

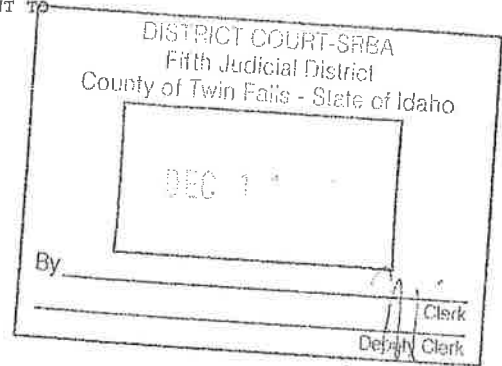
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-07169



NAME AND ADDRESS: 3B LLC
6501 E 2000 N
SUGAR CITY, ID 83448

SOURCE: GROUND WATER

QUANTITY: 1.46 CFS
623.00 AFY

PRIORITY DATE: 12/04/1975

POINT OF DIVERSION: T07N R42E S29 SESESW Within Madison County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.46 CFS 623.00 AFY

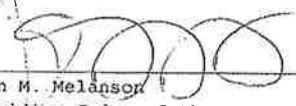
PLACE OF USE:	Irrigation	Within Madison County
	T07N R42E S29	
	NESW 40.0	NWSW 30.0
	SWSW 39.0	SESW 40.0
	NWSE 40.0	SWSE 40.0
	SESE 13.0	
	242.0 Acres Total	

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED
JUL 26 2007
DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 22-7169
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100

Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234

Daytime Phone: (208) 378-5306 E. Gail McGarry

Name & Address of Attorney, if any:
David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street – 8th Floor
Denver, CO 80294

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: 3B LLC

Address: 6501 E 2000 N
Sugar City, ID 83448

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:

2. ☐ **Source**
Should be:

3. ☐ **Quantity**
Should be:

4. ☐ **Priority Date**
Should be:

5. ☐ **Point(s) of Diversion**
Should be:

6. ☐ **Instream Flow Description**
Should be:

7. ☐ **Purpose(s) of Use**
Should be:

8. ☐ **Period of Year**
Should be:

9. ☒ **Place of Use**
Should be: See Attached

10. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S): The United States of America, through the Bureau of Reclamation, is the owner of land included in the boundary encompassing the place of use in this water right. The boundary must be changed to delete Federal land in T07N R44E S29.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Jerrold D. Gregg
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

JUL 24 2007



Valerie J. Shaw

Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 6.2.2012

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on JUL 25 2007, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

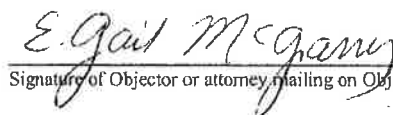
Name: 3B LLC
Address: 6501 E 2000 N
Sugar City, ID 83448

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

Attachment 1 - 22-7169

POU's on BOR

-Irrigation of Federal land is not authorized on the list below.

UNAUTHORIZED POUs ON BOR LAND:

<u>Legal Description</u>	<u>BOR acres</u>
T07N R44E S29 NWSW	1.8 Acres

Water Right Claim 22-7169

NWSW Sec 29 T7N R42E

30

29



U.S. Lands



Unauthorized, remove from WR

Feet

0 100 200 400 600

The author, the Bureau of Reclamation, nor any other party involved in preparing the material and data displayed here warrant or represent that the information is in every respect complete and accurate and are not held responsible for errors or omissions. Property boundaries, if shown, are for reference only



05/03/2006 RECEIVED

NOTICE OF ERROR
REPLY

OCT 18 2006

Department of Water Resources
Eastern Region

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: 22-7169

3B LLC
6501 E 2000 N
SUGAR CITY ID 83448

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:

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

DATE: 10-9-06 SIGNATURE: Roy K. Baker

Please print your name: Roy K. Baker

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

SCANNED

AUG 07 2007

Kurt
10/20



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

May 2, 2006

KARL J. DREHER
Director

RIGBY THATCHER ANDRUS RIGBY
KAM AND MOELLER CHARTERED
25 N 2ND E
REXBURG ID 83440

RE: RETURNED CHECK AND COMPLETED OWNERSHIP CHANGE 22-7169

Dear Mr. Rigby:

I am returning the attached check because a fee is not required to change the ownership on this right. A copy of the changed water right report is also attached.

Respectfully,

Jennifer Crabtree

Technical Records Specialist

Enclosure

SEARCHED

AUG 07 2007

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

RECEIVED

MAY 02 2006

Department of Water Resources
Eastern Region

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
<u>22-07169</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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) Byron C. Ward
P.O. Box 7, Teton, Idaho 83451
4. New Owner/Claimant(s) 3-B, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 6501 East 2000 North
- City, State and ZIP Code Sugar City, Idaho 83448
- New Telephone Number () _____
5. Date you acquired the property November 5, 2003

SCANNED

AUG 07 2007

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) *Ray H. Baker*
(include title if applicable)

3-B, LLC Member

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 _____

SCANNED
AUG 07 2007

3040 313497-2

WARRANTY DEED

FOR VALUE RECEIVED, **BYRON C. WARD** and **NORMA S. WARD**, Trustees of **THE BYRON C. WARD FAMILY LIVING TRUST**, of Box 7, Teton, Idaho 83451, hereinafter called "Grantor", hereby grant, convey, remise, release, and forever warrant unto **3-B LLC**, an Idaho limited liability company having its principal place of business located at 6501 East 2000 North, Sugar City, ID 83448, hereinafter called "Grantee", the following real property located in Madison County, state of Idaho, to-wit:

Southwest Quarter; the West One-Half of the Southeast Quarter of Section 29; and beginning at a point 53 1/3 rods West of the Southeast corner of Section 29 and running thence West 26 2/3 rods, thence North 80 rods, thence East 26 2/3 rods, thence South 80 rods to the place of beginning all in Section 29, Township 7 North, Range 42 East, Boise Meridian.

EXCEPTING THEREFROM the West 35 feet of the Southwest Quarter

AND EXCEPTING THEREFROM property sold to the U.S.A.:

The Northwest Quarter of the Northwest Quarter of the Southwest Quarter of Section 29, Township 7 North, Range 42 East, Boise Meridian, **EXCEPTING** the West 35 feet of said premises. Containing 9-1/2 acres more or less.

SUBJECT TO easement to Utah Power & Light Company recorded September 9, 1977, as Instrument No. 168774; said easement being for electric transmission and distribution circuits;

AND

SUBJECT TO easement to Utah Power & Light Company recorded October 16, 1979, as Instrument No. 181033, being for underground electric transmission and distribution circuits.

Also, the following fixtures and other personal property:

IDWR Water License 22-07169
Potato storage w/ 5,000 gallon water storage tank
3 granaries
 (2) 5,800 bushel, w/ sweep & auger
 (1) 10,000 w/o auger or sweep tube
4-3/8 mile Thunderbird wheel lines

Instrument # 311434

REXBURG, MADISON, IDAHO

2004-04-19

03:05:00 No. of Pages: 2

Recorded for : ALLIANCE TITLE AND ESCROW

MARILYN R. RASMUSSEN

Fee: 6.00

Ex-Officio Recorder Deputy

SCANNED
AUG 07 2007

400 hp pump motor, well, shaft, bowls, buried mainline

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining, unto the said Grantee, its heirs and assigns forever. Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever, except as noted.

DATED This 16th day of April, 2004.

“GRANTOR”

THE BYRON C. WARD FAMILY LIVING TRUST

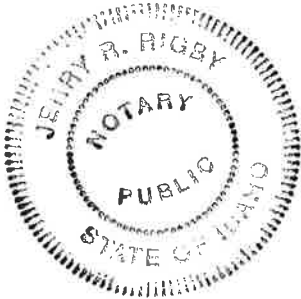
By: Byron C. Ward
Byron C. Ward, Trustee

By: Norma S Ward
Norma S. Ward, Trustee

Acknowledgment by Trustee

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

On this 16th day of April, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **Byron C. Ward and Norma S. Ward**, known to me to be the persons whose names are subscribed to the within instrument as the Trustees of **The Byron C. Ward Family Living Trust**, dated November 9, 1983, and acknowledged to me that they executed the same as such Trustees.




Notary Public for Idaho
Residing at: Rexburg, Idaho
My Commission expires: 11-9-2005



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
January 9, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

3B LLC
C/O PAUL BAKER
6501 E 2000 N
SUGAR CITY ID 83448

RE: CHANGE IN WATER RIGHT OWNERSHIP FOR 22-7169

Dear Mr. Baker:

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

T07N, R42E, S29, SW1/4; SE1/4

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

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

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

Respectfully submitted,

Jennifer Crabtree
Technical Records Specialist
Enclosure(s)

SCANNED

AUG 07 2007



A22-7169, Looking North

SCANNED
AUG 11 2007

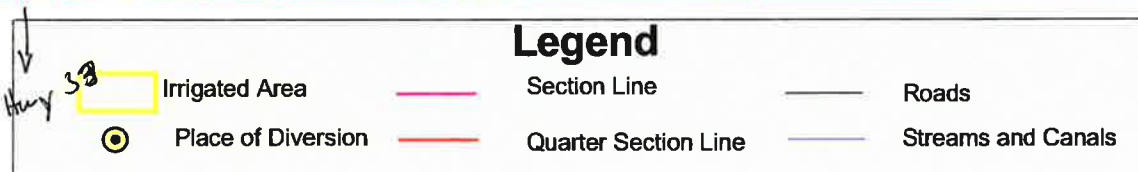
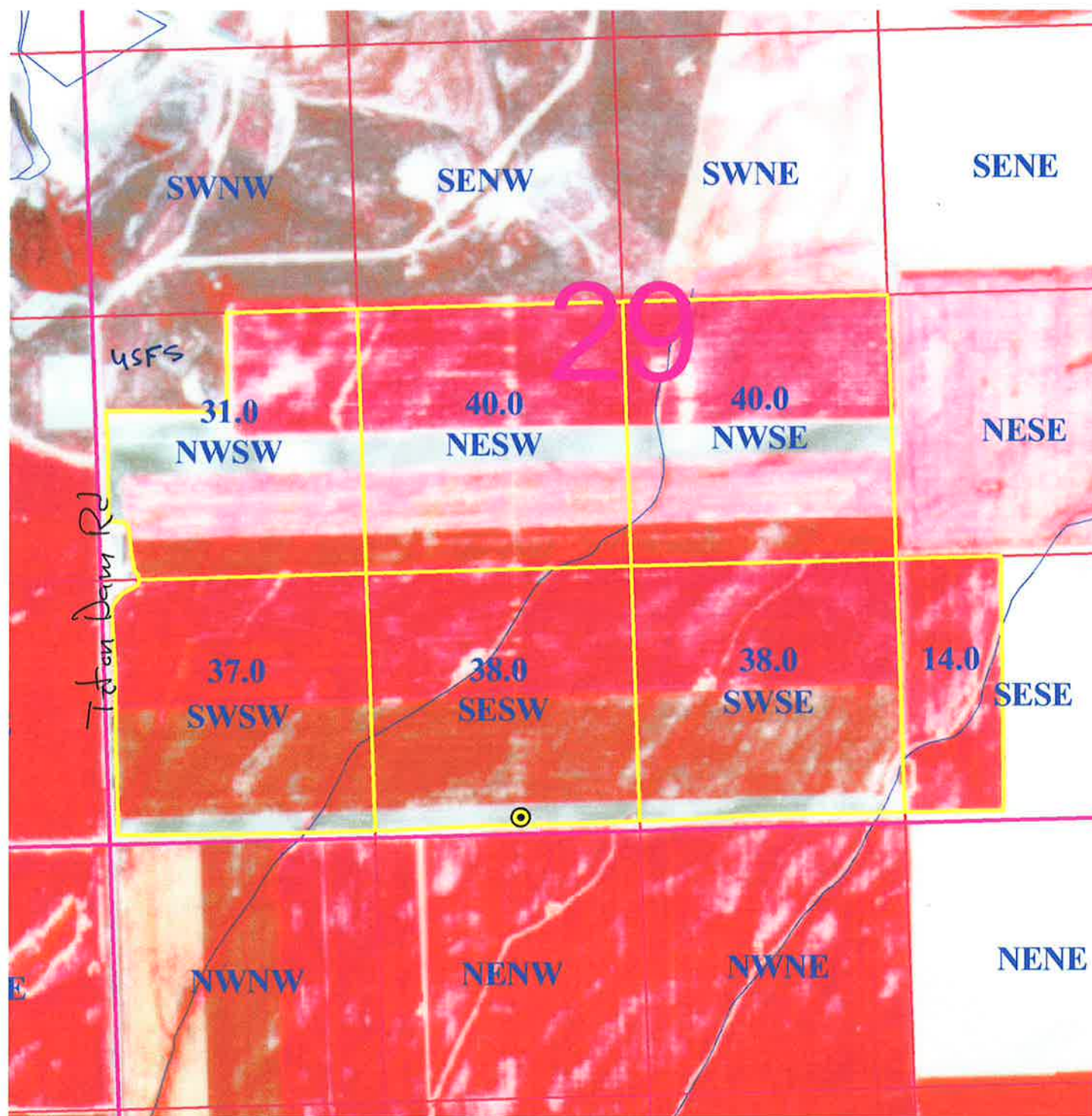
227169

07N42E29

SCANNED
AUG 07 20

Water Right Claim Number 22-07169
Township , 7N42E

08/14/2001



500 0 500 1000 Feet



SCANNED
AUG 6 7 2007

SPATIAL DYNAMICS

Water Right No(s). A22-7169

GPS data - 2698274
1413704

GPS Rte # 227169 |

GPS DATA:

Tag # A0015993 Location: on Power Panel Pole

Diversion Data:

Source: Groundwater Trib to: _____

MOTOR

Make: U.S. Motors Model: _____ Hp: 400
SN: ID # C9538-168 81-02007

PUMP

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

NOTES:

Well pump to pivots. P.O. owned by 3B LLC c/o Paul
Baker, 6501 E. 2000 N., Sugar City, ID 83448. Phone # 15
Tom's 208-458-4152. A c/o needs to be sent to Paul
Baker. (*)

Ship 458-4265

home 256-4641 cell 589-8243

Field Exam Date: 1-5-2006 Agent: Z. C. Jones

SCANNED

AUG 07 2007

1/03/06

PMO100 - PARCEL MASTER INQUIRY

10:53:12

PARCEL: RP 07N42E297801 A

F12=RC
F17=DD F23=AG3 B LLC
BAKER FARMS *c/o Paul Baker*LEGAL DESCRIPTION
SW4 LESS NW4 NW4 SW4 & TAX 1;
W 26 2/3 RODS SE4 SE4;
W2 SE4 +

6501 E 2000 N

CODE AREA 13-0000 OWNER CD

SUGAR CITY ID 83448

PARC TYPE LOC CODE

EFFDATE EXPDATE

PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	2005	236000	AC	66419				
19	2005	5300	AC					
32	2005			109049				

TOTALS 241300 175468

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EUSCANNED
AUG 07 2007

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7169 Priority December 4, 1975 Amount 1.46 cfs.

THIS IS TO CERTIFY, that BYRON C. WARD
of Teton City, Idaho, has complied with the terms and conditions of Permit
No. 22-7169 issued pursuant to Application for Permit dated December 4, 1975
and has submitted proof to the Department of Water Resources on August 26, 1977
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 1.46 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>1.46</u> cfs and	<u>623</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 1.46 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
623 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Twp. 7N,
Rge. 42E, B.M. 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 $\frac{1}{4}$	
7N	42E	29									40	30	39	40		40	40	13	242

Total number of acres irrigated 242

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of
June, 19 79.

Director

MICROFILMED

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: A22-07169
Date Received: 8/23/1988
Receipt No: E001442
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BYRON C. WARD 208-458-4907
Address: P.O. BOX 7
TETON, ID 83451
OR
Name: NORMA S. WARD 208-458-4907
Address: P.O. BOX 7
TETON, ID 83451

2. Date of Priority: DEC 04, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	42E	29	SE	SW			MADISON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.460		

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

8. Total consumptive use is 484.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-07169

Page

1

Date: 08/23/88

A2207169



MICROFILMED
OCT 29 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	42E	29	NE		SW		IRR	40.0
			NW		SW		IRR	30.0
			SW		SW		IRR	39.0
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	13.0
							Section Acres	242.0
							Total Acres	242.0

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

A22-07169

Date Received

8-18-1988

Receipt Number

E001442

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Byron C. or Norma S. Ward Phone (208) 458 4907Mailing Address Box 7, Teton, Id. Zip 834512. Date of Priority (Only one (1) per claim) Dec 4, 19753. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 7N Range 42E Section 29,
_____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Madison

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Well pump mainline to laterals
with sprinklers

SCANNED

MICROFILMED

AUG 07 2007

OCT 29 1982

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 1.46 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.46 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 484 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>7N</u>	<u>42E</u>	<u>29</u>									<u>40</u>	<u>30</u>	<u>39</u>	<u>40</u>		<u>40</u>	<u>40</u>	<u>13</u>	<u>242</u>

Total number of acres irrigated 242

11. In which county (ies) are lands listed above as place of use located? MADISON

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (☒)

14. Remarks:

NOT FOR FILING

OCT 29 1992

SCANNED

AUG 07 2007

Last Name WARD Ident No. A22-07169

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

SEE ATTACHED MAPS

SEE ATTACHED MAPS

SEALING

AUG 07 2007

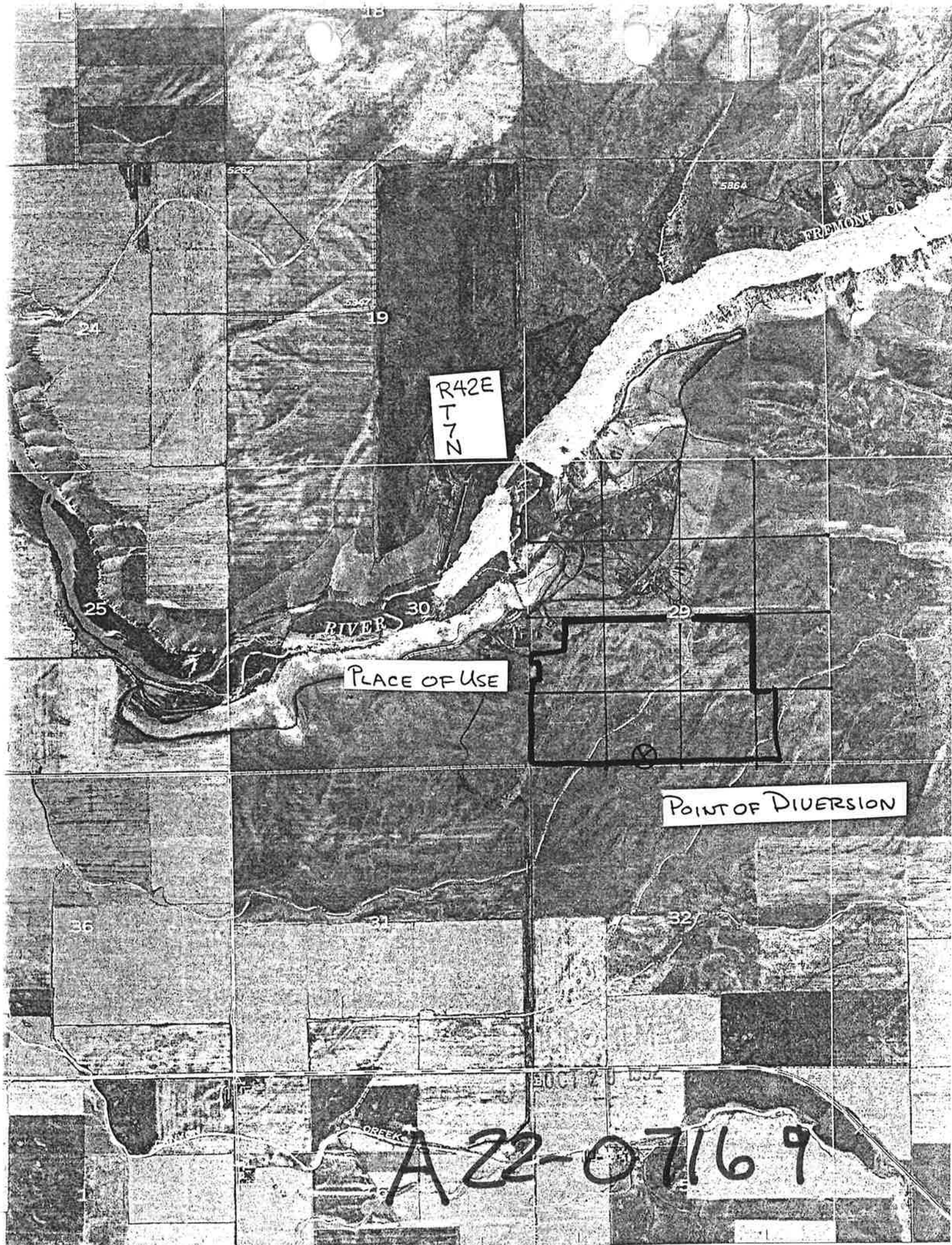
PHOTO-LIVES

OCT 29 1992

Last Name WARD

Ident No. *A22-07169*

Copies: White-State, Yellow-Claimant



R42E
T7N

PLACE OF USE

POINT OF DIVERSION

A 22-07169

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 22-7169

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Byron L. Ward Date 8-18-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 18th day of August 19 88

SEAL

Notary Public Deena Green

Residing at Rigby

My Commission Expires 4-22-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

NOTIFIED

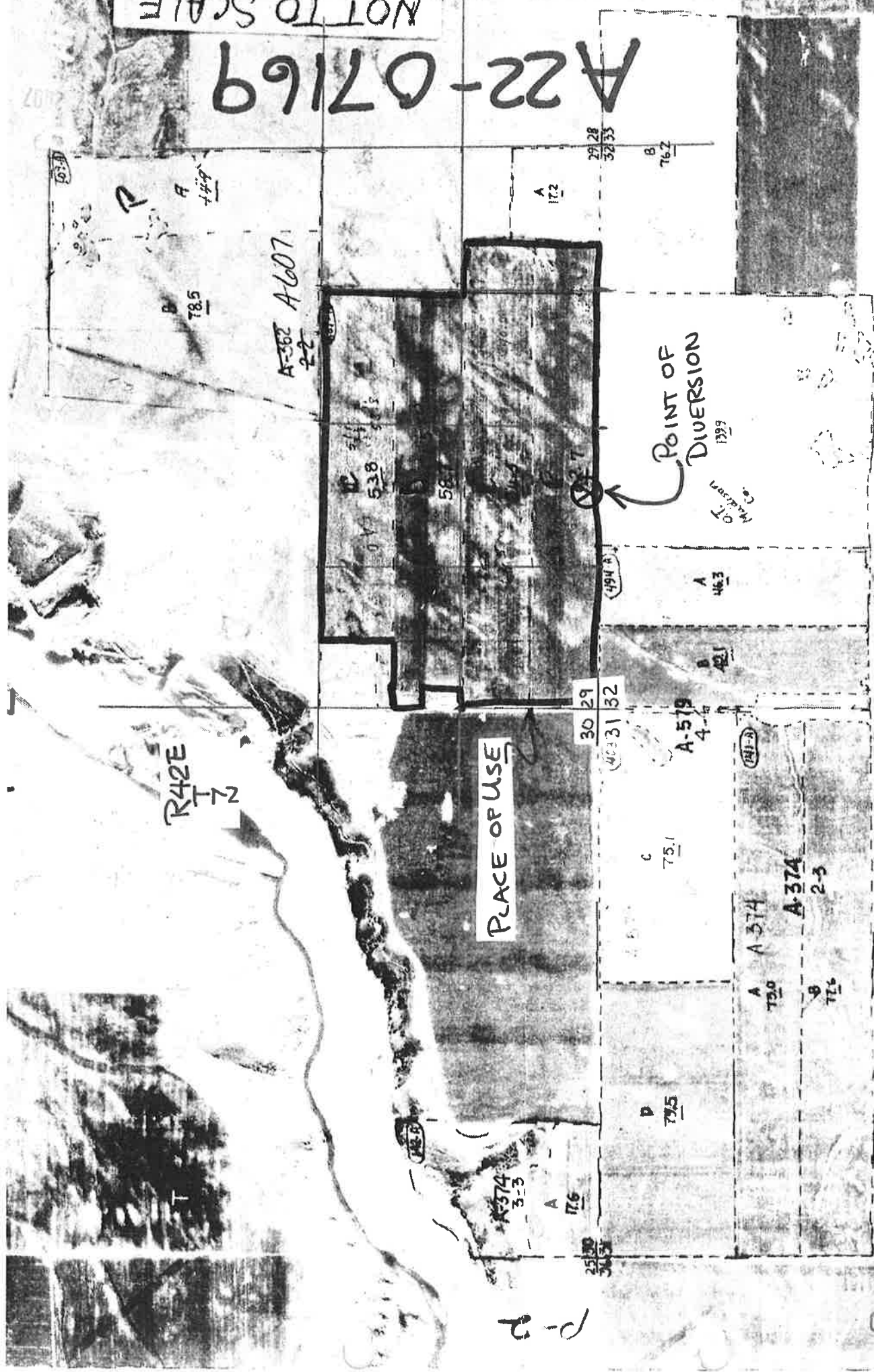
OCT 29 1992

Last Name WARD Ident. Number A22-07169

Copies White-State, Yellow-Claimant

NOT TO SCALE

A22-07169



R42E
T2

PLACE OF USE

POINT OF
DIVERSION

Co.
Madison

OCT 29 1992

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