

07/27/2006

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

RIGHT NUMBER: 22-424A
NAME AND ADDRESS: ROBYN PARKINSON
PO BOX 326
ST ANTHONY ID 83445

DIRK PARKINSON
PO BOX 326
ST ANTHONY ID 83445

SOURCE: TETON RIVER TRIBUTARY: HENRYS FORK
Water is delivered from South Teton River.

QUANTITY: 2.890 CFS
The rights listed below are limited to a total combined annual diversion volume of 840.0 af at the field headgate. Combined Right Nos.: 22-424A, 22-425A, 22-490, 22-491A.

PRIORITY DATE: 04/01/1898

POINT OF DIVERSION:
T06N R40E S1 NWSWN Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.890 CFS
PLACE OF USE:	<u>IRRIGATION Within MADISON County</u>		
	T06N R40E S02 NESW 40.00	T06N R40E S02 NWSW	40.00
	T06N R40E S02 SWSW 40.00	T06N R40E S02 SESW	40.00
	T06N R40E S02 NWSE 40.00	T06N R40E S02 SWSE	40.00
	240 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 240.0 acres in a single irrigation season. Combined Right Nos.: 22-424A, 22-425A, 22-490, 22-491A.

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 McCormick-Rowe Ditch.

Dirk Parkinson

SRBA Water Right Claims

<u>Water Right</u>	<u>Priority Date</u>	<u>CFS</u>	<u>Purpose</u>	<u>Recommendation</u>
<u>Surface Rights:</u>				
22-424A	04/01/1898	2.89	irrig	Tx #4028 conditions apply
22-425A	05/01/1885	1.44	irrig	
22-490	04/01/1898	8.60	irrig	
22-491A	06/01/1879	2.71	irrig	
Total Q =		15.64 cfs		

Notes:

1. Conditions of Tx #4028, 7/12/1992, apply to all rights.
 - a. 22-424A and 22-490 can only be diverted through McCormick-Rowe Ditch in Section 1. 22-425A and 22-491A can be diverted from both Sections 1 and 2 POD's.
 - b. All rights used in combination can only divert a total of 840.0 afa.
2. Season of use recognized by Tx #4028 is 4/15 to 10/15. Season of use recommended by SRBA is 4/15 to 10/31.
4/1 - 10/31
3. Change of ownership filed by D. Parkinson in 04/1999.

Contacts Data Entry Form

Claim Number: 22-00424A

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.OWNERSHIP - PARCEL 5401 - 27827PARKENSEN DIRKP.O. Box 326ST ANTONY 83445SEE CONDITIONS OF TX #4028, 7 Dec 1992
#6 & #8#6. POD limited to McConnigh - Rains Oron#8. Limit Combined Dimension of 840' AF.TRANSFON MAP (ASCS?) SHOWS TOTAL AC @ 222³. ILLUSTRATING THE
RANGE OPEN THROUGH THE FARM (N-S).

Reviewer: _____ Date: _____

lary E.; July 15, 1896; Trail Creek	40
Thomas; July 30, 1896; Trail Creek	80
Jesse; Aug. 13, 1896; Trail Creek	160
William; Apr. 1, 1897; South Leigh Creek...	160
B. Charles; May 15, 1897; South Leigh Creek...	60
B. F.; June 1, 1897; Fox Creek	120
n, Abraham; June 1, 1897; North Leigh Creek	80
Algeroy; June 1, 1897; Fox Creek	100
Farley; June 1, 1897; Fox Creek	100
A. C.; June 1, 1897; Darby Creek	20
n & Egbert; June 1, 1897; North Leigh Creek	70
G. S.; June 1, 1897; South Leigh Creek...	120
C.; June 1, 1897; Fox Creek	120
C.; June 1, 1897; Fox Creek	100
h, June 1, 1897; South Leigh Creek	120
D.; June 1, 1897; South Leigh Creek	60
s & Darby Bench Canal Co., Ltd.; June 1, 1897;	1,380
Creek	30
an, Zuel; June 1, 1897; South Leigh Creek...	120
orge A.; June 1, 1897; North Leigh Creek...	80
orge E.; June 1, 1897; South Leigh Creek...	80
ndrew; June 1, 1897; South Leigh Creek and	140
mps	80
remiah C.; June 1, 1897; North Leigh	90
Jacob; June 1, 1897; North Leigh Creek	150
John; June 1, 1897; North Leigh Creek	120
Joseph O.; June 1, 1897; South Leigh Creek...	75
ert; June 1, 1897; Darby Creek	40
eph; June 1, 1897; South Leigh and Swamps	10
arles; June 1, 1897; Fox Creek	80
J. H.; June 1, 1897; South Leigh Creek	20
H. L.; June 1, 1897; Darby Creek	100
Harry L.; June 1, 1897; Darby Creek	20
o. W.; June 1, 1897; Darby Creek	160
William; June 1, 1897; Trail Creek	50
Andrew; June 1, 1897; Trail Creek	50
ac T.; June 1, 1897; Cherry Creek; all of the	50
Cherry Creek Springs	120
rd; June 10, 1897; South Leigh Creek...	75
ohn; June 15, 1897; Trail Creek	80
lary; June 15, 1897; Leigh Creek	160
en, John; June 15, 1897; South Leigh Creek...	156
en, James; June 15, 1897; South Leigh Creek...	160
ren, William; June 15, 1897; South Leigh Creek	130
ames D.; June 20, 1897; Leigh Creek	160
Willard G.; June 24, 1897; South Leigh Creek.	100
shua; Oct. 28, 1897; Trail Creek	200
Houghton; Apr. 1, 1898; Teton River	1,300
ck Canal Co.; Apr. 1, 1898; Teton River	600
h Co.; Apr. 1, 1898; Teton River	430
n River. (Trough McCormick & Rowe Ditch)	40
allace; Apr. 1, 1898; North Leigh Creek	8,500
Irrigation Co.; Apr. 1, 1898; Teton River	900
Ditch Co.; Apr. 1, 1898; Teton River	700
Byington Ditch Co.; Apr. 1, 1898; Teton River	
l, Richard, and Richard Withers and Oscar B.	
ig; Apr. 1, 1898; Teton River. (Eckersell	
il)	
Irrigation & Manufacturing Co.; Apr. 1, 1898;	434

163 Teton River	6,608
163 Stewart, Samuel (deceased), Estate of by Mary H. Birch, Adminx., and Mary H. Birch; Apr. 1, 1898;	500
163 Walters, William; Apr. 1, 1898; Teton River. (Stewart & Walters Ditch.) (Joint appropriation with Mons H. Anderson)	332
163 Sideshow Irrigation and Manufacturing Co.; Apr. 1, 1898; Teton River	764
163 Teton Island Canal Co.; Apr. 1, 1898; Teton River.	7,982
163 Bird, Martin L., F. W. Garner and George A. Pincock; Apr. 1, 1898; Pincock-Garner Ditch	800
163 Eames, John S.; Apr. 1, 1898; Teton River	50
163 Nelson, David; Apr. 1, 1898; Teton River. (Through Nelson-Jacobs Ditch.)	434
163 Mortensen, Christian; Apr. 1, 1898; Teton River. (Through the Nelson-Jacobs Ditch.)	218
163 Woodmansee-Johnson Ditch; Apr. 1, 1898; Teton River	1,380
163 City of Rexburg; Apr. 1, 1898; Teton River. (For power and municipal purposes.)	1,650
163 Huskinson, William J.; Apr. 1, 1898; Teton River.	50
164 Nelson, Fritz E.; Apr. 15, 1898; Spring Creek	120
165 Lamoreaux, Francis A., and Ann, May 1, 1898; South Leigh Creek	25
166 Hendrickson, Frank; May 1, 1898; Badger Creek	160
167 Clark, H. J.; May 15, 1898; Teton River	160
168 Walt, F. A.; May 25, 1898; Leigh Creek	160
169 Edwards, Andrew; June 1, 1898; Trail Creek	40
169 Edwards, Andrew; June 1, 1898; Trail Creek	40
169 Felt, Clara V.; June 1, 1898; Badger Creek	50
169 Bruce, Daniel C.; June 1, 1898; Teton Creek	160
169 Black, Joseph A.; June 1, 1898; South Leigh Creek	150
169 Allen, Amos; June 1, 1898; Fox Creek	80
160 Cherry, Thomas; June 1, 1898; Trail Creek	80
169 Crandall, H. L.; June 1, 1898; Darby Creek	20
169 Davidson, J. H.; June 1, 1898; South Leigh Creek	80
169 Cluff, Charles; June 1, 1898; Fox Creek	150
169 Hamilton, Robert; June 1, 1898; Badger Creek	160
169 Guyman, Edward; June 1, 1898; South Leigh Creek	40
169 Fullmer, H. D.; June 1, 1898; North Leigh Creek	160
169 Fullmer, Almond L.; June 1, 1898; North Leigh Creek.	120
160 Hendrickson, Alvira E.; June 1, 1898; South Leigh Creek	60
169 Hendrickson, Alfred; June 1, 1898; Badger Creek	40
169 Hearst, H. T.; June 1, 1898; Leigh Creek	160
169 Hanson, Alfred; June 1, 1898; North Leigh Creek	40
169 Poulson, J. C.; June 1, 1898; North Leigh Creek	130
169 Rammell, George; June 1, 1898; Badger Creek	20
169 Merrill, Sam J.; June 1, 1898; Leigh Creek	160
169 Rammell, C. H.; June 1, 1898; Badger Creek	30
169 Little, George E.; June 1, 1898; North Leigh Creek	80
169 Hopkins, Eekel; June 1, 1898; North Leigh Creek	80
169 Zimmerman, Zuel; June 1, 1898; South Leigh Creek	130
169 Hopkins, D. H.; June 1, 1898; South Leigh Creek	60
169 Hoozier, John L.; June 1, 1898; Spring Creek	120
169 Homer, Benjamin P.; June 1, 1898; Mahogany Creek	15
169 Holden, E. H.; June 1, 1898; Darby Creek	160
169 Hochstrasser, R. H.; June 1, 1898; Spring Creek	40
169 Hochstrasser, N. W.; June 1, 1898; Spring Creek	50

Water Right No(s). A22-424A, -425A, -490, -491A, -4029

See Attached photo

GPS data - 2683680
1410139

GPS File #
22424A

GPS DATA:

Tag # A0015925 Location: on air vent

Diversion Data:

Source: Teton River, South Fork Trib to: Henry's Fork

MOTOR

Make: Yaskawa Model: _____ Hp: 75
SN: 1200107

~~PUMP~~ 2nd Motor
Make: U.S. Electric Model: _____ H.P. 75
SN: ID # R-63F7-02-076 Disc: _____

NOTES:

System is 2 pumps in a sump area off Teton River to a common pipeline to 2 pivots. McCormick-Rewer ditch across is gone & has been since 1998. Only use pump P.O. D. Owners are Dirk & Robyn Parkinson, P.O. Box 326 St. Anthony, ID 83445. Home phone 208-356-7251, cell-313-7340. P.O. verified by Mr. Parkinson.

Field Exam Date: 7-28-2005 Agent: D. Wyman

GPS
tag



A22-424A, -425A, -490, -491A + A22-4029, Looking South

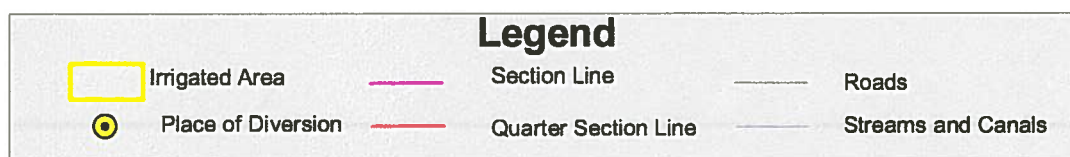
06N40E2

22424A



Water Right Claim Number 22-00424A
Township , 6N40E

06/20/2001



700 0 700 1400 Feet



SPATIAL
DYNAMICS

Point of Diversion and Source Data Entry Form

Claim Number: 22-00424AWater Right Point(s) of diversion and Source.Water Right Point of Diversion: T 6N, R 40E, Sec. 1, SW, NW, County: MADISONSource: SO FL TERN R? Tributary to: HEARTS FL

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
6N	40E	1		SW-NW	MADISON	SO FL TERN	HEARTS FL

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? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

Reviewer: _____ Date: _____

Place Of Use Data Entry Form

Claim Number: 22-00424A

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
6N	40E	2	NE	SW	MADISON		40	IRR
			NW	SW			40	
			SW	SW			40	
			SE	SW			40	
			NW	SE			40	
			SW	SE			40	
Total acres							240	

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
6N	40E	2	NE	SW	MADISON		40	IRR
			NW	SW			40	
			SW	SW			40	
			SE	SW			40	
			NW	SE			40	
			SW	SE			40	
Total acres							240	

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

P.O.U. VERIFIED BY INSPECTION ON 1-19-2005Reviewer: SPM Date: 1-19-2005



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

May 19, 1999

DIRK & ROBYN PARKINSON
PO BOX 326
ST ANTHONY ID 83445

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-00424A,
A22-00425A, A22-00490, A22-00491A, A22-04029

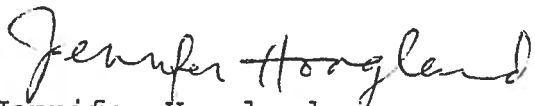
Dear Mr. & Mrs. Parkinson:

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

Merrill & Merrill

P.O. Box 991
Pocatello, Idaho 83201-0991
(208) 232-2286
Fax: (208) 232-2499

FAX COVER SHEET

FAX NUMBER TRANSMITTED TO: 525-7177

Number of pages in addition to this cover sheet:

To: Tony Olenichek

Of: Dept. Water Resources

From: Gary Longmore

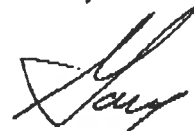
Client/Matter:

Date: 4/29/99

COMMENTS:

Dirk Parkinson ① Notice of change ② Contract
③ Legal Descriptors.

Please contact my office
if you have any questions



THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (208) 232-2286.

04/29/99 11:02 FAX 2 652 7342
04/29/99 10:44 FAX 2 322499PARKINSON SD FA
Merrill&MerrillDELOG
AR002
0002

04/09/1999 12:56 2085257177

IDWR EASTERN

4-30-99

PAGE 08

Form 12-244(2-1-89) February 1, 1997

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 No(s):

Adjudication Claim No(s):

A22-00424A, A22-00425A, A22-00428A,

2. The following REQUIRED information must be submitted with this form:

A22-00430, A22-04029

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.

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Farmer
Owner/ClaimantGlen and Louise Godfrey310 Park Street, Wendish Idaho 83436

4. New Owner/Claimant(s)

Dirk and Karyn Parkinson

New Mailing Address

Name Counters (Check one): () and, () or, () and/or

P.O. Box 326

City, State and ZIP Code

St. Anthony Idaho 83445

New Telephone Number

208 652-7340

5. Date you acquired the property

April 26, 1999

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 you irrigate

Number and type of stock

Diversion rate in CFS

Number of homes

Other uses

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
or Claimant(s)Dirk ParkinsonDate 4-29-99

Date

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

REAL ESTATE CONTRACT OF SALE

THIS AGREEMENT, made and entered into this 2nd day of April, 1999, by and between Glenn and Louise Godfrey, husband and wife ("SELLERS") and Dirk and Robyn Parkinson, husband and wife ("BUYERS").

RECITALS

- A. SELLERS own real property which is more particularly described in exhibit A attached hereto and incorporated by reference. The real property also includes all improvements, water rights, and appurtenances thereto, including but not limited to those water rights set forth in paragraph three (3) of this agreement, except for those water rights expressly excluded from this contract and reserved to SELLERS under the terms of this contract of sale.
- B. SELLER's personal property which shall be sold pursuant to this agreement is more particularly listed below and shall collectively be referred to in this Agreement as the "Equipment."
- Eight (8) Wheel Lincs
Four (4) Hand-lines
Two (2) 75 Horsepower Pumps
- C. The SELLERS desire to sell to BUYERS, and BUYERS agree to purchase from SELLERS, all the described real property and equipment, subject to the terms and conditions hereof.

NOW THEREFORE, for good and valuable consideration including payments of money, promises, and agreements, recited herein which are contractual and not mere recitals the parties do hereby agree as follows:

AGREEMENT

1. SALE OF REAL AND PERSONAL PROPERTY.

SELLERS shall sell and BUYERS shall purchase the subject real property and equipment. Except for the water rights expressly reserved to SELLERS under the terms of this contract of sale, all structures, irrigation fixtures, water and water rights including but not limited to storage and decreed water rights, and ditches and ditch rights, appurtenant thereto that are now on or used in connection with the premises shall be included in this sale.

2. SURVEY.

BUYERS surveyed their home place excepted from this purchase which exception is set forth in Exhibit A. The parties desire to use the surveyed legal description for this exception.

3. WATER RIGHTS.

SELLERS agrees to sell the following water rights to BUYER and represents that the real property has such appurtenant water rights:

- i. 107 acre feet of the total 110 acre feet storage water in the Fremont/Madison Irrigation District. SELLERS hereby expressly retain and reserve three (3) acre feet of storage water in the Fremont/Madison Irrigation District, appurtenant to the above described real property.
- ii. Adjudicated claims based on decreed and beneficial use as follows:
A22-00424A, A22-00425A, A22-00491A, A22-00490, and A22-04029.

BUYER expressly reserves and retains the stockwater and domestic beneficial use adjudicated claim water right A22-11249.

4. PRICE.

BUYERS shall pay SELLERS for said property a purchase price of five hundred eighty four thousand dollars (\$584,000) in lawful money of the United States of America, payable as follows:

- a. Seventy-five thousand dollars (\$75,000) as earnest money, receipt of which is hereby acknowledged, paid by BUYERS to SELLERS.
- b. Five hundred nine thousand Dollars (\$509,000) payable against principal and to be paid by upon closing by BUYERS to SELLERS.

5. POSSESSION.

BUYERS is granted possession of the real property and equipment of the premises upon closing.

6. APPORTIONMENTS.

All taxes and assessments upon the property shall be prorated between the parties as of the day of closing. SELLERS shall pay all taxes and assessments levied upon the property for the time prior to and including said date, and BUYERS shall pay all such taxes and assessments levied upon the property for the term after said date before the same become delinquent.

7. CLOSING.

First American Title Company is herein designated both as closing agent for BUYERS and SELLERS. Closing shall be on or before May 1, 1999.

8. COSTS OF CLOSING/ESCROW AGENT/ATTORNEY'S FEES.

The cost of Title Insurance shall be paid by SELLERS and any surveys shall be paid by BUYERS. BUYERS and SELLERS shall pay all other closing costs equally, except attorney's fees, including cost of any document preparation done by closing agent, any and all costs of closing as the same may be charged by closing agent. SELLERS and BUYERS will pay their respective attorney's fees.

9. DEED AND BILL OF SALE.

SELLERS shall execute a good and sufficient warranty deed for the real property, free and clear of all liens and encumbrances. SELLERS shall purchase at closing, from the sales proceeds paid at closing a standard owner's title insurance policy for the amount of the purchase price, subject to the usual printed exceptions, easements, and reservations of record and accruing taxes. At closing, Sellers shall also deliver to Buyer a bill of sale to the personal property

10. ENVIRONMENTAL REPRESENTATION.

To SELLERS' best information and belief, SELLERS represent with respect to the premises and the water sources located on or under the premises, that there has been no spill, discharge, cleanup or contamination of or by any hazardous or toxic waste or substance, and that during the course of their ownership of the real property, the sellers have complied with all federal and state environmental laws and regulations.

The terms "hazardous waste," "hazardous substance," "disposal," "release," and "threatened release," as used in this Contract of Sale shall have the same meanings as set forth in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 as

amended, 42 U.S.C., Section 9601, et seq. ("CERCLA"), the Superfund Amendments and Reauthorization Act of 1987, Pub. L. No 99-499 ("SARA"), the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801, et seq., the Resource Conservation and Recovery Act, 49 U.S.C., Section 6001, et seq., or other applicable State or Federal laws, rules or regulations.

11. LEGAL REPRESENTATION.

The Law Offices of Merrill and Merrill Chartered have served as attorney for BUYERS for this transaction.

12. BINDING EFFECT.

This agreement is not only binding upon the parties hereto, but upon their respective successors, heirs, administrators and assigns. The terms "SELLERS" and "BUYERS" shall be construed, as used herein, to include the actual parties hereto.

13. INTEGRATION OF AGREEMENT.

BUYERS and SELLERS acknowledge that the terms of this contract may vary from terms contained in any preliminary agreements, conversations, or dealing had or held prior to the execution of this contract and may vary from any negotiations between BUYERS, or any of BUYERS'S agents prior to the execution of this contract. BUYERS and SELLERS agree that the terms, covenants, and conditions of this contract do supersede all prior negotiations, agreements, statements, and terms; that there are no other agreements not contained in this contract; that this contract shall be and is the final expression of the agreement of the parties and shall control. BUYERS and SELLERS do further agree that no modification of this contract shall be valid unless the same is in writing and executed by both BUYERS and SELLERS.

14. MISCELLANEOUS.

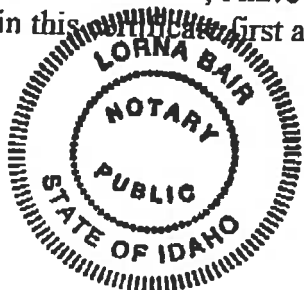
BUYERS and SELLERS agree to execute any other documents necessary to properly perfect SELLERS' interest in and to the property described in this contract.

15. SURVIVAL OF TERMS.

The terms and provisions of this Contract of Sale shall survive the closing and the execution and delivery of instruments of transfer and conveyance. The terms of this Contract of Sale shall not be merged out by the execution and delivery of the instruments of transfer and conveyance.

GODFREY 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 hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Lorna Bair
Notary Public for Idaho

Residing at: St. Anthony
Commission Expires: 2-16-2001

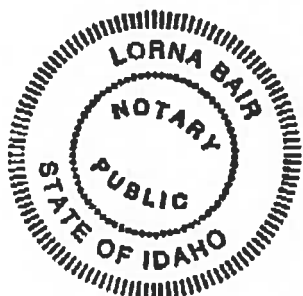
STATE OF IDAHO,)

)ss.

County of Madison)

On this 26th day of April, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared DIRK PARKINSON AND ROBYN PARKINSON, 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 hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Lorna Bair
Notary Public for Idaho

Residing at: St. Anthony
Commission Expires: 2-16-2001

16. WAIVER.

A waiver of any default or breach of any term of this Contract of Sale shall not be deemed to be a waiver of any simultaneous or subsequent breach of the same or any other term of this Contract. All waivers must be in writing and must be signed by SELLERS. No failure or delay of SELLERS to exercise any right to remedy hereunder shall operate as a waiver.

17. SEVERANCE AND VALIDITY.

If any provision of this contract or any provision of any related document shall be determined by any court of competent jurisdiction to be invalid, void, or otherwise unenforceable, the remaining provisions shall remain in full force and effect and shall not be affected, impaired or invalidated thereby. It is agreed that such remaining provisions shall be construed in a manner most closely approximating the intention of the parties with respect to the invalid, void, or unenforceable provision or part thereof.

IN WITNESS WHEREOF BUYERS and SELLERS have executed this contract this
26th day of April, 1999.

SELLERS

Glenn R. Godfrey
GLEN R. GODFREY

Louise Godfrey
LOUISE GODFREY

BUYERS

Dirk Parkinson
DIRK PARKINSON

Robyn Parkinson
ROBYN PARKINSON

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

On this 26th day of April, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared GLEN R. GODFREY AND LOUISE

Exhibit A

W 1/2 SE1/4, SW1/4 of Section 2, Township 6 North, Range 40 East, Boise Meridian
Madison County, Idaho.

LESS THE FOLLOWING: Beginning at a point that is N.89°53'04"W. along the Section line 2019.82 feet from the Southeast Corner of Section 2, Township 6 North, Range 40 East of the Boise Meridian; running thence N. 89°53'04"W. along said Section line 411.20 feet; thence N.00°27'31"W. 358.24 feet; thence S.89°53'04"E 406.55 feet; thence S.01°12'08"E. 358.32 feet to the point of beginning.

ALSO LESS THE FOLLOWING : That portion of property deeded to Madison County for the use of a public road further described in warranty deed recorded April 22, 1987, Instrument No. 220677.

DECEMBER 31, 1992

GLEN R GODFREY
PO BOX 21
NEWDALE ID 83436

RE: RENUMBERED NOTICE

Dear Mr. Godfrey:

The Department has changed the identification number for Notice of Claim #A22-00424. The new number is #A22-00424A. We have also modified receipt #E005581 to reflect the new number.

A copy of the receipt and the Notice of Claim are enclosed for your records.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:sc

Enclosure

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NOV 06 1993

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APR 08 1994

INTERDEPARTMENT MEMO

DATE: AUG 13, 1992

FROM: ERNEST CARLSEN

RE: APPLICATION FOR TRANSFER 22-00424/00425B/00491A/00490
GLEN R. GODFREY

PURPOSE

Mr. Godfrey wants to construct an intake from the Teton River to his existing pumps. Then by adding the pumps as a point a point of diversion to his earlier water rights he could pump almost directly from the river. This would eliminate the transmission loss sustained in the McCormick-Rowe Ditch.

FINDINGS

- 1) On August 10, 1992, Tony Olenichak and Eric Verner, met with the applicant to perform an on site investigation. Using a pygmy meter Tony and Eric measured the flow of water at the head of the McCormick-Rowe Ditch and at the end of it, where water can either be diverted to Mr. Godfrey's two pumps or discharged into the Teton River. Their measurements reflect a transmission loss of 61% between these two points.
- 2) Mr. Godfrey indicated the existing pump site is the additional point of diversion. With some excavation work he hopes the flow of water at the end of the McCormick-Rowe Ditch can be reversed allowing water from the Teton River water to reach the pumps. The added point of diversion is approximately 1.5 miles downstream from the heading for the McCormick-Rowe Ditch.
- 3) Mr. Godfrey stated he wants to continue diverting water through the McCormick-Rowe Ditch when 1898 priority water rights are being delivered on the Teton River. When these rights are being delivered he has ample water to flood irrigate the 240 acres listed as the POU.
- 4) After the 1898 priority water rights are cut, Mr. Godfrey proposes to cease using the McCormick-Rowe Ditch and then start pumping his remaining rights at the added point of diversion.
- 5) On the day of the inspection Mr. Godfrey was operating one of two pumps. A totalizing meter installed in the mainline indicated he was pumping between 800 to 1000 gpm.
- 6) Mr. Godfrey does not want the new point of diversion added to his 1898 water rights.
- 7) Mr. Godfrey is the only user of the McCormick-Rowe Ditch.

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Page 2

Application for Transfer
Glen Godfrey

CONCLUSIONS

- 1) The proposed change will neither result in an expansion of the existing rights nor cause injury to other rights.
- 2) The change is expected to increase the efficiency of water delivered to Mr. Godfrey's pumps after the 1898 priority rights are cut.
- 3) There should be no charge against Mr. Godfrey's water rights for potential losses in the river between the heading for the McCormick-Rowe Ditch and his pumps.
- 4) Water should not be delivered to both points of diversion simultaneously.

RECOMMENDATION/CONDITIONS

The transfer should be granted with the following conditions:

- 1) Water rights 22-00424 and 22-00490 can only be diverted through the McCormick-Rowe Ditch (T6N R40E SEC 1 SWNW).
- 2) Water rights 22-00425B and 22-00491A can be diverted either through the McCormick-Rowe Ditch when delivered with rights 22-00424 and 22-00490 or in T6N R40E SEC 2 SWSW after the April 1, 1898, water rights have been cut.
- 3) Delivery of these rights is subject to regulation by the Watermaster for Water District 01.
- 4) A lockable headgate and measuring device of a type approved by this Department shall be maintained as a part of the diverting works at both points of diversion.
- 5) Approval of this transfer does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.

ADJUDICATION FOLLOWUP

A determination will need to be made regarding the need for 15.638 cfs to irrigate 240 acres. Eric Verner did give Mr. Godfrey an excessive flow work sheet which he will need to complete in support of his April 1, 1898 water rights.

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APR 08 1994

Transfer No. 4028

RECEIVED

DEC 14 1992
Name of applicant Glen R. Godfrey Phone 458-4170
Post Office address P.O. Box 21 Newdale, ID
Department of Water Resources
Eastern District Office

Total acres 240

PART 1

6. General Information:

a. Description of diversion system McCormick-Rowe ditch and a pump
in the river to flood irrigation.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N.A. 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.

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

d. Remarks:

The P.D. in the S.W. 1/4, Sect 1 (McCormick-Rowe Ditch) will be
used until my 1898 priority water is cut + gravity irrigation then
not feasible. At that time I will shift to the pump P.D. in Sect. 2

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-00424A/00425A/00490/

And said application is hereby APPROVED 00491A, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

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Witness my hand this _____

7th day ofDecember, 19 92L. Glen Saylor

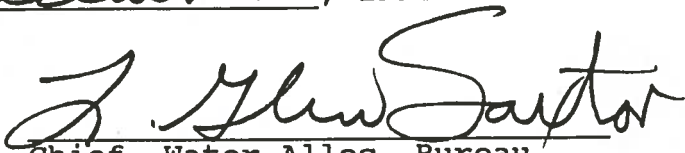
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APR 08 1994

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 22-00424A/00425A/00490/00491A

- 107
1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
 2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
 3. 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.
 4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
 5. A measuring device and lockable headgate of a type approved by this department shall be permanently maintained as a part of the diverting works at both points of diversion.
 6. Water Right Nos. 22-00424A and 22-00490 can only be diverted through the McCormick-Rowe Ditch (SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T6N, R40E).
 7. Water Right Nos. 22-00425A and 22-00491A can be diverted either through the McCormick-Rowe Ditch (when delivered with Rights 22-00424A and 22-00490) or in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T6N, R40E, after the April 1, 1898 water rights have been cut.
 8. The combined annual volume of water under Right Nos. 22-00424A/00425A/00490/00491A shall not exceed 840.0 acre feet.

Dated this 7th day of December, 1992.


Chief, Water Alloc. Bureau

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APR 08 1994

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00491A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. 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 _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority June 1, 1879

5. Water is used for the following purpose:

amount 2.708 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.708 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick - Rowe ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00424 + A22-00425B

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3538 which produced this right.

2. 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 _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898 (A22-00424) and May 1, 1885 (A22-00425B)

5. Water is used for the following purpose:

22- amount 2.89 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
3424 amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
22- amount 1.44 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
3425B

6. Total amount of water under right 4.33 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Ross Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00491A

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00490 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. 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 _____

3. Source of water Teton River, South Fork tributary to Henrys Fork

4. Date or priority April 1, 1898

5. Water is used for the following purpose:

amount 8.60 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 8.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Rouse Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	40E	2									40	40	40	40	40	40	40	06	240

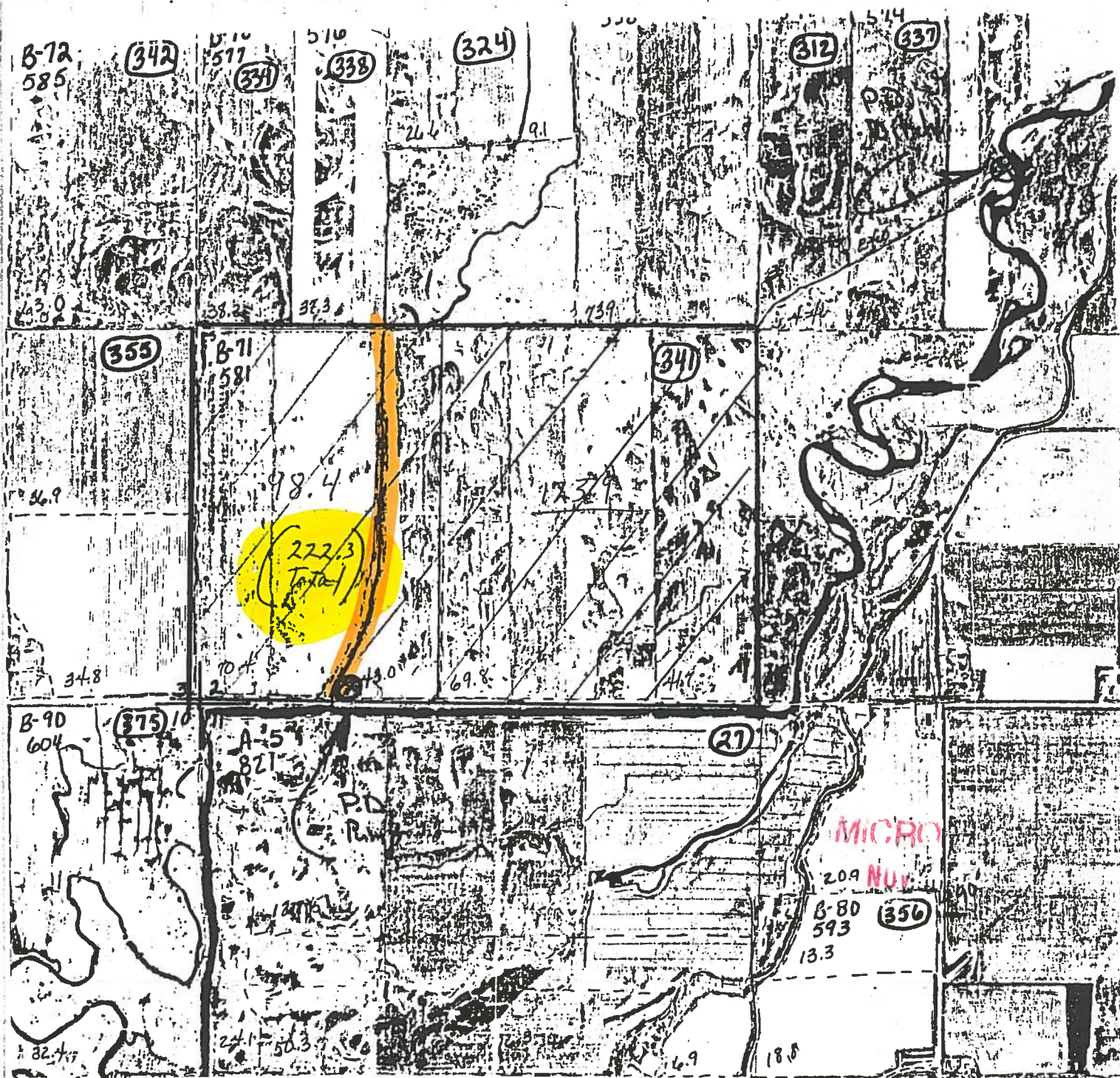
Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00491 A,

A22-00424 + A22-00425B

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



POOR ORIGINAL

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

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ 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.

Subscribed and sworn to before me this 9th day of July, 19 92.

Susan Lott
(Notary Public)

My commission expires March 1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KCW Date 9 July 92 Protest filed by _____Prelim. check by _____ Fee 50⁰⁰Receipted by KCW Date 9 July 1992 #E017600Published in Standard-Journal Copies of protest forwarded by _____Pub. dates 7-16 & 23-92 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RC

Copy of transfer sent to lien holder _____

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Total acres 240.

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: A22-00424A
Date Received: 2/16/1989
Receipt No: E005581
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GLEN R GODFREY 208-458-4170
Address: PO BOX 21
NEWDALE ID 83436
OR
Name: LOUISE GODFREY 208-458-4170
Address: PO BOX 21
NEWDALE ID 83436

2. Date of Priority: APR 1, 1898

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	40E	1	SW	NW			MADISON
		2	SW	SW			MADISON

5. Description of diverting works:

HEAD WORKS OF MCCORMIC-ROWE DITCH/PUMP FROM RIVER. FLOOD & SPRINK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.890		

7. Total Quantity Appropriated is:

2.890 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

600.0 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	2	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0

Section Acres 240.0

Total Acres 240.0

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:

22-00425A, 22-00491A, 22-00490

14. Remarks:

*** THIS RIGHT WAS RENUMBERED FROM A22-00424. 12/28/92 ESV ***
CLAIM AMENDED BY APPROVED TRANSFER #4028. 12/28/92 ESV.

*** CONDITIONS OF TRANSFER APPROVAL ***

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOESNOT PRECLUDE THE OPPORTUNITY FOR REVEIW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 01.

A MEASURING DEVICE AND LOCKABLE HEADGATE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE PERMANENTLY MAINTAINED AS A PART OF THE DIVERTING WORKS AT BOTH POINTS OF DIVERSION.

WATER RIGHTS NOS. 22-00424A AND 22-00490 CAN ONLY BE DIVERTED THROUGH THE MCCORMICK-ROWE DITHC (SW1/4NW1/4, SEC. 1 T6N R40E).

WATER RIGHT NOS. 22-00425A AND 22-00491A CAN BE DIVERTED EITHER THROUGH THE MCCORMICK-ROWE DITCH (WHEN DELIVERED WITH RIGHTS 22-00424A AND 22-00490) OR IN THE SW1/4SW1/4 SEC. 2 T6N R40E, AFTER THE APRIL 1, 1898 WTER RIGHTS HAVE BEEN CUT.

THE COMBINED ANNUAL VOLUME OF WATER UNDER RIGHT NOS.

22-00424A, 22-00425A, 22-00490 AND 22-00491A SHALL NOT EXCEED 840 ACRE FEET.

15. Basis of Claim: DECREED

Case Number:

A22-00424A

Page

2

Date: 12/28/92

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Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
vs Decree Defendant

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NOV 06 1990

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APR 08 1994

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: A22-00424A
Date Received: 2/16/1989
Receipt No: 2005810
Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY G. RICKS 208-356-6374
Address: SUGAR CITY, ID 83448
OR
Name: JOE ANN RICKS 208-356-6374
Address: SUGAR CITY, ID 83448
OR
~~Name: D. NELSON NELSON~~
~~Address: N/A, ID 00000~~

A2200424A



2. Date of Priority: APR 01, 1898

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:

HEAD WORKS OF TETON ISLAND FEEDER CANAL THRU NELSON-JACOB DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.790		

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

A.F.A.

8. Total consumptive use is 355.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-00424A

Page 1

Date: 02/16/89

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NOV 04 1992

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

RENUMBERED *A22-00424A*
Ident. Number: ~~A22-00424~~
Date Received:
Receipt No: *800-5581*
Received By: *ENC*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLEN R. GODFREY 208-458-4170
Address: P.O. BOX 21
NEWDALE, ID 83436

OR

Name: LOUISE GODFREY 208-458-4170
Address: P.O. BOX 21
NEWDALE, ID 83436

2. Date of Priority: APR 01, 1898

3. Source: TETON RIVER, NORTH FORK Trib. to: HENRYS FORK

4. Point of Diversion:

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

5. Description of diverting works:
HEADWORKS FOR TETON ISLAND FEEDER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.890		

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

8. Total consumptive use is 600.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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A22-00424

Page 1

Date: 01/24/89

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	40E	2	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
							Section Acres	240.0
							Total Acres	240.0

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:
22-0491A/00490/00425A.

14. Remarks:
TRANS. 2405.
P/D TETON ISLAND FEEDER TO NELSON-JACOBI DITCH.

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. ET AL.
Decree Defendant

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NOV 06 1990

~~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): Glen R. Godfrey Date: 24 Jan 89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of January 19 89

Ernest Carlson
Notary Public

Seal

Residing at Alto Falls, ID
My Commission Expires 14 June 1994

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NOV 06 1990

MICROFILMED
NOV 04 1992

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