

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-191  
NAME AND ADDRESS: RICHARD A EGBERT  
C/O BRAD EGBERT  
1134 BOND AVE  
REXBURG ID 83440-1810

SOURCE: SPRING CREEK                      TRIBUTARY: TETON RIVER  
QUANTITY: 2.000 CFS  
PRIORITY DATE: 06/01/1896

POINT OF DIVERSION:  
T06N R45E S33 NWSWNE Within TETON County  
T06N R45E S33 NESENE Within TETON County  
T06N R45E S33 SENWNW Within TETON County  
T06N R45E S33 NESWNW Within TETON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 2.000 CFS       |

PLACE OF USE: IRRIGATION in TETON County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T06N R45E S32 | NENE | 31.00 | T06N R45E S32 | SENE | 20.00 |
| T06N R45E S32 | NESE | 22.00 | T06N R45E S32 | NWSE | 30.00 |
| T06N R45E S33 | SWNW | 0.30  | T06N R45E S33 | SENW | 1.00  |
| T06N R45E S33 | NESW | 17.00 | T06N R45E S33 | NWSW | 19.00 |

140.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 140.3 acres in a single irrigation season. Combined Right Nos.: 22-133D, 22-191, 22-526A, 22-527A, 22-554B, and 22-555B.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is subject to regulation by the watermaster of Water District No 01.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



# Idaho Department of Water Resources

## SRBA Recommendation:

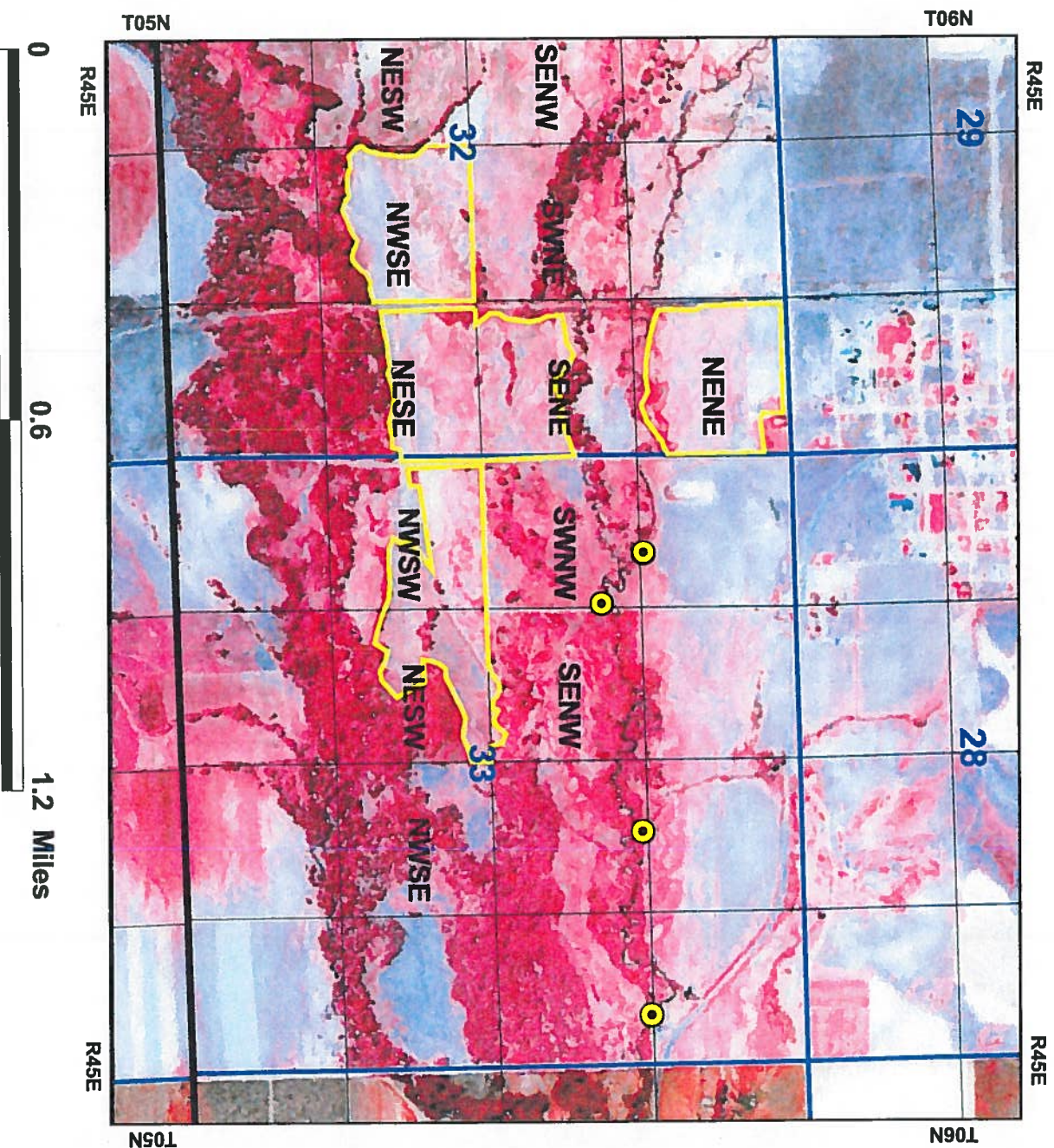
**22-133D**  
**22-191**  
**22-526A**  
**22-527A**  
**22-554B**  
**22-555B**  
(Irrigation)

## Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Teton County  
IDWR Basin 22



Prepared by K. Moore  
On Thursday, December 14, 2006  
1987/88 Aerial Photography

6-13-06

**22-133D** This right was decreed 28 cfs for 1400 ac, an inch to the acre. However, it was not claimed that way. The claim shows 11.55 cfs for 340 ac. Due to the vegetation surrounding the creek, there isn't even 340 ac. Only 140 ac could be found. Also, it was decreed with North Leigh Creek as the source. However, it does not appear that irrigation of the southern part of the decreed POU is sensible since some of the land is south of Spring Creek and not serviceable by North Leigh Creek. Therefore, considering the decreed source as a mistake for this portion of the land and recommending Spring Creek only. Regarding the acreage in Section 5 that was claimed, it must be covered by another claim because it is irrigated by a different source, South Leigh Creek. The other portion of the place of use is irrigated by Spring Creek. Therefore, only the 140 ac irrigated by Spring Creek is being recommended with an inch to the acre as it was decreed. This POU is not entirely the original decreed POU. Some of it is covered by an accomplished transfer of POU.

**22-191** Decreed 2 cfs for 160 ac, however, only 140 ac were found total because of the vegetation surrounding the creek. Recommending full portion of water since it is less than an inch to the acre.

**22-526A/527A** Teton Properties claims to own the whole right of 22-526 and 22-527. However, Richard Egbert owns 40 ac of the original POU. Teton Properties only owns the other 120 ac. They are claiming an additional 40 ac for a total of 160 ac. But since Mr. Egbert owns some of the decreed land, I am recommending him a portion of the rights as he claimed it. The source for these two rights was decreed as South Leigh Creek and Spring. However, the historic practice since this portion of land has been to irrigate from Spring Creek. Therefore there has been an accomplished change in source.

**22-554B/555B** Recommending as claimed. North Leigh Creek was decreed as the source, however, that does not seem to be accurate. Spring Creek runs right through the property, suggesting that this might have been the original source.

Recommending all these rights as a permissible place of use for a total of 140.3 ac and a maximum diversion of 2.81 cfs when all used together. Not entirely positive that the POU is final. There may be some corrections from the claimant when they receive the PDR and NOE. May expect some changes.

KM

Shapes based on work done by Al Ruberry.

12-14-06

PODs were not linked correctly. Fixed them.

KM

# Idaho Department of Water Resources



Adjudication Claim:

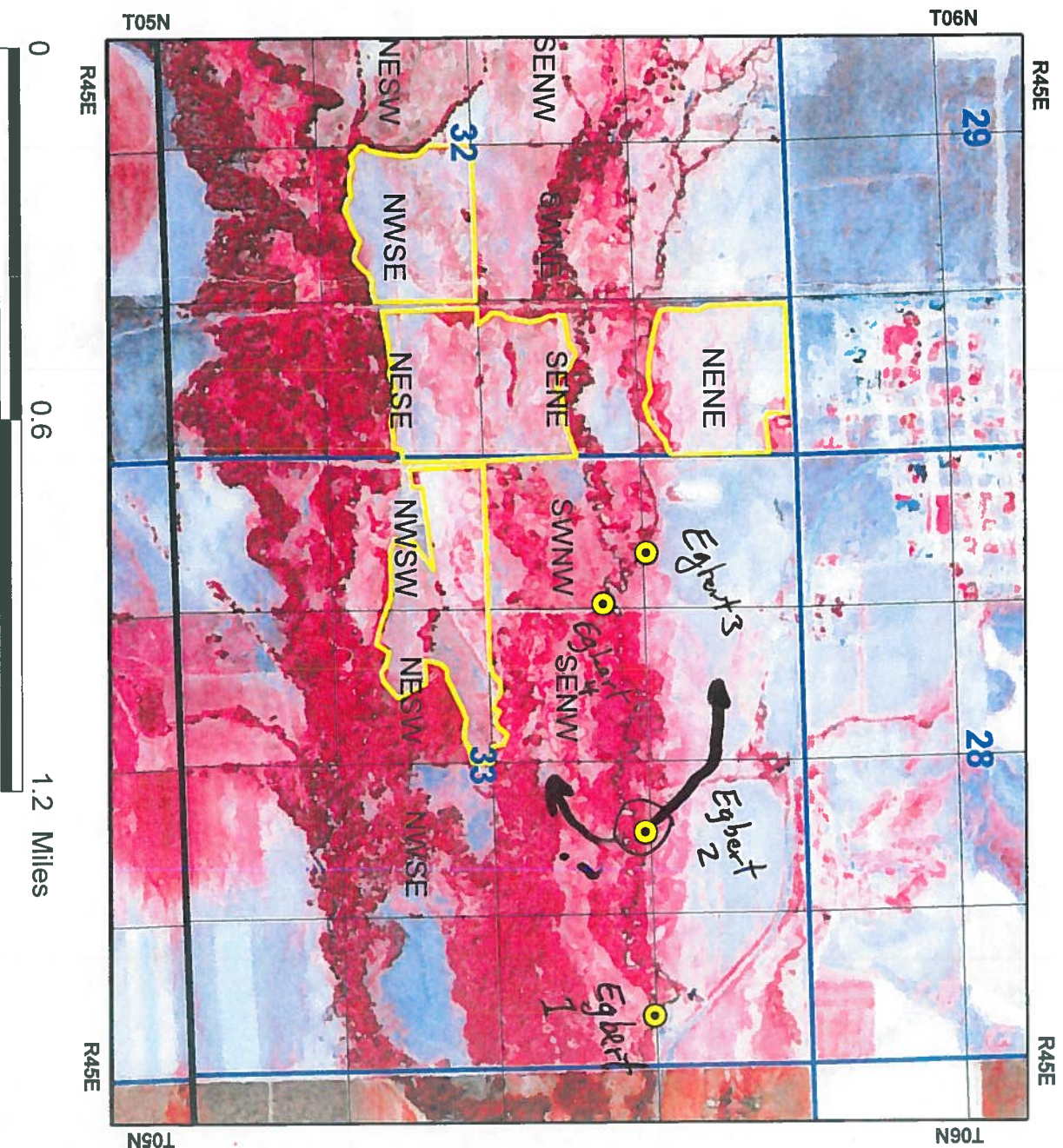
**22-527A**

## Legend

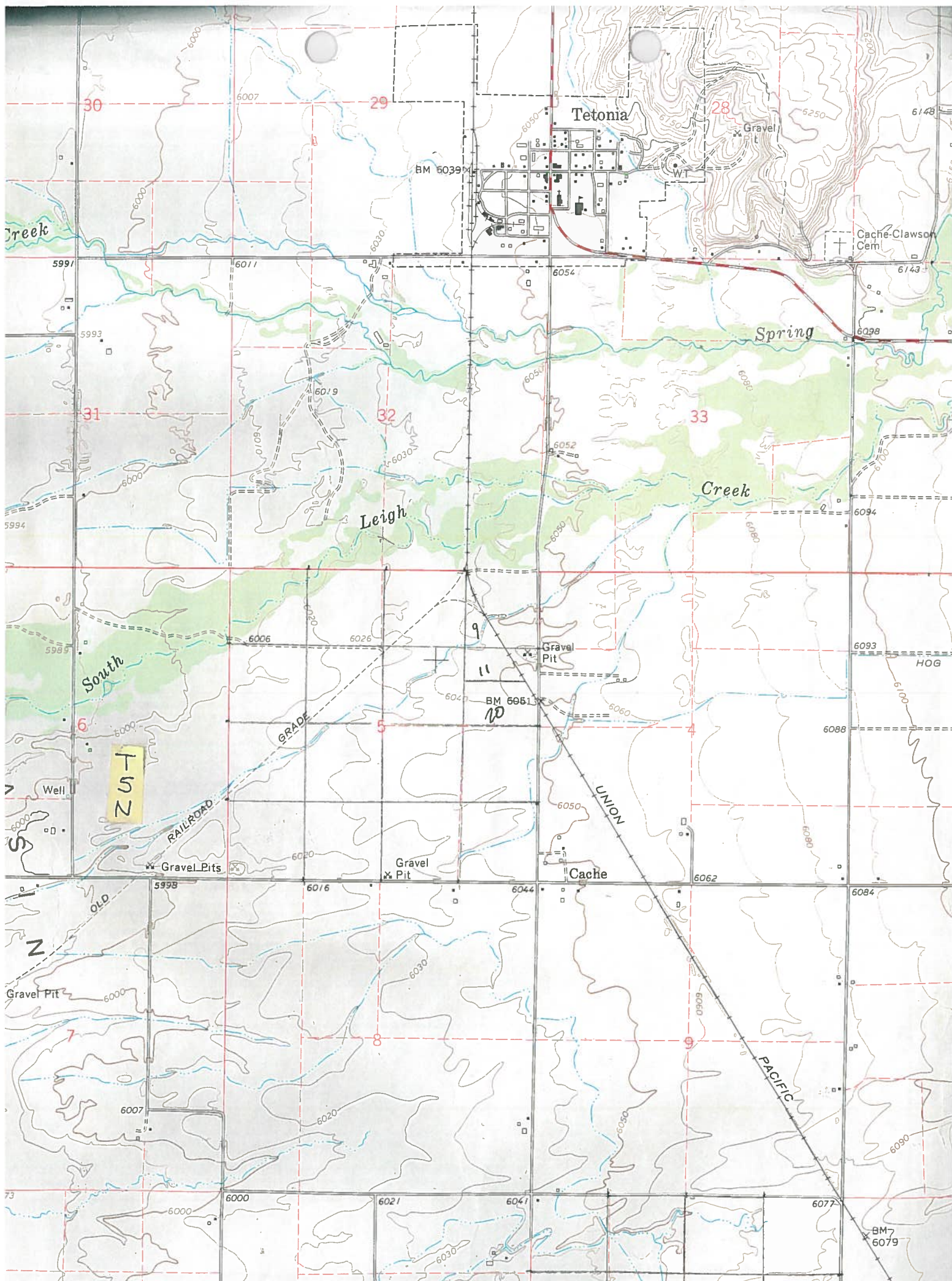
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters

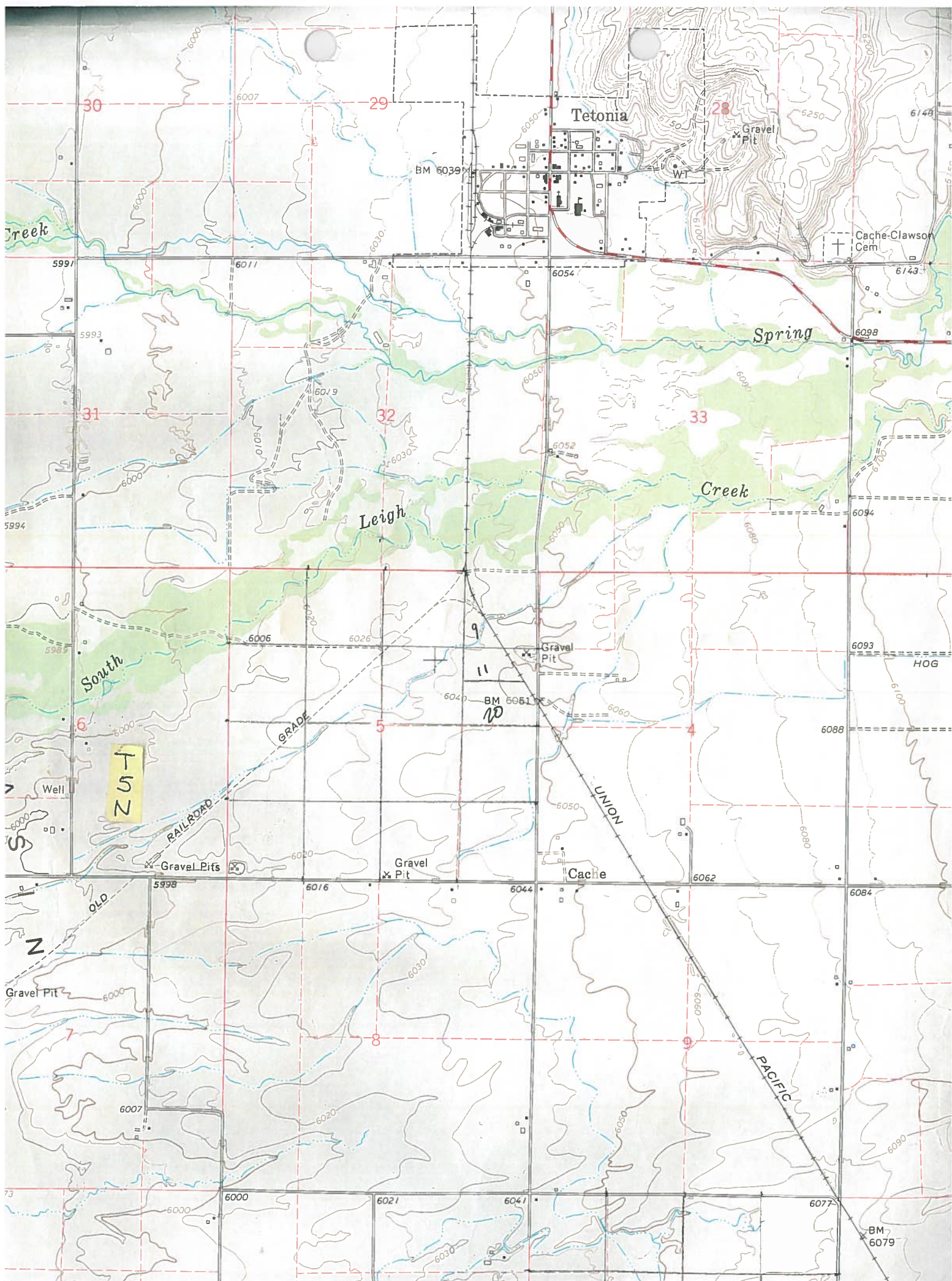


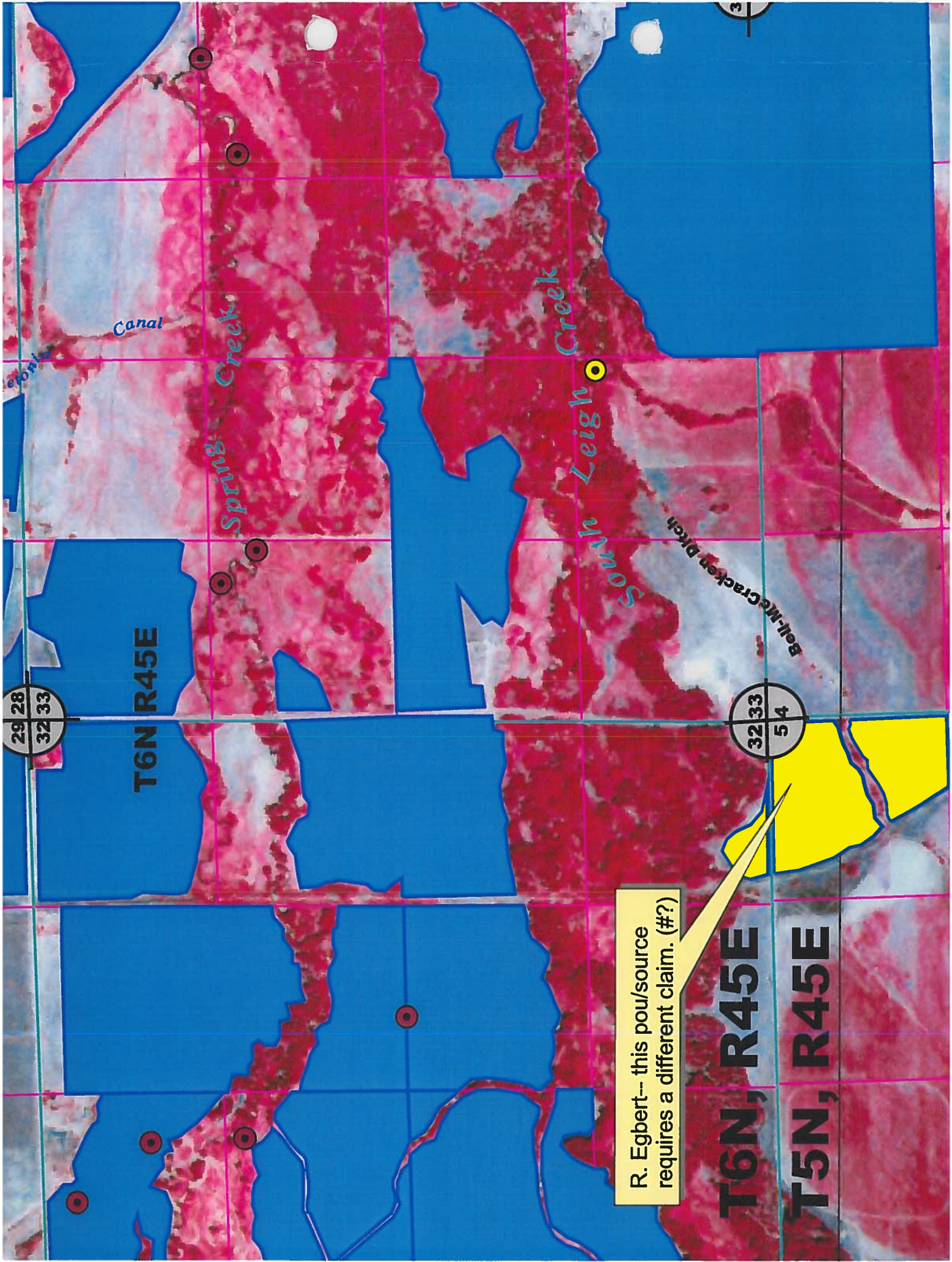
Teton County  
IDWR Basin 22



Prepared by D. Carlson  
On Wednesday, November 8, 2006  
1987/88 Aerial Photography



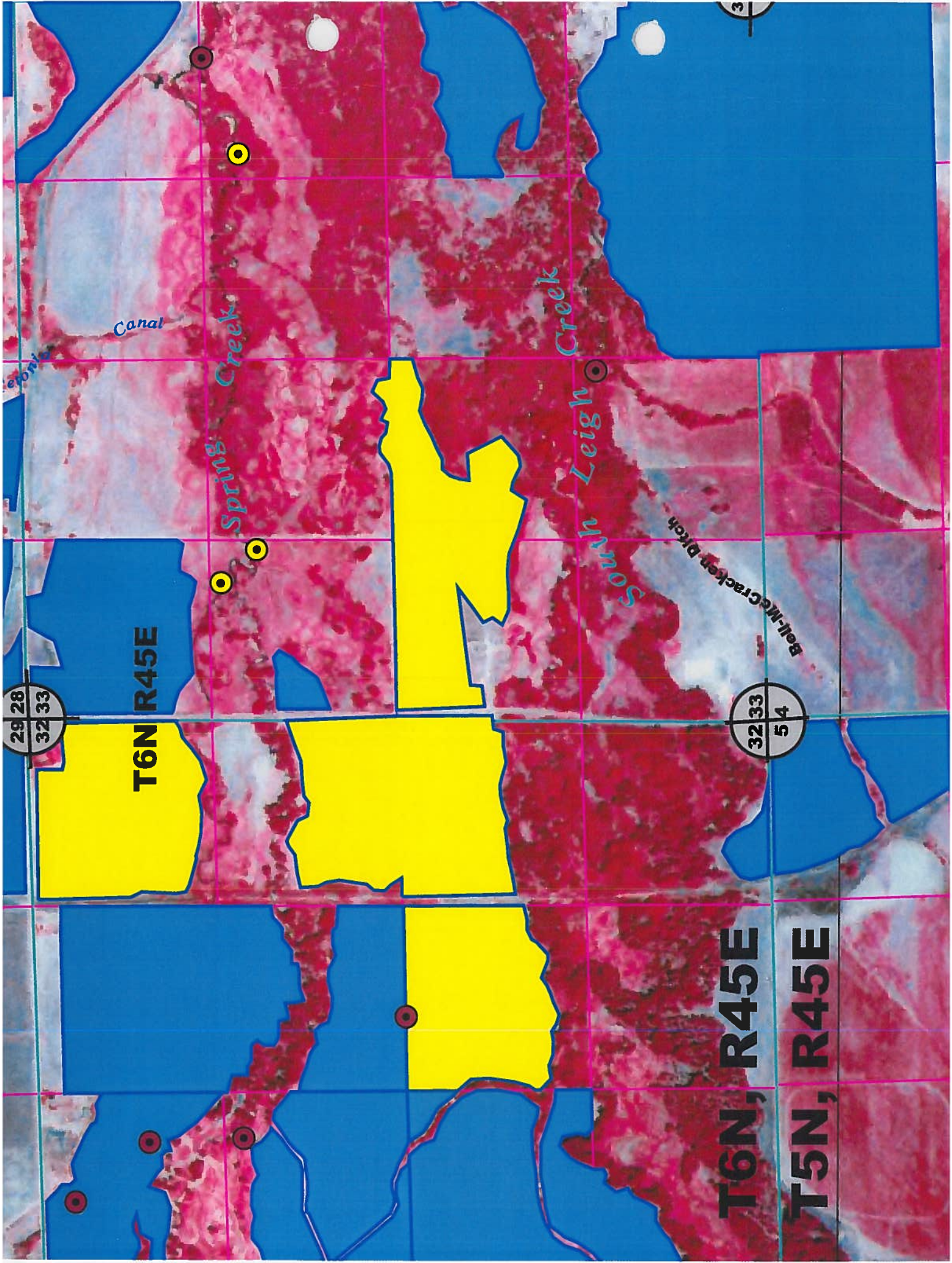




R. Egbert--- this pou/source  
requires a different claim. (#?)

**T6N, R45E**

**T5N, R45E**





GPS Tag

GPS Tag ON Back side  
ON Rock.

Which Photo?  
GPS DATA Photos





Water Right No(s). \_\_\_\_\_

**GPS DATA:**

Tag # ACQ 14399

*Conduit Headgate*

Location: \_\_\_\_\_

**Diversion Data:**

Source: \_\_\_\_\_ Trib to: \_\_\_\_\_

**MOTOR**

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Hp: \_\_\_\_\_

SN: \_\_\_\_\_

**PUMP**

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Disch: \_\_\_\_\_

SN: \_\_\_\_\_

**NOTES:**

Field Exam Date: \_\_\_\_\_ Agent: \_\_\_\_\_

## Point of Diversion and Source Data Entry Form

Claim Number: \_\_\_\_\_

Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Water Right Point of Diversion: T \_\_\_\_\_, R \_\_\_\_\_, Sec. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, County: \_\_\_\_\_

Source: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Claimed Point(s) of Diversion and Source.

| Twp   | Rge   | Sec   | Gov Lot | QQQ of QQ of Q | County | Source | Tributary to |
|-------|-------|-------|---------|----------------|--------|--------|--------------|
| _____ | _____ | _____ | _____   | _____          | _____  | _____  | _____        |
| _____ | _____ | _____ | _____   | _____          | _____  | _____  | _____        |
| _____ | _____ | _____ | _____   | _____          | _____  | _____  | _____        |

Recommended Point(s) of Diversion and Source.

| Twp   | Rge   | Sec   | Gov Lot | QQQ of QQ of Q | County | Source    | Tributary to |
|-------|-------|-------|---------|----------------|--------|-----------|--------------|
| 16N   | 45E   | 33    |         | NE SENE        | Teton  | Spring CK | Teton River  |
| _____ | _____ | _____ | _____   | NW SW NE       | _____  | _____     | _____        |
| _____ | _____ | _____ | _____   | SW NW NW       | _____  | _____     | _____        |
| _____ | _____ | _____ | _____   | NW SE NW       | _____  | _____     | _____        |

Other rights from this POD? \_\_\_\_\_

Transfers Pending or approved: \_\_\_\_\_

Document how the POD and Source were verified:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

The POD's are all Spring CK. Div and

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

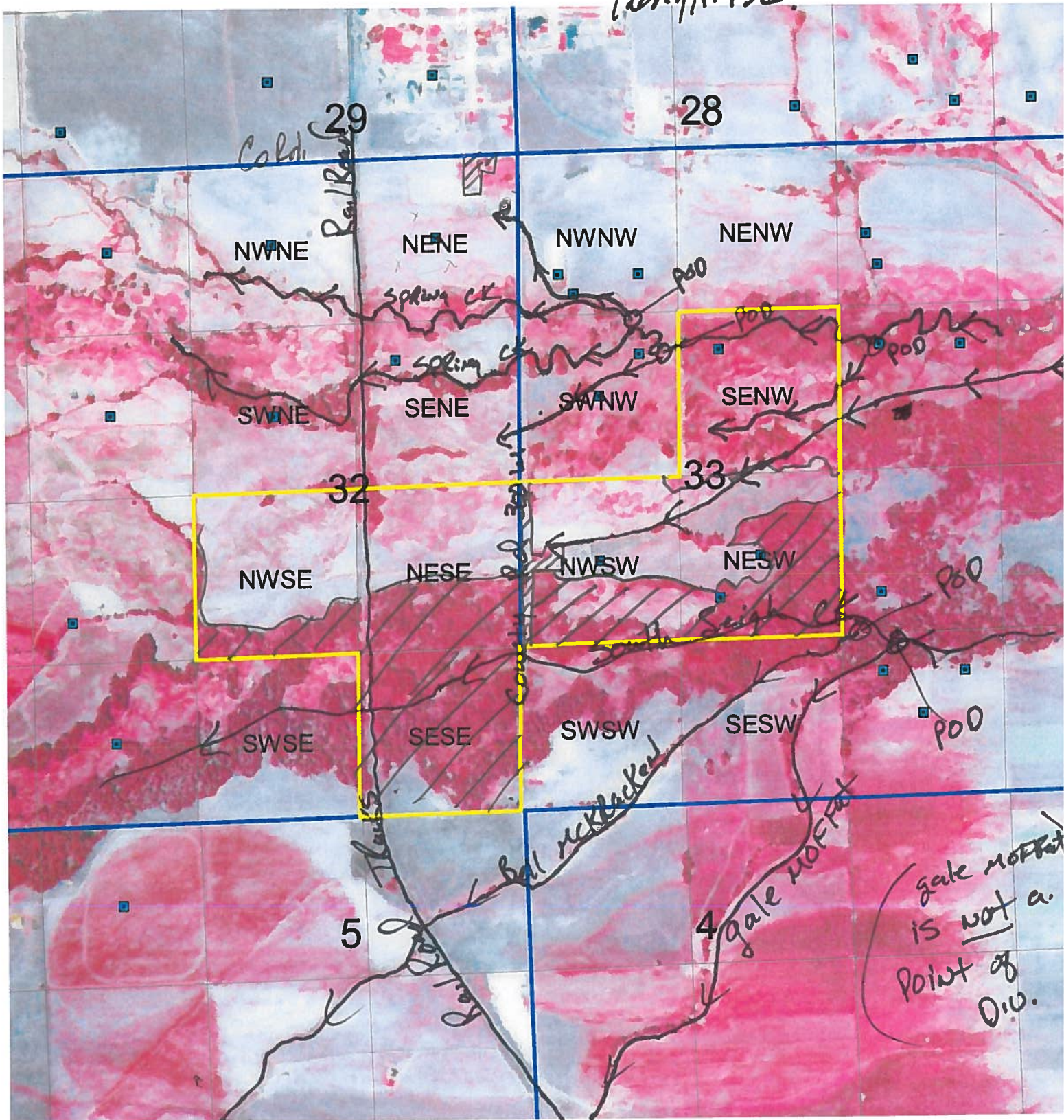
Reviewer: \_\_\_\_\_ Date: \_\_\_\_\_

|     |                                                                                       |       |
|-----|---------------------------------------------------------------------------------------|-------|
| 101 | Waddell, Mrs. L. E.; Sept. 1, 1891; Teton Creek.                                      | 100   |
| 104 | Grand Teton Canal Co.; May 1, 1892; Teton Creek. (Diverted in Wyoming)                | 6,360 |
| 105 | Edlefson, Noah C.; June 1, 1892; Leigh Creek                                          | 120   |
| 105 | Walton, George; June 1, 1892; Paradise Creek                                          | 100   |
| 105 | Gjellrup, Carl; June 1, 1892; Darby Creek                                             | 160   |
| 105 | Gilbert, Albert; June 1, 1892; Horse Shoe Creek                                       | 120   |
| 105 | Ricks, Josiah; June 1, 1892; North Leigh Creek                                        | 160   |
| 105 | Sidway Irrigation & Manufacturing Co.; June 1, 1892; Teton River                      | 384   |
|     | From July 1st of each year for the balance of the irrigation season                   |       |
| 105 | Todd, John; June 1, 1892; Darby Creek                                                 | 160   |
| 105 | Todd, Henry M.; June 1, 1892; Darby Creek                                             | 200   |
| 107 | Davidson, L. S.; July 26, 1892; Darby Creek                                           | 135   |
| 111 | Bettis, Alice, and Joseph; May 1, 1893; Trail Creek                                   | 80    |
| 111 | Bigler, Jesse E.; May 1, 1893; Moody Creek                                            | 320   |
|     | To be reduced to 160 inches after June 20th in each year                              |       |
| 112 | Jones, Benjamin; June 1, 1893; Trail Creek                                            | 160   |
| 112 | Thomas, Henry E.; June 1, 1893; no stream proved                                      | 140   |
| 112 | Wood, Samuel L.; June 1, 1893; Mahogany Creek                                         | 60    |
| 112 | Young, Eva H., widow of Eugene H. Young (deceased); June 1, 1893; Warm Creek          | 160   |
| 112 | Gale, Joseph; June 1, 1893; South Leigh and Swamp Creek                               | 100   |
| 112 | Gordon, S. A.; June 1, 1893; South Leigh Creek                                        | 40    |
| 112 | Edgington, George; June 1, 1893; Teton Creek                                          | 160   |
| 116 | Stephens, N. H.; May 1, 1894; Trail Creek                                             | 160   |
| 117 | Sinclair, D. R.; June 1, 1894; Trail Creek                                            | 130   |
| 117 | Sinclair, D. R., Adminr. Estate of Fred Sinclair (deceased); June 1, 1894; Warm Creek | 160   |
| 117 | Ricks, Alfred; June 1, 1894; Moody Creek                                              | 15    |
|     | To be reduced to 100 inches after June 20th of each year                              | 200   |
| 117 | Ricks, John; June 1, 1894; Trail Creek                                                | 100   |
| 117 | Ricks, Alfred; June 1, 1894; Teton River                                              | 51    |
| 117 | Hatch, Hyrum; June 1, 1894; Trail Creek                                               | 10    |
| 117 | Moffat, John P.; June 1, 1894; Trail Creek                                            | 160   |
| 117 | Gale, Joseph; June 1, 1894; Swamps                                                    | 40    |
| 117 | Gale, Joseph; June 1, 1894; South Leigh and Swamp Creek                               | 80    |
| 117 | Christensen, Niels C.; June 1, 1894; Fox Creek                                        | 160   |
| 117 | Blattner, Rudolph; June 1, 1894; Darby Creek                                          | 160   |
| 117 | Ellis, A. J.; June 1, 1894; Darby Creek                                               | 160   |
| 118 | Eynon, L. L.; June 15, 1894; Spring Creek, a tributary of Pine Creek                  | 40    |
| 119 | Kirsley, Richard; June 30, 1894; Trail Creek                                          | 160   |
| 120 | Frye, John; July 1, 1894; Trail Creek                                                 | 20    |
| 128 | Durney, P. S.; May 15, 1895; Little Warm Creek                                        | 60    |
| 129 | Adams, E. G.; June 1, 1895; no stream proved                                          | 150   |
| 129 | Ashmead, Charles; June 1, 1895; Teton Creek                                           | 100   |
| 129 | Bush, Sarah M.; June 1, 1895; Teton Creek                                             | 150   |
| 129 | Caldwell, Moroni; June 1, 1895; Pack Saddle Creek                                     | 160   |
| 129 | Hermann, C. M.; June 1, 1895; Teton Creek                                             | 80    |
| 129 | Moffat, Mary A.; June 1, 1895; Leigh Creek                                            | 80    |
| 129 | Moffat, Andrew; June 1, 1895; South Leigh Creek and Swamps                            | 20    |
| 129 | Ingram, Thomas H.; June 1, 1895; Darby Creek                                          | 160   |
| 129 | Lauritzen, John; June 1, 1895; Spring Creek                                           | 80    |
| 129 | Kimball, Archie R.; June 1, 1895; Trail Creek                                         | 160   |

|     |                                                                                      |     |
|-----|--------------------------------------------------------------------------------------|-----|
| 129 | Kay, James; June 1, 1895; Trail Creek                                                | 140 |
| 129 | Parker, B. F.; June 1, 1895; Fox Creek                                               | 15  |
| 129 | Nordval, C.; June 1, 1895; Darby Creek                                               | 50  |
| 131 | Spencer, Charles; June 15, 1895; Trail Creek                                         | 160 |
| 131 | Costello, C. A.; June 15, 1895; Pine Creek                                           | 40  |
| 131 | Costello, C. A.; June 15, 1895; Spring Creek                                         | 120 |
| 132 | Tonks, George M.; July 15, 1895; Trail Creek                                         | 160 |
| 138 | Beard, James T.; Apr. 1, 1896; Teton River                                           | 200 |
| 138 | Huskinson, William J.; Apr. 1, 1896; Teton River                                     | 20  |
| 138 | Smith, Albert; Apr. 1, 1896; Trail Creek                                             | 120 |
| 138 | Smith, Albert; Apr. 1, 1896; Little Warm Creek                                       | 40  |
| 140 | Blair, I. J.; May 1, 1896; Spring Creek                                              | 120 |
| 142 | Stahn, Emil A.; May 15, 1896; Spring Creek                                           | 130 |
| 142 | Moulton, Charles; May 15, 1896; Fox Creek                                            | 100 |
| 142 | Moulton, George F.; May 15, 1896; Fox Creek                                          | 100 |
| 143 | Edwards, Andrew; June 1, 1896; Trail Creek                                           | 40  |
| 143 | Blair, Ed. F.; June 1, 1896; Trail Creek                                             | 50  |
| 143 | Avery, Talitha C.; June 1, 1896; Trail Creek                                         | 40  |
| 143 | Allen, Charles A.; June 1, 1896; Trail Creek                                         | 160 |
| 143 | Barnes, Charles W.; June 1, 1896; Trail Creek                                        | 160 |
| 143 | Bush, George W.; June 1, 1896; Fox Creek                                             | 100 |
| 143 | Bush, George W.; June 1, 1896; Fox Creek                                             | 40  |
| 143 | Buxton, John; June 1, 1896; Mahogany Creek                                           | 160 |
| 143 | Buxton, Lucy, Adminr. Estate of Joseph Buxton (deceased); June 1, 1896; Spring Creek | 100 |
| 143 | Crandall, Ira.; June 1, 1896; Darby Creek                                            | 100 |
| 143 | Hamblin, Kate; June 1, 1896; Trail Creek                                             | 100 |
| 143 | Hamblin, Joseph R.; June 1, 1896; Trail Creek                                        | 115 |
| 143 | Griggith, Henry; June 1, 1896; Trail Creek                                           | 80  |
| 143 | Hendrickson, Alvira E.; June 1, 1896; South Leigh Creek                              | 160 |
| 143 | Hansen, Andrew C.; June 1, 1896; Teton Creek                                         | 80  |
| 143 | Hanks, Harriet A.; June 1, 1896; North Leigh Creek                                   | 80  |
| 143 | Robertson, A. I.; June 1, 1896; Springs on place                                     | 10  |
| 143 | Moffat, John P.; June 1, 1896; Swamps                                                | 50  |
| 143 | Lauritzen, John; June 1, 1896; Pine Creek                                            | 80  |
| 143 | Ricks, Effie E.; June 1, 1896; Trail Creek                                           | 160 |
| 143 | Rice, A. L.; June 1, 1896; Patterson Creek                                           | 160 |
| 143 | Rice, A. L.; June 1, 1896; Patterson Creek                                           | 160 |
| 143 | Peterson, A. L.; June 1, 1896; Darby Creek                                           | 160 |
| 143 | Peterson, Chris; June 1, 1896; Trail Creek                                           | 50  |
| 143 | Humbull, Olive A.; June 1, 1896; Trail Creek                                         | 50  |
| 143 | Stone, Henry J.; June 1, 1896; Fox Creek                                             | 160 |
| 143 | Sherman, William D.; June 1, 1896; Trail Creek                                       | 160 |
| 143 | Walton, Dania; June 1, 1896; Darby Creek                                             | 120 |
| 143 | Victor Town Site; June 1, 1896; Trail Creek                                          | 320 |
| 143 | Vail, J. R.; June 1, 1896; Fox Creek                                                 | 160 |
| 143 | Taylor, Jackson C.; June 1, 1896; South Leigh Creek                                  | 90  |
| 143 | Letham, John; June 1, 1896; North Leigh Creek                                        | 155 |
| 143 | Murphy, Thomas E.; June 1, 1896; Darby Creek                                         | 160 |
| 143 | Larson, Peter; June 1, 1896; Darby Creek                                             | 40  |
| 143 | Larsen, K. M.; June 1, 1896; Darby Creek                                             | 20  |
| 143 | Larsen, A. C.; June 1, 1896; Darby Creek                                             | 80  |
| 143 | Kimball, R. C., and A. L.; June 1, 1896; Fox Creek                                   | 20  |
| 143 | Johnson, W. R.; June 1, 1896; Trail Creek                                            | 96  |
| 143 | Penfold, Farlev; June 1, 1896; Fox Creek                                             | 20  |
| 143 | Paseor, F.; June 1, 1896; Darby Creek                                                | 160 |
| 144 | Pascoe, W. R.; June 15, 1896; Darby Creek                                            | 160 |
| 145 | Larson, Andrew; July 1, 1896; Lauritzen Spring                                       | 40  |
| 145 | Frye, John; July 1, 1896; Trail Creek                                                | 140 |
| 147 | Eames, John S.; July 15, 1896; Teton River                                           | 25  |

# 22-191

T. 6N., R. 4SE.





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.  
as 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.

STATE 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  
EGBERT  
JUN 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  
EGBERT  
JUN 1ST S  
REXBURG ID 83440-1810  
RETURN TO SENDER

|||||

AJ5811NP  
SELECTION FILE: EGBERT

IDAHO DEPARTMENT OF WATER RESOURCES  
SELECTION FILE CONTENTS

22-11922- 31-10671- 31-10681- 31-10686- 35-08732- 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-  
TOTAL RECORDS IN SELECTION FILE: 39

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

cc: V.A.

Permit

Direct  
Richard  
Hansen

## DIVERSION

360.00 AFA

**Stage: DECREED**

**TETON County**

5

## SUM

00

TOTAL ACRES

220.0

**Other Rights:** NONE

|          |                                                       |
|----------|-------------------------------------------------------|
| Remarks: | GEN CLAIM REFLECTS CURRENT USE OF WATER UNDER DECREE. |
|----------|-------------------------------------------------------|

**ADDRESS CHANGE BY CLAIMANT LETTER 8/30/99 SS.**

Objection Filed Date:

Field Inspection Flag: D  
Presumption Flag:

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: A22-00191  
Date Received: 9/27/1988  
Receipt No: 1001436  
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: JUN 01, 1896

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

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 06N      | 45E   | 33      | NE     | SE     | NE  |     | TETON  |

5. Description of diverting works:  
HEADGATES IN STREAM TO DIVERSION DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 2.000  |      |        |

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

8. Total consumptive use is 360.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 06N      | 45E   | 32      | NE     | SE  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SE     | SE  |     | IRR | 40.0  |

Section Acres 120.0

A22-00191

Page 1

Date: 09/27/88

MICROFILMED  
NOV 04 1992

A2200191



10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 06N      | 45E   | 33      | SE     | NW  |     | IRR           | 20.0  |
|          |       |         | NE     | SW  |     | IRR           | 40.0  |
|          |       |         | NW     | SW  |     | IRR           | 40.0  |
|          |       |         |        |     |     | Section Acres | 100.0 |
|          |       |         |        |     |     | Total Acres   | 220.0 |

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:  
CLAIM REFLECTS CURRENT USE OF WATER UNDER DECREE.

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

REXBURG IRR. CO. ET AL.  
Decree Plaintiff

vs

TETON IRR. CANAL CO.  
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    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): Richard H. Ebert Date: 9-27-88  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Teton ) SS.

Subscribed and sworn (or affirmed) before me this 22 day  
of September 19 88

[Signature]  
Notary Public

Seal

Residing at Idaho Falls, ID  
My Commission Expires 22 Aug 1994

