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APR 19 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources
Eastern Region

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 25-4085
Date Received: 3/21/1989
Receipt No: E006260
Received By:

AMENDED

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

1. Name of Claimant(s)

INDEPENDENT IRRIGATION CO Phone: (208)754-4733

755 N 3400 E
MENAN ID 83434

2. Date of Priority: 06/01/1884

3. Source: SCOTTS SLOUGH

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	38E	28	NW NW NE	JEFFERSON	
05N	38E	21	SE SE SW	JEFFERSON	

5. Description of diverting works:

HEADING FOR INDEPENDENT CANAL - CONCRETE WITH METAL SCREW GATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	44	
STOCKWATER	01/01	12/31	0.14	

7. Total Quantity Appropriated is:
44 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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05N	37E	25	NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
						Section Acres	80
05N	38E	7	SW	SW	10	IRRIGATION	30
						Section Acres	30
05N	38E	18	SW	NE	17	IRRIGATION	10
			SE	NE	17	IRRIGATION	10
			NE	NW	7	IRRIGATION	22
			NW	NW	8	IRRIGATION	40
			SW	NW	9	IRRIGATION	40
			SE	NW	10	IRRIGATION	34
			NE	SW	13	IRRIGATION	40
			NW	SW	5	IRRIGATION	40
			SW	SW	6	IRRIGATION	40
			SE	SW	4	IRRIGATION	40
			NE	SE	11	IRRIGATION	27
			NW	SE	12	IRRIGATION	40
			SW	SE	14	IRRIGATION	40
			SE	SE	15	IRRIGATION	40
						Section Acres	463
05N	38E	19	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	38.8
			SW	NW	2	IRRIGATION	38.9
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW	3	IRRIGATION	38.8
			SW	SW	4	IRRIGATION	38.9
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	635.4
05N	38E	20	NE	NE		IRRIGATION	9
			NW	NE		IRRIGATION	13
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	13
			NW	NW		IRRIGATION	32
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	547

05N	38E	21	NE	SW	IRRIGATION	5
			NW	SW	IRRIGATION	11
			SW	SW	IRRIGATION	38
			SE	SW	IRRIGATION	37
					Section Acres	91
05N	38E	28	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	5
			SE	NW	IRRIGATION	5
					Section Acres	90
05N	38E	29	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
					Section Acres	200
05N	38E	30	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	39.1
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	23
			NW	SW	IRRIGATION	39
			NW	SE	IRRIGATION	10
					Section Acres	390.1
					Total Acres	2526.5

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED TO ADD STOCKWATER YEAR AROUND.

PLACE OF USE REFLECTS LANDS OWNED BY STOCKHOLDERS IN INDEPENDENT CANAL THAT ARE ENTITLED TO WATER FROM SCOTT SLOUGH. INDEPENDENTS RIGHT TO USE WATER FROM SCOTT SLOUGH WAS AFFIRMED IN AN IDAHO SUPREME COURT DECISION ENTITLED INDEPENDENT IRRIGATION CO. VS G. CLYDE BALDWIN, WATERMASTER IN 1926. A BRIEF SUMMERY OF COURTS DECISION IS CONTAINED IN A LETTER WRITTEN BY RON CARLSON WATERMASTER COPY ATTACHED. COPIES OF DOCUMENTS AND MAP ARE FILED WITH A25-04085.

DURING SOME PERIODS OF THE IRRIGATION SEASON INFLOW INTO THE SLOUGH EXCEEDS THE 44 CFS. RECOGNIZED BY THE COURT DECISIONS.
HISTORICALLY THIS INCREASED FLOW HAS ALSO BEEN DIVERTED AND BENEFICIALLY USED BY THE STOCKHOLDERS. THE PURPOSE FOR THIS NOTICE IS TO RECORD THIS USE.

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: _____

For Organizations:

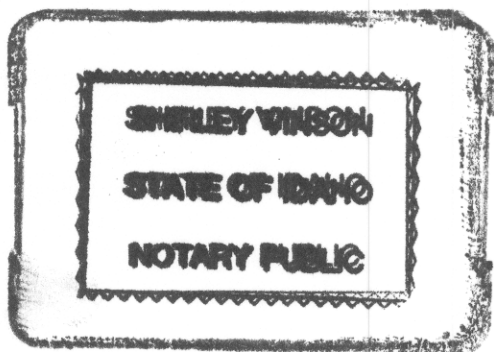
I do solemnly swear or affirm that I am Secretary of
Independent Irrigation Co. Title
Organization, that I have signed the foregoing
document in the space below as Secretary of
Independent Irrigation Co. Title
Organization and that the statements contained in the
foregoing document are true and correct. James Raymond
Signature of Authorized Agent
Secretary Independent Irrigation
Title and Organization
15 April 2002
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this
of 15 of April 2002

Shirley Vinson
Notary Public

Residing at Highway, Idaho
My commission Expires 10-5-04



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[Signature]