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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: A41-10240
Date Received: 7/23/1999
Receipt No: S022386
Received By: SW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES DITCH CO 208-548-2394
Address: C/O RONALD L NELSON
3870 ROCK CREEK RD
AMERICAN FALLS ID 83211

2. Date of Priority: APR 1, 1908

3. Source: ROCK CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	31E	31	NW	SW	SW	4	POWER

5. Description of diverting works:
PRESENT HEADGATE, ESTABLISHED 1881; U. S. DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	8.450		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	30E	10	SW	SW		IRR	21.0
			SE	SW		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	28.0
		14	SW	NW	IRR	0.4
			NW	SW	IRR	14.0
			SW	SW	IRR	2.4
			SE	SW	IRR	16.0
			SW	SE	IRR	7.7
			SE	SE	IRR	3.0
					Section Acres	43.5
		15	NE	NE	IRR	3.7
			NW	NE	IRR	31.0
			SW	NE	IRR	33.0
			SE	NE	IRR	29.0
			NE	NW	IRR	29.0
			NW	NW	IRR	9.1
			SE	NW	IRR	5.2
			NE	SE	IRR	5.0
			NW	SE	IRR	1.3
					Section Acres	146.3
		23	NE	NE	IRR	32.0
			NW	NE	IRR	20.0
			SE	NE	IRR	8.6
			NE	NW	IRR	15.0
			NE	SE	IRR	9.5
					Section Acres	85.1
		24	NW	NW	IRR	3.0
			SW	NW	IRR	18.0
			NE	SW	IRR	2.7
			NW	SW	IRR	39.0
			SW	SW	IRR	38.0
			SE	SW	IRR	11.0
					Section Acres	111.7
		25	NE	NW	IRR	7.7
			NW	NW	IRR	40.0
			SW	NW	IRR	35.0
			SE	NW	IRR	6.8
			NE	SW	IRR	14.0
			NW	SW	IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
09S	30E	25	SW	SW		IRR	2.1	
			SE	SW		IRR	26.0	
			SW	SE		IRR	2.1	
					Section Acres			153.7
		26	NE	NE		IRR	4.9	
			SE	NE		IRR	0.8	
						Section Acres		
		36	NW	NE		IRR	22.0	
			SW	NE		IRR	1.3	
						Section Acres		
					Total Acres			597.3

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
41-00039 & 41-00046

14. Remarks:

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 597.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 41-00039 & 41-00046. WATER IS DELIVERED THROUGH US DITCH.

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: _____

US DITCH - Review HW

(1880)	41-00039	50"	~~83~~ Ac	limit? *
(1881)	-00046	300"	~~500~~	limit?
	-10240	422.5"	597.3	(0.707 cfs/ac)

Decree Claims deliver about 0.60"/Ac
as found.

Therefore, $50" \div 0.6 = 83 \text{ ac.}$

* Decree is not
specific to acres and
describes a period of increasing
development of irrigated acres

$300" \div 0.6 = 500 \text{ ac}$

583 ac total

(vs. 597.3 Actual)

* no limit of use in acres
per individual right. Even small amounts
will enhance the otherwise dryland farming.

-39	50"	597.3	} combined Limit
-46	<u>300"</u>	<u>597.3</u>	
	350"	597.3	} combined limit pool
-10240	422.5"	597.3	

10/15/99 see

AJ0749NP
No. R41-10240

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

DATE: 10/15/99
PAGE: 1

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	UNITED STATES DITCH CO C/O RONALD L NELSON 3870 ROCK CREEK RD AMERICAN FALLS ID 83211 (208) 548-2394	04/01/1909	IRRIGATION	04-01 10-31	8.450 CFS	
TOTAL DIVERSION:					8.450 CFS	

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Water Source: ROCK CREEK

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T09S R31E S31 Lot04(NWSWSW)

POWER 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
09S	30E 10	:				:				:		21	07	:				28.0
09S	30E 14	:				:		.4		:		14	02	16	:		07 03	43.5
09S	30E 15	:	03	31	33	29	:	29	09	:					:	05	01	146.3
09S	30E 23	:	32	20		08	:	15		:					:	09		85.1
09S	30E 24	:					:		03	18	:	02	39	38	11	:		111.7
09S	30E 25	:					:	07	40	35	06	:	14	20	02	26	:	153.7
09S	30E 26	:	04			.8	:					:					02	5.7
09S	30E 36	:		22	01		:					:						23.3
TOTAL ACRES																	597.3	

POU County: POWER

Other Rights: 41-00039 & 41-00046

Remarks: POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 597.3 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 41-00039 & 41-00046.

EXP WATER IS DELIVERED THROUGH US DITCH.

Dates: Exam Made Date: Verified Date: 10/15/1999 Objection Filed Date:

Misc: Water District Number: 41 Field Inspection Flag:
Presumption Flag:

GIS w/-0046

pour #s: 60, 61, 62, 63, 64
31, 32,
101, 102, 120

pod #s: 3/23/00
3/23/00
3/23/00