

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/16/2023

Water Right 22-7492

After Split

Owner Type **Name and Address**
Current Owner RICHARD A EGBERT
 C/O BRAD EGBERT 1134 BOND AVE
 REXBURG, ID 83440-1810
 (208) 356-8818

Priority Date: 5/29/1985

Basis: License

Status: Active

Source			Tributary	
GROUND WATER				
Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	0.720 CFS	
	Total Diversion		0.720 CFS	

Source and Point(s) of Diversion:

GROUND WATER NENE Sec. 32, 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	
06N	45E	32	2.0			34.0													36.0

POU Total Acres: 36.0

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 252 af at the field headgate for the lands above.
5. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

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6. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Comments:

2 j barg 2/15/2023 Ownership Change
Water right 22-7492 was split into 22-7492 and 22-14532.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/14/2023

Water Right 22-7492 *Before Split*

Owner Type **Name and Address**
Current Owner RICHARD A EGBERT
C/O BRAD EGBERT 1134 BOND AVE
REXBURG, ID 83440-1810
(208) 356-8818

Priority Date: 5/29/1985

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.440 CFS	
	<u>Total Diversion</u>		1.440 CFS	

Source and Point(s) of Diversion:

GROUND WATER NENE Sec. 32, 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	
06N	45E	32	38.0			34.0													72.0

POU Total Acres: 72.0

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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6. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 09 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-133D <i>OK</i>	Yes ☒	Yes ☐	22-555B <i>OK</i>	Yes ☒	Yes ☐
22-191 <i>OK</i>	Yes ☒	Yes ☐	22-7492 <i>OK</i>	Yes ☒	Yes ☐
22-526A <i>OK</i>	Yes ☒	Yes ☐	22-11922 <i>OK</i>	Yes ☐	Yes ☐
22-527A <i>OK</i>	Yes ☒	Yes ☐	22-133D (Split into 22-133D and 22-14526) 22-191 (Split into 22-191 and 22-14527), 22-526A (Split into 22-526A and 22-14528)		
22-554B <i>OK</i>	Yes ☒	Yes ☐			

2. Previous Owner's Name: Richard A Egbert
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): MEW3S LLC
New owner(s) as listed on the conveyance document

PO Box 91
Mailing address
1989 327-4942
Telephone

Tetonia ID 83452
City State Zip
Email jwschindler@svsu.edu

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: June 15, 2020
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per undivided water right. X 1
 o \$100 per split water right. - X 7
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Title, if applicable: President Date: 1-21-2023
 Signature of new owner/claimant
 Print name: Keith Egbert
- Signature: [Signature] Title, if applicable: member MEW3S LLC Date: 1-24-2023
 Signature of new owner/claimant
 Print name: Julie Schindler

For IDWR Office Use Only:

Received by M. Patten Date 2-9-23 Receipt No. E048891 Receipt Amt. 725.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JB Processed by JB Date 2/16/2023