

Before

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/27/2021

Water Right 22-568B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KERRY & KATHLEEN GEE LIVING TRUST 2364 E HIGHWAY 33 SUGAR CITY, ID 83448-1126 (208) 356-3783
Original Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Original Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783

Priority Date: 5/25/1898**Basis:** Decreed**Status:** Active

Source
SOUTH LEIGH CREEK

Tributary
TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.200 CFS	
	<u>Total Diversion</u>		3.200 CFS	

Source and Point(s) of Diversion

SOUTH LEIGH CREEK SWSE Sec. 33, Twp 06N, Rge 45E, TETON County

Place Of Use

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5												37.0	32.0	40.0	36.0	34.0	179.0

Right Acre Limit: 160.0

POU Total Acres: 179.0

Conditions of Approval:

1. C18 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.
2. Use of water under this right is combined with water from Leigh Creek Canal.
3. E56 The rights listed below are limited to the irrigation of a combined total of 179 acres in a single irrigation season. Combined Right Nos.: 22-568B and 22-13722.

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4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. F01 Water is delivered through Gale Moffat Ditch.
6. K06 This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 5/30/2012
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 01
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
22-13722 ,22-568B		179.0

SubCase:

N/A

Water Supply Bank:

N/A

Before

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Water Right 22-13722

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KERRY & KATHLEEN GEE LIVING TRUST 2364 E HIGHWAY 33 SUGAR CITY, ID 83448-1126 (208) 356-3783
Original Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Original Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783

Priority Date: 10/10/1974**Basis:** Decreed**Status:** Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	1.600 CFS	526.0 AF
	<u>Total Diversion</u>		1.600 CFS	526.0 AF

Source and Point(s) of Diversion

GROUND WATER NESESE Sec. 5, Twp 05N, Rge 45E, TETON County

Place Of Use

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5												37.0	32.0	40.0	36.0	34.0	179.0

Right Acre Limit: 179.0

POU Total Acres: 179.0

Conditions of Approval:

1. C18 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.
2. This right is a split from former right 22-7105 .
3. K06 This right is limited to the irrigation of 175.5 acres within the place of use described

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- above in a single irrigation season.
4. Use of water under this right is combined with water from Leigh Creek Canal.
 5. E56 The rights listed below are limited to the irrigation of a combined total of 179 acres in a single irrigation season. Combined Right Nos.: 22-568B & 22-13722.
 6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
 7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 4/19/2012
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
22-13720 V1,22-13722		179.0
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
22-13722 ,22-568B		179.0

SubCase:

SubCaseNumber: 22-13722
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: License
Date Filed: 7/25/2007
Objection Status: Active

Water Supply Bank:

N/A

After

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Water Right 22-568B

Owner Type **Name and Address**
Current Owner KERRY & KATHLEEN GEE LIVING TRUST
2364 E HIGHWAY 33
SUGAR CITY, ID 83448-1126
(208) 356-3783

Original Owner JERALD GEE
2364 E HWY 33
SUGAR CITY, ID 83448
(208) 356-3783

Original Owner KERRY GEE
2364 E HWY 33
SUGAR CITY, ID 83448
(208) 356-3783

Priority Date: 5/25/1898

Basis: Decreed

Status: Active

Source **Tributary**
SOUTH LEIGH CREEK TETON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	0.600 CFS	
	Total Diversion		0.600 CFS	

Source and Point(s) of Diversion
SOUTH LEIGH CREEK SWSE Sec. 33, Twp 06N, Rge 45E, TETON County

Place Of Use
IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5																34.0	34.0

Right Acre Limit: 30.4

POU Total Acres: 34.0

Conditions of Approval:

1. C18 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.
2. Use of water under this right is combined with water from Leigh Creek Canal.
3. E56 The rights listed below are limited to the irrigation of a combined total of 34 acres in a single irrigation season. Combined Right Nos.: 22-568B and 22-13722.

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4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. F01 Water is delivered through Gale Moffat Ditch.
6. K06 This right is limited to the irrigation of 30.4 acres within the place of use described above in a single irrigation season.
7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 5/30/2012
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 01
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
22-13722 ,22-568B		34.0

SubCase:

N/A

Water Supply Bank:

N/A

After

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Water Right 22-10329

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NICHOLE BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Current Owner	JODY BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Previous Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Previous Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783

Priority Date: 7/1/1982

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.040 CFS	

Source and Point(s) of Diversion

GROUND WATER SESW Sec. 5, Twp 05N, Rge 45E, TETON County

Place Of Use

DOMESTIC within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5												X					

Conditions of Approval:

1. C18 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

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2. N13 OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. RP05N45E056260A

Dates and Other Information

Decreed Date: 7/30/1999

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

After

IDAHO DEPARTMENT OF WATER RESOURCES
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Water Right 22-13722

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KERRY & KATHLEEN GEE LIVING TRUST 2364 E HIGHWAY 33 SUGAR CITY, ID 83448-1126 (208) 356-3783
Original Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Original Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783

Priority Date: 10/10/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.300 CFS	99.8 AF
	<u>Total Diversion</u>		0.300 CFS	99.8 AF

Source and Point(s) of Diversion

GROUND WATER NESESE Sec. 5, Twp 05N, Rge 45E, TETON County

Place Of Use

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5																34.0	34.0

Right Acre Limit: 33.3

POU Total Acres: 34.0

Conditions of Approval:

1. C18 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.
2. This right is a split from former right 22-7105 .
3. K06 This right is limited to the irrigation of 33.3 acres within the place of use described

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- above in a single irrigation season.
4. Use of water under this right is combined with water from Leigh Creek Canal.
 5. E56 The rights listed below are limited to the irrigation of a combined total of 34 acres in a single irrigation season. Combined Right Nos.: 22-568B & 22-13722.
 6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
 7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 4/19/2012
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		34.0
22-13722 ,22-568B		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		34.0
22-13722		

SubCase:

SubCaseNumber: 22-13722
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: License
Date Filed: 7/25/2007
Objection Status: Active

Water Supply Bank:

N/A

Aster

IDAHO DEPARTMENT OF WATER RESOURCES
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9/28/2021

Water Right 22-14431

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JODY BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Current Owner	NICHOLE BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Original Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Original Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Previous Owner	KERRY & KATHLEEN GEE LIVING TRUST 2364 E HIGHWAY 33 SUGAR CITY, ID 83448-1126 (208) 356-3783

Priority Date: 5/25/1898

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH LEIGH CREEK	TETON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	2.600 CFS	
	<u>Total Diversion</u>		2.600 CFS	

Source and Point(s) of Diversion

SOUTH LEIGH CREEK SWSE Sec. 33, Twp 06N, Rge 45E, TETON County

Place Of Use

IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5												37.0	32.0	40.0	36.0	0.0	145.0

Right Acre Limit: 129.6

POU Total Acres: 145.0

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Conditions of Approval:

1. C18 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.
2. Use of water under this right is combined with water from Leigh Creek Canal.
3. E56 The rights listed below are limited to the irrigation of a combined total of 145 acres in a single irrigation season. Combined Right Nos.: 22-568B and 22-13722.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. F01 Water is delivered through Gale Moffat Ditch.
6. K06 This right is limited to the irrigation of 129.6 acres within the place of use described above in a single irrigation season.
7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 5/30/2012

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: 01

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		145.0
22-14431 ,22-14432		

SubCase:

N/A

Water Supply Bank:

N/A

Aster

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Water Right 22-14432

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JODY BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Current Owner	NICHOLE BURNSIDE PO BOX 1449 MESQUITE, NV 89024-1449 (435) 703-1452
Original Owner	JERALD GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Original Owner	KERRY GEE 2364 E HWY 33 SUGAR CITY, ID 83448 (208) 356-3783
Previous Owner	KERRY & KATHLEEN GEE LIVING TRUST 2364 E HIGHWAY 33 SUGAR CITY, ID 83448-1126 (208) 356-3783

Priority Date: 10/10/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	1.600 CFS	426.2 AF
	<u>Total Diversion</u>		1.600 CFS	426.2 AF

<u>Source and Point(s) of Diversion</u>		
GROUND WATER	NESESE	Sec. 5, Twp 05N, Rge 45E, TETON County

Place Of Use
IRRIGATION within TETON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	5												37.0	32.0	40.0	36.0		145.0

Right Acre Limit: 142.2

POU Total Acres: 145.0

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Conditions of Approval:

1. C18 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.
2. This right is a split from former right 22-7105 .
3. K06 This right is limited to the irrigation of 142.2 acres within the place of use described above in a single irrigation season.
4. Use of water under this right is combined with water from Leigh Creek Canal.
5. E56 The rights listed below are limited to the irrigation of a combined total of 145 acres in a single irrigation season. Combined Right Nos.: 22-568B & 22-13722.
6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. This water right is subject to a private agreement entered into between Kerry Gee & Jerald Gee and Wells Fargo Bank, NA dated March 30, 2012 and filed as Instrument No. 221561 in Teton County.

Dates and Other Information

Decreed Date: 4/19/2012
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
22-14431 ,22-14432		145.0

SubCase:

N/A

Water Supply Bank:

N/A