

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

Claim ID: 11-7578

Date Received: 8/4/23

Receipt No: P000365

Claim Fee: 25.00 By: MB

RECEIVED

AUG 04 2023

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

IDWR/Preston

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

Please type or print clearly

1. Name of claimant(s) Alan D. Jensen, Bruce W Jensen Phone (208) 431-6829
Laurie Jensen

Mailing address 1825 So. Highway 81, Malta Idaho Zip 83342
Street or Box City State

Email address (optional) _____

2. Date of priority: (Only one per claim) 3-28-1966 Per 11-7578
01/01/1950 BWT (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (X) (a) SPRING

which is tributary to (b) _____

4. Location of point of diversion is: Township 12S, Range 43E, Section 28

NE 1/4 of NE 1/4, or Govt. Lot _____ BM, County of _____;

Parcel no. _____

Additional points of diversion, if any: _____

If available, GPS coordinates: 42.3542609, -111.4297406

5. Description of diverting works (wells, pumps, spring boxes, pipelines, etc.) including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

SPRING COLLECTION SYSTEM (Perforated Pipe)

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For STOCK WATER purposes from 01/01 Month/Day to 12/31 Month/Day amount 104 cfs () or AFY ()
102 BWT

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 102 BWT cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)

50 Pair of Range Cattle

9. Location of place of use is: Township 12 S, Range 43 E, Section 28,
NW 1/4 of NE 1/4, Govt. Lot _____ BM, Parcel no. _____
If different than shown in Item 4
for (check one) Domestic () Stock ☒ Domestic and Stock ()

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? BEAR LAKE

11. Do you own the property listed above as place of use? Yes ☒ No ()
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

13. Remarks (include an explanation of the priority date selected):

The spring has been used for watering stock
for as long as grazing has been done in the area
January 1, 1930 was an arbitrary date. 3-28-1966 developed

14. Basis of claim (check one) Beneficial Use ☒ Posted Notice () License () Permit () Decree ()
Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 11-7578

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System 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) Alan D. Jensen Date: 8-4-2023

Brian Jensen Date: 8-4-2023

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

_____ of _____
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) _____ Claim ID _____

WARRANTY DEED

For Value Received,

CARMA M. JENSEN, now know as CARMA SMALL, individually and ALAN DON JENSEN and BRUCE WILLIAM JENSEN, Co-Trustees of the DON K. JENSEN TESTAMENTARY TRUST,

THE GRANTOR(S),

do(es) hereby, grant, bargain, sell, and convey unto

ALAN DON JENSEN and WENDY JENSEN, husband and wife; BRUCE WILLIAM JENSEN and ROSEMARY JENSEN, husband and wife and LAURIE JENSEN, a single person
of Box 2020 - 1825 South Hwy 81, Malta, State of ID. 83342

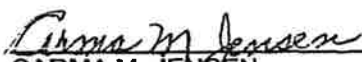
THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

See Attached Exhibit "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), her heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that she is the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that she will warrant and defend the same from all lawful claims whatsoever.

DATED THIS 10 February 2009


CARMA M. JENSEN


CARMA SMALL

DON K. JENSEN TESTAMENTARY TRUST

DON K. JENSEN TESTAMENTARY TRUST


By: ALAN DON JENSEN


By: BRUCE WILLIAM JENSEN

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 20th day of February, 2009, before me a Notary Public in and for the State, personally appeared

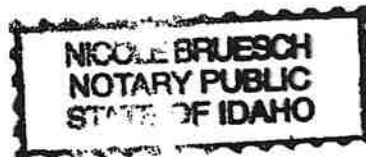
CARMA M. JENSEN, nka CARMA SMALL

idaho no
STATE OF ~~UTAH~~
Cassia no
COUNTY OF SALT LAKE

On this 23rd day of February, in the year 2009,
before me a Notary Public, personally appeared ALAN DON
JENSEN, known or identified to me to be the person whose
name is subscribed to the within instrument as trustee of the
DON K. JENSEN TESTAMENTARY TRUST and acknowledged
to me that he executed the same as such trustee.

Nicole Bruesch

Notary Public
Residing at: *mate ID*
My Commission Expires: *7-14-12*



STATE OF ~~UTAH~~ Utah

COUNTY OF *Salt Lake City*

On this 2nd day of ~~February~~ *March*, in the year 2009,
before me a Notary Public, personally appeared BRUCE
WILLIAM JENSEN, known or identified to me to be the person
whose name is subscribed to the within instrument as trustee of
the DON K. JENSEN TESTAMENTARY TRUST and
acknowledged to me that he executed the same as such trustee.

Carmelita A. Delgado

Notary Public
Residing at: *Salt Lake City*
My Commission Expires: *1-18-2011*

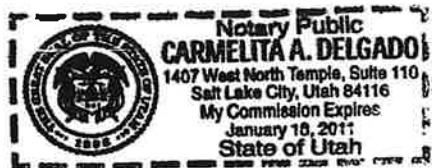


EXHIBIT A

TOWNSHIP 12 SOUTH, RANGE 43 EAST BOISE MERIDIAN, BEAR LAKE COUNTY, IDAHO
Section 21: S $\frac{1}{2}$ S $\frac{1}{2}$

Section 22: The North 70 acres of the E $\frac{1}{2}$ SE $\frac{1}{4}$ being more particularly described as: Beginning at a point which is North 343.55 feet from the SE corner of Section 22, and running thence North 89°18'19" West 1326.94 feet, more or less, to a point due North 343.50 feet from the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22; thence North 2296.45 feet, more or less, to the NW corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 22; thence East 1326.94 feet, more or less, to the East line of Section 22; thence South 2296.45 feet, more or less to the Point of Beginning.

ALSO: Beginning at a point North 89°18'19" West 2312.63 feet from the SE corner of said Section 22; thence North 89°18'19" West 346.16 feet, more or less along said South line of Section 22 to the S $\frac{1}{4}$ corner of Section 22; thence North 00°00'24" West 1317.31 feet along the West line of the SE $\frac{1}{4}$ of said Section 22 to the NW corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South 89°27'41" East 346.15 feet along the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South 00°00'24" East 1318.25 feet to the Point of Beginning.

Section 22: W $\frac{1}{2}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 28: E $\frac{1}{2}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$

T12S R43E

