

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

JUL 19 2007

Department of Water Resources

Eastern Region



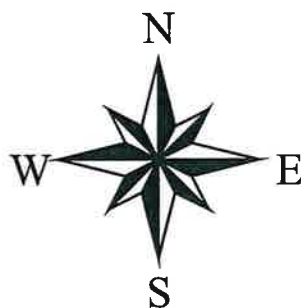
Claim No.: 22-2175A



0 1320 2640 Feet

A horizontal scale bar with black and white segments, indicating distances of 0, 1320, and 2640 feet.

- Point of Diversion
- 22-2175A
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: Kristin Moore
Date Prepared: October 2005

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22-2175A

NWSE

NESE

22-2175B

SWSE

SESE

SWSW

SESW

T6N, R40E

31 32

T5N, R40E

1 6

T5N, R39E

T5N, R40E

6 5

Jul 13 20

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-10021	→	RENUMBERED TO	22-217513	
	22-2175A				

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

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

OR

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

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

Grant H. Rick
3366 S 1400 W, Rexburg ID 83440

4. New Owner/Claimant(s)

Ricardo F. Smith
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 8

City, State and ZIP Code

Rexburg Idaho 83440

New Telephone Number

() 208 390 7000

5. Date you acquired the property

Nov 30 1994

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

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

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

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

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

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closing of the sale. At closing Seller must also furnish to Buyer, at Seller's expense, a policy title insurance insuring good title to said property in Buyer, free of all liens and encumbrances, and subject only to the standard printed exceptions.

b. Tract Two and one-half interest in Irrigation Well and Water Rights. Seller retains an undivided one-half interest in the Irrigation Well and Water Rights until such time as lands listed for irrigation under water license G-28497 are so far developed for residential or other nonagricultural purposes that it is no longer feasible to farm and irrigate from the irrigation well any substantial portions of such properties. When that point is reached, Seller shall convey to Buyer by good and sufficient Grant Deed Tract Two together with the remaining undivided one-half interest in the Irrigation Well and Water Rights. Provided, however, that a condition precedent to acquiring title is that if final judgment is in favor of A.M.R. Corporation in the Gebrueder Heidemann lawsuit (as per the "Option to Purchase Real Estate" described in clause 14 hereof), that Buyer does in fact exercise the option and buy pursuant thereto. (This condition precedent does not apply if final judgment is not in favor of A.M.R. Corporation in the Gebrueder Heidemann lawsuit; in those circumstances Buyer shall be en-

CONTRACT OF SALE - PAGE 4

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254272

WARRANTY DEED

For Value Received **GRANT H. RICKS AND CAMILLE D. RICKS, HUSBAND AND WIFE**

Hereinafter called the Grantor, hereby grants, bargains, sells & conveys to

RICHARD F. SMITH AND JILL D. SMITH, HUSBAND AND WIFE

whose address is: 637 Millhollow Rd, Rexburg, ID 83440

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

A perpetual easement for the conveyance of irrigation water from the irrigation well located in the NE1/4 of the SE1/4 of Section 31, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, which has been conveyed by Grantors to Grantees by warranty deed of even date herewith, to all lands located in Section 32, Township 6 North, Range 40 East, Boise Meridian. Said easement shall be for the access, use and maintenance of underground irrigation mainline located in the E1/2 of the SE1/4 of Section 31 and the S1/2 of the SW1/4 of Section 32, Township 6 North, Range 40 East, Boise Meridian, and shall include the right to enter upon the premises with equipment to repair, enlarge, or improve the irrigation mainline and to maintain the same

Grantor does hereby convey and warrant unto Grantee all reversionary rights and conveyance rights to the above described irrigation well contained in that certain agreement dated February 19, 1985 between A.M.R. Corporation as "Seller" and Douglas T. Ricks and Melissa P. Ricks as "Buyer". Grantor does hereby warrant that all conditions and requirements contained in said agreement have been fulfilled and that the irrigation well and water license appurtenant to said well shall revert to Grantee and that Grantee shall be entitled to the conveyance of said well at such time as "land listed for irrigation under water license G-28497 are so far developed for residential or other nonagricultural purposes that it is no longer feasible to farm and irrigate from the irrigation well any substantial portions of such properties." as provided in the above described agreement.

Grantors do further convey and assign to Grantee any and all interest which they may hold in a leasehold interest in and to the SW1/4 of the SE1/4 of Section 32, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use

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Claim no. A22-2175A

Claimant Contact Log

Date	Remarks	Agent initials
11/17/04 8:22	801-521-7616 - 201 5135 is cell # 8:24 - Mr. Crofts will call back.	BAC
18 May 2005	801-5135 - no longer in service 801-521-7616 - no answer 801-201-5135 - msg on machine	
18 May 2005 356-4912	Richard Smith Runs fam. meet @ pump @ 8:30 AM (by Rexburg water tower).	BAC
19 May 05	met Richard Smith @ pm	BAC

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Contacts Data Entry Form

Claim Number: A22-2175A

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.

Only part of original license is claimed. Additional lands to the east are also imigated from this pole but this does not seem to be a split of this right, but instead a separate Bu right. Claim references A22-10021.

Land is currently being developed. Richard Smith (operator) states that a transfer will be filed.

Please send copy of preliminary recommendation to Richard Smith, PO Box 8, Rexburg ID 83440

Reviewer: _____ Date: _____

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Priority Date Data Entry FormClaim Number: A22-21754

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

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

23 Feb 1960 per photo copy of license.Doc 19 May 05

Reviewer: _____

Date: _____

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Water Right No(s). A22-2175A



GPS DATA:

Tag # A0013623 Location: motor panel

Diversion Data:

Source: _____ Trib to: _____

MOTOR

Make: GE Model: _____ Hp: 200
SN: ST5506001

PUMP

Make: Johnston Model: _____ Disch: _____
SN: IR-2511

NOTES:

This PD also serves lands to the east. BAC 19 May 05

Field Exam Date: _____ Agent: _____

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Point of Diversion and Source Data Entry FormClaim Number: A22-2175 AWater Right Point(s) of diversion and Source.

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

Source: _____ Tributary to: _____

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

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

Claim, license and field inspection confirm 6N 40 E 31 NE SE,
GPS waypoint 2, 2678711 E 1402523 N IOTM 83
Bac 19 May 05

Reviewer: _____ Date: _____

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Place Of Use Data Entry Form

Claim Number: A22-2175AClaimed Place Of Use

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

Total acres _____

Recommended Place of Use

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

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:

See layout of 1987 condition sketched by operator
 Richard Smith. Land is currently being developed but
 Smith's map looks reasonable based on my drive-by
 last fall. BAC 19 May 05.

Reviewer: _____ Date: _____

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Season of Use and Quantity Data Entry Form

Claim Number: A22-02175AWater Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

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

Licence lists 2.64 cfs, no season or volume.
 Claim reduces rate to 2.100 cfs. Bas 19 May 05
 Recommendation will need to match
 average from GIS of 1987 pool.

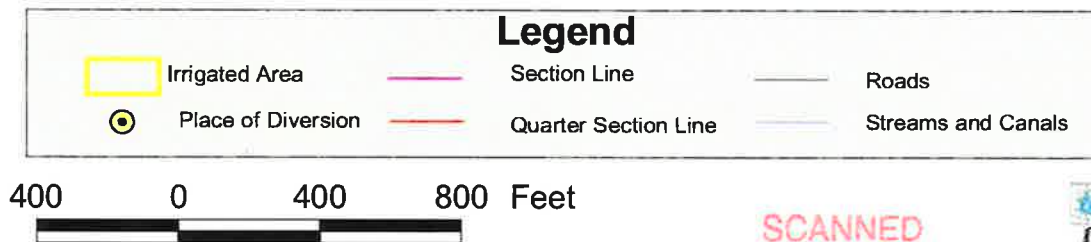
Reviewer: _____

Date: _____

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Water Right Claim Number 22-02175A
Townships , 6N40E, 5N40E

06/25/2001

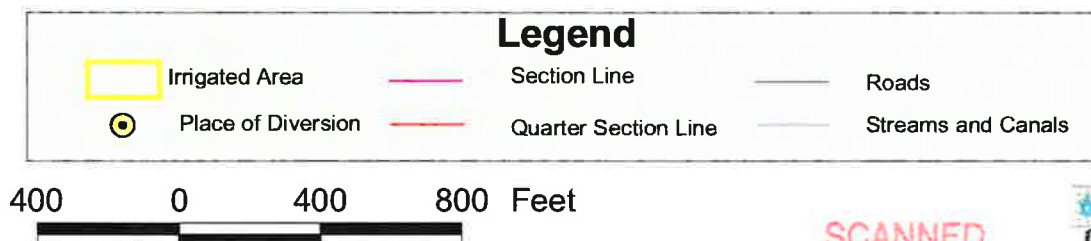
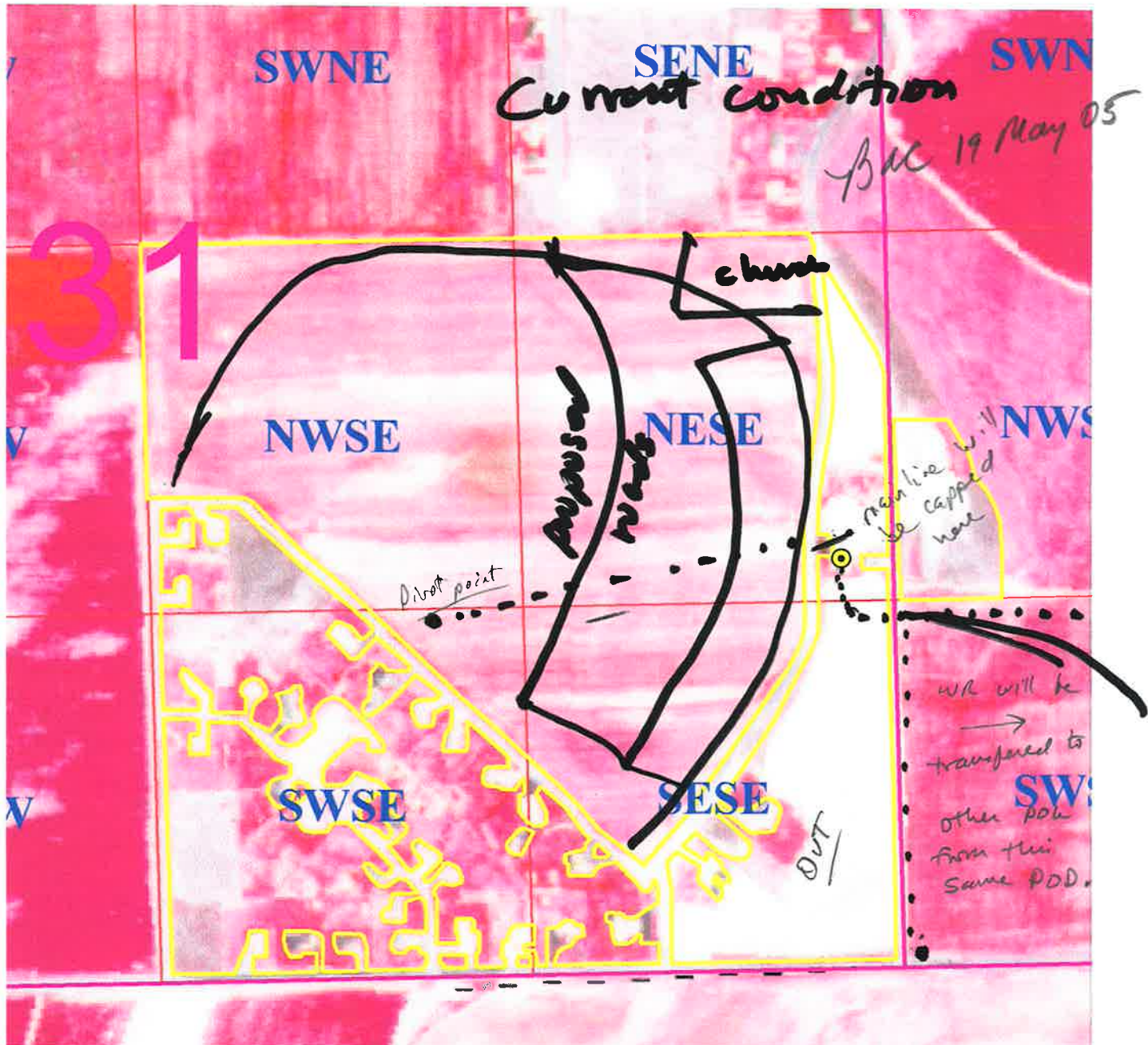


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SPATIAL
DYNAMICS

Water Right Claim Number 22-02175A
Townships , 6N40E, 5N40E

06/25/2001



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SPATIAL
DYNAMICS



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

JUNE 27, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GORDON S CROFTS TRUST
242 S 200 E
SALT LAKE CITY UT 84111

RE: CHANGE IN OWNERSHIP FOR A22-02175A

Dear Mr. Crofts:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed is a typed Notice with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notice of Claim

MICROFILMED

NOV 06 1995

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 06N Range 40E
Section 31, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) OK
Assigned by IDWR: A22-02175A A.T.

☐ Name and Address of Former Owner/Claimant(s)(Seller): AMR CORP
244 BROADWAY

☒ New Owner/Claimant (Purchaser): I.F.
Gordon S. & Claudia J. Crofts Trust

☒ New Mailing Address: 242 So 200 East
Salt Lake City, UT 84111

☒ New Telephone Number: (801) 521-7616

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

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) Gordon S. Crofts Trustee Date 5-12-95

☐ Signature of Former Owner/Claimant(s): AMR CORPORATION Date _____
By: [Signature] President Date 5-12-95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

NOV 06 1990

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

CORPORATION QUITCLAIM DEED

THIS INDENTURE, Made this 26 Th day of February, in the
year of our Lord one thousand nine hundred and Ninety-Three, between

A.M.R. CORPORATION

a corporation duly organized and existing under the laws of the State of Idaho, and
having its principal office in Idaho at 244 Broadway Idaho Falls, County of Bonneville,
State of Idaho, the party of the first part, and WESTERN STATES INVESTMENT COMPANY
An Idaho Corporation with principal office at 244 Broadway
of Idaho Falls, 83402, County of Bonneville, State of Idaho
the party of the second part.

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by
resolution of its Board of Directors, for and in consideration of the sum of _____
Other Valuable Consideration and Ten (\$10.00) _____ DOLLARS,
lawful money of the United States of America, to it in hand paid by the said party of the second
part, the receipt whereof is hereby acknowledged, has remised, released, and forever quitclaimed and does
by these presents remise, release, and forever QUITCLAIM, unto the said party of the second part,
and to its heirs and assigns, all that certain lot, piece, or parcel
of land, situate, lying, and being in City of Rexburg, County of Madison, State of
Idaho, bounded and particularly described as follows, to-wit:

(See Legal Description Attached hereto as Schedule "C" and
consisting of Two Pages.)

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TOGETHER With all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the part y of the second part, and to its heirs and assigns forever.

IN WITNESS WHEREOF The said party of the first part has caused its corporate name to be hereunto subscribed by its President and its corporate seal to be affixed by its Secretary in pursuance to said resolution, the day and year first above written.

Signed, Sealed and Delivered in the Presence of

A.M.R. CORPORATION

By

Bruce E. Lind

Its

President.

Attest

Lamont G. Howell

Its Corporate Secretary.

STATE OF IDAHO,

County of Bonnevill

ss.

On this 26th day of February, in the year 1993, before me,

The Undersigned, a Notary Public in and for said State, personally appeared Bruce E. Lind, President of A.M.R. Corporation

Lamont G. Howell, Corporate Secretary of A.M.R. Corporation

known to me to be the Officers of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation 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.

Francis J. Wyland

Notary Public for the State of Idaho,

Residing at Idaho Falls, Idaho.

Commission Exp. 6/29/98

No.

Corporation Quitclaim Deed

— TO —

Dated 19

STATE OF IDAHO,

County of ss.

I hereby certify that this instrument was filed for record at the request of

at minutes past
o'clock M. this day
of A.D. 19
in my office, and duly recorded in Book
of
at page

Ex-Officio Recorder.

By Deputy.

Fees, \$

Mail to

STANLY & SONS, PRINTERS & BINDERS, BOISE

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CORPORATION WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED, and pursuant to authority given by its Board of Directors, WESTERN STATES INVESTMENT COMPANY

an Idaho corporation, duly qualified to transact business in the State of Idaho, as the GRANTOR, does hereby grant, bargain, sell and convey unto Gordon S. Crofts & Claudia J. Crofts, Trustees for the Gordon S. Crofts and Claudia J. Crofts Revokable Living Trust, the GRANTEE, Dated October 12, 1989, whose current address is 242 South 2 cnd. East, Salt Lake City, Utah 84111

the following described real estate situated in Madison County, State of Idaho, to-wit:

(Legal Description Attached hereto as Schedule "C" and consisting of Two Pages.)

Together with All Irrigation pipe, pump, Motor and right of Usage of "Undivided 1/2 interest in Irrigation well" as per that certain agreement between A.M.R. Corporation and Douglas T. Ricks & Melissa P. Ricks.

SUBJECT TO: Easements and Rights of Way of record.

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant to and with the said Grantee that he is the owner in fee simple of said premises and that he will warrant and defend the same from all lawful claims whatsoever.

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

IN WITNESS WHEREOF, the Grantor has hereunto caused this Deed to be executed in its corporate name and its corporate seal affixed this 26th day of February, 1993.

By Bruce E. Lind
Its: President

Attest Patricia Z. Lind
Its: Secretary

STATE OF IDAHO, COUNTY OF Bonneville

On this 26th day of February, 19 93, before me, a Notary Public in and for the said State, personally appeared Bruce E. Lind

known to me to be the President, and

Patricia Z. Lind

known to me to be the Secretary

of Western States Investment Company

subscribed to the within instrument, and acknowledged to me that said corporation executed the same.

Andrew J. Wyland
Residing at Idaho Falls Notary Public
Comm. Expires 6/29/98, Idaho

-THIS SPACE FOR COUNTY RECORDER'S USE ONLY-

IDAHO TITLE & TRUST COMPANY
Escrows • Title Insurance

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SCHEDULE C

The land referred to in this policy is situated in the State of Idaho, County of Madison and is described as follows:

TRACT I:

Beginning at a point that is North 89°55'50" West 1618.35 feet along the Section and North 0°04'10" East 1020.11 feet from the Southeast Corner of Section 31, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence South 45°00' East 851.85 feet; thence North 45°00' East 30.00 feet to a point on a curve with a radius 215.76 feet and a tangent that bears South 45°00' East; thence to the left along said curve 103.40 feet thru a central angle of 27°27'28", to a point of compound curve with a radius of 20.00 feet; thence to the left along said curve 29.03 feet thru a central angle of 83°09'46", to a point of reverse curve with a radius of 400.00 feet; thence to the right along said curve 81.13 feet thru a central angle of 11°37'14"; thence North 36°00' East 557.60 feet to a point of curve with a radius of 705.10 feet; thence to the left along said curve 467.64 feet thru a central angle of 38°00'00", thence North 2°00' West 131.05 feet to a point of curve with a radius of 745.05 feet; thence to the right along said curve 143.04 feet thru a central angle of 11°00'00"; thence North 9°00' East 180.59 feet to a point of curve with a radius of 1135.88 feet; thence to the left along said curve 151.90 feet; thru a central angle of 7°39'44"; thence North 1°20'16" East 268.37 feet; thence South 89°40'39" West 339.24 feet; thence North 0°08'20" East 380.00 feet; thence South 89°40'39" West 817.46 feet; thence South 0°19'21" East 221.90 feet to a point of curve with a radius of 287.42 feet; thence to the right along said curve 227.35 feet thru a central angle of 45°19'21"; thence South 45°00' West 533.10 feet; thence South 45°00' East 780.00 feet; thence South 45°00' West 320.00 feet to the point of beginning.

LESS: Lots 1 through 7, Block 3 Valley View Estates Subdivision Division No. 3, Rexburg Heights, Madison County, Idaho.

ALSO:

Commencing at the Southwest corner of the NW 1/4 SW 1/4 of Section 32, Township 6 North, Range 40 East, Boise Meridian, Madison County, Idaho, and running thence North 450 feet along the section line; thence East 212.76 feet; thence Southeasterly 536.33 feet; thence West 504.56 feet along the half-quarter line to the point of beginning.

LESS: Beginning at a point that is North along the section line 1593.81 feet from the Southwest Corner of Section 32, Township 6 North, Range 40 East, B.M., and running thence East 100 feet; thence North 100 feet; thence West 100 feet; thence South 100 feet to the point of beginning.

ALSO LESS: Beginning at a point that is North along the section line 1377.65 feet and East 45.34 feet from the Southwest corner of Section 32, Township 6 North, Range 40 East, B.M., said point being the Northeast Corner of Lot 12, Block 11 of the Valley View Estates Subdivision, Division No. 3, running thence West 45.34 feet; thence North 216.16 feet; thence East 322.79 feet; thence South 32 degrees 58'59" E. 331.65 feet; thence North 89 degrees 57'46" W. 458.00 feet to the East line of said lot 12; thence North 61.74 feet to the point of beginning.

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ALSO LESS: Commencing at a point 1774.15 feet North of the SW corner of Section 32, Township 6 North, Range 40 East, B.M. Madison County, Idaho, and running thence S. 89 degrees 47' E. 212.76 feet; thence N. 33 degrees 00' W. 298.77 feet; thence N. 89 degrees 47' W. 50 feet; thence South 250.0 feet to the point of beginning.

TRACT II:

All that portion of the East 1/2 of the NE 1/4 SE 1/4 of Section 31, Township 6 North, Range 40 East, B.M., Madison County, Idaho, lying East of Skyview Drive

LESS: Block 11 of Valley View Estates Subdivision, Division No. 3

ALSO LESS: Commencing at a point which is North along the Section line 1377.65 feet and West 44.10 feet from the Southeast corner of Section 31, Township 6 North, Range 40 East, B.M. said point being also on the West right of way line of a County Road and running thence West 100 feet; thence North 100 feet; thence East 100 feet to said West right of way line; thence South 100 feet to the point of beginning.

ALSO LESS: Commencing at a point that is 790 feet North of the SW corner of the NW1/4 SW1/4 of Section 32, Township 6 North, Range 40 East, B.M., and running thence North 26 degrees 0' West 600 feet; thence North 6 degrees 0' East 212 feet; thence North 29 degrees 20' East 491 feet to a point on the section line, and thence South 1128.17 feet, more or less, to the point of beginning.

ALSO LESS: Beginning at a point that is North 1477.75 feet from the Southeast corner of Section 31, Township 6 North, Range 40 East, B.M., and running thence West 144.1 feet; thence South 100 feet; thence North 45 degrees 00' West, 279.95 feet; thence North 45 degrees 00' East 285.74 feet; thence East 140 feet; thence South 300 feet to the point of beginning.

ALSO LESS: Beginning at a point that is North 1377.65 feet along the Section line and West 144.10 feet from the Southeast Corner of Section 31, Township 6 North, Range 40 East, B.M., and running thence West 138.22 feet to a point on a curve on the East right-of-way line of Skyview Drive, with a radius of 2512.25 feet and a tangent that bears North 0 degrees 38'10" East; thence to the left along said curve 115.57 feet to a point of reverse curve with a radius of 645.05 feet and a tangent that bears North 2 degrees 00'01" West; thence to the right along said curve 24.43 feet; thence leaving said East right-of-way line and running South 45 degrees 00'00" East 197.97 feet to the point of beginning.

MICROFILMED

NOV 06 1990

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

July 27, 1962

Re: Permit No. G-28497

Grant M. Bowen & Levi Thomason
Rt 1
Thornton, Idaho

Dear Sirs:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28497 shows the well is ~~(now)~~ capable of conveying 132 miner's inches, or 2.64 c.f.s. of water for the irrigation of 195 acres.

Upon receipt of the statutory fees, totaling \$ 15.00 , which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 10.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 23, 1960 to the use of 2.64 second feet of subterranean water with the point of diversion in the NE¹/₄SE¹/₄, Sec. 31 for irrigation of 195 acres in the SE¹/₄NE¹/₄, SE¹/₄, Sec. 31, T. 6 N., R. 40 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna F. Rule
Chief Clerk

EPR:rr

28497

22-2175
K-7399
0.0135 @ 195¢
0.0165 @ 160¢

State of Idaho
License and Certificate of Water Right

Water License No. G-28497 Amount 2.64 c.f.s.
Water District No. Priority February 23, 1960

THIS IS TO CERTIFY that GRANT M. BOWEN and LEVI THOMASON
of Thornton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 1960; that Permit No. G-28497
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2.64 second feet, was issued thereunder on August 16, 1962, showing that said works
were completed on the 5th day of September, 1961; and that on the 15th
day of September, 1961,

GRANT M. BOWEN and LEVI THOMASON
of Thornton, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28497 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7399, on the 16 day of August, 1962;
The right hereby confirmed dates from February 23, 1960;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 31, Tp. 6 N., R. 40 E., B. M. Madison County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	40 E	31	SE 1/4 NE 1/4	40	37
			NE 1/4 SE 1/4	40	38
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
			Total number of acres to be irrigated;		195

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
16 day of August, 1962.

(SEAL) RALPH W. THOMAS
Deputy State Reclamation Engineer.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

231
36
1384
138
226

Permit No. G-28497

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Grant M. Bowen and Levi Thomason2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NE 1/4 of Section 31T. 6 N R. 40 E.B.M. County of Madison4. Describe works as they exist, giving dimensions and capacities of same: 200 HP GEM Motor

* STJ 506001, Johnston Pump #52511, - 75 HP Reliance Motor
with a Pacific Centrifugal booster Pump #1402167 (Rate @ 2100 GPM
with 120' head - Pressure 56# on outlet side) (10" x 8") 20 HP GEM Motor #XTJRW14250
Pacific Centrifugal booster pump #FIP25028 450' South in Mainline - 5" x 4"

5. Water is used for: irrigation - Sprinklers6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

200 acres in the SE 1/4, NE 1/4, SE 1/4 Sec. 31., Twp. 6 N., Rge. 40 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: to one present at time of examination

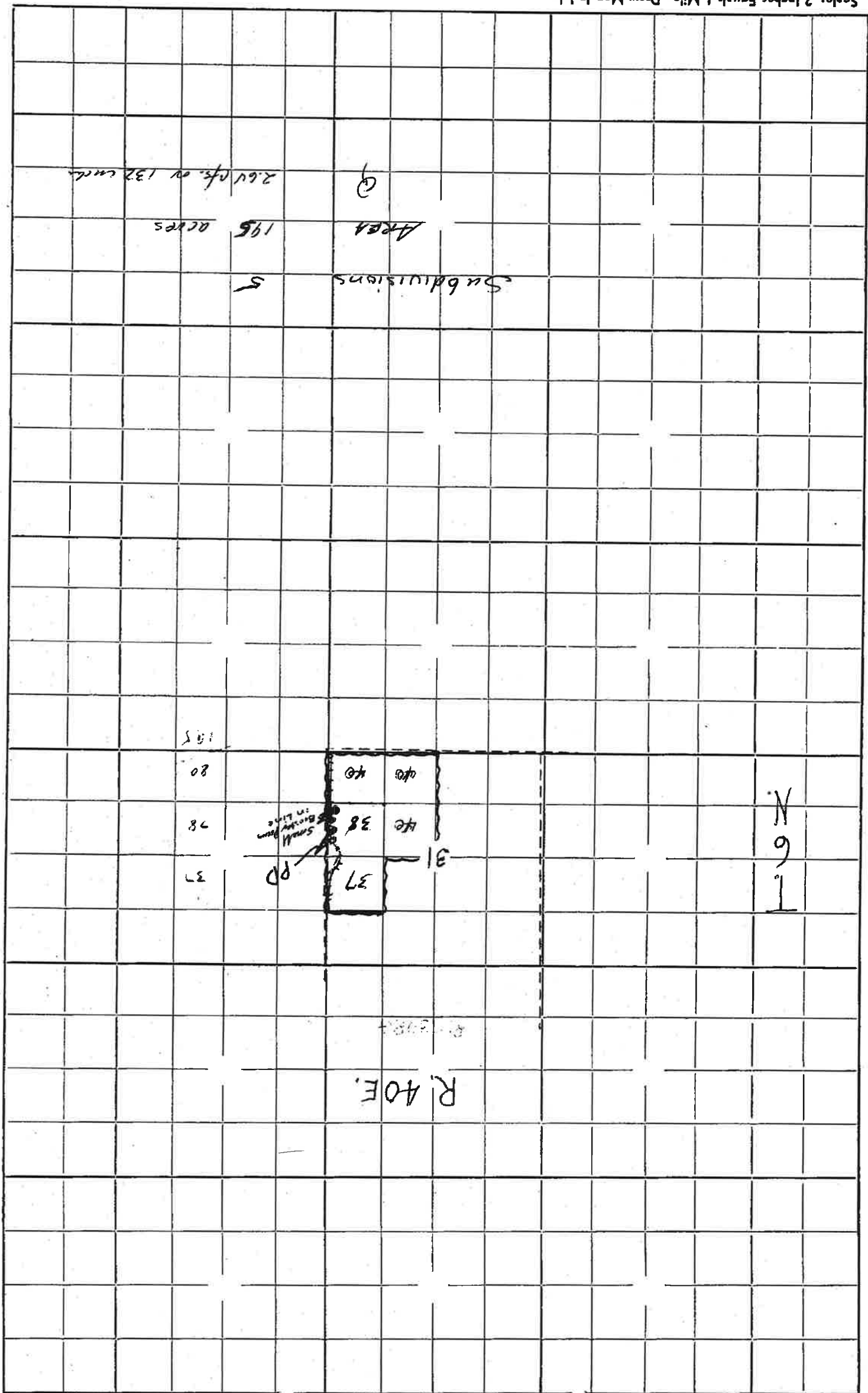
Measured by taking pressure readings along each lateral.

This examination was made on the 5th day of July, 1962(Signed) L. J. Johnson Examiner.

28497

Scale: 2 inches equals 1 Mile. Draw Map in Ink.

28497



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 22-2175A
Date Received: 8/17/1988
Receipt No: E001357
Received By:

AMENDED

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

RECEIVED
OCT 10 2005

Department of Water Resources
Eastern Region
RECEIVED

OCT 06 2005

Department of Water Resources
Eastern Region

1. Name of Claimant(s)

RICHARD F SMITH Phone: (208)356-4912
PO BOX 8
REXBURG ID USA 83440

2. Date of Priority: 02/23/1960

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	31	SE NE SE	MADISON	

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.39	304.5

7. Total Quantity Appropriated is:
1.39 C.F.S. and/or 304.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	40E	31	NE SE	IRRIGATION	35
			NW SE	IRRIGATION	35
			SW SE	IRRIGATION	3
			SE SE	IRRIGATION	14
				Section Acres	87
				Total Acres	87

11. Place of use in counties: MADISON

SCANNED

JUL 19 2007

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO REFLECT ACTUAL USE. CORRECTED POU AND ACRES.

15. Basis of Claim: License

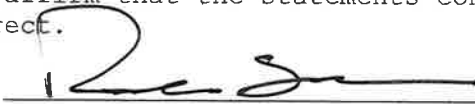
16. Signature(s)

(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: _____

State of Idaho)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this

of October 20 05

eleventh day
Marilyn J. Fife
Notary Public



Residing at Highway

My commission Expires 9/7/06

SCANNED

JUL 19 2007

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: **A22-02175A**
Date Received: 8/17/1988
Receipt No: E001357
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GORDON S CROFTS TRUST 801-521-7616
Address: 242 S 200 E
SALT LAKE CITY UT 84111
AND/OR
Name: CLAUDIA J CROFTS TRUST 801-521-7616
Address: 242 S 200 E
SALT LAKE CITY UT 84111

2. Date of Priority: FEB 23, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	31	NE	SE			MADISON

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.100		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

NOV 06 1990

SCANNED

JUL 19 2007

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	40E	31	NE		SE		IRR	35.0
			NW		SE		IRR	40.0
			SW		SE		IRR	39.0
			SE		SE		IRR	39.0
							Section Acres	153.0
		32	NW		SW		IRR	3.0
							Section Acres	3.0
							Total Acres	156.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIM A22-10021 FROM SAME PD. THIS WAS FILED BY MR. RICKS WHO
OWNS AN INTEREST IN THIS WELL WITH A.M.R. CORP.
CHANGED OWNERSHIP 6/27/95/JT/GT

15. Basis of Claim: LICENSE

Water Right Number: 222175

MICROFILMED

NOV 06 1998

SCANNED

JUL 19 2007

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: A22-02175A
Date Received: 8/17/1988
Receipt No: E001357
Received By: HLS

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: A.M.R. CORP
Address: 244 BROADWAY
IDAHO FALLS, ID 83402
208-522-0071

2. Date of Priority: FEB 23, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	31	NE	SE			MADISON

5. Description of diverting works:
WELL AND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.100		

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

8. Total consumptive use is 390.0 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	31	NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0

A22-02175A

Page 1

Date: 08/22/88

SCANNED

JUL 19 2007

MICROFILMED

OCT 29 1988



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	31	SE	SE		IRR	39.0
						Section Acres	153.0
		32	NW	SW		IRR	3.0
						Section Acres	3.0
						Total Acres	156.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:
CLAIM A22-10021 FROM SAME PD. THIS WAS FILED BY MR. RICKS WHO
OWNS AN INTEREST IN THIS WELL WITH A.M.R. CORP.

15. Basis of Claim: LICENSE
Water Right Number: 222175

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: _____

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): X A.M.R. CORPORATION Date: X 8/25/88
By: [Signature] Date: _____

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
A.M.R. CORPORATION, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
A.M.R. CORPORATION and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
PRESIDENT, A.M.R. CORPORATION
Title and Organization
8/25/88
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25th day

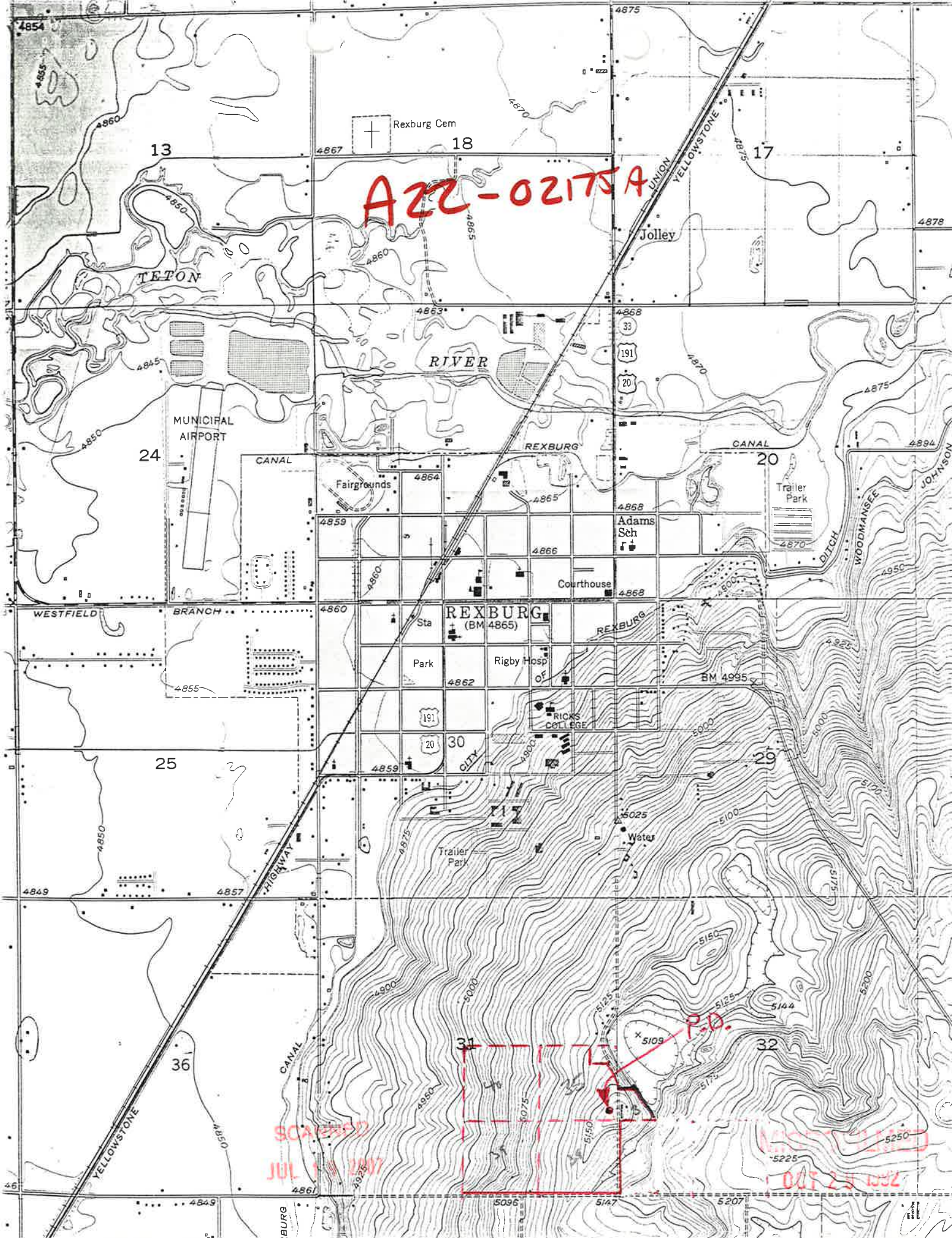
of Aug 19 88

[Signature]
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 5/29/99
3 Date: 08/22/88



AZZ-02175A

P.D.

SCATTERED

JUL 1 2007

NOTED

JUL 24 1992

VOID

226
Need Second
Signature

Pl

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: A22-02175A
Date Received: 8/17/1988
Receipt No: E001357
Received By: HWT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A.M.R. CORP 208-522-0071
Address: 244 BROADWAY
IDAHO FALLS, ID 83402

AND

Name: DOUGLAS T. RICKS 208-356-4191
Address: 139 BIRCH
REXBURG, ID 83440

2. Date of Priority: FEB 23, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	31	NE	SE			MADISON

5. Description of diverting works:
WELLAND PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.380	2.07	

7. Total Quantity Appropriated is:
2.380 C.F.S. (and/or)
2.07

A.F.A.

8. Total consumptive use is 440.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-02175A

Page 1

Date: 08/17/88

SCANNED

JUL 19 2007

MICROFILMED

OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	31	NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	39.0
			SE	SE		IRR	39.0
						Section Acres	153.0
		32	NW	SW		IRR	3.0
			SW	SW		IRR	20.0
						Section Acres	23.0
						Total Acres	176.0

1.53

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 222175

(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.

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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____ Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

A22-02175A

Page

My Commission Expires

3

Date: 08/17/88

SCANNED

JUL 19 2007

MICROFILMED

OCT 29 1982