

12/01/2006

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

RIGHT NUMBER: 22-669C
NAME AND ADDRESS: WALTER SHEA
PO BOX 393
DRIGGS ID 83422

ELSA SHEA
PO BOX 393
DRIGGS ID 83422

LORRAINE E SHEA
PO BOX 393
DRIGGS ID 83422

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER
QUANTITY: 0.320 CFS
PRIORITY DATE: 04/01/1939
POINT OF DIVERSION:

T06N R45E S7 NWNWNE Within TETON County
T06N R45E S7 NENENW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.320 CFS

PLACE OF USE:

<u>IRRIGATION in TETON County</u>			
T06N R44E S01	NESW	17.00	T06N R44E S01 NWSE 6.60

23.6 ACRES TOTAL

Right Nos. 22-310E, 22-669C, and 22-13291 are limited to the irrigation of a combined total of 23.6 acres in a single irrigation season.

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.

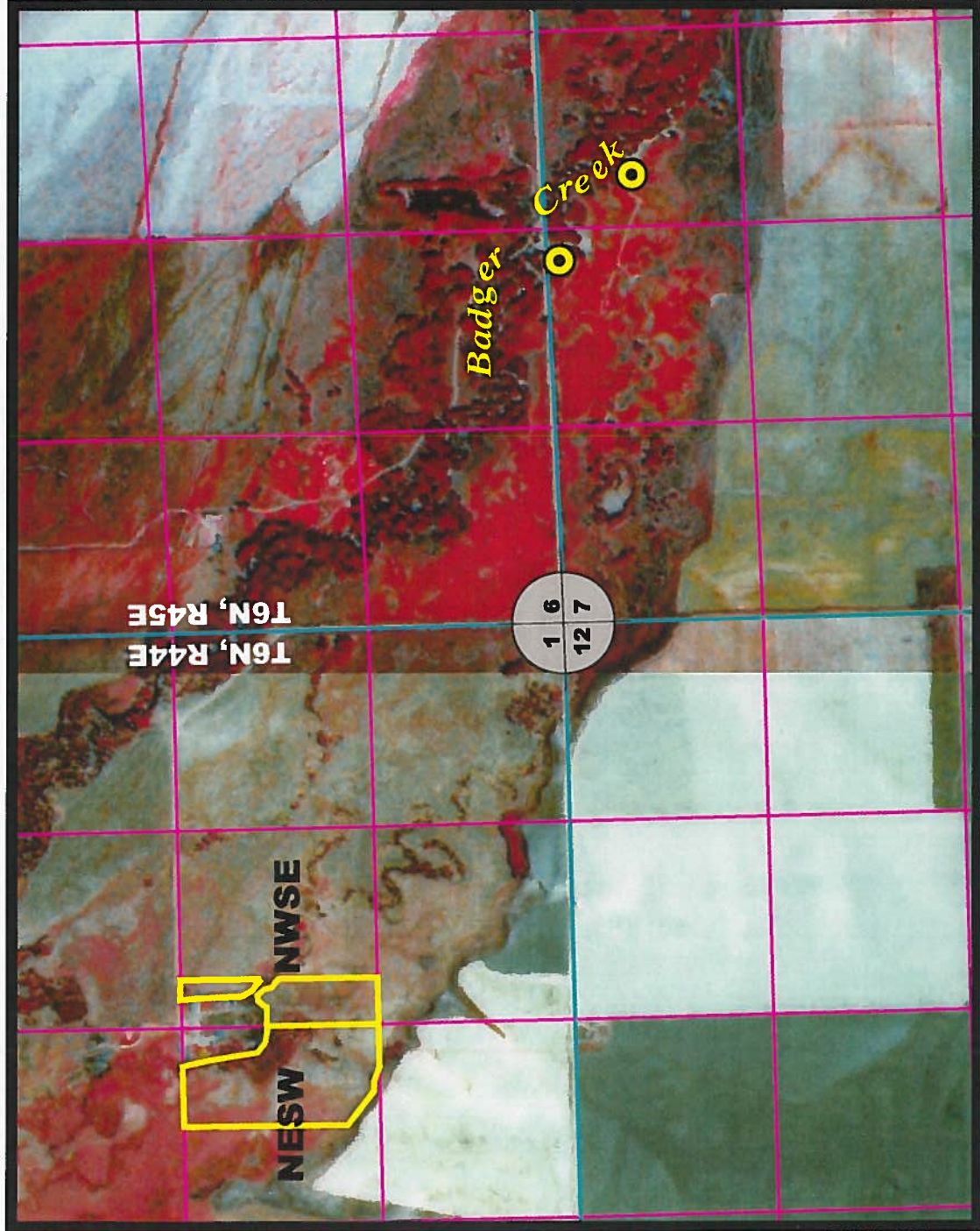
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through Ward Ditch.

State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
 22-310E,
 22-669C,
 22-13291

Point(s) of Diversion:
 T6N, R45E Sec. 7
 NENENW, NWNWNE

Place of Use: (parts of)
 T6N, R44E Sec. 1
 NESW, NWSE

Delivery through Ward Ditch.

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: June 2005

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

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

Source: _____ Tributary to: _____

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

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
① 06N	45E	7		WENE NW	Teton	Budger CK.	Teton River

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
① 06N	45E	7		WENE NW	Teton	Budger CK.	Teton River
② 06N	45E	7		NW NW NE	"	"	"

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

① POD is ^{lower} ward Canal Tag # Add 14392.

② POD is upper ward Canal # Add 14393

~~The Majority of land is irrigated from a~~
~~ditch that is in ward Canal Ditch.~~

Reviewer: _____ Date: _____

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

and use 7.6 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 Northwest Quarter ($NW\frac{1}{4}$), the North Half of the Southeast Quarter ($N\frac{1}{2}SE\frac{1}{4}$), Section One (1), Township Six (6) North, Range Forty-four (44), East of the Boise Meridian,

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

X

22-0670 IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the plaintiff, Myrtle Williams, be awarded and is entitled to divert and use 5.4 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 North Half of the North Half ($N\frac{1}{2}N\frac{1}{2}$), South Half of the North Half ($S\frac{1}{2}N\frac{1}{2}$), in Section Eight (8), Township 6 North, Range 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, and the Southwest Quarter ($SW\frac{1}{4}$) of Section Nine (9), all in Township 6 North, Range 45 E.B.M.

XI

22-0671

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the plaintiff, Edward Erickson, Marie Henderson, Grace



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 23, 2004

WALTER SHEA
ELSA SHEA
LORRAINE E SHEA
PO BOX 393
DRIGGS ID 83422

RE: CHANGE IN OWNERSHIP FOR 22-668D, 22-310E, & 22-669C

Dear Claimants:

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:

22-668D split into:
22-13290: 6.56 cfs, 255 acres, Bush
22-13291: 0.51 cfs, 20 acres, Shea

22-310E and 22-669C were also changed to reflect you as the new owner. Review the Notices and if you have other corrections or questions, please contact this office.

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____ 22-310E _____	_____	_____	_____	_____	_____
_____ 22-669C _____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

RECEIVED

APR 22 2004

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

A. The appropriate **FILING FEE**. See instructions for fee amounts. ☒

Department of Water Resources
Eastern Region

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Patrick + Marina Dane

4. New Owner/Claimant(s)

Walter Shea, Elsa Shea, Lorraine E. Shea
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

P.O. Box 393

City, State and ZIP Code

Driggs, ID 83422

New Telephone Number

(208) 456-2296 cell - (208) 313-7434

5. Date you acquired the property

~~Feb 21, 2003~~ July 1, 2002

RECEIVED

FEB 21 2003

TETON CO. ID
CLERK RECORDER

153201

WARRANTY DEED

Instrument # 153201

DRIGGS, TETON, IDAHO
2003-02-21 03:55:45 No. of Pages: 1
Recorded for: LORRAINE E SHEA
NOLAN G. BOYLE Fee: 3.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED, WARRANTY

For Value Received **Walter Shea and Elsa Shea, husband and wife,**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Walter Shea and Elsa Shea, husband and wife, and Lorraine E. Shea, a single woman

whose address is: *PO Box 393 Driggs ID 83422*

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

A portion of the S1/2 Section 1, TWP 6N, R1NG. 44E, B.M., Teton County, Idaho, being further described as;

Beginning at the C 1/4 corner of said Section 1;

Thence S 89 35'59"E. 330.00 feet to a point;

Thence S 00 08'39"W. 1320.00 feet to a point;

Thence N 89 35'59"W. 990.00 feet to a point;

Thence N 00 08'39"E. 1320.00 feet to a point;

Thence S 89 35'59"E. 660.00 Feet to the point of beginning.

Subject to a County Road and Utility Easement along the Northeastern property line.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: February 21, 2003

Walter Shea
Walter Shea

Elsa Shea
Elsa Shea

STATE OF Idaho

), ss.

COUNTY OF Teton

On this *21st* day of February, 2003, before me a Notary Public, personally appeared Walter Shea and Elsa Shea, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Jerrilee J. Brower
Notary Public of Idaho
Residing at *Tetonia, Idaho*
Commission Expires: *2-27-04*

JERRILEE J. BROWER
NOTARY PUBLIC
STATE OF IDAHO

153201

148997

RECEIVED

JUL 01 2002

TETON CO., ID
CLERK RECORDER

QUITCLAIM DEED

For Value Received **WALTER T. SHEA and ELSA B. SHEA, husband and wife**

do hereby convey, release, remise and forever quit claim unto

WALTER SHEA and ELSA SHEA, husband and wife

whose address is: **67 Bourque Road, Linnfield, MA 01940**

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

A portion of the S1/2 Section 1, TWP 6N., RNG. 44E., B.M., Teton County, Idaho, being further described as:

Beginning at the C 1/4 corner of said Section 1;

Thence S 89 35'59"E. 330.00 feet to a point;

Thence S 00 08'39"W. 1320.00 feet to a point;

Thence N 89 35'59"W. 990.00 feet to a point;

Thence N 00 08'39"E. 1320.00 feet to a point;

Thence S 89 35'59"E. 660.00 Feet to the point of beginning.

Subject to a County Road and Utility Easement along the Northeastern property line.

together with their appurtenances.

Dated:

Walter T. Shea

WALTER T. SHEA

Elsa B. Shea

ELSA B. SHEA

STATE OF *MASSACHUSETTS*

)ss.

COUNTY OF *ESSEX*

On this day of June, in the year of 2002 before me, personally appeared WALTER T. SHEA and ELSA B. SHEA, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

John F. Brown

Notary Public of *MASSACHUSETTS*
Residing at: *SALMON, MA*

For Value Received Patrick J. Dane and Marina J. Dane, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Walter T. Shea and Elsa B. Shea, husband and wife

whose address is:

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

A portion of the S1/2 Section 1, TWP 6N., RNG. 44E., B.M., Teton County, Idaho, being further described as:

Beginning at the C 1/4 corner of said Section 1;

Thence S 89 35'59"E. 330.00 feet to a point;

Thence S 00 08'39"W. 1320.00 feet to a point;

Thence N 89 35'59"W. 990.00 feet to a point;

Thence N 00 08'39"E. 1320.00 feet to a point;

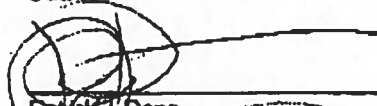
Thence S 89 35'59"E. 660.00 Feet to the point of beginning.

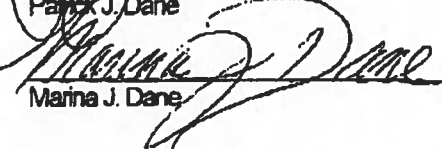
Subject to a County Road and Utility Easement along the Northeastern property line.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated:

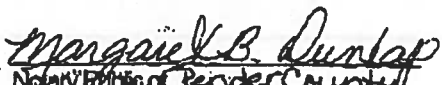

Patrick J. Dane


Marina J. Dane

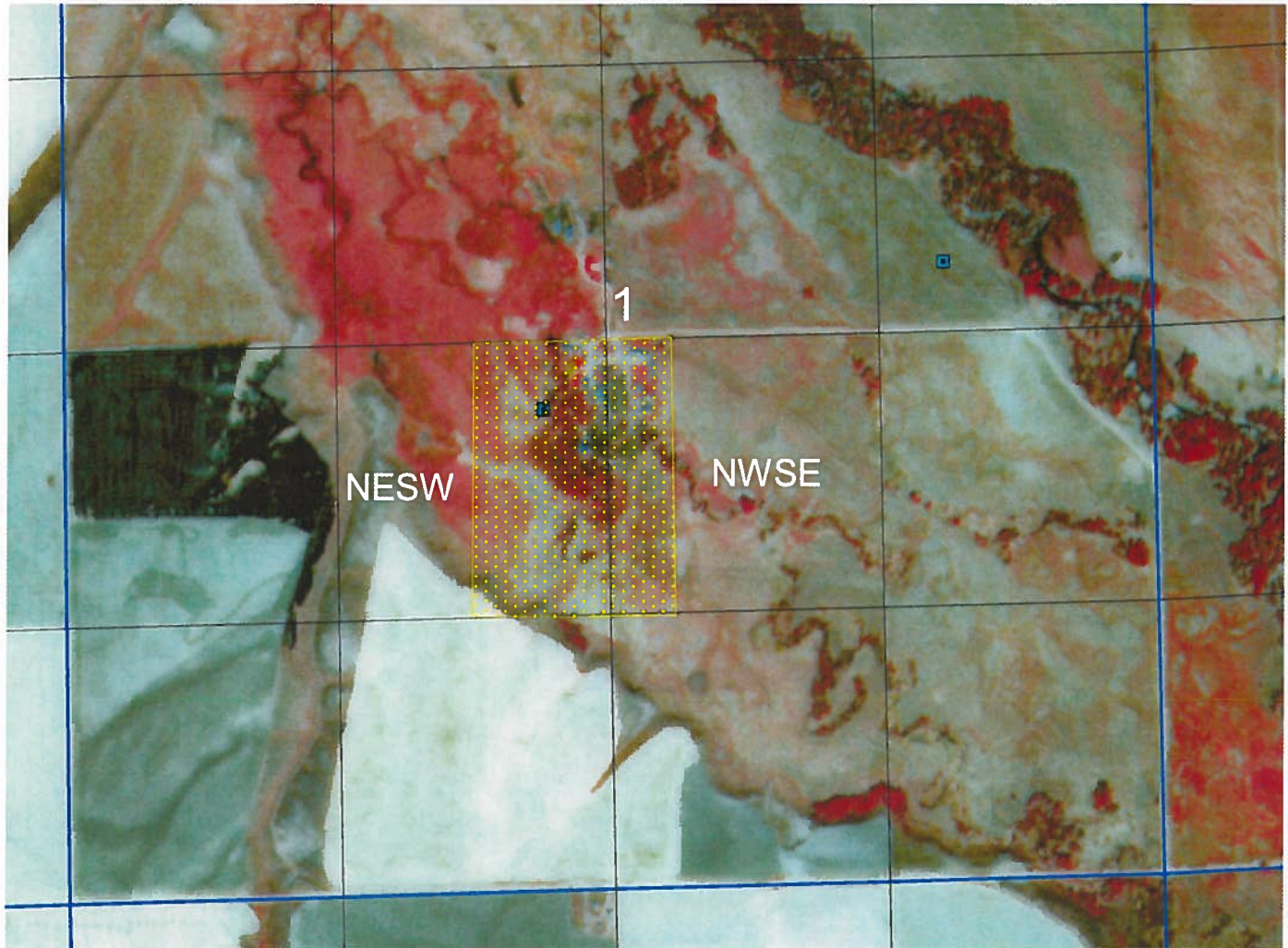
STATE OF NC

COUNTY OF New Hanover

On this 21 day of May, 2002, before me a Notary Public, personally appeared Patrick J. Dane and Marina J. Dane, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

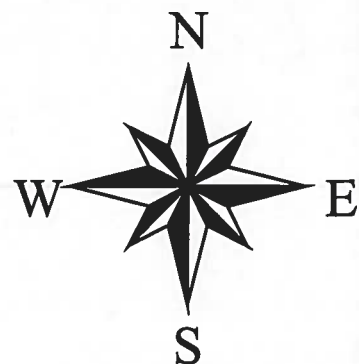

Margaret B. Dunlap
Notary Public of Perimeter County
Residing at: Bayview NC

**Shea Water Rights
30 acres
22-310E & 22-669C
A portion of 668D**



0.2 0 0.2 0.4 Miles

-  Shea.shp
-  Sections
-  QQ
-  GCDB06N44E GCDB
-  POD-AJ ClaimClaim POD





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

April 8, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

LORI SHEA
PO BOX 393
DRIGGS ID 83422

RE: WATER RIGHT OWNERSHIP CHANGES 22-310E, 22-669C, & a portion of
22-668D

Dear Ms. Shea:

Enclosed are the documents required to put the ownership of water rights into your name. Please sign each form and return all the documents to me. I will make the changes and send you a copy of the rights for your records.

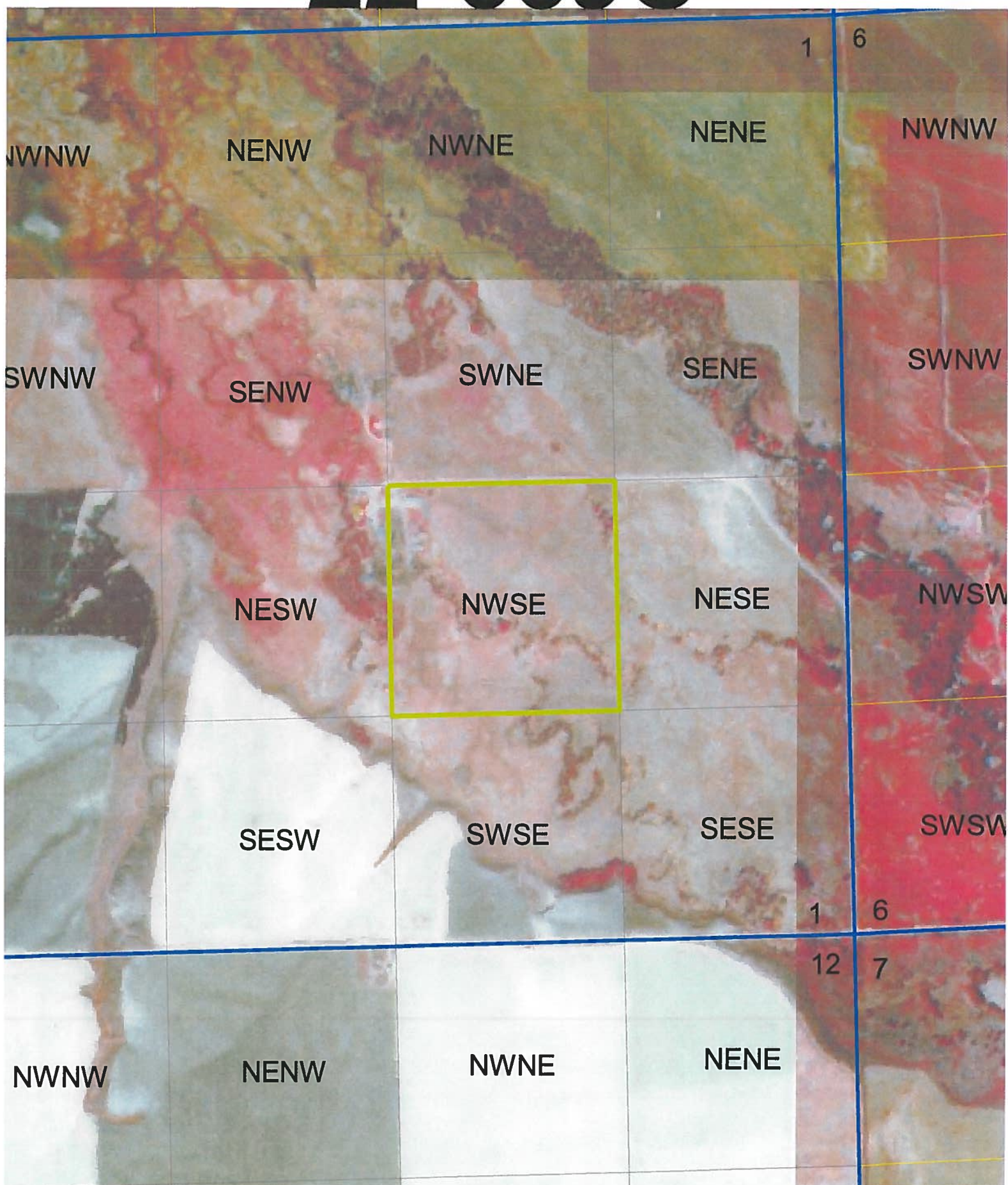
Thanks for your patience as we straightened this out.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

22-669C





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 11, 2002

BRENDA
JACKSON HOLE REALTY
1 S MAIN ST
DRIGGS ID 83422

RE: WATER RIGHT OWNERSHIP CHANGE FOR HILL – DANE

Dear Brenda:

Enclosed is an aerial photo of the Dane property. Although Mr. Dane purchased 30 acres (shown in blue), only 10 acres (the shaded overlap) are appurtenant to the place of use filed under water rights 22-310E and 22-669C (the yellow area). I apologize for the confusion resulting from our data entry error when our office originally created these claims in 1999.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 3, 2002

PATRICK & MARINA DANE
350 WHITEBRIDGE RD
HAMPSTEAD NC 28443

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 22-310E, 22-669C

Dear Mr. & Mrs. Dane:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) 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 listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

Form 42-26842-1409(6) July, 2000

OK
JC
3/6/02

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-310E	☒			
	22-669C	☒			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. ☒
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question. **WITH ATTACHED LEGAL DESCRIPTION.**
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Randall + Diana Hill
4341 W 1000 N

4. New Owner/Claimant(s)

Rexburg ID 83440

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Patrick + Marina Dane

City, State and ZIP Code

350 Whitebridge Rd.

Hampstead, NC 28443

New Telephone Number

910 233-1056

5. Date you acquired the property

3-23-2000

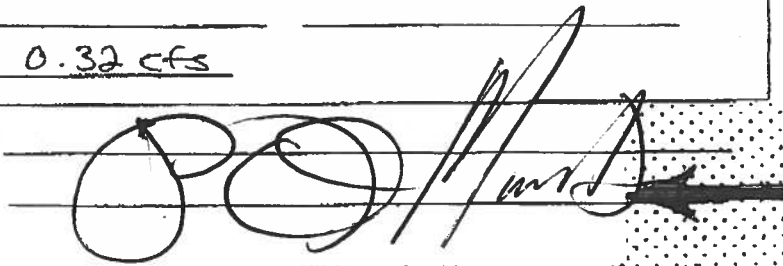
Form 42 (4/8/97-MRM/A) July, 2000

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>22-310 E</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, horses, etc)
Irrigation	<u>0.2 cfs</u>	<u>10 acres in NWSE</u>
Stock		
Domestic		
Other		
Total	<u>0.2 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>22-669 C</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, horses, etc)
Irrigation	<u>0.32</u>	<u>10 acres in NWSE</u>
Stock		
Domestic		
Other		
Total	<u>0.32 cfs</u>	

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



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

For Office Use Only

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

SIGN
HERE

RECEIVED



137125
WARRANTY DEED

MAR 23 2000

TETON CO. ID
CLERK RECORDS

For Value Received RANDAL D. HILL and DIANA M. HILL, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

PATRICK J. DANE and MARINA J. DANE, husband and wife
whose address is: 350 WHITEBRIDGE RD., HAMPSTEAD, NC, 28443

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

A portion of the S1/2 Section 1, TWP 6N.; RNG. 44E., B.M., Teton County, Idaho, being further described as:
Beginning at the C 1/4 corner of said Section 1;
Thence S 89°35'59"E. 130.00 feet to a point;
Thence S 00°08'39"W. 1320.00 feet to a point;
Thence N 89°35'59"W. 990.00 feet to a point;
Thence N 00°08'39"E. 1320.00 feet to a point;
Thence S 89°35'59"E. 660.00 feet to the point of beginning.
Subject to a County Road and Utility Easement along the Northeastern property line.

Subject to reservations in United States and State Patents; existing and recorded Right-of-ways, Easements, Zoning, Building and Subdivision ordinances; Taxes and Assessments as prorated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 3-23-2000

Randal D. Hill
RANDAL D. HILL

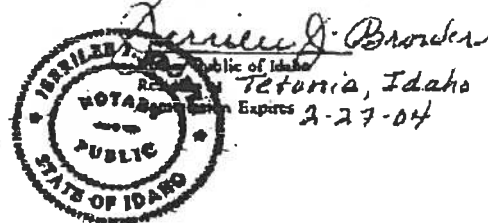
Diana M. Hill
DIANA M. HILL

STATE OF IDAHO)
COUNTY OF TETON)

On this 23rd day of March, in the year 2000, before me, a Notary Public in and for said State, personally appeared RANDAL D. HILL and DIANA M. HILL, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

137125
FILED

AT THE REQUEST OF
First American
MAR 23 2000
DATE
BY



137125

First American Title Company



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

September 29, 1999

JAMES & MARY LOU BUSH
HCR-67 PO BOX 11
FELT ID 83424

RE: CHANGE IN OWNERSHIP FOR A22-00310B, A22-00669A

Dear Mr. & Mrs. Bush:

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:

A22-00310D, 0.20 cfs, 10 acres, Bush
A22-00310E, 0.60 cfs, 30 acres, Hill

A22-00669B, 0.32 cfs, 10 acres, Bush
A22-00669C, 0.95 cfs, 30 acres, Hill

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

Enclosure

DELOG DC 8-19-99

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

RECEIVED

AUG 19 1999

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

1. Water Right Number(s) DE BC
Adjudication Claim Number(s) A22-003108 / A22 00669A
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) James W. Bush And Mary Lou Bush
4. New Owner/Claimant(s) Randal D. Hill And Diana M. Hill
New Mailing Address 4341 W 1000 N
City, State and ZIP Code Rexburg, Idaho 83440
New Telephone Number (208) 356-5225
5. Date you acquired the property March 24 1995
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 30 Number and type of stock 30 Head cattle, 5 head Horse
- Diversion rate in CFS 1.270 Number of homes 1 Other uses A22-11754
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) Randal Hill Date 8/17/99
Diana M. Hill Date 8/17/99

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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 22-669C
Date Received: 9/20/1988
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARINA DANE Phone: (910)233-1056
350 WHITEBRIDGE RD
HAMPSTEAD NC USA 28443

PATRICK DANE Phone: (910)233-1056
350 WHITEBRIDGE RD
HAMPSTEAD NC USA 28443

2. Date of Priority: 04/01/1939

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

4. Point of Diversion:

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

5. Description of diverting works:

HEADGATE/DITCH TO FLOOD AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.32	

7. Total Quantity Appropriated is:
0.32 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

06N	44E	1	NW	SE	IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? Yes

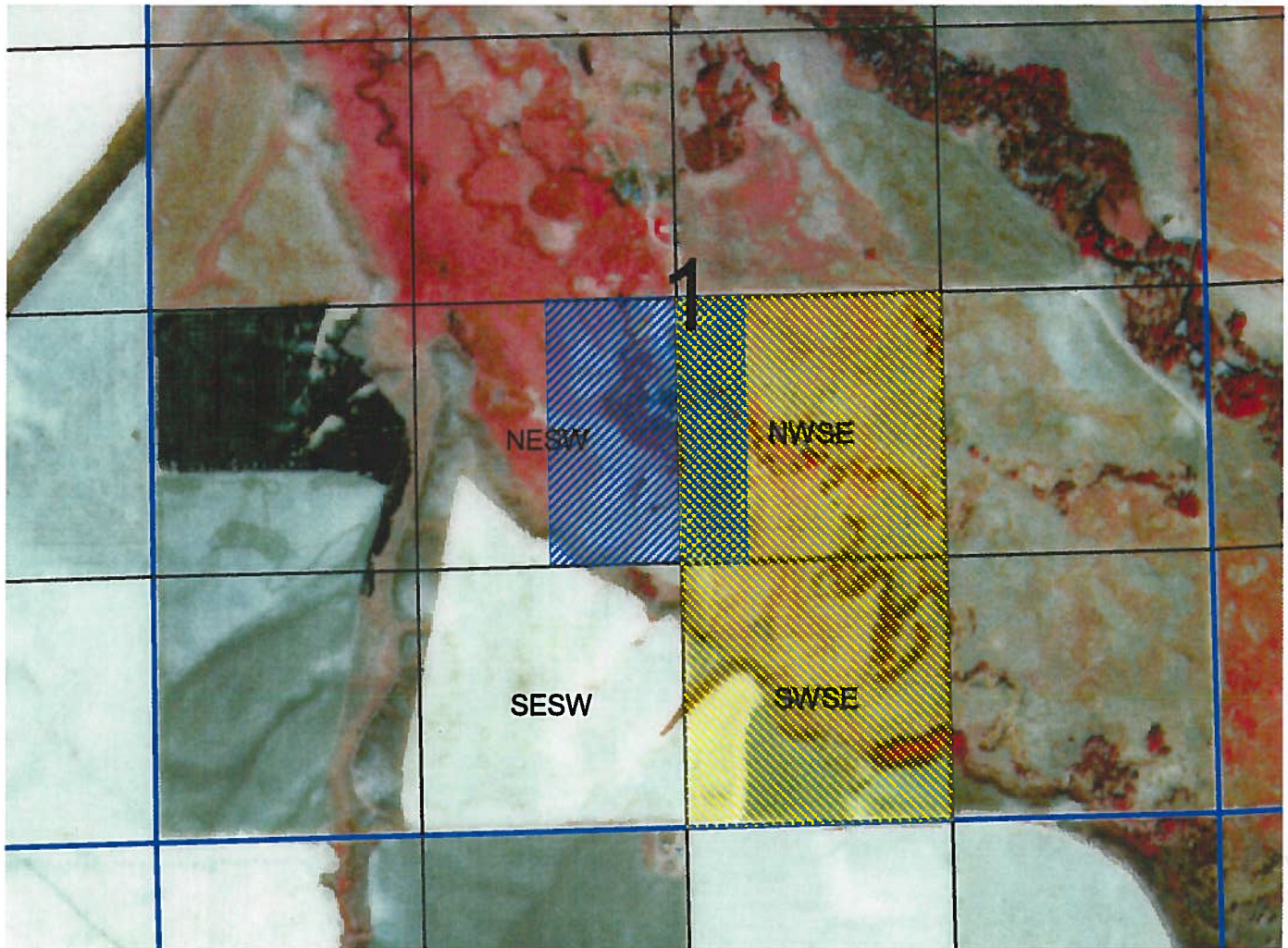
13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS BASED ON A 1/6 PORTION OF DECREED RIGHT 22-00669.

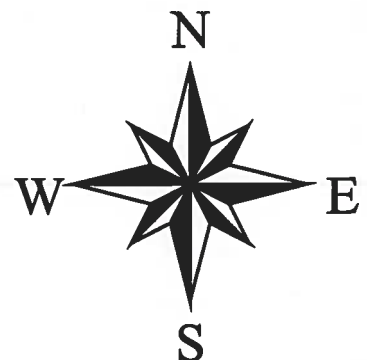
15. Basis of Claim: Decreed

22-310E & 22-669C



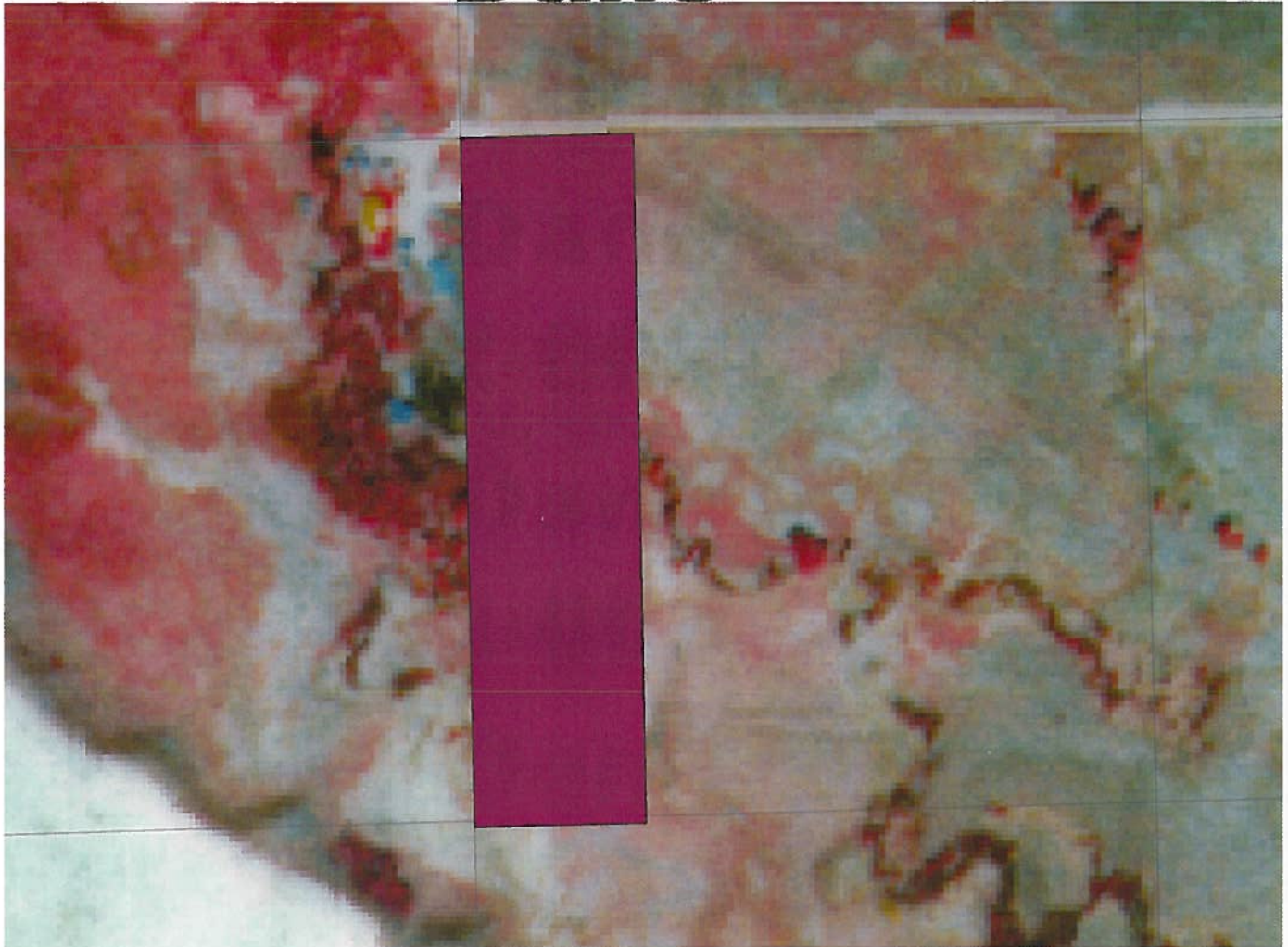
0 600 1200 Feet

Overlap between Original Place of Use .shp
and Dane.shp is 10 acres.



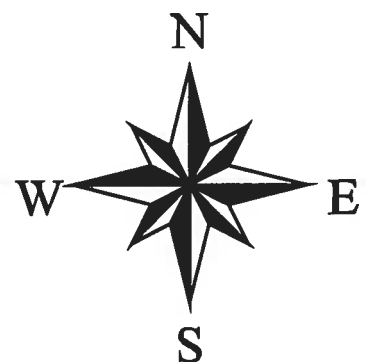
22-669C

Dane



0.1 0 0.1 0.2 Miles

-  22-310e.shp
-  GCDBT06N44E.shp
-  Townships
-  Sections



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: **A22-00669C**
Date Received: 9/20/1988
Receipt No: X777777
Received By: _____

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

1. Name: RANDALL D HILL 208-356-5225
Address: 4341 W 1000 N
REXBURG ID 83440

OR

Name: DIANA M HILL 208-356-5225
Address: 4341 W 1000 N
REXBURG ID 83440

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

5. Description of diverting works:
HEADGATE/DITCH TO FLOOD AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.950		

7. Total Quantity Appropriated is:
0.950 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	NW	SE		IRR	30.0

A2200669C



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	30.0
					Total Acres	30.0

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:
A22-00310.

14. Remarks:

THIS CLAIM IS BASED ON A 1/6 PORTION OF DECREED RIGHT 22-00669.

15. Basis of Claim: DECREED

Water Right Number: 0669

Case Number:

Court :

Decree date: 11/ 2/1964

NATHAN RICKS

Decree Plaintiff

HENRY EAGLE, WATERMASTER

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____