

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

PURPOSE AND PERIOD OF USE:			
	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.330 CFS
PLACE OF USE:	<u>IRRIGATION Within MADISON County</u>		
	T06N R39E S16	SESW	16.7

16.7 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. Section 42-1412(6), Idaho Code.

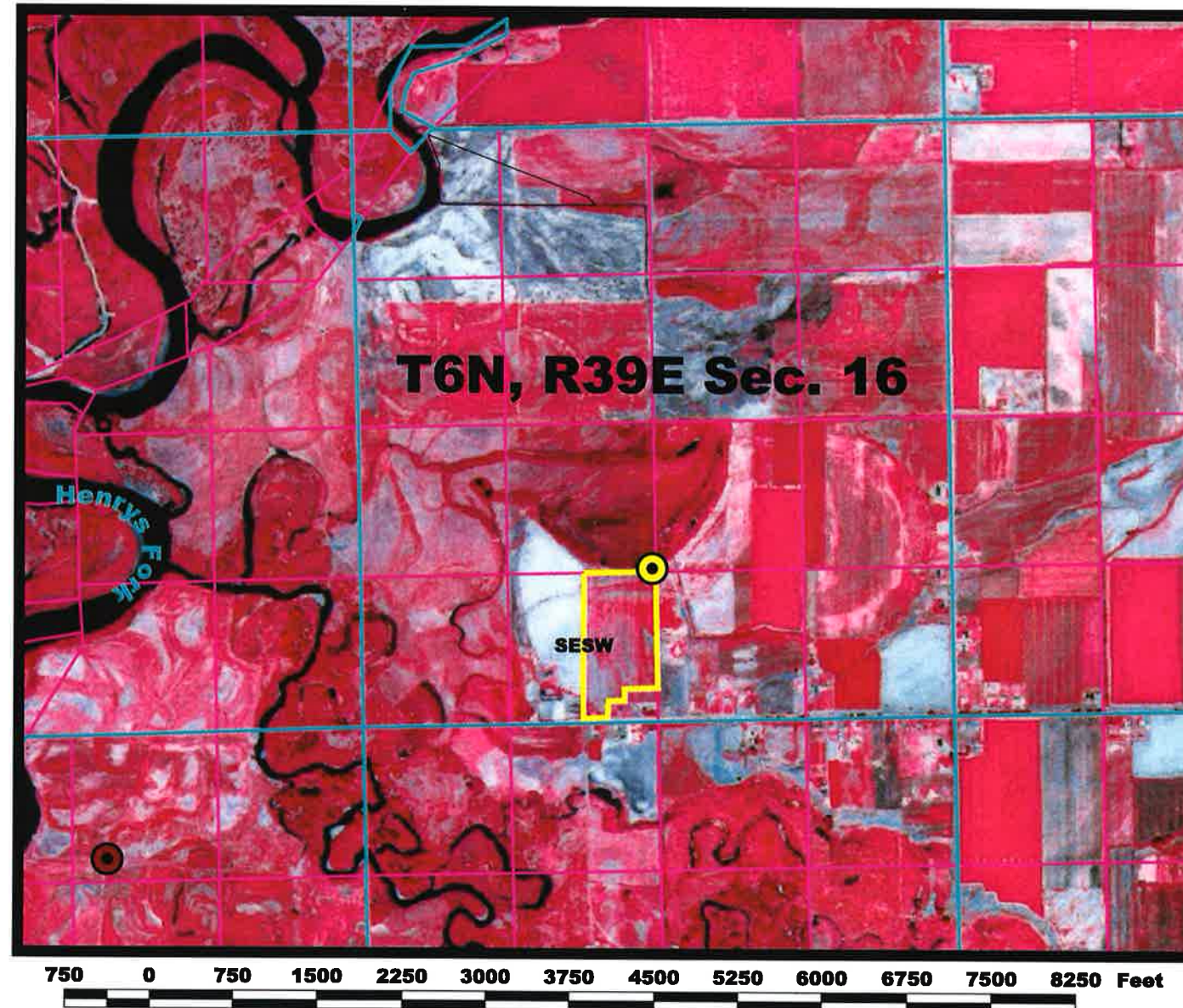
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
22-10847

Point(s) of Diversion:
T6N, R39E
Sec. 16 SENESW

Place of Use: (part of)
T6N, R39E
Sec. 16 SESW

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: October 2005

10/24/2005 11:11 AM

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:

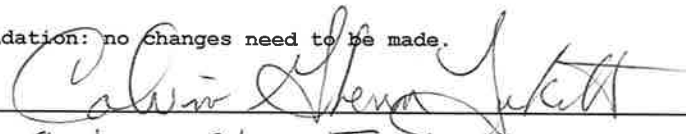
Water right number: 22-10847

ALICE TUCKETT
C/O CALVIN GLENN TUCKETT
4566 W 1000 N
REXBURG ID 83440
Telephone Number: (208) 356-6341

GLENN TUCKETT
C/O CALVIN GLENN TUCKETT
4566 W 1000 N
REXBURG ID 83440
Telephone Number: (208) 356-6341

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: 10/7/06 SIGNATURE: 
Please print your name: Calvin Glenn Tuckett

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

KWT
10/20

Water Right No(s). A 22-10847

See attached photo

GPS data 2671379
1407006

GPS File #
2210847

GPS DATA:

Tag # A0015958 Location: on power pole

Diversion Data:

Source: Wastewater Trib to: _____

MOTOR

Make: Baldor Model: _____ Hp: 3
SN: NA

PUMP

Make: NA Model: _____ Disch: _____
SN: _____

NOTES: System is motor/pump to wheel line.

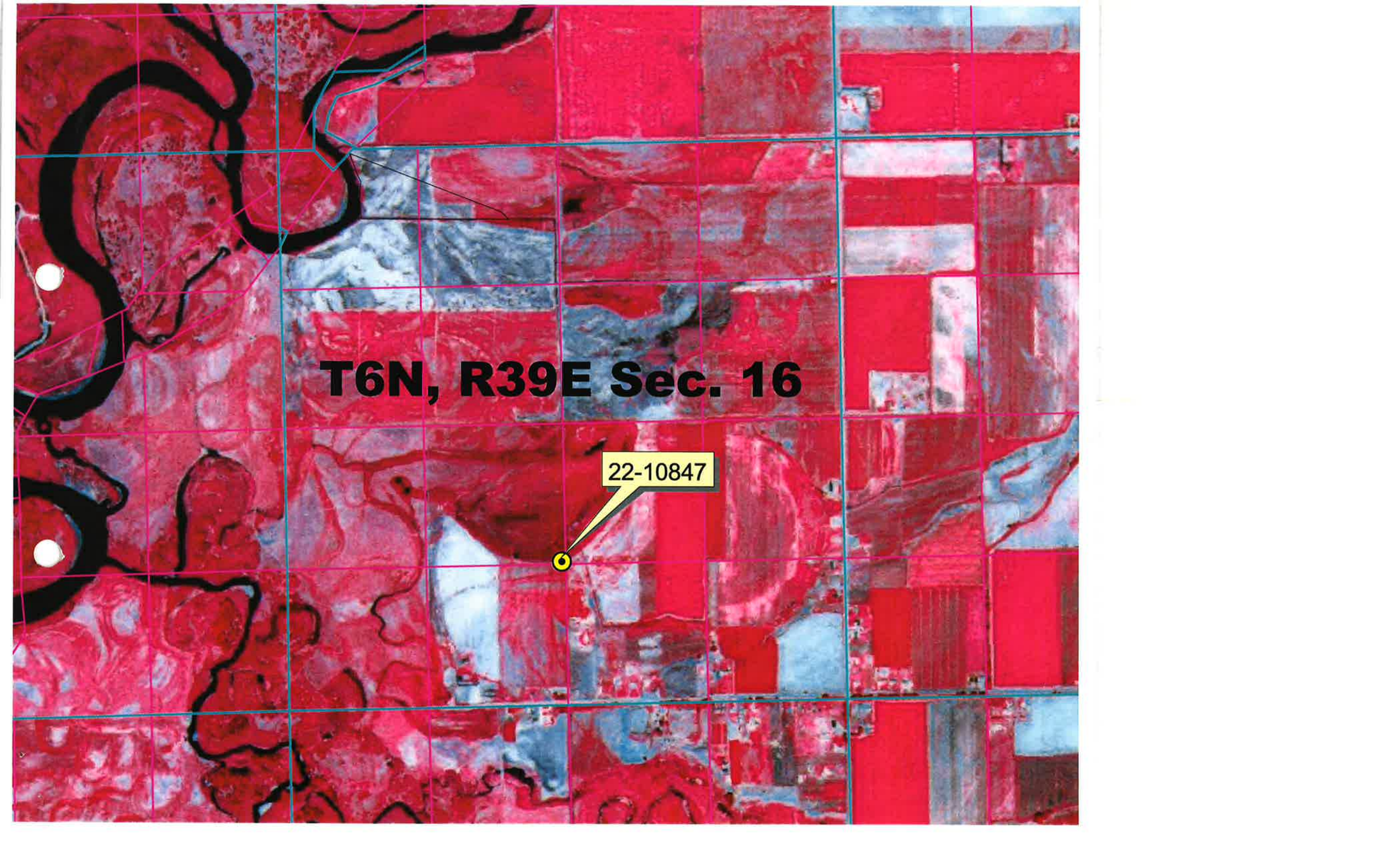
Fremont-Madison shares on property. Consolidated + Island Wood Canals
seem to be the contributors to the wastewater. Water collects
in low area surrounded by irrigated ground. P.O.U outlined by son,
Calvin Tuckett since Glenn + Alice are deceased. Calvin is researching
Evidence of Priority + ownership transfer to him + will get us copies.

Field Exam Date: 9-26-05 Agent: D. Wilson

Also see warranty deed. Refers to parcel of land in question + Fremont-Madison
water used in 1923.



A22-10847, Looking East



T6N, R39E Sec. 16

22-10847

T6N, R39E

TUCKETT CALVIN GLENN ETUX

TUCKETT CALVIN ETUX
TUCKETT GLENN ETUX LIFE EST

TUCKETT CALVIN ETUX
TUCKETT GLENN ETUX LIFE EST

BARTON BRECK ETAL

TUCKETT TRAVIS ETUX

NELSON AMOS S

HAWKINS AARON H ETUX
TUCKETT CALVIN GLENN ETUX

TUCKETT CALVIN GLENN

Teton River

17 16
20 21

POU

Drilled back
to Calvin Tuckett

Warranty Deed

2107430

THIS INSTRUMENT, Made this Twentieth day of January
of our Lord One Thousand Nine Hundred and Ninety-two, between Glenn & Alice Tuckett
of Rexburg, County of Madison, State of Idaho
the part of the first part, and Calvin Glenn & Sharon Rae Tuckett

of Rexburg, County of Madison, State of Idaho
the part of the second part:

WITNESSETH: That the said part of the first part, for and in consideration of the sum of
One (1) DOLLARS,
lawful money of the United States of America, to in hand paid by the said part
of the second part, the receipt whereof is hereby acknowledged
do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part
of the second part, and to and assigns forever: All th certain
lot piece or parcel of land situate, lying and being in the County of
State of Idaho, bounded and more Particularly described as follows, to-wit:

Commencing at the South East corner of the Southwest quarter, Section 16,
Township 6, North Range 39 East, Boise Meridian, in Madison County, State
of Idaho, and running 300 feet West, thence 130 feet North, thence 145 feet
West, thence 130 feet South, thence 215 feet West, thence 2640 feet North,
thence 660 feet East, thence 2640 feet South to point of origin, reserving
for Glenn and Alice Tuckett a life estate.

Subject to reservations in that certain deed dated December 4, 1961, from
the State of Idaho to Mrs. Evelyn Tuckett, describing said premises and
other property; recorded December 15, 1961, in Book 202, page 211, under
recorder's instrument No. 118553 records of Madison County, Idaho, as
follows, to-wit: Subject to the provisions of Section 58-604, Idaho Code,
as amended by Chapter 44, 1951 Sessions Laws; which grants over all lands
belonging to the State a right of way for ditches constructed by authority
of the United States; and to the provisions of Section 47-701, Idaho Code,
reserving to the State all mineral rights in lands sold subsequent to the
8th day of May, 1923, together with 15 acre feet of storage water in the
Fremont-Madison Irrigation District.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise
appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges
thereunto incident unto the said part of the second part, and to and assigns
forever. And the said part of the first part, and the said premises in the quiet and
peaceable possession of the said part of the second part, and assigns against the said
part of the first part, and and against all and every person or persons
whosoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part of the first part has hereunto set
hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Glenn Tuckett
Alice Tuckett

E. C. Quinn (SEAL)

7-27-93 (SEAL)

(SEAL)

(SEAL)

SNAKERIVER AJUDICATION for CALVIN GLENN TUCKETT
October 5, 2005

The following paperwork is to be used in adjudicating water rights.
22-10847

1. The following three pieces of paperwork show ownership in the property.
In dispute E1/2 of E1/2 of SW1/4 sec 16, 40 acres. Minus my sons property and Aaron Hawkins property.

Parcel of land	acres
1. Homestead	.430
2. parcel of land	22.033
3. parcel of land	11.268

total	33.731

4. Warranty Deed 210759
15 acre feet of storage water in the Madison-Fremont Irrigation District.
Date is 1923

5. Warranty Deed 124977
15 acre feet of storage water in the Madison-Fremont Irrigation District.
Date is 1923

6. Deed being probated after Grandfathers death showing entire property.
E ½ of SW ¼ sec.16. My property is E1/2 of E1/2 of SW 1/4 sec. 16. 40 acres
The property to the west of me is W1/2 of E1/2 of SW1/4 sec 16.

E ½ SW ¼ of sec. 16, Twp. 6 N., R. 39, EBM
NW ¼ SW ¼ of sec. 16, Twp. 6N, R 39, EBM
N1/2 NW1/4 of sec. 21, Twp. 6N, R 39, EBM

This ground was purchased from the State of Idaho by State Land Sale. #18618
and 18619. The date is not shown, however we know it was at least 1923.

1. One share of the capital stock of the Consolidated Farmers Canal Company.
2. Seven shares of the capital stock of the Island Ward Canal Company.

signature:



RECEIVED

OCT 07 2005

Department of Water Resources
Eastern Region

9/28/05

PMO100 - PARCEL MASTER INQUIRY

12:46:22

PARCEL: RP 06N39E167134 A

F10=SW F12=RC F14=HO
F17=DD F19=SP F23=AG

*TREND

LEGAL DESCRIPTION

TUCKETT CALVIN GLENN

TAX 4
16-06-39

4566 W 1000 N

CODE AREA 10-0000 OWNER CD

REXBURG ID 83440

PARC TYPE LOC CODE

4566 W 1000 N 83440

EFFDATE EXPDATE

PREV PARCEL

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	2003	430	AC	8225				
34	2003			130836	130836	50000		

TOTALS 430 139061 130836 50000

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=EU

430
11.268
22.033
33.731

9/28/05

PMO100 - PARCEL MASTER INQUIRY

12:46:07

PARCEL: RP 06N39E164804 A

F17=DD

F23=AG

LEGAL DESCRIPTION

TUCKETT GLENN ETUX LIFE EST
% TUCKETT CALVIN ETUX

E2 E2 SW4 LESS TAX 4,30,31,427
435
16-06N-39E

4566 W 1000 N

CODE AREA 10-0000 OWNER CD

REXBURG ID 83440

PARC TYPE LOC CODE

4518 W 1000 N 83440

EFFDATE 3012003 EXPDATE

PREV PARCEL RP06N39E164802A

X for parcel comments

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	2003	4512	AC	630				
5	2003	11921	AC	1013				
10	2003	1000	AC	12500				
19	2003	4600	AC					
TOTALS		22033		14143				

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=EU

#2

9/28/05

PMO100 - PARCEL MASTER INQUIRY

12:46:27

PARCEL: RP 06N39E167160 A

F9=MS

F17=DD

F23=AG

LEGAL DESCRIPTION

TUCKETT CALVIN GLENN ETUX

TAX 31 LESS TAX 427

16-06-39 NE4SW4; SE4SW4

3

4566 W 1000 N

CODE AREA 10-0000 OWNER CD

PARC TYPE LOC CODE

REXBURG ID 83440

EFFDATE 2171999 EXPDATE

4518 W 1000 N 83440

PREV PARCEL RP06N39E164801T

X for parcel comments

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	2003	10000	AC	1395				
5	2003	1268	AC	108				

TOTALS 11268

1503

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=EU

#4

Warranty Deed

210759



IN WITNESS WHEREOF, Made this Twentieth day of January of our Lord One Thousand Nine Hundred and Ninety-two, between Glenn & Alice Tuckett of Rexburg, County of Madison, State of Idaho the part of the first part, and Calvin Glenn & Sharon Rae Tuckett

of Rexburg, County of Madison, State of Idaho the part of the second part:

WITNESSETH: That the said part of the first part, for and in consideration of the sum of One (1) DOLLARS, lawful money of the United States of America, to in hand paid by the said part of the second part, the receipt whereof is hereby acknowledged do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said part of the second part, and to and assigns forever: All the certain lot piece or parcel of land situate, lying and being in the County of State of Idaho, bounded and more Particularly described as follows, to-wit:

Commencing at the South East corner of the Southwest quarter, Section 16, Township 6, North Range 39 East, Boise Meridian, in Madison County, State of Idaho, and running 300 feet West, thence 130 feet North, thence 145 feet West, thence 130 feet South, thence 215 feet West, thence 2640 feet North, thence 660 feet East, thence 2640 feet South to point of origin, reserving for Glenn and Alice Tuckett a life estate.

Subject to reservations in that certain deed dated December 4, 1961, from the State of Idaho to Mrs. Evelyn Tuckett, describing said premises and other property; recorded December 15, 1961, in Book 202, page 211, under recorder's instrument No. 118553 records of Madison County, Idaho, as follows, to-wit: Subject to the provisions of Section 58-604, Idaho Code, as amended by Chapter 44, 1951 Sessions Laws; which grants over all lands belonging to the State a right of way for ditches constructed by authority of the United States; and to the provisions of Section 47-701, Idaho Code, reserving to the State all mineral rights in lands sold subsequent to the 8th day of May, 1923, together with 15 acre feet of storage water in the Fremont-Madison Irrigation District.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said part of the second part, and to the said premises in the quiet and peaceable possession of the said part of the second part, and assigns against the said part of the first part, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said part of the first part hereunto set hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Glenn Tuckett
Alice Tuckett

E. Davis Deem (SEAL)
7-27-93 (SEAL)
(SEAL)
(SEAL)

ORDERED, ADJUDGED, and DECREED, That the Co-Executors, Kenneth Tuckett and Glen Tuckett be, and they are hereby discharged as Executors of the estate of Evelyn Tuckett Harvey, deceased, and that said estate be, and the same is now by finally settled, DISTRIBUTED and CLOSED.

Dated: August 14, 1964.

W. L. Macklin
PROBATE JUDGE

124977

This ground was divided up
After my Grandmother's death in 1964
Following my Grandfather's death in 1957

State of Idaho
County of Madison
I hereby certify that the within instrument
was filed Aug. 17
64 at 4:40 PM, and
Instrument 124977
Fee \$15.00
Madame Justice Re Dec
Neville Jensen De Ad
the request of see right

CERTIFICATE

I HEREBY CERTIFY, the foregoing to be a full, true and correct copy of the original
DEGREE OF FINAL SETTLEMENT, DISTRIBUTION AND DISCHARGE OF
CO-EXECUTORS in the matter of the estate of
EVELYN TUCKETT HARVEY, deceased,
on file in my office, in the above entitled estate.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the above entitled court this

14th day of August, 1964.

[Signature]

Probate Judge.



STANDARD
BOOK
COMPANY

That the deceased left as her sole heirs at the laws of the State of Idaho, and also, as her legal devisees the following: Oliver B. Harvey, survivor; Glenn Tuckett, son; Otto Tuckett, son; Kenneth Tuckett, son; Ray Tuckett, son; Lon Tuckett, son; Lee Tuckett, son; Nelson, daughter; that by the terms of the Will of said the said Oliver B. Harvey was bequeathed the proceeds of life insurance policy, subject to payment of last illness burial expenses; decedent's interest in the calves and in account of decedent; and the said Oliver B. Harvey, the said Tuckett was devised and bequeathed the E 1/4 SW 1/4 of Sec. 16, 6 N., R. 39, E.B.M., together with 15 acre feet of storage in the Fremont-Madison Irrigation District, and an undivided interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration; the said Otto Tuckett was devised and bequeathed the W 1/4 SW 1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., together with 15 acre feet of storage water in the Fremont-Madison Irrigation District, and an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration; the said Kenneth Tuckett was devised and bequeathed the W 1/4 SW 1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., together with 15 acre feet of storage water in the Fremont-Madison Irrigation District, the Series 2 Canal, and an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration and his state inheritance tax; the said Ray Tuckett was devised and bequeathed the E 1/4 SW 1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., together with 15 acre feet of storage water in the Fremont-Madison Irrigation District, and an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration and his state inheritance tax.

This is the total Parcel of Ground.

in the 40 Acres

this is the parcel just to the west Another 40 Acres.

45

of Sec. 21, Twp. 6 N., R. 39, E.B.M., together with 15 acre feet of storage water in the Fremont-Madison Irrigation District, and an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration; the said Lee Tuckett was devised and bequeathed the W $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 21, Twp. 6 N., R. 39, E.B.M., together with 15 acre feet of storage water in the Fremont-Madison Irrigation District, and an undivided 1/7th interest in and to the balance of the residue of decedent's estate subject to payment of his proportionate share of the expenses of administration and his state inheritance tax; the said Lee Tuckett was devised and bequeathed the E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ of Sec. 21, Twp. 6 N., R. 39, E.B.M., together with 30 acre feet of storage water in the Fremont-Madison Irrigation District, subject to payment by said Lee Tuckett of \$1,500.00 cash to Eva Nelson, and was also bequeathed an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of his proportionate share of the expenses of administration and his state inheritance tax; and the said Eva Nelson was bequeathed the sum of \$1,500.00 in cash to be paid by Lee Tuckett, together with an undivided 1/7th interest in and to the balance of the residue of decedent's estate, subject to payment of her proportionate share of the expenses of administration; that the said Lee Tuckett has paid the said sum of \$1,500.00 in cash to the said Eva Nelson in compliance with the said Lee Tuckett's bequest.

This is the 4th
Address to the
The Son of
the estate
has the same
the same
the same

AND, THEREFORE, by reason and virtue of the premises,
IT IS HEREBY ORDERED, ADJUDGED AND DECREED.

That due and legal notice of the premises be given to

124
124977

#5

and final report and account and petition for final settlement, distribution and discharge, and of the time and place of hearing said account and petition have been given.

2. That the first and final report and account be, and the same is hereby approved, settled and allowed as rendered.

IT IS FURTHER ORDERED AND ADJUDGED, and THERE IS HEREBY DECREED:

1. To Oliver B. Harvey the following:

- (a) Checking Account in Bank of Commerce, Idaho Falls, Idaho, in the sum of \$122.48.
- (b) Balance of proceeds from life insurance policy with Pacific Empire Mutual Life Insurance Company in the sum of \$736.29.
- (c) Undivided 1/2 interest in 23 calves.

2. To Glenn Tuckett the following described real property, to-wit:

NE1/4SW1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., in Madison County, State of Idaho, together with 15 acre feet of storage water in the Fremont-Madison Irrigation District.

3. To Otto Tuckett the following described real property, to-wit:

W1/4SW1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., in Madison County, State of Idaho, together with 15 acre feet of storage water in the Fremont-Madison Irrigation District.

4. To Kenneth Tuckett the following described property, to-wit:

- (a) NW1/4SW1/4 of Sec. 16, Twp. 6 N., R. 39, E.B.M., in Madison County, State of Idaho, together with 7 shares of the capital stock in the Clements-Spori Ditch.
- (b) Series E Bond, Serial No. Q169712 882 E.

5. To Ray Tuckett the following described real property, to-wit:

NE1/4SW1/4 of Sec. 21, Twp. 6 N., R. 39, E.B.M., in Madison County, Idaho, together with 15 acre feet of storage water in the Fremont-Madison Irrigation District and 1/3 of all water rights of decedent in the Consolidated Canal Company and the Island Ward Canal Company.

This ground had been purchased by Charles N. Tuckett and consolidated from a store land sale. With the sale came with the land. and grandfather owned down to the valley in 1912. Consolidated Terman and company } This goes back to the Island and coal company } original from before 1923

2. That C. N. Tuckett, also known as Charles N. Tuckett, died intestate on or about the 17th day of March, 1957, in Rexburg, Madison County, Idaho; that two years have elapsed since the date of the deceased's death and prior to the filing of the petition herein.

3. That all of the property described in the petition herein was the community property of C. N. Tuckett, also known as Charles N. Tuckett, and Evelyn Tuckett; that upon the death of the said C. N. Tuckett, also known as Charles N. Tuckett, his surviving spouse, Evelyn Tuckett, was entitled to succeed and did succeed to all the right, title, interest, and estate and share of the said C. N. Tuckett, also known as Charles N. Tuckett, therein as the survivor of all other heirs of said deceased as her sole and separate property.

4. That there is no inheritance or transfer now due the State of Idaho by said estate, or any claim or portion thereof.

5. That all claims of creditors be, and the same are hereby barred as a charge against said property.

6. That by reason of the aforesaid facts and the law applicable in such cases, the petitioner, Evelyn Tuckett, is entitled to have decreed to her, and is hereby decreed all of the property of said estate which is described more particularly as follows, to-wit:

REAL PROPERTY:

(a) EIGHTY of Sec. 16, Twp. 5 N., E. 39, E. B.M., in Madison County, Idaho, being purchased from the State of Idaho by State Land Sale Certificates numbered 13618 and 13619.

(b) NW 1/4 of Sec. 16 and NE 1/4 and SE 1/4 of

Sec. 21, all in Twp. 6 N., R. 39, E.B.M.,
in Madison County, Idaho.

- (c) One share of the capital stock of the Consolidated Farmers Canal Company and seven shares of the capital stock of the Island Ward Canal Company.

PERSONAL PROPERTY:

- (a) Savings and checking accounts at First Security Bank of Idaho, E.A., Nampa, Idaho.
(b) United States Savings Bonds.
(c) 9 cows, 3 calves and 2 horses.
(d) Miscellaneous items of household goods and furniture.

Dated this 15th day of November, 1961.

INDEXED
RECORDED

1961 NOV 20

WICOMAT STAMP

State of Idaho
County of Madison

Ray High 3
30 15

day of Nov. 1961

and Recorded in Book 202
at 186

Recorder of Madison County

G. I. McKinlay

Deputy

Deputy

Fee \$ 2.00

CERTIFICATE

I HEREBY CERTIFY, the foregoing to be a full, true and correct copy of the original *Decree Determining Heirship & Right of Descent & Surviving Claims of Creditors*
In The Matter Of The Estate Of C. N. Tuckett,
also known as Charles N. Tuckett, Deceased
on file in my office, in the above entitled estate.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the seal of the above entitled court this

15th day of Nov., 1961

Vernon C. McKinlay
Probate Judge.

September 22, 2005

**ALICE TUCKETT
GLENN TUCKETT
C/O CALVIN GLENN TUCKETT
4566 W 1000 N
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-10847

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 22, the Teton River drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of 6/30/1936 from Waste Water.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled **"Evidence of Priority"**. The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some examples of Documents Which May Be Evidence of the Priority Date"**. **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

Contacts Data Entry Form

Claim Number: 22-10847

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.QUESTIONS:

1. WHICH PARCEL IS CLAIMED?

2. WHERE IS PDD
Pump/motor data
Photo & GPS3. WHAT IS 'ORIGINAL' SOURCE OF WATER
HOW DOES IT BECOME WASTE WATER

4. EVIDENCE OF PRIORITY PDD.

5. CHANGE OF OWNER PDD w/ DEED OF DISTRIBUTION OR
DEATH CERTS.OR, HAS ESTATE NOT BEEN SETTLED AND CALVIN IS THE
ADMINISTRATOR - LETTER Aug 9, 2005, HAND WRITTEN PART by
CALVIN STATES "I'm THE SON & OWNER OF THE PROPERTY..."

C/O PDD (DO IT NOW OR IT WILL COST \$ AFTER PARTIAL DEEDS)

Reviewer: _____ Date: _____

TO: 22-10847
FROM: KATY JACKSON
SUBJECT: ORIGINAL FILE MISSING
DATE: 9/19/2005

Upon checking what claims were left to be completed in ESPA the claim 22-10847 was found missing. I contacted Danni Smith at the State office via email Friday 9/16/2005. She replied to me today 9/19/2005 via phone that she could not track down that file. The actual file was last barcoded in 2001, but the ownership change documents were barcoded in August. I printed the claim from microfiche and ownership info from Powerdocs and put them in a folder. I will barcode this file as the original file per Ernie Carlsen.

KMS



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

RECEIVED

AUG 17 2005

DEPARTMENT OF
WATER RESOURCES

DIRK KEMPTHORNE
Governor

August 9, 2005

KARL J. DREHER
Director

GLENN AND ALICE TUCKETT
4566 W 1000 N
REXBURG ID 83440

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #22-10847 and Decree #22-10846

Dear Claimants:

We have been advised that your address has changed. 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.

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 August 23, 2005. 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 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 Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Claimant Signature

Telephone No.

208-356-6341

Glenn & Alice Tuckett have Past away. I'm the son &
owner of the Property my Address is 4566 W. 1000 N.
Rexburg Idaho 83440.
I Live on The Property my Name is Calvin Glenn Tuckett

cc: WA.
8-18-05
CHANGE OF OWNERSHIP
LETTER SENT 8-18-05

Record updated, name not changed.
-m 8-17-05

change

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

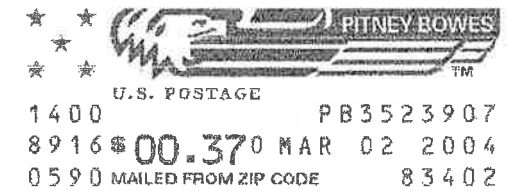
RETURN SERVICE REQUESTED

22-10847
22-10846 P.D.



GLENN TUCKETT
ALICE TUCKETT
4518 W 1000 N
REXBURG ID 83440

~~22-10847~~
~~22-10846~~



RECEIVED
MAR 08 2005
DEPARTMENT OF
WATER RESOURCES
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8 2005
DEPARTMENT OF
WATER RESOURCES



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2005

CALVIN GLENN TUCKETT
4566 W 1000 N
REXBURG ID 83440

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #22-10847 and Decree #22-10846

Dear Mr. Tuckett:

Thank you for signing and returning the address change letter we sent and for advising us you are now the new owner of the property and water rights. Before we can modify our records to reflect your ownership, we require the enclosed Notice of Change in Water Right Ownership form to be completed.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Notice of Change in Water Right Ownership Form

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: A22-10847
Date Received: 8/10/1988
Receipt No: E001215
Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GLENN TUCKETT 208-356-6626
Address: 4518 W. 1000 N.
REXBURG, ID 83440
AND/OR
Name: ALICE TUCKETT 208-356-6626
Address: 4518 W. 1000 N.
REXBURG, ID 83440

2. Date of Priority: JUN 30, 1936

3. Source: WASTE AND SEEPAGE Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	39E	16	NE	SE	SW		MADISON

5. Description of diverting works:
7.5 HP 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	0.330		

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

8. Total consumptive use is 41.2 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-10847

Page

1

Date: 08/10/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	39E	16	SE	SW		IRR	16.7
Section Acres							16.7
Total Acres							16.7

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: BENEFICIAL USE

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: 1

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): *Alice Smith* Date: Aug 10-88

Date: _____

State of Idaho)
County of Bonneville SS.

Subscribed and sworn (or affirmed) before me this 10th day
of Aug 19 88 *Calvin Wray*
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/99

157

956

555

4854

50'

4953

4852