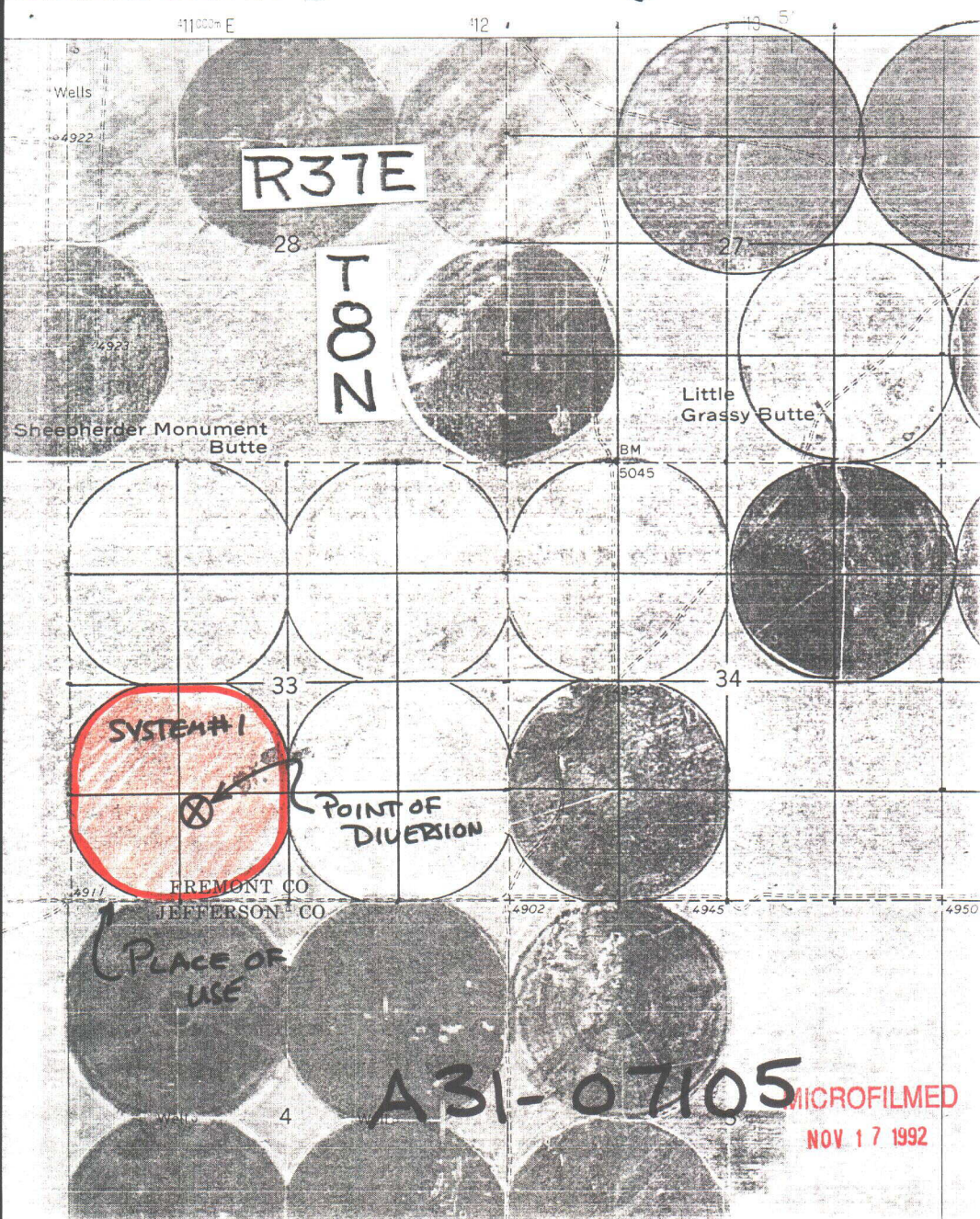


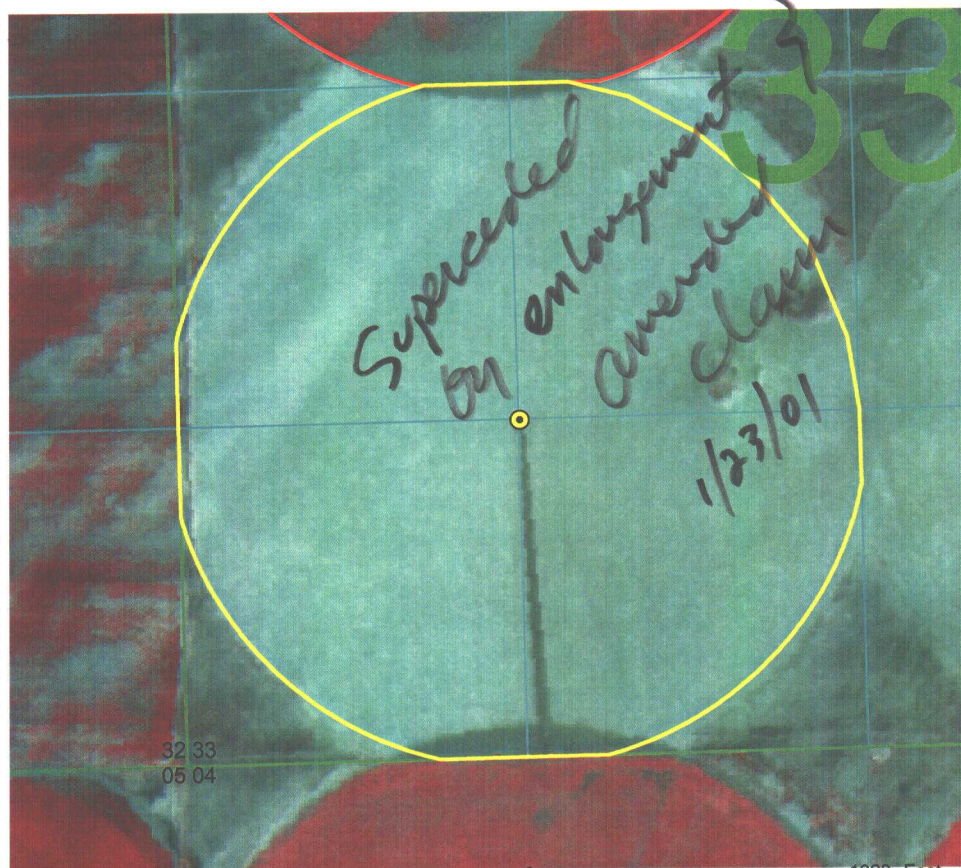
MENT OF THE INTERIOR
OLOGICAL SURVEY



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07105

Township 8 North Range 37 East Section 33



- Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This Right
- Other Places of Use
- Section Lines
- Quarter-quarter Sections

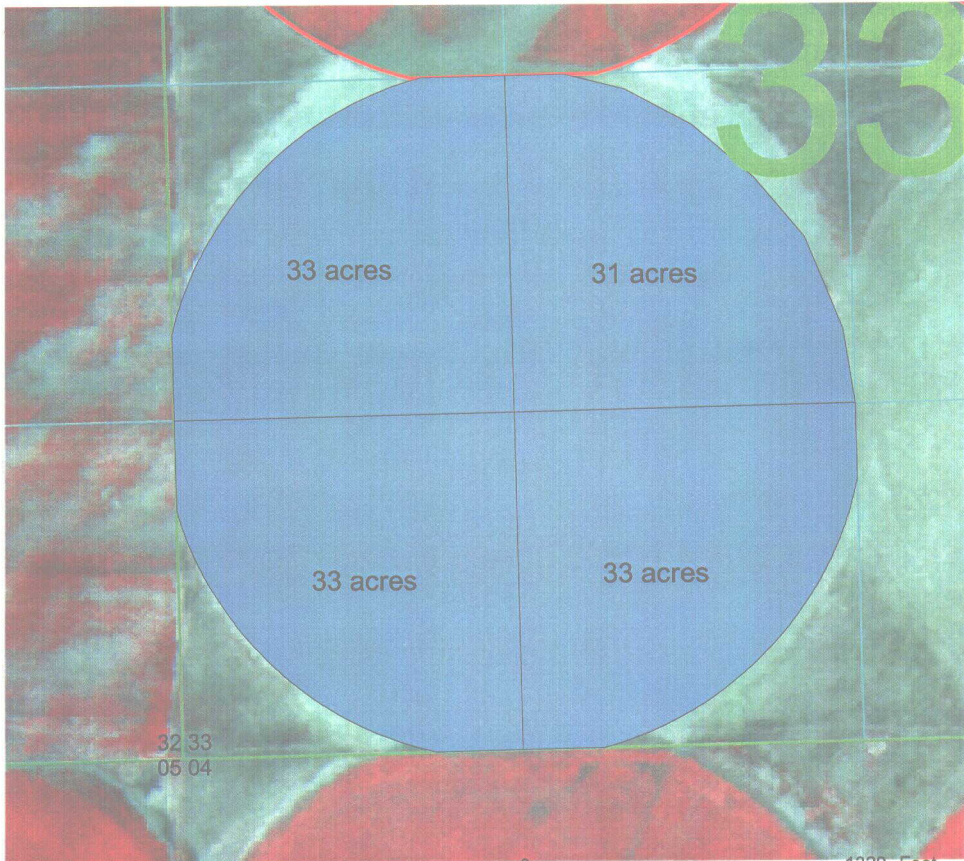


Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 4/2000

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07105

Township 8 North Range 37 East Section 33



- Point(s) of Diversion, This WR
- Other Points of Diversion
- Place of Use, This Right
- Other Places of Use
- Section Lines
- Quarter-quarter Sections



02/02/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-7105

Owner Type Name and Address
Current Owner RICHARD A EGBERT
 C/O DR BRAD EGBERT
 32 W 1ST S
 REXBURG, ID 83440-1810
 (208) 356-8818

Representative KIRK EGBERT
 PO BOX 87
 TERRETON, ID 83450
 (208) 663-4505

Priority Date: 03/18/1974
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	2.59 CFS	390 AFA	
Total Diversion			2.59 CFS	390 AFA	

Location of Point(s) of Diversion:

GROUND WATER NWSESW Sec. 33 Township 08N Range 37E FREMONT County

IRRIGATION Use:
Acre Limit: 130

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	37E	33		NESW	35		NWSW	35		SWSW	33		SESW	33

Total Acres: 136

Conditions of Approval:

- C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
- C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

- Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.59 CFS. COMBINED RIGHT NOS.: 31-7105, 31-11388.
- Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 130 ACRES WITHIN THE PLACE OF USE DESCRIBED

3. Explanatory ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 31-11388 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
4. Place of Use - Irrigation USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 136 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-7105, 31-11388.

Comments:

Author	Date	Subject	Comment
TAYLOR	3/22/94	COPIED FROM REMARKS	P/U SYSTEM # 1
SSHerman bcontor	8/30/99 2/2/01	ADDRESS CHANGE Update	ADDRESS CHANGE BY CLAIMANT LETTER. Originally recommended on VAX, eCVR entered to process PPU resulting from amended claim and enlargement claim 31-11388.

Dates:

Licensed Date: 06/05/1984
 Claim Received Date: 01/18/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date:
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
POU	2/2/01 2:52:07 PM	bcontor			In Process
Summary	2/2/01 3:13:31 PM		2/2/01 3:13:31 PM	bcontor	Complete

Other Information:

Receipt Number(s): E005540
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:C
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer	Log Text
POU	2/2/01 2:52:04 PM	bcontor	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (NO) The claimed POU can not be verified using the water right file. 5. (YES) There is evidence that there has been a change in the POU. 6. (YES) The change can be verified as an accomplished transfer. Comment for 6: See GIS, paper CVR, enlargement 31-11388.
POU	2/2/01 2:50:58 PM	bcontor	Edited shape boundary
Summary	2/2/01 3:13:26 PM	bcontor	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required.

6. (NO) Explanatory remark was not required.
7. (YES) Additional condition was required.
8. (YES) Wanted to view the recommended right.
9. (NO) This is not a split right.
10. (NO) This is not a combined right.
11. (NO) Documents were not linked or attached to this file.
12. (YES) Set the verification date.

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 *****

CIVIL CASE NUMBER: 39576

STATUS "SEE REMARKS" PENDING
RETURN OF SIGNED CLAIM

Ident. Number 31-7105
Date Received: 1/18/89
Receipt No: E026441
Received By: Bac

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

Name: RICHARD A EGBERT Phone:
Address: C/O BRAD EGBERT
32 W 1ST S
REXBURG ID USA 834401810

2. Date of Priority: 03/18/1974

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
08N	37E	33	SE SW	FREMONT

5. Description of diverting works:

WELL PUMP MAINLINE TO CENTER PIVOT-SYSTEM # 1

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
IRRIGATION	4/01	11/01	2.59	

7. Total Quantity Appropriated is:
2.59 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
08N	37E	33	NE SW	IRRIGATION	35
			NW SW	IRRIGATION	35

SW SW
SE SW

IRRIGATION 33
IRRIGATION 33

Section Acres 136

Total Acres 136

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:

14. Remarks:

P/U SYSTEM # 1

THIS CLAIM IS AMENDED TO SHOW 130 ACRES WITHIN THE PLACE OF USE DESCRIBED, CLAIMED ON A PERMISSIBLE PLACE OF USE BASIS WITH ENLARGEMENT CLAIM 31-11388. THE TWO RIGHTS TOGETHER ARE CLAIMED FOR 2.59 CFS. THIS CLAIM GIVEN DATABASE STATUS "SEE REMARKS" PENDING RETURN OF SIGNED AMENDED CLAIM.

15. Basis of Claim: License

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: _____

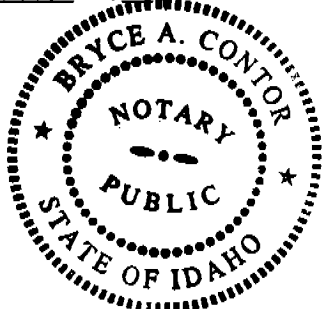
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kirk Egbert Date: 1/23/01
(Kirk Egbert, Representative of Richard A. Egbert)

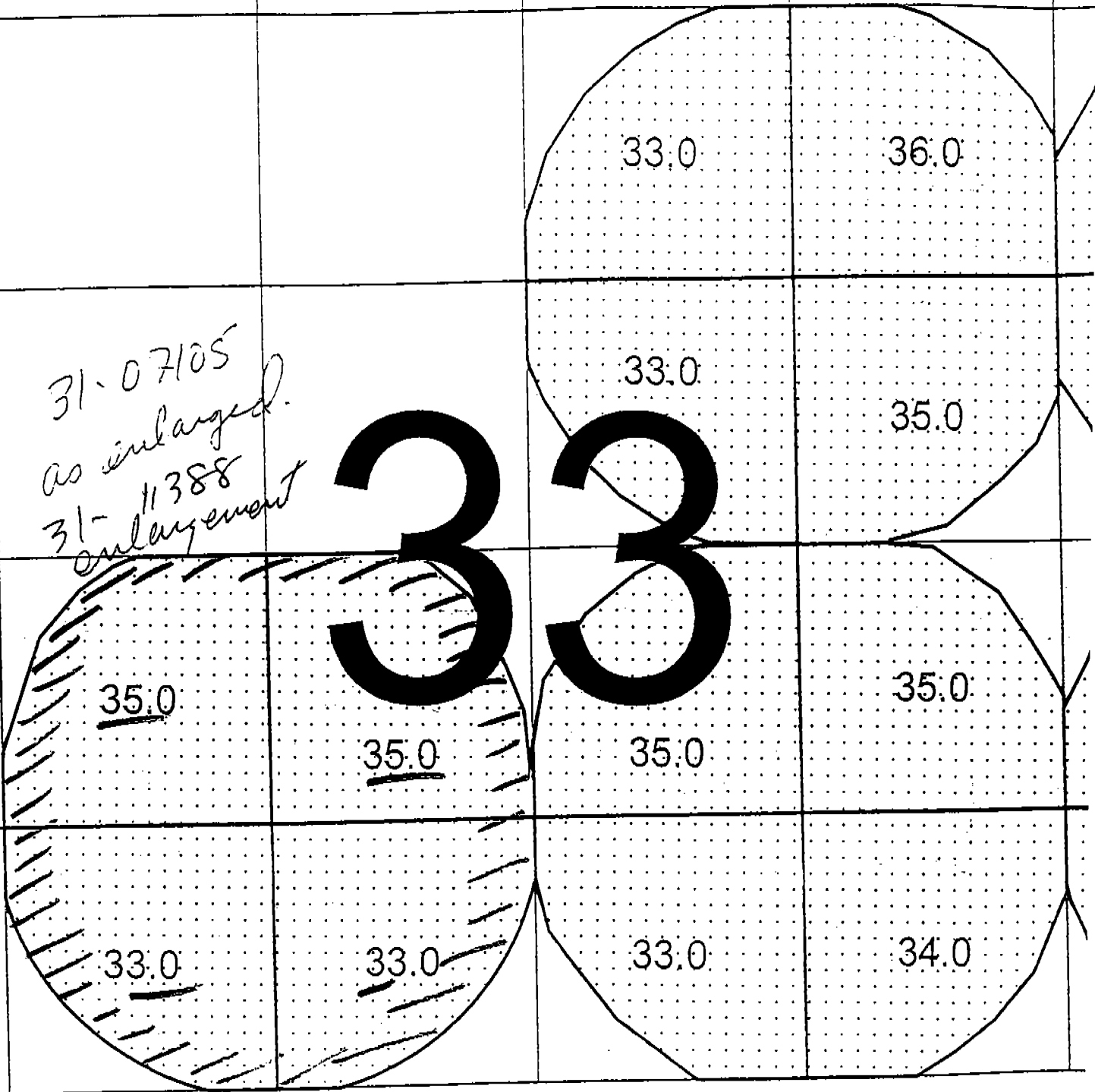
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 23 day
of Jan 2001 Bryce A. Contor



Notary Public
Residing at Mod Lake 10
My commission Expires 10/14/05

31-07105
as enlarged.
31-11388
enlargement



DIVERSION
VOLUME

390.00 AFA

390.00 AFA

Stage: LICENSE

FREMONT County

SE

130.0
130.0

- THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE SECTION 42-1412(6), IDAHO CODE.

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

P/U SYSTEM # 1

ADDRESS CHANGE BY CLAIMANT LETTER.

04/04/00 BCONTOR

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: A31-07105
Date Received: 1/18/1989
Receipt No: E005540
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD A. EGBERT 208-456-2645
Address: P.O. BOX 9
TETONIA, ID 83452

2. Date of Priority: MAR 18, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	37E	33	SE	SW			FREMONT

5. Description of diverting works:
WELL PUMP MAINLINE TO CENTER PIVOT-SYSTEM # 1

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.590		

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

8. Total consumptive use is 325.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	37E	33	NE	SW		IRR	31.0
			NW	SW		IRR	33.0
			SW	SW		IRR	33.0

A31-07105

Page 1

Date: 01/18/89



MICROFILMED

NOV 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	37E	33	SE	SW		IRR	33.0

Section Acres 130.0

Total Acres 130.0

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:
P/U SYSTEM # 1

15. Basis of Claim: LICENSE
Water Right Number: 317105

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.

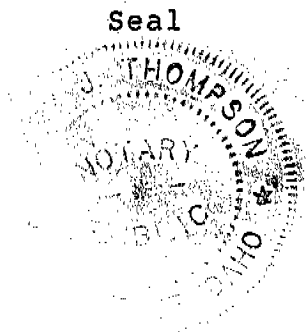
Signature of Claimant(s): Richard A. Egbert Date: 1-18-89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of Jan 19 89

Betty J. Thompson
Notary Public



Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

MENT OF THE INTERIOR
OLOGICAL SURVEY

411000m E

412

413 5'

Wells

4922

R37E

28

100N

Shepherd Monument Butte

Little Grassy Butte

BM

5045

33

34

SYSTEM #1



POINT OF DIVERSION

4911

FREMONT CO

PERSON CO

4902

4945

4950

4

105 MICROFILMED

NOV 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/15/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-07105

LAST: EGBERT
ADDRESS: P.O. BOX 9
CITY: TETONIA
PHONE NUMBER: 208-456-2645

FIRST: RICHARD A.
STATE: ID ZIP: 83452

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: ~~D/W SYSTEM 4-1~~

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: () -

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y() N()

TIME: __:__ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Initial Review 1994 Greg Taylor

*Follow-up Desktop Review 4/4/2000
B. Connor*

PAGE: 2
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: A31-07105

A. AJ CLAIM: # A31-07105 PRIORITY DATE: 03-18-1974 STAGES: L
B. WR RECORD: # 31-07105 PRIORITY DATE: 03-18-1974 STAGES: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
2

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)
IF YES EXPLAIN.

NOTES:

PER LICENSE

RECOMMENDED PRIORITY DATE:
03-18-1974

REVIEWED BY AT

DATE 3-22-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-07105	08N	37E	33		SE	SW		FREMONT
OTHER AJ CLAIMS WITH SAME AJ POD A PREFIX NONE				NR RECORDS IN SAME 40 ACRE TRACT NONE				

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-07105	08N	37E	33		SE	SW		FREMONT
OTHER NR RECORDS WITH SAME NR POD NONE				AJ CLAIMS IN SAME 40 ACRE TRACT A PREFIX NONE				

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	N	<u>N</u>

NOTES:

NO ACTUAL CHANGE IN P.D. - P.D. to 10 Acres

PER NAPP, OQ, LICENSE EXAM

NWMO GPS plus POD 15 feet inside SW NE
Recommended a Licensed/chartered surveyor
GPS expected to be about 30 ft.

Bde 4/4/0

PAGE: 6
POINT OF DIVERSION REVIEW SHEET CONTINUED

CLAIM NUMBER: A31-97105

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
08N	31E	33	NW	SE	36	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

AT

DATE:

3-22-94

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-07105

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.
08N	37E	33	NE	SW		EGBERT, RICHARD A.	A31-07105 781.0	31-07105 781.0	40.0	
08N	37E	33	NW	SW		EGBERT, RICHARD A.	A31-07105 783.0	31-07105 783.0	22.0	
08N	37E	33	SW	SW		EGBERT, RICHARD A.	A31-07105 783.0	31-07105 783.0	35.0	
08N	37E	33	SE	SW		EGBERT, RICHARD A.	A31-07105 783.0	31-07105 783.0	37.0	
TOTAL ACRES						A31-07105	130.00	130.00	134.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

POU COUNTY: FRENCH

PRESUMPTION FLAG: N/A

NOTES:

PER OG, NAPP, LICENSE EXAM

RECOMMENDATIONS:

TOTAL ACRES: 130⁰

REVIEWED BY: LY

DATE: 3-22-94

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-07105 IRRIGATION	FROM 04-31 TO 11-01	2.590 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.590 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-07105 IRRIGATION	FROM 04-31 TO 11-01	2.590 CFS 390.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.590 CFS 390.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>W</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u>W</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	<u>W</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() EXPLAIN IN NOTES, BELOW.

NOTES:

4-15 to 10-15

4/1 - 11/1

per WR electronic record

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 2.590 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.590 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD :
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POI AND IRRIGATION USAGE

NO RIGHTS WITH SAME POI BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

1B. CALCULATIONS

ACRES 130 X 0.02 CFS/ACRE = 2.60 CFS
(TAKEN FROM P/O REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 325.0 AF/A

ACRES 130 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 325 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 130 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 455 AF/A

390 per WR electronic re

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	~~4-15~~	~~10-15~~	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	~~04-01~~	~~11-01~~	2.590	~~2.59~~		~~280~~	325.0	~~3~~
TOTAL FOR THIS RIGHT	4/1-11/1		2.590			380	325.0	

REVIEWED BY:

MT

DATE:

3-22-94

BAC 4/4/00

PAGE: 10
BASIS OF CLAIM REVIEW SHEET

CLAIM NUMBER: A31-07105

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(S)	()
(F)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-07105

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.590

EXAMINER
2.59

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-07105	2.590	-		31-07105	2.590
TOTAL CFS		2.590				2.590

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

NOTES:

AUTHENTICATION:

SIGNATURE: [Signature]
NAME OF FIELD EXAMINER: G.T. Taylor

DATE: 3-22-94
TITLE: SWA

Dupe A. Corton SWA 4/4/00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
05/15/95

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-07105

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED BY WHOM/DATE
PRIORITY DATE						MT	MT	
POINT OF DIV	Y		MT	TO 10 Ac Y	1, 4, 6			
SOURCE								
PLACE OF USE	Y		MT	N	1, 4, 6			
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM			MT	Y	6			
REMARKS	Y		MT	Y	6			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 APCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

06:50:23
03/13/93

CLAIM NUMBER: A31-07105

TRIBUTARY TO:

STAGE: LICENSE

FREMONT COUNTY

TOTAL ACRES

OTHER RIGHTS: NONE

VERIFIED DATE: 01/28/1985

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

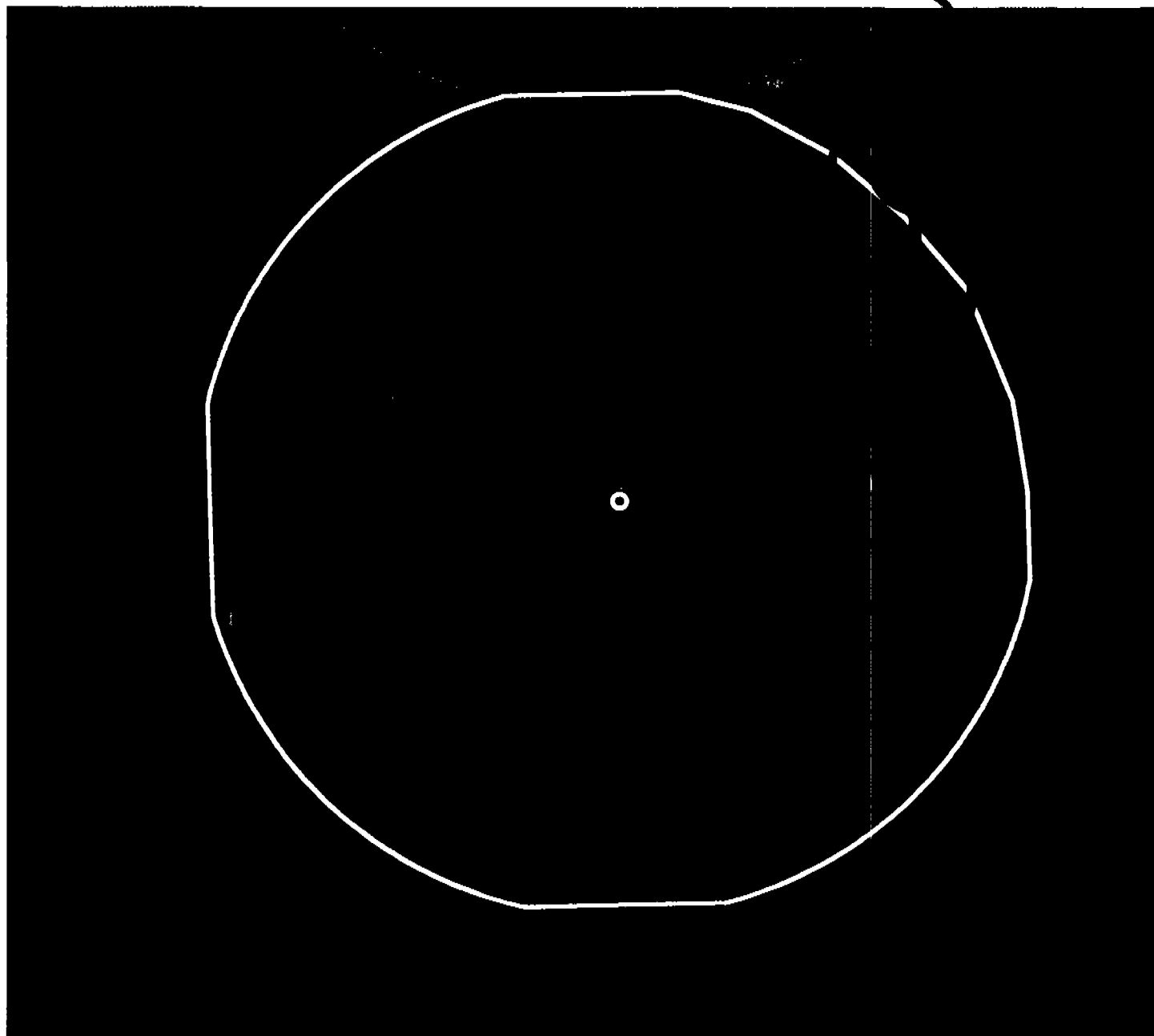
----- SUPERCEDED -----

 POD ID 61
 POU ID 61

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07105

Township 8 North Range 37 East Section 33



⊙ Point(s) of Diversion, This WR

● Other Points of Diversion

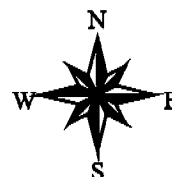
Place of Use, This Right

□ Other Places of Use

□ Section Lines

□ Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 4/2000



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

September 20, 2000

RICHARD A EGBERT
C/O DR BRAD EGBERT
32 W 1ST S
REXBURG ID 83440-1810

RE: CHANGE IN OWNERSHIP FOR A31-00049B, A31-00050B,
A31-00051B, A31-00321B, A31-07083, A31-07084, A31-
07103, A31-07104, A31-07105, A31-07106, A31-07107, A31-
07108, A31-07121, A31-07148, A31-07149, A31-07150, A31-
07151, A31-07152, A31-07154A, A31-07192, A31-07193,
A31-07375, A31-10677 AND A31-10681

Dear Claimant:

The request for Change in Ownership concerning the
Notice(s) of Claim in the above reference has been
processed and the Notice(s) modified to reflect Kirk
Egbert as the representative per your letter dated July
20, 2000.

Water right numbers A31-10671, A31-10686, A35-02732,
A35-07349, A35-07933 and A35-07934 are being processed
and will be sent to you in another mailing.

Review the forms and if there are other corrections or
questions, feel free to contact this office.

**If there are no questions or corrections, please keep
this Notice(s) for your records.**

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

Cc: Kirk Egbert

Richard A. Egbert
c/o Dr. Brad Egbert
32 W 1st South
Rexburg, Idaho 83440 - 1810

July 20, 2000

Idaho Department of Water Resources
900 North Skyline, Ste A.
Idaho Falls, Idaho 83402

To Whom it May Concern:

I, Richard A. Egbert, do appoint

Kirk S. Egbert
Box 87
Terreton, Idaho 83450

as my representative for all water right and water adjudication issues, for water rights in my own name or in the name of the Richard A. Egbert Limited Partnership.

I also request that my address be changed on all the department's records to match the address at the top of this letter.

Sincerely,


Richard A. Egbert



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

August 21, 2000

Kirk Egbert
P.O. Box 87
Terreton, Idaho 83450

Re: Richard A. Egbert Enlargement Claims

Dear Kirk:

Enclosed are copies of claims for the Richard A. Egbert pivots where the aerial photography shows more acres than originally licensed.

Each pivot has a pair of claims, an amended original claim and an accompanying enlargement claim. The two go together; one is meaningless without the other. I've clipped the pairs together, with a sticky note explaining the number of "new" acres and the fee. This is summarized in the table below.

When I quoted the fee of "\$ 1/acre" I was thinking only of the amendment fee for the existing licenses. I forgot that there is also a \$50 fee for each enlargement claim. I apologize for this oversight. However, if you consider the value of an acre of authorized irrigation, it is probably still a bargain.

Richard A. Egbert Enlargement Claims 8/21/2000

<u>Claim #</u>	<u>Enlargement #</u>	<u>Original Acres</u>	<u>New Acres</u>	<u>Fee</u>
31-07103	31-11387	132.0	7.0	\$57.00
31-07105	31-11388	130.0	6.0	\$56.00
31-07106	31-11389	132.0	5.0	\$55.00
31-07107	31-11391	133.0	8.7	\$58.70
31-07108	31-11392	128.0	7.0	\$57.00
31-07121	31-11394	136.0	7.5	\$57.50
31-07148	31-11375	133.0	5.0	\$55.00
31-07149	31-11396	131.0	7.8	\$57.80
31-07151	31-11376	151.8	3.5	\$53.50
31-07152	31-11382	132.0	4.1	\$54.10
31-07193	31-10677	190.0	6.7	\$6.70
31-07375	31-11372	115.0	14.6	\$64.60

You'll note that the fee for claim 31-07193 and enlargement claim 31-10677 is only \$6.70. This is because this enlargement claim was filed and paid for earlier, so the only fee is the acreage fee.

Please review these claims, and return any that you wish to with a notarized signature and the appropriate fee. Separate checks are not needed, one check for the total will be adequate. Please make the check to "Idaho Department of Water Resources."

Please call me if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bryce A. Contor".

Bryce A. Contor
Senior Water Resource Agent



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

Date 5/11/00

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Richard Egbert
P.O. Box 90
Teton, ID
83452

Re: Adjudication Claim(s) A31-07103, 7105, 7106, 7107, 7108,
7121, 7149, 7152, 7192, 7193

Dear Water User:

We are currently in the process of reviewing adjudication claims in Basin 31, in preparation for submitting recommendations to the Snake River Basin Adjudication Court.

In reviewing your claim(s) listed above, it appears the irrigated acreage exceeds what is authorized by the claim(s). To provide for irrigation of the additional acres, you need to file an "enlargement claim" or perhaps amend the claim(s) listed above.

Please contact me at (208) 525-7161 if you have further questions or would like to make an appointment to file or amend a claim.

Sincerely,

Byce A. Contor

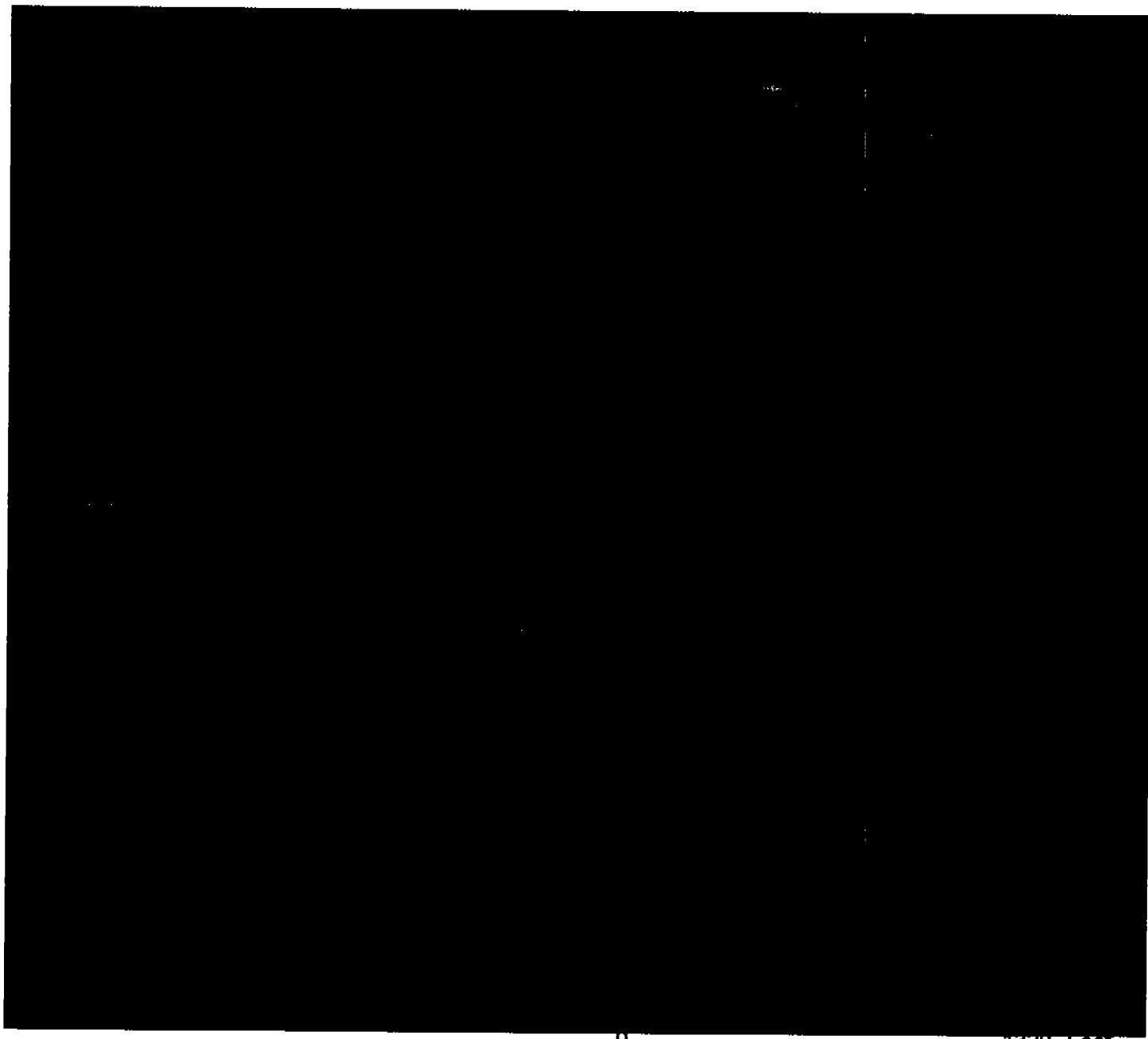
Senior Water Resource Agent

cc: Kirk Egbert
Teton ID
83450

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 31-07105

Township 8 North Range 37 East Section 33



⊙ Point(s) of Diversion, This WR

● Other Points of Diversion

Place of Use, This Right

▭ Other Places of Use

▭ Section Lines

▭ Quarter-quarter Sections

0 1320 Feet



Prepared by Bryce A. Contor from 1987/1988 NAPP Photography, 4/2000

WR5809NP
No. 31-07105

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	RICHARD A. EGBERT 218 EGBERT ST. TETONIA ID 83452	03/18/1974	IRRIGATION	04/01 11/01	2.590 CFS
TOTAL DIVERSION:					2.590 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LI

Point(s) of Diversion: T08N R37E S33

SESW

FREMONT

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
08N	37E	33	:					:					:	31	33	33	33	:				

TOTAL ACRES

Pou County: FREMONT

Dates:	App. Received:	Priority Date:	03/18/1974
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	06/05/1984	

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

Audit: 01/28/85 05/22/88 CONVERT

7200 N

29

4671

Wells

Monument Butte

CLAIM NO(S) R31-07105
DATE: 3-21-94 T 8N
SOURCE OF DOC: NAPP, QQ

SIGNATURE: H. Taylor

BM
5045

4870

32

33

34

PLACE
OF USE

P.D.
FREMONT CO

T8N

4689

T7N

5

4

468

57' 30"

AJ5809NP
No. A31-07105

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	RICHARD A EGBERT PO BOX 9 TETONIA ID 83452 (208) 456-2645	03/18/1974	IRRIGATION	04-01 11-01	2.590 CFS
TOTAL DIVERSION: CONSUMPTIVE USE:					2.590 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LI

Point(s) of Diversion: T08N R37E S33 SESW

FREMONT Co

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
08N	37E	33	:					:					:	31	33	33	33	:				

TOTAL ACRES

POU County: FREMONT

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN P/U SYSTEM # 1

Dates: Exam Made Date:

Verified Date: 01/28/1985 Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

August 10, 1999

DIRK KEMPTHORNE
GOVERNOR

RICHARD A EGBERT
35 W 1ST S
REXBURG ID 83440-1810

40 Brad Egbert

cc. W.A.

KARL J. DREHER
DIRECTOR

RECEIVED
AUG 27 1999

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Water Rights - Please See Attached List

Dear Water Right Holder:

*Records changed, NCAP prepared.
m 8-30-99*

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by August 23, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

DEPARTMENT OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Idaho 83720-0098

Service Requested

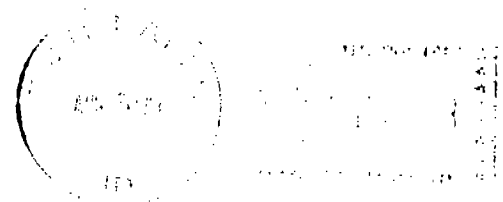
RECEIVED
AUG 10 1999
Department of Water Resources

35-07349
RICHARD A EGBERT
PO BOX 9
TETONIA

ID 83452

EGBE009 834522002 1A98 05 08/07/99
RETURN TO SENDER
RICHARD A EGBERT
310 W 1ST S
REXBURG ID 83440-1810
RETURN TO SENDER

83452X0009



RECEIVED
AUG 10 1999
Department of Water Resources

EGBE 009

35-02732
RICHARD A EGBERT
310 EGBERT AVE
TETONIA

ID 83452

EGBE009 834522002 1A98 05 08/07/99
RETURN TO SENDER
RICHARD A EGBERT
310 W 1ST S
REXBURG ID 83440-1810
RETURN TO SENDER



AJ5811NP
SELECTION FILE: EGBERT
TOTAL RECORDS IN SELECTION FILE: 39

- 22-11922 31-10671 31-10681 31-10686 35-02732 35-07349 35-07933 35-07934
- A22-001330 A22-00189A A22-00191 A22-00526A A22-00527A A22-00554B A22-00555B A22-00568A
- A22-11912 R31-07083 R31-07084 R31-07103 R31-07104 R31-07105 R31-07106 R31-07107
- R31-07148 R31-07149 R31-07150 R31-07151 R31-07152 R31-07192 R31-07193 R31-07375
- A21-07295 A21-07296 A22-02100A A22-07279A R31-07108 R31-07121 R31-10677

IDAHO DEPARTMENT OF WATER RESOURCES
SELECTION FILE CONTENTS

DATE: 08/10/99
TIME: 10:56:21
PAGE: 1

cc: V.A.
Permit
Correctly
Picked