

AJ0749NP
No. A22-002078

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/19/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DHB INVESTMENTS AN IDAHO GENERAL PARTNERSHIP PO BOX 1768 IDAHO FALLS ID 834041768 (208) 529-9891	05/15/1898	IRRIGATION	04-01 10-31	1.60 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	1.60 CFS 100.00 AFA

Water Source: TETON RIVER, SOUTH FORK

Tributary to: TETON RIVER

Stage: DECREED

Point(s) of Diversion:

T07N R40E S36

SESW

FREMONT County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
07N	40E	36	:					:					:				40	:					:	40.0
																							TOTAL ACRES	40.0

POU County: FREMONT

Other Rights: NONE

Remarks: GEN FREMONT-MADISON STORAGE IS RENTED
CHANGED OWNERSHIP PER REQUEST/JH/1-19-99

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-00207B
Date Received: 8/ 5/1994
Receipt No: E020127
Received By: AWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY BEDDES 208-529-1519
Address: 1436 N 1100 E
SHELLEY ID 83274
OR
Name: BARBARA BEDDES 208-529-1519
Address: 1436 N 1100 E
SHELLEY ID 83274

2. Date of Priority: MAY 15, 1898

3. Source: TETON RIVER, SOUTH FORK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	40E	36	SE	SW			FREMONT

5. Description of diverting works:
GARDNER-BEDDES DITCH TO PUMP AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.600		

7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum. NOV 06 1996

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	40E	36	SW	SW		IRR	40.0

A2200207B



MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
FREMONT-MADISON STORAGE IS RENTED

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION COMPANY
Decree Plaintiff

TETON IRRIGATION CANAL
vs Decree Defendant

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

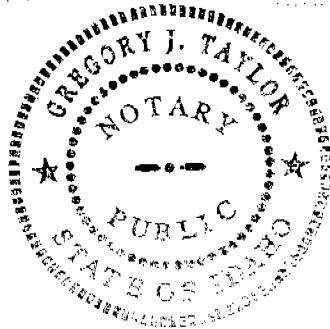
Signature of Claimant(s): Gary Beddes Date: NOV 06 1996

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of August 19 94

Gregory J. Taylor
Notary Public

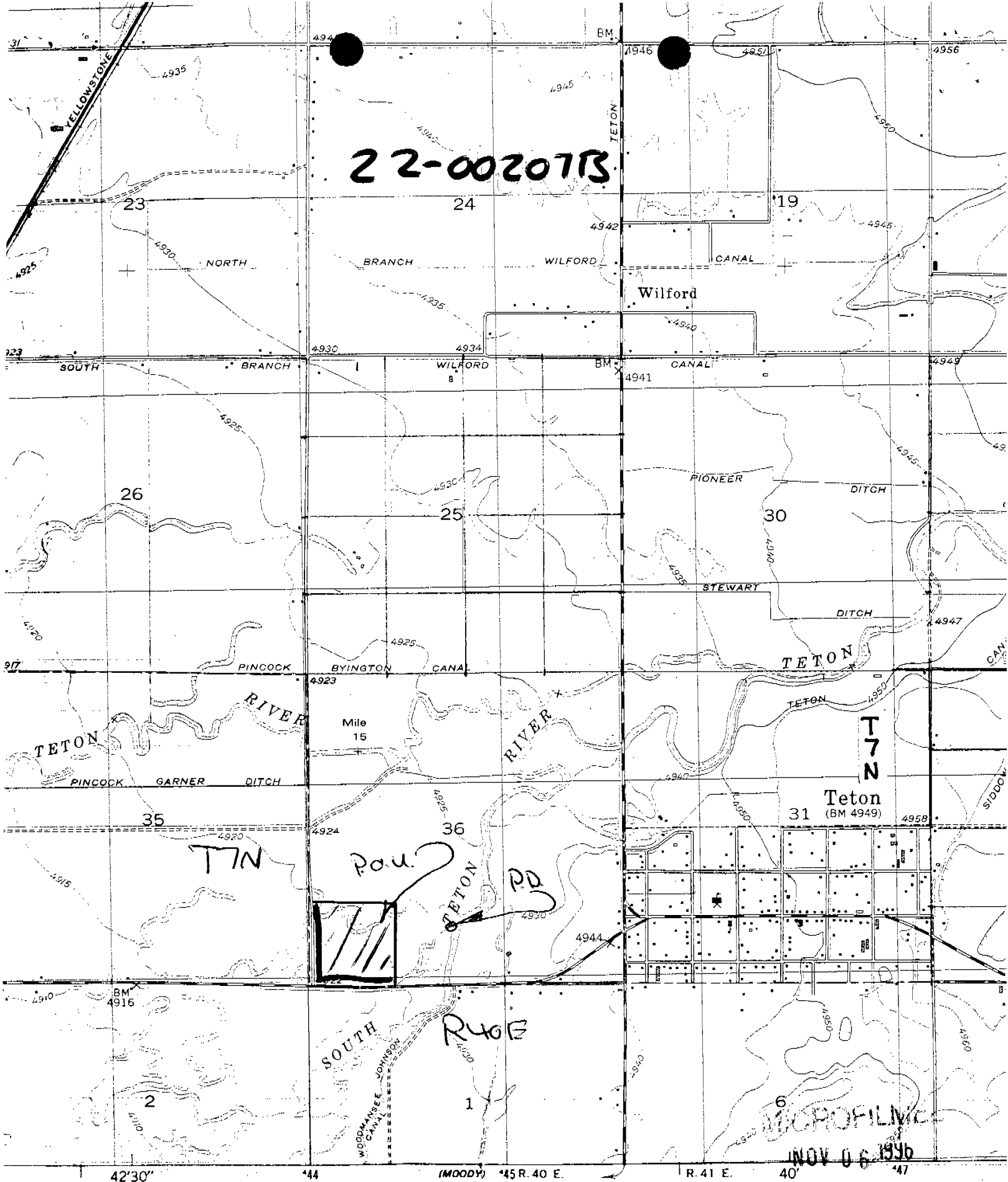
Seal



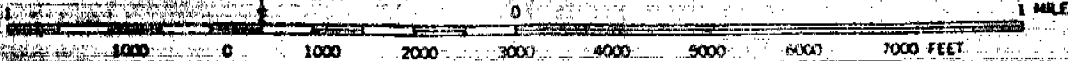
Residing at Idaho Falls ID
My Commission Expires 2/3/98

MICROFILMED
NOV 06 1998

22-00207B



SCALE 1:24000



NOV 06 1996

Log for claim 22-00207B

Spatial Dynamics BTD

7/25/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07n40e	36	SWSW	40	38	
Totals:			40	38	



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 19, 1999

DHB INVESTMENTS
AN IDAHO GENERAL PARTNERSHIP
PO BOX 1768
IDAHO FALLS ID 83403-1768

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-00207B

Dear Sir:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

FULLER & CARR

ATTORNEYS AT LAW

Mark R. Fuller
Steven E. Carr*

SHANE BUILDING
301 "A" Street
P.O. Box 50935
Idaho Falls, Idaho 83405-0935

Telephone
(208) 524-5400
Facsimile
(208) 522-7976

*Also Licensed in Utah

December 10, 1998

RECEIVED

DEC 11 1998

Department of Water Resources
900 N. Skyline, Suite A
Idaho Falls, ID 83402

Department of Water Resources
Eastern Region

RE: Claim Number: A22-00207B

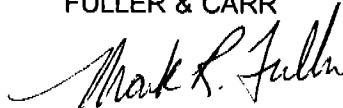
Dear Sir:

Enclosed please find Notice of Change of Water Right Ownership of Adjudication Claim Number A22-00207B.

If you have any questions, please call.

Very truly yours,

FULLER & CARR



Mark R. Fuller
Attorney at Law

Enclosure
MRF:kss

DELOG DC
12-15-98
DC ok

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 Number(s) ~~AJ0749NP~~
Adjudication Claim Number(s) A22-00207B

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 for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Barbara Beddes and Gary Beddes
1436N. 1100 E., Shelley, Idaho 83274

4. New Owner/Claimant(s) DHB Investments, an Idaho general partnership
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address P.O. BOX 1768
 City, State and ZIP Code Idaho Falls, Idaho 83403-1768
 New Telephone Number (208) 529 - 9891

5. Date you acquired the property November 25, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 40 Number and type of stock _____
 Diversion rate in CFS 1.6 Number of homes 0 Other uses _____
cubic feet per second
 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.

7. Signature of New Owner/Claimant(s) DHB Investments By: [Signature] Date 11/25/98
 _____ Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received

GARY K. BEDDES and BARBARA A. BEDDES, his wife,

the Grantor, does hereby grant, bargain, sell and convey unto the Grantee,

DHB INVESTMENTS, an Idaho General Partnership
P. O. Box 1768
Idaho Falls, Idaho 83403

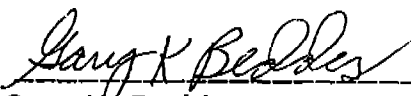
the following described premises, to-wit:

The Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) of Section 36, Township 7 North, Range 40 East Boise Meridian, *Fremont County, Idaho.*

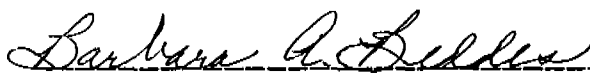
Together with all water and water rights, ditches and ditch rights, improvements, hereditaments and appurtenances thereto, however evidenced, and subject to all covenants and restrictions, applicable building and zoning ordinances, use regulations and restrictions, easements, rights-of-way, and encumbrances of record or established by user with respect thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor, does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of November, 1998.



Gary K. Beddes

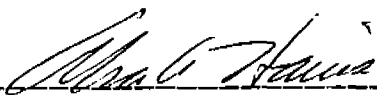


Barbara A. Beddes

STATE OF IDAHO)
 ss.
County of Bingham)

On this 24th day of November, 1998, before me, the Undersigned, a Notary Public in and for said State, personally appeared Gary K. Beddes and Barbara A. Beddes, his wife, known to me to be the persons whose names are subscribed to the within WARRANTY DEED as GRANTOR, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public for Idaho
Residing at: Shelley, Idaho
My Comm. expires: 12-16-98

seal)



Part of
Division

PP-4928

Application
No.
A22-
00207B



RONALD CARLSON
WATERMASTER

(208) 525-7172
Fax (208) 525-7177

State of Idaho

Water District 1

900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

July 6, 1996

IDWR DIRECTOR
KARL J. DREHER

COMMITTEE OF NINE

CHAIRMAN
Don Kramer

VICE CHAIRMAN
Dell Raybould

James Siddoway
Teton

Paul Berggren
Blackfoot

Dale Rockwood
Idaho Falls

DeWitt Moss
Jerome

Leonard Beck
Burley

Claude Storer
Idaho Falls

Don Hale
Blackfoot

Dale Swensen

Fremont-Madison Irrigation District

P.O. Box 15

St. Anthony, Idaho 83445

Dear Dale:

In response to your recent inquiry to Lyle Swank concerning the delivery of the May 15, 1898 water right of 1.6 cfs to the Gardner-Beddes diversion, I have completed the following research:

Rexburg Irrigation vs. Teton Irrigation decreed a May 15, 1898 water right of 3.2 cfs (22-0207) to H.J. Clark. This water right has always been delivered to the Pincock-Garner Canal by Water District #1. On April 6, 1954, *Gardner vs. Crandall* decreed that Lelan Anderson obtained the SWSW of Section 36, Twp. 7N, Rge. 40E, along with half of the H.J. Clark water right, however, the decree did not specify a change in point-of-diversion.

Previously you had sent correspondence, dated June 15, 1994, to Water District #1 requesting the addition of the May 15, 1898 (1.6 cfs) water right to the Gardner-Beddes Canal. However, there wasn't any Snake River Basin Adjudication (SRBA) Claim on file with the IDWR for the water right, except by the Pincock-Garner Canal (A22-00207). Therefore, there weren't any changes made to the Water District #1 delivery records.

Subsequently, Gary Beddes filed a SRBA claim for half (1.6 cfs) of the H.J. Clark water right on the SWSW of Section 36, Twp. 7N, Rge. 40E, as decreed in *Gardner vs. Crandall* (A22-00207B). Water District #1 was not notified of this adjudication filing, dated August 5, 1994.

Water District #1 has changed its delivery records for the 1996 irrigation season, moving half of the original H.J. Clark water right (22-0207) from the Pincock-Garner Canal to the Gardner-Beddes Canal as described in *Gardner vs. Crandall* and claimed in A22-00207B.

Sincerely,

Tony Olenichak
Deputy Watermaster

NOV 06 1996