

12/08/2003

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

RIGHT NUMBER: 23-50B
NAME AND ADDRESS: SOUTH FORK RANCH
C/O DALE F KINSELLA
PO BOX 64
SWAN VALLEY ID 83449-0064

TRIBUTARY: SNAKE RIVER

SOURCE: BRANDYWINE CHANNEL

QUANTITY: 3.600 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-00101 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.2 CFS.

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:

T01N R44E S7 SWNWSW Lot 3 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
3.600 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R43E S01	SWSW	11.0	T01N R43E S01	SESW	10.0
T01N R43E S12	NENE	40.0	T01N R43E S12	NWNE	35.0
T01N R43E S12	SWNE	6.0	T01N R43E S12	SENE	34.0
T01N R43E S12	NENW	34.0	T01N R43E S12 Lot 1	NWNW	30.0

200 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-00101 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 200.0 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160.0 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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 23-50B
Date Received: 7/22/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SOUTH FORK RANCH Phone: (310)201-2001
C/O DALE F KINSELLA
PO BOX 64
SWAN VALLEY ID USA 83449-0064

2. Date of Priority: 06/01/1900

3. Source: BRANDYWINE CHANNEL Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4	of 1/4 Lot	County	Type
01N	43E	12	NE	SE	BONNEVILLE	

5. Description of diverting works:

HEADGATES AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	3.6	

7. Total Quantity Appropriated is:
3.6 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
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A2300050B



01N	43E	1	SW	SW	IRRIGATION	10
			NE	SW	IRRIGATION	10
					Section Acres	20
01N	43E	12	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
					Section Acres	240
					Total Acres	260

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

INCLUDES WATER RIGHTS 23-101 AND 23-366

15. Basis of Claim: Decreed

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 23-50B

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s) South Fork Ranch, Inc. Phone (310) 553-3610 310-201-2001
2. Mailing Address c/o Dale F. Kinsella P.O. Box 64, Swan Valley, ID 83449
Date of Priority (Only (1) per claim) June 1, 1900
3. Source of water supply (a) Brandywine Channel
which is tributary to (b) Snake River
- 4.a. Location of existing
point of diversion is: Township 1N Range 43E Section 12 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____,
E.B.M., County of Bonneville
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged
and the depth of each well. Headgate and ditch.
6. Water is claimed for the following purposes:

	(Both dates are inclusive)	(cfs)	(acre feet)
For <u>Irrigation</u>	purposes from <u>04/01</u> to <u>11/01</u>	amount <u>3.6 cfs</u>	or _____
For _____	purposes from _____ to _____	amount _____	or _____
7. Total quantity claimed (a) 3.6 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully. g. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TLS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
IN	43E	1											10	10					20
		12	40	40	40	40	40	40											240

Total number of acres irrigated 260

11. In which county(ies) are lands listed above as place of use located? Bonneville

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
23-101 and 23-366 or None ()

14. Remarks:

15. Basis of Claim (Check one) Beneficial Use _____ Posted Notice _____ Permit _____ Decree X License _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature(s)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President of _____
(Title)

South Fork Ranch, Inc. that I have signed the foregoing document in the space below as
(Organization)
President of South Fork Ranch, Inc. and that the statements contained in the
(Title) (Organization)
foregoing document are true and correct.

Last Name South Fork Ranch, Inc. Ident. Number 23-50B

Signature of Authorized Agent

Title and Organization

Secretary South Fork Ranch

Date

6/26/02

State of ~~Idaho~~ CA

County of

LOS ANGELES

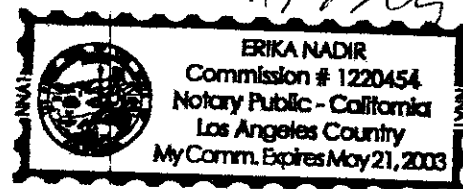
) SS.

Subscribed and sworn (or affirmed) before me this 26 day of June 2002 ~~March, 2001~~.

Notary Public

Residing at

My Commission Expires



17. Notice of Appearance:

Notice is hereby given that I, KENT W. FOSTER will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature

Kent W. Foster

Address

PO Box 57130 MAHON FALLS, ID 83405

Date

7/12/02

Contacts Data Entry Form

Water Right No. 23-50B

Owner Type	Full Name	Address	City	State	Zip	Phone
------------	-----------	---------	------	-------	-----	-------

Current Owner	SOUTH FORK RANCH					
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Name connector: and	, or , and/or					
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Current Owner	DALE KINSOLA					
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Current Owner						
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Representing Attorney:	Phone Number:					
------------------------	---------------	--	--	--	--	--

Accompanied By:	Phone Number:					
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Relationship to Claimant:						
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Date of Field Exam:	Time:					
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Directions to Property (if different from above) and/or update owner information:

DECREED UNDER RICEBURG Irrig Co. VS TETON Irrig Co. 1910,
AS # 200, TO SWAN VALLEY Irrig Co. 1800' or PALISADES CK. 6/1/1920.
SEE SPLIT HISTORY ATTACHED AND TX #199.

EG INDICATED: POW/POD. System/Delivery
Overlap or TXs

Reviewer: _____

Date: _____

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 6/01/1900 Claimed Basis: DECREESRecommended Priority Date: 6/01/1900 Recommended Basis: _____☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

CLAIM MATCHES DECREES.

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1N, R 43E, Sec. 12, _____, N6, SE, County: BONNERVILLESource: BRANDYWINE CHANNEL Tributary: SNAKE RIV. (SO. FK.)Recommended Point of Diversion: T 1N, R 44E, Sec. 7, NW, NW, SW, County: BONNSource: BRANDYWINE SLOUGH Tributary: SNAKE RIV. (SO. FK.)Δ NAME OF
SOURCE

Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQ of QQ of Q	County	Source
<u>1N</u>	<u>44E</u>	<u>7</u>		<u>NWNWSW</u>	<u>BONN</u>	<u>SNAKE RIV. SO. FK.</u>

C#3

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? GPS POD - TAG #

Document how the POD and Source were verified and/or Pump and Motor data:

TX #199 CHANGES SOURCE FROM PALISADES CR TO BRANDYWINE SLOUGH.POD (BY GPS) IS IN SEC. 7 1N 44E.

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	43E	1			BONN		20	PAVING
		12	NE				160	
			N ² NW				80	

Total Acres 260⁰

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres 200⁰ See 685

Document how the POU was verified:

POU NOT ADDRESSED BY DECREE. CHECK TX #248 FOR POU.

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Peria	4/1	11/1	3.6	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Peria	4/15	10/31	3.6	

Overall Diversion Rate _____ Overall Diversion Volume _____

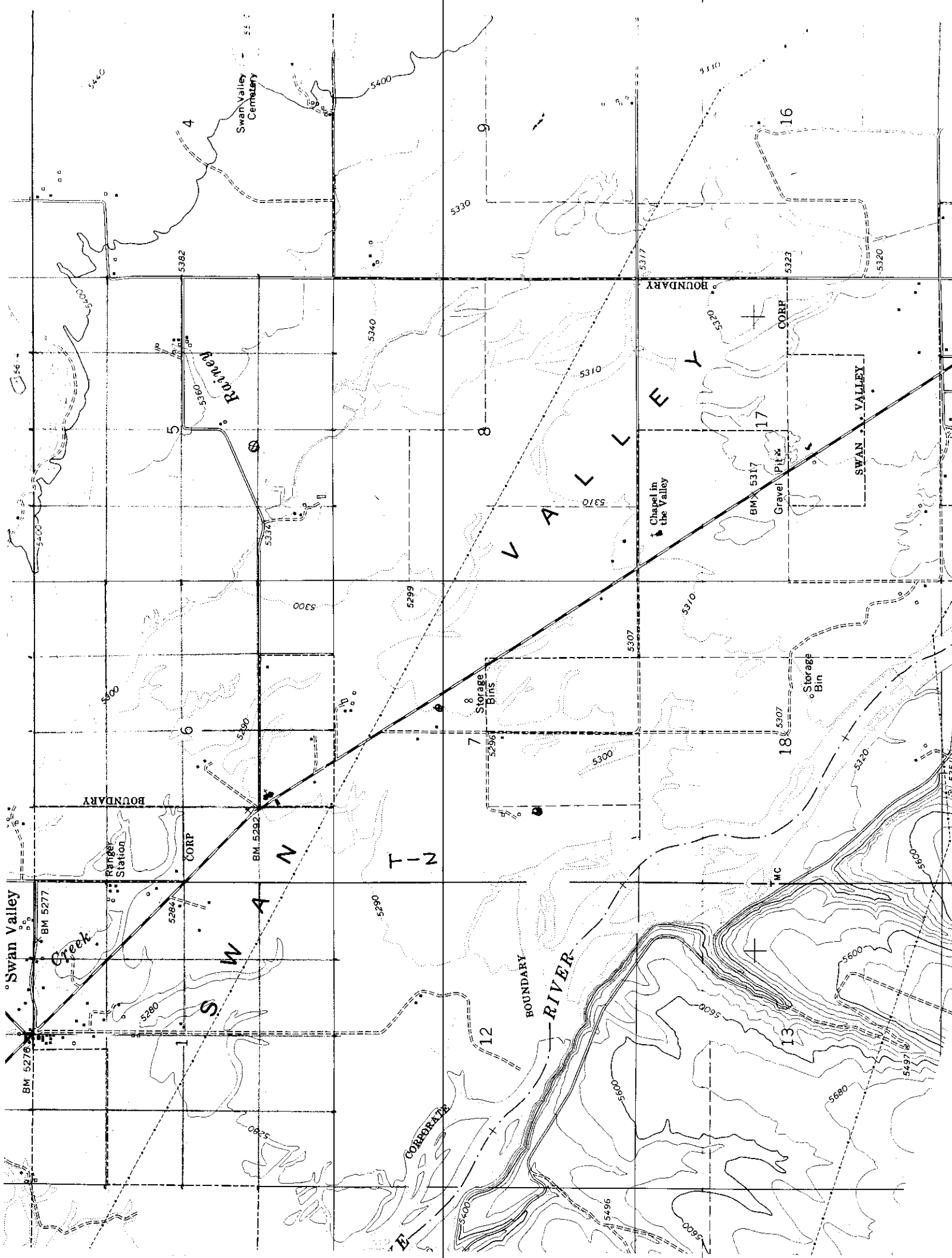
Document how the Period of Use and/or Diversion Rate were verified:

SOL NOT ADDRESSED BY DIVERGE OR TX #199. USE DEPT.
STD SOL OF 4/15 TO 10/31 FOR AREA. Q IS FROM TX #199.

Reviewer: _____

Date: _____





Water Right Split History Analysis

PALISADES Irr. Co.
23-50E

264 cfs 1578⁷ AC.

@ 0.02/ac = 1320 AC

OVERCLAIMED 2581 AC
PPL OTHER RIGHTS,

SPLITS AND AS SOURCE TO
RAINEY CK FOR PART F

RONALD WHEELER
23-50F

23-50C

PALISADES CK

TX #236 SPLITS OFF AND
Δ'S SOURCE TO SNAKE RIV.
FOR PART D.

ESTLE TRAUGHER

ANNA TRAUGHER - LAST KNOWN OWNER

23-50D UNCLAIMED

4.5 cfs

GOOD FOR 225⁰ AC.

7/9/03 CALLED ESTLE TRAUGHER TO
DISCUSS THIS UNCLAIMED PORTION.

HE SAYS ITS NOT USED AND HE IS
NOT INTERESTED IN FILING FOR A
CLAIM.

23-50A

PALISADES CK

TX #199 SPLITS &
Δ'S SOURCE OF B TO
BRANDYWINE SLOUGH

SO. FR. RANCH
23-50B

3.60 cfs 180 AC.
BRANDYWINE SLOUGH

SWAN VALLEY Irr. Co.
23-00050

1800" PALISADES CK
JUNE 1, 1900

REXBURG Irr. Co. 1/2

TETON Irr. Co. DECREE
AS #200.

1800" = 360 cfs
- 315 cfs

UNCLAIMED 45 cfs
SEE 23-50D

SUMMATION OF RIGHTS;
cfs

B	3.60
D	→
E	26.40
F	1.50
	31.50 cfs

Reviewer: _____

Date: _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Harry O. Mise
of
Svan Valley, Idaho

For a Change of Point of Diversion
from Palisades Creek to Rainey
Creek, in Water District No. 36,
Fremont County, Idaho

ORDER GRANTING CHANGE
OF POINT OF DIVERSION
NO. 248

WHEREAS, On the 11th day of September, 1959, the application of Harry O. Mise, of Svan Valley, Idaho, for a change of point of diversion from Palisades Creek, came on regularly for hearing at the Department of Reclamation of the State of Idaho, at Boise, Idaho, pursuant to the published notice in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Change of Point of Diversion be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 21st day of September, 1959.

GEO. N. CARTER

GEO. N. CARTER
State Reclamation Engineer

*TX CREATES PARTS E AND F FROM C
PART E STAYS IN PALISADES CR
PART F IS MOVED TO RAINY CR*

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE FOR CHANGE OF POINT OF DIVERSION
OF DECREED WATER RIGHT NO. 248.

23-00050F

Part F
(from Part C)

THIS IS TO CERTIFY that Harry C. Mize, of Swan Valley, Idaho, is the owner of and using a certain water right for 1.5 cubic feet per second of the waters of Palisades Creek, with priority of June 1, 1900, said water being decreed to Swan Valley Irrigation Company, by Judge J. M. Stevens, of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REXRURG IRRIGATION COMPANY, et al
Plaintiffs,

vs.

TESON IRRIGATION CANAL COMPANY, et al
Defendants

said decree bearing date of December 14, 1910, and being appurtenant to the following described lands, to-wit:

W¹/₄ NW¹/₄, Section 6, Township 1 North,
Range 44 East R. M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, Idaho, in Volume 3 of Decrees, beginning at page 450 thereof;

And that now, upon the application of Harry C. Mize, of Swan Valley, Idaho, made before the State Reclamation Engineer of the State of Idaho, for a Certificate of Change of Point of Diversion, and the said application having been granted, the right to change the point of diversion of 1.5 cubic feet per second of the waters of Palisades Creek is HEREBY GRANTED.

That said change of point of diversion shall not modify in effect said decreed water right or place of use.

Said water is to be limited at any given time to an amount actually needed and beneficially used, and shall not exceed the following amount, to-wit:

1.5 cubic feet per second of the
waters of Palisades Creek with
priority of June 1, 1900.

That the water right hereby transferred has heretofore been conducted from Palisades Creek to the above described lands with point of diversion in the NE¹/₄ of Section 28, Township 1 North, Range 44 East, R. M.

That the water right hereby transferred will hereafter be conducted to said lands with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 6, Township 1 North, Range 14 East, R. 1 N., by running from Rainey Creek.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 21st day of September, 1969.

Gen. M. J. [unclear]
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Francis Stoltenberg
of Swan Valley, Idaho

ORDER GRANTING CHANGE
OF POINT OF DIVERSION

For a Change of Point of Diversion on Palisades
Creek in Water District No. 36, Bonneville County,
Idaho

No. 199

WHEREAS, on the 28th day of January, 1949, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of FRANCIS STOLTENBERG, of Swan Valley, Idaho, for a change of point of diversion on Palisades Creek, came on regularly for hearing, pursuant to published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that more economical use of the water will be obtained by such change, and that no other water user will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is hereby granted, and that a Certificate of Change of Point of Diversion be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 14th day of February, A.D. 1949.

Frank R. Kulp

FRANK R. KULP
State Reclamation Engineer

TX CREATOR Parts A & B

Part A stays in Palisades CK

Part B is moved to Bannockwin Slough

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF DECREE WATER RIGHT

No. 199

THIS IS TO CERTIFY THAT FRANCIS STOLTENBERG, of Swan Valley, Idaho, is the owner of a certain water right from Pelissades Creek in the amount of

3.6 cubic feet per second with Priority of June 1, 1900.

said water being decreed to Swan Valley Irrigation Company by Judge J. N. Stevens of the District Court of the Sixth Judicial District of the State of Idaho, in and for the county of Fremont, in the case of

Haxburg Irrigation Company, et al

Plaintiffs,

vs.

Teton Irrigation Canal Company, et al

Defendants

said decree bearing date of December 16, 1910, and being appurtenant to the following described lands, lying situate and being in the County of Fremont, and State of Idaho, to-wit:

NE $\frac{1}{4}$ Section 12
Township 1 N., Range 43 E. R. 1 E.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, beginning at Page 450.

That FRANCIS STOLTENBERG has become the owner of said water right by ownership of stock.

And that now, upon the application of Francis Stollenberg, of Swan Valley, Idaho, for a Certificate of Change of Point of Diversion for 3.6 cubic feet per second of said water right, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change such point of diversion is GRANTED.

That said change of point of diversion shall not modify in effect said decree, water right, or place of use. Said water is to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

3.6 Cubic Feet Per Second, with Priority of June 1, 1900.

That said water right is appurtenant to the lands above described.

That the water right above described has heretofore been diverted from Palisades Creek with point of diversion in the SE $\frac{1}{4}$ Section 26, Township 1 North, Range 44 East, B.M. through the Palisades Ditch.

That the water right above described will hereafter be diverted from the Brandywine Channel of the Snake River with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, Township 1 North, Range 43 East, B.M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed, at Boise, Idaho, this 14th day of February, 1949.

Mark R. Kulp

MARK R. KULP
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of
Paul E. and Anna Traugbar,
of Irwin, Idaho,
For a change of point of diversion on
Palisades Creek, Bonneville County,
Idaho, Water District No. 36

ORDER GRANTING CHANGE
OF POINT OF DIVERSION

No. 236

WHEREAS, On the 14th day of June, 1956, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of Paul E. and Anna Traugbar, of Irwin, Idaho, for a change of point of diversion on Palisades Creek came on regularly for hearing pursuant to the published notice, in due and statutory form; and,

WHEREAS, The Swan Valley Irrigation Company has granted consent to the change of point of diversion; and,

WHEREAS, No protests have been filed against the application, and the evidence filed by the applicant, with the application, shows that a more efficient and beneficial use of the water will be obtained by such change, and that no other water user will be injured thereby;

NO, THEREFORE, IT IS ORDERED that the said application be, and the same is HEREBY GRANTED, and that a certificate of Change of Point of Diversion be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 20th day of October, A. D., 1956.

Mark R. Gulp
MARK R. GULP

State Reclamation Engineer

TX CREATES 23-50.C&D FROM Part A
Part C STAYS ON PALISADES CR
Part D IS MOVED TO SWAN RIVER

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF CHANGE OF POINT OF DIVERSION OF DECREED WATER RIGHT

No. 236

23-00050D

THIS IS TO CERTIFY that Paul E. and Anna Traugher, of Irwin, Idaho, are the owners of and using a certain water right for 4.5 cubic feet per second of the waters of Palisades Creek, with priority of June 1, 1900, said water being decreed to the Swan Valley Irrigation Company, by Judge J. M. Stevens, in the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REARUNG IRRIGATION COMPANY,
A Corporation, et al.,

Plaintiffs,

Vs.

TETON IRRIGATION CANAL COMPANY,
A Corporation, et al.,

Defendants,

said decree bearing date of December 16, 1910, and being appurtenant to the following described lands, to-wit:

Lot 3, Section 18;
Lot 1, Section 19;
Lots 1 & 2, Section 20;
Twp. 1 North, Range 44 East, B. N.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho in Volume 3 of Decrees, beginning at page 450 thereof.

That said Paul E. and Anna Traugher have become the owners of said water right through ownership of stock in the Swan Valley Canal and Palisades Canal.

And that now, upon the application of Paul E. and Anna Traugher, of Irwin, Idaho, for a Certificate of Change of Point of Diversion of 4.5 cubic feet per second of the waters of Palisades Creek, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change the point of diversion is hereby granted.

That such change of point of diversion shall not modify in effect said decreed water right or place of use.

Said water is to be limited at any given time to an amount actually needed and beneficially used, and shall not exceed the following amount, to-wit:

4.5 cubic feet per second of the waters of Palisades Creek, with priority of June 1, 1900.

That the water right hereby transferred has heretofore been conducted to the first above described lands from Palisades Creek, with point of diversion in Section 26, Township 1 North, Range 44 East, B.M.

That the water right hereby transferred will hereafter be conducted to the same lands from Snake River, with points of diversion in Sections 18, 19 and 20, Township 1 North, Range 44 East, B. M.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

(SEAL)

Mark R. Kulp
MARK R. KULP

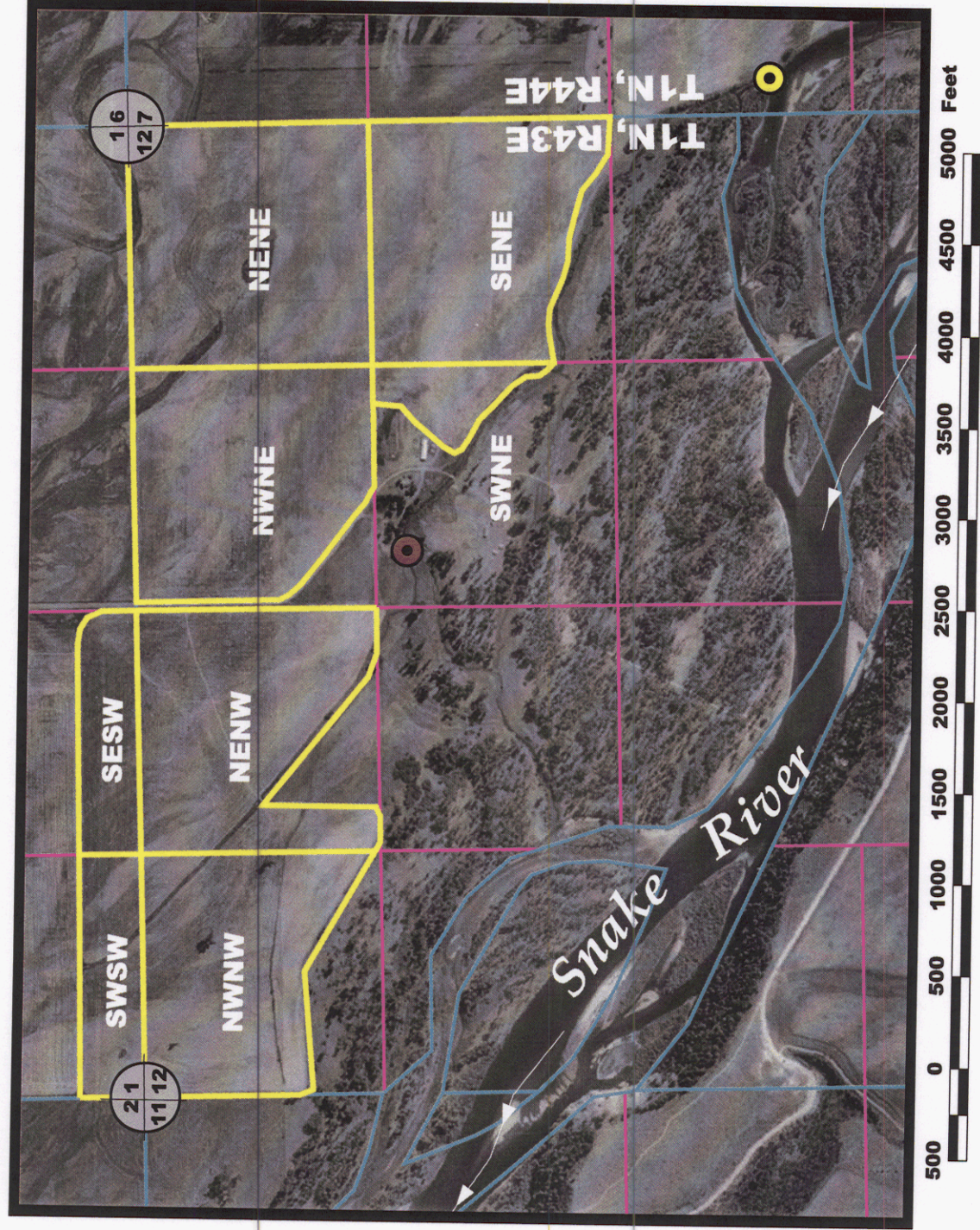
State Reclamation Engineer



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):
23-00050B
23-00101

Place of Use: (parts of)
T1N, R43E Sec. 1 S2SW,
Sec. 12 NE, NWNW (L1),
NENW

Point(s) of Diversion:
T1N, R44E Sec. 7
SWNWSW (L3)



LEGEND



Point of Diversion



SESE

Place of Use



Section



Quarter-Quarter

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 Feet

T1N, R44E

T1N, R43E

Snake River

12
11 12

