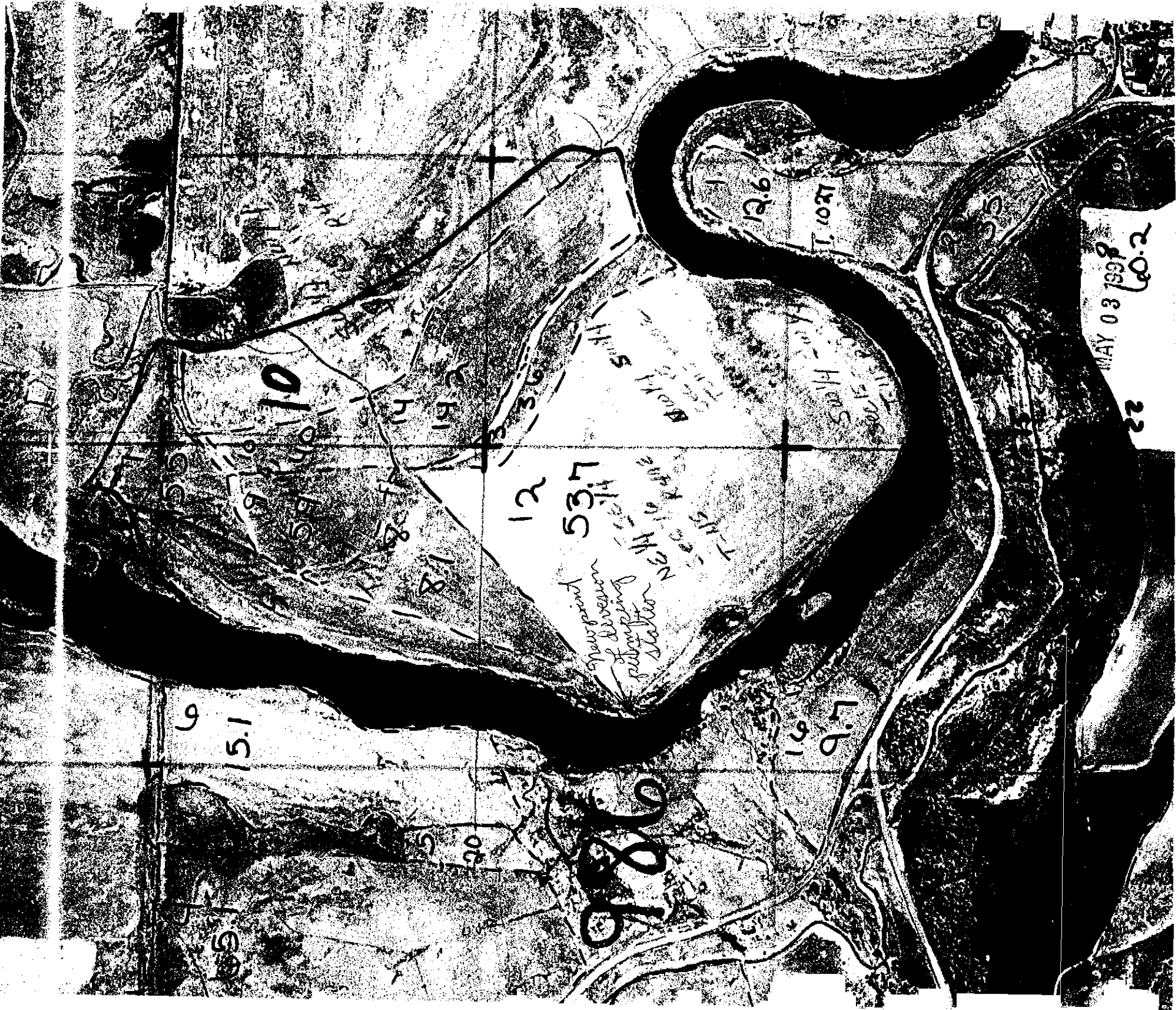
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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 _____

STATE OF IDAHO



MAY 03 1998

22

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

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.

x Dean Hogan
(Signature of Applicant)

Subscribed and sworn to before me this 21 day of MARCH, 19 90.

[Signature]
(Notary Public)

My commission expires 9-12-94

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HLJ Date 3-21-90

Protest filed by _____

Prelim. check by _____ Fee 50.00

Receipted by HLJ #0012476 Date 3-21-90

Published in Caribou County SUN

Copies of protest forwarded by _____

Pub. dates 5-3 & 10-90

Hearing held by _____ Date _____

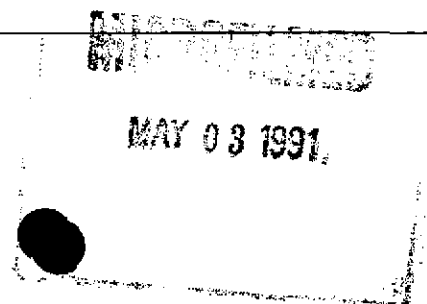
Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial

_____ rec'd. _____

by [Signature]

Copy of transfer sent to lien holder _____



CONSOLIDATED TAX NOTICE AND RECEIPT

CAR180U

REAL

COUNTY
PROPERTY TAX 1989

ST VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
20015	10	000000040220	R 4022

TR W1/2W1/2, 60 ACRES, SEC 15
T11S-R40E

120
67
53

HOGAN, DEAN TRUSTEE

DELINQUENT CERT.

GRACE ID 83241 0000

TAXING DISTRICT

RATE

AMOUNT

RECEIPT

COUNTY

SCHOOL DIST#148

THATCHER CEM.

GRACE LIBRARY

.4676%

.5348%

.0190%

.0396%

93.59

107.04

3.80

7.93

TAX 212.36

PEN.

SUB TOT.

TOT.

1ST INSTALLMENT

TAX 106.18

PEN.

SUB TOT.

TOT.

TOT.

2ND INSTALLMENT

TAX 106.18

PEN.

SUB TOT.

TOT.

TOT.

MAY 03 1991

TOTAL TAXES

1.0610%

212.36

TOTAL DUE

212.36

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

REAL PROPERTY

When Payable

All taxes extended on the real property assessment roll or subsequent real roll shall be payable on or before December 20. The taxes may be paid in two equal installments. If the 1st installment is not paid on or before December 20, that installment becomes delinquent. And a penalty of two percent (2%) shall be added together with interest on the amount of tax and penalty at the rate of 1% per month calculated from January 1 of the following year. No tax, penalty or interest may be receipted between December 21 and the first Monday of January. If the 2nd installment is not paid on or before June 20, that installment becomes delinquent and a penalty of two percent (2%) shall be added together with interest on the amount of the second installment and penalty at the rate of 1% per month calculated from January 1 of that year. No tax, penalty or interest may be receipted between June 21 and the first Monday of July.

See IDAHO CODE 63-1102

Effect of failure to give notice

The fact you do not receive a tax notice on any property does not excuse you from payment of the taxes or penalty and interest for non payment.

See IDAHO CODE 63-1104

Filing of material by mail - Date effective

Post office cancellation shall be deemed date paid. Postage meter shall not be deemed a post office cancellation mark.

See IDAHO CODE 63-2221

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU
REAL

COUNTY
PROPERTY TAX 1989

LOT VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
137231	10	000000040240	R 4024
370.00 ACRES			
S1/2NE1/4, SE1/4NW1/4, N1/2			
S1/2, SW1/4SW1/4, SE1/4SE1/4,			
TR NE1/4NE1/4 E OF RIVER			
370 AC. SEC 16 T11S R40E			
<i>1/2 E 1/2 EAST OF RIVER</i>			
HOGAN, DEAN TRUSTEE			
ROUTE 1, BOX 124			
GRACE ID 83241 0000			

DELINQUENT CERT.

COUNTY
SCHOOL DIST#148
THATCHER CEM.
GRACE LIBRARY

.4676%
.5348%
.0190%
.0396%

580.39
663.80
23.58
49.15

MAY 03 1991

TOTAL TAXES
TV TRANSLATOR
TOTAL DUE

1.0610%
1316.92
18.00
1334.92

RECEIPT

FULL PAYMENT

TAX 1334.92
PEN.
SUB TOT.
INT.
TOT.
1ST INSTALLMENT
TAX 667.46
PEN.
SUB TOT.
INT.
TOT.
2ND INSTALLMENT
TAX 667.46
PEN.
SUB TOT.
INT.
TOT.

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

REAL PROPERTY

When Payable

All taxes extended on the real property assessment roll or subsequent real roll shall be payable on or before December 20. The taxes may be paid in two equal installments. If the 1st installment is not paid on or before December 20, that installment becomes delinquent. And a penalty of two percent (2%) shall be added together with interest on the amount of tax and penalty at the rate of 1% per month calculated from January 1 of the following year. No tax, penalty or interest may be receipted between December 21 and the first Monday of January. If the 2nd installment is not paid on or before June 20, that installment becomes delinquent and a penalty of two percent (2%) shall be added together with interest on the amount of the second installment and penalty at the rate of 1% per month calculated from January 1 of that year. No tax, penalty or interest may be receipted between June 21 and the first Monday of July.

See IDAHO CODE 63-1102

Effect of failure to give notice

The fact you do not receive a tax notice on any property does not excuse you from payment of the taxes or penalty and interest for non payment.

See IDAHO CODE 63-1104

Filing of material by mail - Date effective

Post office cancellation shall be deemed date paid. Postage meter shall not be deemed a post office cancellation mark.

See IDAHO CODE 63-2221

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU
PERSONAL

COUNTY
PROPERTY TAX 1989

NET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
4250	10	000000049870	S 4987

42.80 ACRES
TR SE1/4 SW1/4, TR SW1/4 SE1/4
N. OF ROAD
42.8 AC. SEC 16, T11S R40E
CONTRACT # 25480

HOGAN, DEAN

RT 1 BOX 124

GRACE ID 83241 0000

DELINQUENT CERT.

TAXING DISTRICT

RATE

AMOUNT

REC PT

TAXING DISTRICT	RATE	AMOUNT	REC PT
COUNTY	.4676%	19.88	TAX 45.10
SCHOOL DIST#148	.5348%	22.73	PEN.
THATCHER CEM.	.0190%	0.81	SUB TOT.
GRACE LIBRARY	.0396%	1.68	INT.
			TOT.

REPROFILING

PAY 03 1991

TOTAL TAXES 1.0610% 45.10

TOTAL DUE 45.10

2ND INSTALLMENT
TAX 22.55
PEN.

SUB TOT.

INT.

TOT.

1ST INSTALLMENT

22.55

PEN.

SUB TOT.

INT.

TOT.

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

REAL PROPERTY

When Payable

All taxes extended on the real property assessment roll or subsequent real roll shall be payable on or before December 20. The taxes may be paid in two equal installments. If the 1st installment is not paid on or before December 20, that installment becomes delinquent. And a penalty of two percent (2%) shall be added together with interest on the amount of tax and penalty at the rate of 1% per month calculated from January 1 of the following year. No tax, penalty or interest may be receipted between December 21 and the first Monday of January. If the 2nd installment is not paid on or before June 20, that installment becomes delinquent and a penalty of two percent (2%) shall be added together with interest on the amount of the second installment and penalty at the rate of 1% per month calculated from January 1 of that year. No tax, penalty or interest may be receipted between June 21 and the first Monday of July.

See IDAHO CODE 63-1102

Effect of failure to give notice

The fact you do not receive a tax notice on any property does not excuse you from payment of the taxes or penalty and interest for non payment.

See IDAHO CODE 63-1104

Filing of material by mail - Date effective

Post office cancellation shall be deemed date paid. Postage meter shall not be deemed a post office cancellation mark.

See IDAHO CODE 63-2221

CONSOLIDATED TAX NOTICE AND RECEIPT

CARIBOU
PERSONAL BUS.

COUNTY
PROPERTY TAX 1989

VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
12170	10	000000078350	P 7835

S1/2NE1/4, SE1/4NW1/4, N1/2
S1/2, SW1/4SW1/4, SE1/4SE1/4,
TR NE1/4NE1/4 E OF RIVER
370 AC. SEC 16 T11S R40E

HOGAN, DEAN TRUSTEE

ROUTE 1, BOX 124

GRACE

ID 83241 0000

DELINQUENT CERT.

COUNTY
SCHOOL DIST#148
THATCHER CEM.
GRACE LIBRARY

.4676%
.5348%
.0190%
.0396%

56.91
65.08
2.31
4.82

TOTAL TAXES

1.0610%

129.12

TOTAL DUE

129.12

FULL PAYMENT

TAX 129.12

PEN.

SUB TOT.

INT.

TOT.

1ST INSTALLMENT

TAX 64.56

PEN.

SUB TOT.

INT.

TOT.

2ND INSTALLMENT

TAX 64.56

PEN.

SUB TOT.

INT.

TOT.

MICROFILMED

MAY 03 1991

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

REAL PROPERTY

When Payable

All taxes extended on the real property assessment roll or subsequent real roll shall be payable on or before December 20. The taxes may be paid in two equal installments. If the 1st installment is not paid on or before December 20, that installment becomes delinquent. And a penalty of two percent (2%) shall be added together with interest on the amount of tax and penalty at the rate of 1% per month calculated from January 1 of the following year. No tax, penalty or interest may be receipted between December 21 and the first Monday of January. If the 2nd installment is not paid on or before June 20, that installment becomes delinquent and a penalty of two percent (2%) shall be added together with interest on the amount of the second installment and penalty at the rate of 1% per month calculated from January 1 of that year. *No tax, penalty or interest may be receipted between June 21 and the first Monday of July.*

See IDAHO CODE 63-1102

Effect of failure to give notice

The fact you do not receive a tax notice on any property does not excuse you from payment of the taxes or penalty and interest for non payment.

See IDAHO CODE 63-1104

Filing of material by mail - Date effective

Post office cancellation shall be deemed date paid. Postage meter shall not be deemed a post office cancellation mark.

See IDAHO CODE 63-2221

RECEIVED

3/5/90

MAR 6 1991

Mr Jones,

Department of Water Resources
Eastern District Office

I already owned 20 acres
before I purchased the property from
Lee anderson so that account
for the 20 acres you were short.

If less you need on coming up.
hadn't planned on coming it up.

If this doesn't clear it up
let me know & I will come up.

I thank you,

Dean Hogan

MAY 03 1991

INTER-DEPARTMENT MEMO — 1

FROM

H. W. Jones

DATE 2-27-90

TO

Dean Hogan

SUBJECT

Transfer Applr.

When I calculated how many acres of rt you had purchased the total was only 101. I am 20 short for the total acres I calculated (121) on the first page. I suggest that the next time you plan to be in the area you call for an appt with me to see about resolving this acreage problem. You should bring all the attached paperwork with you.

FILED

MAY 03 1991



SIGNATURE



Farm Credit Services
Preston

102 North State
P.O. Box 386
Preston, Idaho 83263
208/852-2145

February 6, 1990

Re: Loan #11379-301 & 302 (136658-7 & 167430-7)
DEAN S. HOGAN

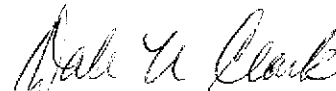
Harold Jones, Water Rights Supervisor
IDAHO DEPARTMENT OF WATER RESOURCES
150 Shoup Avenue
Suite 15
Idaho Falls, ID 83401

Dear Mr. Jones:

Mr. Hogan has been in and indicated that he is in the process of transferring his Water Rights referenced as #11-00618, #11-00619 #11-00620 & #11-00558 for a new point of diversion. This letter is to inform you that we understand that this is a transfer strictly for the change of the point of diversion and that we have no objection to this. With this change, Mr. Hogan would not be giving up any water rights, nor would we be doing so under our Mortgage. We presently have a first mortgage on the real estate which Mr. Hogan is using the water and understand that this is only a change of the point of diversion and will not change where he uses the water.

I hope this letter will be adequate in making this change. If you have any questions or comments concerning the content of this letter or if I may be of further help to you, please feel free to give me a call.

Very truly yours,


Dale N. Clark
Manager

DNC:jc



MAY 03 1991

CARIBOU REAL		COUNTY PROPERTY TAX 1989		COUNTY SCHOOL DIST#148		COUNTY THATCHER CEM. GRACE LIBRARY		COUNTY TAX	
MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER						
20015	10	000000040220	R 4022						
60.00 ACRES									
TR W1/2W1/2, 60 ACRES, SEC 15 T11S-R40E									
HOGAN, DEAN TRUSTEE									
DELINQUENT CERT.									
GRACE									
ID 83241 0000									
TOTAL DUE									

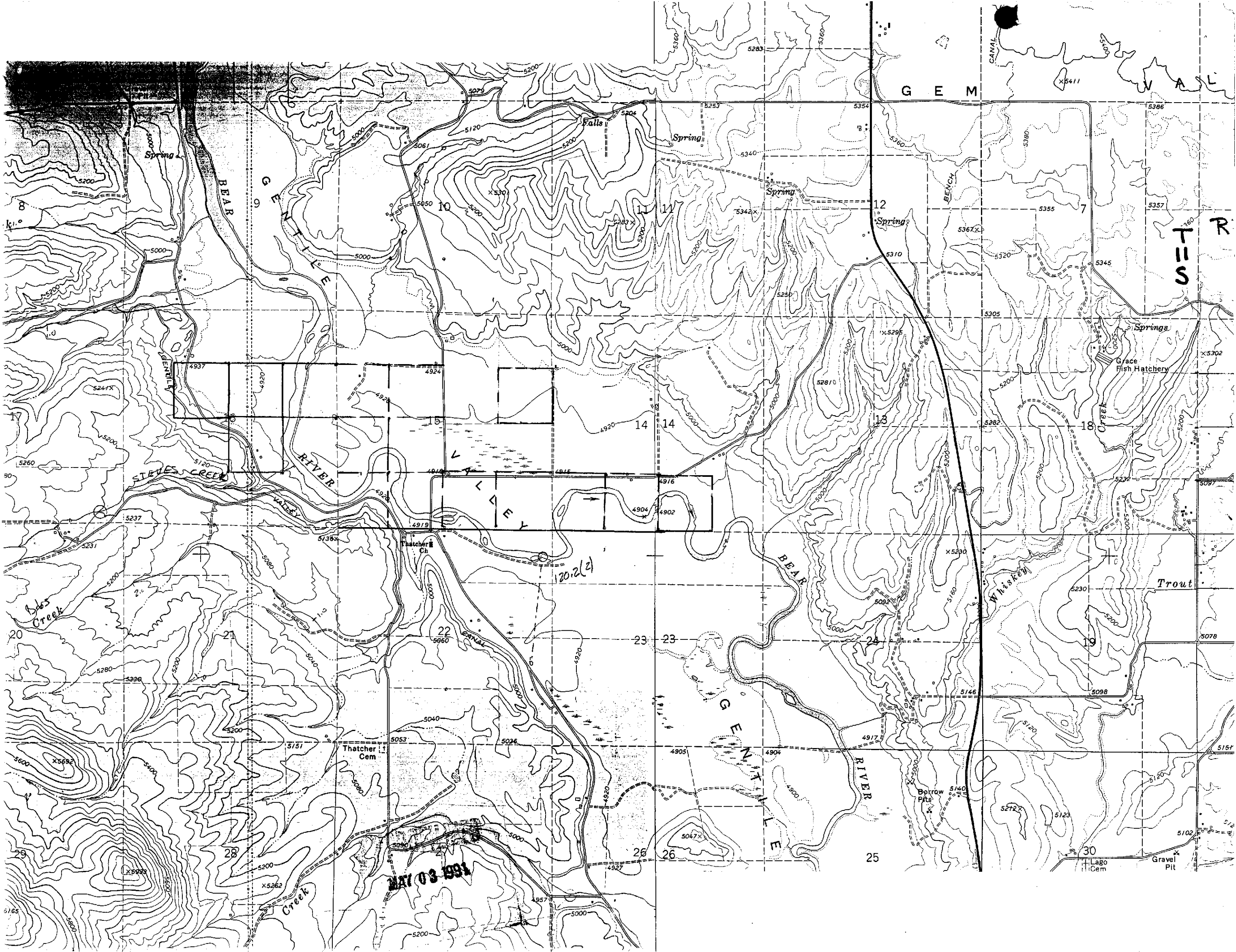
YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE

CONSOLIDATED TAX NOTICE AND RECEIPT				TAXING DISTRICT	RATE	AMOUNT	RECEIPT
CARIBOU REAL				COUNTY SCHOOL DIST#148			FULL PAYMENT
MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER				
137231	10	000000040240	R 4024				
370.00 ACRES							
S1/2NE1/4, SE1/4NW1/4, N1/2							
S1/2, SW1/4SW1/4, SE1/4SE1/4,							
TR NE1/4NE1/4 E OF RIVER							
370 AC. SEC 16 T11S R40E							
HOGAN, DEAN TRUSTEE							
ROUTE 1, BOX 124							
GRACE							
ID 83241 0000							
TOTAL DUE							

YOUR CANCELLED CHECK IS YOUR RECEIPT

LEVY LISTS AT TAX COLLECTOR'S OFFICE



AGREEMENT.

This agreement, made and entered into this third day of January, 1955, by and between George A. Hogan and wife, Phoebe S. Hogan, first parties, and Dean S. Hogan, second party, Witnesseth:

That the first parties hereby agree to sell and the second party hereby agrees to purchase the following described real estate situated in Caribou County, Idaho, to-wit:

North half of Southwest quarter, Southwest quarter of Southwest quarter, Southeast quarter of Southeast quarter, South half of Northeast quarter, Southeast quarter of Northwest quarter, Northwest quarter of Southeast quarter, Section 16, Township 11 South, Range 40 East of Boise Meridian;

Also: Beginning at the Northeast corner of the Southeast quarter of Section 16, Township 11 South, Range 40 East of the Boise Meridian, thence running South along quarter Section line 564 feet; thence running West 1186 feet or to the center of the river; thence South 120° 07' West down the center of the river 169 feet; thence South 36° 48' East down the center of the river 705 feet to the quarter quarter line; thence West along the quarter quarter line to the Southwest corner of the Northeast quarter of Southeast quarter; thence North along the quarter quarter line to the Northwest corner of the Northeast quarter of Southeast quarter; thence East along the quarter line to the Northeast corner of the Southeast quarter or to the point of beginning.

100 shares of stock in Gentile Valley Irrigation Company; also all decreed water rights.

Also, all farm machinery (one-half interest) principally included in the following: GMC truck, Truck Farmhand, Ferguson tractor and equipment, M Farmall and accessories, three steel granaries.

Also, 127 range cattle, 15 milk cows, 50 ewes.

The consideration which the first parties agree to accept and which the second party agrees to pay for the said property is the sum of Forty-five Thousand Dollars, which is to be paid as follows: The second party agrees to pay to Federal Land Bank of Spokane the annual payment amounting to \$882.99 each year when the same becomes due and owing; and the second party further agrees to pay to the first parties one third of the amount received from the sale of milk, eggs, butter, or other dairy products, and from the sale of livestock and/or crops produced on the said land, the same to be clear of all expense to the first parties, the said payments to be made as the income is received from said sales, and an annual settlement to be made on or before December 31st of each year. Any sum remaining unpaid at the end of twenty years from date of this agreement shall become due and payable at that time.

The second party agrees to maintain on the said property at all times 127 head of range cattle, 15 milk cows, and 50 ewes, unless otherwise consented to by the first parties, which livestock shall be subject to this agreement.

The first parties reserve for their own use during the life of this agreement the house situated on said land, or so much longer as the first parties or either of them shall live.

The second party agrees to furnish the first parties with milk, eggs, butter and meat sufficient for their use so long as they require the same.

The first parties agree to pay the taxes and water assessments on the said property and water rights up to and including the year 1954, and the second party agrees to pay the land taxes and the water assessments for subsequent years during the life of this agreement.

The first parties will maintain fire insurance on the house, and

3 1991

CONTRACT FOR SALE OF REAL ESTATE

THIS CONTRACT, made and entered into this 14th day of April, 1960, between Leo N. Anderson and Byrna N. Anderson, husband and wife, of Pocatello, Bannock County, Idaho, hereinafter called Sellers, and Dean S. Hogan and Dorothy A. Hogan, husband and wife, of Graco, Caribou County, Idaho, hereinafter called Buyers, -

WITNESSETH: That Sellers, in consideration of the covenants and agreements on the part of Buyers hereinafter contained, agreed to sell and convey unto Buyers, and Buyers agree to buy, all that certain piece or parcel of land situate and lying in Caribou County, Idaho, particularly described as follows:

Beginning at the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 15, Township 11 South, Range 40 East of the Boise Meridian, and running thence East 560 feet; thence South 340 feet; thence East 120 feet; thence South 850 feet; thence in a Southeasterly direction 1038 feet, more or less, to an intersection with the West one-sixteenth line of said Section 15, at a point which is 550 feet, more or less, North of the Southeast corner of the Northwest Quarter of the Southwest Quarter of said Section 15; thence South 150 feet, more or less, to the center of Bear River; thence following the meanderings of Bear River along the center line thereof, in a Westerly, Southerly, and Southwesterly direction to an intersection with the West line of said Section 15; thence North along the West line of said Section 15, to the point of beginning.

Also, that part of the Northeast Quarter of the Northeast Quarter of Section 16, Township and Range aforesaid, lying East of Bear River.

Also, the Northeast Quarter of the Southeast Quarter of Section 16, Township and Range aforesaid, EXCEPT THEREFROM the following described tract: Beginning at the Northeast corner of the Southeast Quarter of said Section 16, and running thence South along the Section line 564 feet; thence West 1186 feet, more or less, to the center of Bear River; thence South 1280 7/8 feet down the center of the river 169 feet; thence South 360 3/8 feet East down the center of the river 705 feet to the South line of said Northeast Quarter of the Southeast Quarter; thence West along said South line to the Southwest corner of said Northeast Quarter of the Southeast Quarter; thence North along the West line of said Northeast Quarter of the Southeast Quarter to the Northwest corner thereof; thence East along the North line of said Northeast Quarter of the Southeast Quarter to the point of beginning.

Together with .5 of a cubic foot per second of the waters of Fats Hollow of Sand Springs, originally decreed to Neil N. Sorenson and E. F. Zeigler, and 1.0 cubic foot per second of the waters of said stream, originally decreed to George D. Anderson, all with a priority date of May 2, 1984.

Also, 40 shares of the Gentile Valley Land and Cattle Company stock, being part of the stock represented by certificate No. 74, which covers a total of 110 shares of stock.

Together with the tenements, hereditaments and appurtenances therunto belonging, or in anywise appertaining; subject to general taxes for 1960, and subsequent years, patent reservations, and easements as the same now exist, however evidenced; all for a total sum and purchase price of THIRTEEN THOUSAND AND NO/100 - DOLLARS; to be paid, as follows, to-wit:

APR 2 1961

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

RECORDED
1990

Department of Water Resources
Eastern District Office

Mark Steele

being first duly sworn on his oath, states:

That he is Publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof

for 2 successive weekly issues thereof, the date of the first publication being the

3rd day of

May, 1990

The date of the last publication

being the 10th day of

May, 1990

On this 12th day of June

in the year of 1990 before

me, a Notary Public, personally appeared

[Signature]
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 1994

PUBLIC NOTICE

First Time Published

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 11-00618, 11-00619,
11-00558, 11-00620

Notice is hereby given that Dean S. Hogan has applied to the Department of Water Resources for a change in point of diversion and place of use of the waters of Bear River tributary to the Great Salt Lake. The rights sought to be changed are evidenced and recorded as follows:

POINT OF DIVERSIONS: SESE
SEC 4 T 11S R 40E, CARIBOU
COUNTY

(11-00558) NENE SEC 17 T 11S R
40E, CARIBOU COUNTY

Decree No. 11-00618 Decreed to
George D. Anderson in case of Utah
Power & Light vs. The Last Chance
Canal dated 7-14-1920 in District
Court.

SOURCE: PATS HOLLOW (aka
Sands Springs) Tributary to BEAR
RIVER

AMOUNT: 3.0 CFS PRIORITY:
5-02-1884

The water is used from April 20 to
Sept. 30 to irrigate 150 acres within the
SENE S $\frac{1}{2}$ NW $\frac{1}{4}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SEC 15
T 11S R 40E, B.M.

Decree No. 11-00619 Decreed to Neil
Sorenson and E.F. Zeisler in case of
Utah Power & Light vs. The Last
Chance Canal dated 7-14-1920 in
District Court.

SOURCE: PATS HOLLOW (aka
Sands Springs) Tributary to BEAR
RIVER

AMOUNT: 4.0 CFS PRIORITY:
5-02-1884

The water is used from April 20 to
Sept. 30 to irrigate within the S $\frac{1}{2}$ SW $\frac{1}{4}$
SWSE SEC 14, S $\frac{1}{4}$ S $\frac{1}{2}$ SEC 15 T
11S R 40E, B.M.

Decree No. 11-00558 Decreed to
George A. Hogan in case of Utah Power
& Light vs. The Last Chance Canal.

SOURCE: BOBS CREEK Tributary
to BEAR RIVER

AMOUNT: .80 CFS PRIORITY:
5-07-1883

The water is used from April 20 to
Sept. 30 to irrigate 40 acres within the
S $\frac{1}{2}$ NE $\frac{1}{4}$ SENW NWSE SEC 16 T
11S R 40E, B.M.

Decree No. 11-00620 Decreed to
George A. Hogan in case of Utah Power
& Light Co. vs. Last Chance Canal Co.
dated 7-14-1920.

SOURCE: PATS HOLLOW (aka
Sand Springs) Tributary to BEAR
RIVER

AMOUNT: .50 CFS PRIORITY:
5-02-1884

The water is used from April 20 to
Sept. 30 to irrigate 25 acres within the
S $\frac{1}{2}$ NE $\frac{1}{4}$ SENW NWSE SEC 16 T
11S R 40E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 2.80 CFS will be diverted from
the NESE SEC 16 T 11S R 40E and
used to irrigate 121 acres within the
W $\frac{1}{2}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SEC 15,
E $\frac{1}{2}$ NE $\frac{1}{4}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ SEC 16 T 11S
R 40E, B.M.

Any protest against approval of the
above proposed change of water right
must be filed with the Idaho Department
of Water Resources, 150 Shoup Ave.,
Idaho Falls, ID, 83401, on or before
May 21, 1990.

R. KEITH HIGGINSON

Director

Published in the Caribou County Sun
on May 3 and 10, 1990.

RECORDED

MAY 03 1991

In Equity No. 203

**In the District Court of the United States
for the District of Idaho, Eastern Division**

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff,*

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Cranc, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsey, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

MAY 03 1951

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

west quarter, and the South half of the Southeast quarter of Section 7, the Southwest quarter of the Southwest quarter of Section 8, the East half of the Northwest quarter and the Northeast quarter of Section 18, said Township and Range.

BOBS CREEK

11 0555

250. *George M. Smith and Mary E.*

Smith:

1883—May 7

1.8 c.f.s.

To be diverted from said creek in the Southwest quarter of the Southwest quarter of Section 7, Township 11 South, Range 40 East, for the irrigation of 90 acres of land in the Northeast quarter of the Southwest quarter and the Southeast quarter of Section 8, Township 11 South, Range 40 East, B. M. *See Order dated 10-25-03*

11 0557

251. *Ira H. Hogan:*

1883—May 7

2.4 c.f.s.

To be diverted from said creek in the Northwest quarter of the Northwest quarter of Section 17, for the irrigation of 120 acres of land in the North half of the Northwest quarter of Section 17, and the North half of the Northwest quarter of Section 16, Township 11 South, Range 40 East, B. M.

11 0558

252. *George A. Hogan:*

1883—May 7

0.8 c.f.s.

To be diverted from said creek in the Northeast quarter of the Northeast quarter of Section 17, for the irrigation of 40 acres of land in the South half of the Northeast quarter and the Southeast quarter of the Northwest quarter, and the Northwest quarter of the Southeast quarter of Section 16, all in Township 11 South, Range 40 East, B. M.

11 0559

253. *Sewell Roper,
Simpson Roper,
Orrin Roper,
Roy Roper, known as Roper Brothers,
a partnership, substituted
for J. F. Medford and Lucinda
Walker:*

1882—December 8

1.6 c.f.s.

STEVES CREEK

To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 19, Township 11 South, Range 40 East, for the irrigation of 80 acres of land in the Northeast quarter of the Northeast quarter of Section 19, and the North half of the Northwest quarter, and the West half of the Northeast quarter of Section 20, Township 11 South, Range 40 East, B. M.

*Trans
2463*

59

MAY 08 1931



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

June 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JANET M WHEELER
WHEELER FAMILY TRUST
336 RIVER RD
GRACE ID 83241

RE: Decreed Water Rights 13-00621/13-00681B/13-00682B/13-00683

Dear Ms. Wheeler:

The department acknowledges receipt of correspondence changing ownership of the above referenced claims to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports 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,

L. Glen Saxton
for L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

cc: IDWR-Eastern Region

MICROFILMED

JUN 23 1999

RECEIVED

SEP 22 1998

Department of Water Resources
Eastern Region

August 26, 1998

Please find enclosed the papers required to transfer the water rights from the Dean Hogan Family Trust to Janet M. Wheeler and the Wheeler Family Trust.

If there is information which is required and not provided or the paperwork filled out incorrectly, please notify me. I would also appreciate any verification which might be provided indicating the transfer has been perfected.

Thank you for your assistance

Janet M. Wheeler
336 River Rd

Grace, Id. 83241 (208) 427-6646

MICROFILMED

JUN 23 1999

March 27, 1991

RE: Transfer of Water Right Nos. 11-00558 / 00618B
11-00619B / 00620

Dean S. Hogan
327 River Rd.
Grace, ID 83241

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Trans. No. 3688). Be sure to note the conditions of approval as listed on the second page. The conditions of approval page date supersedes the date the original transfer was signed because an additional condition was added.

If you have any questions, don't hesitate to call our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED

MAY 03 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: March 18, 1991

RE: TRANSFER APP. NO 3688/RT NOS. 11-0558, 11-0618 THRU 11-0620
=====

Upon review of this transfer and proposed conditions, Norm Young has requested that an additional condition be placed on this transfer. This condition is shown in bold print below. Also, I suggest omitting condition no. T07 since the changes represented by this transfer have already been accomplished.

Conditions:

- 1) The amount of water diverted from the Bear River under right no.s 11-0558, 11-0618B, 11-0619B and 11-0620 shall not at any time exceed the amount of water available at the original tributary points of diversion which reaches the river under the same rights. The original source and points of diversion under the rights are Sands Springs located in the SESE Sec. 4, and Bobs Creek at NENE Sec. 17, all in T11S, R40E.
- 2) When combined, right nos. 11-0558, 11-0618B, 11-0619B and 11-0620 shall provide no more than 3.0 acre-feet per acre for the lands above.
- 3) <<R04>> Use of water under this water right is subject to control by the watermaster of State Water District No. 11, Bear River.
- 4) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

MICROFILMED
MAY 03 1991

MEMORANDUM

TO: GARY SPACKMAN *Gary*

FROM: TIM LUKE

DATE: November 14, 1990

RE: TRANSFER APP. NO 3688/RT NOS. 11-0558, 11-0618 THRU 11-0620
=====

After re-reviewing this application and learning about your discussion with the local watermaster Pete Peterson, who states that these rights are deliverable each year, I agree that the transfer can be approved as filed. All four rights will share a common place of use upon completion of the transfer. Rights 11-0618 and 11-0619 will be split as shown on the transfer.

I recommend the following conditions:

- 1) When combined under this transfer, right nos. 11-0558, 11-0618B, 11-0619B and 11-0620 shall provide no more than 3.0 acre-feet per acre for the lands above.
2. <<R04>> Use of water under this water right is subject to control by the watermaster of State Water District No. 11, Bear River.
3. <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 4) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

MEMORANDUM

TO: GARY SPACKMAN

FROM: TIM LUKE

DATE: November 14, 1990

RE: TRANSFER APP. NO 3688/RT NOS. 11-0558, 11-0618 THRU 11-0620
=====

This transfer application changes the points of diversion and place of use of either all or portions of the above rights. The applicants claim that the changes were accomplished prior to 1940.

The place of use transfer is similar to Jim Speck's Wood River Country Club transfer. In this case, specific acreage under each of the four rights is combined and transferred to a larger land base. No distinction is made as to which acreage the rights will be appurtenant after the transfer. There is a problem with the way the transfer is filed because one of the rights, 11-0558, was decreed for 40 acres and has a different and earlier priority than the other three rights. I believe the applicant should identify a specific 40 acres for this earlier priority right.

A second concern I have is the way in which the transfer proposes to split right no. 11-0619. You will note that 0.50 cfs and 6 acres is being split from a 4.00 cfs right that was originally decreed for 200 acres. A copy of an agreement in the transfer file shows that 0.50 cfs of this right was indeed sold to the applicants.

I would like you to review this transfer and render your opinion on how we should do the splits and describe the place of use in the database for each right. My recommendation at this time is as follows:

- 1) Split right 11-0618 into parts A and B with part B appurtenant to 55 acres, including 34 acres in NWSW, 20 acres in SWNW and 1 acre in NWNW, all in section 15.
- 2) Split right 11-0619 into parts A and B with part B appurtenant to 6 acres in SWSW, section 15, and also list this as a supplemental right to the same tracts as 11-0618B above.
- 3) Right 11-0558 should be shown in the database as appurtenant to 40 acres in section 16. Right 11-0620 should be shown as appurtenant to 20 acres in section 16.

If the rights are described as above, all of the rights will have a diversion rate between 0.02 and 0.025 cfs per acre.

(see page 2 for conditions)

Conditions of Approval:

1. When combined under this transfer, right nos. 11-0558, 11-0618, 11-0619, & 11-0620 shall provide no more 3.0 acre-feet per acre.

Delete since change already accepted. { ~~2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.~~

3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

DATE: 8-29-90 ACCOMPANIED BY: Dean Hogan TOTAL MEASURED: _____
(of exam)

METHOD OF MEASUREMENT: NA S/N _____

APPLICANT CONTACTED YES: DATE 8-29-90
NO : DATE _____ REASON: _____

REASON FOR EXAM: To determine if quoted original sources of above rights
reach the Bear River. Is there sufficient water in original source to
supply the 2.80 cfs needed that will now be taken from Bear River.

ACCESS (location direction): _____

LOCATION: Point of Diversion Confirmed ☐ Yes ☐ No (See sketch)
Place of Use Confirmed ☐ Yes ☐ No (See sketch)

GENERAL OBSERVATIONS: DATA FOR ADMINISTRATIVE DECISIONS

A: Source (Describe in detail i.e., flow, apparent confluence, etc)

Three sources were visited & photographed. The total flow from all
sources probably exceeds 6-7 cfs. See attached pix for sources.
No diversions are below the sites visited according to Mr. Hogan.

B: OTHER USES OF SOURCE: _____

C: WORK IN AREA RELATED TO APPLICATION: _____

SKETCH:

RECORDED

MAY 03 1991

Comments on back

W. Jones
SIGNATURE

REMARKS & OPINIONS: The Bear River CWM, Pete Peterson also

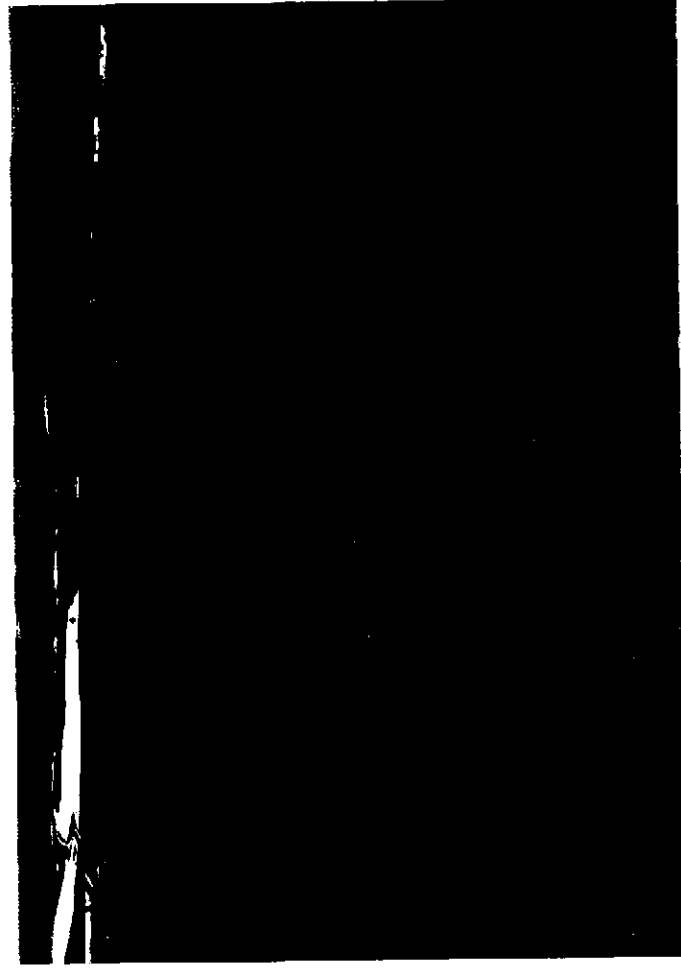
stated on 9-11-90 that the applicant Hogen is on a storage
rental contract with Utah Power & Light with the control
in place. I have no hesitation in recommending approval of
this application for transfer. *Ref*

RECEIVED
MAY 03 1991

Sand Springs



2' wide
channel, 1 1/2'
deep with good
velocity (over 100)
Located 1/4 mile
above Bear River
+ parallel to
Pat's Hollow



Watermaster Pete Peterson confirms Hogan

is on a storage contract with Utah Power & Light

9-10-90 HWT

03 1991

Pat's Hollow



Head of Springs

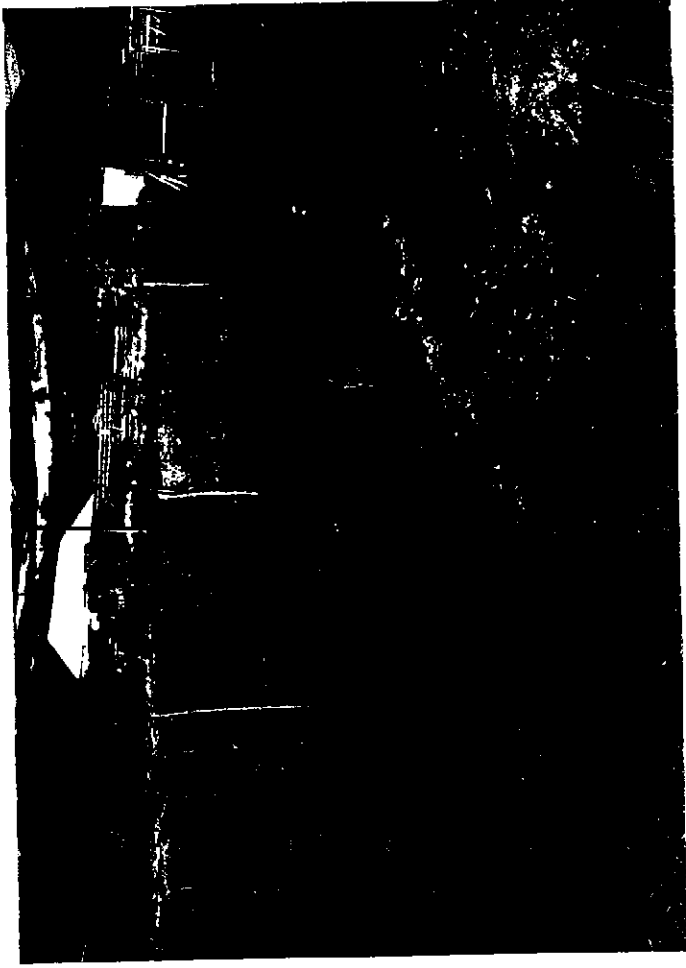


First usual outfall approx 1/4 mile
above Bear River. No diversions
below this pt.

CONTINUED

MAY 03 1991

Bob's Creek



Stream is approx 20" wide
+ 12" deep with good
velocity. (Cover IFps)



This crosses rd
approx 1/4 from
confluence with
Bear River





INTERMOUNTAIN GAS COMPANY

169 WEST SECOND SO. SODA SPRINGS, IDAHO 83276 547-3356

August 17, 1990

To Whom it May Concern:

This letter is to verify that Mr. Dean Hogan was pumping water with a natural gas fired pump engine at the location marked on the attached portion of our grid map that shows his natural gas irrigation service line on the bank of the Bear River. Mr. Hogan began pumping at this location the spring of 1969 and pumped thru July 31, 1981. He switched and went with electric pumping supplied by U.P. & L. at that time.

Regards,

Robert L. Rigby

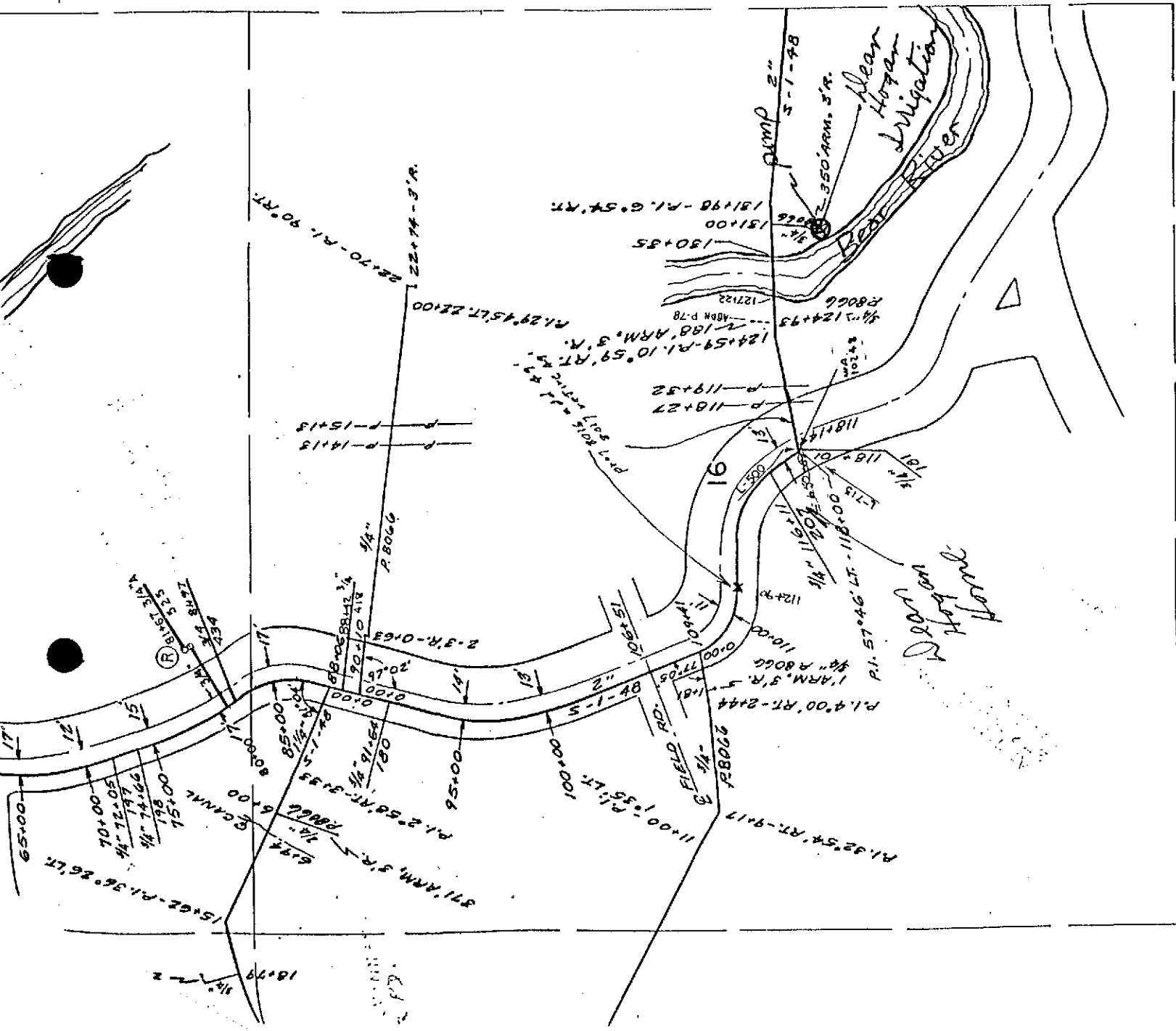
District Manager

Intermountain Gas Company
169 West 2nd South
Soda Springs, Idaho 83276

CC - File

MICROFILMED

MAY 03 1991



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Contract - 1969
 Brake H.P. 80 HP
 Max. Daily Therms 192
 Min. Annual 318.60

Grace 1977 = 647.60
 827 1978 = 1,058.00
 Account No. 8410 45840 1
 8210

Name Dean Hogan.
 Grace, Ida.
 Project No. 8066

18-411
 NATIONAL GOVERNMENT

Paid		Total		Location	
Date	Therms	Revenue	Amount		
1 5-16-72			1 318.60		
2					
3					
4					
5					
6					
7					
8					
9					
10					
11 5-31-73			<340.20>		
12 12-20-73	63.02				
13 12-31-73	31.67		<31.67>		
14					
15			<152.60>		
16		493.00	340.40		
17 12-15-74		<340.40>			
18					
19 6-24-75	345.00		<345.00>		
20 10-30-75		407.11	62.11		
21 1-31-76	for rebate	<31.34>	30.77		
22 2-13-76		<30.77>	-0-		
23					
24 6-22-76	345.00		<345.00>		
25					
26					

Year	Guarantee Yr. Revenue	Rebate	Total Usage
1969	297.00	25.79	306.65
1970	297.00	19.57	334.83
1971			352.00
1972	318.60	68.60	727.56
1973	340.20	31.67	403.22
1974	152.60	38.76	493.00
1975	345.00	31.34	407.11
1976	345.00	32.11	661.92
1977	647.00	61.17	1288.10
1978	1058.00		
1982	1260.40		

MAY 03 1981

RATE	WT. NTR.	BULL. UNIT	ONLY. SERV.	DATE ON	FULL NAME	DATE OFF	S	NEFO
10				9-74	DEAN HOGAN			

EMPLOYED BY	OWN RENT	SPOUSE'S NAME	PERSONAL REFERENCES

Stamp# E74260 6-23-77

METER NUMBER	K	DATE SET	ORDER NO.	DATE REM.	ORDER NO.
M15R30840		5-9-74	10978		

ADDRESS	APY. TOWN	DIST	KEY
THATCHER	2079-11600	601	2277-002000

To Mr. Hogan Date 8-27-90
 From **Sherril Tillotson**
 Lava Hot Springs

This is the copy of our hard copy house records which reflects the original metering date at your 40hp pump facility. Let me know if you feel there is more information which could help you.

Sherril
 Sr. Customer Acct. Clerk
 Lava Office, UP&L Co.

NOT FILMED

MAY 03 1991

IDAHO
DIVISION



85 South 6th West
P.O. Box 118
Lava Hot Springs, Idaho 83246
(208) 776-5271

August 10, 1990

Dean Hogan
R D 1 Box 124
Grace, Idaho 83241

RE: 40hp River Rd.
1790 Rasmussen Rd.
Grace, Idaho
Acct: 2277-00200.0 0

Mr. Hogan,

Our records indicate this pump facility was metered for electric service on May 9, 1974 and has been used on an annual basis each year during the irrigation season. Please call our Lava office if you need further information.

Sincerely,

Vaughn Rasmussen
Vaughn Rasmussen
District Manager
1-800-523-2129

st

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MAY 03 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

3-30-90
4-10-90

DR

INITIAL REVIEW BY: _____

1. Right number 11-00618, etc Applicant Dean S. Hogan
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other Change Source
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☐ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No Sand Copy
If yes, what district? Bear River (Pete Petersen)

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 5-7-90 Received on 5-21-90
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Headgate, measuring device & water master
control
4. By RDC Date 10/5/90

* All uses within Watermaster Districts require special conditions.

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NOV 08 1990

Department of Water Resources

NO.O.P.
5-21-90

Copy
Roberta

14-Jun-1990

Caribou County Sun
P.O. Box 815
Soda Springs, ID 83276

RE: APPLICATION NO. 11-00618/11-00619/11-00558/11-00620;
24-7177; 27-7508; 27-7509; 29-7922

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on MAY 3 & 10, 1990.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

RITA BODELL
Secretary/Office Coordinator

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MAY 03 1991

APPLICATION FOR TRANSFER OF
WATER RIGHT NO. 11-00618, etc.

RECEIVED
MAY 21 1990

Department of Water Resources
Eastern District Office

WATER DISTRICT 11

WATERMASTER Pete Peterson

DATE: 5/10/90

COMMENTS: _____

☒ I do endorse approval of this change.

☐ I do not endorse approval of this change.

I recommend the following conditions of approval:

Pete Peterson
Watermaster

MAY 03 1991

07-May-1990

PETE PETERSON
2493 RIVERDALE RD.
PRESTON, ID 83263

RE: Application for No. 11-00618,ETC.

Dear Watermaster:

Please find enclosed a copy of the above referenced application.
Please review the application and complete the form, returning
them to this office as soon as possible.

Thank you for your cooperation in this matter.

Respectfully submitted,

Harold Jones
Water Rights Supervisor

HJ/rb
Enclosure

RECEIVED

MAY 03 1991

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 11-00618/11-00619/11-00558/11-00620

Notice is hereby given that Dean S. Hogan has applied to the Department of Water Resources for a change in point of diversion and place of use of the waters of Bear River tributary to the Great Salt Lake. The rights sought to be changed are evidenced and recorded as follows:

POINT OF DIVERSIONS: SESE SEC 4 T 11S R 40E, CARIBOU COUNTY
(11-00558) NENE SEC 17 T 11S R 40E, CARIBOU COUNTY

Decree No. 11-00618 Decreed to George D. Anderson in case of Utah Power & Light vs. The Last Chance Canal dated 7-14-1920 in District Court.

SOURCE: PATS HOLLOW (aka Sands Springs) Tributary to BEAR RIVER
AMOUNT: 3.0 CFS PRIORITY: 5-02-1884

The water is used from April 20 to Sept. 30 to irrigate 150 acres within the SENE S1/2NW1/4 N1/2SW1/4 SEC 15 T 11S R 40E, B.M.

Decree No. 11-00619 Decreed to Neil Sorenson and E. F. Zeisler in case of Utah Power & Light vs. The Last Chance Canal dated 7-14-1920 in District Court.

SOURCE: PATS HOLLOW(aka Sands Springs) Tributary to BEAR RIVER
AMOUNT: 4.0 CFS PRIORITY: 5-02-1884

The water is used from April 20 to Sept. 30 to irrigate within the S1/2SW1/4 SWSE SEC 14, S1/2S1/2 SEC 15 T 11S R 40E, B.M.

MAY 03 1991

Decree No. 11-00558 Decreed to George A. Hogan in case of Utah Power & Light vs. The Last Chance Canal.

SOURCE: BOBS CREEK Tributary to BEAR RIVER

AMOUNT: .80 CFS PRIORITY: 5-07-1883

The water is used from April 20 to Sept. 30 to irrigate 40 acres within the S1/2NE1/4 SENW NWSE SEC 16 T 11S R 40E, B.M.

Decree No. 11-00620 Decreed to George A. Hogan in case of Utah Power & Light Co. vs. Last Chance Canal Co. dated 7-14-1920.

SOURCE: PATS HOLLOW (aka Sand Springs) Tributary to BEAR RIVER

AMOUNT: .50 CFS PRIORITY: 5-02-1884

The water is used from April 20 to Sept. 30 to irrigate 25 acres within the S1/2NE1/4 SENW NWSE SEC 16 T 11S R 40E, B.M.

TO BE CHANGED AS FOLLOWS:

Only 2.80 CFS will be diverted from the NESE SEC 16 T 11S R 40E and used to irrigate 121 acres within the W1/2NW1/4 W1/2SW1/4 SEC 15, E1/2NE1/4 E1/2SE1/4 SEC 16 T 11S R 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83401, on or before May 21, 1990.

R. Keith Higginson
Director

Published in the Caribou County Sun on MAY 3 & 10, 1990.

MAY 03 1991