

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: A22-00424A
Date Received: 2/16/1989
Receipt No: E005581
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GLEN R GODFREY 208-458-4170
Address: PO BOX 21
NEWDALE ID 83436
OR
Name: LOUISE GODFREY 208-458-4170
Address: PO BOX 21
NEWDALE ID 83436

2. Date of Priority: APR 1, 1898

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	1	SW	NW			MADISON
		2	SW	SW			MADISON

5. Description of diverting works:

HEAD WORKS OF MCCORMIC-ROWE DITCH/PUMP FROM RIVER. FLOOD & SPRINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.890		

7. Total Quantity Appropriated is:

2.890 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	2	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0

Section Acres 240.0

Total Acres 240.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
22-00425A, 22-00491A, 22-00490

14. Remarks:

*** THIS RIGHT WAS RENUMBERED FROM A22-00424. 12/28/92 ESV ***
CLAIM AMENDED BY APPROVED TRANSFER #4028. 12/28/92 ESV.

*** CONDITIONS OF TRANSFER APPROVAL ***

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOESNOT PRECLUDE THE OPPORTUNITY FOR REVEIW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 01.

A MEASURING DEVICE AND LOCKABLE HEADGATE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE PERMANENTLY MAINTAINED AS A PART OF THE DIVERTING WORKS AT BOTH POINTS OF DIVERSION.

WATER RIGHTS NOS. 22-00424A AND 22-00490 CAN ONLY BE DIVERTED THROUGH THE MCCORMICK-ROWE DITHC (SW1/4NW1/4, SEC. 1 T6N R40E).

WATER RIGHT NOS. 22-00425A AND 22-00491A CAN BE DIVERTED EITHER THROUGH THE MCCORMICK-ROWE DITCH (WHEN DELIVERED WITH RIGHTS 22-00424A AND 22-00490) OR IN THE SW1/4SW1/4 SEC. 2 T6N R40E, AFTER THE APRIL 1, 1898 WTER RIGHTS HAVE BEEN CUT.

THE COMBINED ANNUAL VOLUME OF WATER UNDER RIGHT NOS. 22-00424A, 22-00425A, 22-00490 AND 22-00491A SHALL NOT EXCEED 840 ACRE FEET.

15. Basis of Claim: DECREED

Case Number:

MICROFILMED

NOV 06 1992

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
vs Decree Defendant

MICROFILMED
NOV 06 1990

MICROFILMED
APR 08 1994

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: A22-00424A
Date Received: 2/16/1989
Receipt No: E005810
Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY G. RICKS 208-356-6374
Address: SUGAR CITY, ID 83448
OR
Name: JOE ANN RICKS 208-356-6374
Address: SUGAR CITY, ID 83448
OR
Name: ~~D. NELSON NELSON~~
Address: ~~N/A, ID 00000~~

A2200424A



2. Date of Priority: APR 01, 1898

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:
HEAD WORKS OF TETON ISLAND FEEDER CANAL THRU NELSON-JACOB DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.790		

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

8. Total consumptive use is 355.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-00424A

Page

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Date: 02/16/89

MICROFILMED

NOV 04 1992

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

RENUMBERED A22-00424A
Ident. Number: ~~A22-00424~~
Date Received:
Receipt No: 8005581
Received By: ENC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLEN R. GODFREY 208-458-4170
Address: P.O. BOX 21
NEWDALE, ID 83436
OR
Name: LOUISE GODFREY 208-458-4170
Address: P.O. BOX 21
NEWDALE, ID 83436

2. Date of Priority: APR 01, 1898

3. Source: TETON RIVER, NORTH FORK Trib. to: HENRYS FORK

4. Point of Diversion:

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

5. Description of diverting works:
HEADWORKS FOR TETON ISLAND FEEDER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.890		

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

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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NOV 06 1990

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	40E	2	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	240.0
						Total Acres	240.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
22-0491A/00490/00425A.

14. Remarks:
TRANS. 2405.
P/D TETON ISLAND FEEDER TO NELSON-JACOBI DITCH.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRR. CO. ET AL.,
Decree Plaintiff

VS

TETON IRR. CANAL CO. ET AL.
Decree Defendant

MICROFILMED

NOV 06 1950

NOV 6 4 1992

DATE: 05/07/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DIRK PARKINSON	04/01/1898	IRRIGATION	04-15 10-15	2.89 CFS	
C	ROBYN PARKINSON PO BOX 326 ST. ANTHONY ID 83445 (208) 652-7340				2.89 CFS	600.00 AFA
				TOTAL DIVERSION: CONSUMPTIVE USE:		

Water Source: TETON RIVER, SOUTH FORK

Tributary to: HENRYS FORK

Stage: DECREED

Point(s) of Diversion:

T06N R40E S01
S02

SWNW
SWSW

MADISON County
MADISON 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	:		
					Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06N	40E	2	:						:					:	40	40	40	40	:		40	40			240.0	
																							TOTAL ACRES			240.0

POU County: MADISON

Non-Irrigation Uses: NONE

Other Rights: 22-00425A, 22-00491A, 22-00490

Conditions of Approval:

- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Remarks: GEN

*** THIS RIGHT WAS RENUMBERED FROM A22-00424. 12/28/92 ESV ***
CLAIM AMENDED BY APPROVED TRANSFER #4028. 12/28/92 ESV.

*** CONDITIONS OF TRANSFER APPROVAL ***

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOESNOT PRECLUDE THE OPPORTUNITY FOR REVEIW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 01.

A MEASURING DEVICE AND LOCKABLE HEADGATE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE PERMANENTLY MAINTAINED AS A PART OF THE DIVERTING WORKS AT BOTH POINTS OF DIVERSION.

WATER RIGHTS NOS. 22-00424A AND 22-00490 CAN ONLY BE DIVERTED THROUGH THE MCCORMICK-ROWE DITHC (SW1/4NW1/4, SEC. 1 T6N R40E).

WATER RIGHT NOS. 22-00425A AND 22-00491A CAN BE DIVERTED EITHER THROUGH THE MCCORMICK-ROWE DITCH (WHEN DELIVERED WITH RIGHTS

AJ0749NP
No. A22-00424A

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

DATE: 05/07/99
PAGE: 2

=====

Remarks: 22-00424A AND 22-00490) OR IN THE SW1/4SW1/4 SEC. 2 T6N R40E,
AFTER THE APRIL 1, 1898 WTER RIGHTS HAVE BEEN CUT.
THE COMBINED ANNUAL VOLUME OF WATER UNDER RIGHT NOS.
22-00424A, 22-00425A, 22-00490 AND 22-00491A SHALL NOT EXCEED
840 ACRE FEET.

CHANGE OF OWNERSHIP 7 MAY 1999.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Allen R. Godfrey Date: 24 Jan 89

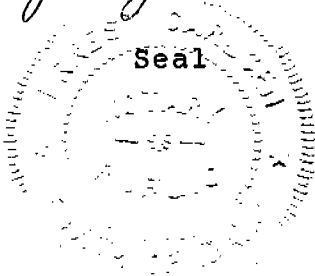
Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of January 19 89

Ernest Carlson
Notary Public

Residing at Albion Falls, ID
My Commission Expires 14 June 1994



MICROFILMED

NOV 06 1990

~~NOV 04 1992~~

FREMONT CO

MADISON CO

R. 40 E.

Point of
Diversion.

T. 7 N.

T. 6 N.

A22-00424
A22-00425 B.

12

T6N

Liberty Sch.

X

Log for claim 22-00424A

Spatial Dynamics LTD

6/20/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	2	NESW	40	40	
06n40e	2	NWSW	40	40	
06n40e	2	SWSW	40	38	
06n40e	2	SESW	40	38	
06n40e	2	NWSE	40	40	
06n40e	2	SWSE	40	38	
Totals:			240	234	

WATER RIGHT
NUMBER

NAME

CFS

22-00424

RT. SPLIT INTO 22-0424A & 22-0424B BY TRANS. #2062.

22-00424A GODFREY , GLEN R

2.89

22-00424B RICKS , RAY G.
RICKS , JOE ANN

5.79

RECEIVED

DEC 09 1992

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4028

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Glen R. Godfrey Phone 458-4170
Post Office address P.O. Box 21 Newdale, ID

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes This will enable me to change from gravity to pump irrigation when my 1898 water rights are cut.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|---------------|--------------------|---------------|---------------|
| A22-00424 | April 1, 1898 | 2.89 cfs | Irrigation | 4-15 to 10-15 |
| A22-00425B | May 1, 1885 | 1.44 cfs | " " | " " to " " |
| A22-00491A | June 1, 1879 | 2.708 cfs | " " | " " to " " |
| A22-00490 | April 1, 1898 | 8.60 cfs | " " | " " to " " |
2. Total amount of water being transferred 15.638 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Teton River, South Fork tributary to Henry's Fork
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	2	6N	40E	Madison	New Pump
		SW	NW	1	6N	40E	" "	McCormick-Rouse Ditch

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

PART 1

6. General Information:

a. Description of diversion system McCormick-Rowe ditch and a pump
in the river to flood irrigation.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N.A. Yes _____ No _____. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N.A. c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

The P.D. in the SW 1/4, Sect 1 (McCormick-Rowe Ditch) will be
used until my 1898 priority water is cut & gravity irrigation then
not feasible. At that time I will shift to the pump P.D. in Sect. 2

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-00424A/00425A/00490/

And said application is hereby APPROVED 00491A, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

DEC 09 1992

Witness my hand this

7th day of

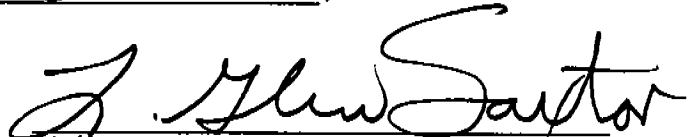
December, 19 92

L. Glen Saylor

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 22-00424A/00425A/00490/00491A

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
5. A measuring device and lockable headgate of a type approved by this department shall be permanently maintained as a part of the diverting works at both points of diversion.
6. Water Right Nos. 22-00424A and 22-00490 can only be diverted through the McCormick-Rowe Ditch (SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T6N, R40E).
7. Water Right Nos. 22-00425A and 22-00491A can be diverted either through the McCormick-Rowe Ditch (when delivered with Rights 22-00424A and 22-00490) or in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T6N, R40E, after the April 1, 1898 water rights have been cut.
8. The combined annual volume of water under Right Nos. 22-00424A/00425A/00490/00491A shall not exceed 840.0 acre feet.

Dated this 7th day of December, 1992.


Chief, Water Alloc. Bureau

DEC 22 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00491A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority June 1, 1879

5. Water is used for the following purpose:

amount 2.708 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.708 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick - Rowe ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,
A22-00424 + A22-00425B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3538 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898 (A22-00424) and May 1, 1885 (A22-00425B)

5. Water is used for the following purpose:

22- amount 2.89 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
0424 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
22- amount 1.44 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
0425B amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.33 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Ross Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00491A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00490 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898

5. Water is used for the following purpose:

amount 8.60 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 8.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Rose Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00491A

A22-00424 + A22-00425B

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

_____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Shen Goffrey
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of July, 19 92.

Susan Lott
(Notary Public)

My commission expires March 1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KAN Date 9 July 92 Protest filed by _____Prelim. check by _____ Fee \$50.00Receipted by KAN Date 9 July 1992 #E017600Published in Standard-Journal Copies of protest forwarded by _____Pub. dates 7-16 & 23-92 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. by *FR*

Copy of transfer sent to lien holder _____

DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3538

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Glen R. or Louise Godfrey Phone (208) 458-4170
 Post Office address P.O. Box 21 Newdale ID 83436

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes Land originally irrigated from Tetan Island Feeder is now water in conjunction with land receiving water through McCormick Rowe Ditch. Use & delivery of the rights can be more efficiently managed if diverted at a single heading.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>R22-00424</u>	<u>April 1, 1898</u>	<u>2.89</u>	<u>Irrig.</u>	<u>04/01</u> to <u>11/01</u>
<u>R22-00425B</u>	<u>May 1, 1885</u>	<u>1.440</u>	<u>Irrig.</u>	<u>04/01</u> to <u>11/01</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 4.33 cubic feet per second and/or _____ acre-feet per annum.
 3. Source of water Tetan River, South Fork tributary to Henry's Fork.
 4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick Rowe Ditch

5. Lands irrigated or place of use: (No Change).

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

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Total acres 240

PART 1

6. General Information:

a. Description of diversion system McCormick Rowe Ditch, 36" culvert
& concrete weir.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

This application does not request a change in place of use.

d. Remarks:

The rights described by this transfer are based on historical
use as recorded on the notices of claims in the Snake
River Basin Adjudication.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-0424D/0425D

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A totalizing measuring device of a type approved by this Department shall be maintained as a part of the diverting works. 2. The approval of this transfer in no way confirms the rights claimed under A22-0424 and A22-0425B. 3. Use of water under these rights is subject to control by the watermaster of State Water District No. 01, Snake River.

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Witness my hand this

29th

day of

August, 19 89J. Glen Saxton
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. Decreed to
in case of vs.
dated in county of

b. License No. issued by the Idaho Department of Water Resources.

c. Claim No. on file with the Idaho Department of Water Resources.

d. Transfer No. 2405 / 22-00425 B. which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other

3. Source of water Teton River, North Fork tributary to Henry's Fork

4. Date or priority May 1, 1885

5. Water is used for the following purpose:

amount 1.440 for Irrig. purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right 1.440. cubic feet per second and/or acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	NW	30	7N	40E	Fremont	Teton Island Feeder.

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above 22-00424, 22-00490

22-00491A.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No. If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 22-00424 less transfer #2062 Decreed to David Nelson
in case of Rexburg Irrig Co. vs. Teton Irrig Canal Co.
dated 12/16/1910 in 6th District Court county of Fremont
- b. License No. issued by the Idaho Department of Water Resources.
- c. Claim No. on file with the Idaho Department of Water Resources.
- d. Transfer No. which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other

3. Source of water Teton River, North Fork tributary to Henry's Fork

4. Date or priority April 1, 1898

5. Water is used for the following purpose:

amount 2.89 for Irrigation purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right 2.89 cubic feet per second and/or acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	7N	40E	Fremont	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2										40	40						80

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Total acres 80

9. Describe any other water rights used for the same purpose as described above 22-00425B

22-00490, 22-00491A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No. If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres **C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

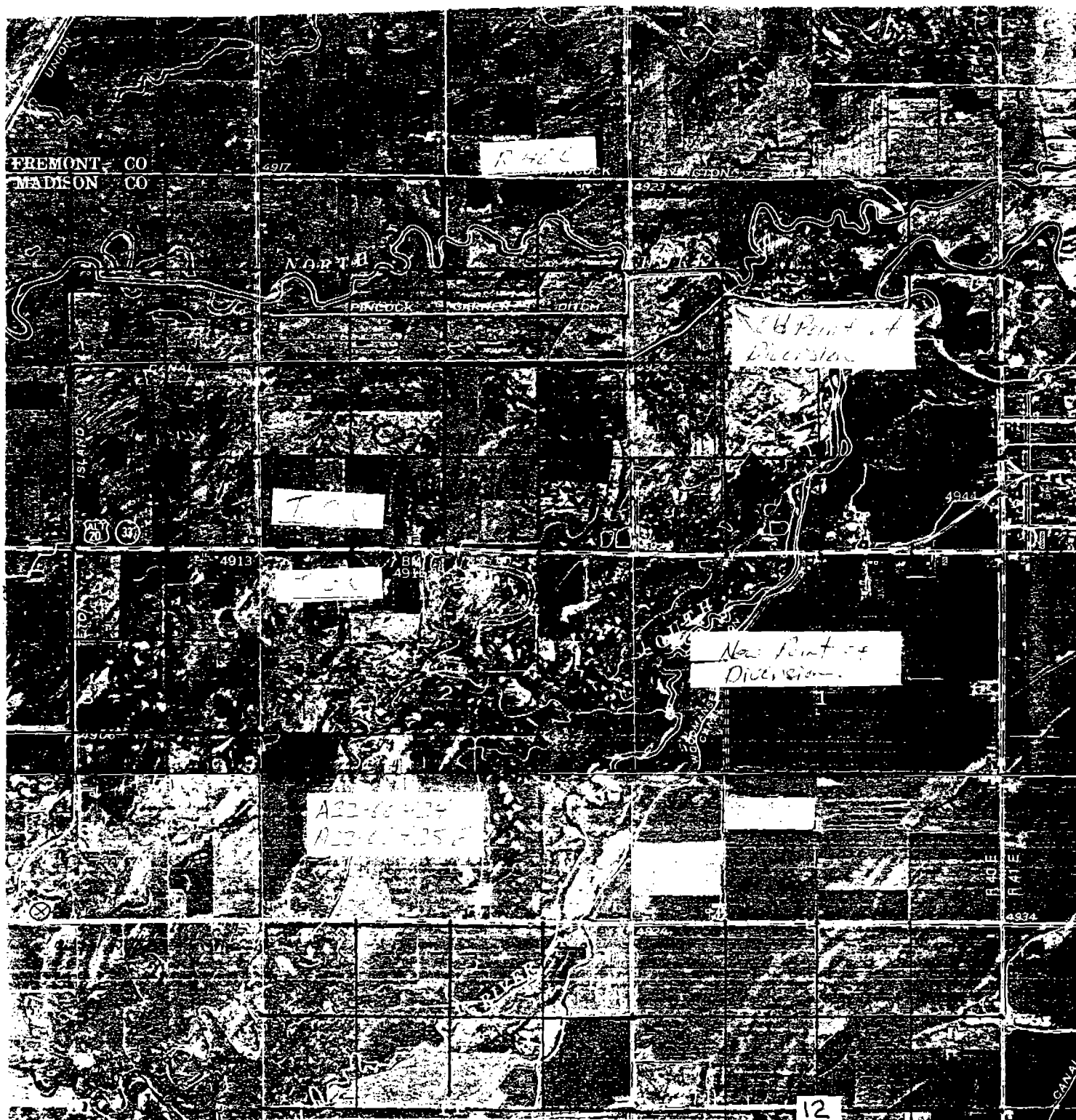
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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DEC 12 1989

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Glen R. Sadler

(Signature of Applicant)

Subscribed and sworn to before me this 24 day of January, 1989.Ernest M. Carter

(Notary Public)

My commission expires 14 June 1994**FOR DEPARTMENT USE ONLY**Transfer contains 8 pages and attachmentsReceived by EMC Date 24 Jan 1989Protest filed by Prelim. check by HWS Fee 50.00Receipted by EMC E005590 Date 24 Jan 1989Published in Herald-Chronicle & Rexburg Standard-TribuneCopies of protest forwarded by Pub. dates 4-6 & 13, 89Hearing held by Date Watermaster recommendation requested on Recommended for ☒ approval ☐ denialWD #1 rec'd. 5-2-89by Rec. Jim GaryCopy of transfer sent to lien holder **RECEIVED**

DEC 12 1989



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

May 19, 1999

DIRK & ROBYN PARKINSON
PO BOX 326
ST ANTHONY ID 83445

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-00424A,
A22-00425A, A22-00490, A22-00491A, A22-04029

Dear Mr. & Mrs. Parkinson:

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

Merrill & Merrill

P.O. Box 991
Pocatello, Idaho 83201-0991
(208) 232-2286
Fax: (208) 232-2499

FAX COVER SHEET

FAX NUMBER TRANSMITTED TO: 525-7177

Number of pages in addition to this cover sheet:

To: Tony Olenichek

Of: Dept. Water Resources

From: Garry Longmore

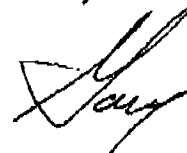
Client/Matter:

Date: 4/29/99

COMMENTS:

Dirk Parkinson ① Notice of change ② Contract
③ Legal Descriptions.

Please contact my office
if you have any questions



THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (208) 232-2286.

002

02
002

PAGE 33

Water Right No(s):

Adjudication Claim No(s): A22-00424A, A22-00425A, A22-00421A,
A22-00470, A22-04029

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 attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

Name and Address of Farmer Owner/Claimant: Glen and Louise Godfrey
310 Park Street, Mandala Idaho 83436

New Owner/Claimant(s): Dirk and Karyn Parkinson
Name Connection (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address: P O Box 326

City, State and ZIP Code: St. Anthony Idaho 83445

New Telephone Number: 208 652-7340

Date you acquired the property: April 26, 1999

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 you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of horses _____ Other uses _____

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.

Signature of New Owner or Claimant(s): X Dirk Parkinson Date 4-29-99

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

REAL ESTATE CONTRACT OF SALE

THIS AGREEMENT, made and entered into this 2nd day of April, 1999, by and between Glen and Louise Godfrey, husband and wife ("SELLERS") and Dirk and Robyn Parkinson, husband and wife ("BUYERS").

RECITALS

- A. SELLERS own real property which is more particularly described in exhibit A attached hereto and incorporated by reference. The real property also includes all improvements, water rights, and appurtenances thereto, including but not limited to those water rights set forth in paragraph three (3) of this agreement, except for those water rights expressly excluded from this contract and reserved to SELLERS under the terms of this contract of sale.
- B. SELLER's personal property which shall be sold pursuant to this agreement is more particularly listed below and shall collectively be referred to in this Agreement as the "Equipment."
- Eight (8) Wheel Lines
Four (4) Hand-lines
Two (2) 75 Horsepower Pumps
- C. The SELLERS desire to sell to BUYERS, and BUYERS agree to purchase from SELLERS, all the described real property and equipment, subject to the terms and conditions hereof.

NOW THEREFORE, for good and valuable consideration including payments of money, promises, and agreements, recited herein which are contractual and not mere recitals the parties do hereby agree as follows:

AGREEMENT**1. SALE OF REAL AND PERSONAL PROPERTY.**

SELLERS shall sell and BUYERS shall purchase the subject real property and equipment. Except for the water rights expressly reserved to SELLERS under the terms of this contract of sale, all structures, irrigation fixtures, water and water rights including but not limited to storage and decreed water rights, and ditches and ditch rights, appurtenant thereto that are now on or used in connection with the premises shall be included in this sale.

2. SURVEY.

BUYERS surveyed their home place excepted from this purchase which exception is set forth in Exhibit A. The parties desire to use the surveyed legal description for this exception.

3. WATER RIGHTS.

SELLERS agrees to sell the following water rights to BUYER and represents that the real property has such appurtenant water rights:

- i. 107 acre feet of the total 110 acre feet storage water in the Fremont/Madison Irrigation District. SELLERS hereby expressly retain and reserve three (3) acre feet of storage water in the Fremont/Madison Irrigation District, appurtenant to the above described real property. .
- ii. Adjudicated claims based on decreed and beneficial use as follows:
A22-00424A, A22-00425A, A22-00491A, A22-00490, and A22-04029.

BUYER expressly reserves and retains the stockwater and domestic beneficial use adjudicated claim water right A22-11249.

4. PRICE.

BUYERS shall pay SELLERS for said property a purchase price of five hundred eighty four thousand dollars (\$584,000) in lawful money of the United States of America, payable as follows:

- a. Seventy-five thousand dollars (\$75,000) as earnest money, receipt of which is hereby acknowledged, paid by BUYERS to SELLERS.
- b. Five hundred nine thousand Dollars (\$509,000) payable against principal and to be paid by upon closing by BUYERS to SELLERS.

5. POSSESSION.

BUYERS is granted possession of the real property and equipment of the premises upon closing.

6. APPORTIONMENTS.

All taxes and assessments upon the property shall be prorated between the parties as of the day of closing. SELLERS shall pay all taxes and assessments levied upon the property for the time prior to and including said date, and BUYERS shall pay all such taxes and assessments levied upon the property for the term after said date before the same become delinquent.

7. CLOSING.

First American Title Company is herein designated both as closing agent for BUYERS and SELLERS. Closing shall be on or before May 1, 1999.

8. COSTS OF CLOSING/ESCROW AGENT/ATTORNEY'S FEES.

The cost of Title Insurance shall be paid by SELLERS and any surveys shall be paid by BUYERS. BUYERS and SELLERS shall pay all other closing costs equally, except attorney's fees, including cost of any document preparation done by closing agent, any and all costs of closing as the same may be charged by closing agent. SELLERS and BUYERS will pay their respective attorney's fees.

9. DEED AND BILL OF SALE.

SELLERS shall execute a good and sufficient warranty deed for the real property, free and clear of all liens and encumbrances. SELLERS shall purchase at closing, from the sales proceeds paid at closing a standard owner's title insurance policy for the amount of the purchase price, subject to the usual printed exceptions, easements, and reservations of record and accruing taxes. At closing, Sellers shall also deliver to Buyer a bill of sale to the personal property.

10. ENVIRONMENTAL REPRESENTATION.

To SELLERS' best information and belief, SELLERS represent with respect to the premises and the water sources located on or under the premises, that there has been no spill, discharge, cleanup or contamination of or by any hazardous or toxic waste or substance, and that during the course of their ownership of the real property, the sellers have complied with all federal and state environmental laws and regulations.

The terms "hazardous waste," "hazardous substance," "disposal," "release," and "threatened release," as used in this Contract of Sale shall have the same meanings as set forth in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 as

amended, 42 U.S.C., Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1987, Pub. L. No 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 49 U.S.C., Section 6001, et seq., or other applicable State or Federal laws, rules or regulations.

11. LEGAL REPRESENTATION.

The Law Offices of Merrill and Merrill Chartered have served as attorney for BUYERS for this transaction.

12. BINDING EFFECT.

This agreement is not only binding upon the parties hereto, but upon their respective successors, heirs, administrators and assigns. The terms "SELLERS" and "BUYERS" shall be construed, as used herein, to include the actual parties hereto.

13. INTEGRATION OF AGREEMENT.

BUYERS and SELLERS acknowledge that the terms of this contract may vary from terms contained in any preliminary agreements, conversations, or dealing had or held prior to the execution of this contract and may vary from any negotiations between BUYERS, or any of BUYERS'S agents prior to the execution of this contract. BUYERS and SELLERS agree that the terms, covenants, and conditions of this contract do supersede all prior negotiations, agreements, statements, and terms; that there are no other agreements not contained in this contract; that this contract shall be and is the final expression of the agreement of the parties and shall control. BUYERS and SELLERS do further agree that no modification of this contract shall be valid unless the same is in writing and executed by both BUYERS and SELLERS.

14. MISCELLANEOUS.

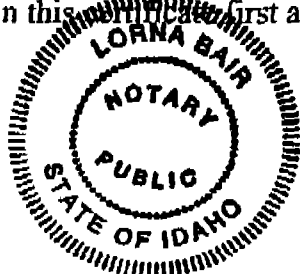
BUYERS and SELLERS agree to execute any other documents necessary to properly perfect SELLERS' interest in and to the property described in this contract.

15. SURVIVAL OF TERMS.

The terms and provisions of this Contract of Sale shall survive the closing and the execution and delivery of instruments of transfer and conveyance. The terms of this Contract of Sale shall not be merged out by the execution and delivery of the instruments of transfer and conveyance.

GODFREY Husband and Wife, known to me to be the persons whose names are subscribed to the within instrument 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 in this certificate first above written.



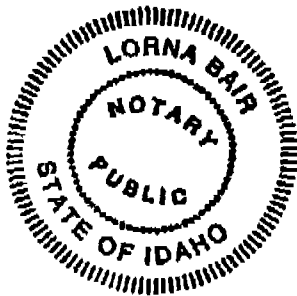
Lorna Bair
Notary Public for Idaho

Residing at: *St. Anthony*
Commission Expires: *2-16-2001*

STATE OF IDAHO,)
)ss.
County of Madison)

On this *26th* day of *April*, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared DIRK PARKINSON AND ROBYN PARKINSON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument 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 in this certificate first above written.



Lorna Bair
Notary Public for Idaho

Residing at: *St. Anthony*
Commission Expires: *2-16-2001*

16. WAIVER.

A waiver of any default or breach of any term of this Contract of Sale shall not be deemed to be a waiver of any simultaneous or subsequent breach of the same or any other term of this Contract. All waivers must be in writing and must be signed by SELLERS. No failure or delay of SELLERS to exercise any right to remedy hereunder shall operate as a waiver.

17. SEVERANCE AND VALIDITY.

If any provision of this contract or any provision of any related document shall be determined by any court of competent jurisdiction to be invalid, void, or otherwise unenforceable, the remaining provisions shall remain in full force and effect and shall not be affected, impaired or invalidated thereby. It is agreed that such remaining provisions shall be construed in a manner most closely approximating the intention of the parties with respect to the invalid, void, or unenforceable provision or part thereof.

IN WITNESS WHEREOF BUYERS and SELLERS have executed this contract this

16th day of April, 1999.

SELLERS

Glenn R. Godfrey
GLENN R. GODFREY
GRG

Louise Godfrey
LOUISE GODFREY

BUYERS

Dirk Parkinson
DIRK PARKINSON

Robyn Parkinson
ROBYN PARKINSON

STATE OF IDAHO,)
)ss.

County of Madison.)

On this 16th day of April, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared GLENN R. GODFREY AND LOUISE

Exhibit A

W 1/2 SE1/4, SW1/4 of Section 2, Township 6 North, Range 40 East, Boise Meridian
Madison County, Idaho.

LESS THE FOLLOWING: Beginning at a point that is N.89°53'04"W. along the Section line 2019.82 feet from the Southeast Corner of Section 2, Township 6 North, Range 40 East of the Boise Meridian; running thence N. 89°53'04"W. along said Section line 411.20 feet; thence N.00°27'31"W. 358.24 feet; thence S.89°53'04"E 406.55 feet; thence S.01°12'08"E. 358.32 feet to the point of beginning.

ALSO LESS THE FOLLOWING : That portion of property deeded to Madison County for the use of a public road further described in warranty deed recorded April 22, 1987, Instrument No. 220677.

DECEMBER 31, 1992

GLEN R GODFREY
PO BOX 21
NEWDALE ID 83436

RE: RENUMBERED NOTICE

Dear Mr. Godfrey:

The Department has changed the identification number for Notice of Claim #A22-00424. The new number is #A22-00424A. We have also modified receipt #E005581 to reflect the new number.

A copy of the receipt and the Notice of Claim are enclosed for your records.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:sc

Enclosure

ACRONYM
NOV 06 1992

~~MICROFILMED~~
APR 08 1994

Transfer No. 4028

RECEIVED

DEC 14 1992
Name of applicant Glen R. Godfrey Phone 458-4170
Post Office address P.O. Box 21 Newdale, ID
Department of Water Resources
Eastern District Office

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes This will enable me to change from gravity to pump irrigation when my 1898 water rights are cut.

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|---------------|-----------------------|------------------|---------------|
| A22-00424 | April 1, 1898 | 2.89 cfs | Irrigation | 4-15 to 10-15 |
| A22-00425B | May 1, 1885 | 1.44 cfs | " " | " " to " " |
| A22-00491A | June 1, 1879 | 2.708 cfs | " " | " " to " " |
| A22-00490 | April 1, 1898 | 8.60 cfs | " " | " " to " " |
| 2. Total amount of water being transferred <u>15.638</u> cubic feet per second and/or _____ acre-feet per annum. | | | | |
| 3. Source of water <u>Teton River, South Fork</u> tributary to <u>Henry's Fork</u> | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible][illegible]

Total acres 240

PART 1**6. General Information:**

a. Description of diversion system McCormick-Rowe ditch and a pump
in the river to flood irrigation.

N.A. b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N.A. c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

The P.D. in the SW 1/4, Sect 2 (McCormick-Rowe Ditch) will be
used until my 1898 priority water is cut + gravity irrigation then
not feasible. At that time I will shift to the pump P.D. in Sect. 2

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-00424A/00425A/00490/

And said application is hereby APPROVED 00491A, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

7th
day of

December, 1992

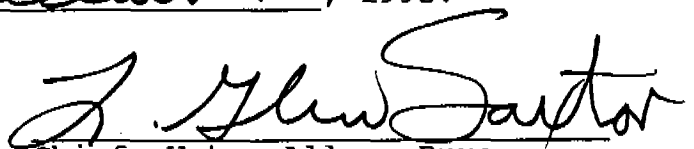
L. Glen Saylor

~~MICROFILMED~~
APR 06 1994

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 22-00424A/00425A/00490/00491A

- 707
1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
 2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
 3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
 4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
 5. A measuring device and lockable headgate of a type approved by this department shall be permanently maintained as a part of the diverting works at both points of diversion.
 6. Water Right Nos. 22-00424A and 22-00490 can only be diverted through the McCormick-Rowe Ditch (SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T6N, R40E).
 7. Water Right Nos. 22-00425A and 22-00491A can be diverted either through the McCormick-Rowe Ditch (when delivered with Rights 22-00424A and 22-00490) or in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T6N, R40E, after the April 1, 1898 water rights have been cut.
 8. The combined annual volume of water under Right Nos. 22-00424A/00425A/00490/00491A shall not exceed 840.0 acre feet.

Dated this 7th day of December, 1992.


Chief, Water Alloc. Bureau

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NOV 06 1990

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~~APR 08 1994~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00491A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority June 1, 1879

5. Water is used for the following purpose:

amount 2.708 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.708 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick - Rowe ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

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APR 08 1994

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00424 + A22-00425B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3538 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898 (A22-00424) and May 1, 1885 (A22-00425B)

5. Water is used for the following purpose:

A22-00424 amount 2.89 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

A22-00425B amount 1.44 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.33 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Rows Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40	40	40			240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00491A

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APR 08 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00490 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898

5. Water is used for the following purpose:

amount 8.60 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 8.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Roux Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40	40	40	40	0.6	240

NOT RECORDED
APR 18 1994

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00491 A,

A22-00424 + A22-00425B

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Shen Sodfrey
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of July, 19 92.

Susan Lott
(Notary Public)

My commission expires March 1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KCW Date 9 July 92 Protest filed by _____Prelim. check by _____ Fee \$50.00Receipted by KCW Date 9 July 1992 # E017600Published in Standard-Journal Copies of protest forwarded by _____Pub. dates 7-16 & 23-92 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RA

Copy of transfer sent to lien holder _____

MICROFILMED

NOV 06 1992

INTERDEPARTMENT MEMO

DATE: AUG 13, 1992

FROM: ERNEST CARLSEN

RE: APPLICATION FOR TRANSFER 22-00424/00425B/00491A/00490
GLEN R. GODFREY

PURPOSE

Mr. Godfrey wants to construct an intake from the Teton River to his existing pumps. Then by adding the pumps as a point a point of diversion to his earlier water rights he could pump almost directly from the river. This would eliminate the transmission loss sustained in the McCormick-Rowe Ditch.

FINDINGS

- 1) On August 10, 1992, Tony Olenichak and Eric Verner, met with the applicant to perform an on site investigation. Using a pygmy meter Tony and Eric measured the flow of water at the head of the McCormick-Rowe Ditch and at the end of it, where water can either be diverted to Mr. Godfrey's two pumps or discharged into the Teton River. Their measurements reflect a transmission loss of 61% between these two points.
- 2) Mr. Godfrey indicated the existing pump site is the additional point of diversion. With some excavation work he hopes the flow of water at the end of the McCormick-Rowe Ditch can be reversed allowing water from the Teton River water to reach the pumps. The added point of diversion is approximately 1.5 miles downstream from the heading for the McCormick-Rowe Ditch.
- 3) Mr. Godfrey stated he wants to continue diverting water through the McCormick-Rowe Ditch when 1898 priority water rights are being delivered on the Teton River. When these rights are being delivered he has ample water to flood irrigate the 240 acres listed as the POU.
- 4) After the 1898 priority water rights are cut, Mr. Godfrey proposes to cease using the McCormick-Rowe Ditch and then start pumping his remaining rights at the added point of diversion.
- 5) On the day of the inspection Mr. Godfrey was operating one of two pumps. A totalizing meter installed in the mainline indicated he was pumping between 800 to 1000 gpm.
- 6) Mr. Godfrey does not want the new point of diversion added to his 1898 water rights.
- 7) Mr. Godfrey is the only user of the McCormick-Rowe Ditch.

NOV 06 1990

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APR 08 1994

Page 2
Application for Transfer
Glen Godfrey

CONCLUSIONS

- 1) The proposed change will neither result in an expansion of the existing rights nor cause injury to other rights.
- 2) The change is expected to increase the efficiency of water delivered to Mr. Godfrey's pumps after the 1898 priority rights are cut.
- 3) There should be no charge against Mr. Godfrey's water rights for potential losses in the river between the heading for the McCormick-Rowe Ditch and his pumps.
- 4) Water should not be delivered to both points of diversion simultaneously.

RECOMMENDATION/CONDITIONS

The transfer should be granted with the following conditions:

- 1) Water rights 22-00424 and 22-00490 can only be diverted through the McCormick-Rowe Ditch (T6N R40E SEC 1 SWNW).
- 2) Water rights 22-00425B and 22-00491A can be diverted either through the McCormick-Rowe Ditch when delivered with rights 22-00424 and 22-00490 or in T6N R40E SEC 2 SWSW after the April 1, 1898, water rights have been cut.
- 3) Delivery of these rights is subject to regulation by the Watermaster for Water District 01.
- 4) A lockable headgate and measuring device of a type approved by this Department shall be maintained as a part of the diverting works at both points of diversion.
- 5) Approval of this transfer does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.

ADJUDICATION FOLLOWUP

A determination will need to be made regarding the need for 15.638 cfs to irrigate 240 acres. Eric Verner did give Mr. Godfrey an excessive flow work sheet which he will need to complete in support of his April 1, 1898 water rights.

RECEIVED
NOV 06 1994

~~MICROFILMED~~
APR 08 1994