10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME _____ CLAIM [redacted]ENT. NO. _____

DATE RECEIVED _____ CK #_____ AMOUNT $_____

	YES	NO
1. Is the name and address complete with zip code?	____	____
2. Is a priority date entered?	____	____
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). **USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.**	____	____
3. (a) Is a source entered?	____	____
(b) Is a tributary to entered? (if required) . . . . N/A ____		____
4. Is the legal description of the p.d. sufficient?	____	____
5. Is there a description of the diverting works?	____	____
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	____	____
Is the period of use included?	____	____
Is a quantity claimed for each use?	____	____
7. Is a total quantity claimed entered?	____	____
8. If required is a consumptive use entered? . . . . . N/A ____	____	____
Is the consumptive use correct? . . . . . N/A ____	____	____
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. . . . . N/A ____	____	____
10. Is (are) the place(s) of use entered?	____	____
11. Is (are) the county(ies) entered?	____	____
12. Is the ownership of p.u. checked?	____	____
13. Are other water rights listed or "none" indicated?	____	____
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) . . . . . N/A ____	____	____
15. Is the basis of the claim checked?	____	____
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	____	____
Has the claim been signed, sealed, and dated by a notary?	____	____
Was this claim filed on time, or was an extension granted?	____	____
Is the fee enclosed correct? . . . . . Exempt ____	____	____
If this claim is based on an existing water right, has the identification number been entered? . . . . . N/A ____	____	____
Should this claim be receipted and data entered?	____	____

SCANNED

NOV 05 2002

Claim checked by: _____

Comments: P/D - Well in Section 18 not designated on map.

MICROFILMED

DEC 09 1992

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-2265

Owner Type	Name and Address
Current Owner	MUD LAKE WATER USERS INC 1400 E 1500 N PO BOX 68 TERRETON, ID 83450 (208)663-4359

Priority Date: 05/22/1940
Basis: License
Status: Valid

Source	Tributary to
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	05/01	11/01	64.4 CFS	23375.9 AFA	
Total Diversion			64.4 CFS	23375.9 AFA	

Location of Point(s) of Diversion:

GROUND WATER	SWSWNE	Sec. 13	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	SESE	Sec. 13	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	SENENE	Sec. 23	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	SWNENE	Sec. 24	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	NENWNE	Sec. 24	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	SWNWNW	Sec. 24	Township 07N	Range 34E	JEFFERSON County
GROUND WATER	SWSWSW	Sec. 13	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SESE	Sec. 14	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SESE	Sec. 14	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SWSW Lt 4	Sec. 18	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWNW Lt 1	Sec. 19	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NENWNW Lt 1	Sec. 19	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESWNW Lt 2	Sec. 19	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESENW	Sec. 19	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SENESE	Sec. 22	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SWNWSW	Sec. 23	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SWSW	Sec. 23	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWSWSW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWSWSW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWSWSW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SWSWSW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SWSWSW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SESESW	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	SENWSE	Sec. 25	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NESESE	Sec. 26	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWSESE	Sec. 26	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NWNE	Sec. 27	Township 07N	Range 35E	JEFFERSON County
GROUND WATER	NENW	Sec. 36	Township 07N	Range 35E	JEFFERSON County

SERVED

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	34E	3		NENW	24261.3									

Total Acres: 24261.3

Conditions of Approval:

1. C18 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.

Remarks:

1. Place of Use - Irrigation: USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24261.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432, (GROUNDWATER), 31-2276, (WASTEWATER), 31-6, 31-34, 31-35, 31-36, 31-37, 31-38, 31-52, 31-65, 31-104, 31-105, 31-147A, 31-159, 31-162, 31-163, 31-166, 31-168, 31-169, 31-184, 31-185, 31-186, 31-187, 31-188, 31-232, 31-237, 31-263, 31-363, (OWLSEY DIVISION SURFACE WATER), 31-134, 31-135, 31-143, 31-144, 13-190, 31-192, (JACKETT DIVISION SURFACE WATER), 31-344, 31-345, 31-354, 31-355, 31-360, 31-361, 31-10957, 31-10958, 31-10959, 31-10960, 31-10961, 31-10962, 31-11437 (HOLLEY DIVISION SURFACE WATER).
2. Place of Use - Irrigation: PLACE OF USE WITHIN THE BOUNDARY OF MUD LAKE WATER USERS, INC. TOTAL IRRIGATED ACRES 24261.3.
3. Quantity: USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 503.21 CFS FROM MAY 1 THROUGH NOV 1 AND A TOTAL COMBINED DIVERSION RATE OF 643.21 CFS FROM MARCH 1 THROUGH APRIL 30 WHEN AUTHORIZED BY AN EARLY PUMPING PLAN APPROVED BY THE WATERMASTER. COMBINED RIGHT NOS.: 31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432.
4. Place of Use - Irrigation: USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 17,240.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-2239, 31-2265, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005.

Comments:

Author	Date	Subject	Comment
bcontor	1/2/01	Recommendation	Recommended per post-1987 transfer 5335 as amended 12/19/2000, except as noted in eCVR 31-327.
bcontor	1/2/01	Priority Date	Priority date of license before date of Bauerly Decree, but this original license was at North Lake, different area than subject of Bauerly. Therefore recommended per T 5335 even though Bauerly was later in time & Owsley was party.

Dates:

Licensed Date: 04/16/1979
Claim Received Date: 12/06/1988
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates:

Element	Last Review Date	Reviewer	Last Verified Date	Verifier	Status
POD	1/2/01 7:29:48 AM	bcontor			In Process
POU	1/2/01 7:32:06 AM	bcontor			In Process
Priority Date	1/2/01 7:27:22 AM	bcontor			In Process

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Quantity	1/2/01 7:34:06 AM	bcontor			In Process
Season	1/2/01 7:33:34 AM	bcontor			In Process
Source	1/2/01 7:30:19 AM	bcontor			In Process
Summary	1/2/01 7:36:33 AM		1/2/01 7:36:33 AM	bcontor	Complete
Use	1/2/01 7:23:53 AM	bcontor			In Process

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log:

Element	Date Time Stamp	Reviewer	Log Text
POD	1/2/01 7:29:46 AM	bcontor	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
POU	1/2/01 7:32:05 AM	bcontor	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (YES) The claimed POU can be verified using the water right file. 12. (YES) POU remark was required. 13. (NO) POU condition was not required.
Priority Date	1/2/01 7:27:20 AM	bcontor	1. (YES) There has been a later court decree of the water right(s) from the water source. 2. (YES) The owner/owner's predecessor in interest of the place of use was joined in the later decree. 3. (NO) The date of the decree was not after the mandatory permit date. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
Quantity	1/2/01 7:34:04 AM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 7. (YES) The parent right has an annual diversion volume limit. 8. (YES) Irrigation is a purpose of use. 9. (YES) Quantity remark was required. 10. (NO) Quantity condition was not required.
Season	1/2/01 7:33:32 AM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a period of use. 3. (YES) The claimed Period of Use can be verified using the water right file. 12. (YES) Irrigation is the purposed use. 14. (YES) The period of use on the decree, license or transfer is shorter on either the start or end date than allowable under IDWR's current standard. 15. (NO) Period of Use remark was not required.

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			16. (NO) Period of Use condition was not required.
Source	1/2/01 7:30:17 AM	bcontor	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. Comment for 7: post-1987 transfer 5335 8. (NO) The source is not surface water. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
Summary	1/2/01 7:36:30 AM	bcontor	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (NO) General remark was not required. 6. (NO) Explanatory remark was not required. 7. (YES) Additional condition was required. 8. (YES) Wanted to view the recommended right. 9. (NO) This is not a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.
Use	1/2/01 7:23:51 AM	bcontor	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.

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CLAIMANT	O C	WATER RIGHT NUMBER	STG STA	PRIORITY DATE	SOURCES OF WATER	TRIBUTARIES OF
UD LAKE WATER USERS INC	C	A31-00327	D/	11/16/1931	GROUNDWATER	MUD LAKE
UD LAKE WATER USERS INC	C	A31-00328	D/	09/05/1912	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00329	D/	01/08/1932	GROUNDWATER	MUD LAKE
UD LAKE WATER USERS INC	C	A31-00330	D/	06/26/1936	GROUNDWATER	MUD LAKE
UD LAKE WATER USERS INC	C	A31-00336B	D/	04/27/1932	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-00337B	D/	12/15/1932	GROUNDWATER	
UD [redacted] WATER USERS INC	C	A31-00363	D/	08/28/1926	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-02239	L/	01/25/1930	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02265	L/	05/22/1940	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02276	D/	01/17/1969	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-02341	L/	09/03/1954	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02342	L/	09/03/1954	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02343	L/	09/03/1954	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02344	L/	09/03/1954	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-02345	L/	09/03/1954	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-07005	D/	12/04/1967	MUD LAKE	SINKS
UD [redacted] WATER USERS INC	C	A31-07043	L/	11/12/1970	GROUNDWATER	
UD [redacted] WATER USERS INC	C	A31-07199A	L/	05/14/1976	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-10626	J/	04/01/1920	GROUNDWATER	
UD LAKE WATER USERS INC	C	A31-10627	J/	04/01/1920	GROUNDWATER	MUD LAKE

CLAIMANT	O C	WATER RIGHT NUMBER	STG STA	PRIORITY DATE	SOURCES OF WATER	TRIBUTARIES OF
UD LAKE WATER USERS INC	C	A31-00006	D/	12/10/1917	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00034	D/	05/01/1920	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00035	D/	05/01/1921	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00036	D/	05/01/1922	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00037	D/	05/01/1923	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00038	D/	08/28/1924	MUD LAKE	SINKS
UD [redacted]KE WATER USERS INC	C	A31-00052	D/	09/06/1913	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00065	D/	10/03/1910	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00104	D/	10/18/1913	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00105	D/	12/15/1913	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00147A	D/	07/31/1913	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00159	D/	06/24/1916	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00162	D/	06/01/1916	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00163	D/	12/03/1916	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00166	D/	09/05/1912	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00168	D/	10/03/1910	MUD LAKE	SINKS
UD [redacted]E WATER USERS INC	C	A31-00169	D/	12/10/1917	MUD LAKE	SINKS
U[redacted]RE WATER USERS INC	C	A31-00184	D/	04/15/1912	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00185	D/	12/02/1916	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00185Z5	D/	12/02/1916	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00186	D/	08/11/1924	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00187	D/	05/01/1921	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00188	D/	03/09/1911	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00232	D/	05/01/1923	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00237	D/	11/28/1919	MUD LAKE	SINKS
UD LAKE WATER USERS INC	C	A31-00263	D/	10/14/1912	MUD LAKE	SINKS

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: **A31-02265**
Date Received: 12/30/1992
Receipt No: E004950
Received By: _____

COPY FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

COPY FOR YOUR FILES

1. Name: OWSELY CANAL COMPANY 208-523-0620
   Address: C/O HOLDEN, KIDWELL, HAHN & CRAPO
   PO BOX 50130
   IDAHO FALLS ID 83405

2. Date of Priority: MAY 22, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	34E	13	SW	NE			JEFFERSON
			NW	SE			JEFFERSON
			SW	SE			JEFFERSON
		24	NE	NE			JEFFERSON
			NW	NE			JEFFERSON
			NW	NW			JEFFERSON
	35E	18	SW	SW			JEFFERSON
		19	NE	NW			JEFFERSON
			NW	NW			JEFFERSON
			SW	NW			JEFFERSON
			SE	NW			JEFFERSON

5. Description of diverting works:
   SEE ATTACHMENT "A"

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	64.400		
IRRIGATION STORAGE	11/01	04/01			17985.00
IRRIGATION FROM STORAGE	04/01	11/01			17985.00

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7. Total Quantity Appropriated is:
64.400 C.F.S. (and/or) 17985.00 A.F.A.

8. Total consumptive use is 63017.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	34E	3	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
					Section Acres	480.0
		4	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
					Section Acres	640.0
		5	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06N	34E	5	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	640.0
		7	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	320.0
		8	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	640.0
		9	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	34E	9	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		10	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	20.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		620.0
		11	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		320.0
		13	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	34E	13	SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		400.0
		14	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	30.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		470.0
		15	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		480.0
		16	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	34E	16	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		17	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	30.0
			SE	SE		IRR	25.0
					Section Acres		615.0
		20	NE	NE		IRR	25.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		625.0
		21	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	25.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		625.0
		22	NE	NE	IRR	20.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	20.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		600.0
		23	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	34E	23	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		24	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	10.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	30.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		600.0
		25	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		640.0
		26	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		640.0
		27	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		640.0
		28	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06N	34E	28	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		29	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		560.0
		35	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		640.0
	35E	8	NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		200.0
		17	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
				Section Acres		320.0
		18	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	35E	18	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		19	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		640.0
		20	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		640.0
		29	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	10.0
			SE	SW	IRR	40.0
				Section Acres		290.0
		30	NE	NE	IRR	40.0
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
			NE	NW	IRR	40.0
			NW	NW	IRR	25.0
			SW	NW	IRR	25.0
			SE	NW	IRR	40.0
			NE	SW	IRR	40.0
			NW	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		610.0
07N	34E	32	SE	SW	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
				Section Acres		120.0
		33	NW	SW	IRR	10.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			SW	SE	IRR	30.0
			SE	SE	IRR	10.0
				Section Acres		130.0
				Total Acres		17985.0

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11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
SEE ATTACHMENT "C"

14. Remarks:
OWSLEY CANAL COMPANY HOLDS THIS AND ALL ITS WATER RIGHTS FOR THE USE AND BENEFIT OF THE LANDS OF ITS STOCKHOLDERS DESCRIBED IN THE ATTACHED LAND LIST (ATTACHMENT "C")_____MUD LAKE & TRIBUTARIES A31-00052/00104/00105/00162/00159/00185/00163/00006/00169/00237/ 00034/00035/00187/00036/00037/00232/00038/00186/00363/.
BYBEE WELL FIELD-A31-00327/00328/00329/00330/.
NORTH LAKE WELL FIELD-31-02239/002265/02341/02342/02343/02344/ 02345/07005/. WATEWATER A31-02276/
**********MEMO**********
BASED ON IRRIGATED ACREAGE THE CONSUMPTIVE USE SHOULD BE 17985.0 X 2.5 = 44942.5.
ATTACHMENT B OF NOTICE DISCUSSES STORAGE PRACTICES BUT FAILS TO IDENTIFY A VOLUME. SINCE IRRIGATION STORAGE HAS BEEN CLAIMED FOR EACH NATURAL FLOW, RIGHT FOR DATA ENTRY PURPOSES. THE VOLUME WAS SET AT 1 AF/ACRE.
SEE A31-00065 FOR MAP OF THE AREA SERVED BY THIS RIGHT.

15. Basis of Claim: LICENSE

Water Right Number: 19085

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APR 14 1994

Form No. 42-1409 (2) a 1/88

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 31-2265
Date Received
Receipt Number

A310265

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED
NOV 30 1988
Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Owsley Canal Company Phone (208) 523-0620
   Mailing Address % Holden, Kidwell, Hahn & Crapo P.O. Box 50130, Idaho Falls, Idaho Zip 83405

2. Date of Priority (Only one (1) per claim) May 22, 1940

3. Source of water supply (a) Groundwater
   which is tributary to (b)

4. a. Location of existing point of diversion is: Township 7N Range 34E Section 13,
   ____ 1/4 of SW 1/4 of NE 1/4, Govt. Lot, ____ B.M., County of Jefferson
   Additional points of diversion if any: NW1/4SE1/4, SW1/4SE1/4 Sec. 13, T7N, R34E; SW1/4SW1/4 Sec. 18, T7N, R35E; NE1/4NW1/4, NW1/4NW1/4, SW1/4NW1/4, SE1/4NW1/4 Sec. 19, T7N, R35E; NE1/4NE1/4, NW1/4NE1/4, NW1/4NW1/4 Sec. 24, T7N, R34E.

   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. See Attachment "A"

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6. Water is claimed for the following purposes: (both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from Apr 1 to Nov 1 amount 64.4 or _____

For Irr. Storage purposes from Nov 1 to Apr 1 amount _____ or See Attachment "B"

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 64.4 (cfs) and/or (b) See Attachment "B" (acre feet)

8. Total consumptive use claimed is 63,017.5 acre feet per annum, for combination of all rights shown in Attachment "D".

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 18,005

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

12. Do you own the property listed above as place of use? Yes _____ No X
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.
See Attachment "D" (list of all water rights for Owsley service area) or None ( )

14. Remarks:
Owsley Canal Company holds this and all its water rights for the use and benefit of the lands of its stockholders described inthe attached land list (Attachment "C").

Last Name Owsley Canal Co. Ident No. 31-2265

Copies: White - State, Yellow - Claimant

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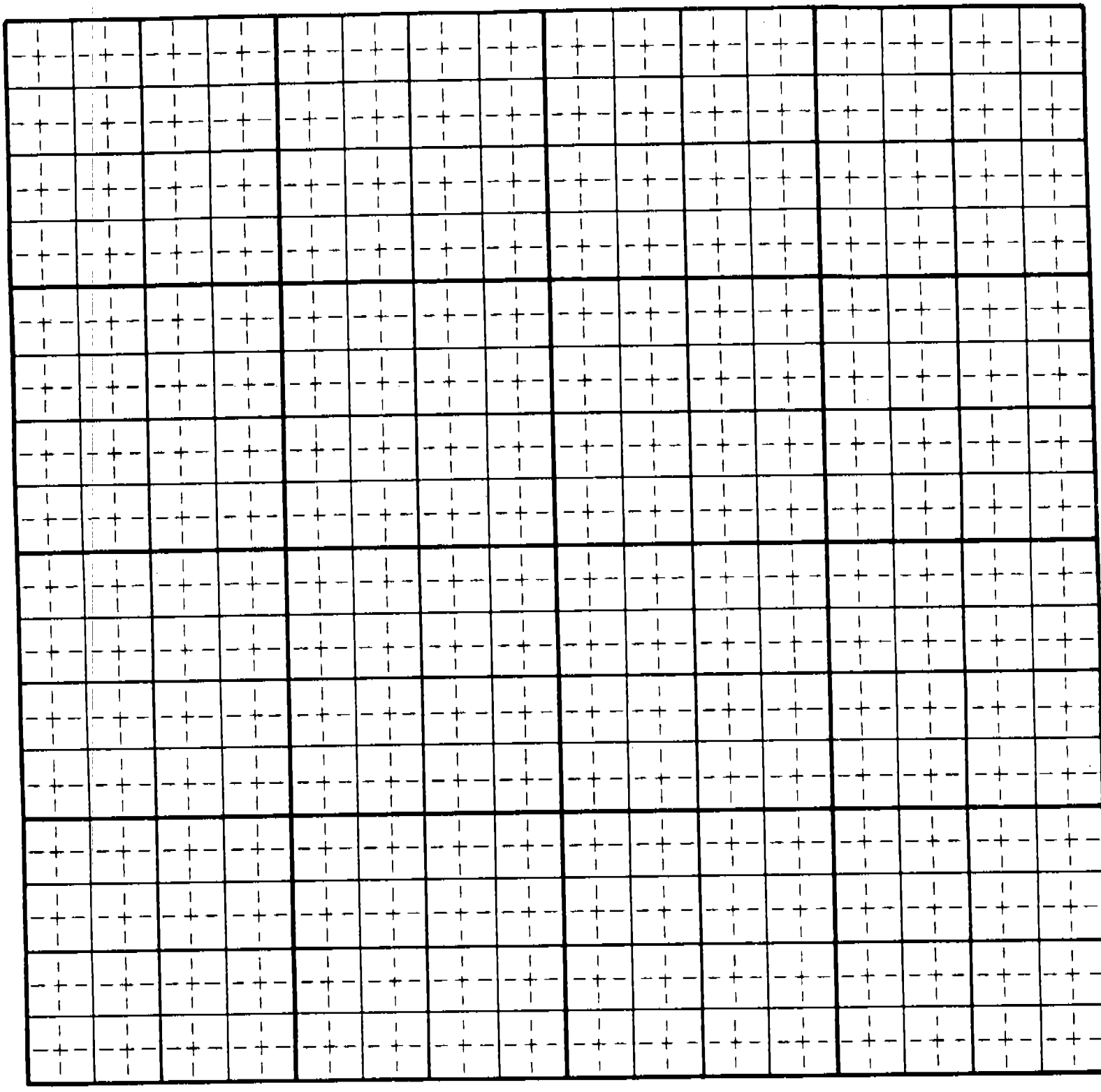
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See set of maps accompanying all Owsley Canal Company claims



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DEC 0 9 1992

Last Name Owsley Canal Co. Ident No. 31-2265

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ____ Posted Notice ____ License X Permit ____
Decree ____
If applicable provide IDWR Water Right Number 31-2265
Court ____ Case Number ____ Decree Date ____
Plaintiff vs 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 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 Vice President (Title) of Owsley Canal Company (Organization), that I have signed the foregoing document in the space below as Vice President (Title) of said corporation (Organization) and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Lynn Wood

Title and Organization Vice Pres., Owsley Canal Company Date Nov. 30, 1988

State of Idaho/or ____)
) SS.
County of Bonneville)

Subscribed and sworn (or affirmed) before me this 30th day of November 1988

SEAL

Notary Public Kent W. Foster

Residing at Idaho Falls, Idaho

My Commission Expires November 10, 1992

Please Print Name

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 P.O. Box 50130, Idaho Falls, Idaho 83405

Date November 30, 1988

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Last Name Owsley Canal Co. Ident. Number 31-2265

Copies White-State, Yellow-Claimant

ATTACHMENT "A"

DESCRIPTION OF
EXISTING DIVERSION WORKS

The Owsley Canal Company diversions fall into four categories:

1. Diversions from Mud Lake in Section 1, T6N, R34E.

Water under all rights to the natural flows of Mud Lake and its tributaries, water diverted by the Bybee wells, and at times much of the water diverted by the North Lake wells, as well as water under all storage rights in connection with such sources, flows from Mud Lake through the main intake canal of the company to the main lift pumping station located just south of Highway 28 in the NW1/4NW1/4 of Section 24, T6N, R34E. There are four pumps at the main lift station, three 200 HP pumps and one 150 HP pump. The pumps lift water about seventeen feet and produce some 329 cfs of flow in the canal system. In addition some water is diverted through the Level Canal Company intake from Mud Lake in the SW1/4SW1/4 Section 34, T7N, R34E and then recaptured by means of a pump located on the south bank of said canal in the SE1/4SE1/4 Section 33 of said township and range for the irrigation of some two hundred acres of farm land. This is referred to as the Shively (tenant) or Staley (landowner) diversion.

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2. Diversions of groundwater at the Bybee well field in Section 25, T7N, R35E.

When these wells were first drilled, the water flowed from them under pressure in the amount of about 200 cfs. Over the years the number of wells and the depth has been increased, and pumps have been installed to produce the 200 cfs. There are now eight wells with pumps. They range in depth from twenty-two feet to one hundred feet. There are six 100 HP pumps, one 75 HP pump and one 60 HP pump. Water from the wells is collected in a system of ditches with a large sump and discharged through a concrete and earthen structure into Camas Creek. It flows through the channel of Camas Creek to Mud Lake from which it is then rediverted as described above.

3. Diversions of groundwater at the North Lake well field in Sections 13, 18, 19 and 24 of T7N, R34E.

There are some sixteen drilled wells in this location, eleven are currently in use. Their combined maximum capacity is 197.66 cfs. The depth of nearly all eleven producing wells is one hundred feet. All but one of the pumps are 75 HP pumps; one is a 60 HP pump. These wells discharge into a system of collection ditches which feed a main ditch running in a generally southwesterly direction to a bifurcation structure in Section 34 of said township and range. From the bifurcation structure, water is either delivered south into Mud Lake for rediversion as described above, or in a southwesterly direction to the west lift pumps of the company, sometimes referred to as the "Sparks Pumps". This lift station is located in the

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SW1/4SW1/4 of Section 33, T7N, R34E where the water is lifted some fifteen feet into the Owsley Canal system.

4. Diversions of wastewater within the Owsley Canal system by means of subpumps.

There are twelve subpumps located strategically throughout the Owsley system for the purpose of pumping excess tailwater and subwater from irrigation of the lands back into either the canal system or Mud Lake for reuse. These are relatively smaller pumps ranging in size from 3 HP to 20 HP and lift water eight to eighteen feet.

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ATTACHMENT "B"

STORAGE RIGHTS IN MUD LAKE

Under the federal court decree in the case of Ernest Sauve v. W. H. Abbott, et al., Case No. 635, entered November 1, 1930, the watermaster is charged with the responsibility of accounting for water stored in Mud Lake during the nonirrigation season on the basis of priorities to the use of the waters of Mud Lake and its tributaries during the irrigation season.

As a result of the drilling of wells which for many years resulted in the flow of significant amounts of water therefrom without the necessity of pumping, other court decrees have resulted which also impact such storage rights. Notable among such decrees is the one entered by the District Court of the Ninth Judicial District for Jefferson County in the case of Owsley Canal Company v. Ernest Bauerle, et al., Case No. 1739, on October 14, 1940.

By the early 1960's, most of such flowing wells had ceased to flow in average water years, either during the irrigation or nonirrigation season. Pumps were installed and in very recent years some wells have been deepened in order to provide the

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required amounts of water. Coincidentally with the increased number of groundwater diversions in the areas surrounding Mud Lake, wintertime flows from Camas Creek and the other tributaries have, in many of the past twenty to twenty-five years, been insufficient to fill Mud Lake.

In response to the need to fill Mud Lake during the nonirrigation season, for the benefit of all holders of natural flow and storage rights therein; a practice has developed of pre-irrigation season pumping from many of the same wells which are the subject of the Owsley v. Bauerle decree, as well as some other wells. The pre-season pumping has been done pursuant to an agreement entered into by all those who hold rights to the use of the waters of Mud Lake. A copy of the agreement currently in effect is attached hereto.

Claimant has made a claim for storage rights under each of its natural flow rights. The storage capacity of Mud Lake is only 45,000 acre feet, which is far less than the combined total of the potential storage rights of all holders of such rights. In addition to the limitations imposed upon such claimed storage rights by nature, by the size of the storage facility, by the applicable decrees of courts and the priorities provided therein, such storage rights have been and are presently subject to the practice described in the attached current pre-season pumping agreement.

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ATTACHMENT "C"

OWSLEY CANAL COMPANY SERVICE AREA
DESCRIPTION OF PLACE OF USE

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	34E	3					40	40	40	40	40	40	40	40	40	40	40	40	480
		4	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		5	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		7	40	40	40	40									40	40	40	40	320
		8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		10	40	40	40	40	20	40	40	40	40	40	40	40	40	40	40	40	620
		11									40	40	40	40	40	40	40	40	320
		13						40	40		40	40	40	40	40	40	40	40	400
		14	40	40	40	40					40	40	40	30	40	40	40	40	470
		15					40	40	40	40	40	40	40	40	40	40	40	40	480
		16	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		17	40	40	40	40	40	40	40	40	40	40	40	40	40	40	30	25	615
		20	25	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	625
		21	40	40	40	40	40	25	40	40	40	40	40	40	40	40	40	40	625
		22	20	40	40	40	40	20	40	40	40	40	40	40	40	40	40	40	600
		23	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		24	40	40	40	40	10	40	40	30	40	40	40	40	40	40	40	40	600
		25	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		26	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		27	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		28	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		29	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		34	40	40	40	40	40			40	40	40	40	40	40	40	40	40	560
		35	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
6N	35E	8										40	40	40			40	40	200
		17					40	40	40	40	40	40	40	40					320
		18	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		19	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		20	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		29					40	40	40	40	40	40	10	40					290
		30	40	40	40	40	40	25	25	40	40	40	40	40	40	[illegible]	[illegible]	40	610
7N	34E	32												40			40	40	120
		33										10	40	40			30	10	130

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ATTACHMENT "D"

OWSLEY CANAL COMPANY

LIST OF WATER RIGHTS FOR SERVICE AREA

A. Mud Lake and Tributaries

31-0065
31-0168
31-0188
31-0184
31-0166
31-0263
31-0147
31-0052
31-0104
31-0105
31-0162
31-0159
31-0185
31-0163
31-0006
31-0169
31-0237
31-0034
31-0035
31-0187
31-0036
31-0037
31-0232
31-0038
31-0186
31-0363

B. Bybee Well Field

31-0327
31-0328
31-0329
31-0330

C. North Lake Well Field

31-2239
31-2265
31-2341
31-2342
31-2343
31-2344
31-2345
31-7005

D. Wastewater

31-2276

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RECEIVED

SEP 10 2001

Department of Water Resources

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

In Re SRBA)
)
Case No. 39576)
)
)
)

A. **Subcase** 31-02265
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Mud Lake Water Users, Inc.
Address: 1400 E. 1500 N.; P.O. Box 68; Terreton, Idaho 83450
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

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NOV 05 2002

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be: _____

2. ☐ **Source**
   Should be: _____

3. ☐ **Quantity**
   Should be: _____

4. ☐ **Priority Date**
   Should be: _____

5. ☒ **Point(s) of Diversion**
   Should be: See attached

6. ☐ **Instream Flow Description**
   Should be: _____

7. ☐ **Purpose(s) of Use**
   Should be: _____

8. ☐ **Period of Year**
   Should be: _____

9. ☐ **Place of Use**
   Should be: _____

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. One of the claimed PODs does not exist. See attached POD. Claimant's water right should not include this POD.

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F. **VERIFICATION** (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: September 7, 2001

Linda C. Buck

LINDA C. BUCK NOTARY PUBLIC STATE OF IDAHO

Notary Public for State of Idaho
Residing at: Mountain Home, ID.
My Commission Expires: 12-21-2005

SF.1 - Objection, amended 10/16/97
9/7/01

31-02260

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NOV 8 5 2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on September 7 , 2001, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Mud Lake Water Users, Inc.
Address: 1400 E. 1500 N.; P.O. Box 68; Terreton, Idaho 83450
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney mailing on Objector's behalf

SCANNED

05/04/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-2265

NAME AND ADDRESS: MUD LAKE WATER USERS INC
1400 E 1500 N
PO BOX 68
TERRETON ID 83450

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 64.400 CFS
23,375.90 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 174,269.3 ACRE FEET. COMBINED RIGHT NOS.: 31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 503.21 CFS FROM MAY 1 THROUGH NOV 1 AND A TOTAL COMBINED DIVERSION RATE OF 643.21 CFS FROM MARCH 1 THROUGH APRIL 30 WHEN AUTHORIZED BY AN EARLY PUMPING PLAN APPROVED BY THE WATERMASTER. COMBINED RIGHT NOS.: 31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432.

PRIORITY DATE: 05/22/1940

POINT OF DIVERSION:

T07N R34E S13 SWSWNE Within JEFFERSON County
T07N R34E S13 SESE Within JEFFERSON County
T07N R34E S23 SENENE Within JEFFERSON County
T07N R34E S24 SWNENE Within JEFFERSON County
T07N R34E S24 NENWNE Within JEFFERSON County
T07N R34E S24 SWNWNW Within JEFFERSON County
T07N R35E S13 SWSWSW Within JEFFERSON County
T07N R35E S14 SESE Within JEFFERSON County
~~T07N~~ R35E S14 SESE Within JEFFERSON County
T07N R35E S18 SWSW Lot 4 Within JEFFERSON County
T07N R35E S19 NWNW Lot 1 Within JEFFERSON County
T07N R35E S19 NENWNW Lot 1 Within JEFFERSON County
T07N R35E S19 NESWNW Lot 2 Within JEFFERSON County
T07N R35E S19 NESENW Within JEFFERSON County
T07N R35E S22 SENESE Within JEFFERSON County
T07N R35E S23 SWNWSW Within JEFFERSON County
T07N R35E S23 SWSW Within JEFFERSON County
T07N R35E S25 NWSWSW Within JEFFERSON County
T07N R35E S25 NWSWSW Within JEFFERSON County
T07N R35E S25 NWSWSW Within JEFFERSON County
T07N R35E S25 SWSWSW Within JEFFERSON County
T07N R35E S25 SWSWSW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 NESESW Within JEFFERSON County
T07N R35E S25 SESESW Within JEFFERSON County
T07N R35E S25 SENWSE Within JEFFERSON County

Issue:
Circled points of diversion are on public land.

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NOV 05 2002

05/04/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

T07N R35E S26 NESESE Within JEFFERSON County
T07N R35E S26 NWSESE Within JEFFERSON County
T07N R35E S27 NWNE Within JEFFERSON County
T07N R35E S36 NENW Within JEFFERSON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		

PLACE OF USE:

PLACE OF USE WITHIN THE BOUNDARY OF MUD LAKE WATER USERS, INC. TOTAL IRRIGATED ACRES 24261.3.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 17,240.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-2239, 31-2265, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24261.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-327, 31-328, 31-329, 31-330,31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-2290, 31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005, 31-11430, 31-11432, (GROUNDWATER), 31-2276, (WASTEWATER), 31-6, 31-34, 31-35, 31-36, 31-37, 31-38, 31-52, 31-65, 31-104, 31-105, 31-147A, 31-159, 31-162, 31-163, 31-166, 31-168, 31-169, 31-184, 31-185,31-186, 31-187, 31-188, 31-232, 31-237, 31-263, 31-363, (OWLSEY DIVISION SURFACE WATER), 31-134, 31-135, 31-143, 31-144, 13-190, 31-192, (JACKETT DIVISION SURFACE WATER), 31-344, 31-345, 31-354, 31-355, 31-360, 31-361, 31-10957, 31-10958, 31-10959, 31-10960, 31-10961, 31-10962 (HOLLEY DIVISION SURFACE WATER).

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.
THE ADMINISTRATION OF THIS WATER RIGHT IS ALSO SUBJECT TO THE AGREEMENT OF WATER RIGHT OWNERS REGARDING MUD LAKE WATER DELIVERY DATED APRIL 17, 2001, WHICH IS ON FILE IN THE RECORDS OF THE CLERK AND RECORDER OF JEFFERSON COUNTY, IDAHO, INSTRUMENT NUMBER 307626.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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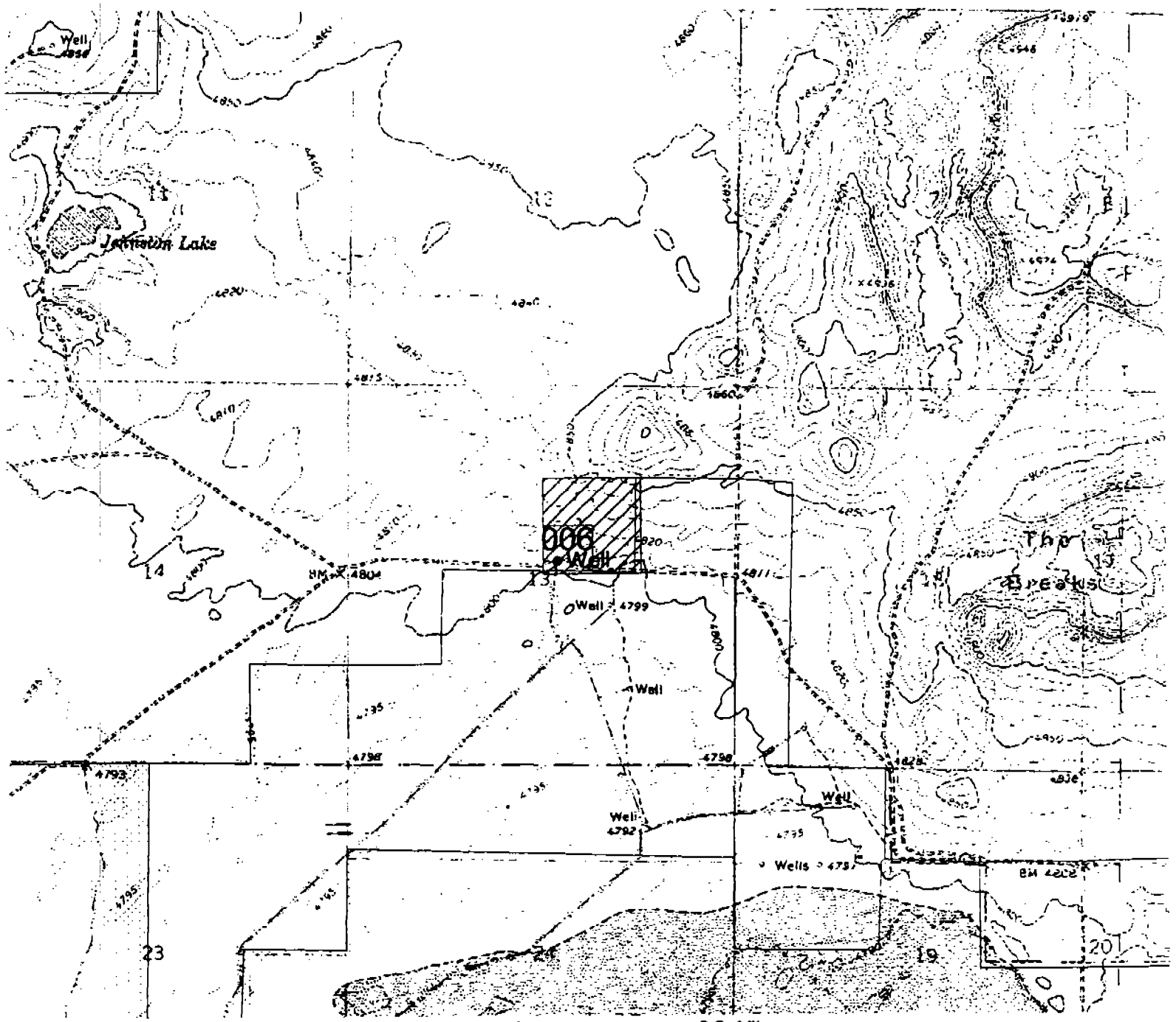
NOV 05 2002

Basin 31 - Private Irrigation Claims Filed in the SRBA With PODs/POUs on Public Land
Mud Lake Water Users, Inc. (Claimant)
31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-229
31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005
T.07N, R.34E, S.13 SWSWNE (Map ID #006) (POD - well)
Mud Lake NW Quad



0.5 0 0.5 Miles
1:24,000 Scale

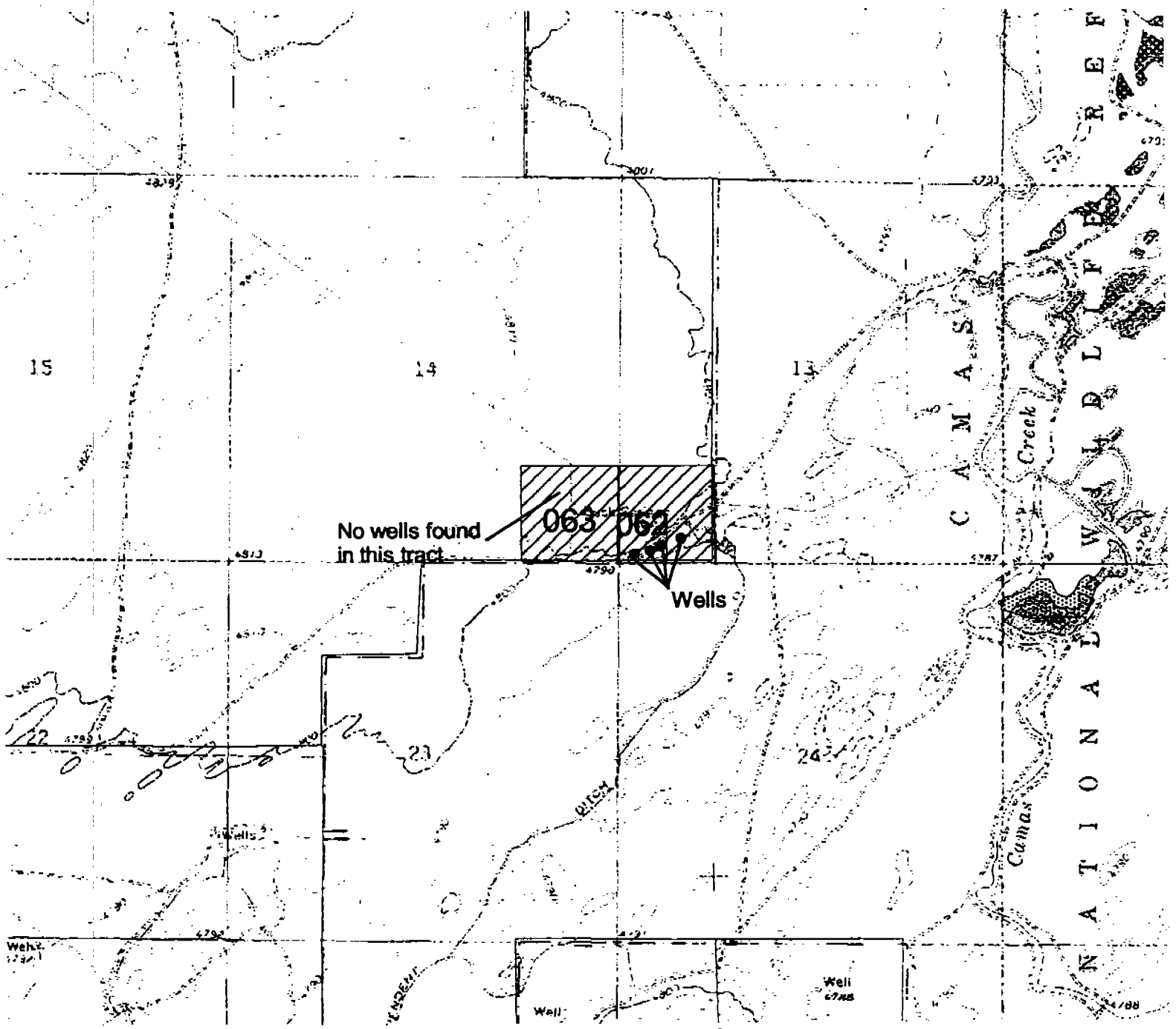
- Mudlake_gpsdata_06_62_63.shp
- Mudlake_mapids06_62_63.shp
- Temp.shp
- Info_plo_own_mtpupdate.shp
- B.L.M.
- Bureau of Indian Affairs
- Department of Energy
- Forest Service
- Military Reservations
- National Parks & Monuments
- Open water
- Private
- State of Idaho
- U.S. Fish & Wildlife Service

N

SCANNED
NOV 0 5 2002

DRAFT: PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.
Projection Universal Transverse Mercator
Zone 12, 1927 North American Datum
No warranty is made by the Bureau of Land Management
as to the accuracy, reliability, or completeness of
this data for individual or aggregate use with other data.
Prepared by Deena Teel on 7/18/2001 from digitized data and
GPS data collected on 7/3/2001.

Basin 31 - Private Irrigation Claims Filed in the SRBA With PODs/POUs on Public Land
Mud Lake Water Users, Inc. (Claimant)
31-327, 31-328, 31-329, 31-330, 31-331, 31-332, 31-336B, 31-337B, 31-371, 31-2239, 31-2265, 31-2289, 31-229
31-2297, 31-2310, 31-2317A, 31-2317B, 31-2321, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-7005
T.07N, R.35E, S.13 SWSWSW (Map ID #062) (POD - wells)
T.7N, R.35E, S.14 SESE (Map ID #063) (POD)
Rays Lake Quad



Mudlake_gpedata_06_62_63.shp
Mudlake_mapids06_62_63.shp
Temp.shp
ifto_pfo_own_mtpupdate.shp
B.L.M.
Bureau of Indian Affairs
Department of Energy
Forest Service
Military Reservations
National Parks & Monuments
Open water
Private
State of Idaho
U.S. Fish & Wildlife Service

DRAFT: PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.
Projection Universal Transverse Mercator
Zone 12, 1927 North American Datum
No warranty is made by the Bureau of Land Management
as to the accuracy, reliability, or completeness of
this data for individual or aggregate use with other data.
Prepared by Deena Teel on 7/18/2001 from digitized data and
GPS data collected on 7/2/2001.

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01/16/2001

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: ~~February~~ March 9, 2001

Water right number: 31-2265

MUD LAKE WATER USERS INC
1400 E 1500 N
PO BOX 68
TERRETON, ID 83450

Daytime Telephone Number: (208)663-4359
Evening Telephone Number:

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: 2-12-2001 **SIGNATURE:** Garth Soderquist

Please print your name: _____ MUD LAKE WATER USERS, INC.
P.O. BOX 68
TERRETON, ID 83450

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, (208) 525-7161

SCANNED
NOV 05 2002

State of Idaho
License and Certificate of Water Right

Water License No. 19085 Amount 64.4 c.f.s.

Water District No. Priority May 22, 1940

THIS IS TO CERTIFY that OWSLEY CANAL COMPANY

of Terreton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 22, 1940; that Permit No. 19085 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 87.2 second feet, was issued thereunder on October 30, 1952, showing that said works were completed on the 28th day of December, 1951; and that on the 14th day of November, 1955,

OWSLEY CANAL COMPANY

of Terreton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of wells, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. 19085 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6969, on the 22nd day of September, 1960;

The right hereby confirmed dates from May 22, 1940;

The Point of Diversion is located SW¼NE¼, NW¼SE¼, SW¼SE¼, Sec. 13; NW¼NE¼ in the NE ¼ - NE ¼ Sec. 24, Tp. 7 N., R. 34 E., B. M. County of Jefferson

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 64.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17,240 acres		in Sec.	32, 33, T. 7 N., R. 34 E.; Sec. 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 35, T. 6 N., R. 34 E.; Sec. 8, 17, 18, 19, 20, 29, 30, T. 6 N., R. 35 E., B.M.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of September, 1960.

/s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

31 2265

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5335
WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

This is to certify that: **OWSLEY CANAL CO**
C/O GARTH SODERQUIST
PO BOX 68
TERRETON ID 83450

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 31-00327 :			
IRRIGATION	04/15 to 10/15	** 110.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	110.00 CFS	
Priority: 00/00/0000			
Right No. 31-00328 :			
IRRIGATION	04/15 to 10/15	** 110.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	100.00 CFS	
Priority: 00/00/0000			
Right No. 31-00329 :			
IRRIGATION	04/15 to 10/15	** 50.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	50.00 CFS	
Priority: 00/00/0000			
Right No. 31-00330 :			
IRRIGATION	04/15 to 10/15	** 80.00 CFS	
DIVERSION TO STORA	10/16 to 04/14	80.00 CFS	
Priority: 00/00/0000			
Right No. 31-00331 :			
IRRIGATION	04/15 to 10/15	24.00 CFS	
Priority: 09/10/1928			
Right No. 31-00332 :			
IRRIGATION STORAGE	01/01 to 12/31		5000.0 AF
Priority: 01/25/1930			

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TRANSFER NO. 5335
WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 31-00336B :			
IRRIGATION	04/15 to 10/15	11.05 CFS	
Priority: 04/27/1932			
Right No. 31-00337B :			
IRRIGATION	04/15 to 10/15	17.00 CFS	
Priority: 12/15/1932			
Right No. 31-00371 :			
IRRIGATION	04/15 to 10/15	23.00 CFS	
Priority: 09/10/1928			
Right No. 31-02239 :			
IRRIGATION	04/15 to 10/15	40.00 CFS	16899.4 AF
Priority: 01/25/1930			
Right No. 31-02265 :			
IRRIGATION	04/15 to 10/15	64.40 CFS	23375.9 AF
Priority: 05/22/1940			
Right No. 31-02289 :			
IRRIGATION	04/15 to 10/15	3.20 CFS	560.0 AF
Priority: 01/13/1949			
Right No. 31-02290 :			
IRRIGATION	04/15 to 10/15	3.60 CFS	840.0 AF
Priority: 02/14/1949			
Right No. 31-02297 :			
IRRIGATION	04/15 to 10/15	6.00 CFS	1190.0 AF
Priority: 12/29/1949			
Right No. 31-02310 :			
IRRIGATION	04/15 to 10/15	5.80 CFS	1015.0 AF
Priority: 09/24/1952			
Right No. 31-02317A :			
IRRIGATION	04/15 to 10/15	8.08 CFS	1414.0 AF
Priority: 02/28/1953			

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 31-02317B :			
IRRIGATION	04/15 to 10/15	1.90 CFS	332.5 AF
Priority: 10/27/1956			
Right No. 31-02321 :			
IRRIGATION	04/15 to 10/15	1.92 CFS	336.0 AF
Priority: 04/25/1953			
Right No. 31-02341 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02342 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02343 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02344 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02345 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-07005 :			
IRRIGATION	04/15 to 10/15	13.26 CFS	4939.4 AF
Priority: 12/04/1967			
	TOTAL:	*** 643.21 CFS	

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 13, Township 07N, Range 34E
SESE , Sec. 13, Township 07N, Range 34E
NENE , Sec. 23, Township 07N, Range 34E
NENE , Sec. 24, Township 07N, Range 34E
NWNE , Sec. 24, Township 07N, Range 34E

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 24, Township 07N, Range 34E
SWSW , Sec. 13, Township 07N, Range 35E
SESE , Sec. 14, Township 07N, Range 35E
Lot 4(SESW), Sec. 18, Township 07N, Range 35E
Lot 1(NWNW), Sec. 19, Township 07N, Range 35E
SWNW , Sec. 19, Township 07N, Range 35E
SENW , Sec. 19, Township 07N, Range 35E
NESE , Sec. 22, Township 07N, Range 35E
NWSW , Sec. 23, Township 07N, Range 35E
SWSW , Sec. 23, Township 07N, Range 35E
SWSW , Sec. 25, Township 07N, Range 35E
SESW , Sec. 25, Township 07N, Range 35E
NWSE , Sec. 25, Township 07N, Range 35E
SESE , Sec. 26, Township 07N, Range 35E
NWNE , Sec. 27, Township 07N, Range 35E
NENW , Sec. 36, Township 07N, Range 35E
JEFFERSON County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
06N	34E	3	NENW	26	NWNW	35	SWNW	40	
			SENW	40	NESW	40	NWSW	40	
			SWSW	40	SESW	40	NESE	40	
			NWSE	40	SWSE	40	SESE	40	461
		4	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		5	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		7	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NESE	40	NWSE	40	
			SWSE	40	SESE	40			320
		8	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 31-02317B :			
IRRIGATION	04/15 to 10/15	1.90 CFS	332.5 AF
Priority: 10/27/1956			
Right No. 31-02321 :			
IRRIGATION	04/15 to 10/15	1.92 CFS	336.0 AF
Priority: 04/25/1953			
Right No. 31-02341 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02342 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02343 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02344 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-02345 :			
IRRIGATION	04/15 to 10/15	16.00 CFS	5839.4 AF
Priority: 09/03/1954			
Right No. 31-07005 :			
IRRIGATION	04/15 to 10/15	13.26 CFS	4939.4 AF
Priority: 12/04/1967			
	TOTAL:	*** 643.21 CFS	

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 13, Township 07N, Range 34E
SESE , Sec. 13, Township 07N, Range 34E
NENE , Sec. 23, Township 07N, Range 34E
NENE , Sec. 24, Township 07N, Range 34E
NWNE , Sec. 24, Township 07N, Range 34E

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 24, Township 07N, Range 34E
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SESE , Sec. 14, Township 07N, Range 35E
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Lot 1(NWNW), Sec. 19, Township 07N, Range 35E
SWNW , Sec. 19, Township 07N, Range 35E
SENW , Sec. 19, Township 07N, Range 35E
NESE , Sec. 22, Township 07N, Range 35E
NWSW , Sec. 23, Township 07N, Range 35E
SWSW , Sec. 23, Township 07N, Range 35E
SWSW , Sec. 25, Township 07N, Range 35E
SESW , Sec. 25, Township 07N, Range 35E
NWSE , Sec. 25, Township 07N, Range 35E
SESE , Sec. 26, Township 07N, Range 35E
NWNE , Sec. 27, Township 07N, Range 35E
NENW , Sec. 36, Township 07N, Range 35E
JEFFERSON County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
06N	34E	3	NENW	26	NWNW	35	SWNW	40	
			SENW	40	NESW	40	NWSW	40	
			SWSW	40	SESW	40	NESE	40	
			NWSE	40	SWSE	40	SESE	40	461
		4	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		5	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		7	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NESE	40	NWSE	40	
			SWSE	40	SESE	40			320
		8	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		9	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		10	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	20	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					620
		11	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		13	NWNW	40	SWNW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					400
		14	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NESW	40	NWSW	40	
			SWSW	40	SESW	36	NESE	40	
			NWSE	40	SWSE	27	SESE	37	460
		15	NENW	40	NWNW	40	SWNW	40	
			SENW	40	NESW	40	NWSW	40	
			SWSW	40	SESW	36	NESE	40	
			NWSE	40	SWSE	40	SESE	40	476
		16	NENE	40	NWNE	40	SWNE	40	
			SENE	25	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					625
		17	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	

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TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	20	NWSE	40	SWSE	10	
			SESE	10					560
		20	NENE	30	NWNE	35	SWNE	40	
			SENE	40	NENW	40	NWNW	30	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					615
		21	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	25	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					625
		22	NENE	20	NWNE	20	SWNE	40	
			SENE	40	NENW	36	NWNW	20	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					576
		23	NENE	15	NWNE	40	SWNE	40	
			SENE	40	NENW	35	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					610
		24	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	10	NWNW	30	
			SWNW	40	SENW	30	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					590
		25	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		26	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	

RECEIVED
SCANNED FEB 1 1 '03
NOV 0 5 2002

TRANSFER NO. 5335
WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		27	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		28	NENE	40	SWNE	40	SENE	40	
			NENW	40	NWNW	40	SWNW	40	
			SENW	40	NESW	40	NWSW	40	
			SWSW	40	SESW	40	NESE	40	
			NWSE	40	SWSE	40	SESE	40	600
		29	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		34	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	SENW	40	
			NESW	40	NWSW	40	SWSW	40	
			SESW	40	NESE	40	NWSE	40	
			SWSE	40	SESE	40			560
		35	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
	35E	1	NWNW	4					4
		2	NENE	40	NWNE	40	SWNE	40	
			SENE	8	NESW	32	NWSW	40	
			SWSW	40	SESW	38	NWSE	40	
			SWSE	40					358
		3	Lot 1 (NENE)	41.9	Lot 2 (NWNE)	41.7	SWNE	40	
			SENE	40	Lot 3 (NENW)	41.5	Lot 4 (NWNW)	35	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	

SCANNED

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES			ACRES			ACRES	TOTAL
				SESE 40							640.1
	4	Lot	4 (NWNW)	7			NESW 40			NWSW 40	
				SWSW 40			SESW 40			NESE 40	
				NWSE 40			SWSE 40			SESE 40	327
	5	Lot	1 (NENE)	41.2	Lot	2 (NWNE)	38			SWNE 40	
				SENE 40			NESW 40			SESW 40	
				NESE 40			NWSE 40			SWSE 40	
				SESE 40							399.2
	8			NENE 40			NWNE 40			SWNE 40	
				SENE 40			NENW 40			NWNW 40	
				SWNW 40			SENW 40			NESW 40	
				NWSW 40			SWSW 40			SESW 40	
				NESE 40			NWSE 40			SWSE 40	
				SESE 40							640
	9			NENE 40			NWNE 40			SWNE 40	
				SENE 40			NESW 40			NWSW 40	
				SWSW 40			SESW 40			NESE 40	
				NWSE 40			SWSE 40			SESE 40	480
	10			NENE 40			SWNE 40			SENE 40	
				SENW 40			NESW 40			NWSW 40	
				SWSW 40			SESW 40			NESE 40	
				NWSE 40			SWSE 40			SESE 40	480
	11			NENW 40			NWNW 30			SWNW 40	
				SENW 40			NESW 40			NWSW 40	
				SESW 40							270
	14			NESW 10			NWSW 40				50
	15			NENE 34			NWNE 40			SWNE 40	
				SENE 40			NENW 40			NWNW 40	
				SWNW 40			SENW 40			NESW 40	
				NWSW 40			SWSW 40			SESW 40	
				NESE 40			NWSE 40			SWSE 40	
				SESE 40							634
	16			NENE 40			NWNE 40			SWNE 40	
				SENE 40			NENW 40			NWNW 40	
				SWNW 40			SENW 40			NESW 40	
				NWSW 40			SWSW 40			SESW 40	
				NESE 40			NWSE 40			SWSE 40	
				SESE 40							640
	17			NENE 40			NWNE 40			SWNE 40	
				SENE 40			NENW 40			NWNW 40	
				SWNW 40			SENW 40			NESW 40	

MICROFILMED
FEB 1 1 1999
CANCELLED
NOV 0 5 '07

TRANSFER NO. 5335

WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		18	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		19	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		20	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
		22	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	SENW	40	
			NESW	40	NESE	40	NWSE	40	
			SWSE	40	SESE	40			440
		29	NENW	40	NWNW	40	SWNW	40	
			SENW	40	NESW	40	NWSW	40	
			SWSW	10	SESW	40			290
		30	NENE	40	NWNE	40	SWNE	40	
			SENE	40	NENW	40	NWNW	40	
			SWNW	40	SENW	40	NESW	40	
			NWSW	40	SWSW	40	SESW	40	
			NESE	40	NWSE	40	SWSE	40	
			SESE	40					640
07N	34E	32	SESW	40	SWSE	40	SESE	40	120
		33	NWSW	10	SWSW	20	SESW	40	
	35E	32	Lot 8 (SWSE)	2	Lot 7 (SESE)	18			20
		33	SWSW	1					1
		35	NESE	38	NWSE	34	SWSE	34	
			SESE	38					144
		36	NESW	40	NWSW	40	SWSW	38	118

Total number of acres irrigated: * 24261.3

MICROFILMED
FEB 11 1999

TRANSFER NO. 5335
WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330 31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239 31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A 31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344 31-02345/31-07005

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.

*** 9. The total instantaneous diversion of water from all points of diversion under Transfer 5335 shall not exceed 503.21 cfs during the irrigation season.

10. Approval of Transfer 5335 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

** 11. Rights 31-00327, 31-00328, 31-00329 and 31-00330 when combined shall not exceed a total diversion rate of 200.00 cfs during the irrigation season, and may be diverted at their full authorized rate of diversion into Mud Lake for storage purposes during the non-irrigation season.

* 12. Right 31-02289 is limited to irrigation of 160.0 acres in the place of use described above in a single irrigation season.

* 13. Right 31-02290 is limited to irrigation of 240.0 acres in the place of use described above in a single irrigation season.

* 14. Right 31-02297 is limited to irrigation of 340.0 acres in the place of use described above in a single irrigation season.

MICROFILMED
FEB 11 1999

TRANSFER NO. 5335
WATER RIGHT NO(S). 31-00327/31-00328/31-00329/31-00330
31-00331/31-00332/31-00336B/31-00337B/31-00371/31-02239
31-02265/31-02289/31-02290/31-02297/31-02310/31-02317A
31-02317B/31-02321/31-02341/31-02342/31-02343/31-02344
31-02345/31-07005

CONDITIONS OF APPROVAL AND REMARKS

* 15. Right 31-02310 is limited to irrigation of 290.0 acres in the place of use described above in a single irrigation season.

* 16. Right 31-02317A is limited to irrigation of 404.0 acres in the place of use described above in a single irrigation season.

* 17. Right 31-02317B is limited to irrigation of 95.0 acres in the place of use described above in a single irrigation season.

* 18. Right 31-02321 is limited to irrigation of 96.0 acres in the place of use described above in a single irrigation season.

* 19. Rights 31-00336B, 31-00337B, 31-02289, 31-02290, 31-02297, 31-02310, 31-02317A, 31-02317B and 31-02321 when combined shall not exceed the irrigation of 3107.2 acres in the place of use described above in a single irrigation season.

* 20. Right 31-02239 is limited to the irrigation of 13,480.0 acres in the place of use described above in a single irrigation season.

* 21. Right 31-07005 is limited to the irrigation of 17,088.0 acres in the place of use described above in a single irrigation season.

* 22. Rights 31-02239, 31-02265, 31-02341, 31-02342, 31-02343, 31-02344, 31-02345 and 31-07005 when combined shall not exceed the irrigation of 17,240.0 acres in the place of use described above in a single irrigation season.

23. Two points of diversion are located within SESE, S14, T07N, R35E.

24. Two points of diversion are located within Lot 1(NWNW), S19, T07N, R35E.

25. Five points of diversion are located within SWSW, S25, T07N, R35E.

26. Seven points of diversion are located within NWSE, S25, T07N, R35E.

27. Two points of diversion are located within SESE, S26, T07N, R35E.

Dated this 8th day of February, 1999.

J. Glen Saxton

Chief, Water Allocation Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4383
WATER RIGHT NO. 31-02265

This is to certify that: **OWSLEY CANAL CO**
C/O GARTH SODERQUIST
PO BOX 68
TERRETON ID 83450

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	04/15 to 10/15	64.40 CFS	23,375.9 AF

SOURCE

GROUNDWATER

Priority: 05/22/1940

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 13, Township 07N, Range 34E
SWSE , Sec. 13, Township 07N, Range 34E
SENE , Sec. 23, Township 07N, Range 34E
NENE , Sec. 24, Township 07N, Range 34E
NWNE , Sec. 24, Township 07N, Range 34E
NWNW , Sec. 24, Township 07N, Range 34E
SWSW , Sec. 18, Township 07N, Range 35E
NENW , Sec. 19, Township 07N, Range 35E
NWNW , Sec. 19, Township 07N, Range 35E
SWNW , Sec. 19, Township 07N, Range 35E
SENW , Sec. 19, Township 07N, Range 35E
JEFFERSON County

PLACE OF USE: IRRIGATION
SEE REMARKS

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 31.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

AMENDED

MAR 2 2 1995

TRANSFER NO. 4383
WATER RIGHT NO. 31-02265

CONDITIONS/REMARKS:

3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4383 shall not exceed 64.4 cfs, nor total combined annual volume of 23,375.9 afa.
9. The well previously used under Right No. 31-02265 shall be abandoned in a manner which complies with Department well abandonment rules.
10. Right No. 31-02265 is limited to the irrigation of 17,240 acres located within the Owsley Canal Company service area.

Dated this 2nd day of February, 1995.

R. Keith Higginson

Chief, Water Alloc. Bureau

AMENDED

MAR 2 2 1995

SCANNED

NOV 03 '97

State of Idaho
License and Certificate of Water Right

Water License No. 19085 Amount 64.4 c.f.s.

Water District No. Priority May 22, 1940

THIS IS TO CERTIFY that OWSLEY CANAL COMPANY

of Terreton, Idaho , made application for a permit to appropriate the public waters of the State of Idaho, dated May 22 , 1940 ; that Permit No. 19085 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 87.2 second feet, was issued thereunder on October 30 , 19 52 , showing that said works were completed on the 28th day of December , 1951 ; and that on the 14th day of November , 19 55 ,

OWSLEY CANAL COMPANY

of Terreton , State of Idaho , made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of wells , a tributary of subterranean flow , for the purpose of irrigation , under Use Permit No. 19085 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6969 , on the 22nd day of September , 19 60 ;

The right hereby confirmed dates from May 22 , 1940 ;

The Point of Diversion is located $SW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 13; $NW\frac{1}{4}NE\frac{1}{4}$ in the NE ¼ NE ¼, Sec. 24 , Tp. 7 N. , R. 34 E. , B. M. County of Jefferson

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 64.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17,240 acres		in Sec.	32, 33, T. 7 N., R. 34 E.; Sec. 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 35, T. 6 N., R. 34 E.; Sec. 8, 17, 18, 19, 20, 29, 30, T. 6 N., R. 35 E., B.M.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of September , 19 60 .

/s/ GEO. N. CARTER
State Reclamation Engineer.

(SEAL)

MEMORANDUM

TO: Files 31-00327/00328/00329/00330/00331/00332/00336B/00337B/00371/02239/02265/02289/02290/02297/02310/02317A&B/02321/02341/02342/02343/02344/02345/07005

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5335

DATE: February 9, 1999

Transfer 5335 combines the groundwater rights of the Holley Water Users, Jackett Canal Co, and Owsley Canal company. These three companies have combined under the Owsley Canal Company name and will operate a single combined system.

The application identifies 34 points of diversion and a combination of the land lists evidenced under each company's SRBA claims or 24261.3 acres. The decreed rights are vague, while the licensed rights identify specific acres and limits. SRBA review of all these rights through the adjudication process will provide specifics and verify the validity of all of these rights.

Review of these rights found that Right 31-02317 was actually licensed in two parts with separate rates and priority dates. These rights were more accurately entered as Parts A & B on the database and the additional 8.08 cfs added to the total diversion rate under this transfer. Also, a combined limit of 200.00 cfs during the irrigation season was identified under Rights 31-00327/00328/00329 & 00330. Right 31-02259 was listed on the application, however this right was superseded by Right 31-00330. After making these adjustments, the total rate of diversion under these rights is 643.21 cfs limited to 503.21 cfs during the irrigation season and 5,000 af storage.

Season of use and diversion volume were adjusted to current standards where specific acres were identified. Recommended conditions include watermaster control, supplemental groundwater, irrigation overlap, measuring/lockable controlling works, right-of-way, permissible place of use, combined limits and standard transfer conditions.

MICROFILMED
FEB 11 1999

MEMORANDUM

TO: FILE 31-02265

FROM: PAM SKAGGS

RE: TRANSFER # 5335

DATE: 11-5-98

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 31-00327.

SCANNED
MICROFILMED
FEB 11 1999

Form 238-7
7/94

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Use Typewriter or Ball Point Pen

31-94E 010-200

1. DRILLING PERMIT NO. [redacted]
Other IDWR No. [redacted] 31-02265 T#4383

2. OWNER:
Name Owsley Canal Company
Address
City State Zip

3. LOCATION OF WELL by legal description:
Sketch map location must agree with written location.

N / W / E / S

Twp. 7 North ☒ or South ☐
Rge. 34 East ☒ or West ☐
Sec. 23, 1/4 (10 acres) SE 1/4 (40 acres) NE 1/4 (160 acres)
Gov't Lot ____ County Jefferson

Address of Well Site
City
(Give at least name of road + Distance to Road or Landmark)

Lt. Blk. Sub. Name

4. PROPOSED USE:
☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK
☐ New Well ☒ Modify or Repair ☒ Replacement ☐ Abandonment

6. DRILL METHOD
☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK Material	From	To	AMOUNT Sacks or Pounds	METHOD

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s)
Was drive shoe seal tested? Y ☐ N ☐ How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
26	+1	305	.375	Steel	☒	☐	☒	☐
24	298	378	.250	Steel	☐	☒	☒	☐
					☐	☐	☐	☐

Length of Headpipe Length of Tailpipe

9. PERFORATIONS/SCREENS
☐ Perforations Method
☐ Screens Screen Type

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:
15' 6" ft. below ground Artesian pressure ____ lb.
Depth flow encountered ____ ft. Describe access port or control devices:

11. WELL TESTS:
☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. Bottom hole temp.
Water Quality test or comments:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water Y	Water N
30	0	60	Loose Black Lava	X	
30	0	35	Loose Black Lava		X
30	35	60	Loose Black Lava	X	
30	60	68	Black Lava	X	
30	68	78	Soft Black Lava	X	
30	78	84	Red Lava	X	
30	84	110	Red + Black Sand	X	
26	110	155	Brown clay + sand		X
26	155	300	Sticky Blue Clay		X
26	300	310	hard clay + gravel		X
26	310	320	Black Lava		X
26	320	350	Black Lava + Clay		X
26	350	360	Hard gray Shale + Clay		X
24	360	366	Soft Black lava + Brown Clay		X
24	366	378	Black Lava		X
24	378	381	Hard gray Basalt		X
24	381	405	Black Lava	X	
24	405	410	Harder Black Lava	X	
24	410	429	Black Lava	X	
24	429	475	Black Lava + Brown Clay	X	
24	475	480	Sticky Blue Clay		X
24	480	483	Hard Black Lava		X

RECEIVED
MAR 28 1995
Department of Water Resources
Eastern District Office

Completed Depth 483' (Measurable)
Date: Started Oct. 20 94 Completed 3-5-95

13. DRILLER'S CERTIFICATION
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name High Plains Firm No. 299
Firm Official Marcus Franden Date 3-28-95
and
Supervisor or Operator Terrance Franden Date 3-28-95
(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 13, 1995

OWSLEY CANAL CO.
C/O GARTH SODERQUIST
P O BOX 68
TERRETON ID 83450

Transfer of Water Right No. 31-02265

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4383). Please be sure to thoroughly review the "Conditions/Remarks:) as listed on the transfer.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

SCANNED
NOV 05 2002

RECEIVED
MAR 22 1995

MEMORANDUM

TO: FILE NO. 31-02265

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4383

DATE: November 14, 1994

==========

Transfer No. 4383 was filed to change a point of diversion and identify the replacement well under Right No. 31-02265. The right was licensed with 5 points of diversion and one of these has become inoperative due to a cave in and will be replaced with another existing well that will be deepened and developed for use.

The SRBA Claim on this right identifies 11 total points of diversion and the transfer application also notes that 11 wells are part of the diversion system, pumping into a canal that discharges water into Mud Lake. All 11 points of diversion are included on the transfer approval including the replacement well.

The place of use on the license was incomplete and identifies only township, range and section and a total number of irrigated acres. The transfer approval limits irrigation to acres within Owsley Canal Co. service area. Review and recommendations of the SRBA will confirm a specific acre place of use.

Recommended conditions include well abandonment requirements, place of use limitations, watermaster control, irrigation overlap, right-of-way, multiple points of diversion limits, measuring devices and standard transfer conditions.

MICROFILMED
MAR 2 2 1995

TRANSFER REVIEW SHEET
(11-94)

Transfer # 43883 **Date Reviewed** 11-14-94 CS

Right(s) 31-022665

✓ **Print Split Summary**

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other (H)Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership NA P/D changes only

Transfer ✓ **All of Right** ____ **Portion of Right**
Resulting Split(s) NONE

Check Transfer Against Right **Season/Vol.** B/3.5

(1) ✓ **Priority** **(2)** ✓ **Use** **(3)** ___ **Season** **(4)** ✓ **Rate** **(5)** ___ **Volume**

(6) ✓ **Source** **(7)** ___ **P/D** **(8)** ___ **P/U** **(9)** ✓ **Proof/Owner** **(10)** ✓ **Map**

(11) 31 **Water District** (Mud Lake + tributaries) **(12)** NO **Pertinent Conditions** **(13)** NO **Expansion**

(3) No Season on License - Allows Standard 4-15 to 10-15
(5) No Vol on License 17.240 Acres x 3.5 = 60.340 afa > 64.4 x 183 x 1.9835 = 23,375.9 afa
VER > VDR 23,375 afa max volume
(8) Claim add specific acres to QQ & S34, 6N, R34E. - XFER makes no change to P/U - changes should be evaluated by SRBA - Update remark about P/U

(7) Change P/D NWSE, S13 to SENE, S23, 7N 34E & add other wells WR - 5 P/Ds - Transfer replaces 1 XFER App describes 11 wells in system AJ Claim reflects 11 P/D QQ descriptions - Reflect All 11 P/Ds on XFER & No Readvert. Req. per JJ. Discussed w/region HWJ.

Transfer Remarks WB4 - Multiple P/Ds P/U - incomplete/identified in SRBA Well Abandonment
Conditions R04, ~~04Hz~~, R30, ~~803~~, T04, T07, T08, T09, T17 (01M)
Drilling Permit Issued 7-15-94 + Supplemental .0037 cfs/acre - NA to Canal Co.
Database/Processing Notes T file - Nothing special
Database Updated 2-13-95 JS

SCANNED
NOV 05 '12

~~6wstcp.111~~

WR0749NP
No. T31-02265

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/14/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	OWSELY CANAL CO C/O GARTH SODERQUIST PO BOX 68 TERRETON ID 83450 (208) 663-4359	05/22/1940	IRRIGATION	04-15	10-15	64.40 CFS	23375.90 AFA
			TOTAL DIVERSION:			64.40 CFS	23375.90 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion:

T07N R34E	S13	SWNE	SWSE				JEFFERSON County
	S23	SENE					JEFFERSON County
	S24	NENE	NWNE	NWNW			JEFFERSON County
R35E	S18	SWSW					JEFFERSON County
	S19	NENW	NWNW	SWNW		SENW	JEFFERSON County

Place of use Legal Description for: IRRIGATION

			NE								NW								SW								SE				
			NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06N	34E	3																															
06N	34E	4																															
06N	34E	5																															
06N	34E	7																															
06N	34E	8																															
06N	34E	9																															
06N	34E	10																															
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06N	35E	18																															
06N	35E	19																															
06N	35E	20																															
06N	35E	29																															

Place of use Legal Description for: IRRIGATION

			NE					NW					SW					SE					
			NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06N	35E	30																																	
07N	34E	32																																	
07N	34E	33																																	

Pou County: JEFFERSON

Other Water Rights with Same Point(s) of Diversion and Source:
31-02265 31-02341 31-02343 31-02344 31-02345 31-07005

Other Water Rights Listing Overlapping Place(s) of use:
31-00101A 31-00102A 31-00164 31-00165 31-00184 31-00185 31-00186 31-00187 31-00188 31-02252
31-02265 31-02270 31-02272 31-02341 31-02342 31-02343 31-02344 31-02345

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 31.

R30 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks: The total instantaneous diversion of water from all points of diversion under Transfer No. 4383 shall not exceed 64.4 cfs, nor total combined annual volume of 23,375.9 afa.
The well previously used under Right No. 31-02265 shall be abandoned in a manner which complies with Department well abandonment rules.
Right No. 31-02265 is limited to the irrigation of 17,240 acres located within the Owsley Canal Company service area.

Dates:
App. Received: Priority Date: 05/22/1940
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 04/16/1979

7-5-94 - HWJ

Form 222a
6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

1. Right number 31-02265 Applicant Owsley Canal Co.
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
   ☐ Other _____
4. Check:
   a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
   b. ☒ Description of original point of diversion.
   c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☒ All of right.
   b. ☐ Part of right *(NOTE! Part B should be filled in only if part of the right is owned by the applicant).*
   c. ☑ Check description of point(s) of diversion.
   d. ☑ Check description of place of use.
   e. ☑ Check map (shows p.d. and p.u. after transfer).
   f. ☑ Check for correct signature, notarization, and fee.
   g. ☑ Check proof of ownership of right &/or land from which water is transferred. NA
   h. ☑ Check for expansion in use of right. Comments _____
   i. ☑ Check for existing water rights from same source, on land water is being transferred to.
      Right number(s) NA
   j. ☑ Is use within a Watermaster District? ☒ Yes ☐ No
      If yes, what district? WD 31

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on 7-19-94
2. Is transfer published correctly? ☑ Yes ☐ No
3. Protest received? ☐ Yes ☑ No

RECOMMENDED ACTION

1. ☑ Approve
2. ☐ Deny
3. Conditions* _____

RECEIVED
OCT 31 1994
Department of Water Resources

4. By RDC NOV 05 '94 Date 10/26/94

DOP 10-3-94
8-8-94
Copy Trans. Sent
Copy of Ad Sent

* *All uses within Watermaster Districts require special conditions.*

Misc: Water District Number: 31 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: BODELL Subject: TRANSFER NO. 4383
The well is in a cinder formation which has caved in. The applicant wants to drill in a rock formation. Old well will be abandoned. The new well was dug to 50' many years ago and then abandoned. Owsley Canal will deepen well and develope water. Six (6) other currently used wells are also added to update the record to reflect the existing system.

Audit: 07/11/94 BODELL 11/14/94 PSKAGGS

WATER RIGHT NUMBER	NAME	CFS
31-02265	OWSELY CANAL CO.	64.40

SCANNED
NOV 05 2002

State of Idaho
DEPARTMENT OF WATER RESOURCES
900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 30, 1999

GARTH SODERQUIST
MUD LAKE WTER USERS INC
PO BOX 68
TERRETON ID 83450

RE: NOTICE OF CHANGE OF WATER RIGHT NAME (OWSLEY CANAL - MUD LAKE WATER USERS INC)

Dear Mr. Soderquist:

The request for Change of Name concerning the attached list of claims has been processed and the Department's records updated to reflect you as the new claimant.

I have also notified the water measurement district of the change.

Please keep this report for your records.

Respectfully yours,

Jennifer Hoagland

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Kent Foster

DELCO EC
6/24/99

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 24 1999
Department of Water Resources
Eastern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____

   Adjudication Claim Number(s) See attached list

2. The following REQUIRED information must be submitted with this form.

   A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

   AND

   B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

   OR

   C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Owsley Canal Company

4. New Owner/Claimant(s) Mud Lake Water Users Inc
   Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR
   New Mailing Address P.O. Box 68
   City, State and ZIP Code Terreton, Idaho 83450
   New Telephone Number (208) 663-4359

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

   Number of acres actually irrigated _____ Number and type of stock _____

   Diversion rate in CFS _____ (cubic feet per second) Number of homes _____ Other uses _____

   If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Mud Lake Water Users Inc Date 6-24-99
   Garth Taylor Past President Date 6-24-99

   (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

ARTICLES OF AMENDMENT
(Non-profit)

To the Secretary of State of the State of Idaho

Pursuant to Title 30, Chapter 3, Idaho Code, the undersigned non-profit corporation amends its articles of incorporation as follows:

FILED
99 MAR 22 AM 10:43
SECRETARY OF STATE
STATE OF IDAHO

1. The name of the corporation is: Owsley Canal Company

2. The text of each amendment is as follows:

Change of name is:
Mud Lake Water Users, Inc.
1400 East 1500 North
P.O. Box 68
Terreton, Idaho 83450

3. The date of adoption of the amendment(s) was: March 17, 1998

4. Manner of adoption (check one):

☐ Each amendment consists exclusively of matters which do not require member approval pursuant to section 30-3-90, Idaho Code, and was, therefore, adopted by the board of directors. (Please fill spaces below)

a. The number of directors entitled to vote was: _____
b. The number of directors that voted for each amendment was: _____
c. The number of directors that voted against each amendment was: _____

☒ The amendment consists of matters other than those described in section 30-3-90, Idaho Code, and was, therefore adopted by the members. (Please fill spaces below)

a. The number of members entitled to vote was: 127

b. The number of members that voted for each amendment was: 48

c. The number of members that voted against each amendment was: 4

Dated: March 8, 1999

Signed by: Garth Sederquist

Its President
(Capacity of signer)

Customer Acct #:
(If using pre-paid account)

Secretary of State use only

IDAHO SECRETARY OF STATE
03/22/1999 09:00
CK: 8836 CT: 91798 BH: 199218
1 @ 30.00 = 30.00 NON PROF A # 2

C 9932

SCANNED
NOV 05 2002

g:\wp\forms\Amend NP.pm6 Revised 1/98