

12/01/2006

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

RIGHT NUMBER: 22-668F

NAME AND ADDRESS: MONICA MAHR WAITE
4152 W 49 S
IDAHO FALLS ID 83402

SOURCE: BADGER CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.340 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T06N R45E S7 NWNWNE Within TETON County

T06N R45E S7 NENENW Within TETON County

T06N R45E S8 NWSENE Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.340 CFS

PLACE OF USE:

IRRIGATION in TETON County

T06N R44E S01 SENE 9.10

9.1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 9.1 acres in a single irrigation season. Combined Right Nos.: 22-52F, 22-286F, and 22-668F.

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 Ricks Canal and Ward Ditch.



Idaho Department of Water Resources

SRBA Recommendation:

22-52F

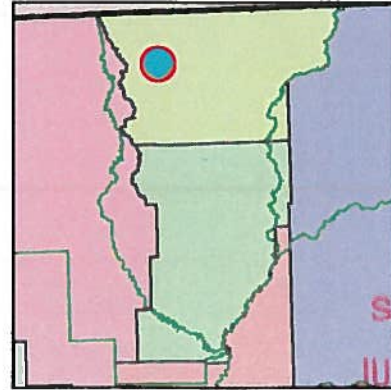
22-286F

22-668F

(Irrigation)

Legend

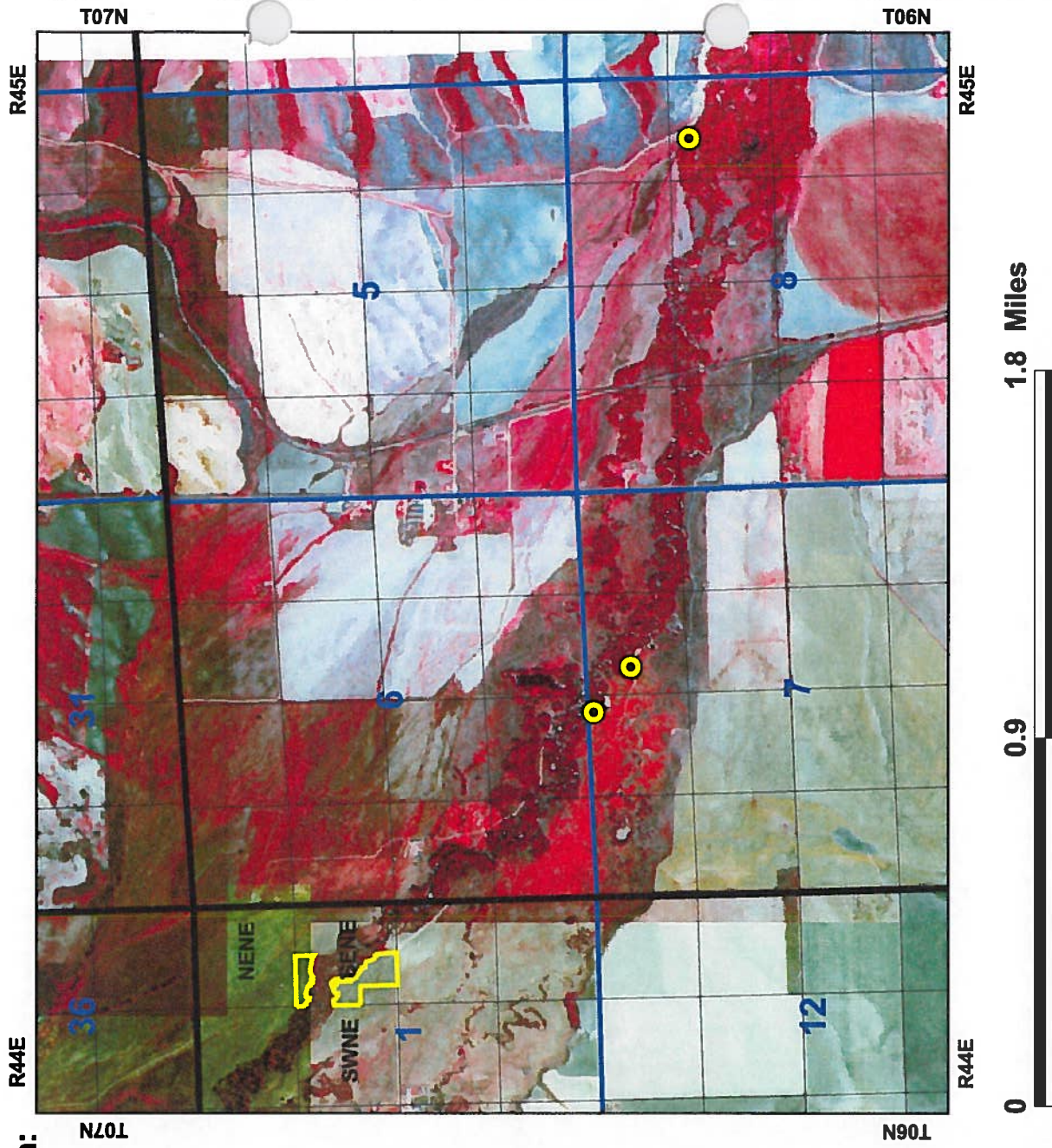
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Teton County
IDWR Basin 22

SCANNED
JUN 05 2006

Prepared by K. Moore
On Friday, December 1, 2006
1987/88 Aerial Photography



WATER RESOURCES
OFFICE
WATER RESOURCES
DISTRICT OFFICE

PO BOX 83402
IDAHO 83402

RESS SERVICE
EQUESTED

Handwritten:
Darcy
June 5
Liberty 200
Liberty ID 83402
Liberty ID 83402
Liberty ID 83402

SCANNED
JUN 05 2007

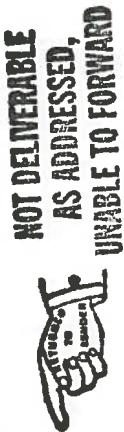
★ ★ U.S. POSTAGE PB
1431
8902500-870 DEC
6569 MAILED FROM ZIP CODE

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

MONICA MAHR WAITE
4152 W 49 S
IDAHO FALLS ID 83402

ARTMENT OF VETERAN RESOURCES
EASTERN DISTRICT OFFICE
700 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED



MONICA WAITE
4152 W 49th
IDAHO FALLS ID 83402

SCANNED
JUN 05 2007

1664 U.S. POSTAGE P83523907
8932 \$00.87 DEC 06 2006
6892 MAILED FROM ZIP CODE 83402

December 12, 2006

ELIZABETH ANN DAVEY
180 E 200 S
DRIGGS ID 83422

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-52F, 22-286F, 22-668F

Dear Claimants:

It has come to our attention that you may have recently purchased a tract of land in Caribou County. The property to which I am referring was most recently owned by Monica Waite. The legal description is as follows:

T06N, R44E, S1, SENE

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have questions regarding this matter, please call 525-7161.

Respectfully submitted,

COPY
Jennifer Crabtree
Technical Records Specialist
Enclosure(s)

SCANNED

JUN 05 2007



State of Idaho

Department of Water Resources
Eastern Region



APR 28 2005



Water Right(s):
22-52F
22-286F
22-668F

Point(s) of Diversion:
T06N R45E
Sec. 7 NWNWNE
Sec. 8 NWSENE

Place of Use (parts of):
T06N R44E
Sec. 1 SENE

Delivered by Si-Ricks Canal.

LEGEND



Point of Diversion



Place of Use



Section



Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: March 2005

22-668F

6/29/2005

Spoke with Teton County Assessor's office, could not provide a current owner for T06N R44E S01 SE/NE. Ms. Waite is no longer an owner of the property.

KMJ

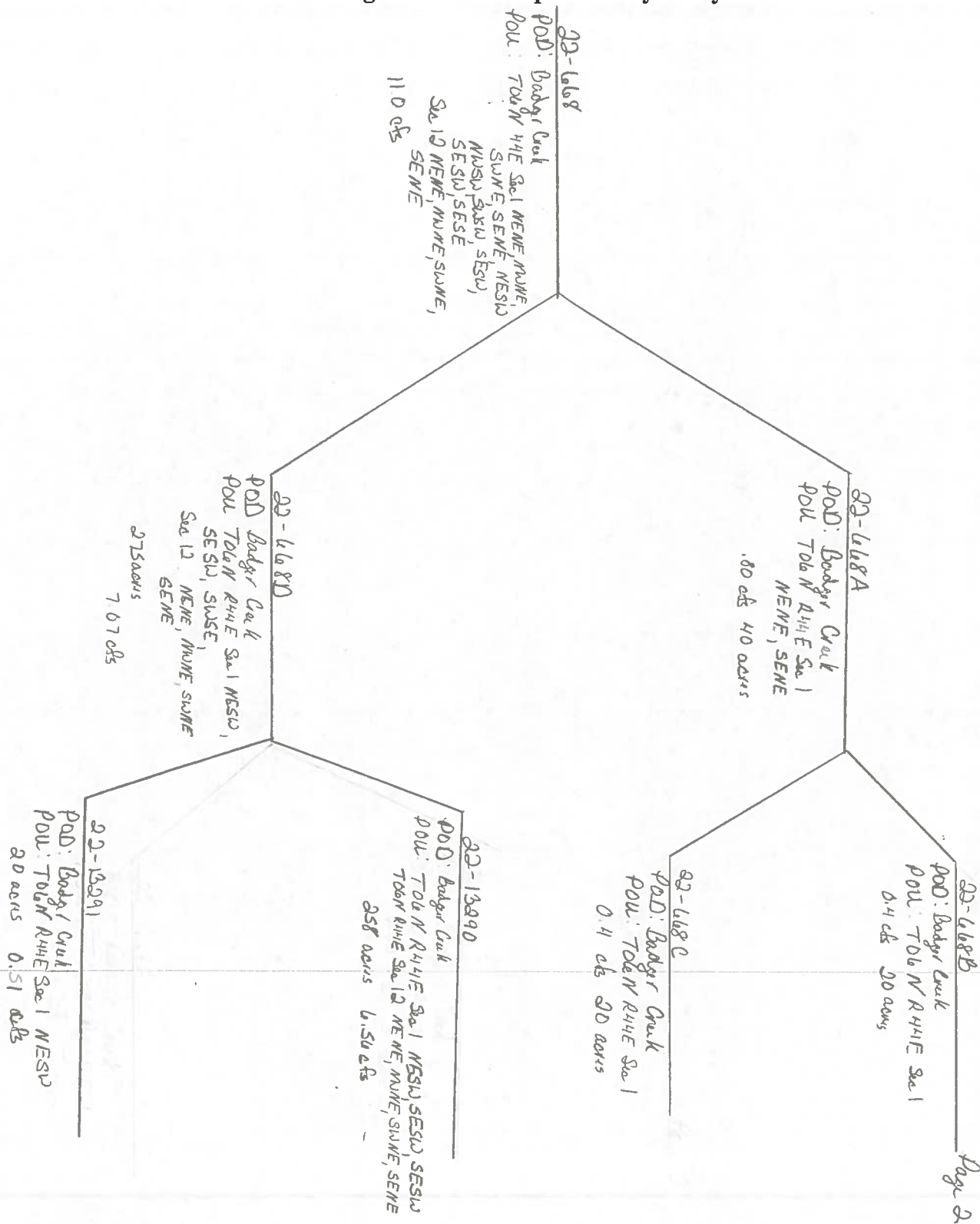
James L. King Sr. new owner
PO Box 497
sorry! ~~Pass~~ Pass, Texas
Ransom 78334

SCANNED
AUG 16 2005

NOTED

Wault

Water Right and SRBA Split History Analysis



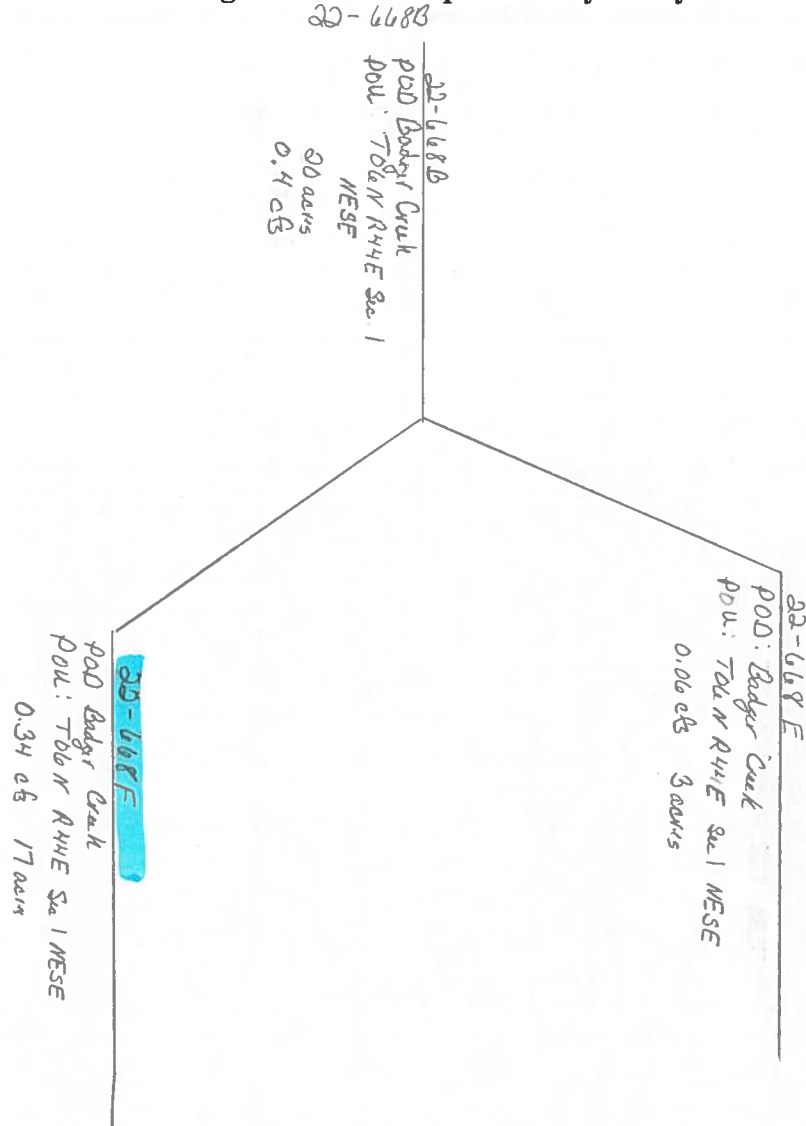
Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

PROFILED

SCANNED
APR 29 2005

Water Right and SRBA Split History Analysis



Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

PROFILED

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APR 29 2005

Point of Diversion and Source Data Entry Form

Claim Number: 22-468FWater 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
①	D6N	45E	7		NE NE NW	Teton	Baldy CK.	Teton River
②	D6N	45E	8		NW SE NE	"	"	"

Recommended Point(s) of Diversion and Source.

	Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
③	D6N	45E	7		NW NW NE	Teton	Baldy CK.	Teton River
④	D6N	45E	8		NW SE NE	"	"	"

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

- ① POD Legal Dis. was wrong (NE NE NW) should be (NW NW NE)
- ② POD is The ~~Si~~-Ricks Tag # A0013824.
- ③ POD is wild canal there are two POD in this legal.
Both POD is used for this ground.
Upper Tag # A0014393
Lower Tag # A0014392

Reviewer: _____ Date: _____

PROFILED

SCANNED

APR 29 2005

Claim Number: 22-668F

Claimed Place Of Use			QQ	Q	County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec						
06N	44E	1	SENE		Teton		17	Irrigation
Total acres						17		

Recommended Place of Use					County	Lot Num	Acres	Purpose of Use
Twp	Rge	Sec	QQ	Q				
D6N	44E	1	SENE		Teton		9.1	Irrigation
Total acres							9.1	

Pending or approved Transfers: _____

Overlapping rights: 22-52F, 22-268F

Document how the POU was verified:

Field exam + 675.

Reviewer: _____ Date: _____

~~CONFIDENTIAL~~

APR 29 2005

FILED

Claim No. 22-6685

Document Checklist

☒ Copy License/Decree

Hicks, Eagle

☐ Copy Transfer

☐ Copy Licensing Field Exam

☒ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

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APR 29 2005

PROFILED

of Badger Creek with a priority date of April 1, 1939, in addition to all other decreed and other rights now owned by said plaintiff, for domestic purposes and for irrigation of, and to be appurtenant to, the following described lands, to-wit:

Lot Two (2), Section Six (6), Township Six (6) North, Range Forty-five (45) E.B.M., and the West Half of the Southeast Quarter ($W\frac{1}{2}SE\frac{1}{4}$) of Section Thirty-one (31), Township Seven (7) North, Range Forty-five (45) East of the Boise Meridian,

and to be diverted from said Badger Creek in the Northwest Quarter ($NW\frac{1}{4}$) of Section 8, Township 6 North, Range 45, E.B.M.

VIII

22-0668

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the plaintiff, Leonard Ward, be awarded and is entitled to divert and use 11.0 cubic feet of water per second of time of the waters of Badger Creek with a priority date of April 1, 1939, in addition to all other decreed and other rights now owned by said plaintiff, for domestic purposes and for irrigation of, and to be appurtenant to, the following described lands, to-wit:

The Northeast Quarter ($NE\frac{1}{4}$) of Section Twelve (12), the Northeast Quarter ($NE\frac{1}{4}$), the Southwest Quarter ($SW\frac{1}{4}$) and the South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$), Section One (1), all in Township Six (6) North, Range Forty-four (44), East of the Boise Meridian,

and to be diverted from said Badger Creek in the Northwest Quarter ($NW\frac{1}{4}$) of Section 8, and the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}NW\frac{1}{4}$) of Section 7, all in Township 6 North, Range 45 E.B.M.

IX

22-0669

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the plaintiff, Leonard Ward, be awarded and is entitled to divert

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
RETURN SERVICE REQUESTED

22-52F
~~22-648F~~
42-208F

MONICA MAHR WAITE
4152 W 49 S
IDAHO FALLS ID 83402

PROFILED

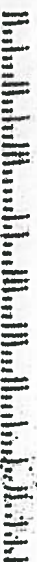
SCANNED
APR 29 2005

★ ★
★ ★
1370 U.S. POSTAGE P B3523907
8906 \$00.370 MAR 02 2004
0633 MAILED FROM ZIP CODE 83402



WAITE152* 834022003 1903 04 03/05/04
RETURN TO SENDER
WAITE
PO BOX 270661
FORT COLLINS CO 80527-0661
RETURN TO SENDER

834022003/1703



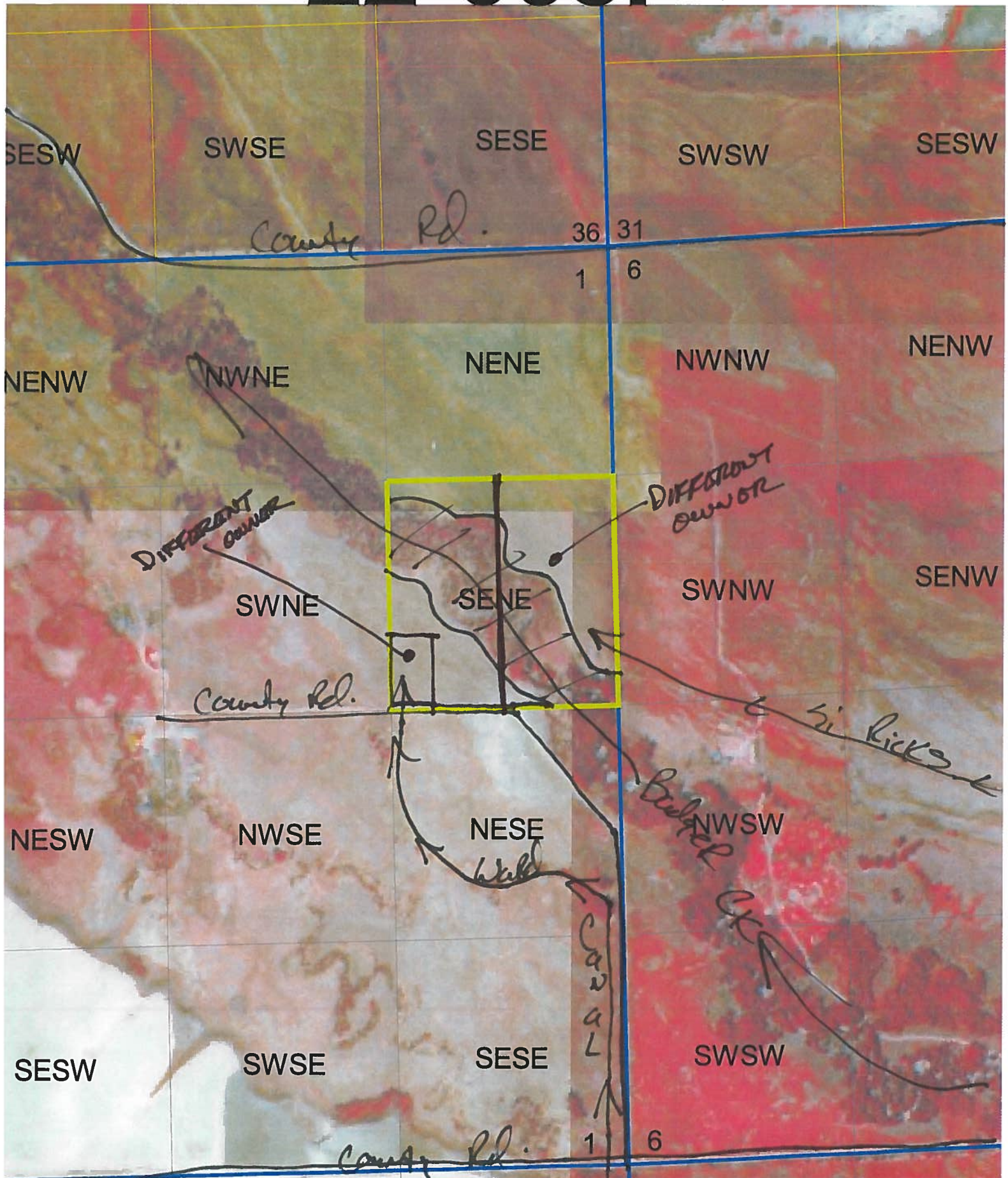
PROFILED

22-668F

SCANNED

APR 29 2005

10-28-01 cl





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

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MONICA MAHR WAITE
4152 W 49 S
IDAHO FALLS ID 83402

RE: CHANGE IN OWNERSHIP FOR A22-00052B, A22-00286C,
A22-00688B

Dear Ms. Waite:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

A22-00052E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00052F, 0.340 CFS, 17 ACRES, WAITE

A22-00286E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00286F, 0.340 CFS, 17 ACRES, WAITE

A22-00668E, 0.060 CFS, 3 ACRES, KIMBROUGH
A22-00668F, 0.340 CFS, 17 ACRES, WAITE

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

SCANNED
APR 28 2005

PROFILED

7-11-11
DELOG 9/7/99

BC
OK Mac 1/3/00

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) _____
Adjudication Claim Number(s) _____
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) Marvin Kimbrough
4. New Owner/Claimant(s) Monica Mahr Waite
 Name connector (check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 4152 W. 49 S.
 City, State and ZIP Code Idaho Falls ID 83402
 New Telephone Number (208) 529-4117
5. Date you acquired the property 9/20/96
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 10 Number and type of stock 4 horses
 Diversion rate in CFS 7 Number of homes 1 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) Monica Mahr Waite **SCANNED** Date 8/27/99
APR 28 2005 Date _____
PROFILED
8. 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

SEP 27 1996

TETON CO., ID
CLERK RECORDER

Warranty Deed

ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 644 / 78 N. MAIN ST
DRIGGS, IDAHO 83422

For Value Received

MARVIN KIMBROUGH, AN UNMARRIED PERSON

the grantor , does hereby grant, bargain, sell and convey unto

MONICA MAHR, AN UNMARRIED PERSON

whose current address is P.O. BOX 996, DRIGGS, IDAHO 83422

the grantee , the following described premises, in TETON County Idaho, to wit:

The W1/2SE1/4NE1/4 of Section 1, Township 6 North,
Range 44 East, Boise Meridian, Teton County, Idaho.

Less the following:
Beginning at the Southwest corner of W1/2SE1/4NE1/4 of
Section 1, Township 6 North, Range 44 East, Boise
Meridian, Teton County, Idaho, and running thence North
502.62 feet; thence East 260 feet; thence South 502.62
feet; thence West 260 feet, to the point of beginning.

Excepting therefrom and retaining in the Grantor all
oil and gas rights but conveying to the Grantee all
other mineral rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said
Grantee , that she is the owner in fee simple of said premises; that they are free from all incumbrances except;
Subject to all existing patent reservations, easements, rights of way, protective
covenants, zoning ordinances, and applicable building codes, laws and regulations
and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: SEPTEMBER 20, 1996

Marvin Kimbrough
MARVIN KIMBROUGH

OFFICIAL SEAL
NANCY ANN PERRY
NOTARY PUBLIC - IDAHO
TETON COUNTY
MY COMMISSION EXPIRES 4/3/01

STATE OF IDAHO, COUNTY OF Teton
On this 27th day of September , 1996
before me, a notary public in and for said State, personally appeared

Marvin Kimbrough

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
he executed the same.

Nancy Ann Perry
Nancy Ann Perry Notary Public
Residing at Teton County, Idaho , Idaho
Comm. Expires 4/3/01

125200
FILED
AT THE REQUEST OF

ALLIANCE TITLE AND ESCROW

AT 55 MINUTES PAST 3 P.M.
DATE September 27, 1996
Doreen Salas
CLERK OF RECORD
BY *Doreen Salas* DEPUTY

PROFIT

SCANNED
APR 28 2005

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: **A22-00668F**
Date Received: 3/31/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MONICA MAHR WAITE 208-529-4117
Address: 4152 W 49 S
IDAHO FALLS ID 83402

2. Date of Priority: APR 1, 1939

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	45E	7	NE	NE	NW		TETON
		8	NW	SE	NE		TETON

5. Description of diverting works:
CHECK ACROSS BADGER CRK W/ FLASH BOARDS TO RAISE WATER LEVEL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.340		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	44E	1	SE	NE		IRR	17.0

A2200668F



SCANNED

APR 29 2005

PROFILE

A22-00668F

Page

1

Date: 01/05/00

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	17.0
					Total Acres	17.0

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:
A22-00286C AND A22-00052B

14. Remarks:
THIS RIGHT PAID FOR UNDER RECEIPT #C006139.

CLAIM A22-00668B SPLIT INTO A22-00668E AND A22-00668F PER
CHANGE OF OWNERSHIP 1/3/00. BCONTOR.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

NATHAN RICKS

Decree Plaintiff

HENRY EAGLE, WATERMASTER.

vs Decree Defendant

SCANNED

APR 29 2005

PROFIT