

	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?		31-2239
(b) Is a tributary to entered? (if required)	N/A	31-2265
4. Is the legal description of the p.d. sufficient?		31-2341
5. Is there a description of the diverting works?		31-2342
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.		31-2343
Is the period of use included?		31-2344
Is a quantity claimed for each use?		31-2345
7. Is a total quantity claimed entered?		31-7005
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?		

0004950

Nov 1 May 1 - all sources dedicated to
storage pool.

after May 1 -

Notices -

Federal Dams no charge - remarks should
reflect storage right.

- Groundwater - device -

Early pumping -
= Same priority -

= Claim maximum amount that has been
pumped.

= Wells pumped would be paid.

= Quantity - in cfs -

Diversion of storage
irrigation

20 March

May 1

May 1

Nov 1

cfs

cfs

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NOV 6 1 2002

- Winter Artesian Flows. Decreed

- identified specific wells -

- measured collective capacity.

- free flow from Nov 1 to May 1.

- used to fill storage allotments specified in decree. Different priorities.

- combined with Caves Creek Flows.

- after May 1 individual users get credit for ^(well water) artesian flows by adding to balance of storage remaining in Mud Lake.

(well water).

- Early pumping - prior to May 1.

- all wells -

- measured individually.

- same priority.

- allocated ~~evenly~~ individually based on quantity diverted.

After May 1

- Artesian flow - well water - Well Water by users.

→ - Caves Cr into Mud Lake - Storage by priority.

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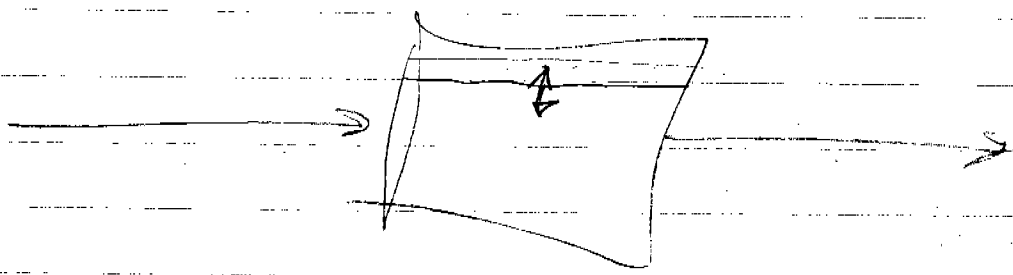
15,000

By priority -
 - irrigation - 7.0
 { Diversion to storage - 7.0 cfs.
 irrigation storage - 1500 - AF
 irrigation from storage - 2200 - AF
 May 1 to Nov. 1
 Nov. 1 to Aug. 1
 Jan 1 Dec 31 -
 May 1 - Nov. 1

% - "AF" -

90% -
 100% -
 45,000 -
 - 60% -

152,000
 98,000



5000

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Decreed storage (winter artesian & canals creek)
used to fill natural flow abutments

-- Oaskey Canal, (not north lake wells)

- Level Canal

- d/s storage right. AF

- Jacket Canal

- Jay Furness

- Joe Potter

- Dan Carterslaw

- Art Dobson Ranch

= Holley Water Users.

Park
Stahley
Jensly }

Nov 1
1992

Well Water and Pre-season

-- Oaskey Canal

Robe wells

- Oaskey Canal

North Lake wells.

- Jacket Canal

Back springs, (3 wells)

- Jacket Canal

Marty Field (5 wells)

- Independence Canal

52%

Furness

6%

Dobson

22%

Carterslaw

18%

Potter

3%

Bezold

6%

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01/05/2001

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

RIGHT NUMBER: 31-7005

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

SOURCE:

~~MUD LAKE~~ *GW*

TRIBUTARY: SINKS

Bac 3/21/01

QUANTITY: 13.26 CFS
5896 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 503.21 CFS FROM MAY 1 THROUGH OCT
31 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: 12/04/1967

POINT OF DIVERSION:	T07N R34E S13	SWSWNE	Within JEFFERSON County
	T07N R34E S13	SESE	Within JEFFERSON County
	T07N R34E S23	SENESE	Within JEFFERSON County
	T07N R34E S24	SWNESE	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	LOT 4 SWSW	Within JEFFERSON County
	T07N R35E S19	LOT 1 NWNW	Within JEFFERSON County
	T07N R35E S19	LOT 1 NENWNW	Within JEFFERSON County
	T07N R35E S19	LOT 2 NESWNW	Within JEFFERSON County
	T07N R35E S19	NESENE	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	NESESE	Within JEFFERSON County
	T07N R35E S25	NESESE	Within JEFFERSON County
	T07N R35E S25	NESESE	Within JEFFERSON County
	T07N R35E S25	NESESE	Within JEFFERSON County
	T07N R35E S25	NESESE	Within JEFFERSON County
	T07N R35E S25	SESESE	Within JEFFERSON County
	T07N R35E S25	SENESE	Within JEFFERSON County
	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
IRRIGATION

PERIOD OF USE
04-01 11-15

QUANTITY
13.26 CFS

5,986.00 APY

PLACE OF USE:

IRRIGATION Within JEFFERSON

County

T06N R34e S3

NENW

24261.

3

24261.3 ACRES TOTAL

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, 31-190, 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).

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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17088 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

ID-XXX
 J5802N2
 ELECTION FILE: JH-OWSLEY

IDAHO DEPARTMENT OF WATER RESOURCES
 ADJUDICATION NAME INDEX

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

D-XXX
J5802NP
ELECTION FILE: JH-DWOLEY

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION NAME INDEX

CLAIMANT	D C	WATER RIGHT NUMBER	STG STA	PRIORITY DATE	SOURCES OF WATER	TRIBE
JD LAKE WATER USERS INC	C	A31-00006	D/	12/10/1917	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00034	D/	05/01/1920	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00035	D/	05/01/1921	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00036	D/	05/01/1922	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00037	D/	05/01/1923	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00038	D/	08/23/1924	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00052	D/	09/06/1913	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00065	D/	10/03/1910	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00104	D/	10/18/1913	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00105	D/	12/15/1913	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00147A	D/	07/21/1913	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00159	D/	06/24/1916	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00162	D/	06/01/1916	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00163	D/	12/03/1916	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00166	D/	09/05/1912	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00168	D/	10/03/1910	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00169	D/	12/10/1917	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00184	D/	04/15/1912	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00185	D/	12/02/1916	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00185Z5	D/	12/02/1916	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00186	D/	08/11/1924	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00187	D/	05/01/1921	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00188	D/	03/09/1911	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00232	D/	05/01/1923	MUD LAKE	SINKS
JD LAKE WATER USERS INC	C	A31-00237	D/	11/28/1919	MUD LAKE	SINKS
JD 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: A31-07005
Date Received: 11/30/1988
Receipt No: E004950
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OWSLEY CANAL COMPANY 208-523-0620
Address: % HOLDEN, KIDWELL, HAHN &
CRAPO
P.O. BOX 50130
IDAHO FALLS,, ID 83405

Name: KENT W. FOSTER
Address: P.O. BOX 50130
IDAHO FALLS, ID 83405

2. Date of Priority: DEC 04, 1967

3. Source: MUD LAKE Trib. to: SINKS

4. Point of Diversion:

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

5. Description of diverting works:
HEADINGS FOR OWSLEY CANAL AND LEVEL CANAL

A31-07005

Page 1

Date: 09/07/89

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6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		
IRRIGATION STORAGE	11/01	04/01			17985.00
IRRIGATION FROM STORAGE	04/01	11/01			17985.00

7. Total Quantity Appropriated is:
13.260 C.F.S. (and/or) 18000.00 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

A31-07005

Page

2

Date: 09/07/89

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NOV 0 1 2002

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	34E	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
			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

A31-07005

Page 3

Date: 09/07/89

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NOV 17 1992

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NOV 01 2002

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	34E	8	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
			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

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	34E	11	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
	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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	34E	15	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
	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
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A31-07005

Page 6

Date: 09/07/89

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NOV 17 1992

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NOV 01 2002

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	34E	20	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 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

A31-07005

Page 7

Date: 09/07/89

MICROFILMED

NOV 17 1992

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NOV 0 1200Z

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	34E	22	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
	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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	34E	24	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
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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	34E	27	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
	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

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06N	34E	29	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

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
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A31-07005

Page 11

Date: 09/07/89

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NOV 17 1992

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NOV 01 2002

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	35E	8	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
	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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	35E	19	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
						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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	35E	30	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				
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	

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

A31-0065/0168/0184/0166/0263/0147/0052/ CON. IN REMARKS

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")
0147/0150/0162/0159/0185/0163/0006/0169/0237/0034/0035/0187/
0036/0037/0232/0038/0186/0363/
BYBEE WELL FIELD- 31-0327/0328/0329/0330/

A31-07005

Page 14

Date: 09/07/89

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NOV 17 1992

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NOV 0 1 2002

14. Remarks: Continued

NORTH LAKE WELL FIELD-31-2239/2265/2341/2342/2343/2344/2345/7005/
WASTEWATER- 31-2276.

*****MENO*****

PRE-IRRIGATION SEASON PUMPING AGREEMENT IS ATTACHD TO CLAIM
A31-07005.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ERNEST SAUVE

Decree Plaintiff

vs

W. H. ABBOTT, ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

A31-07005

Page 15

Date: 09/07/89

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NOV 17 1992

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NOV 0 1 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39571
Ident. Number 31-7005
Date Received _____
Receipt Number _____

A3107005

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) December 4, 1967
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
NW1/4SE1/4, SW1/4SE1/4 Sec. 13, T7N, R34E; SW1/4SW1/4 Sec. 18,
Additional points of diversion if any: 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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NOV 17 1992

NOV 01 2002

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 13.26 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) 13.26 (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 in the attached land list (Attachment "C").

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Last Name Owsley Canal Co. Ident No 317005

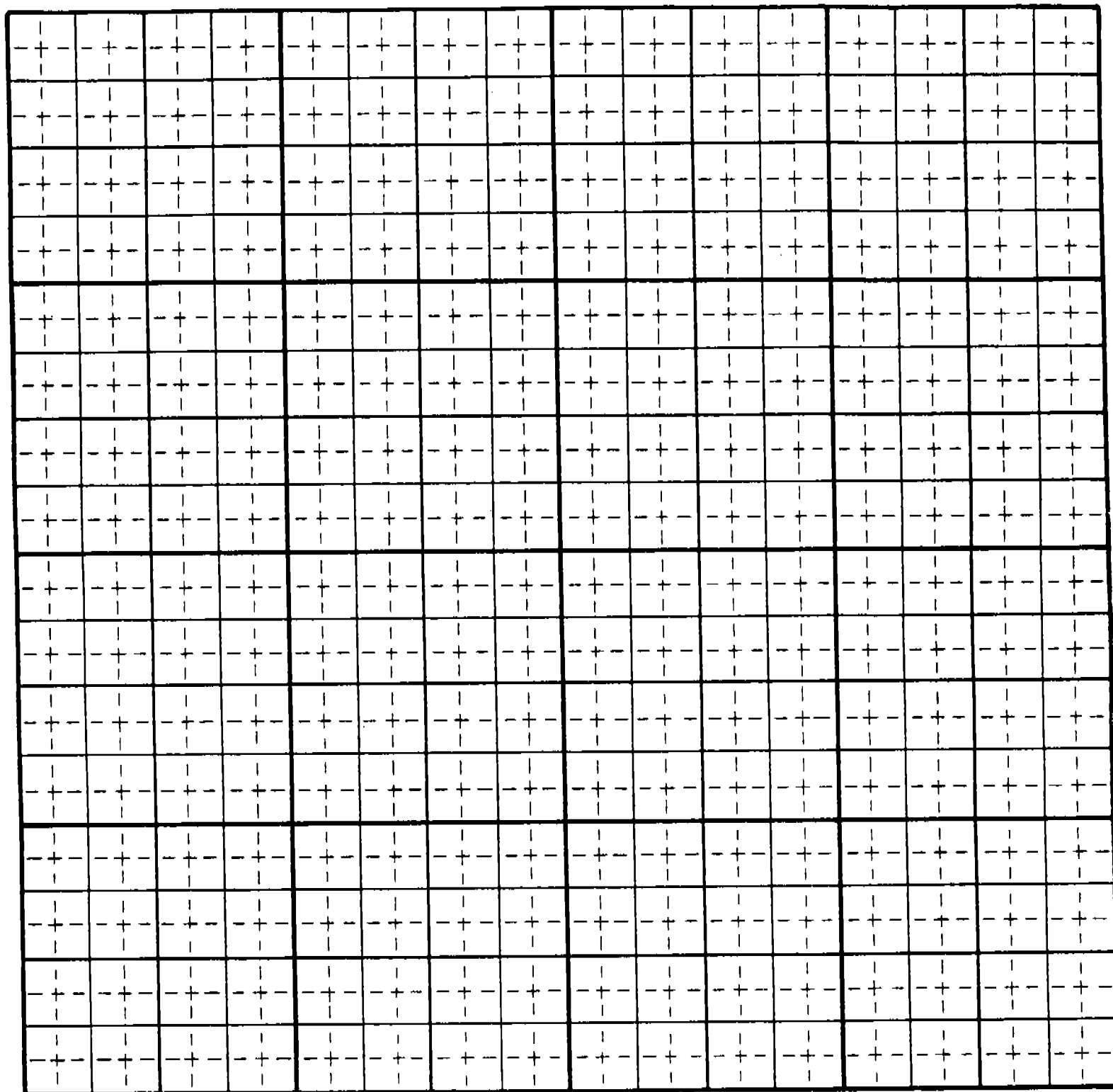
NOV 01 2002

NOV 17 1992
Copies: White State, Yellow-Claimant

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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NOV 17 1992

Last Name Owsley Canal Co. Ident No. 31-7005

Copies: White-State White-State

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____
If applicable provide IDWR Water Right Number 31-7005
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, that I have signed the foregoing
Organization
document in the space below as Vice President of said corporation
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization Vice Pres., Owsley Canal Company Date Nov. 30, 1988

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

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

SEAL

Notary Public [Signature]

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 [Signature]
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date November 30, 1988

SCANNED
NOV 0 12002

MICROFILMED
NOV 17 1992

Last Name Owsley Canal Co. Ident. Number 31-7005

Copies White-State, Yellow-Claimant

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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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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**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	40	40	40	610
7N	34E	32												40					20
		33										10	40	40			30	10	130

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**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	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					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	MICROFILMED			✓		
7N	34E	32												40			40	40	120	✓	
		33					SCANNED						10	40	40			30	10	130	✓
							NOV 0 1 2002													17985	

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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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NOV 17 1992

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

(39) 50⁰⁰ = \$1950⁰⁰

52⁰⁰ = Muni/Dome

\$25⁰⁰ = Domes

\$20,012

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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 31-07005

(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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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.

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.

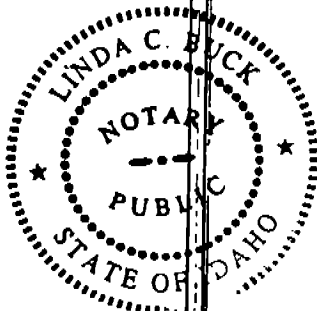
Fredric W. Price
(Signature of person filing objection)

Larry C. Brown
(Attorney signing in representative capacity)

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

Linda C. Buck
Linda C. Buck

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

Page 3

31-07005

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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:

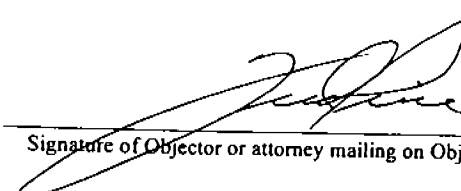
Address:;

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

05/04/2001

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

RIGHT NUMBER: 31-7005
NAME AND ADDRESS: MUD LAKE WATER USERS INC
1400 E 1500 N
PO BOX 68
TERRETON ID 83450

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 13.260 CFS
5,896.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 503.21 CFS FROM MAY 1 THROUGH OCT 31 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.

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.

PRIORITY DATE: 12/04/1967

POINT OF
DIVERSION:

T07N R34E S13 SWSWNE Within JEFFERSON County
T07N R34E S13 NESESE 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 NENWNW 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 SENENE Within JEFFERSON County
T07N R35E S23 SWNWSW Within JEFFERSON County
T07N R35E S23 SWSWSW 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.

SCANNED

NOV 0 1 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 NWNWNE Within JEFFERSON County
T07N R35E S36 NWNENW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE

QUANTITY

PLACE OF USE:

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17088 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
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).
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.

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

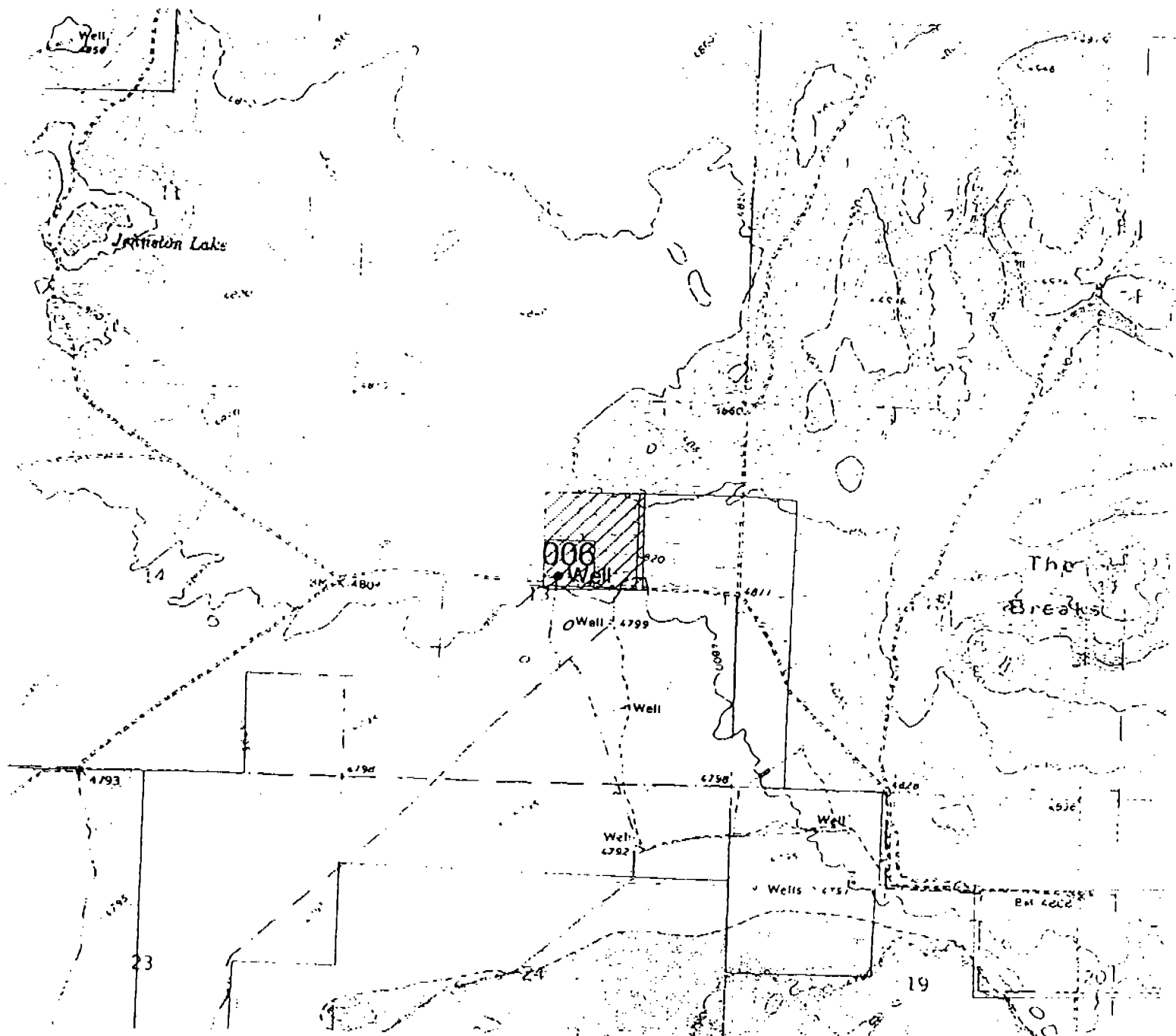
SCANNED

NOV 01 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



- Mudlake_gpsdate_06_62_63.shp
- Mudlake_mapids06_62_63.shp
- Temp.shp
- No_pfo_own_misupdate.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

0.5 0 0.5 Miles
1:24,000 Scale



DRAFT: PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.

Projection Universal Transverse Mercator

Zone 12, 1927 North American Datum

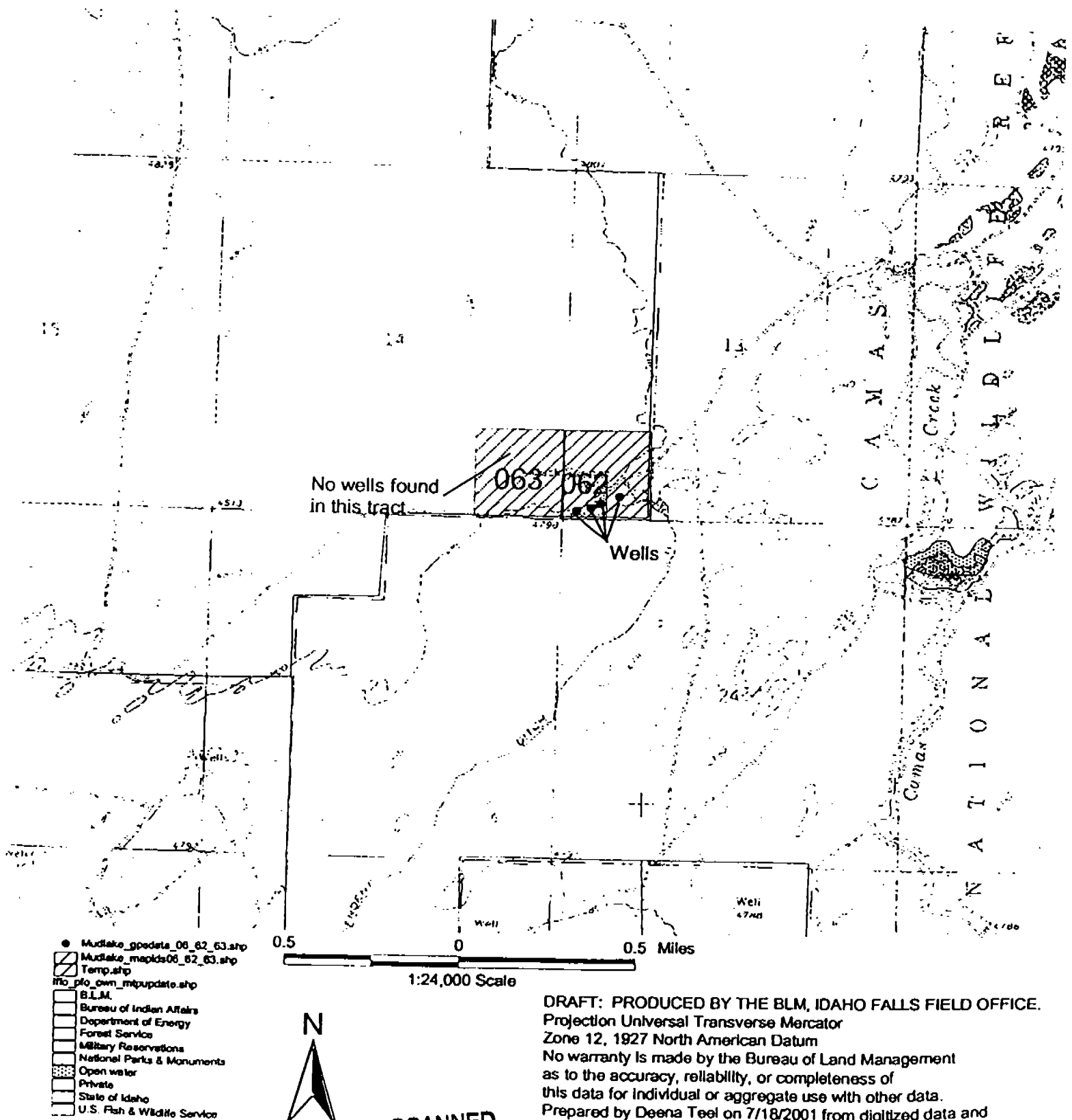
No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of this data for individual or aggregate use with other data.

SCANNED by Deena Teel on 7/18/2001 from digitized data and GPS data collected on 7/3/2001

NOV 0 1 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.35E, S.13 SWSWSW (Map ID #062) (POD - wells)
T.7N, R.35E, S.14 SESE (Map ID #063) (POD)
Rays Lake Quad



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.

SCANNED
NOV 01 2002

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: March 9, 2001

Water right number: 31-7005

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: *Keith 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

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31-7005 Priority Dec. 4, 1967 Amount 13.26 cfs

THIS IS TO CERTIFY, that OWSLEY CANAL COMPANY
of Terreton, Idaho, has complied with the terms and conditions of Permit
No. 31-7005 issued pursuant to Application for Permit dated December 4, 1967
and has submitted proof to the Department of Water Administration on February 5, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 13.26 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 13.26 cfs for Irrigation from April 1 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 13.26 cfs of water be diverted at
any one time, said waters to be diverted within the
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Twp. 7 N, Rge. 34 E, B.M.

in the county of Jefferson; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 5,986 acre feet per year or
3.0 acre feet per acre.

Description and location of place of use: See Land List Attachment

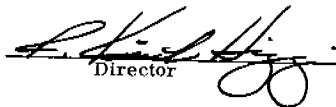
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

Total number of acres irrigated 17,088

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
July, 19 73.


Director

31 7005

SCANNED

NOV 2 1973

License No. 31-7005
LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 N	35 E	8									40	40	40			40			160 ✓
		17					27	40	40	40	40	27	26	40					280 ✓
		18	40	40	40	40	40	40	40	40	40	35	35	40	40	40	40	40	630 ✓
		19	40	40	40	40	40	40	40	40	40	35	35	40	40	40	40	40	630 ✓
		20	40	40	40	40	40	40		40	40	40	40	40					440 ✓
		29					35	40	40	35		10							160 ✓
		30	40	40	40	40		36	35	40		36	35						342 ✓
6 N	34 E	3					30	40	35	40	40	40	40	40	40	40	40	40	425 ✓
		4	40	30	30	40	30	30	30	30	40	40	40	40	40	40	40	40	580 ✓
		5	40	40	40	40	40	20	40	40	40	40	40	40	40	40	40	40	620 ✓
		7	40	40	40	40									40	40	40	40	320 ✓
		8	All of Section																640 ✓
		9	All of Section																640 ✓
		10	All of Section																640 ✓
		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	35	40	40	40	40	475 ✓
		15					40	40	40	40	40	40	40	40	40	40	40	40	480 ✓
		16	All of Section																640 ✓
		17	All of Section																640 ✓
		20	All of Section																640 ✓
		21	All of Section																640 ✓
		22	All of Section																640 ✓
		23	27	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	627 ✓
		24	All of Section																640 ✓
		25	All of Section																640 ✓
		26	All of Section																640 ✓
		27	40	40	40	40	40	40	40	10	40	40	40	40	40	40	40	40	610 ✓
		28	All of Section																640 ✓
		29	All of Section																640 ✓
		34	40	40	40	40	40			40	40			29	40	40	40	40	469 ✓
		35	All of Section																640 ✓
7 N	34 E	32													40			40	80 ✓
		33										40	40						80 ✓

Total number of acres irrigated 17,088

SCANNED

31 7005

NOV 9 1 2002

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.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
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			

MICROFILMED
FEB 1 1991
SCANNED

NOV 0 1 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

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

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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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
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

SCANNED

NOV 01 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

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
 NENE , Sec. 27, Township 07N, Range 35E
 NENW , Sec. 36, Township 07N, Range 35E

JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	34E	3	NENW 26	NWNW 35	SWNW 40	
			SENE 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	SENE 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	SENE 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	

SCANNED

NOV 01 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

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			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	

SCANNED

NOV 0 12002

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

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			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	

SCANNED

NOV 0 1 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

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			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	NESW 40	
		SWNW 40			SESW 40	
		NWSW 40			SWSE 40	
		NESE 40				

SCANNED

NOV 01 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

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

SCANNED

NOV 0 1 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

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			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

SCANNED

NOV 0 1 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

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.

SCANNED

NOV 0 12002

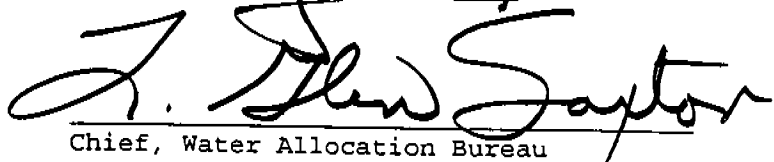
TRANSFER NO. 5335

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, 19 99.


 Chief, Water Allocation Bureau

SCANNED

NOV 0 12002

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^{PS}/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.

SCANNED

NOV 01 2002

MEMORANDUM

TO: FILE 31-07005

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.

MICROFILMED
FEB 11 1999
SCANNED
NOV 01 2002

Township 6 North, Range 35 E.E.M.

SECTION	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				ACRES
	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	
8																	
17																	160
18	40	40	40	40	40	40	40	40	40	40	40	40	40	27	40	26	280
19	40	40	40	40	40	40	40	40	40	40	40	40	40	35	40	35	630
20	40	40	40	40	40	40	40	40	40	40	40	40	40	35	40	35	630
29														40	40	40	440
30	40	40	40	40										10			160
														36	35		342

Township 6 North, Range 34 E.B.M.

3																	
4	40	30	40	30	30	30	30	30	40	40	40	40	40	40	40	40	425
5	40	40	40	40	40	20	40	40	40	40	40	40	40	40	40	40	580
7	40	40	40	40					40	40	40	40					620
8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	320
9	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
10	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
11									40	40	40	40	40	40	40	40	640
13					40		40		40	40	40	40	40	40	40	40	320
14	40	40	40	40					40	40	40	40	40	40	40	40	400
15					40	40	40	40	40	40	40	40	40	40	35	40	475
16	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	480
17	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
21	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
22	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
23	27	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	627
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	10	40	40	40	610
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	640
35	40	40	40	40	40	40	40	40	40	40	40	40	40	40	29		469
																	640

Township 7 North, Range 34 E.B.M.

32									40	40							80
33													40	40			80
TOTAL ACRES																	17088

RECEIVED

OCT 11 1967

Department of Reclamation

31 7005

31-7005

SCANNED

NOV 0 12002

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

River at

use 13.216

31 7005

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 31-7005

This proof is for B/U In Water District No.

1. Name of applicant THE OWSLEY CANAL COMPANY, Terreton, Idaho, 83450

2. Source of water supply: ground water

3. Location of point of diversion: Is in the NW1/4 of Section 24

T. 7 N. R. 34 E. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same:

F.M. #F 284116 - F.M. Pump #PT 8154
26" well with pump, 60 hp/motor, pump discharge, 14" into ditch 8' at bottom
with 2-1 slope, fall 3' to 1 mile, ditch runs south westerly about 1/2 mile to
existing Owsley ditch, then to Mud Lake from which water is discharged into
Owsley Canal Co. distribution system. Storage temporary only.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion:

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SEE ATTACHED

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

The weir crest that is installed in weir box when measurement is made. Mr. Jensen stated
weir was in place, but examiner didn't have a table giving the reading for 6' weir
5' measurement was made by pygmy meter. I have seen the weir. 2/11/72
There is 2" end contraction and 12" bottom contraction.

This examination was made on the day of 19

(Signed)

SCANNED

Examiner.

NOV 0 1 2002

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-

ASC3: Rigby

SCS: Rigby

Permit No. 31-7005

Examination for B/U THE OWSLEY CANAL COMPA

County Jefferson

Quantity: Sec. 24 T. 7N R. 34E

(permit) 20.0cfs (proof) 12.83cfs

Source:

underground

P.D.:

NW 1/4

Use:

irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: 12/4/67

Made: 2/5/70

Due: 2/1/73

Priority: 12/4/6

31 7005

31-7005

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 31-7005

REPORT ON PROOF OF B/U The OWSLEY CANAL COMPANY

31 7005

SCANNED

NOV 01 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

SCANNED

NOV 01 2002

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

DELOG EC
6/24/99STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
JUN 24 1999Department of Water Resources
Eastern RegionPlease 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) Oliver / 2200 / Canyon
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 _____ Number of homes _____ Other uses _____
cubic feet per second
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
Smith Anderson, President Date 6-24-99
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
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

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: Barth S. Soderquist
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 @ 38.00 = 38.00 NON PROF A # 2

C 9932

Idaho Forms Bureau NP 606 Revised 7/98

LAW OFFICES

HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FIRST NATIONAL BANK BUILDING
P.O. BOX 50130
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JAMES D. HOLMAN
GAYLE A. SORENSON
DONALD L. HARRIS
GREGOR S. CHVISUK
RANDALL B. REED
G. LANCE NALDER
J. MICHAEL WHEELER
MARIE T. FEELEY

December 8, 1988

RECEIVED

DEC 8 1988

Department of Water Resources
Eastern District Office

Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83402

RE: Owsley Canal Company

Gentlemen:

One of the documents referred to in our letter and enclosures of December 1, 1988 in the above referenced matter was not in fact enclosed. It is the Pre-Irrigation Season Pumping Agreement and a copy is enclosed with this letter for filing with the claims as indicated in the attachments.

Yours very truly,

Kent W. Foster /sm

Kent W. Foster

#1047.00
5400g/sam

Enclosure

MICROFILMED

NOV 17 1992

the undersigned parties, each of whom is entitled by virtue of valid appropriated rights of record to divert and use certain of the waters of Mud Lake, all within the boundaries of Water District #31, in Jefferson County, State of Idaho, for irrigation purposes,

WITNESSETH:

WHEREAS, the undersigned water users and water user entities constitute all of the persons and parties who are entitled by law to divert water from Mud Lake and apply the same to beneficial use upon their lands or to distribute the same for the beneficial use upon the lands of their stockholders; and

WHEREAS, such rights to the use of the waters of Mud Lake have previously been described and awarded by courts of competent jurisdiction in the following decrees:

1. A decree entered in the District Court of the United States for the District of Idaho, Eastern Division, in the case of Ernest Sauve, plaintiff, v. W. H. Abbott, et al, Equity No. 635, by the Honorable Charles C. Cavanah, United States District Judge, on November 1, 1930.
2. A decree entered in the case of the Owsley Canal Company, plaintiff, v. Ernest Bauerle, et al, defendants, Civil No. 1739, in the Ninth Judicial District of the State of Idaho, in and for the County of Jefferson, by the Honorable C. J. Taylor, District Judge of said Court on the 14th day of October, 1940; and

WHEREAS, during many years, commencing about 1960, shortages in the supply of water available from Mud Lake have occurred as a result of insufficient natural flow from its various tributaries, including both natural surface streams and sources described and set forth in the above-referenced Sauve v.

SCANNED

NOV 0 1 2002

the practice of causing the wells described in the Owsley v. Bauerle decree to be pumped prior to May 1, so as to augment the flows into Mud Lake in order to fill the lake and supply all of the rights to use of water therefrom; and

WHEREAS, such practice is the most practical method of insuring the filling of Mud Lake in the manner necessary to permit distribution of water in accordance with the maximum rights of the parties hereto; and

WHEREAS, the undersigned parties now desire to define in a formal manner, the details and terms of this Agreement and practice,

NOW, THEREFORE, for and in consideration of the mutual promises and conditions hereinafter set forth, the parties hereto agree as follows:

1. This Agreement shall become binding upon the execution hereof by all parties and shall extend through the end of the 1987 irrigation season, which is agreed to be November 1, 1987. This Agreement shall automatically renew on the same terms and conditions for successive five-year periods from November 1, 1987, and each five-year period thereafter, unless a party signatory to this Agreement or their successor in interest shall give written notice of election not to continue this Agreement to the watermaster of Water District #31 by October 1 of the year in which the five-year extension shall be scheduled for automatic renewal. All rights of parties under this Agreement shall thereupon terminate at the expiration of such five-year period.

2 - PRE-IRRIGATION SEASON
PUMPING AGREEMENT

SCANNED

NOV 0 1 2002

May 1 of any year, notify the parties hereto in writing, each agrees to commence pumping his or its respective wells at his or its own proper cost and expense, at such rates as said watermaster may from time to time request, and allow the water pumped therefrom to flow by the usual means into Mud Lake to the end that said lake may be filled, prior to May 1 of each year, to such maximum height on the United States geological survey gauge located on Mud Lake at the mouth of Camas Creek, as said watermaster may determine is warranted by existing conditions.

4. The watermaster shall keep accurate records of all amounts of water pumped from the wells of the parties hereto prior to May 1, pursuant to this Agreement, and shall record the same as a separate item on the record kept by him known as the "Mud Lake Allotment Sheet," under the heading "Well Water Balances." All such amounts pumped prior to May 1, after deducting therefrom the amount agreed upon herein as the proper amount for transmission and storage losses, shall be credited to the account of the individual or entity doing such pumping, and such individual or entity shall be entitled, during the irrigation season, in addition to all amounts which may naturally accrue and which he or it might be entitled under the existing decrees to divert and use, all or any portion of the amount shown on said "Mud Lake Allotment Sheet" as a credit. It is agreed that because of the difficulty in making measurements of actual transmission and storage losses prior to May 1, the watermaster

3 - PRE-IRRIGATION SEASON
PUMPING AGREEMENT

SCANNED

NOV 0 1 2002

5. It is understood that said pre-irrigation season pumping shall be in lieu of any natural or artesian flows which may have occurred during the same period, and the parties hereto agree that each has a valid and existing right to engage in and continue the practice of pre-irrigation season pumping, as described herein, by virtue of the above-referenced court decrees, and having done so over a period of many years. No party claims any right other than or in addition to the rights set forth in said decrees and as further described herein, by virtue of this Agreement or other written or oral agreements made for the same or similar purposes in the past, or the actual practices in previous years. Each party hereto hereby releases each and every other party and the watermaster of and from any and all claims of every name, nature, and description, which may arise out of, or in the course of, the administration of or in compliance with this Agreement.

6. The provisions and stipulations hereof, shall inure to the benefit of, and shall be binding upon the heirs, executors, administrators, assigns or successors in interest of the parties hereto.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 5 day of ^{MARCH}~~February~~, 1982.

OWSLEY CANAL COMPANY

By: M. J. Selding
Its President

4 - PRE-IRRIGATION SEASON
PUMPING AGREEMENT

SCANNED

NOV 0 1 2002

By: Werner Schmitt
Its Pres

HOLLEY WATER USERS, INC.

By: Carl R Hoggan pres
Its _____

DOBSEN-STEWART RANCHES, INC.

By: Altheda
Its Chairman

Jay T. Furness
JAY T. FURNESS

Joe B. Potter
JOE B. POTTER

LEVERE PARKS ESTATE

By: Blaine Park
Personal Representative

INDEPENDENT WATER USERS OF MUD LAKE, Inc.

By: Frank Suddoway Vice Pres

5 - PRE-IRRIGATION SEASON
PUMPING AGREEMENT

SCANNED

NOV 01 2002

We the undersigned do hereby agree to pay our appropriate per cent cost of charges assessed by the actual billings of the following:

1. Power bill charges made to the sub pump owners of waters pumped and returned into Mud Lake due to high lake levels caused by pre season pumping.
2. Maintenance bills of above pumps for service, and parts to maintain said pumps.
3. The pumpers eligible for payment shall be Art Dobson, Jay Furness, and Blaine Park and Joe Marty.
4. All waters pumped, that are paid for by this agreement shall be credited to Mud Lake losses and evaporation and not for any individual or corporation credit.
5. Method of collection Pump owners shall pay said bills as charged. At the end of sub-pump season a copy of said bills with a copy of receipt of payment shall be presented to the Watermaster of Water Dist. #31, which in turn will be pre-rated and assessed by per cent as follows. The Watermaster would then return checks of proper amounts to pump owners.

Percent Break-down

	Acres	
Owsley Canal Co.	17,800	.6840
Jackett Canal Co.	2,821	.1084
Ind. Water Users	4,803	.1846
Holley Water Users	600	.0230
	<u>26,024</u>	<u>1.0000</u>

Owsley Canal Co.

By Mike Wilder
Its Pres

Ind. Water Users

By Wesley Schmitt
Its Pres

Signed this 5 day of March 1982.

Jackett Canal Co.

By James B. Kofod
Its Pres.

Holly Water Users.

By Carl R. Hoggan
Its Pres

SCANNED

NOV 0 1 2002

LAW OFFICES
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TERRY L. CRAPO (1939-1982)
R. VERN KIDWELL, OF COUNSEL

November 30, 1988

Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83402

Gentlemen:

We are enclosing for filing forty-one (41) claims on behalf of the Owsley Canal Company, together with checks in the amounts of \$20,000.00 and \$30.00 to cover the filing fee.

You will note that each of the claims except for two domestic claims, refer to a set of maps. Only one set of maps has been enclosed for all of the claims. We hope that they are satisfactory and adequate for the purpose. If you have any questions please do not hesitate to contact us at your convenience.

Thank you for your kind assistance with this matter.

Yours very truly,



Kent W. Foster

#1047.00
5400g/sam

Enclosure

RECEIVED

NOV 30 1988

Department of Water Resources
Eastern District Office

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NOV 17 1992

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NOV 01 2002

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