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Department of Water Resources

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Department of Water Resources
Eastern Region

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DEPARTMENT OF WATER RESOURCES

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

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

1. Water Right No(s): 13-0447

Adjudication Claim No(s): _____

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

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

AND

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

OR

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

3. Name and Address of Former
Owner/Claimant

Russell B. Rich

Rt 1, Box 67, Grace, Idaho 83241

4. New Owner/Claimant(s)

Terry C. Jorgensen etux & Keith C. Jorgensen

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1928 Old Highway 34 503 Bench Lago Road

City, State and ZIP Code

Bancroft, ID 83217

Grace, Idaho 83241

New Telephone Number

(208 425-3864 208-425-3138

5. Date you acquired the property _____

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

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

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

7. Signature of New Owner(s)
or Claimant(s)

Terry C. Jorgensen Keith C. Jorgensen

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

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

Order No. 14840

Mail Tax Notice to:
Terry Carl Jorgensen
1928 Old Highway 30
Bancroft, ID 83217

STATE OF IDAHO } ss 156852
County of Caribou }
I hereby certify that this instrument was filed at the request
of Caribou Title
at 9:45 o'clock A m this 18 day of
June, 1998 in my office and duly
recorded official Records
Recorder Edie Izatt
Deane H. Housley
Signature Deputy 600

TRUSTEES
SPECIAL WARRANTY DEED

BRIAN L. TARBET, as Successor Trustee of the Marvin Smith Living Trust, of Salt Lake City, Salt Lake County, Utah, Grantor, hereby conveys and warrants against the acts of the Grantor only, to TERRY CARL JORGENSEN AND MELONIE JORGENSEN, husband and wife, and KEITH C. JORGENSEN AND BECKY JILLENE JORGENSEN, husband and wife, of Grace, Caribou County, Idaho, Grantee, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATIONS, the following described tract of land situated in Caribou County, Idaho:

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

Section 5: SW $\frac{1}{4}$, EXCEPT THEREFROM, Beginning at the Northwest corner of the SW $\frac{1}{4}$ of Section 5, and running thence East 550 feet; thence South 240 feet; thence West 550 feet; thence North 240 feet, to the point of beginning.

Section 7: Beginning at the Northeast corner of Section 7, and running thence West 440 feet; thence South 198 feet; thence East 440 feet; thence North 198 feet, to the point of beginning.

Section 8: NW $\frac{1}{4}$.

TOGETHER with State Water License No. 13-02179, dated 8/14/57 for 3.48 cfs.

INCLUDING, but not limited to the following sprinkler equipment:

125 HP GE Electric Motor
Fairbanks Morse Turbine Pump
4 Wheel lines
4400 feet of Steel Mainline 12 to 8 inches
2 4x $\frac{1}{2}$ mile handlines

DATED: May 27, 1998.

MARVIN SMITH LIVING TRUST,

By:

Brian L. Tarbet
BRIAN L. TARBET, Successor Trustee.

156852

VIRGINIA
STATE OF ~~UTAH~~)
 Alexandria, : SS.
County of ~~Salt Lake~~)

On this 16th day of June, 1998, before me, personally appeared BRIAN L. TARBET, known to me to be the person whose name is subscribed to the within instrument as one of the successor trustees of the Marvin Smith Living Trust, and acknowledged to me that he executed the same as the Successor Trustee.

Arthur H. Neal
NOTARY PUBLIC for the State of ~~Utah~~ *Virginia*
Residing at Salt Lake City, UT *CA*
My commission expires: *March 31, 2000*
City of Alexandria



AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-12-1991
PAGE: A-44

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
13-00447	RUSSELL B. RICH 1607 TURNER RD. GRACE ID 83241	03/09/1965	DOMESTIC	01-01 12-31	.04 1.2	CFS AFY BENEFICIAL USE
	NON-IRRIGATION-USES: DOMESTIC, 1 HOME POINT OF DIVERSION: T10S R40E S08 PLACE OF USE: DOMESTIC		NWNW			
	T10S R40E S08		NWNW			
13-02278	BOYD NEWTON MCNEILL STAR ROUTE BANCROFT ID 83217	08/06/1965	IRRIGATION	04-15 10-15	5.45 ~~2.00~~ 924.0	CFS AFY LICENSE
	POINT OF DIVERSION: T09S R40E S22 PLACE OF USE: IRRIGATION		NWNW			
	T09S R40E S21 S22 308.0 ACRES TOTAL		NENE 39.0 NENW 33.0	NWNE 39.0 NWNW 39.0	SWNE 40.0 SNNW 39.0	SENE 40.0 SENN 39.0
13-02269	REED N. CHRISTENSEN P.O. BOX 262 GRACE ID 83241	12/09/1965	IRRIGATION	04-15 10-15	4.42 711.0	CFS AFY LICENSE
	POINT OF DIVERSION: T09S R40E S23 PLACE OF USE: IRRIGATION		SESW			
	T09S R40E S23 237.0 ACRES TOTAL		NESW 40.0 NWSE 40.0	NWSW 40.0 SWSE 39.0	SWSW 39.0	SESW 39.0

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CARIBOU COUNTY, IDAHO

STATE OF IDAHO }
County of Caribou } SS.

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

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

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

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

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

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

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

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

FINAL DECREE, Page 1

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

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

THEREFORE, IT IS HEREBY ADJUDGED AND DECREED that:

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

1. The Findings of Fact and Conclusions of Law attached hereto are substituted for the Findings of Fact and Conclusions of Law in the Director's Report.
2. List of Claims/Rights Not Recommended attached hereto are substituted for the List of Claims/Rights Not Recommended in the Director's Report.

DATED this 29th day of July, 1992.

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DANIEL C. HURLBUTT, JR.
District Judge

MAY 14 1996



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 17, 2000

KEITH C JORGENSEN
503 BENCH LAGO RD
GRACE ID 83241

RE: Change of Ownership for Decreed Water Right 13-00447

Dear Mr. Jorgensen:

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

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

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

Sincerely,

Jeff Peppersack
for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: Terry Carl Jorgensen, et ux