

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-4111
Date Received: 9/6/2024
Receipt No: P001269
Claim Fee: \$52
Received By: B.V.N.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 06 2024
IDWR/Preston

1. Name of Claimant(s)

REED GEERTSEN
1255 N 1400 EAST
LOGAN UT 84341

Phone: (435) 752-7125

OR

BETTE GEERTSEN
1255 N 1400 E
LOGAN UT 84341

Phone: (435) 881-6659

2. Date of Priority: 11/16/1900

3. Source: SPRING UNNAMED STREAM

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
13S	38E	29	NE SE		FRANKLIN	

5. Description of diverting works:

Piped from spring to two holding tanks, then piped from tanks to separate households.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	1/01	12/31	0.02		

7. Total Quantity Appropriated is:

0.02 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

Domestic 4 homes

9. Place of use:

DOMESTIC within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
13S	38E	28	SE		SW		
13S	38E	28	SW		SE		

10. Do you own the property listed above as place of use? No

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

My other spring and shares with Bar Z ditch company.

12. Remarks:

Priority Date Explanation:

Active Statutory Claim 13-4111 filed by Russell F. Fisher from whom we purchased the rights from his widow Eleanor Fisher on 9/10/1996.

DOMESTIC USES FOR 2 RESIDENCES.

13. Basis of Claim: Statutory Claim

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the BEAR River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Reed Leeson Date: 9-6-24

Date: _____

Water Right Report : 13-4111(Statutory Claim/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	FISHER, RUSSELL F	2325 SHERBROOKE RD	WINTER PARK	FL	32792

Water Right Status

Priority Date : 11/16/1900
 Basis : Statutory Claim
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
SPRING		UNNAMED STREAM	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
SPRING	13S	38E	29	0				NE SE FRANKLIN	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.02 CFS	
TOTAL			0.02 CFS	

Places of Use

Print View Page View

Place of Use Legal Description : DOMESTIC (FRANKLIN county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
13S	38E	28			NW	SE	
13S	38E	28			SW	SE	

Conditions

Code Conditions

DOMESTIC USES FOR 2 RESIDENCES.

Dates

Licensed Date :
 Decreed Date :
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargement Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date :
 Protest Deadline Date :

Other Information

State or Federal :
 Water District Number : TBD
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :
 Cary Act Number :
 Mitigation Plan: False

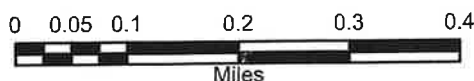
State of Idaho
Department of Water Resources

Water Right

13-4111

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



Spring



S

197062
WARRANTY DEED

Value Received ELEANOR Y. FISHER as Co-owner
ELEANOR Y. FISHER as Personal Representative of Russell F. Fisher (deceased)

the grantor, does hereby grant, bargain, sell and convey unto

H. REED GEERTSEN AND BETTE F. GEERTSEN,
husband and wife,

whose current address is 1255 North 1400 East
Logan, Utah 84341

the grantees, the following described premises, in Franklin County Idaho, to wit:

Township 13 South, Range 38 East of the Boise Meridian
Section 28: Commencing at the South quarter corner of Section 28, and running thence
North 1433.7 feet, thence West 620.7 feet, thence South 1433.7 feet, thence East
620.7 feet to place of beginning.

Recorded at the request of

H. Reed Geertsen

11 a.m SEP 16 1996 3:20 p.m.

V. ELLIOTT LARSEN, RECORDER
By Camille Larsen Deputy
FRANKLIN COUNTY, IDAHO

EXCEPTING THEREFROM: Commencing at the Southwest corner of the
Southeast quarter of Section 28, and running thence West 20 rods and 13 feet;
thence North 36 rods, bearing a little West (about 4 rods); thence East 20.20
rods; thence South 12 rods; thence East 4 rods; thence South 26 rods to the place
of beginning, and containing in all five acres and about 12 rods. All being
contiguous to the Town of Oxford, County of Franklin, State of Idaho. (As also
described in Inst. No. 164561 on file at the Franklin County Recorder's Office
which is a Warranty Deed describing this land when it was obtained from
Stanley/Aldene Fisher by Russell/Eleanor Fisher.)

TOGETHER with any and all water rights appertaining or appurtenant or belonging thereto.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging
or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and
profits thereof; and all estate, right, title and interest in and to said property, as well in law as in
equity, of the said grantor or party of the first part.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and
assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the
owner in fee simple of said premises; they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: September 10, 1996

Signature of Grantor(s)

Eleanor Y. Fisher
As co-owner

Eleanor Y. Fisher
As Personal Rep. of Russell F. Fisher (deceased)

STATE OF FLORIDA, ORANGE COUNTY

On this 10 day of September, 1996, before me, a notary public
in and for said State personally appeared

ELEANOR Y. FISHER, individually and as Personal Representative of the Estate
of Russell F. Fisher
known to me to be the person whose name is subscribed to the within
instrument, and acknowledged to me that she executed the same.

Notary Public
Residing at: 1101
Franklin County, Idaho



Legal Name, Eleanor Y. Fisher, 197062

197064
WARRANTY DEED

For Value Received **ELEANOR Y. FISHER** as Co-owner
ELEANOR Y. FISHER as Personal Representative of **Russell F. Fisher** (deceased)

the grantor, does hereby grant, bargain, sell and convey unto

HL REED GEERTSEN AND BETTE F. GEERTSEN,
husband and wife,

whose current address is **1255 North 1400 East**
Logan, Utah 84341

the grantees, the following described premises, in Franklin County Idaho, to wit:

A tract located in the northern part of Lot Four in Block Four, Oxford Townsite, described by metes and bounds as follows: Beginning at a point in the west boundary line of said Lot Four in said Block Four of said Townsite, which bears from the South quarter Section corner of Section 28, Township 13 South of Range 38 East Boise Meridian, north 918 feet distant; thence running north along the west boundary line of said Lot Four, a distance of 249.5 feet to the northwest corner of said Lot Four; thence South 88° 55' east 430 feet along the north boundary of said Lot Four to the northeast corner of said Lot Four; thence south two and one half degrees west 275 feet along the east boundary of said Lot Four; thence South 14° west 275.75 feet along the east boundary of said Lot Four to the Southeast corner of the tract; thence north 83-1/2° west 164 feet; thence north 5-1/2° east 46 feet; thence North 88-1/4° west 90 feet; thence north 1-1/2° east 210 feet; thence south 89° 30' west 125 feet to the place of beginning, containing 3.95 acres. (As also described in Inst. No. 110557 on file at the Franklin County Recorder's Office which is a Warranty Deed describing this land when it was obtained from Paul/Lila Romero by Russell/Eleanor Fisher.)

TOGETHER with any and all water rights appertaining or appurtenant or belonging thereto.
TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said property, as well in law as in equity, of the said grantor or party of the first part.

EXCEPTING THEREFROM: Commencing at the Southwest corner of Lot Four, Block Four of the recorded Townsite Map of Oxford, Idaho, which bears from the South quarter corner of Section 28, North 435 feet distant, thence South 85° 03' East 304.10 feet along the South boundary line of said Lot Four to a point in the East boundary line of said Lot 4 thence North 14° 00' East 230.8 feet along the east Boundary line of said Lot Four for the TRUE POINT OF BEGINNING, and running thence North 82° 30' West 186 feet, thence North 11° 20' East 119.5 feet, thence South 82° 30' East 121.6 feet to the East boundary line of said Lot Four, thence South 14° 00' West 120 feet to the TRUE POINT OF BEGINNING. Together with a one (1) inch waterline connected to a pipeline from the W. F. Fisher Spring and one (1) share of irrigation water appurtenant to said land. (As described in Inst. Number 167084 on file at the Franklin County Recorder's Office which is a Quitclaim Deed transferring a parcel of this land from Russell/Eleanor Fisher to Bessie Eads.)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: September 9/10, 1996

Signature of Grantor(s) Eleanor Y. Fisher
As co-owner

Eleanor Y. Fisher
As Personal Rep of Russell F. Fisher (deceased)

STATE OF FLORIDA, ORANGE COUNTY

On this 10 day of September, 1996, before me, a notary public in and for said State personally appeared

ELEANOR Y. FISHER, individually and as Personal Representative of **Russell F. Fisher** known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Kenneth F. Muller
Notary Public

Residing at: 11201
Comm. Expires:



Recorded at the request of

HL Reed Geertsen

SEP 18 1996 8:20am

By Shirley L. Geertsen, Deputy
FRANKLIN COUNTY, IDAHO

Logan, Utah, 84341