

11/09/2005

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

RIGHT NUMBER: 22-7132

NAME AND ADDRESS: MGR FARMS LLC
3366 S 1400 W
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS
140.00 AFY

Right Nos. 22-7132 and 22-13442 are limited to a total combined diversion rate of 0.99 cfs and to a total combined annual diversion volume of 173.6 AF.

PRIORITY DATE: 05/25/1975

POINT OF DIVERSION:
T05N R40E S18 NENWNW Lot 1 Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.800 CFS 140.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T05N R40E S07	NESW	3.1	T05N R40E S07 Lot 3 NWSW	18.8
T05N R40E S07 Lot 4	SWSW	27.7		

49.6 ACRES TOTAL

This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 49.6 acres in a single irrigation season. Combined Right Nos.: 22-7132 and 22-13442.

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 - License

Right No. 22-13442 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

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

Right No. 22-13442 is also diverted through point of diversion described above.

Department of Water Resources

Eastern Region

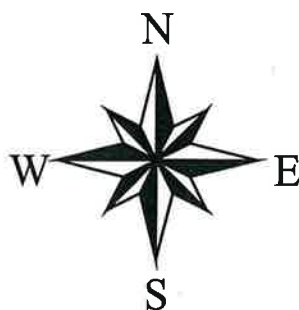


Claim No.: 22-7132 & 22-13442



0 660 1320 1980 2640 Feet

- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ



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

AJ0749NP
No. A22-07132

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/08/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MGR FARMS LLC 3366 S 1400 W REXBURG ID 83440 (208) 359-4191	05/25/1975	IRRIGATION	04-01 11-01	0.80 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					0.80 CFS	100.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05N R40E S07 Lot04(SWSW)

MADISON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
05N	40E	7	:											01	03-17	04-22				:	40.0
TOTAL ACRES																				:	40.0

POU County: MADISON

Other Rights: NONE

Remarks: GEN CHANGE OF OWNERSHIP FILED 12/98.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

*Change
Priority Date
(w/ Bioener)*
\$1/ac
write claim recovery
\$50 claim + \$1/ac = \$51
8 ac. enlargement

T6N

T5N

R39E

R40E

A22-07064

A22-04184B

Well

Well

A22-02220B

A22-07132

Well

Rock Quarry

4850

T 6

T 5

4849

47' 30"

4848

4847

4846

4845000'

47°

11/09/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 22-7132

MGR FARMS LLC

3366 S 1400 W

REXBURG ID 83440

Telephone Number: (208) ~~359-4191~~

681-2860

COMPLETED

KW
11/04

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-24-06 SIGNATURE: [Signature]

Please print your name: Grant Ricks

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KW
11/04

Water Right No(s). A22-07132

See Attached

GPS DATA:

Tag # A0000273 Location: on mainline
GPS data - 2676880 GPS file - 227132
1399084

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: U.S. Motors Model: CR100-7813 Hp: 40
SN: ?

PUMP

Make: Johnston Model: _____ Disch: _____
SN: N.A.

NOTES:

Mark Ricks (Dad) + Grant Ricks (son) have put their farms together as
MGR Farms at 3366 So. 1400 West, Rexburg ID 83440

System is well + pump to pivot + sprinklers.
Pan. shape is modified slightly.

Field Exam Date: 5-3-2005 Agent: D.W. Jones

+ Enlargement claim 22-13442 for additional 9.6 ac. not claimed, but irrigated.



GPS
Tag

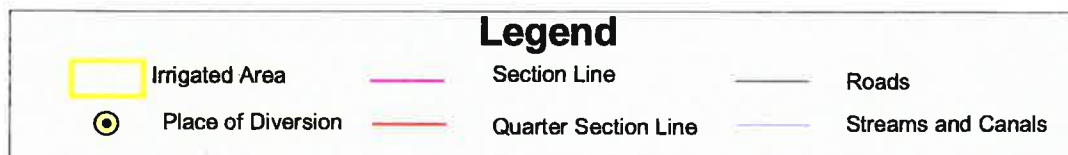
A22-7132 , Looking West



A22-7132, Motor Tag

Water Right Claim Number 22-07132
Townships , 5N40E, 5N39E

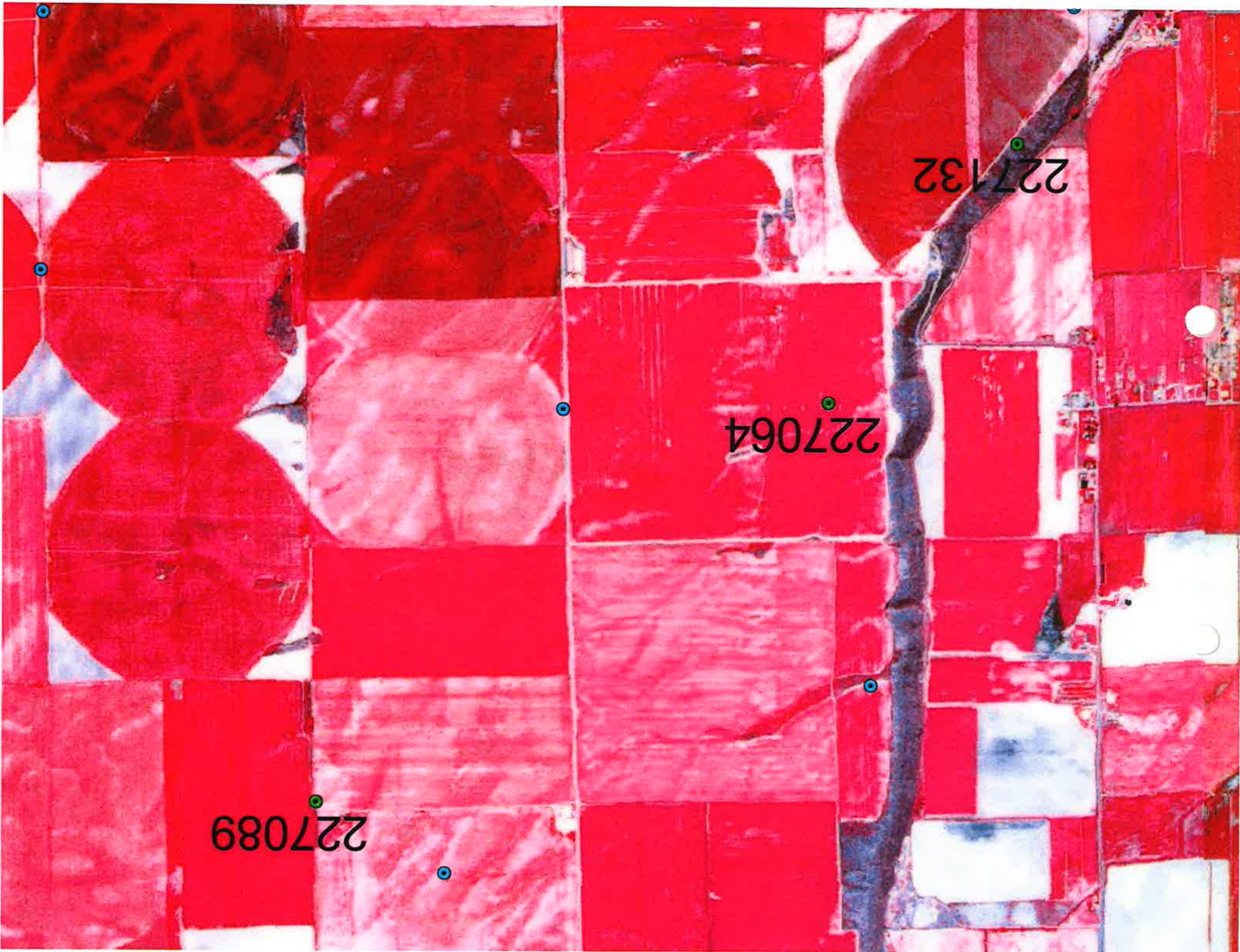
07/06/2001



400 0 400 800 Feet



SPATIAL
DYNAMICS



227132

227064

227089

Claim No. 22-7132

Document Checklist

☒ Copy License/Decree

☐ Copy Transfer

☒ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

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

☒ Generate Arcview Map

Shape is ok - Change Name to MGR Permit

GPS needed

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7132 (Late Proof)
Priority May 25, 1975 Amount 0.80 cfs

THIS IS TO CERTIFY, that Mark G. Ricks
of Rexburg, ID, has complied with the terms and conditions of Permit
No. 22-7132 issued pursuant to Application for Permit dated May 7, 1975,
and has submitted proof to the Department of Water Resources on June 19, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.39 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.80</u> cfs and	<u>140.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.80 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
140.0 acre feet per year, said waters to be diverted within the Government Lot No. 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 7, Twp 5N Rge. 40E in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	40E	7									1	GL3 17	GL4 22						40

Total number of acres irrigated 40

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22nd day of

June

, 19 83


Director



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 22, 1998

MGR FARMS LLC
3366 S 1400 W
REXBURG ID 83440

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE OF CLAIM TO A WATER RIGHT A22-02220B,
A22-04184E, A22-07064C, A22-07132

Dear Mr. Ricks:

The request for Change of Water Right Ownership concerning the above-referenced Notice of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland
Technical Records Specialist

Enclosure

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 03 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): ADJUDICATION #A22-7132, 22-04184, A22-07064, 22-02220
 Adjudication Claim No(s): _____

B-SQUIT
D-JENKINS
A-V. RICKS
E-M. RICKS
A-RICKS → C
B-BLAIR
D-JENKINS
A-V. RICKS
B-M. RICKS

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 attached to your deed or on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant Mark G Ricks
3348 S. 1400W Repburg ID 83440

4. New Owner/Claimant(s) MGR Farm LLC
 Name Connector (Check one): [] and, [] or, [] and/or
 New Mailing Address 3366 S. 1400 W Repburg ID 83
 City, State and ZIP Code Repburg ID 83440
 New Telephone Number (208) 359 4191

5. Date you acquired the property 17 Nov 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) MGR Farm Date 12-2-98
MAH Ricks Date _____

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

November 5, 1998

KARL J. DREHER
DIRECTOR

MARK G RICKS
201 E SOUTH TEMPLE APT 623
SALT LAKE CITY UT 84111-1265

Re: Snake River Basin Adjudication (SRBA)
Water Right #A22-02220B, A22-04184E, A22-07064C, A22-07132
& 22-10825
Change of Address

Dear Claimant:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by November 20, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right(s) referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Mark G. Ricks
Claimant Signature

801-366-4825
Telephone No.

*Claimant is
filing change of ownership
12-4-98*

cc: w.d.
↓

A22-02220B

A22-04184E

A22-07064C

A22-07132

U.S. POSTAL SERVICE
PS FORM 3547

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1345 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

PS METER
7925448 U.S. POSTAGE

IMPORTANT WATER RIGHT INFORMATION

22-10825
MARK G RICKS
3348 S 1400 W
REXBURG ID 83440

RICK340* 834403005 1598 05 04/03/98
FORM 3547
RICKS
201 E SOUTH TEMPLE APT 623
SALT LAKE CITY UT 84111-1265

83440=4131



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: A22-07132
Date Received: 8/10/1988
Receipt No: E001191
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARK G. RICKS 208-356-6676
Address: 3348 S. 1400 W.
REXBURG, ID 83440

2. Date of Priority: MAY 25, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	40E	7	SW	SW	SW	4	MADISON

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		

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

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	40E	7	NE	SW		IRR	1.0
			NW	SW	3	IRR	17.0
			SW	SW	4	IRR	22.0
Section Acres							40.0

A2207132



10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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): Mark G. Ricks Date: 10 Aug. 1988
Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 10 day

of Aug. 19 88

Ernest Carlson
Notary Public

Seal

Residing at Idaho Falls ID
My Commission Expires 14 June 1994