

NOTES

6-16-04

Transfer shows PDU was decreased to 150 ac with 2.8 cfs still. Taxlot data shows Mahogany Crk owns 100 ac of it and the Bates own the rest. The Quitclaim deed to a WR shows that Mahogany Crk owns 75% and Bates' own 25%. Therefore, the split should be something like this:

22-1162

- A Mahogany Crk
100 ac. 2.1 cfs
- B Steven Bates
50 ac. 0.7 cfs

needs to be
for all 3 rights
22-38, 22-1128,
22-2035

Stephen is deceased. His wife Mary is working as a Downership. Claims 90 ac, but PDU on map shows 97.8 ac. which means Mary needs to file an enlargement claim for 47.8 ac. And she will need to pay for 8 additional acres.

Tried contacting Mary 4 or 5 times and no one ever answered. There was no answering machine. I have talked with her before at this #, so I know it is correct. Therefore, recommending w/o additional acres of enlargement.

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

DECEASED TO THOMAS BATES LANDOR ROXBURG vs TOTEN, 1910 AS: 11 140" (2.80 cts)
 MAY 3, 1889, MAHOGANY CREEK. POB LISTED AS: NE⁴ SEC. 24 T4N,
 R44E. CONTAINING 160 ACRES DW. RATE 0.07 cts/AC

CLAIMED IN SRBA AS:

22-162, MAHOGANY CR ENT. LLC, 2.80 cts, 249 AC ALL W/1
 SEC. 13 T4N R44E. (TX 2970)

22-162B, STEVEN BATES, 0.80 cts, 90 AC ALL W/1
 SEC. 13 T4N, R44E

CTS OBVIOUSLY OVERCLAIMED, POB ON EITHER NOT THE SAME
 AS DECEASED. TX #2970 MOVES POB (160 AC) OFF SEC. 24 TO
 SEC. 13 NE² (150 AC). TX #2970 BASICALLY CORRECTS DECEASED ERROR.

By TX PART D. DICTATES: 100" TO J.F. Buxton, 40" TO S. BATES

Quitchain GOOD ALSO DISCLOSES SPLIT AS: 35/140 TO S. BATES, (25%) 0.70 cts

2.1 cts (75%) 105/140 TO F. Buxton. MAHOGANY CR, MAY 3, 1889, ROXBURG vs
 TOTEN, DEC. 16, 1910. SUMS ERROR BETWEEN Quitchain GOOD AND TX #
 2970 IN CTS TO EACH - BY

22-162, MAHOGANY CR ENT. LLC HAS OVERCLAIMED CTS BY 0.80 cts
 WHICH GOES TO S. BATES (AND, BATES ALSO CLAIMS 0.80 cts)

RECOMMEND: PER TX #2970

22-162, AS 2.0 cts ON 117⁶ AC (± ENLARG claim - CLAIMS 249² AC - OTHER Rk.?)

22-162B, 0.80 cts ON 47⁹ AC (ONLY claim ON Prop - NODS ENLARG claim)

Reviewer: _____ Date: _____

Transfer No. 2970

Water Right No. _____

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

To Change the Point of Diversion and/or the Place of Use

Name of applicant a. J. Farrell Buxton and Helen Jean Buxton b. Stephen L. Bates and Mary Bates Phone 354-3258
Post Office address a. Route 2, Box 1244, Driggs, ID 83422; b. Route 2, Driggs, ID 83422

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

- a. Decree No. 22-0162 Decreed to Thomas G. Bates (Name)
in case of Rexburg Irrigation Company, et al Teton Irrigation Canal Company, et al
dated in December 16, 1910 in 6th Judicial District county of Fremont
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant a. By deed from O. J. Buxton; b. By deed from family members.

3. Source of water Mahogany Creek tributary to Snake River
4. Date of priority May 3, 1889
5. Water is used for the following purposes:
amount 2.8 c.f.s. for irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)
6. Total amount of water under right: a. 2.8 c.f.s. cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is NOT SHOWN IN DECREE % of Section _____
Township _____ Range _____, B.M., in _____ County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N	44 E	24	40	40	40	40													160

Total number of acres to be irrigated 160

9. Describe any other water rights used for the same purpose as described above None
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

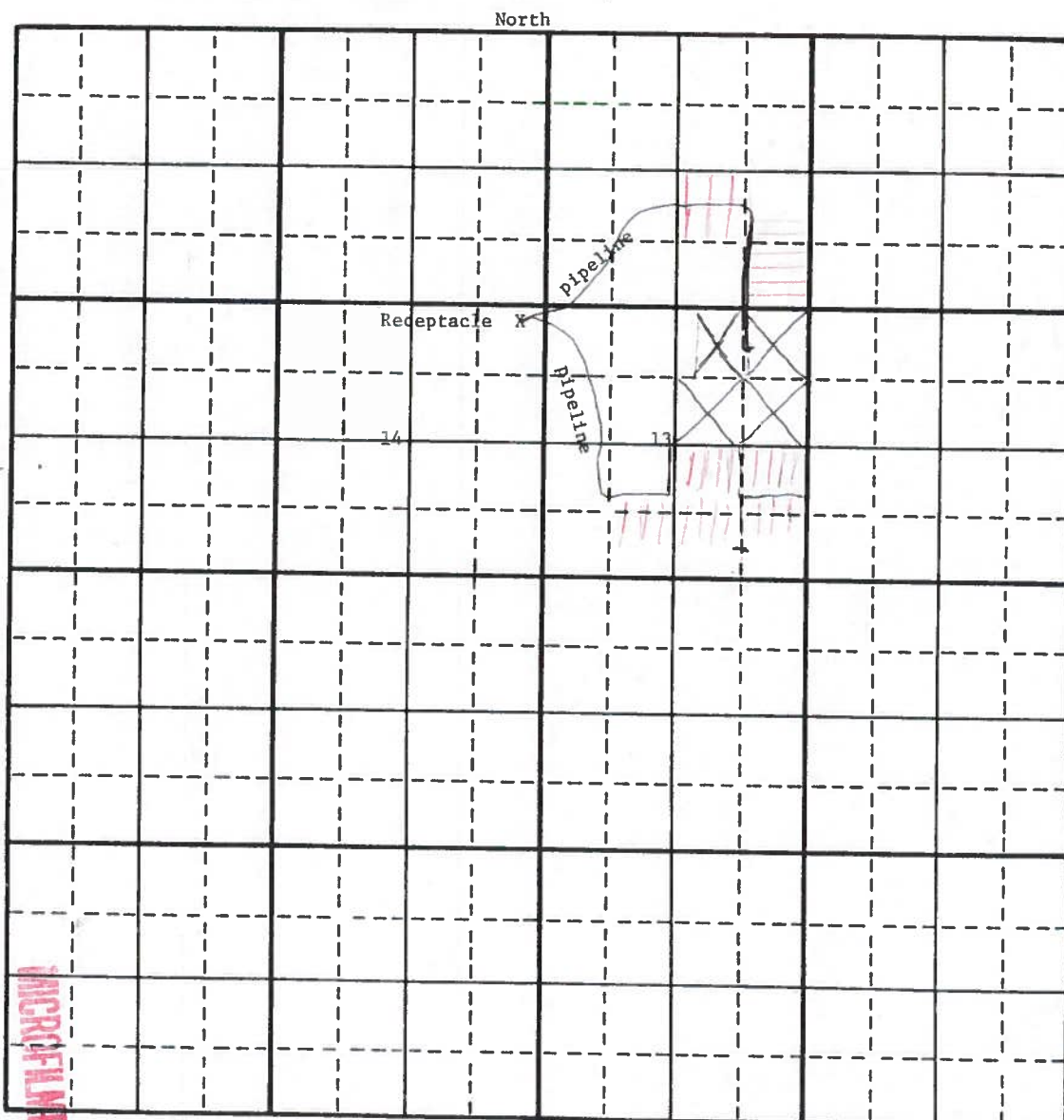
MICROFILMED

c. Describe the lands -- place of use to which the right will be transferred.

TWP.	RANGE	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	
4 N	44 E	13	40	30	40	40													150

Total number of acres to be irrigated 150

- Describe any other water rights used for the same purpose as described above. None
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE 2 inches equal 1 mile Draw plan in ink

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	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 number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 2.8 c.f.s. &/or _____ acre feet
- b. Description of diverting works Cement receptacle and headgate with water emptying into a metal pipeline and sprinkler system, gravity powered
- c. Describe the reasons for the proposed changes The Rexburg decree, in error, decreed this water rights to the NE 1/4 of Section 24, Twp 4 N, Rge 44 EBM. The owners of that property have conveyed the water right to applicants for use upon NE 1/4 of Section 13, Twp 4 N, Rge 44 EBM, where in fact it has always been used continuously since the date of priority.

2. Change in point of diversion

Point of diversion NE 1/4 NE 1/4, Section 14 Township 4 North
Range 44 East, B.M., Teton County
Additional points None

Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer The place of use is the same. Only the record water right is being changed.

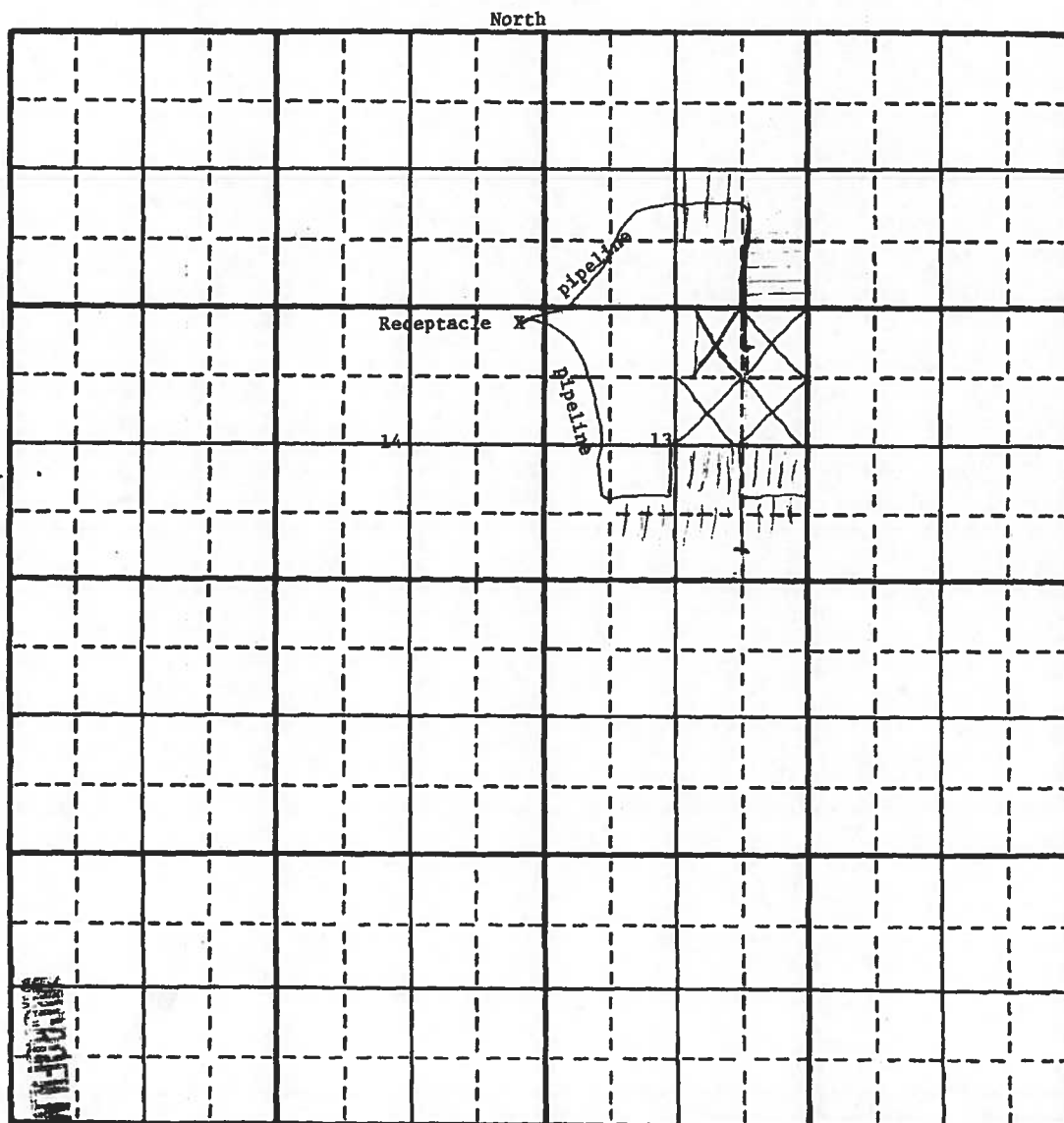
MICROFILMED

c. Describe lands or place of use to which the right will be transferred

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N	44 E	13	40	30	40	40													150

Total number of acres to be irrigated 150

- Describe any other water rights used for the same purpose as described above. None
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



Scale: 1 inch equals 1 mile. Draw plan in ink.

D. REMARKS

Applicants agree that said 2.8 c.f.s. of water would be owned 100 miners inches thereof by Applicant J. Farrell Buxton and wife and 40 miners inches thereof would be owned by Stephen L. Bates and his wife.

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 willfull misrepresentations made in this application may result in voiding its approval.

Applicant

Subscribed and sworn to before me this 29th day of June, 1983

(Signature of Applicant)

(Notary Public)

My commission expires 12-2-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-0162 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 6th day of March, 1984

Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by Coy Date 6-30-83 Protest filed by _____
Prelim. check by Jon Fee 50.00 _____
Received by BP Date 11/15/83 _____
Furnished in Teton Valley News Copies of protest forwarded by _____
Dates 12/8 & 12/15/83 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval _____ denial _____
_____ rec'd. _____ by _____

THIS INDENTURE, made this 14th day of August, 1968,
between O. J. BUXTON and ESTELLA BUXTON, his wife

of Driggs, County of Teton, State of Idaho,
the parties of the first part and JAY FARRELL BUXTON and HELEN JEAN BUXTON, his
wife

of Driggs
County of Teton, State of Idaho, the parties of the second part.

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
Ten and no/100 Dollars
lawful money of the United States of America and other valuable consideration
to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged,
have granted, bargained, sold, and by these presents, do es. grant, bargain, sell and convey and confirm unto
the said parties of the second part, and to their heirs and assigns, forever, all the following described
real estate, situated in Driggs, County of Teton
State of Idaho, to-wit:

The Northeast Quarter of the Southwest Quarter; the North half of
the Southeast Quarter; the North Half of the Southeast Quarter of
the Southeast Quarter; and beginning at a point 40 rods South of
the Northeast corner of the Northeast Quarter, and running thence
West 107 rods, thence South 45 rods, thence West 53 rods, thence
South 75 rods, thence East 160 rods, thence North 120 rods to the
point of beginning all in Section 13, Township 4 North, Range 44 EBM
with all growing crops thereon and all machinery and equipment
of the Sellers thrown in, and also an undivided one-half interest
in and to a potato cellar located upon a Railroad lease in Driggs,
Teton County, State of Idaho and Sellers agree to have the
leasehold interest assigned to Buyers.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belong-
ing or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues
and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity
of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together
with the appurtenances unto the parties of the second part, and to their heirs and assigns forever
And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands
and seals the day and year first above written.

Executed and Delivered in the Presence of

MICROFILMED

O. J. Buxton [SEAL]

Estella Buxton [SEAL]

[SEAL]

[SEAL]

STATE OF IDAHO,

County of _____

ss.

On this 21 day of August in the year 1968, before me the undersigned _____, a Notary Public in and for said State, personally appeared O. J. BUXTON, ESTELLA BUXTON, JAY FARRELL BUXTON AND HELEN JEAN BUXTON 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.

[Signature]
Notary Public for the State of Idaho,
Residing at Idaho, Idaho.

No. _____

WARRANTY DEED

TO

Dated _____, 19____

STATE OF IDAHO.

ss.

County of _____
I hereby certify that this instrument was filed for record at request of _____ at _____ minutes past _____ o'clock _____ M., this _____ day of _____, 19____, in my office, and duly entered in Book _____ of _____ at page _____.

By _____
Ex-Officio Recorder.

Deputy.

Fees, \$ _____

Mail to _____

Not Public Printing - Blaine

SHARP, ANDERSON, BUSH & NELSON
Attorneys at Law
P. O. Box 158
Idaho Falls, Idaho 83401

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED CLOYD V. BATES and ELEANOR R. BATES, his wife, the Grantor, does hereby grant, bargain, sell and convey unto STEVEN L. BATES and MARY W. BATES, his wife, the Grantee, whose current address is _____ the following described real estate situated in Teton County, State of Idaho, to-wit:

Beginning at the Southwest corner of the Northwest Quarter of Section 13, Township 4 North, Range 44 EBM; and running thence East 2640 feet; thence North 1237.5 feet; thence East 874.5 feet; thence North 742.5 feet; thence East 1765.5 feet; thence North 660 feet; thence West 1975 feet; thence South 260 feet; thence West 100 feet; thence North 260 feet; thence West 1885 feet; thence South 330 feet; thence West 660 feet; thence North 330 feet; thence West 60 feet; thence South 826 feet; thence West 600 feet; thence South 1814 feet to the point of beginning.

Together with and including all water and water rights, and ditch and ditch rights, and all tenements, hereditaments and appurtenances thereto, and subject to all easements and rights of way, either apparent or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, his heirs and assigns forever. Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances, EXCEPT AS SET FORTH HEREINABOVE, and that he will warrant and defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the masculine, the feminine and neuter.

DATED: November 4, 1980

Cloyd V. Bates Eleanor R. Bates

STATE OF Idaho)
County of Teton) ss.

On this 4th day of November, 1980, before me, the undersigned, a Notary Public for Idaho, personally appeared CLOYD V. BATES and ELEANOR R. BATES, 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 first above written.

Arnold H. Bush
Notary Public for Idaho
Residing at Idaho Falls, Idaho

MICROFILMED

QUITCLAIM DEED TO A WATER RIGHT

THIS INDENTURE, Made this 28th day of June, 1983, by and between GEORGE H. FOSTER and RUTH FOSTER, husband and wife, of Route 2, Driggs, County of Teton, State of Idaho, and GARY Zohner and SHERRY Zohner, husband and wife, of Victor, County of Teton, State of Idaho the parties of the first part, and J. FARRELL BUXTON and wife and STEPHEN BATES and wife all of the County of Teton, State of Idaho, the parties of the second part,

WITNESSETH:

WHEREAS, The parties of the first part own the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 24, Twp. 4 N., Rge. 44 E., Boise Mer., in Teton County, Idaho, to which was decreed a portion of 140 miners inches of the waters of Mahogany Creek, a tributary of Snake River, with a priority date of May 3, 1889, as decreed in the case of Rexburg Irrigation Company et al, Plaintiffs, vs. Teton Irrigation Canal Company, et al, Defendants, dated December 16, 1910, and said decree was in error and said water right should have been decreed to the NE $\frac{1}{4}$ of Sec. 13, Twp. 4 N., Rge. 44 E., Boise Mer., now owned by parties of the second part,

NOW THEREFORE THIS DEED WITNESSETH:

That the said parties of the first part, for and in consideration of ONE DOLLAR (\$1.00), and other valuable consideration to them in hand paid by the said parties of the second part, the receipt of which is hereby acknowledged, do hereby remise and quitclaim unto the said parties of the second part, and to their heirs and assigns, forever, the following water rights, to-wit:

An undivided 35/140 interest to the said Stephen Bates and wife and an undivided 105/140 interest to the said Farrell Buxton and wife of parties of the first parts interest in and to 140 miners inches of the waters of Mahogany Creek, a tributary of Snake River, with a priority date of May 3, 1889, as decreed in the case of Rexburg Irrigation Company et al, Plaintiffs, vs. Teton Irrigation Canal Company, et al, Defendants, dated December 16, 1910.

TO HAVE AND TO HOLD, The same unto the said parties of the second part, their heirs and assigns forever.

MICROFILMED

George H. Foster
GEORGE H. FOSTER

Ruth Foster
RUTH FOSTER

GARY ZOHNER

SHERRY ZOHNER

SHERRY ZÖHNER

David A. Rich
Notary Public for Idaho
Residing at Driggs, Idaho
My Commission Expires 12/85

Notary Public for Idaho
Residing at Driggs, Idaho
My Commission Expires 12/2/85

Water Right No(s). A2202035, 22-38, 22-162B



GPS DATA:

Tag # A0013804 Location: ON CONCRETE STRUCTURE

Well Data:

MOTOR

Make: GRAVITY FLOW SYSTEM Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

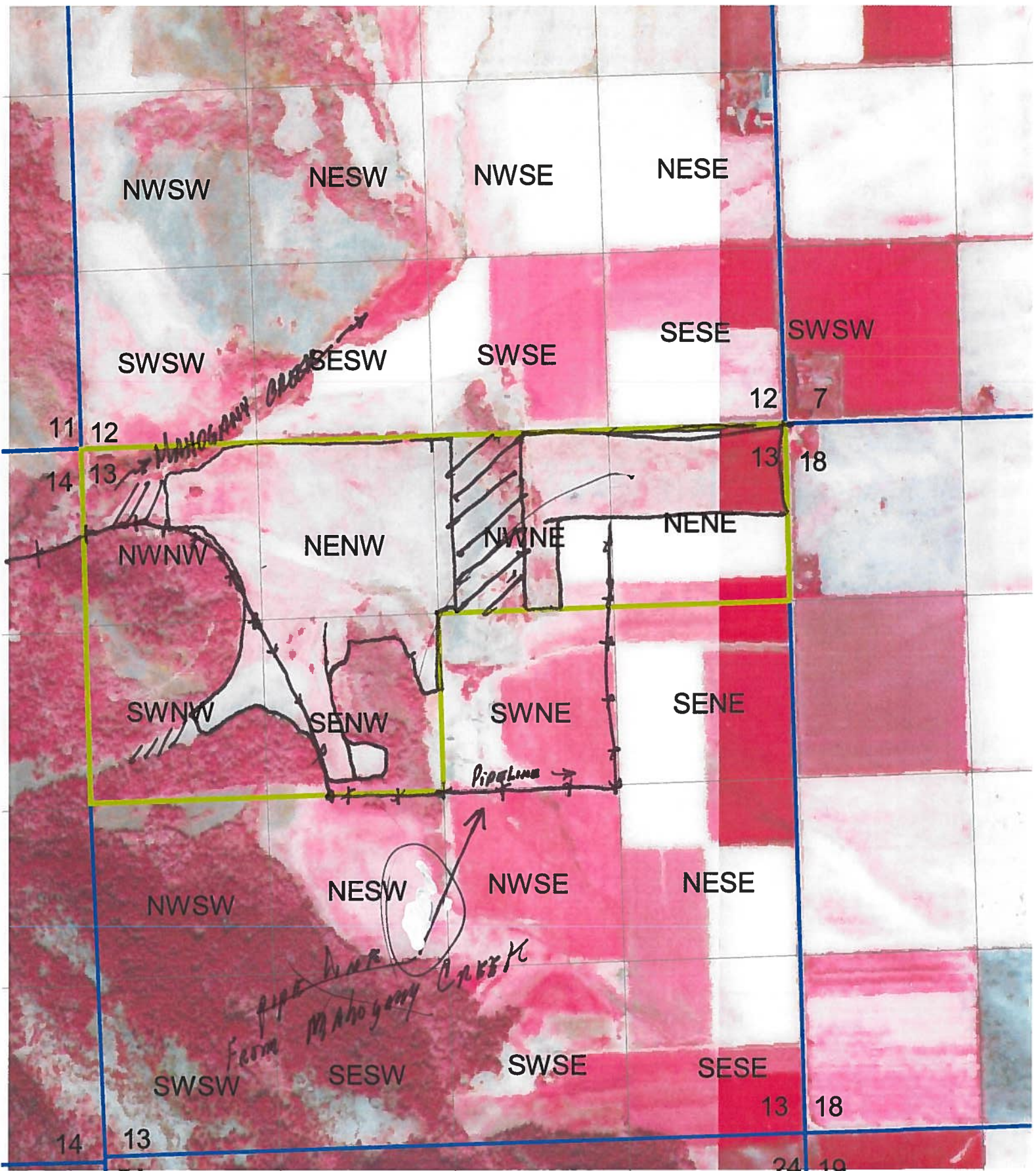
Informational. IN A2200162B.
DIVERTED FROM MAHARANY CK INTO A DITCH, THEN ABOUT 200YDS
DOWN WATER ENTERS A PIPELINE FOR GRAVITY PRESSURE TO SPRINKLER
LINE.

Field Exam Date: 11-11-04 Agent: NICK OLSON

River	8,000
35 Seymour, E. B.; June 1, 1886; Spring Creek	300
36 Nave, Martin L.; June 1, 1886; Moody Creek	50
To be reduced to 25 inches after June 20th of each year	25
37 Nave, Martin L.; June 1, 1886; Teton River	25
42 Breckenridge, David; June 1, 1887; North Leigh Creek; also Swamp Creek for a late right	260
42 Borrowman, John; June 1, 1887; Wood Creek and Springs	60
42 Jeppson, Hans J.; June 1, 1887; Bigler Slough	80
45 Hegsted, Victor; Sept. 1, 1887; Horse Shoe Creek	30
49 Hegsted, Victor; June 1, 1888; Horse Shoe Creek	290
49 North Salem Agricultural & Milling Canal Co.; Teton River	1,325
As a high water right until July 1st of each year	160
48 Walters, William; June 1, 1888; Teton River. (Stewart & Walters Ditch.) Joint appropriation with Mons H. Anderson)	168
49 Woods, William S.; June 1, 1888; Twin Creeks	200
56 Woodmansee, Charles H.; Mar. 15, 1889; Moody Creek To be reduced to 80 inches after June 20th of each year	80
57 Curtis, Owen; Apr. 1, 1889; Trail Creek	160
57 Little, Zina W.; Apr. 1, 1889; South Leigh Creek	120
58 Hill, William; Apr. 5, 1889; Pack Saddle Creek	280
62 Morlensen, Christian; May 1, 1889; Teton River. (Through the Nelson-Jacobs Ditch)	112
63 Bates, Thomas; May 3, 1889; Mahogany Creek	140
67 Beezley, Ebenezer, and J.; June 1, 1889; Fox Creek	80
67 Drake, Fred J.; June 1, 1889; John Creek	150
67 Blanchard, John; June 1, 1889; Warm Creek	40
67 Bowles, H. C.; June 1, 1889; Spring Creek	140
67 Drake, William; June 1, 1889; Mahogany Creek	10
67 Lund, William P.; June 1, 1889; Mahogany Creek	160
67 Hubbard, Frank, and wife; June 1, 1889; North Leigh Creek	150
67 Swanner, Samuel; June 1, 1889; South Leigh Creek	40
67 Walton, D. O.; June 1, 1889; Darby Creek	20
67 Jones, Benjamin; June 1, 1889; Trail Creek	20
69 McPherson, Abner; June 10, 1889; North Leigh Creek	160
71 Parsons, F. W.; June 15, 1889; Trail Creek	160
74 Tunks, George M.; July 5, 1889; Trail Creek	95
74 Tunks, George M.; July 15, 1889; Fox Creek	55
76 Kirsley, Mary E.; Sept. 1, 1889; Warm Creek, Spring Creek and Deep Creek	80
78 Woodmansee-Johnson Ditch; Oct. 1, 1889; Teton River	620
78 Rexburg Milling Co.; Oct. 1, 1889; Teton River. (Woodmansee-Johnson Ditch.) For power purposes only, and subject to rights of users for agricultural purposes of water through same ditch	3,000
79 Teton Irrigation & Manufacturing Co.; Oct. 2, 1889; Teton River. (To be diverted at the Bird head-gate near the Teton Mill)	500
82 Kirsley, Mary E.; Apr. 1, 1890; Warm Creek; Spring Creek and Deep Creek	80
82 Sinclair, D. R., Adminr. Estate of Fred Sinclair (deceased); April 1, 1890; Trail Creek	115
82 Wolf Ditch Co.; Apr. 1, 1890; Teton River	2,335
82 Robertson, A. I.; Apr. 1, 1890; Trail Creek	87

82 Rice, Ed.; Apr. 1, 1890; Trail Creek	82
82 Curtis, Nahum; Apr. 1, 1890; Trail Creek	82
82 Blanchard, John; Apr. 1, 1890; Trail Creek	82
82 Eynon, John; Apr. 1, 1890; Trail Creek	82
85 Paul, John; June 1, 1890; Springs on land	85
85 Paul, William H.; June 1, 1890; Little Springs and Deep Creek	85
85 Jenkins, William; June 1, 1890; Fox Creek	85
85 Kimball, R. C. and A. L.; June 1, 1890; Fox Creek	85
85 Lawson, B. G.; June 1, 1890; Spring Creek	85
85 Murphy, G. M.; June 1, 1890; Darby Creek	85
85 Smith, C. M.; Jan. 1, 1890; Darby Creek	85
85 Walton, D. O.; June 1, 1890; Darby Creek	85
85 Shaw, O. W.; June 1, 1890; North Leigh Creek or Spring Creek	85
85 Yearsley, H. C.; June 1, 1890; Spring Creek	85
85 Drake, Richard; June 1, 1890; Patterson Creek	85
85 Chelsey, John P.; June 1, 1890; Paul Spring Creek, Grove Creek, Deep Creek and Little Spring Creek	85
85 Byrne, Michael; June 1, 1890; Fox Creek	85
85 Buxton, Mary A.; June 1, 1890; Sloughs from Twin Creeks	85
85 Beezley, Ebenezer, and J.; June 1, 1890; Fox Creek	85
85 Andrews, L. W.; June 1, 1890; Grove Creek	85
85 Durney, P. S.; June 1, 1900; Trail Creek	85
85 Foote, Arthur L.; June 1, 1890; Mahogany Creek	85
85 Ferguson, John; June 1, 1890; Grove Creek and Willow Spring Creek	85
85 Eames, William; June 1, 1890; Spring Creek	85
85 Edelfson, E. B.; June 1, 1890; Leigh Creek	85
85 Drake, Lavina; June 1, 1890; Boquet Creek and Drake Creek	85
88 Drake, William; July 1, 1890; Mahogany Creek	88
90 Tunks, William H.; July 15, 1890; Trail Creek	90
92 Curtis, Clarissa A.; Sept. 1, 1890; Trail Creek	92
96 Rice, A. L.; Jan. 1, 1891; Patterson Creek	96
98 O'Brien, James A.; June 1, 1891; North Leigh Creek	98
98 Sildoway-Briggs Co.; June 1, 1891; Teton River. (For power purposes)	98
98 Sinclair, D. R.; Adminr. Estate of Fred Sinclair (deceased); June 1, 1891; Eynon Ditch	98
98 Smith, Ellington; June 1, 1891; Spring Creek, Darby Creek and Crandall Springs	98
98 Shaw, L. C.; June 1, 1891; Ragder Creek and water from springs on T. A. Phillips' land	98
98 Swanner, Samuel; June 1, 1891; South Leigh Creek	98
98 Hubbard, Susan; June 1, 1891; North Leigh Creek	98
98 Harrop, Samuel; June 1, 1891; Leigh Creek	98
98 Hill, Mary Ann; June 1, 1891; Pack Saddle Creek	98
98 Clark & Houghton; June 1, 1891; Teton River	98
98 Dewey, George A.; June 1, 1891; Fox Creek	98
98 Barney, Walter; June 1, 1891; South Leigh Creek	98
98 Bowles, Sarah; June 1, 1891; Spring Creek	98
98 Blamires, Robert, and C. J. Burton, W. S. Burton and Thomas H. Phillips; June 1, 1891; Badger Creek and springs on land of T. A. Phillips	98
98 Edelfson, Noah C.; June 1, 1891; Leigh Creek	98
100 Sildoway Irrigation & Manufacturing Co.; July 1, 1891; Teton River	100

22-162B



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: A22-00162B
Date Received: 6/08/1988
Receipt No: E000360
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVEN BATES 208-354-8258
Address: 544 W. 225 S.
DRIGGS, ID 83422

2. Date of Priority: MAY 03, 1889

3. Source: MAHOGANY CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	44E	14	NE	NE	NE		TETON

5. Description of diverting works:
CONCRETE HEADING FOR GRAVITY FLOW SPRINKLER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		

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

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	44E	13	NE	NE		IRR	8.0
			NW	NE		IRR	10.0
			NE	NW		IRR	36.0
			NW	NW		IRR	16.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	44E	13	SW	NW		IRR	8.0
			SE	NW		IRR	12.0
Section Acres							90.0
Total Acres							90.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court :
Decree date:

REXBURG IRR. C. ET AL.
Decree Plaintiff

vs

TETON IRR. CANAL CO.
Decree Defendant

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): x Steven J. Bates Date: 8 June 1988

Date: _____

State of Idaho)
County of Bonnerille) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of June 19 88 Deena L. Green
Notary Public

Seal

Residing at Rigby
My Commission Expires 4-22-1994

Point of Diversion

