

TO

Cindy Bird

ph. 547-3993

From

Alvie Christensen

Total pages 8 (other pages were claims and PDRs of 22-11970)

please call me if you have any
questions.

208-745-6134.

Thanks

Change Priority date to 1938
based on this affidavit

AFFIDAVIT concerning right number
22-11970

The undersigned certifies that he/she witnessed that the land described below was purchased by C. Elmer Christensen, herein Grantee from Lulu R. Robertson, herein Grantor, which was recorded on October 4, 1937 in the County of Teton, Idaho as Instrument 31295 and was being irrigated from Teton Creek and Buffalo Flats Springs from the date of purchase.

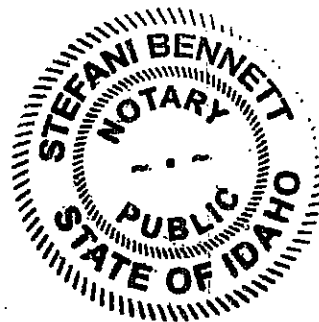
NOW THEREFORE, on the aforementioned instrument, the legal description is corrected to read as follows:

Northeast Quarter of the Southeast Quarter (NE 1/4, SE 1/4), Section 35, Township 5 North, Range 45 East of the Boise Meridian.

See attachment A:

Date: December 7, 2006

Florence B. Mathews
Florence Mathews



State of Idaho

}
} ss.

County of

On this 7 day of December, in the year 2006, before me, a Notary Public in and for said state, personally appeared Florence Mathews known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that executed the same.

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

Stefani Bennett
Notary Public for the State of Idaho
Residing at:
Commission Expires:

U.S. Bank
3/15/2012

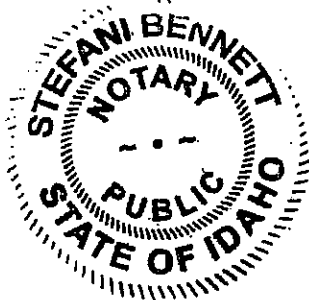
December 7, 2006

Attachment A:

I Florence (Christensen) Mathews was born in Alta, Wyoming east of Driggs, Idaho June 19, 1927, to C. Elmer and Marguerite Christensen. I am an older sister to Olive E. Christensen.

Our family moved onto this farm in 1937 so we could go to school in Driggs. We pumped water from a hand pump that winter but was over joyed to have water from Teton Creek to water cattle and ~~farm~~ for irrigation the following year. I do not remember if my father made the canal from Teton Creek to our property or if it was in existence prior to 1938. I do know we irrigated this property in 1938.

Florence E. Mathews



Stefani Bennett
3/15/2012
U.S. Bank
Lemhi Salmon Id

Kevin Thibeault. New claim
12/5/06 Alvie Christensen is.
will send in affidavits on his
ground to the east of Kevin. Kevin
purchased this ground from Alvie
Christensen. Alvie Christensen's
Claim. # 22-11970.

- Alvie submitted a deed on 12/5/06.

According to Notes on 22-11970 recommendation report, recommending
this right w/ same priority date ⁽¹⁹⁵⁰⁾ as Alvie Christensen. When
the affidavit is received, then the date can be changed.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 22-11970 V1

WATER RIGHT NUMBER: 22-11970 V1

Owner Type Name and Address
Current Owner ALVIE C CHRISTENSEN
 3979 E 460 N
 RIGBY, ID 83442
 (208)745-6134

Priority Date: 04/01/1950
Basis: Beneficial Use
Status: Active

Source Tributary
TETON CREEK TETON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	1.960 CFS	
	<u>Total Diversion:</u>	1.960 CFS	

Location of Point(s) of Diversion

TETON CREEK SE1/4NE1/4NW1/4 Sec. 36, Twp 05N, Rge 45E, B.M.
TETON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	35													30.0	19.0			49.0

Total Acres: 49

Conditions of Approval:

1. 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.
2. E55 Right Nos. 22-11969 and 22-11970 are limited to the irrigation of a combined total of 49 acres in a single irrigation season.

Remarks:

change
↓
Claim has a status of
~~*Withdrawn*~~
Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 22-11970 V1

Comments:

1. aruberry 2/23/2005 WITHDRAWN

Comment: CLAIMANTS LETTER REQUESTING WITHDRAWAL SEPT. 30, 2001.

2. ecarlsen 11/27/2006 Priority Date

Comment: I spoke with Alvie Christensen by telephone on November 24, 2006. According to Alvie his parents purchased this property in 1938 and Alvie was born in 1942. I have moved the priority to 1950 thinking he can personally testify to the use of the ditch when he was 8 years old. Alvie may be able to provide documentation to support a priority earlier than 1950.

Water Supply Bank: