

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: **A22-00286E**
Date Received: 7/18/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MARVIN D KIMBROUGH
Address: PO BOX 117
TETONIA ID

208-456-2672

83452

OR

Name: LOLA J KIMBROUGH
Address: PO BOX 117
TETONIA ID

83452

2. Date of Priority: JUN 1, 1898

3. Source: BADGER CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	7	NE	NE	NW		TETON
		8	NW	SE	NE		TETON

5. Description of diverting works:
(SEE REMARKS)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A2200286E



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	44E	1	SE	NE		IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

A22-00052B, A22-00668B

14. Remarks:

DIVERSION IN SECTION 8 CONSISTS OF CONCRETE CHECK ACROSS CREEK CHANNEL. FLASH BOARDS ARE USED TO RAISE WATER LEVEL ALLOWING IT TO FLOW DOWN DITCH. THERE IS NO DIVERSION STRUCTURE AT THE HEAD OF THE DITCH IN SECTION 7. THE NEIGHBOR NORMALLY BLOCKS OFF CREEK CHANNEL USING A BACKHOE.

THE WATER COVERED BY THIS CLAIM IS A PORTION OF THE RIGHT ORIGINALLY DECREED TO ROBERT HAMILTON FOR THE IRRIGATION OF 160 ACRES WITH 3.20 CUBIC FEET PER SECOND. THIS RIGHT PAID FOR UNDER RECEIPT #E000770

CLAIM A22-00286C SPLIT INTO A22-00286E AND A22-00286F BY CHANGE OF OWNERSHIP 1/2/00. BCONTOR.

15. Basis of Claim: DECREED

Case Number:

Court :

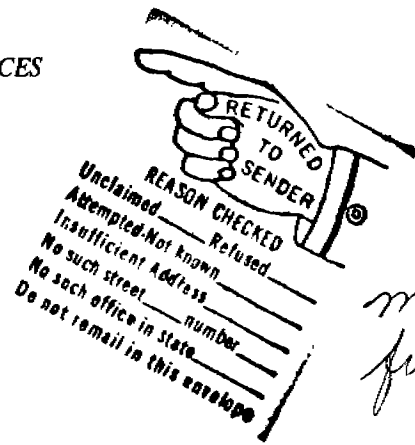
Decree date: 12/16/1910

REXBURG IRRIGATION COMPANY ET
Decree Plaintiff

TETON IRRIGATION CANAL COMPAN
vs Decree Defendant

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718

Return Service Requested



MARVIN & LOLA KIMBROUGH
PO BOX 117
TETONIA ID 83452

RECEIVED *change of ownership*
JAN 10 2000
Department of Water Resources
Eastern Region

A22-00052E
A22-00286E
A22-00668E



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

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MARVIN & LOLA KIMBROUGH
PO BOX 117
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-00052B, A22-00286C,
A22-00688B

Dear Mr. & Mrs. Kimbrough:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A22-00052E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00052F, 0.340 CFS, 17 ACRES, WAITE

A22-00286E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00286F, 0.340 CFS, 17 ACRES, WAITE

A22-00668E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00668F, 0.340 CFS, 17 ACRES, WAITE

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,


Jennifer Crabtree
Technical Records Specialist

7/3/99
DELOG 9/7/99
BC
OK Bal 1/3/00

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) _____
Adjudication Claim Number(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 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) Marvin Kimbrough
4. New Owner/Claimant(s) Monica Mahr Waite
Name connector (Check one): [] AND, [] OR, [] AND/OR
 New Mailing Address 4152 W. 49 S.
 City, State and ZIP Code Idaho Falls ID 83402
 New Telephone Number (208) 529-4117
5. Date you acquired the property 9/20/96
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 10 Number and type of stock 4 horses
 Diversion rate in CFS 7 Number of homes 1 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) Monica Mahr Waite Date 8/27/99
 _____ 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

SEP 27 1996

TETON CO., ID
CLERK RECORDER

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 78 N. MAIN ST
DRIGGS, IDAHO 83422

For Value Received

MARVIN KIMBROUGH, AN UNMARRIED PERSON

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

MONICA MAHR, AN UNMARRIED PERSON

whose current address is P.O. BOX 996, DRIGGS, IDAHO 83422

the grantee, the following described premises, in TETON County Idaho, to wit:

The W1/2SE1/4NE1/4 of Section 1, Township 6 North,
Range 44 East, Boise Meridian, Teton County, Idaho.

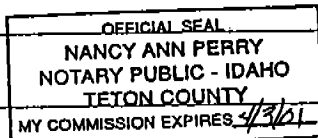
Less the following:
Beginning at the Southwest corner of W1/2SE1/4NE1/4 of
Section 1, Township 6 North, Range 44 East, Boise
Meridian, Teton County, Idaho, and running thence North
502.62 feet; thence East 260 feet; thence South 502.62
feet; thence West 260 feet, to the point of beginning.

Excepting therefrom and retaining in the Grantor all
oil and gas rights but conveying to the Grantee all
other mineral rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances except;
Subject to all existing patent reservations, easements, rights of way, protective
covenants, zoning ordinances, and applicable building codes, laws and regulations

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

Dated: SEPTEMBER 20, 1996



Marvin Kimbrough
MARVIN KIMBROUGH

STATE OF IDAHO, COUNTY OF Teton
On this 27th day of September, 1996
before me, a notary public in and for said State, personally appeared

Marvin Kimbrough

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
he executed the same.

Nancy Ann Perry
Nancy Ann Perry Notary Public
Residing at Teton County, Idaho
Comm. Expires 4/3/01

125200
FILED
AT THE REQUEST OF

ALLIANCE TITLE AND ESCROW

AT 55 MINUTES PAST 3 P.M.
DATE September 27, 1996
BY *[Signature]*
CLERK OF RECORD
DEPUTY