

05/15/2001

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

RIGHT NUMBER: 65-7259

NAME AND ADDRESS: THE ENTERPRISE DITCH CO
3733 LITTLE ROCK RD
EMMETT, ID 83617-9784

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.72 CFS

THIS RIGHT WHEN COMBINED WITH THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE FOR IRRIGAION. COMBINGED RIGHT NOS: 65-00070A, 65-00070X, 65-07179 AND 65-10555. THIS RIGHT WHEN COMBINED WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 86.85 CFS. COMBINED RIGHT NOS: 65-00070A, 65-00070X, 65-07179 AND 65-10555.

PRIORITY DATE: 03/08/1972

POINT OF DIVERSION: T06N R02W S11 LOT 6 NWSW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3-15 11-15	0.72 CFS

PLACE OF USE:

LAND IS WITHIN THE SERVICE AREA OF THE ENTERPRISE DITCH CO

THIS RIGHT IS LIMITED TO THE IRRIGAION OF 36 ACRES WITHIN THE BOUNDARIES OF THE ENTERPRISE DITCH CO IN A SINGLE IRRIGATION SEASON

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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-00070A, 65-00070X, 65-07179 & 65-10555.

03/09/2001

RECEIVED

APR 11 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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: April 13, 2001

Water right number: 65-7259

THE ENTERPRISE DITCH CO

8777 BILL BURNS RD

EMMETT ID 83617

Telephone Number: (208)365-4851

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:

3/22/01

SIGNATURE:

Roy Whiteley

Please print your name:

ROY WHITELEY

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

AJ5809NP
No. A65-07259

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/29/00
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																														
C	THE ENTERPRISE DITCH CO 8777 BILL BURNS RD EMMETT ID 83617 (208) 365-4851	03/08/1972	IRRIGATION	03-15 11-15	0.720 CFS	0.720 CFS																																																																														
TOTAL DIVERSION: CONSUMPTIVE USE:					0.720 CFS	~~126.00 AFA~~ delete																																																																														
Water Source: PAYETTE RIVER		Tributary to: Snake River			Stage: DECREED																																																																															
Point(s) of Diversion:		T06N R02W S11 Lot06(NES04-Lot06)			GEM County																																																																															
Place of use Legal Description for: IRRIGATION																																																																																				
<table border="1"><thead><tr><th colspan="4">NE</th><th colspan="4">NW</th><th colspan="4">SW</th><th colspan="4">SE</th><th></th></tr><tr><th>T</th><th>R</th><th>S</th><th>:</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>Lt</th><th>Ac</th><th>:</th><th>SUM</th></tr></thead><tbody><tr><td>06N</td><td>02W</td><td>15</td><td>:</td><td></td><td></td><td></td><td></td><td></td><td></td><td>36</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>:</td><td>36.0</td></tr><tr><td colspan="19"></td><td>TOTAL ACRES</td><td>36.0</td></tr></tbody></table>							NE				NW				SW				SE					T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	06N	02W	15	:							36								:	36.0																				TOTAL ACRES	36.0
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06N	02W	15	:							36								:	36.0																																																																	
																			TOTAL ACRES	36.0																																																																

POU County: GEM

Other Rights: 65-00070A, 65-00070X, 65-10555, 65-07846, 65-07845, 65-07179

Remarks: GEN LAND IS WITHIN THE SERVICE AREA OF THE ENTERPRISE DITCH CO.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 02/06/90 FRITSCHL 03/30/95 POST-STD

See A65-00070A for additional information about the Enterprise Ditch Co. and its rights. See the loose leaf 20" x 26" map for a description of the ditch company boundary.

WR5809NP
No. 65-07259

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/29/00
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THE ENTERPRISE DITCH CO. 8777 BILL BURNS RD. EMMETT ID 83617	03/08/1972	IRRIGATION	03/15 11/15	0.720 CFS	
TOTAL DIVERSION:					0.720 CFS	

Water Source: PAYETTE RIVER Tributary to: Stage: DECREED

Point(s) of Diversion: T06N R02W S11 Lot 06() GEM 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
06N	02W	15	:																	:	36.0
																				TOTAL ACRES	36.0

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-00034A 65-00034X 65-00070A 65-00070X 65-02561 65-07179 65-07845 65-07846 65-11320 65-11344

Dates: App. Received: Priority Date: 03/08/1972
 Proof Due Date: Proof Made Date:
 Exam Made Date: Exam Sent to S.O.:
 Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 09/16/86 04/30/88 CONVERT 09/22/90 RGTHE 07/24/92 PRODMGR

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 65-7259
Date Received: 2/6/90
Receipt No: X999999
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

THE ENTERPRISE DITCH CO
3733 LITTLE ROCK RD
EMMETT ID USA 83617-9784

Phone: (208) 398-8902

2. Date of Priority: 03/08/1972

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	02W	11	6	GEM	
06N	02W	11		6	GEM

5. Description of diverting works:

ENTERPRISE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.72	

7. Total Quantity Appropriated is:
0.72 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	02W	15	SW NW		IRRIGATION	36
					Section Acres	36
					Total Acres	36

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

LAND IS WITHIN THE SERVICE AREA OF THE ENTERPRISE DITCH CO
Address change by DB 5/14/2001

15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

MAY 14 2001

WATER RESOURCES
WESTERN REGION

[] Water Right Number(s):

65-10555

65-7259

65-7179

65-70A

[] Claimant Name(s):

ENTERPRISE DITCH Co.

[] Old Mailing Address:

8777 BILL BURNS RD.

EMMETT, ID. 83617-

[] New Mailing Address:

3733 LITTLE ROCK RD.

EMMETT ID 83617-9784

Telephone Number:

(208) 398 - 8902

[] Signature of Claimant(s):

Frances Zumstein, Secretary

Date:

May 11, 2001

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: A65-07259
Date Received: 2/06/1990
Receipt No: X999999
Received By: CE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE ENTERPRISE DITCH CO. 208-365-4851
Address: 8777 BILL BURNS RD.
EMMETT, ID 83617

2. Date of Priority: MAR 08, 1972

3. Source: PAYETTE RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	02W	11		6	GEM
				6	GEM

5. Description of diverting works:
ENTERPRISE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.720		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	02W	15	SW NW		IRR	36.0
Section Acres						36.0

10. Place of Use: Continued

Total Acres 36.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

65-00070A, 65-00070X, 65-10555, 65-07846, 65-07845, 65-07179

14. Remarks:

LAND IS WITHIN THE SERVICE AREA OF THE ENTERPRISE DITCH CO.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree 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 Organizations:

I do solemnly swear or affirm that I am President of Enterprise Ditch Co that I have signed the foregoing document in the space below as President of Enterprise Ditch Co and that the statements contained in the foregoing document are true and correct.

Mark L Winward
Signature of Authorized Agent

Pres Enterprise Ditch Co
Title and Organization

Feb 6 - 1990
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of February 19 90

Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at _____, Idaho
My Commission Expires March 21, 1994