



WATER-RIGHT DOCKET

Grand Teton National Park

Docket No: 167

WATER RIGHT #14176: NELSON WELL NO. 1

Preliminary Docket Information

05-02-1957: Deed

Grand Teton N.P. D. 26

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

The within deed is accepted on behalf of the United States as of May 2, 1957, under the authority contained in the Interior Department Appropriation Act, 1956 (69 Stat. 141), the Act of August 31, 1954 (68 Stat. 1037) and pursuant to section 7 of the Secretary's Order No. 2640, dated June 11, 1951 (16 F.R. 5846).

Jackson E. Price
Assistant Director
National Park Service

58470
Warranty Deed
Albert W. Nelson
et al
-To-
United States of
America

THIS STATE OF WYOMING
County of Teton
I, *Jackson E. Price*, Assistant Director of the National Park Service, do hereby certify that the within deed is my office file 5121.
Witness my hand and the seal of the National Park Service at Jackson, Wyoming, this 7th day of June, 1957.
1957 627
Jackson E. Price
Assistant Director
National Park Service

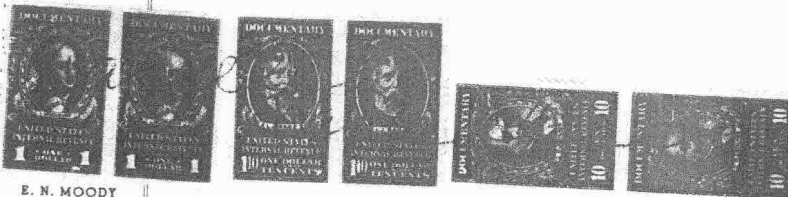
Moody

D. 26

WARRANTY DEED.

ALBERT W. NELSON and FERN K. NELSON, husband and wife,
GRANTORS, of Teton County, State of Wyoming, for and in
consideration of the sum of
Twenty-one Thousand, Six Hundred Twenty-Four and No/100-DOLLARS
(\$21,624.00), in hand paid the receipt of which is hereby
acknowledged, CONVEY AND WARRANT to the UNITED STATES OF
AMERICA, GRANTEE, the following described real estate and
property situated in the County of Teton, State of Wyoming,
to-wit:

A tract of land in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 2, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$
of Section 2, Township 42 North, Range 116 West of the 6th
P.M., being intended to include all that portion lying
within the boundary of Grand Teton National Park of lands
conveyed to the sellers in a deed dated January 6, 1955,
and recorded in Teton County records at Deed Book 9, page
515, and more particularly described as follows: Beginning
at a point on the north line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, which point is
North 1320 feet and West 145 feet from the east 1/4 corner
of said Section 2; thence South 46 degrees and 40 minutes
West a distance of 1801 feet, more or less to a point on
the south line of said Lot 2; thence South 43 degrees and 00
minutes West a distance of 1670 feet, more or less, to a
point on the south line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, which point lies
West 1157 feet, more or less, from the southeast corner of
said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence West to the southwest corner of said
NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence South on the east line of said E $\frac{1}{2}$ SW $\frac{1}{4}$ a
distance of 287 feet; thence South 36 degrees and 30 minutes
West a distance of 1185 feet, more or less, to a point on the
south line of said E $\frac{1}{2}$ SW $\frac{1}{4}$; thence West a distance of 750 feet,
more or less, to the southwest corner of said E $\frac{1}{2}$ SW $\frac{1}{4}$; thence
northeasterly on the boundary line of Grand Teton National
Park (which boundary is a straight line from the said
southwest corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$ to the northeast corner of
said Section 2) to the point of intersection with the north
line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence East on said north line of the
SE $\frac{1}{4}$ NE $\frac{1}{4}$ to the point of beginning; containing 54.06 acres,
more or less. Located within the boundaries of the Grand
Teton National Park, and being acquired for the National
Park Service.



E. N. MOODY
Attorney at Law
JACKSON, WYOMING

Revenue Stamps \$24.20

Together with and including all improvements, ~~and~~ and trade fixtures thereon or used in connection therewith, and all water and water rights and privileges and ditches and ditch rights and rights-of-way therefor appurtenant thereto or used in connection therewith, and all and singular the rights, privileges, franchises, easements, tenements, hereditaments and appurtenances incident or belonging thereto or used or enjoyed in connection therewith or for the benefit thereof. Hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Wyoming.

This conveyance is made subject to any easements of record and subject to the right of the GRANTORS to use the said property for ranching and farming purposes for themselves ~~and~~ with ~~and~~ on the following conditions:

- (a) The estate reserved by the said GRANTORS shall be limited to that portion of the above described lands which ~~which~~ is occupied by and lies westerly from an existing buck-and-pole fence running on the top of the bench land along or near the rim thereof.
- (b) The estate shall be limited to the lifetime of the said GRANTORS, or to the lifetime of the GRANTOR who shall survive the other, and shall be further limited to the duration of the GRANTORS' ownership of adjoining lands.
- (c) The said lands shall be used by the GRANTORS during the estate solely for ranching and farming purposes, and not otherwise, except upon written permission from the Director of the National Park Service. Further in the event of sale, lease, assignment, attachment, levy of execution, or other attempt to alien said estate, such estate shall terminate at the option of the purchaser, unless consent in writing therefor shall have first been obtained from the Director.
- (d) The GRANTORS shall, during their said estate, keep all structures and improvements in good repair, and shall not suffer or commit waste thereof, nor of said lands, nor shall they erect additional structures thereon, or substantially alter existing structures or improvements, except upon written permission of the Director.
- (e) The GRANTORS shall use ordinary care to prevent fires from originating on the premises, and use their best efforts to have all such fires, and fires originating on adjacent premises, extinguished, and to notify immediately the agent of the purchaser of the existence of such fires.
- (f) The GRANTORS hereby agree to use said lands in a manner

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Attorney at Law
JACKSON, WYOMING

not inconsistent with the policies governing the National Park Service and the applicable rules and regulations thereof.

AND THE SAID GRANTORS, for themselves, their heirs, personal representatives and assigns, covenant with the GRANTEE and its assigns that at the time of making and delivery of this deed said GRANTORS are lawfully seized of an indefeasible estate in fee simple in and to the premises hereinabove described and hereby conveyed and have good and lawful power to sell and convey the same; and the said GRANTORS for themselves, their heirs, personal representatives and assigns, warrant to the GRANTEE and its assigns, the quiet and peaceable possession of said premises and will defend the title thereto against all persons who may lawfully claim the same.

DATED this 10th day of October 1956.

Albert W. Nelson
Albert W. Nelson

Fern K. Nelson
Fern K. Nelson

THE STATE OF WYOMING)
County of Teton.) ss.

On this 10th day of October 1956, before me personally appeared Albert W. Nelson and Fern K. Nelson, husband and wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed, including the release and waiver of the right of homestead.

Witness my hand and notarial seal the day and year first hereinabove written.

(NOTARY SEAL)

E. N. Moody
Notary Public.

My Commission Expires: Oct. 26, 1958

E. N. MOODY
Attorney at Law
JACKSON, WYOMING

RECEIVED OCT 26 1956
COUNTY OF TETON
JACKSON, WYOMING

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Office of the Attorney General
Washington, D. C.

May 2, 1957

MAY 8 - 1957

SOLICITOR

33-52-173

Honorable Fred A. Seaton
Secretary of the Interior
Washington, D. C.

Handwritten notes:
KRS
Harpine only
727
%
Lands
Notified - 7/8

My dear Mr. Secretary:

A re-examination has been made of the title data relating to 54.06 acres of land, more or less, Tract No. 13-B, Grand Teton National Forest Project in Teton County, Wyoming. This land was conveyed to the United States of America under the provisions of existing legislation by Albert W. Nelson and Fern K. Nelson, his wife, under deed dated October 10, 1956, filed for record on January 31, 1957, and recorded among the land records of the county in Book 9 of Deeds at page 629. Your reference is No. 33-52-173 and the file number of this Department is 33-52-173.

The land is described in the aforesaid deed, which recites a consideration of \$21,624.00.

The abstract consisting of 74 pages, was last satisfactorily certified on February 16, 1957, by Grace A. Smith, Abstracter.

The abstract, recorded deed, and accompanying data disclose valid title to be vested in the United States of America subject to:

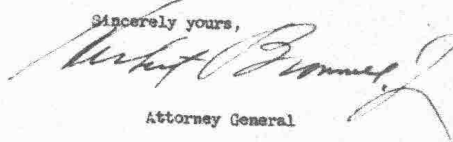
1. Easements for existing public roads, highways and utilities, railroads and pipe lines.
2. Reservation by the vendors of the qualified right to use a portion of the land for ranching and farming purposes for their joint lives and the life of the survivor, as noted in the contract of sale and in the deed to the United States.

- 2 -

Your Department has advised that objections numbered 1 and 2 above will not interfere with the contemplated use of the land.

The abstract of title, deed and related papers are enclosed.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Robert B. Bennett", is written over the typed name "Attorney General".

Attorney General

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MICRO
FILMED JUL 3 '72

Form U.W. 7

IF WELL IS TO BE
ABANDONED, SEE ITEM 20NOTE: Do not fold this form. Use type-
writer or print neatly with black
ink.

STATE OF WYOMING

OFFICE OF THE STATE ENGINEER

STATEMENT OF COMPLETION AND DESCRIPTION OF WELL

for Domestic or Stock Watering Use Only

A preferred water right is given to such use when the yield or flow does not exceed .056 cubic feet per second or 25 gallons per minute. Domestic use refers to household use and the watering of lawns and gardens for family use, not to exceed one acre.

Permit No. U.W. 14176Temporary Filing No. 6-10-178Water Division No. 4(16)U.W. District Teton Co.**Completed Prior
to May 24, 1969 ☒NAME OF WELL Nelson No. 1 95 Ranch

1. Owner Fern K Nelson
 2. Address Box 1599 Jackson Wy.
 3. Agent to receive correspondence _____

4. Name & address of driller Don Eshelmann
Moran, Wyo.

5. Well is constructed on lands owned by Fern K Nelson
 (Obtaining of easement or right of way is the responsibility of the applicant's.
 Include copy if land is privately owned and owner is not a co-applicant.)

6. Type of construction: Dug ☐ Drilled ☒ cable drill
 Type of Rig _____

Driven ☐ Jet ☐ Other _____

7. Use of Water—Domestic ☒ Stock ☐

8. Means of conveyance, distance and direction to point of use
pipd 15 feet NE.

9. Date started _____, 1968

10. Date completed _____, 1968 (including pump)

11. Date after completion when water was used 6/15, 1969

12. WELL DESCRIPTION

Total Depth 42 Depth to Water Level to intake of pumpYield 1728 gal per hr. How Tested 14' staticDrawdown _____ Length of Test pumped + measured

14. PUMP DATA

Type centrifugal Power Source Electric

(Turbine, Centrifugal, etc.) (Elec., Gas, etc.)

Horsepower _____ Amount of Water Being Used 10-15 g

(Gallons per Minute)

15. CASING RECORD

Plain Casing

Size 8" Kind _____ from _____ ft. to _____ ft.

Size _____ Kind _____ from _____ ft. to _____ ft.

Size _____ Kind _____ from _____ ft. to _____ ft.

Perforated Casing

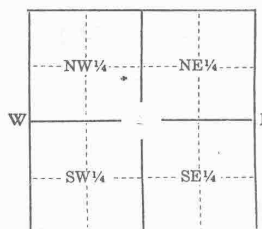
Size _____ Kind _____ from _____ ft. to _____ ft.

Size _____ Kind _____ from _____ ft. to _____ ft.

WELL LOCATION

Teton CountySE 1/4 of NW 1/4 of Sec. 2T. 42 N., R. 116 W.

N



S

Scale: 2" = 1 mile

Above diagram represents one full
 section. Locate well accurately in
 small square representing 40 ac.
 or
 fill in the following:

Lot _____ & Block _____ or Tract _____

of the _____
 (Subdivision or Addition)of _____
 (City, Town or County)

Section _____, T. _____ N., R. _____ W.

**For wells constructed after May 24, 1969, Application Form U.W. 5 must be submitted prior to construction.

14176

Permit No. U.W. _____

Book No. 70 Page No. 20

Book No. 123 Page No. 190

10. The well is to be constructed on lands owned by Donald E. Gibson
(The granting of a permit does not constitute the granting of right of way. If any easement or right of way is necessary in connection with this application, it should be understood that the responsibility is the applicant's. A copy of the agreement should accompany this application, if the land is privately owned and the owner is not a co-applicant.)
11. The water is to be used on lands owned by Donald E. Gibson
(If landowner is not the applicant, a copy of the agreement relating to usage of appropriated water on the land should be submitted to this office. If the landowner is included as a co-applicant on the application, this procedure need not be followed.)

THE LEGALLY REQUIRED FILING FEE MUST ACCOMPANY THIS APPLICATION.

Under penalties of perjury, I declare that I have examined this application and to the best of my knowledge and belief it is true, correct and complete.

Donald E. Gibson
Signature of Applicant or Authorized Agent

Date 5-10- 19 73

THIS SECTION IS NOT TO BE FILLED IN BY APPLICANT

THE STATE OF WYOMING
STATE ENGINEER'S OFFICE } ss.

This instrument was received and filed for record on the 21 day of May, A. D. 19 73, at 10:00 o'clock A.M.

Permit No. U.W. 23751

Karen H. Amour
for State Engineer

THIS IS TO CERTIFY that I have examined the foregoing application and do hereby grant the same subject to the following limitations and conditions:

This application is approved subject to the condition that the proposed use shall not interfere with any existing rights to ground water from the same source of supply and is subject to regulation and correlation with surface water rights, if the ground and surface waters are interconnected. The use of water hereunder is subject to the further provisions of Chapter 169, Session Laws of Wyoming, 1957, and any subsequent amendments thereto.

Granting of a permit does not guarantee the right to have the water level or artesian pressure in the well maintained at any specific level. The well should be constructed to a depth adequate to allow for the maximum development and beneficial use of ground water in the source of supply.

If the well is a flowing artesian well, it shall be so constructed and equipped that the flow may be shut off when not in use, without loss of water into surface formations or at the surface.

Approval of this application may be considered as authorization to proceed with construction of the proposed well.

Construction of well will begin within one (1) year from date of approval. A Statement of Completion will be filed within thirty (30) days of completion of construction, including pump installation.

Completion of construction and completion of the beneficial use of water for the purposes specified in Item 4 of this application will be made by December 31, 19 75.

The amount of appropriation shall be limited to the quantity to which permittee is entitled as determined at time of proof of application of water to beneficial use.

Witness my hand this 11th day of Aug., A. D. 19 73.

Richard H. Stubble
for State Engineer.

September 18, 1973 -- Notice of Commencement on August 22, 1973 received
November 12, 1973 -- Statement of Completion on August 24, 1973 received
Beneficial use assumed as of date of completion and/or Item 11 of Form U. W. 7.
MICROFILMED DEC 17 1973

Docket Information

Number of Documents in Docket 10

Documents Dated from 5/2/1957 to 8/11/1973

Docket Compiled: 9/21/2011