

12/20/2011

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

RIGHT NUMBER: 22-207B

NAME AND ADDRESS: HK CONTRACTORS INC
PO BOX 51450
IDAHO FALLS ID 83405

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 1.600 CFS

PRIORITY DATE: 05/15/1898

POINT OF DIVERSION:

T07N R40E S36 SWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.600 CFS

PLACE OF USE: IRRIGATION in FREMONT County

T07N R40E S36 SWSW 38.00

38 ACRES TOTAL

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

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

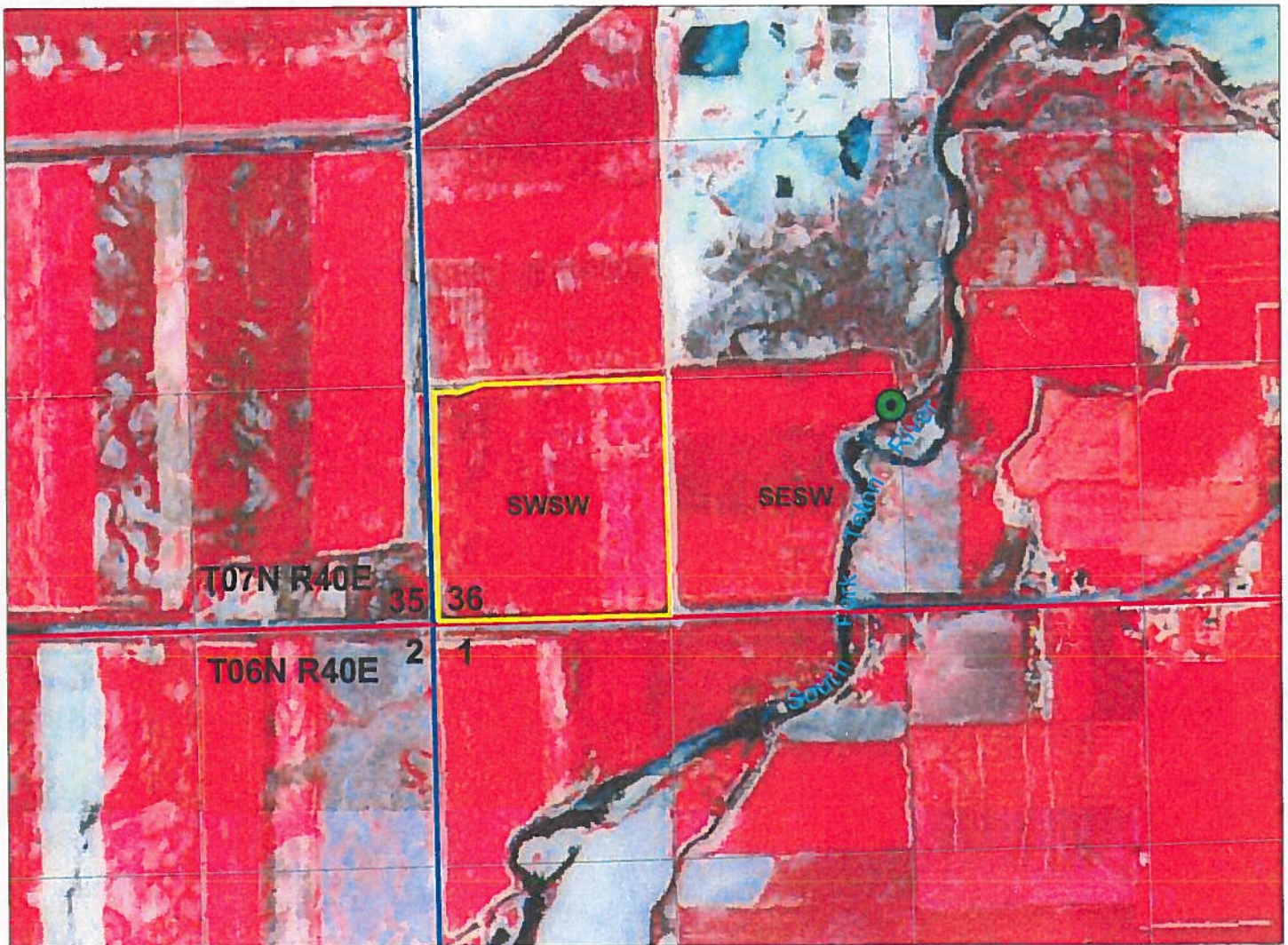
Water is delivered through Pincock-Garner Canal.



Department of Water Resources

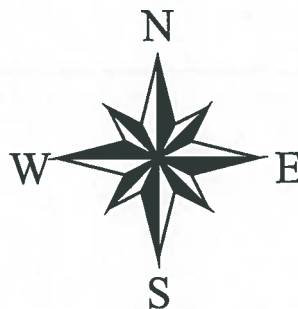
Eastern Region

Claim No.: 22-207B



0 0.25 0.5 0.75 1 Miles

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: January 2006

change

OK JC
11-17-06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**NOV 16 2006**Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
22-2073 VI					
22-636 A					

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)
DHB Investments, an ID General Partnership
PO Box 1768
Idaho Falls, ID 83403
4. New Owner/Claimant(s)
HK Contractors, Inc.
Name Connector (Check one): ☐ and ☐ or ☐ and/or
New Mailing Address
City, State and ZIP Code
PO Box 51450
Idaho Falls, ID 83405
- New Telephone Number
(208) 523-6600
5. Date you acquired the property
August 31, 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in Item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to Item 7)		
Water Right and/or Adjudication Claim Number	Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)
		Description (acres, number and type of stock, homes, etc)
	Irrigation	
	Stock	
	Domestic	
	Other	
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number	Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)
		Description (acres, number and type of stock, homes, etc)
	Irrigation	
	Stock	
	Domestic	
	Other	
Total		

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Clarence H. Shaw
Permits & Environmental Coordinator

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Recelpted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

3040625095 BL

SPECIAL WARRANTY DEED

Lincoln Land Company, LLC, an Idaho Limited Liability Company, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
H-K Contractors, Inc., an Idaho Corporation, as GRANTEE. (DD)
whose address is PO Box 51450, Idaho Falls, Idaho 83405 and Grantee's successors and assigns, all of the following described real property, to-wit:

The Southeast Quarter Southwest Quarter Section 36, Township 7 North, Range 40 East, Boise Meridian, Fremont
County, Idaho. Less Highway right of way as described in Deed recorded March 13, 1933 in Volume 35 of Deeds, page
362.

Also The Southwest Quarter of the Southwest Quarter of Section 36, Township 7 North, Range 40 East, Boise Meridian, Fremont
County, Idaho.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or
in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

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

Dated August 31, 2006

Lincoln Land Company, LLC

Doyle H Beck
Doyle H Beck, Manager

Microfilm No. 505127
At 6 Day Aug 20 06
At 3:25 O'Clock P M
ABBIE MACE
FREMONT CO RECORDER
Fee \$ 2 Deputy
Recorded at Request of
ALLIANCE TITLE & ESCROW

STATE OF IDAHO)
COUNTY OF Bonneville) ss

On 8/31/06, before me, the undersigned, personally appeared

Doyle H Beck

known or identified to me to be the Managing Member(s) of the limited liability company that executed the within instrument, and
acknowledged to me that such company executed the same.

M Bradley

Notary Public for the State of Idaho
Commission Expiration Date: 11/1/06

MARCI J. BRADLEY
NOTARY PUBLIC
STATE OF IDAHO

3040625095BL
 ALLIANCE TITLE & ESCROW
 HELENSBURG, ID 83440

QUITCLAIM DEED

505126
 3:32 Day 20 06
 O'Clock P M
 AGNE MACE
 FREMONT CO RECORDER
 Recorded at Request of
 ALLIANCE TITLE & ESCROW

DOYLE H. BECK and ELIZABETH BECK, husband and wife dba DHB INVESTMENTS, an Idaho General Partnership, as GRANTOR,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby convey, releases, remises and forever quit claims unto **LINCOLN LAND COMPANY, LLC, an Idaho Limited Liability Company, as GRANTEE,** whose address is PO Box 1768, Idaho Falls, ID, 83403, and Grantee's successors and assigns, all of the following described real property, to-wit:

The Southeast Quarter of the Southwest Quarter, Section 36, Township 7 North, Range 40 East of the Boise Meridian, Fremont County, Idaho. LESS Highway right of way as described in Deed recorded March 13, 1933 in Volume 35 of Deeds, page 362

ALSO the Southwest Quarter of the Southwest Quarter of Section 36, Township 7 North, Range 40 East of the Boise Meridian, Fremont County, Idaho.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

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

Dated: 9-6-06

DHB Investments, an Idaho General Partnership

Doyle H. Beck, Partner

Elizabeth Beck, Partner

STATE OF IDAHO)

COUNTY OF Bannock) ss

On 9-6-06, before me, the undersigned, personally appeared
 Doyle H. Beck and Elizabeth Beck

known or identified to me to be (one of) the partners in the partnership and the (or one of) partner(s) who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he/they executed the same in said partnership name.

M. J. Bradley

Notary Public for the State of Idaho

Commission Expiration Date: 11/1/06

MARCI J. BRADLEY
 NOTARY PUBLIC
 STATE OF IDAHO

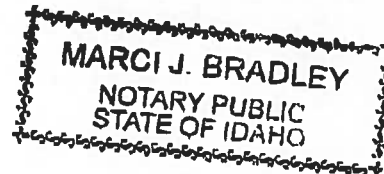
505126

STATE OF IDAHO)
) ss
COUNTY OF BONNEVILLE)

On this 6th day of September , before me, the undersigned, personally appeared Doyle H Beck and Elizabeth Beck, known or identified to me to be the person or persons who name (s) are subscribed to the within instrument, and acknowledged to me that such they executed the same.



Notary Public
My Commission Expires: 11/1/06



454726

29-22580-G
ALLIANCE TITLE & ESCROW
P.O. BOX 782
REXBURG, ID 83440WARRANTY DEED

GRANTORS, David L. Gardner and Verda Carol Gardner, husband and wife, of Box 325, Soldotna, Alaska 99669, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby GRANT, BARGAIN, SELL and CONVEY unto DHB Investments, an Idaho general partnership, whose mailing address is P.O. Box 1768, Idaho Falls, County of Bonneville, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in Fremont County, Idaho:

SE 1/4 SW 1/4 Section 36, TWP 7N, R. 40 EBM
Less Highway Right of Way as described in Deed recorded March 13, 1933 in Volume 35 of Deeds, page 362.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, tenements, hereditaments and appurtenances thereto.

Grantors, for themselves, their heirs and assigns do hereby covenant, warrant and shall defend the quiet and peaceable possession of said premises by the grantee, its successors and assigns forever against the lawful claims of all persons.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 12th day of November, 1998.

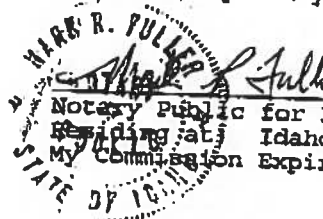
David L. Gardner
David L. Gardner

Verda Carol Gardner
Verda Carol Gardner

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 12th day of November, 1998, before me, a Notary Public for Idaho, personally appeared David L. Gardner and Verda Carol Gardner, husband and wife, 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 set my hand and affixed my official seal the day and year first above written.

 *Mark R. Pulk*
Notary Public for Idaho
Residing at: Idaho Falls
My Commission Expires: 06-09-2003
STATE OF IDAHO

Microfilm No. 454726
16 Day Nov 18 1998
At 15:38 O'clock P M
MICKIE FUNKE
FREMONT CO. RECORDER
Fee \$ 6 SB Deputy
Recorded At Request of
ALLIANCE TITLE & ESCROW

29.22596-6
ALLIANCE TITLE & ESCROW
P.O. BOX 732
REXBURG, ID 83403

WARRANTY DEED

For Value Received

GARY K. BEDDES and BARBARA A. BEDDES, his wife,

the Grantor, does hereby grant, bargain, sell and convey unto the
Grantee,DHB INVESTMENTS, an Idaho General Partnership
P. O. Box 1768
Idaho Falls, Idaho 83403

the following described premises, to-wit:

The Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) of
Section 36, Township 7 North, Range 40 East Boise Meridian, *Fremont County, Idaho.*

Together with all water and water rights, ditches and ditch rights, improvements,
hereditaments and appurtenances thereto, however evidenced, and subject to all
covenants and restrictions, applicable building and zoning ordinances, use regulations
and restrictions, easements, rights-of-way, and encumbrances of record or
established by user with respect thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto
the said Grantee, his heirs and assigns forever. And the said Grantor, does hereby
covenant to and with the said Grantee, that they are the owner in fee simple of said
premises; that said premises are free from all encumbrances except as hereinabove
set forth and that they will warrant and defend the same from all lawful claims
whatsoever.

DATED this 27th day of November, 1998.

Gary K. Beddes
Gary K. Beddes

Barbara A. Beddes
Barbara A. Beddes

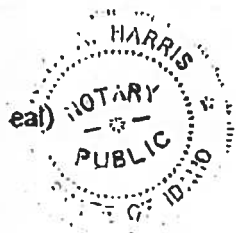
Microfilm No. 454863
27 Day Nov 19 98
At 15:41 O'clock P.M.
MICKIE FUNKE
FREMONT CO. RECORDER
Fee \$ 6. CTH Deputy
Recorded At Request of

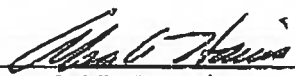
454863

STATE OF IDAHO)
 ss.
County of Bingham)

On this 24th day of November, 1998, before me, the Undersigned, a Notary Public in and for said State, personally appeared Gary K. Beddes and Barbara A. Beddes, his wife, known to me to be the persons whose names are subscribed to the within WARRANTY DEED as GRANTOR, 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.





Notary Public for Idaho
Residing at: Shelley, Idaho
My Comm. expires: 12-16-98

NOTES

1-23-06

WR 22-207 belongs to two parties: Pincock-Garner Ditch Assn and DHB Investments. Pincock-Garner claims to own the full right, however the Gardner Decree of 1954 clearly states that 80 m. of this right belongs to the SWSW of Sec. 36, Lelan Anderson's property currently owned by DHB Investments. The decree insinuates that the original right of 3.2 cfs on the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 36 was in error in that H.J. Clark had no interest in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36. The wording in the decree suggests two things: Either the original right is only worth $\frac{1}{2}$ of its value (80 m. and 40 ac.) or $\frac{1}{2}$ the right still belongs to the SWSW of Sec. 36 and the other $\frac{1}{2}$ is used somewhere else, maybe Pincock-Garner. Because it is unclear as to which situation is correct, making recommendations based on historical use and delivery in Water District records. Those records show that 1.6 cfs have been delivered to Lelan Anderson property through the Garner-Beddes ditch and 1.6 cfs have been delivered to the Pincock-Garner Ditch Assn., recently transferred to the Teton Island Feeder Canal for delivery (Tx 51089). Transfer was made in 2000 and moves 3.2 cfs of 22-207 to Teton Island Feeder Canal. However, after research, I have concluded that only half that amount was available to be transferred under Pincock-Garner Ditch Assn.

KM

COOK

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23/

IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT OF

THE STATE OF IDAHO IN AND FOR THE

COUNTY OF FREMONT

CASE NUMBER 5254

DISTRICT COURT

NINTH JUDICIAL DISTRICT

County of Fremont, State of Idaho

FILED 6-4-1959*Jack A. Stone*

CLERK

FLOYD GARDNER, LELAN ANDERSON,
WILLIAM D. HOLLIST, DEAN CRAIN
YOSHIMISA UGAKI, ALBERT BIRCH,
DAVID LEROY GARDNER, MARK CLARK,
and EVA B. CUTLER,

Plaintiffs,

-vs-

LYNN CRANDALL, Water Master, Water
District No. 36, of the State of Idaho.

Defendant.

FINDINGS OF FACT, CONCLUSIONS

OF LAW AND JUDGMENT

This cause came regularly on for hearing before the Court sitting without a jury at the Court Room in the Court House at St. Anthony, Fremont County, Idaho, Willard C. Burton, Attorney at Law, St. Anthony, Idaho, appeared for and on behalf of the plaintiffs and the defendant failed to appear either in person or by counsel, and it appeared that the defendant had been duly and regularly served with process herein, and that his default for failing to appear within the time allowed by law had been duly entered, it was ordered that said default entry be and the same is hereby confirmed.

It further appeared that notice had been given as required by law and by order of this court by publication in a newspaper, and that no one had appeared to enter any objections;

Competent evidence having been given in support of the complaint and it appearing therefrom that the allegations of the complaint are materially correct, and the Court being fully advised in the premises and in the law, makes its findings of fact and conclusions of law and judgment herein as follows, to wit:

I

That the plaintiffs, and each of them, are residents of the County of Fremont, State of Idaho;

II

That since on or about the 1st day of March, 1930, the defendant Lynn Crandall, has been and now is the duly elected, qualified and acting Watermaster of Water District No. 36 of the State of Idaho, which includes

J page 167

within its boundaries the county of Fremont.

III

That the Teton River is a tributary of the Snake River and flows through the south and east part of Fremont County and flows particularly through section 36, Township 7 North, Range 40 East Boise Meridian; that, in fact, near the boundary between Sections 30 and 31 of Township 7 North, Range 41 East Boise Meridian, and before it enters Section 36 of Township 7 North, Range 40 East Boise Meridian, the said river divides, and one fork thereof, commonly known as the North Fork crosses Section 36 in the north part thereof, and the other fork flows diagonally from the north-central part thereof to the south west corner; that the land described in the complaint on file herein and for which an adjudication of water rights is sought lies along the banks of said Forks of said river; that all said lands are arid in character and require artificial application of water to make them agriculturally productive.

IV

That prior owners of the property, above mentioned, subject of this action, who settled said land in the first instance and appropriated water for the use thereof did so between the years 1895 and 1904, and that by December of 1903, all of said lands had been settled and water appropriated for the use thereof in amounts hereinafter indicated; that the use of said water since appropriation in the first instance, as aforementioned, in the respective amounts hereinafter mentioned has been continuous and for a beneficial purpose and uninterrupted;

(22-002073) That rights to the use of the waters of the Snake River and its tributaries were heretofore decreed in this Court in the action entitled Rexburg Irrigation Company, et al., plaintiffs vs. Teton Irrigation Canal Company, et al., defendants, and judgment was made and entered therein under date of December 16th, 1910, and appears of record in Book B of Judgments at page 119, Records of Fremont County, Idaho. That H. J. Clark, owner in 1898 of property described as the South West Quarter of the South West Quarter of Section 36, Township 7 North, Range 40 E. B. M. had appropriated water for the use thereof prior to ^{May} ~~May~~ 15 of 1898 and obtained an adjudication in the case above-mentioned of 160 inches of water for property described as the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36, T. 7 N., R. 40 EBM and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section, township and range; that the said H. J. Clark, did not in 1898, nor at any other time

own any interest in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, T 7 N., R. 40 EEM so far as can be ascertained from the records, and in so far as the adjudication of water right concerned said property it was of no value, but he had acquired a right in and to the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said section and had appropriated water there-fore, and the adjudication of water right therefore in an amount of 80 inches should be confirmed and is binding on all parties.

VI

That owners of all other property subject to this action did nothing so far as can be ascertained to obtain record title to water appropriated for the use thereof, but that they had, by December 1, of 1903 appropriated water for the use thereof as hereinafter indicated; that they are entitled to an adjudication of record showing priority as of that date;

CONCLUSIONS OF LAW

From the foregoing findings of fact the Court concludes as a matter of law that Lelan Anderson, as successor in interest of H. J. Clark, in and to all that property described as the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36, T 7 N., R. 40 EEM is entitled to priority of water right for the use the roof in an amount of 80 inches with priority date of May 15 1898, per decree already entered; that the other plaintiffs are entitled for their respective properties in amounts hereinafter shown to a priority date of December 1, 1903;

JUDGMENT

It is hereby ORDERED, ADJUDGED and DECREED that the plaintiffs be, and each of them is hereby, awarded priority right to the use of water of the Snake River and its tributary the Teton River, in amount and as of priority date hereinafter indicated for the purpose of irrigation and domestic use:

- 0631 T. 2322
22-0644 FLOYD GARDNER: 160 inches 3.12 Dec. 1, 1903
The NW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 36, T 7 N., R. 40 EEM
(Lelan H. J. Clark)
- 22-0207 LELAN ANDERSON: 80 inches 1.6 May 15 1898
The SW $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 36, T 7 N., R. 40 EEM.
- 0632
22-0645 William D. HOLLIST: 104 inches 2.06 DEC. 1, 1903
That part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T 7 N., R 40 EEM, which is north of the Teton River
- 0633
22-0646 YOSHIOHISA UGAKI: 150 inches 3.0 Dec. 1, 1903
Commencing at the NE corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 36, T 7 N., 40 EEM, running thence west 60 rods, thence south 53 1/3 rods, thence east 60 rods, thence south 26 2/3 rods, thence east 40 rods, thence north 20 rods, thence east 40 rods, thence north 20 rods, thence west 40 rods, thence north 11 rods, thence west 40 rods, thence north to the point of beginning.
ALSO: The west 1/2 of the west 10 acres of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 36 T 7 N., R 40 EEM
ALSO: The South 57 1/2 rods of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec 36, T 7 N., R 40 EEM

Water Right No(s). A22-636A + A22-207B

Map on trans 2322 incorrectly identifies redirection pump as P.O.D. Actual P.O.D is still the ditch heading on the Teton River.
DHB Investments is C/O Doyle Beck.

GPS data - 2685716 (Ditch heading)
1412104

GPS File - 22636A

GPS Data - 2685314 (Rediv pump)
1412154

GPS File REDIV

GPS DATA:

Tag # A 0015970 Location: on headgate frame

Diversion Data:

Source: Teton River Trib to: Henry's Fork

Rediv MOTOR Cyl Caterpillar diesel

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

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

NOTES:

System is headgate from Teton River to ditch to
pump to wheelings.

Field Exam Date: 10-28-2005 Agent: D.W. Jones



Township
07N

Range
40E

Section
36



Notes:

Water Right #: 2200636A

Examiner

Date:

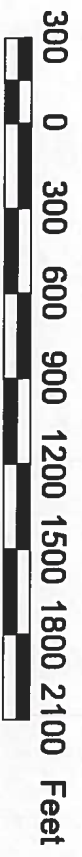


300 0 300 600 900 1200 1500 1800 2100 Feet

Township 07N
Range 40E
Section 36



Notes:



Water Right #: 2200207B

Examiner

Date:

CPS
Tag



A22-207B + A22-636A, POD, Looking East



A22-2070 + A22-636A , Redirection From ditch

Contacts Data Entry Form

Water Right No. 22-207B

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner DHB INVESTMENTS

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

Current Owner 1/2 KILOD 199B

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DESCRIBED UNDER ROSELBURG TRNG, VS TETON TRNG, 1910 AS:
#167, TO H. J. Clark, May 15, 1898, 1160" OF TETON RIVER.
THIS RIGHT (22-207) WAS ORIGINALLY FILED ON BY PINCOCK-
GARNOR DITCH ASSOC IN AUG 1988; FILED ON THE ENTIRE RIGHT,
TRANSFER #5689 WAS FILED FOR Rts.: 01-00062, 01-00063,
22-00207 AND 22-00659 IN APRIL 2000.
22-207B WAS FILED IN AUG 1994 BY CARY BODDOS THEN
A CO TO DHB INVST. WAS FILED DEC 1998. SEE ATTACHED LETTER
FROM T. OLSENICHAK (WDOI) TO DALE SWANSON, FREMONT/MADISON
TRNG. DIST. DISCUSSING BODDOS' CLAIM TO 22-207B.
APPARENTLY, PINCOCK-GARNOR DITCH ASSN WAS DISSOLVED ABOUT
2000 ±. IT IS THIS DISCUSSION THAT IS THE BASIS FOR
THE RECOMMENDATION OF 22-207B. AS TO THE REMANDOR
OF 22-207, AND 01-00062, 01-00063, 22-00659 IT
IS NOT YET CLEAR OF THE OWNERSHIP IF PINCOCK-GARNOR
DITCH ASSN HAS BEEN DISSOLVED -

Reviewer: _____

Date: _____

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 27 2000

Department of Water Resources
Eastern Region

TRANSFER OF WATER RIGHT

TRANSFER NO. 5689
WATER RIGHT NO(S). 01-00062/01-00063/22-00207/22-00659

This is to certify that: PINCOCK-GARNER DITCH ASSN
C/O WAYNE S WARD
3976 N 5000 E
SUGAR CITY ID 83448

*transfer to change
POD*

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 01-00062 : IRRIGATION Priority: 03/01/1884	04/01 to 10/31	8.88 CFS	1158.5 AF
Right No. 01-00063 : IRRIGATION Priority: 04/01/1898	04/01 to 10/31	16.00 CFS	1158.5 AF
Right No. 22-00207 : IRRIGATION Priority: 05/15/1898	04/01 to 10/31	3.20 CFS	280.0 AF
Right No. 22-00659 : IRRIGATION Priority: 04/01/1939	04/01 to 10/31	4.00 CFS	1158.5 AF
TOTAL:		* 32.08 CFS	* 1158.5 AF

SOURCE

TETON RIVER

TRIBUTARY OF

HENRYS FORK

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 36, Township 07N, Range 40E
FREMONT County

PLACE OF USE: IRRIGATION

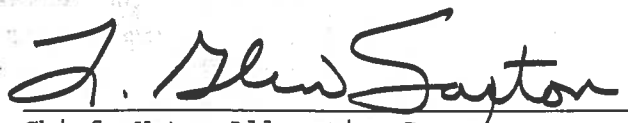
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	40E	34	SWNE 35	SENE 25		60
		35	SWNE 37	SENE 37	SWNW 22	
			SENE 35	NESE 38	NWSE 37	
			SWSE 37	SESE 28		271
Total number of acres irrigated:						* 331 **

TRANSFER NO. 5689
WATER RIGHT NO(S). 01-00062/01-00063/22-00207/22-00659

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ** 7. Right 22-00207 is limited to the irrigation of 80.0 acres in the place of use described above in a single irrigation season.
- * 8. Rights 01-00062, 01-00063, 22-00207 and 22-00659 when combined shall not exceed a total diversion rate of 32.08 cfs, a total annual maximum diversion volume of 1158.5 af at the field headgate, and the irrigation of 331.0 acres.
9. Approval of Transfer 5689 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 24th day of April, 2000.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5689

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Pincock-Garner Ditch Assoc. Phone 458-4216Post Office address c/o Wayne S. Ward 3976 N. 5000 E Sugar City, ID
83448

A. PURPOSE OF TRANSFER

- 1.
- ☒
- Change point of diversion
- ☐
- Add diversion point(s)
- ☒
- Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes
- We want to change our point of
-
- diversion to the headworks of the Teton Island Canal,
-
- Feeder Canal

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
01-00062	3-01-1884	8.88 cfs	Irriagation	4/01 to 11/01
01-00063	4-01-1898	16.00 cfs	" "	to
22-00207	5-15-1898	3.20 cfs	" "	to
22-00659	4-01-1939	4.00	" "	to

2. Total amount of water being transferred
- 32.08
- cubic feet per second and/or _____ acre-feet per annum.

3. Source of water
- Teton River
- tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SE	NW		36	7N	40E	Fremont	Teton Island Canal

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	40E	34			35	25													60
		35			37	37			22	35					38	37	37	28	271

Total Acres 331

6. General Information:

a. Description of diversion system

Headgate of Teton Island Canalto redirection pumps to ditches.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
_____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

NA

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N.A.

d. Remarks:

Since all the rights come from the Teton River (Basin 22), rt 01-00063 was
claimed as A22-10906 + rt 01-00062 claimed as A22-10904

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 22-00207

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	to	3.20 CFS	1.6 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
TETON RIVER, SOUTH FORK	HENRYS FORK

Priority: 05/15/1898

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 36, Township 07N, Range 40E
MADISON CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE											
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	:	---
07N	40E	36	:					:					:					:					:			:	

CONDITIONS/REMARKS:

1. P/D WD01 RECORDS.

Describe any other water rights used for the same purpose as described above:

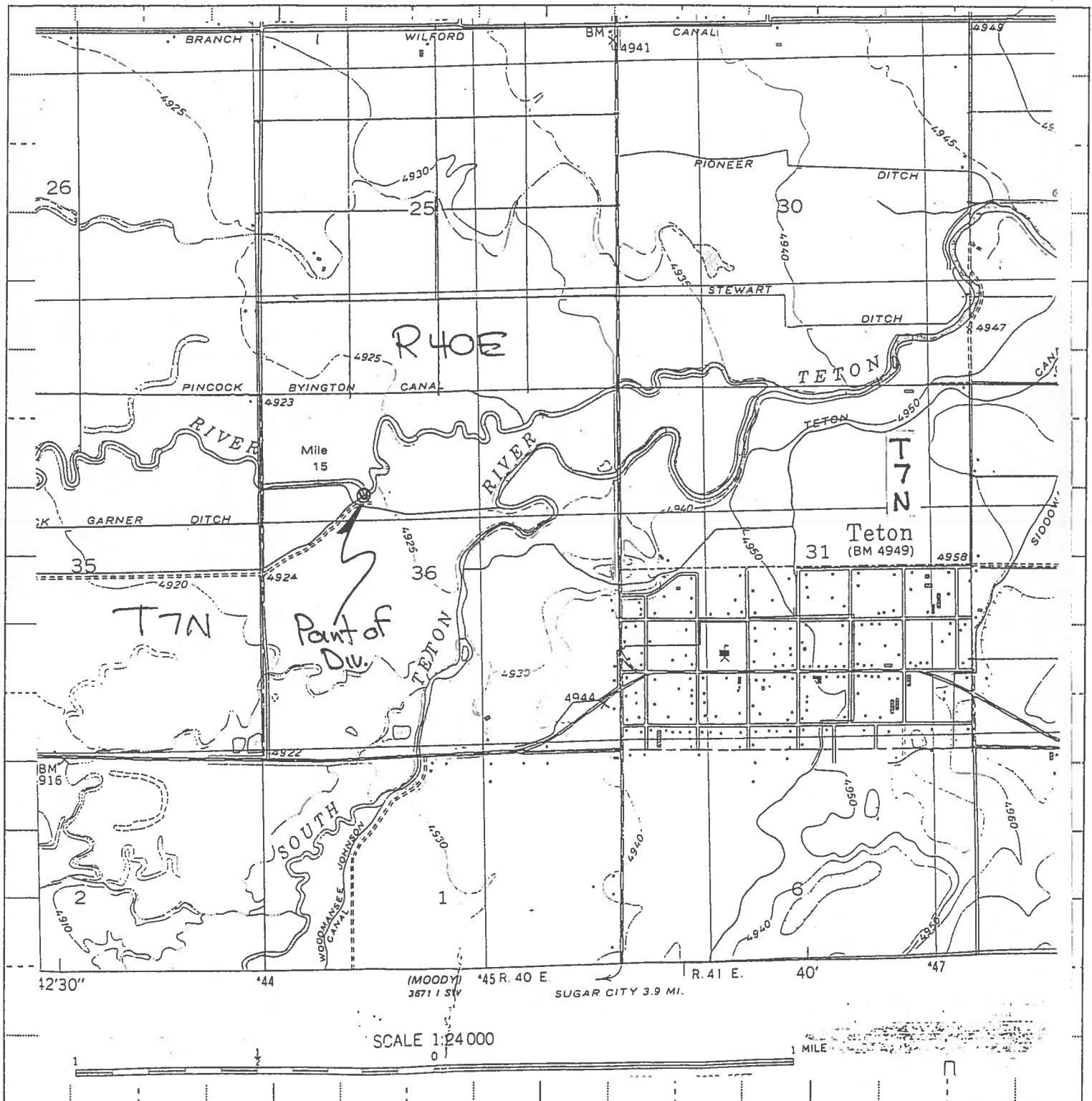
To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? no If yes, describe:

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

Wayne S. Ward
(Signature of Applicant)
President

Subscribed and sworn to before me this 9th day of March, 2000.

Carrie Dawn Mackey
(Notary Public)

My commission expires 5-10-2000

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and 1 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee \$100.00

Receipted by JKC Date 3-9-00 E025658

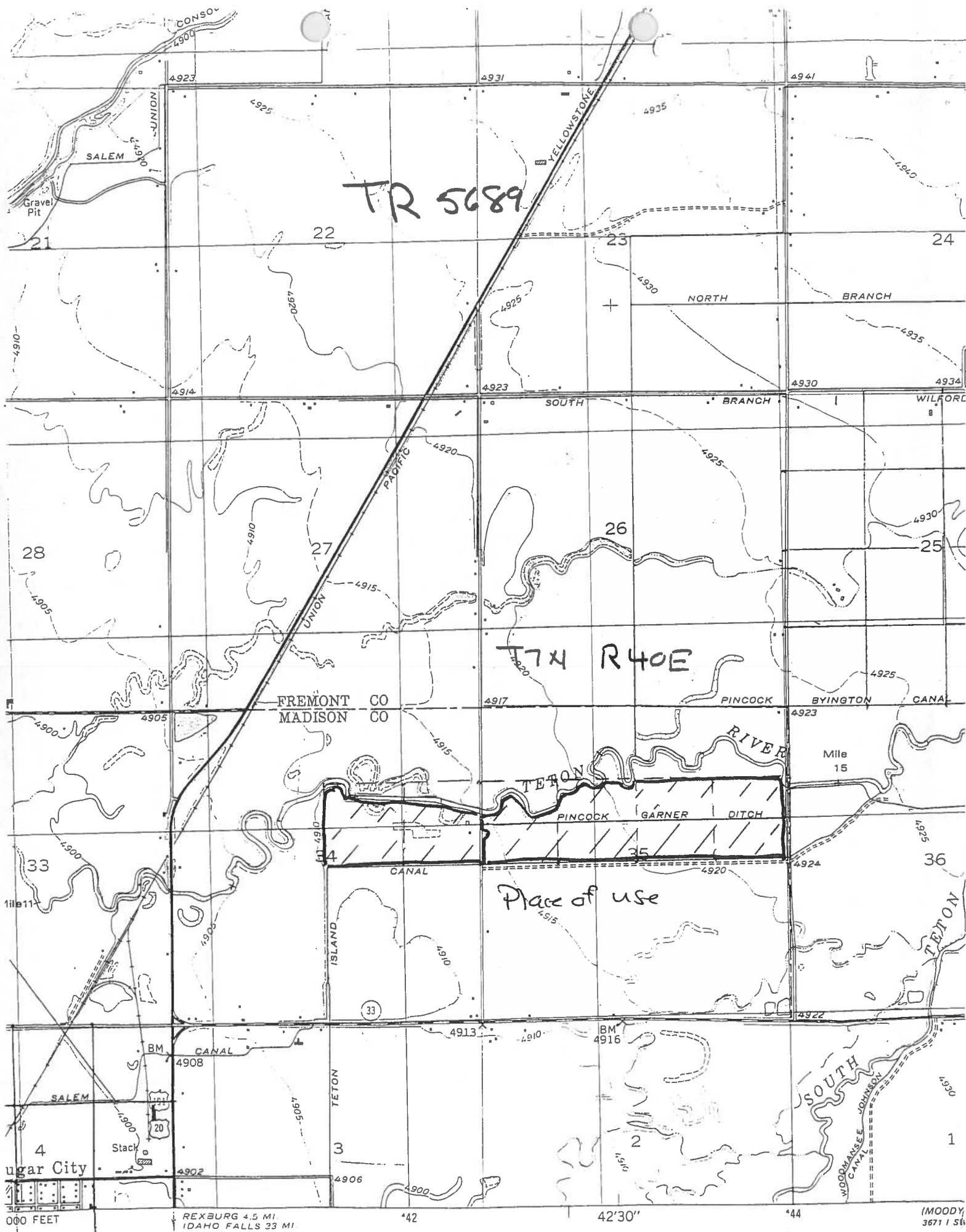
Published in Herald Chronicle, Post Register, Idaho Statesman, Lewiston Tribune Copies of protest forwarded by _____

Pub. Dates 3-22 & 3-29-2000 Times News Hearing held by _____ Date _____

Watermaster recommendations requested on 3-23 & 3-30-2000 Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____





State of Idaho
Water District 1
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

RONALD CARLSON
WATERMASTER

(208) 525-7172
Fax (208) 525-7177

July 6, 1996

IDWR DIRECTOR
KARL J. DREHER

COMMITTEE OF NINE

CHAIRMAN
Don Kramer

VICE CHAIRMAN
Dell Raybould

James Siddoway
Teton

Paul Berggren
Blackfoot

Dale Rockwood
Idaho Falls

DeWitt Moss
Jerome

Leonard Beck
Burley

Claude Storer
Idaho Falls

Don Hale
Blackfoot

Dale Swensen
Fremont-Madison Irrigation District
P.O. Box 15
St. Anthony, Idaho 83445

Dear Dale:

In response to your recent inquiry to Lyle Swank concerning the delivery of the May 15, 1898 water right of 1.6 cfs to the Gardner-Beddes diversion, I have completed the following research:

Rexburg Irrigation vs. Teton Irrigation decreed a May 15, 1898 water right of 3.2 cfs (22-0207) to H.J. Clark. This water right has always been delivered to the Pincock-Garner Canal by Water District #1. On April 6, 1954, *Gardner vs. Crandall* decreed that Lelan Anderson obtained the SWSW of Section 36, Twp. 7N, Rge. 40E, along with half of the H.J. Clark water right, however, the decree did not specify a change in point-of-diversion.

Previously you had sent correspondence, dated June 15, 1994, to Water District #1 requesting the addition of the May 15, 1898 (1.6 cfs) water right to the Gardner-Beddes Canal. However, there wasn't any Snake River Basin Adjudication (SRBA) Claim on file with the IDWR for the water right, except by the Pincock-Garner Canal (A22-00207). Therefore, there weren't any changes made to the Water District #1 delivery records.

Subsequently, Gary Beddes filed a SRBA claim for half (1.6 cfs) of the H.J. Clark water right on the SWSW of Section 36, Twp. 7N, Rge. 40E, as decreed in *Gardner vs. Crandall* (A22-00207B). Water District #1 was not notified of this adjudication filing, dated August 5, 1994.

Water District #1 has changed its delivery records for the 1996 irrigation season, moving half of the original H.J. Clark water right (22-0207) from the Pincock-Garner Canal to the Gardner-Beddes Canal as described in *Gardner vs. Crandall* and claimed in A22-00207B.

Sincerely,

Tony Olenichak
Deputy Watermaster

MICROFILMED

NOV 06 1996

Rexburg Decree

City of Rexburg, Idaho

(For municipal and power purposes.)

~~0124~~ 1 042
Clark & Edwards
Irrigating
Company,
Limited.

3,500 inches. Feb. 27, 1885. South Fork of Snake River.

~~0125~~ 22 0205 Trans.
Clark & Houghton #2122

160 inches. June 1, 1891. Teton River.

~~0126~~ 22 0206 Trans.
Clark & Houghton #2122

200 inches. Apr. 1, 1898 Teton River.

~~0127~~ 22 0207
Clark, H. J.

160 inches. May 15, 1898. Teton River.

3.2 45

Clark, J. F. I.

Good Luck Canal Company and Pioneer Ditch Company.

~~0128~~ 22 0208
Clawson, B. W.

500 inches. Jan. 18, 1905. North Leigh or Spring Creek.

~~0129~~ 22 0209
Clawson, Spencer

150 inches. Jan. 18, 1905. North Leigh or Spring Creek.

Clark & Houghton

said stockholders not being given in the pleadings of said company,

$\frac{1}{2}$ of SE $\frac{1}{4}$ and $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 11, T. 6 N., R. 40 E., B. M.

Clark, H. J.

SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 36, T. 7 N., R. 40 E., B. M.

Clark, John

NW $\frac{1}{4}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of SE $\frac{1}{4}$, and NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 36, T. 1 N. R. 37 E. B. M., containing 120 acres.

80 ac



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

January 19, 1999

DHB INVESTMENTS
AN IDAHO GENERAL PARTNERSHIP
PO BOX 1768
IDAHO FALLS ID 83403-1768

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-00207B

Dear Sir:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

FULLER & CARR

ATTORNEYS AT LAW

Mark R. Fuller
Steven E. Carr*

SHANE BUILDING
301 "A" Street
P.O. Box 50935
Idaho Falls, Idaho 83405-0935

Telephone
(208) 524-5400
Facsimile
(208) 522-7976

*Also Licensed in Utah

December 10, 1998

RECEIVED

DEC 11 1998

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

Department of Water Resources
Eastern Region

RE: Claim Number: A22-00207B

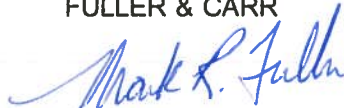
Dear Sir:

Enclosed please find Notice of Change of Water Right Ownership of Adjudication Claim Number A22-00207B.

If you have any questions, please call.

Very truly yours,

FULLER & CARR



Mark R. Fuller
Attorney at Law

Enclosure
MRF:kss

DELOG DC
12-15-98

DC ok

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) ~~A50749NP~~
Adjudication Claim Number(s) A22-00207B
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Barbara Beddes and Gary Beddes
1436N. 1100 E., Shelley, Idaho 83274
4. New Owner/Claimant(s) DHB Investments, an Idaho general partnership
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address P.O. BOX 1768
 City, State and ZIP Code Idaho Falls, Idaho 83403-1768
 New Telephone Number (208) 529 - 9891
5. Date you acquired the property November 25, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 40 Number and type of stock _____
 Diversion rate in CFS 1.6 Number of homes 0 Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) DHB Investments By: [Signature] Date 11/25/98
 _____ Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received

GARY K. BEDDES and BARBARA A. BEDDES, his wife,

the Grantor, does hereby grant, bargain, sell and convey unto the Grantee,

DHB INVESTMENTS, an Idaho General Partnership
P. O. Box 1768
Idaho Falls, Idaho 83403

the following described premises, to-wit:

The Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) of Section 36, Township 7 North, Range 40 East Boise Meridian, *Fremont County, Idaho.*

Together with all water and water rights, ditches and ditch rights, improvements, hereditaments and appurtenances thereto, however evidenced, and subject to all covenants and restrictions, applicable building and zoning ordinances, use regulations and restrictions, easements, rights-of-way, and encumbrances of record or established by user with respect thereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor, does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of November, 1998.



Gary K. Beddes

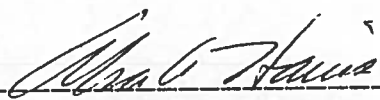


Barbara A. Beddes

STATE OF IDAHO)
 ss.
County of Bingham)

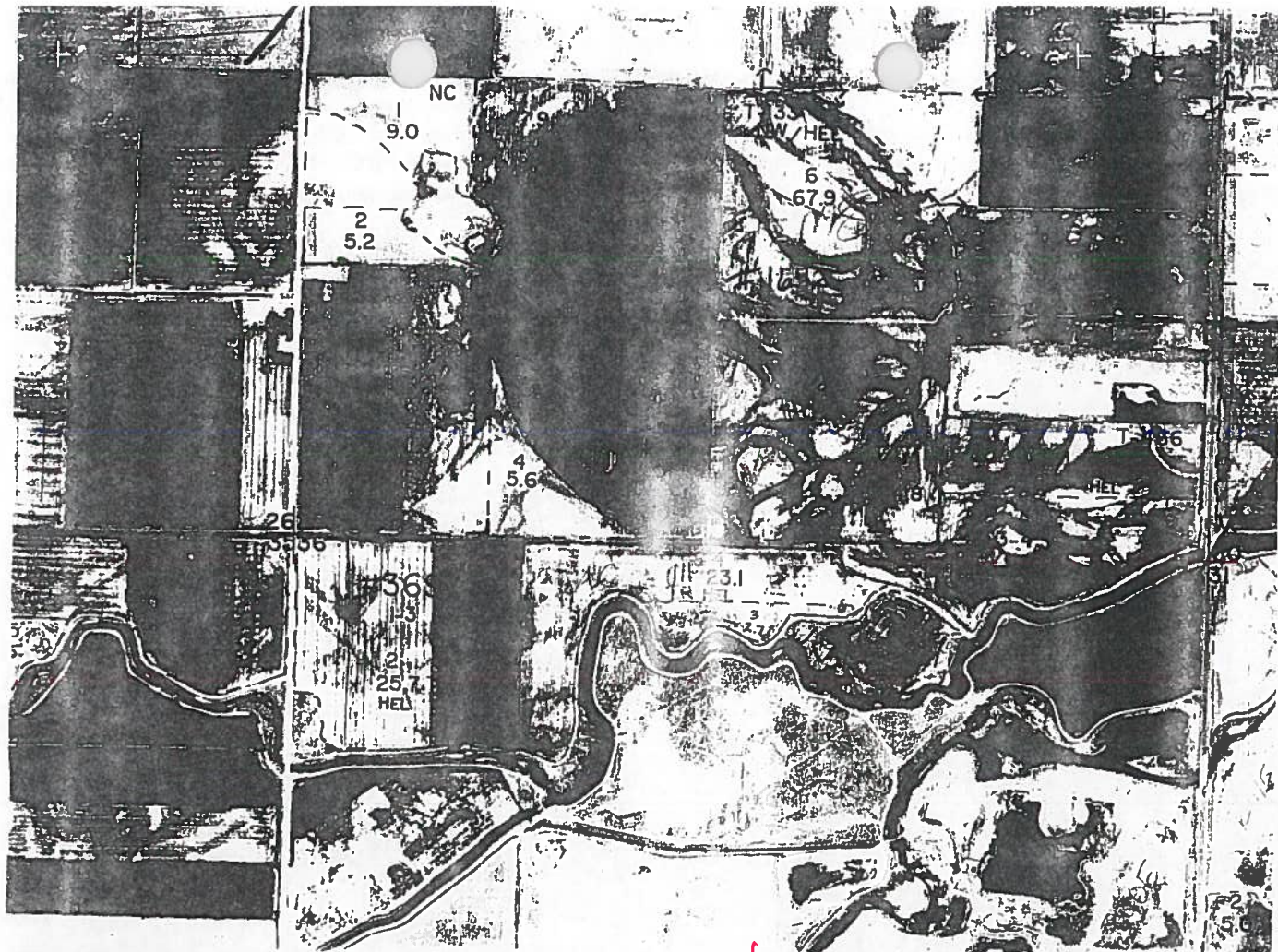
On this 24th day of November, 1998, before me, the Undersigned, a Notary Public in and for said State, personally appeared Gary K. Beddes and Barbara A. Beddes, his wife, known to me to be the persons whose names are subscribed to the within WARRANTY DEED as GRANTOR, and acknowledged to me that they executed the same.

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



Notary Public for Idaho
Residing at: Shelley, Idaho
My Comm. expires: 12-16-98

seal)

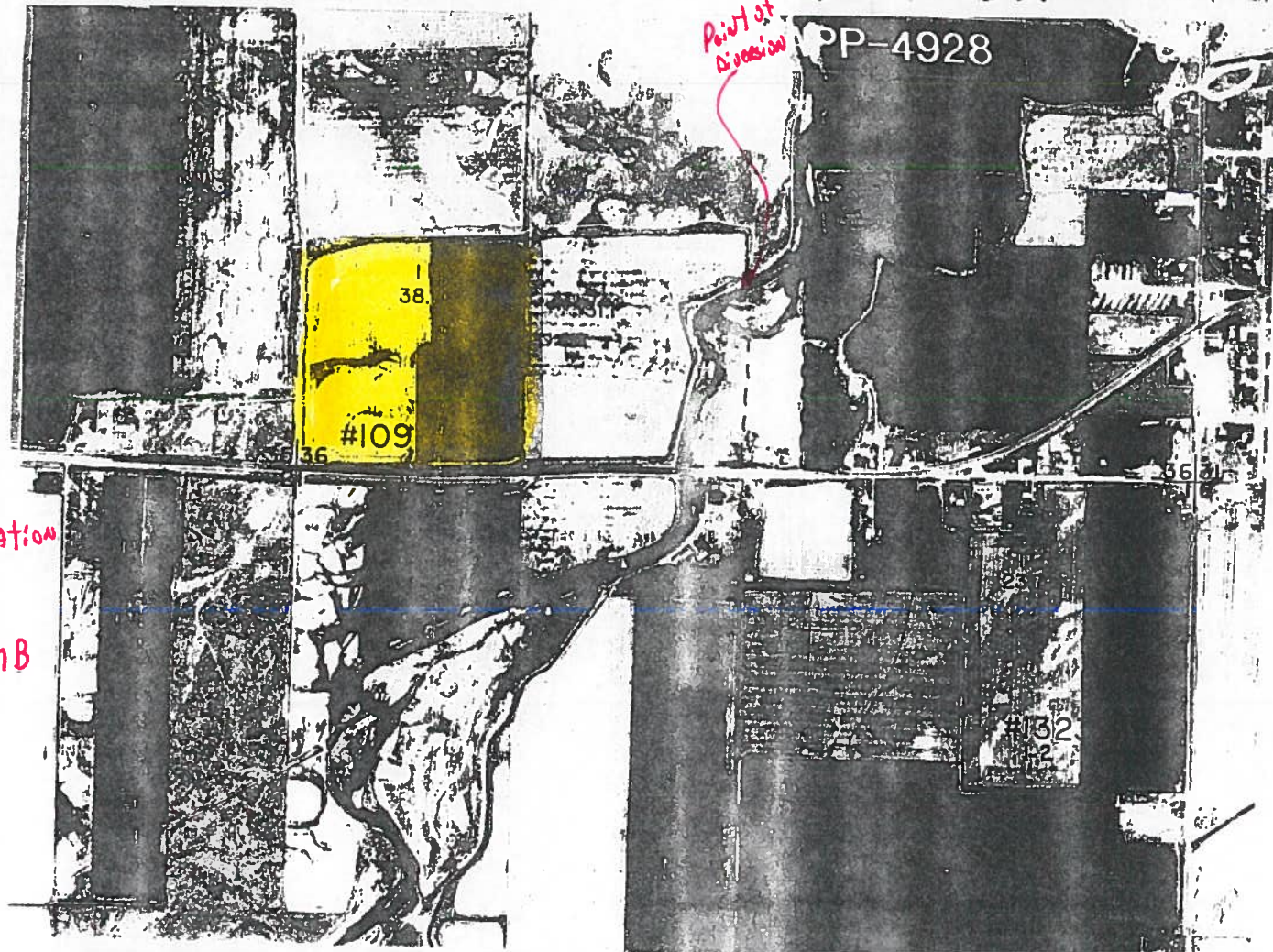


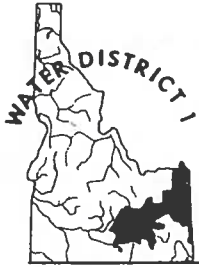
Point of
diversion

PP-4928



Application
No.
122-
00207B





RONALD CARLSON
WATERMASTER

(208) 525-7172
Fax (208) 525-7177

State of Idaho

Water District 1

900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

July 6, 1996

IDWR DIRECTOR
KARL J. DREHER

COMMITTEE OF NINE

CHAIRMAN
Don Kramer

VICE CHAIRMAN
Dell Raybould

James Siddoway
Teton

Paul Berggren
Blackfoot

Dale Rockwood
Idaho Falls

DeWitt Moss
Jerome

Leonard Beck
Burley

Claude Storer
Idaho Falls

Don Hale
Blackfoot

Dale Swensen
Fremont-Madison Irrigation District
P.O. Box 15
St. Anthony, Idaho 83445

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Sincerely,

Tony Olenichak
Tony Olenichak
Deputy Watermaster

MICROFILMED
NOV 06 1996

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: A22-00207B
Date Received: 8/ 5/1994
Receipt No: E020127
Received By: AWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY BEDDES 208-529-1519
Address: 1436 N 1100 E
SHELLEY ID 83274
OR
Name: BARBARA BEDDES 208-529-1519
Address: 1436 N 1100 E
SHELLEY ID 83274

2. Date of Priority: MAY 15, 1898

3. Source: TETON RIVER, SOUTH FORK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	40E	36	SE	SW			FREMONT

5. Description of diverting works:
GARDNER-BEDDES DITCH TO PUMP AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.600		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	40E	36	SW	SW		IRR	40.0

A2200207B



MICROFILMED
NOV 06 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	40.0
					Total Acres	40.0

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:
FREMONT-MADISON STORAGE IS RENTED

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION COMPANY
Decree Plaintiff

TETON IRRIGATION CANAL
vs 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: _____

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): Gary Beddes Date: NOV 06 1996
Date: NOV 06 1996

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5th day

of August 19 94

Gregory J. Taylor
Notary Public

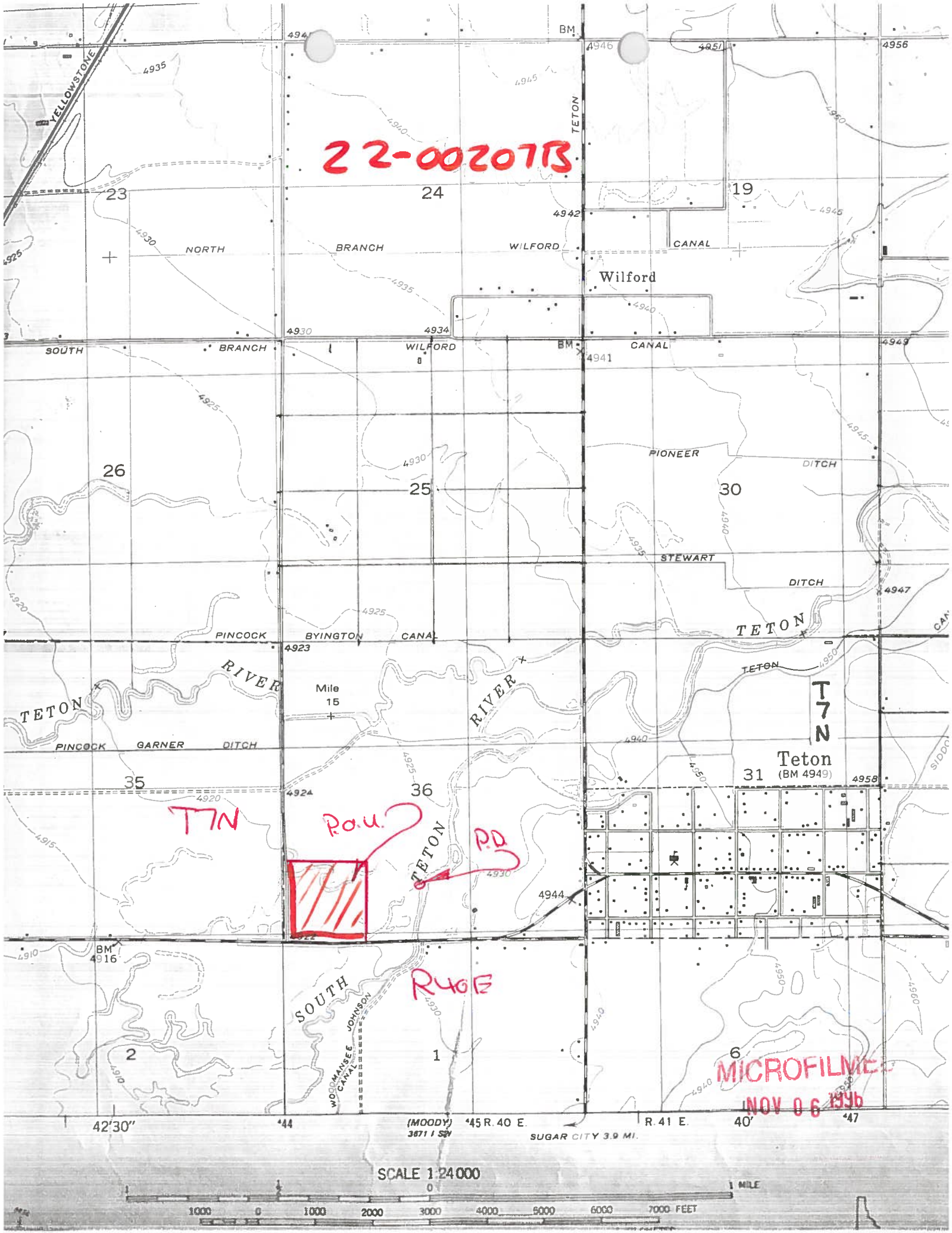
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Residing at Plato Falls ID

My Commission Expires 3/3/98

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