

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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OCT 04 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
11-4081					

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DEPARTMENT OF
WATER RESOURCES

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are 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(s) Charles D. Jenkinson & Ethel L. Jenkinson
28313 US Hwy 89
4. New Owner/Claimant(s) Montpelier, Id 83254
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
Lawrence C. & Barbara E. Hayes
New Mailing Address 28291 US Hwy 89
City, State and ZIP Code Montpelier, Id 83254
New Telephone Number (208) 847-2773
5. Date you acquired the property Sept. 9, 1982

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Laurence G. Hayes
Barbara E. Hayes

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

For Office Use Only

Received by SC Date 10/4/04 Fee 25⁰⁰
 Received by SC Date 10/4/04 Receipt No. ED30308
 Processed by _____ AJ Date _____ WR _____ Date _____

(Optional)

Recorded ☐
Microfilmed ☐
Indexed ☐

Platted ☐
Deed Card ☐
Compared ☐

Key Punched ☐
Master File ☐
Abstracted ☐

To Treasurer ☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

CHARLES D. JENKINSON & ETHEL ^{L.} JENKINSON, husband & wife, GRANTOR(S)
of Montpelier County of Bear Lake State of Idaho
hereby CONVEYS, GRANTS and WARRANTS TO

LAWRENCE C. HAYES & BARBARA E. HAYES, husband & wife, GRANTEE(S)
of Montpelier County of Bear Lake State of Idaho
for the sum of TEN AND NO/100----- Dollars (\$ 10.00)

AND OTHER GOOD AND VALUABLE CONSIDERATION,
the following described tract(s) of land in Bear Lake County, State of Idaho:

See EXHIBIT "A" attached hereto and made a part
hereof.

129071

INDEXED

BEAR LAKE COUNTY RECORDER
JOAN P. EBORN

SEP 10 AM 10:00

Jo Wamsley 6.00
DEPUTY FEE

Location of above described property _____

House No. _____

Street _____

WITNESS the hand of said Grantors this

9th

day of September A.D. 19 82

Charles D. Jenkinson
CHARLES D. JENKINSON

Ethel L. Jenkinson
ETHEL ^{L.} JENKINSON

(NOTARY SEAL)

State of Idaho
County of Bear Lake

ss.

On the

9th

day of Sept. A.D. 19 82

CHARLES D. JENKINSON and ETHEL ^{L.} JENKINSON

EXHIBIT "A"

The East Half of the Southwest Quarter, The West Half of the Southeast Quarter, The Southeast Quarter of the Southeast Quarter of Section I; The Northeast Quarter and the East Half of the Northwest Quarter of Section 12; all in Township 13 South, Range 44 East of the Boise Meridian.

ALSO: Lots 2, 3, and 4, The Southeast Quarter of the Northwest Quarter and the East Half of the Southwest Quarter of Section 7, Township 13 South, Range 45 East of the Boise Meridian.

ALSO: The Northeast Quarter of the Southeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian.

ALSO: The Southeast Quarter of the Northeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian.

EXCEPTING the following eight tracts:

TRACT 1: Starting at a point 1184.8 feet South 31 degrees 33' West of the Northeast Corner of the South Half of the Northeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian, described as the point of beginning, and running North 58 degrees 00' East for 272.5 feet; Thence South 75 degrees 50' East for 97.0 feet; Thence South 13 degrees 35' West 184.0 feet; Thence South 75 degrees 50' East for 417.0 feet; Thence due South for 13.6 feet; Thence North 75 degrees 50' West for 708.00 feet to the point of beginning, the area containing 1 acre, more or less.

TRACT 2: Starting at a point 32.5 feet South 58 degrees 00' West of the point of beginning of Exception 1 and continuing in this direction for 257.5 feet; Thence South 75 degrees 50' East for 291.0 feet; Thence North 14 degrees 10' East for 173.0 feet; Thence South 75 degrees 50' East for 262.0 feet; Thence North 57 degrees 00' West for 40.0 feet; Thence North 75 degrees 50' West for 336.5 feet to the point of beginning.

TRACT 3: Starting at a point 408.5 feet South 75 degrees 50' East of the starting point of Exception 2; Thence South 57 degrees 00' East for 74.0 feet; Thence South 83 degrees 30' East for 177.0 feet; Thence North 75 degrees 50' West for 248.0 feet to the starting point.

TRACT 4: Beginning 666 feet South from the Northeast Corner of the Northeast Quarter of Section 12 in Township 13 South, Range 44 East of the Boise Meridian, and running thence South 125 feet; Thence West 50 feet; Thence North 125 feet; Thence East 50 feet to the place of beginning.

TRACT 5: Commencing at a point which is located on the Southerly line of the Highway right of way U.S. No. 89 as presently located; which said point is 272.5 feet North 58 degrees 00' East off a point which is 1184.8 feet South 31 degrees 33' West from the Northeast Corner of the Southeast Quarter of the Northeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian; Thence South 75 degrees 50' East 97.0 feet; Thence South 13 degrees 35' West 184 feet to the San Francisco Chemical Company's road; Thence South 75 degrees 50' East 160 feet, more or less, to the center of the channel of "Montpelier Creek"; Thence Northerly up said channel of creek's center line a distance of approximately 200 feet to where said creek makes an abrupt bend toward the East; Thence continuing Easterly following up the center line channel of

C. H.
69

Laure @
Assessor's
verified ownership
of NW 1/4 SE 1/4
to Hayes

said creek a distance of 200 feet, more or less, to a point in said channel 50 feet Westerly from where said channel intersects the East boundary line of the Southeast Quarter of the Northeast Quarter of said Section I; Thence North to the Southerly right of way of Highway No. U.S. 89; Thence South 58 degrees 00' West along said right of way a distance of 600 feet, more or less, to the point of beginning.

TRACT 6: Commencing at a point in the center of the channel of "Montpelier Creek" where the center line of said channel intersects the East boundary line of the Southeast Quarter of the Northeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian; which said point is approximately 991 feet South along Section line from the Northeast Corner of the Southeast Quarter of the Northeast Quarter of Section I, Township 13 South, Range 44 East of the Boise Meridian; Thence following down the center line of the channel of said creek in a Westerly direction a distance of approximately 250 feet to where said creek makes an abrupt turn toward the South; Thence continuing down the center line of said creek in a Southerly direction a distance of approximately 200 feet to the Northerly boundary line of the right of way of the San Francisco Chemical Company's road; Thence along said right of way South 75 degrees 50' East a distance of approximately 240 feet to where same intersects the East section line of said Section I; Thence North along said Section line 230 feet, more or less, to the place of beginning.

TRACT 7: Beginning at a point in the center of the existing U.S. Highway 89 right of way, said point being 1275 feet in an Easterly direction along the center line of U.S. Highway 89 right of way from that point where the center of U.S. Highway 89 right of way crosses the West boundary line of the Northeast Quarter of the Southeast Quarter, Section 1, Township 13 South, Range 44 East of the Boise Meridian; and running thence 1050 feet in an Easterly direction along the center of the existing U.S. Highway 89 right of way; thence South 500 feet; thence in a Westerly direction parallel to the center of the U.S. Highway 89 right of way directly North of said line 1050 feet to a point which is 500 feet South of the point of beginning; and thence 500 feet North to the point of beginning, in Section 1, Township 13 South, Range 44 East of the Boise Meridian, Idaho.

TRACT 8: Beginning at a point of intersection of the Southerly right of way line of a Bear Lake County road and the Easterly right of way line of State Highway 89, said point is opposite Sta. 89+27.2 of Highway 89 Plans, Project No. "R" 41-A1, surveyed in 1932, said point of beginning is South 2373.7 feet and West 661.2 feet from the NE Corner of Section 1, Township 13 South, Range 44 East, B.M., (source of bearing and section tie for this description is the centerline of said Highway 89 as N58°11'E as per said plans;) thence S 58° 11' W along said highway right of way 336.1 feet; thence S 75° 53' E 864.2 feet; thence N 59° 05' E 202.6 feet to a fence line; thence N 0° 35' E along said fence line 100.9 feet to an intersection with said County Road right of way line; thence N 75° 53' W along said right of way line 749.9 feet, more or less, to the point of beginning: containing 4.67 acres, more or less.

Together with all water and water rights of every kind and description appurtenant to the premises above described or any part thereof, or used in connection therewith, and particularly 174 shares of the Capital Stock of the Montpelier Irrigation Company, a corporation; and together with the pump, sprinkler pipe, mainline, and other miscellaneous equipment used in conjunction with the existing sprinkler system.

