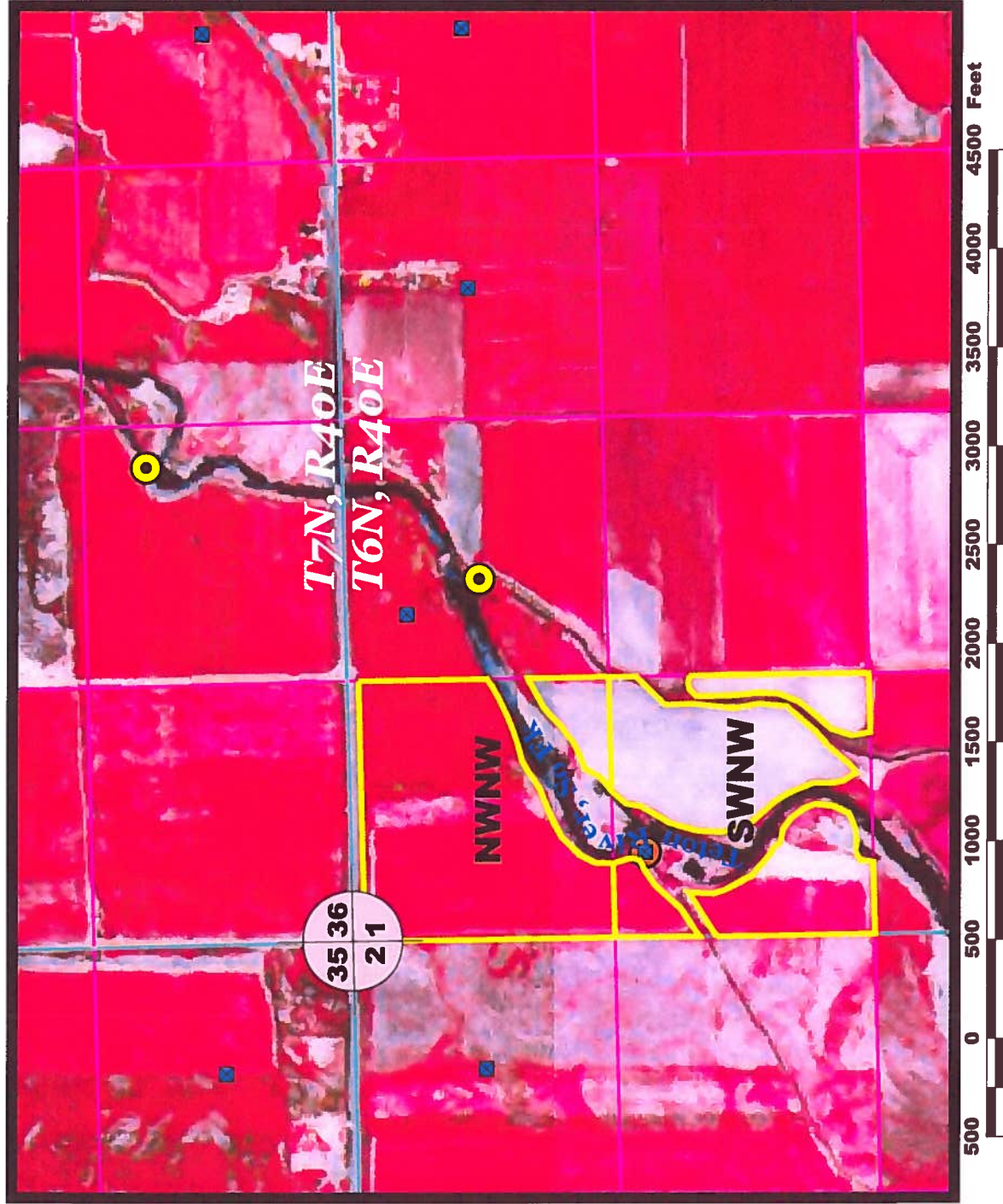




State of Idaho

Department of Water Resources

Eastern Region



Water Right(s): 22-351

Point(s) of Diversion:
T7N, R40E Sec. 36 NESESW
T6N, R40E Sec. 1 SWNENW

Place of Use: (parts of)
T6N, R40E Sec. 1 W2NW

LEGEND

- Point of Diversion
- SESE
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: September 2005

09/20/2005

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

RIGHT NUMBER: 22-351

NAME AND ADDRESS: DEBRA ZOLLINGER
152 N CENTER ST
REXBURG ID 83440

JACK T ZOLLINGER
152 N CENTER ST
REXBURG ID 83440

SOURCE: SOUTH TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 1.600 CFS

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T06N R40E S1 SWNENW Within FREMONT County

T07N R40E S36 NESESW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

1.600 CFS

PLACE OF USE: IRRIGATION Within MADISON County

T06N R40E S01 Lot 4 NWNW 33.0 T06N R40E S01 SWNW 29.0

62 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

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through Bigler slough Canal.



A22-351

A22-351 looking
SE from NE
corner of pole.
Arrow points at
section of Markline



A22-351

A22-351 looking
West along ditch
@ NE corner
of pole

Bac 30 May 05



A22-351

A22-351 looking
S across to
river at pole
south of river
(toward parcel B
on field sketch)
from east fence.



A22-351

Headgate on east
side of river, not
claimed nor
currently used b
historically may
have supplied para
B. Site tag
A0013638, Wayp
17 2685498 N
1411549 E ID1483

Bar 30 May 05

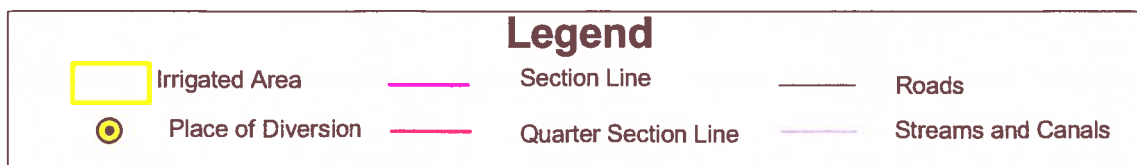
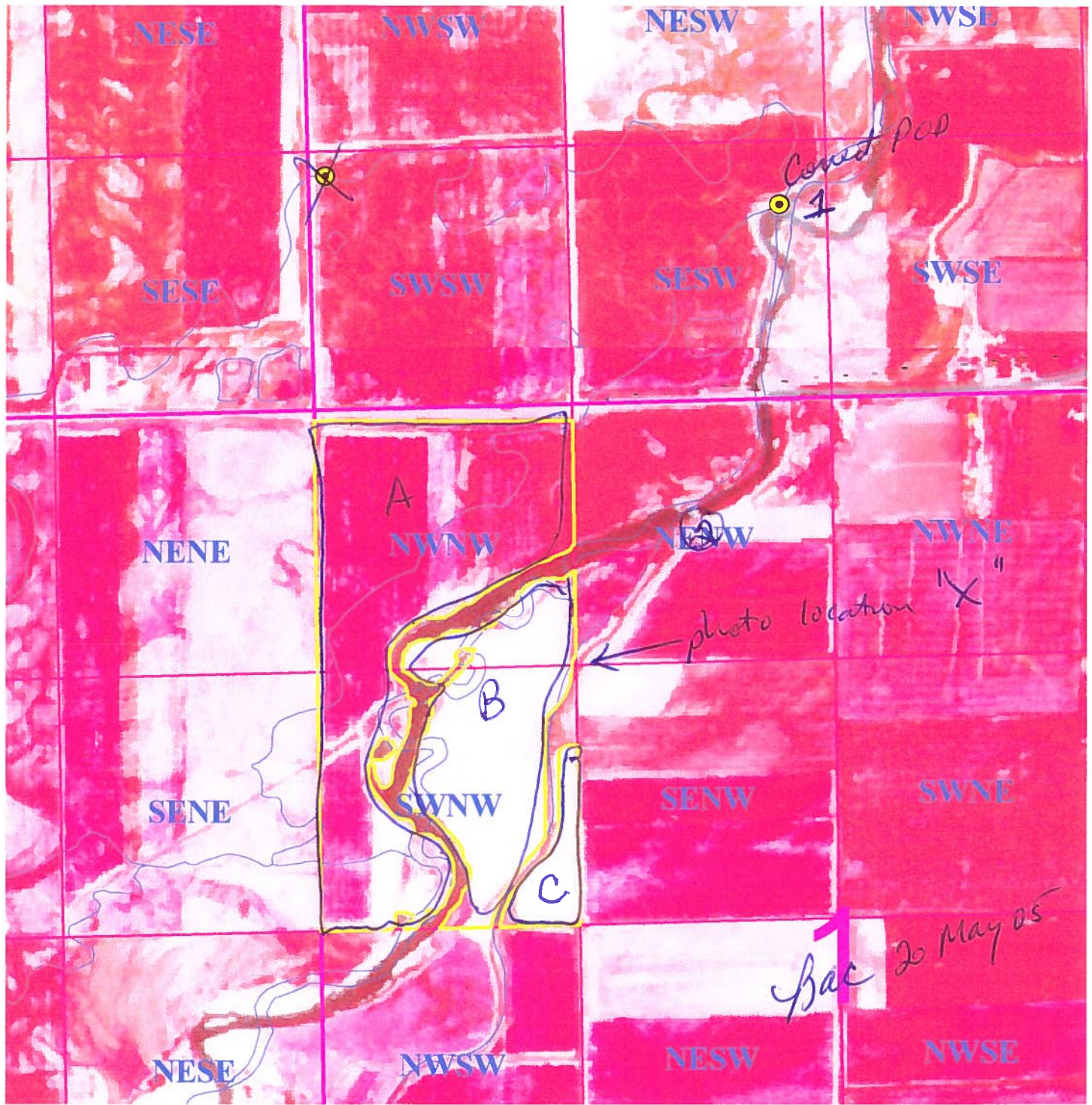


A22-351 looking
SW towards
POU south of
Teton River
from photo
location "X"
on layout.

BAC 30 May 05

Water Right Claim Number 22-00351
Township , 6N40E

08/24/2001



600 0 600 1200 Feet



 SPATIAL
DYNAMICS

Claim No.

22-351

Document Checklist

- ☒ Copy License/Decree Reberg v Teton
- ☐ Copy Transfer _____
- ☐ Copy Licensing Field Exam _____
- ☐ Check if Ownership/Address Change is Required _____
- ☐ Generate, mail and file "Evidence of Priority" letter _____
- ☒ Generate Arcview Map

10/28/04 7:52 458-4422 - Sold to Jack Zollinger
No Zollinger, Jack in phone book. Look up @ Posthouse
152 N. Center Rexburg 83440

18 May 05 356-8583 from new phone book - 356-5516 - office
msg w/ Secretary Offac

Claim no. A22-00351

Claimant Contact Log

Date	Remarks	Agent initials
------	---------	----------------

20 May 2005	Jack Zollinger called back. This is part of the Bigler Slough Canal Co. Otteson was watering in 1987 with sprinkler from a ditch pump at the NE corner of Pond. Water came from a headgate on the west of the river, north of the highway. Zollinger is reclaiming land and will soon resume irrigating the part that is used right now for sand / gravel operation. The headgate / ditch are still in use. Mitt Wilding is the other user on the ditch. Moss property immediately west of Zollingers also may use ditch for storage water.	
-------------	---	--

Bac 20 May 05

Contacts Data Entry Form

Claim Number: A22-00357

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.

Jack Zollinger says he has already sent in Δ ownership.
See Document Checklist for contact info.

Attachment IV is only Temporary - Reverted to original
SEPT. 1, 1977.

Reviewer: _____ Date: _____

Priority Date Data Entry Form

Claim Number: A22-00357

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

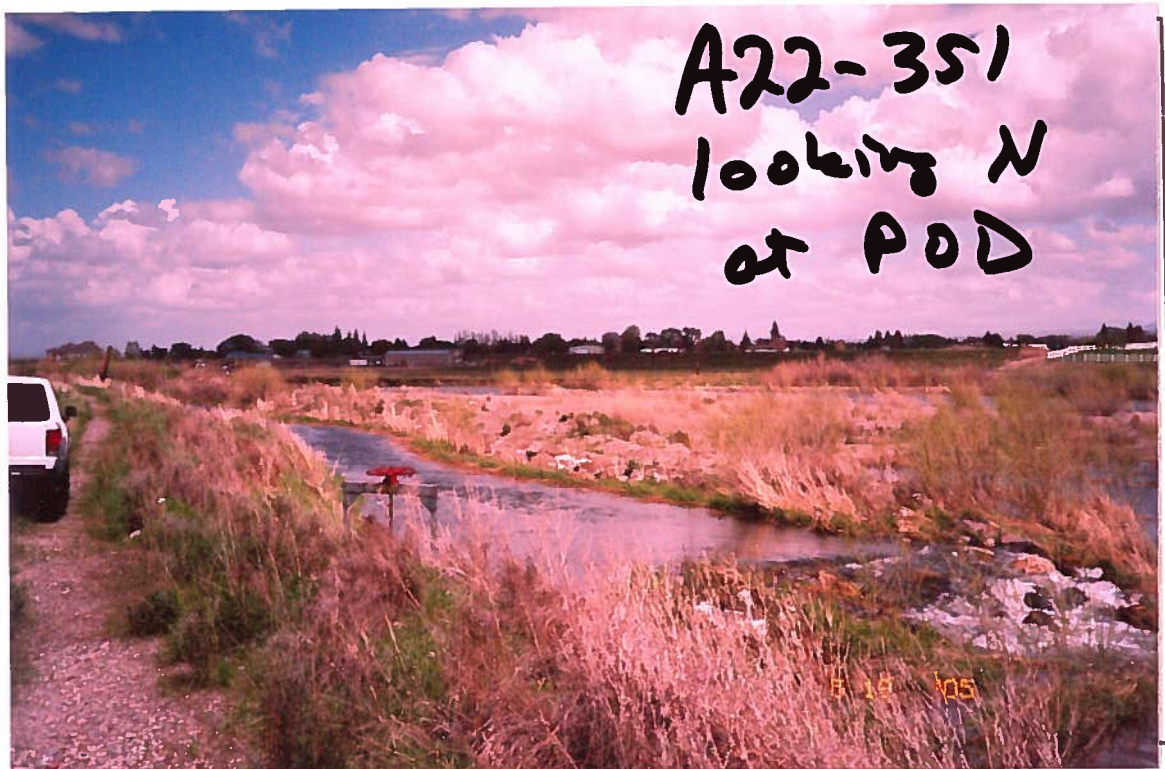
Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Photocopy of decree in file suggests June 1, 1887.1999 WDOI book indicates June 1, 1887

Reviewer: _____

Date: _____

Water Right No(s). A22-00351



GPS DATA:

Tag # A0013631 Location: headgate frame

Diversion Data:

Source: TETON Riv., S of Fk Trib to: HONRUPs Fork

MOTOR

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

PUMP

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

NOTES:

Severed headgate on east side of river, tag A0013638,
tag on headgate frame, serves a ditch that goes
through pond on south side of river. Doc 20 May 05

Field Exam Date: _____ Agent: _____

Point of Diversion and Source Data Entry Form

Claim Number: A22-00351Water 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

Other rights from this POD? Other Bigler Slough rights, per claimant.

Transfers Pending or approved: _____

Document how the POD and Source were verified:

POD 7N 40E 36 NESESW, GPS waypoint 16,
2685659E 1412059N. Second POD in 6N 40E 1 NW NE NW
serves a ditch that goes through the property but this is
not claimed as a POD. Per owner Zollinger, Otteron sprinkled
from ditch on north. Doc 20 May 05

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: A22-00351

Claimed Place Of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				

Total acres _____

Recommended Place of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

Please see my sketch on layout and FSA map in claim.

1) Portions A, B and C appear irrigated in FSA map with claim and 1987 NAPP. If Otteson had a pipe across the river, all could have been irrigated from the pump on the north side. I observed part of the mainline system at the NE corner of portion A.

2) Portion A could also be gravity irrigated from current POD. Portion B could have historically been irrigated from second headgate @ waypoint 17. Ditches exist that would have gravity irrigated portion C but I didn't trace back to the headgate. BAC 30 May 04

Reviewer: _____ Date: _____

Season of Use and Quantity Data Entry Form

Claim Number: _____

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

1.6 cfs per WD 02 1997 book BAC 20 May 05

Reviewer: _____

Date: _____

avour, E. B.; June 1, 1886; Spring Creek	8,000	82 Rice, Ed.; Apr. 1, 1890; Trail Creek	160
ave, Martin L.; June 1, 1886; Moody Creek	300	82 Curtis, Nahum; Apr. 1, 1890; Trail Creek	160
To be reduced to 25 inches after June 20th of each	50	82 Blanchard, John; Apr. 1, 1890; Trail Creek	120
year	25	82 Eynon, John; Apr. 1, 1890; Trail Creek	80
ave, Martin L.; June 1, 1886; Teton River	25	85 Paul, John; June 1, 1890; Springs on land	15
reckenridge, David; June 1, 1887; North Leigh Creek;	260	85 Paul, William H.; June 1, 1890; Little Springs and Deep	60
also Swamp Creek for a late right	60	Creek	80
orrowman, John; June 1, 1887; Wood Creek and	80	85 Jenkins, William; June 1, 1890; Fox Creek	110
Springs	30	85 Kimball, R. C., and A. L.; June 1, 1890; Fox Creek	240
epson, Hans J.; June 1, 1887; Bigler Slough	290	85 Lawson, B. G.; June 1, 1890; Spring Creek	150
egsted, Victor; Sept. 1, 1887; Horse Shoe Creek	1,325	85 Murphy, G. M.; June 1, 1890; Darby Creek	160
egsted, Victor; June 1, 1888; Horse Shoe Creek	160	85 Smith, C. M.; Jan. 1, 1890; Darby Creek	140
North Salem Agricultural & Milling Canal Co.; Teton		85 Walton, D. O.; June 1, 1890; Darby Creek	135
River		85 Shaw, O. W.; June 1, 1890; North Leigh Creek or Spring	240
As a high water right until July 1st of each year		Creek	160
Walters, William; June 1, 1888; Teton River. (Stew-	168	85 Yearsley, H. C.; June 1, 1890; Spring Creek	200
art & Walters Ditch.) Joint appropriation with	200	85 Drake, Richard; June 1, 1890; Patterson Creek	85
Mons H. Anderson)	80	85 Chelsey, John P.; June 1, 1890; Paul Spring Creek,	120
Woods, William S.; June 1, 1888; Twin Creeks	160	Grove Creek, Deep Creek and Little Spring Creek	15
Woodmansee, Charles H.; Mar. 15, 1889; Moody Creek		85 Byrne, Michael; June 1, 1890; Fox Creek	145
To be reduced to 80 inches after June 20th of each		85 Buxton, Mary A.; June 1, 1890; Sloughs from Twin	100
year		Creeks	240
Curtis, Owen; Apr. 1, 1889; Trail Creek	112	85 Beezley, Ebenezer, and J.; June 1, 1890; Fox Creek	155
Little, Zina W.; Apr. 1, 1889; South Leigh Creek	140	85 Andrews, L. W.; June 1, 1890; Grove Creek	160
Hill, William; Apr. 5, 1889; Pack Saddle Creek	80	85 Durney, P. S.; June 1, 1900; Trail Creek	135
Mortensen, Christian; May 1, 1889; Teton River.	150	85 Foote, Arthur L.; June 1, 1890; Mahogany Creek	160
(Through the Nelson-Jacobs Ditch)	40	85 Ferguson, John; June 1, 1890; Grove Creek and Willow	160
Bates, Thomas; May 3, 1889; Mahogany Creek	140	Spring Creek	100
Beezley, Ebenezer, and J.; June 1, 1889; Fox Creek	10	85 Eames, William; June 1, 1890; Spring Creek	240
Drake, Fred J.; June 1, 1889; John Creek	160	85 Edlefson, E. B.; June 1, 1890; Leigh Creek	155
Blanchard, John; June 1, 1889; Warm Creek	150	85 Drake, Lavina; June 1, 1890; Boquat Creek and Drake	160
Bowles, H. C.; June 1, 1889; Spring Creek	40	Creek	160
Drake, William; June 1, 1889; Mahogany Creek	150	88 Drake, William; July 1, 1890; Mahogany Creek	160
Lund, William P.; June 1, 1889; Mahogany Creek	40	90 Tonks, William H.; July 15, 1890; Trail Creek	135
Hubbard, Frank, and wife; June 1, 1889; North Leigh	20	92 Curtis, Clarissa A.; Sept. 1, 1890; Trail Creek	160
Creek	20	96 Rice, A. L.; Jan. 1, 1891; Patterson Creek	160
Swanner, Samuel; June 1, 1889; South Leigh Creek	20	98 O'Brien, James A.; June 1, 1891; North Leigh Creek ..	100
Walton, D. O.; June 1, 1889; Darby Creek	20	98 Siddoway-Briggs Co.; June 1, 1891; Teton River. (For	2,600
Jones, Benjamin; June 1, 1889; Trail Creek	160	power purposes)	20
McPherson, Abner; June 10, 1889; North Leigh Creek.	160	98 Sinclair, D. R.; Adminr. Estate of Fred Sinclair (de-	100
Parsons, F. W.; June 15, 1889; Trail Creek	95	ceased); June 1, 1891; Eynon Ditch	
Tonks, George M.; July 5, 1889; Trail Creek	55	98 Smith, Ellington; June 1, 1891; Spring Creek, Darby	
Tonks, George M.; July 15, 1889; Fox Creek	80	Creek and Crandall Springs	
Kirsley, Mary E.; Sept. 1, 1889; Warm Creek, Spring	620	98 Shaw, L. C.; June 1, 1891; Raader Creek and water	
Creek and Deep Creek		from springs on T. A. Phillips' land	
Woodmansee-Johnson Ditch; Oct. 1, 1889; Teton River		98 Swanner, Samuel; June 1, 1891; South Leigh Creek ..	
Rexburg Milling Co.; Oct. 1, 1889; Teton River. (Wood-		98 Hubbard, Susan; June 1, 1891; North Leigh Creek and	
mansee-Johnson Ditch.) For power purposes only,		Middle Leigh Creek	
and subject to rights of users for agricultural pur-		98 Harrop, Samuel; June 1, 1891; Leigh Creek	150
poses of water through same ditch	3,000	98 Hill, Mary Ann; June 1, 1891; Pack Saddle Creek	200
Teton Irrigation & Manufacturing Co.; Oct. 2, 1889;	500	98 Clark & Houghton; June 1, 1891; Teton River	120
gate near the Teton Mill	80	98 Dewey, George A.; June 1, 1891; Fox Creek	160
2 Kirsley, Mary E.; Apr. 1, 1890; Warm Creek; Spring		98 Barney, Walter; June 1, 1891; South Leigh Creek	160
Creek and Deep Creek		98 Bowles, Sarah; June 1, 1891; Spring Creek	100
2 Sinclair, D. R., Adminr. Estate of Fred Sinclair (de-		98 Blamires, Robert, and C. J. Burton, W. S. Burton and	640
ceased); April 1, 1890; Trail Creek	115	Thomas H. Phillips; June 1, 1891; Badger Creek	40
2 Wolf Ditch Co.; Apr. 1, 1890; Teton River	2,335	and springs on land of T. A. Phillips	
2 Robertson, A. I.; Apr. 1, 1890; Trail Creek	87	100 Siddoway Irrigation & Manufacturing Co.; July 1, 1891;	300
		Teton River	

Log for claim 22-00351

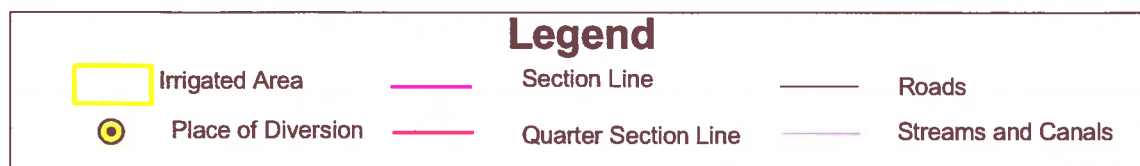
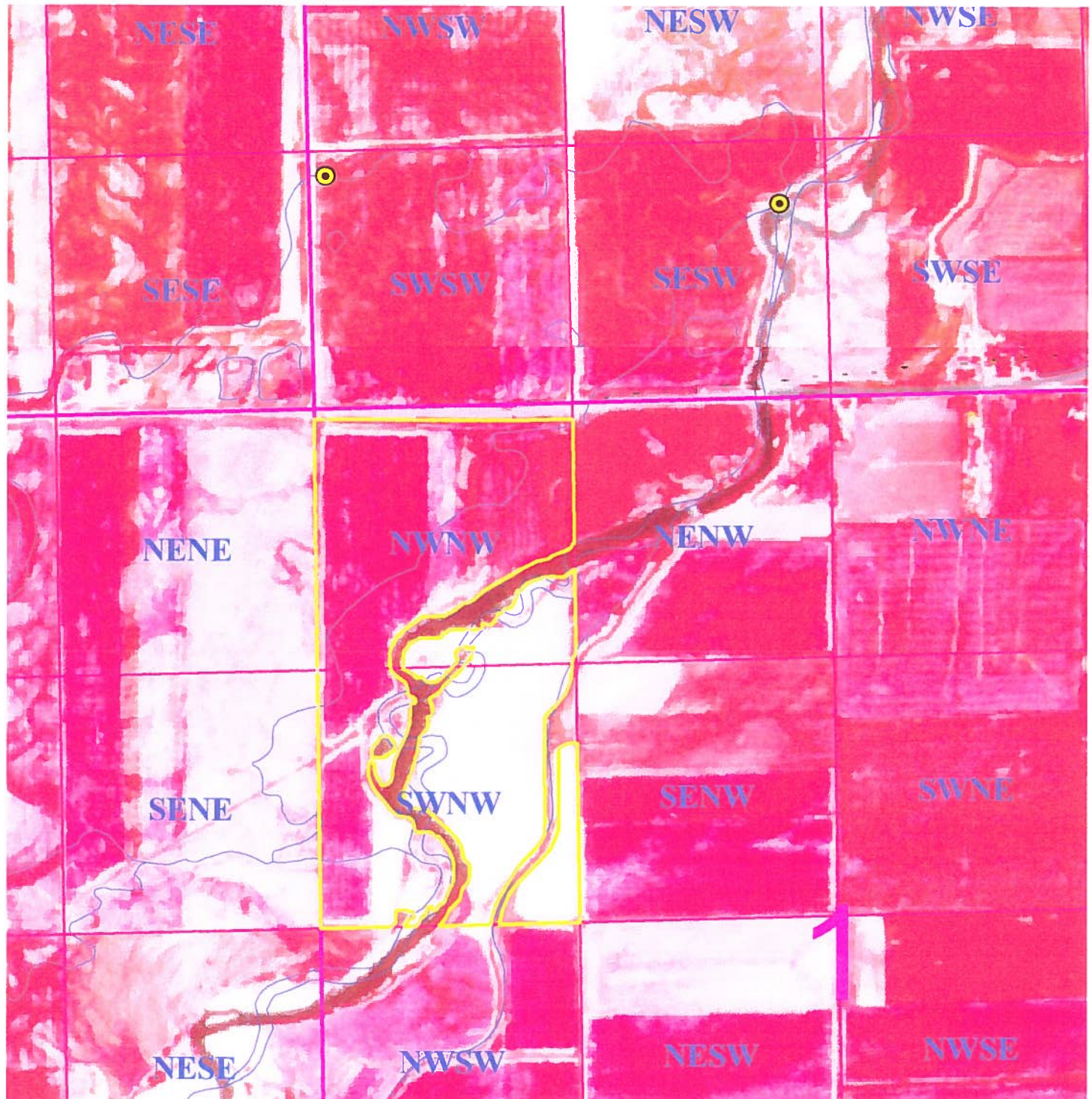
Spatial Dynamics BTD

7/25/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n40e	1	NWNW	40	35	POD placement?
06n40e	1	SWNW	40	34	
Totals:			80	69	

Water Right Claim Number 22-00351
Township , 6N40E

08/24/2001

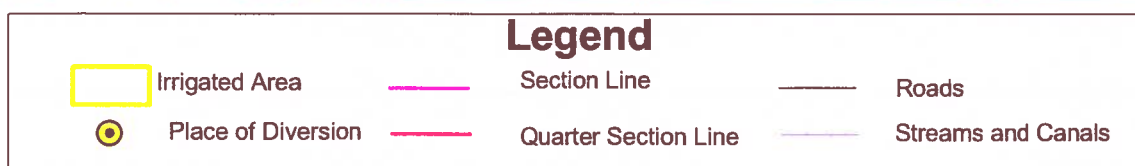
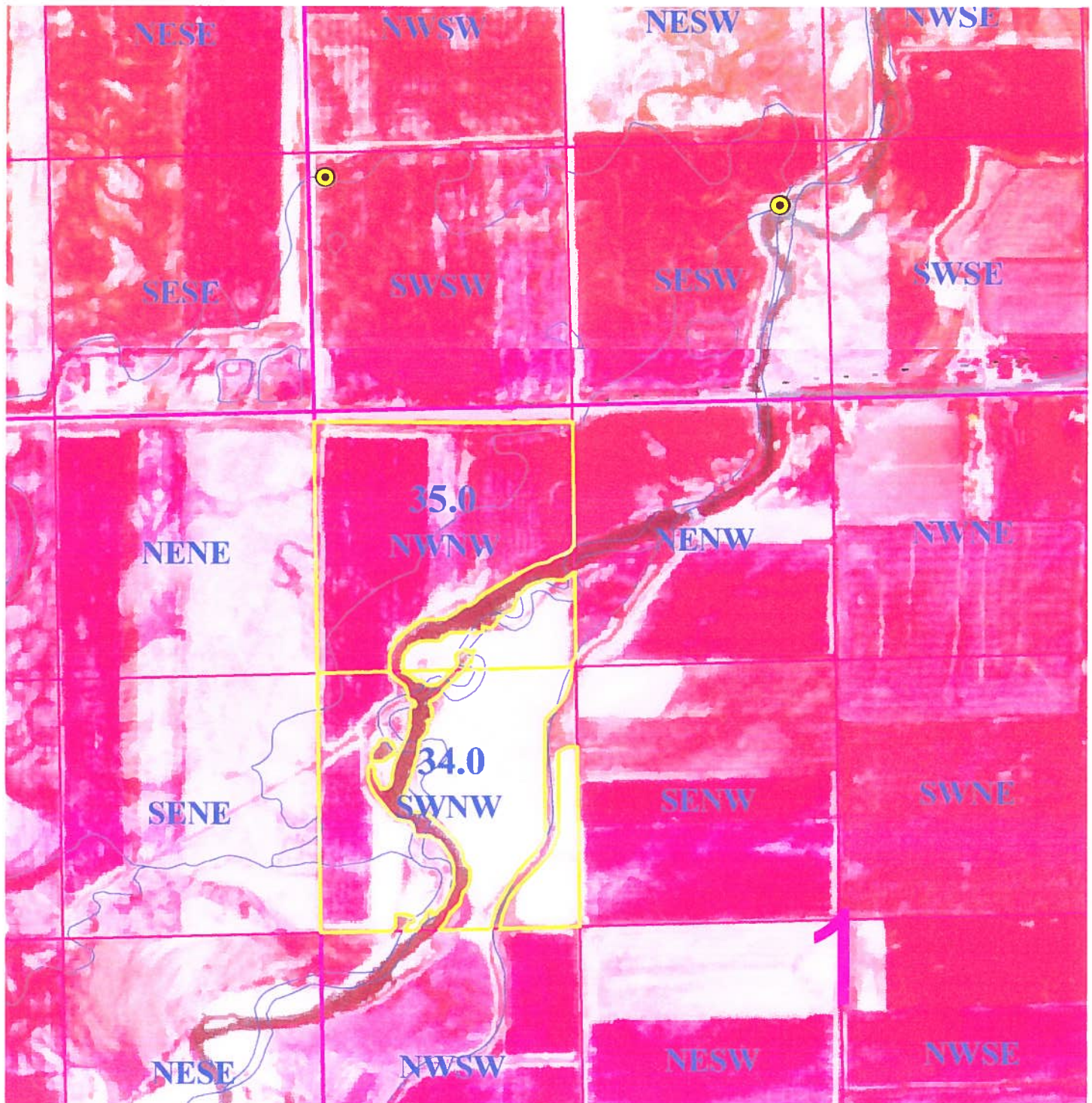


600 0 600 1200 Feet



Water Right Claim Number 22-00351
Township , 6N40E

08/24/2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr. Ste. A, Idaho Falls, Idaho 83402

Phone: (208) 525-7171 FAX: (208) 525-7177 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 12, 1999

JACK & DEBRA ZOLLINGER
152 N CENTER ST
REXBURG ID 83440

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-00351

Dear Mr. & Mrs. Zollinger:

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,

A handwritten signature in cursive script that reads "Jennifer Hoagland". The signature is written in dark ink and is positioned above the printed name and title.

Jennifer Hoagland
Technical Records Specialist

Enclosure

SVH 11-3-98
or SVH 1-8-99

**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type

DATE OF CLOSING: 10-9-98

RECEIVED

NOV 02 1998

Department of Water Resources
Eastern Region

*LEGAL DESCRIPTION OF PROPERTY: Township 6N Range 40E

Section 1, 1/4 of SW 1/4 of NW 1/4, Govt. Lot 4, BM.

Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

*Lot # on Notice of Claim erroneously shows Lot 1. It should be Lot 4 (see copy of Not
☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains attache
water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)

Assigned by IDWR:

A22-00351

☐ Name and address of Former

Owner/Claimant(s)(Seller):

Doyle L. Ottesen

3567 North 5000 East

Sugar City, ID 83448

☐ New owner/Claimant

(Purchaser):

Jack T. Zollinger and Debra Zollinger

☐ New Mailing Address:

152 N. Ctr. St.

Rexburg, ID 83440

☐ New Telephone Number:

(208) 356-8583

☐ Does the change in ownership result in a splitting of the water right owned /claimed? yes X No
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of

ownership, describe

proof attached: See copy of Notice of Contract of Sale attached

(proof of ownership must describe either the property conveyed or include

the claim number. Proof of ownership is not required if this form is

signed by the former owner/claimant.)

☐ Signature of New

Owner/Claimant(s)

Jack T. Zollinger Date 10-9-98

Debra Zollinger Date 10-9-98

☐ Signature of Former

Owner/Claimant(s):

Doyle L. Ottesen Date 10-9-98

Date

(Signature of former claimant(s) is not
required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

pj:water.for

NOTICE OF CONTRACT OF SALE

NOTICE IS HEREBY GIVEN that **Doyle L. Ottesen**, a married man, of 3679 N. 5000 E., Sugar City, ID 83448, hereinafter called "Seller," is selling on written Contract of Sale of this same date, to **Jack T. Zollinger and Debra Zollinger**, husband and wife, of 152 N. Center St., Rexburg, ID 83440, hereinafter called "Buyers," the following described real property situated in Madison County, to-wit:

Lot 4 and the SW1/4NW1/4 of Section 1, Township 6 North, Range 40 E.B.M.

TOGETHER WITH the following decreed water right: 80 Miner's inches in the Bigler Slough, with a priority date of June 1, 1887, and together with five (5) shares of the capital stock of Bigler Slough Ditch, Inc.

ALSO TOGETHER WITH 38 acre feet of storage water in Fremont-Madison Irrigation District.

EXCEPTING THEREFROM the following described tract of land described in that certain Warranty Deed dated March 26, 1973, executed by Doyle Leon Ottesen and Patsy Lee Ottesen, his wife, and Ervin Ottesen and Jennie Ottesen, his wife, to Lelan Andersen and Melva Andersen, his wife; recorded April 30, 1973, under recorder's instrument No. 148855, records of Madison County, Idaho, to-wit:

Commencing at the Southeast corner of the West Half of the Northwest Quarter of Section 1, Township 6 North, Range 40 E.B.M., and running thence North approximately 1140 feet to the midstream of a canal; thence Southwesterly, Southerly and Southwesterly following the meanderings of the center line of said canal approximately 1230 feet; thence East approximately 400 feet to the point of beginning.

Subject to easements, if any, of record or in existence for roads, streets, ditches, canals, pipelines and utilities, and particularly a non-exclusive easement along the west wide of the above-described premises for the purpose of gaining access to the Rowe Ditch head gate and dam..

Subject to restrictive covenants, if any, or record.

Together with any and all other water and water rights, ditch and ditch rights appurtenant thereto.

Acknowledgment

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 9th day of October, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared **Jack T. Zollinger and Debra Zollinger**, known to me to be the persons whose name are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission Expires: 11-15-99

Microfilm No. 274577
At 1615 Day OCT 09 1998 O'clock m
MARILYN R. RASMUSSEN
MADISON COUNTY RECORDER
Fee \$ 9 - 24 Deputy
Recorded At Request of

ALLIANCE TITLE & ESCROW

Application No. 22-0351

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Doyle L. Ottesen Phone 458-4422

Post office address Rt. #1, Sugar City, ID 83448

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to Hans J. Jeppsen

in case of Rexburg Irrigation Co. et al vs Teton Irrigation Co. et al
dated 12-16-1910 in sixth 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 _____

3. Source of water Bigler Slough (Teton R.) tributary to Henry's Fork Snake River

4. Date of priority 7-1-1887

5. Water is used for the following purposes:

amount 1.60 for irrigation purposes from Apr. 1 to Nov. 1

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)

6. Total amount of water under right: a. 1.60 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is SE % of SW % of Section 36
Township 7N Range 40E, B.M., in Fremont County
Additional points of diversion, if any _____

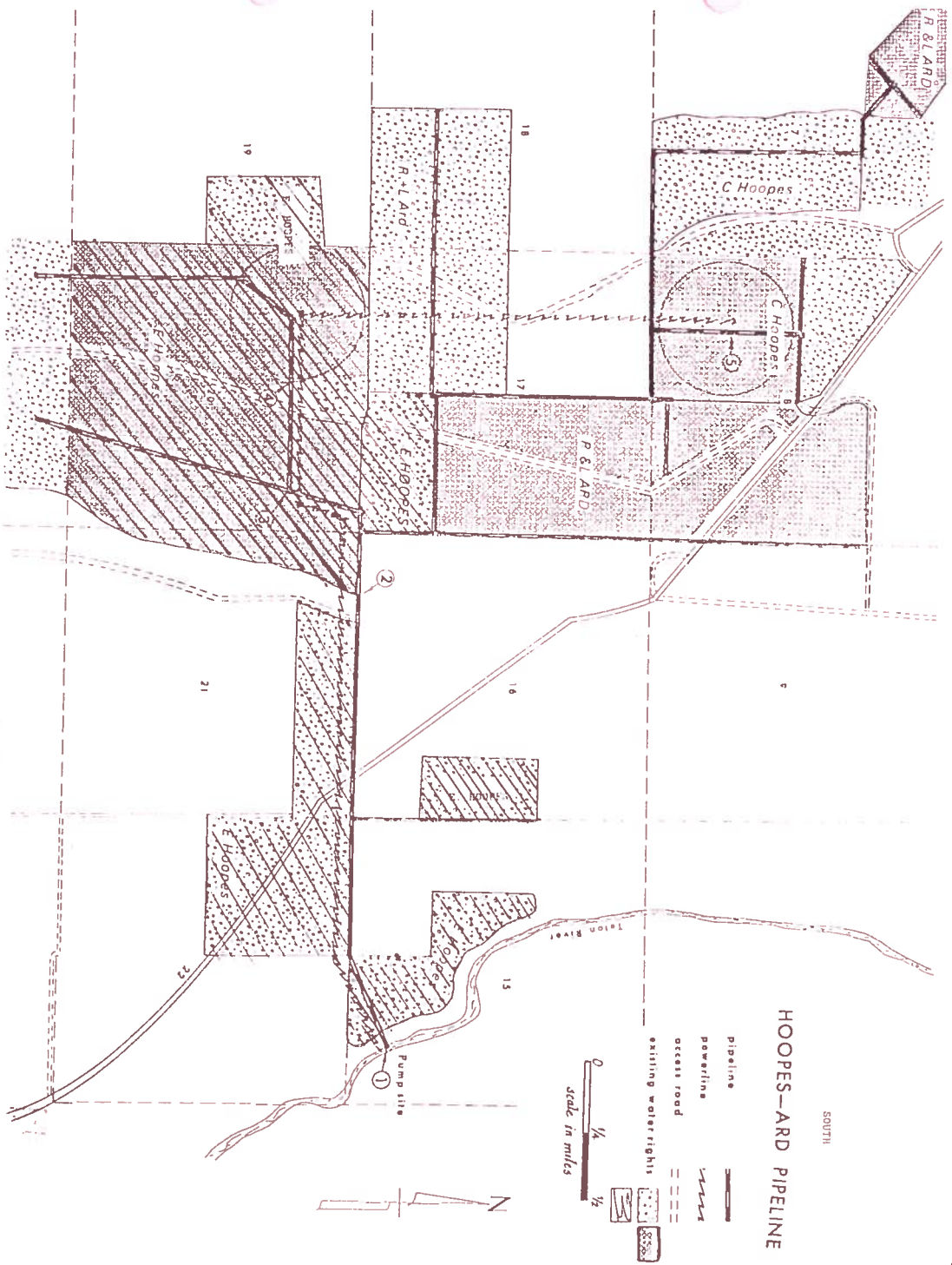
8. Lands irrigated or place of use:

[illegible]

Total number of acres to be irrigated 80

- "See Attachment."

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



[illegible][illegible][illegible][illegible]

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: A22-00351
Date Received: 3/21/1989
Receipt No: E006283
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DOYLE L. OTTESEN
Address: 3567 NORTH 5000 EAST
SUGAR CITY, ID 83448 208-458-4422

2. Date of Priority: JUN 01, 1887

3. Source: TETON RIVER, SOUTH FORK Trib. to: HENRYS FORK
BIGLER SLOUGH HENRYS FORK

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE & DITCH DIVERTING FROM TETON RIVER TO FLOOD & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 677.0 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	40E	1	NW	NW	1	IRR	40.0
			SW	NW		IRR	40.0

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Page 1

Date: 06/08/90

MICROFILMED

NOV 04 1992

A2200351

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: MADISON

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

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: _____

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): _____ Date: _____
_____ Date: _____

DATE: 01/11/99
PAGE: 1

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Water Source:	TETON RIVER, SOUTH FORK BIGLER SLOUGH	Tributary to:	HENRYS FORK HENRYS FORK	Stage:	DECREED
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FREMONT County

SE

80.0

Other Rights: NONE

Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag
Presumption Flag:

Field Inspection Flag:
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: A22-00351
Date Received: 3/21/1989
Receipt No: 5006283
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOYLE L. OTTESEN 208-458-4422
Address: 3567 NORTH 5000 EAST
SUGAR CITY, ID 83448

2. Date of Priority: JUN 01, 1887

3. Source: TETON RIVER, SOUTH FORK Trib. to: HENRYS FORK
BIGLER SLOUGH HENRYS FORK

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE & DITCH DIVERTING FROM TETON RIVER TO FLOOD & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 677.0 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	40E	1	NW	NW	1	IRR	40.0
			SW	NW		IRR	40.0
						Section Acres	80.0

A22-00351

Page 1

Date: 03/21/89

MICROFILMED

NOV 04 1992

10. Place of Use: Continued

Total Acres 80.0

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
 Case Number:
 Court :
 Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
 Decree Plaintiff

vs

TETON IRR. CANAL CO.
 Decree Defendant

MICROFILMED
NOV 04 1992

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): J. L. O'Brien Date: March 21, 89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of March 19 89

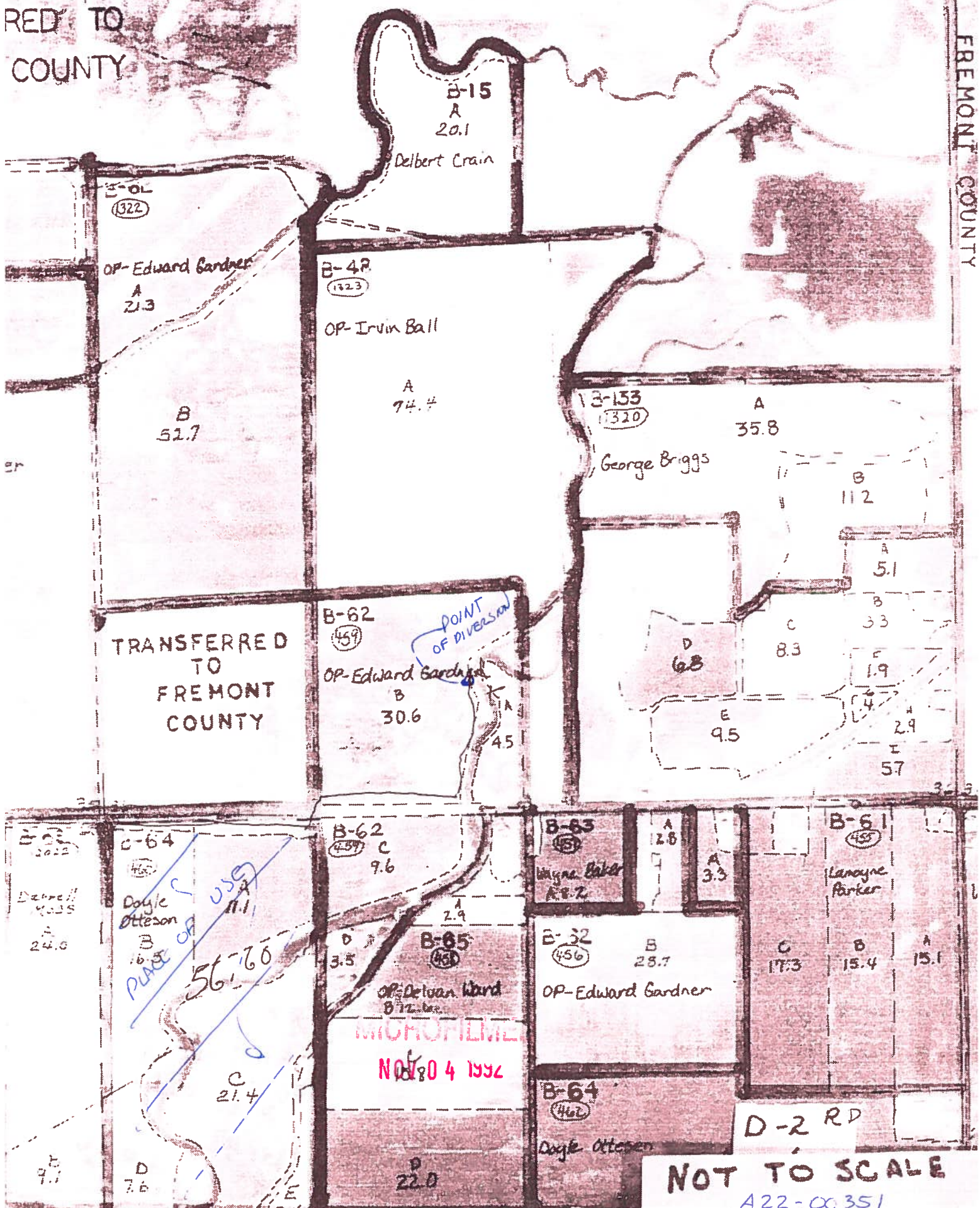
Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
My Commission Expires RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 6-30-94

RED TO
COUNTY

FREMONT COUNTY



NOT TO SCALE
A22-00351