

RECEIVED

NOV 23 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV 21 2007

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Clerk
Deputy Clerk

In Re SRBA

Case No. 39576

) Subcases: 22-13748, 22-13749
) and 22-13750

) ORDER GRANTING MOTIONS TO FILE
) LATE NOTICES OF CLAIM
)

On August 2, 2007, the James William Beard and Leona Beard Trust filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on November 20, 2007. These *Motions* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for each of the above-captioned water rights are **granted**.

The original Notices of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claims will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated November 21, 2007.

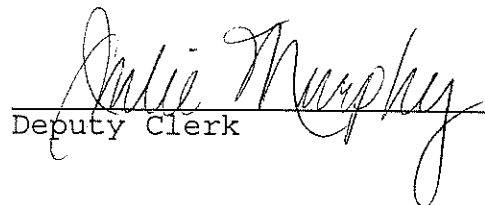

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on November
21, 2007, with sufficient first-class postage to the following:

JAMES WILLIAM BEARD AND
LEONA BEARD TRUST
RT 1 BOX 1790
TETONIA, ID 83452
Phone: 307-576-2810

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

RECEIVED

NOV 23 2007

DEPARTMENT OF
WATER RESOURCES

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

11-23-07
C085385
da
Ident. Number 22-13750
Date Received: 7/27/2007
Receipt No:
Received By: MWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES WILLIAM BEARD AND LEONA BEARD TRUST Phone: (307)576-2810
RT 1 BOX 1790
TETONIA ID USA 83452

2. Date of Priority: 07/01/1922

3. Source: UNNAMED STREAM Trib. to: TETON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	45E	3	NW NE NW 3	TETON	

5. Description of diverting works:

BOARDS AND ROCK DAM - TEMPORARY STRAW AND PLASTIC.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.36	

7. Total Quantity Appropriated is:
0.36 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
04N	45E	4	NE	NE	1	IRRIGATION 11
			NW	NE	2	IRRIGATION 6.8
Section Acres						17.8
Total Acres						17.8

DISTRICT COURT - SNDA
TWIN FALLS CO., IDAHO
FILED
2007 AUG 2 PM 1 15

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

LATE CLAIM AWAITING ACCEPTANCE BY SRBA COURT.

STREAM FED BY SPRINGS KNOWN LOCALLY AS BUFFALO SPRINGS.

15. Basis of Claim: Beneficial Use

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.

(b.) Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am trustee of
James William Beard and Leona Beard Trust Title
Organization, that I have signed the foregoing
document in the space below as trustee of
James William Beard and Leona Beard Trust Title
Organization and that the statements contained in the
foregoing document are true and correct. James W Beard
Signature of Authorized Agent
trustee Beard Family Trust
Title and Organization
7/27/07
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27TH
of July 2007

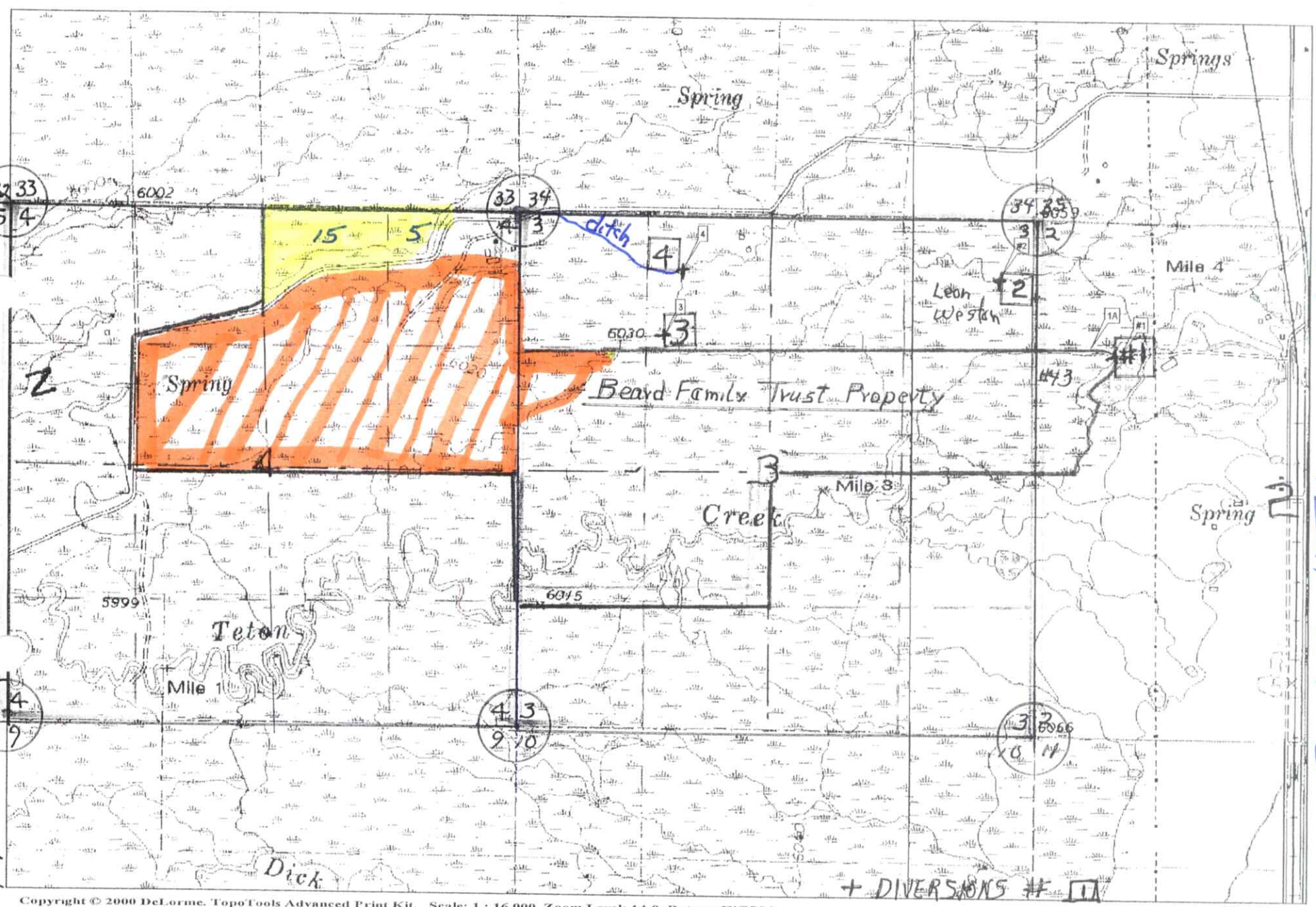
Jonie M. Barg
Notary Public

Residing at Idaho Falls
My commission Expires July 27, 2013



05 #

#4



Beard Family Trust
Unowned Spring

+ DIVERSIONS # 11

Head Gate

7/12/07

#4



No Name Springs

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

To Whom it May Concern

Reference Adjudication Claim
Beard Family Trust
Sec 3 & 4, Twp 4 N, Rng 45 E, Teton Co, Idaho

Following is a brief abstract taken from Teton County court House records by AW Engineering.

This history supports the claims and information that water diversion and irrigation systems were developed on the ranch located in Sections 3 and 4 of Twp 4 N, Rng 45 E, Teton County, Idaho.

DATE	OWNER
NE 1/4 Section 4	
1902	Homestead from USA Government Patent
9/26/13	Leanard Covart
1/ 2/14	Herber Sharp
July 1922	Teton Livestock Co (Herber Sharp)
May 1933	Leo Grover
June 1939	EH Martin
N 1/2 Section 3	
1902	Homestead from USA Government Patent
7/19/15	DM Fairbanks
May 1932	JB Fairbanks
June 1938	JR Harper
12/8/1939	EH Martin

Local knowledge and information shows that the ranch was developed into a cattle ranch during the period of 1914 1915 through 1922 when it was sold or transferred to Teton Livestock Co.

We are hereby claiming a water rights priority date of 1922 for the ranch water rights.

Atten To Whom It May Concern:
Department Water Resources
District Office, Idaho Falls, Idaho

July 25, 2007

From Jay Calderwood
904 S 50 West Victor, Idaho 83455

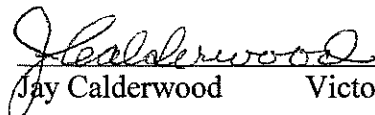
I worked for Ralph Martin on the Rafter J Ranch located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho during the summers from 1955 through 1957.

My responsibilities included irrigating the meadows on the ranch. The upper hay meadow always had an abundance of water to fill the ditch. There was enough water to irrigate the upper meadow and run water down the slough to irrigate the lower meadow at the same time. We always had more water than needed so we ran the water on through the ranch to the neighbors land.

I remember this well because of the good horse I rode to drag dams & irrigate on.

I also worked on this ranch for Ralph Martin after I was married during 1960 and park of 1961. The irrigation system was operating in the same manner as it was during 1955.

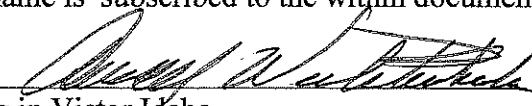
From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~22~~ 22

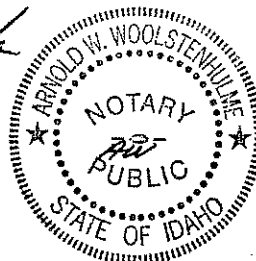

Jay Calderwood Victor Idaho

STATE OF IDAHO)

COUNTY OF TETON)

On this 26 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared JAY CALDERWOOD, know to me to be the person whose name is subscribed to the within document.

Notary 
Residing in Victor Idaho
Commission expires on 6 /08 / 2010



Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Lavell Johnson
123 N, 100 W,
Driggs Idaho 83452

I have lived in Teton County all of my life and worked in the area of the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1978 through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 22

STATE OF IDAHO)

COUNTY OF TETON)

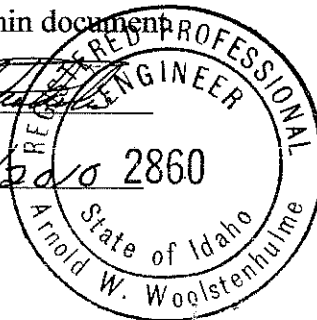
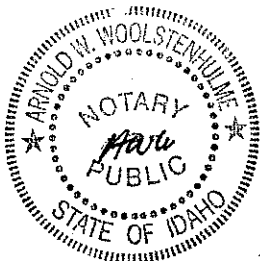
Lavell Johnson
Driggs Idaho

On this 25 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared Lavell Johnson, know to me to be the person whose name is subscribed to the within document.

Notary

Residing in Victor Idaho

Commission expires on 6/8/2010 2860



Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Reece Chambers
41 W, 250 N
Driggs Idaho 83452

I have lived in or been associated with Teton County all of my life and been acquainted with the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1940 - through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

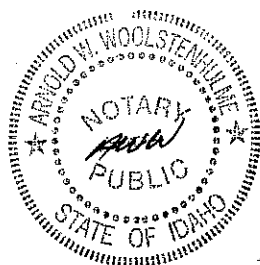
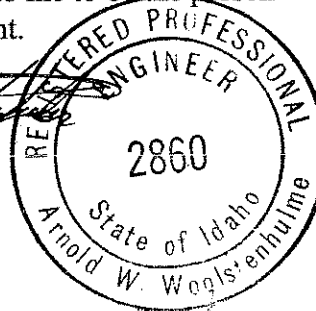
From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~22~~ 72

STATE OF IDAHO)

COUNTY OF TETON)

On this 25 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared Reece Chambers, know to me to be the person whose name is subscribed to the within document.

Reece Chambers
Notary *Arnold W. Woolstenhulme*
Residing in *Victor* Idaho
Commission expires on *6/8/2010*



12/11/06

Dear Sirs:

I have been asked to write my recollections of water delivery out of Teton Creek for land that has been irrigated from springs and is located southwest of Driggs.

Early each spring water was delivered from Teton Creek through ditches to ground east and west of State highway 33 for flood irrigation. Once this water was used it would take 7-10 days for the springs just south and southwest of Driggs to come in. This land is currently owned by Prices, Westons, Henries, and others.

If this water isn't diverted from Teton Creek and used in this area, the springs and sub-water won't come in. That has been my experience during the time I was watermaster (1978-2000).

Sincerely,
Dee O'Brien

RECEIVED

NOV 23 2007

DEPARTMENT OF
WATER RESOURCES

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

11-23-07
CO85386
da
Ident. Number 22-13748
Date Received: 7/27/2007
Receipt No:
Received By: MWA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

2007 AUG 2 PM 1 10
FILED
TWIN FALLS CO., IDAHO
DISTRICT COURT - CADA

1. Name of Claimant(s)

JAMES WILLIAM BEARD AND LEONA BEARD TRUST Phone: (307) 576-2810
RT 1 BOX 1790
TETONIA ID USA 83452

2. Date of Priority: 07/01/1922

3. Source: TETON CREEK , UNNAMED SPRING Trib. to: TETON RIVER , TETON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	45E	2	NE SW NW	TETON	
04N	45E	3	NE NE NE	TETON	

5. Description of diverting works:

18 INCH METAL HEADGATE IN CREEK BANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	6.94	

7. Total Quantity Appropriated is:
6.94 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
04N	45E	3	SW	NE		IRRIGATION	38
			SE	NE		IRRIGATION	6.3
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	19
			NW	SW		IRRIGATION	24
			NW	SE		IRRIGATION	4.9
						Section Acres	172.2
04N	45E	4	NE	NE	1	IRRIGATION	32
			NW	NE	2	IRRIGATION	19
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW	3	IRRIGATION	3.6
			SE	NW		IRRIGATION	40
						Section Acres	174.6
						Total Acres	346.8

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am trustee of
James William Beard and Title
Leona Beard Trust Organization, that I have signed the foregoing
document in the space below as trustee of
James William Beard Title
and Leona Beard Trust Organization and that the statements contained in the
foregoing document are true and correct. James W Beard
Signature of Authorized Agent

Trustee Beard Family Trust
Title and Organization

7/27/07
Date

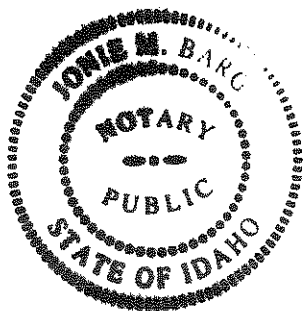
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27th
of July 2007

Jonie M. Bargo
Notary Public

Residing at aldano Falls

My commission Expires 7/24/2013



12/11/06

Dear Sirs:

I have been asked to write my recollections of water delivery out of Teton Creek for land that has been irrigated from springs and is located southwest of Driggs.

Early each spring water was delivered from Teton Creek through ditches to ground east and west of State highway 33 for flood irrigation. Once this water was used it would take 7-10 days for the springs just south and southwest of Driggs to come in. This land is currently owned by Prices, Westons, Henries, and others.

If this water isn't diverted from Teton Creek and used in this area, the springs and sub-water won't come in. That has been my experience during the time I was watermaster (1978-2000).

Sincerely,
Lee O'Brien

Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Reece Chambers
41 W, 250 N
Driggs Idaho 83452

I have lived in or been associated with Teton County all of my life and been acquainted with the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1940 - through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

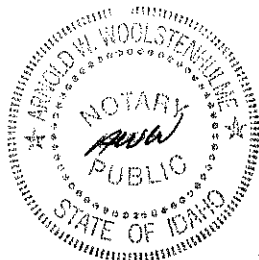
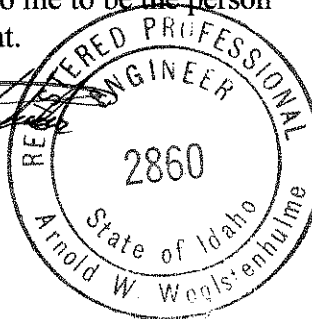
From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~1915~~ 22

STATE OF IDAHO)

COUNTY OF TETON)

On this 25 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared Reece Chambers, know to me to be the person whose name is subscribed to the within document.

A. Reese Chambers
Notary *Arnold W. Weglstenhulme*
Residing in *Victor* Idaho
Commission expires on *6/8/2010*



Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Lavell Johnson
123 N, 100 W,
Driggs Idaho 83452

I have lived in Teton County all of my life and worked in the area of the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1978 through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 22

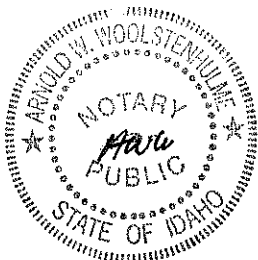
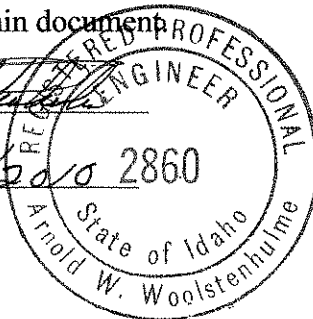
STATE OF IDAHO)

COUNTY OF TETON)

Lavell Johnson
Driggs Idaho

On this 25 day of July, 2007, before me a notary in and for the State of Idaho,
personally appeared Lavell Johnson, know to me to be the person
whose name is subscribed to the within document.

Notary *Arnold W. Woolstenhulme*
Residing in *Victor* Idaho
Commission expires on *6/8/2010* 2860



Atten To Whom It May Concern:
Department Water Resources
District Office, Idaho Falls, Idaho

July 25, 2007

From Jay Calderwood
904 S 50 West Victor, Idaho 83455

I worked for Ralph Martin on the Rafter J Ranch located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho during the summers from 1955 through 1957.

My responsibilities included irrigating the meadows on the ranch. The upper hay meadow always had an abundance of water to fill the ditch. There was enough water to irrigate the upper meadow and run water down the slough to irrigate the lower meadow at the same time. We always had more water than needed so we ran the water on through the ranch to the neighbors land.

I remember this well because of the good horse I rode to drag dams & irrigate on.

I also worked on this ranch for Ralph Martin after I was married during 1960 and park of 1961. The irrigation system was operating in the same manner as it was during 1955.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~20~~ 22

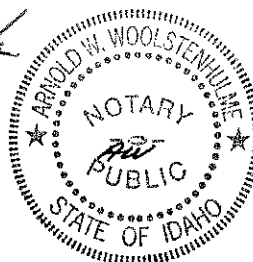
Jay Calderwood
Jay Calderwood Victor Idaho

STATE OF IDAHO)

COUNTY OF TETON)

On this 26 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared JAY CALDERWOOD, know to me to be the person whose name is subscribed to the within document.

Notary Arnold W. Woolstenhulme
Residing in Victor Idaho
Commission expires on 6 /08 / 2010



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

To Whom it May Concern

Reference Adjudication Claim
Beard Family Trust
Sec 3 & 4, Twp 4 N, Rng 45 E, Teton Co, Idaho

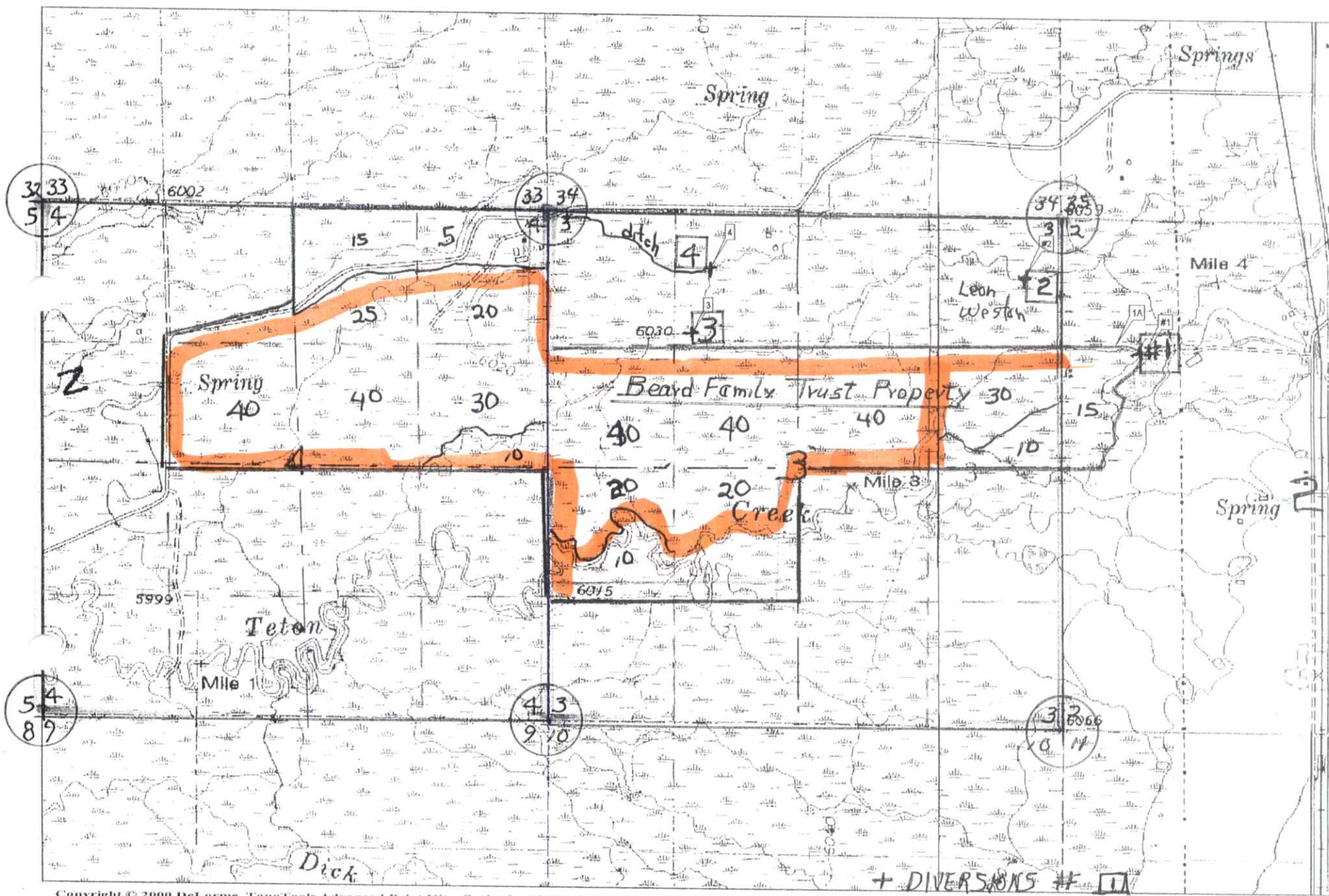
Following is a brief abstract taken from Teton County court House records by AW Engineering.

This history supports the claims and information that water diversion and irrigation systems were developed on the ranch located in Sections 3 and 4 of Twp 4 N, Rng 45 E, Teton County, Idaho.

DATE	OWNER
NE 1/4 Section 4	
1902	Homestead from USA Government Patent
9/26/13	Leanard Covart
1/ 2/14	Herber Sharp
July 1922	Teton Livestock Co (Herber Sharp)
May 1933	Leo Grover
June 1939	EH Martin
N 1/2 Section 3	
1902	Homestead from USA Government Patent
7/19/15	DM Fairbanks
May 1932	JB Fairbanks
June 1938	JR Harper
12/8/1939	EH Martin

Local knowledge and information shows that the ranch was developed into a cattle ranch during the period of 1914 1915 through 1922 when it was sold or transferred to Teton Livestock Co.

We are hereby claiming a water rights priority date of 1922 for the ranch water rights.



#1 Beard Family Trust

7-12-07

Teton Creek Water Head Gate



Teton Creek



head gate

No Name Springs

7-12-07

Flood Gate

#2
Diversion



Leon Weston Prop - enter property

Through natural swales

2

2A



#2 ditch

RECEIVED

NOV 23 2007

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF TWIN FALLS

DEPARTMENT OF
WATER RESOURCES

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

11-23-07
C085347
da
Ident. Number 22-13749
Date Received: 7/27/2007
Receipt No:
Received By: MWA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES WILLIAM BEARD AND LEONA BEARD TRUST Phone: (307)576-2810
RT 1 BOX 1790
TETONIA ID USA 83452

2. Date of Priority: 07/01/1922

3. Source: UNNAMED STREAM Trib. to: TETON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
04N	45E	3	SW	NE	NW	3	TETON	

5. Description of diverting works:

WOOD HEADGATE - STRAW BALES DIVERSION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	3.63	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

2007 AUG 2 PM 1 12
FILED
DISTRICT COURT - SIDA
TWIN FALLS CO., IDAHO

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	45E	3	SW	NW	IRRIGATION	12
					Section Acres	12
04N	45E	4	NE	NE	1	IRRIGATION 32
			NW	NE	2	IRRIGATION 19
			SW	NE		IRRIGATION 40
			SE	NE		IRRIGATION 35
			NE	NW	3	IRRIGATION 3.6
			SE	NW		IRRIGATION 40
					Section Acres	169.6
					Total Acres	181.6

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

SPRINGS KNOWN LOCALLY AS BUFFALO SPRINGS.

LATE CLAIM AWAITING ACCEPTANCE BY SRBA COURT.

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am trustee of
James William Beard and Title
Leona Beard Trust, that I have signed the foregoing
Organization

document in the space below as trustee of
James William Beard Title
and Leona Beard Trust and that the statements contained in the
Organization

foregoing document are true and correct
Signature of Authorized Agent

Trustee James W Beard
Trusty Beard Family Trust
Title and Organization

7/27/07
Date

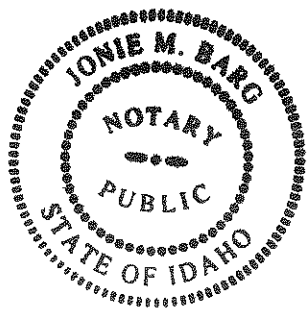
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 27th
of July 2007

Jonie M. Bagg
Notary Public

Residing at Idaho Falls

My commission Expires July 24, 2013



3

Buffalo Springs

Keed Gator

7/12/07

#3



Leon Weston Springs

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

To Whom it May Concern

Reference Adjudication Claim
Beard Family Trust
Sec 3 & 4, Twp 4 N, Rng 45 E, Teton Co, Idaho

Following is a brief abstract taken from Teton County court House records by AW Engineering.

This history supports the claims and information that water diversion and irrigation systems were developed on the ranch located in Sections 3 and 4 of Twp 4 N, Rng 45 E, Teton County, Idaho.

DATE	OWNER
NE 1/4 Section 4	
1902	Homestead from USA Government Patent
9/26/13	Leanard Covart
1/ 2/14	Herber Sharp
July 1922	Teton Livestock Co (Herber Sharp)
May 1933	Leo Grover
June 1939	EH Martin
N 1/2 Section 3	
1902	Homestead from USA Government Patent
7/19/15	DM Fairbanks
May 1932	JB Fairbanks
June 1938	JR Harper
12/8/1939	EH Martin

Local knowledge and information shows that the ranch was developed into a cattle ranch during the period of 1914 1915 through 1922 when it was sold or transferred to Teton Livestock Co.

We are hereby claiming a water rights priority date of 1922 for the ranch water rights.

Atten To Whom It May Concern:
Department Water Resources
District Office, Idaho Falls, Idaho

July 25, 2007

From Jay Calderwood
904 S 50 West Victor, Idaho 83455

I worked for Ralph Martin on the Rafter J Ranch located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho during the summers from 1955 through 1957.

My responsibilities included irrigating the meadows on the ranch. The upper hay meadow always had an abundance of water to fill the ditch. There was enough water to irrigate the upper meadow and run water down the slough to irrigate the lower meadow at the same time. We always had more water than needed so we ran the water on through the ranch to the neighbors land.

I remember this well because of the good horse I rode to drag dams & irrigate on.

I also worked on this ranch for Ralph Martin after I was married during 1960 and park of 1961. The irrigation system was operating in the same manner as it was during 1955.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~22~~ 22

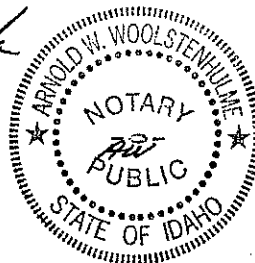
J. Calderwood
Jay Calderwood Victor Idaho

STATE OF IDAHO)

COUNTY OF TETON)

On this 26 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared JAY CALDERWOOD, know to me to be the person whose name is subscribed to the within document.

Notary Arnold W. Woolstenhulme
Residing in Victor Idaho
Commission expires on 6 /08 / 2010



Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Lavell Johnson
123 N, 100 W,
Driggs Idaho 83452

I have lived in Teton County all of my life and worked in the area of the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1978 through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 22

STATE OF IDAHO)

COUNTY OF TETON)

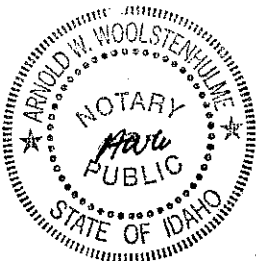
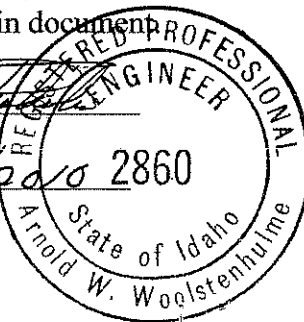
Lavell Johnson
Driggs Idaho

On this 25 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared Lavell Johnson, know to me to be the person whose name is subscribed to the within document.

Notary

Residing in Idaho

Commission expires on 6/8/2010



Atten : To Whom It May Concern:

July 25, 2007

Department Water Resources
District Office, Idaho Falls, Idaho

From: Reece Chambers
41 W, 250 N
Driggs Idaho 83452

I have lived in or been associated with Teton County all of my life and been acquainted with the Ralph Martin, Rafter J Ranch, located in Sections 3 and 4, Twp 4 N, Rng 45 E, Teton County, Idaho from 1940 - through 2007.

I am acquainted with the ranch's irrigation system and have knowledge that it has been used since that time.

From knowledge and information that I have I would agree that irrigation and stock water priority dates for this ranch would be some where between 1915 and 1940. My best estimate of date irrigation and stock water rights were established in 19 ~~1915~~ 22

STATE OF IDAHO)

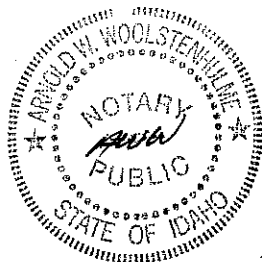
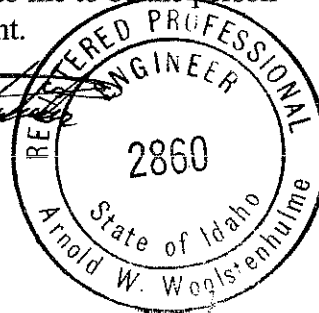
COUNTY OF TETON)

On this 25 day of July, 2007, before me a notary in and for the State of Idaho, personally appeared Reece Chambers, know to me to be the person whose name is subscribed to the within document.

Reece Chambers
Notary _____

Residing in Victor Idaho

Commission expires on 6/8/2010



12/11/06

Dear Sirs:

I have been asked to write my recollections of water delivery out of Teton Creek for land that has been irrigated from springs and is located southwest of Driggs.

Early each spring water was delivered from Teton Creek through ditches to ground east and west of State highway 33 for flood irrigation. Once this water was used it would take 7-10 days for the springs just south and southwest of Driggs to come in. This land is currently owned by Prices, Westons, Henries, and others.

If this water isn't diverted from Teton Creek and used in this area, the springs and sub-water won't come in. That has been my experience during the time I was watermaster (1978-2000).

Sincerely,
Lee O'Brien