

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 22-13321  
Date Received: 9/29/2004

Receipt No: **EQ30359**  
Received By: **ABR**

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARDEN WATER CO LTD Phone:  
C/O BOYD BOWLES PRESIDENT  
261 E 200 S  
DRIGGS ID USA 83422

2. Date of Priority: 06/01/1899

3. Source: DARBY CREEK , DARBY CREEK , DARBY CREEK Trib. to: TETON RIVER , TETON RIVER , TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 04N      | 46E   | 8       | NW NE 1               | TETON  |      |
| 04N      | 46E   | 8       | NW SE 3               | TETON  |      |
| 04N      | 46E   | 8       | SE SE 4               | TETON  |      |

5. Description of diverting works:

PODS ARE STATELINE LOCATIONS OF PIPELINES. ACTUAL PODS ARE WYOMING DIVERSIONS.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 04/15 | 10/31 | 1.6    |            |

7. Total Quantity Appropriated is:

1.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 04N      | 45E   | 1       | NE NE 1        | IRRIGATION | 39    |
|          |       |         | NW NE 2        | IRRIGATION | 40    |
|          |       |         | SW NE          | IRRIGATION | 40    |
|          |       |         | SE NE          | IRRIGATION | 38    |
|          |       |         | NE NW 3        | IRRIGATION | 40    |
|          |       |         | NW NW 4        | IRRIGATION | 37    |

|     |     |    |    |    |               |               |
|-----|-----|----|----|----|---------------|---------------|
|     |     |    | SW | NW | IRRIGATION    | 40            |
|     |     |    | SE | NW | IRRIGATION    | 40            |
|     |     |    | NE | SW | IRRIGATION    | 40            |
|     |     |    | NW | SW | IRRIGATION    | 40            |
|     |     |    | SW | SW | IRRIGATION    | 39            |
|     |     |    | SE | SW | IRRIGATION    | 39            |
|     |     |    | NE | SE | IRRIGATION    | 39            |
|     |     |    | NW | SE | IRRIGATION    | 40            |
|     |     |    | SW | SE | IRRIGATION    | 39            |
|     |     |    | SE | SE | IRRIGATION    | 36            |
|     |     |    |    |    | Section Acres | 626           |
| 04N | 45E | 2  | SW | NE | IRRIGATION    | 24            |
|     |     |    | SE | NE | IRRIGATION    | 40            |
|     |     |    | NE | SE | IRRIGATION    | 40            |
|     |     |    | NW | SE | IRRIGATION    | 35            |
|     |     |    | SW | SE | IRRIGATION    | 34            |
|     |     |    | SE | SE | IRRIGATION    | 39            |
|     |     |    |    |    | Section Acres | 212           |
| 04N | 45E | 11 | NE | NE | IRRIGATION    | 39            |
|     |     |    | NW | NE | IRRIGATION    | 33            |
|     |     |    | SE | NE | IRRIGATION    | 40            |
|     |     |    | NE | NW | IRRIGATION    | 38            |
|     |     |    | NW | NW | IRRIGATION    | 7.2           |
|     |     |    |    |    | Section Acres | 157.2         |
| 04N | 45E | 12 | NE | NE | IRRIGATION    | 34            |
|     |     |    | NW | NE | IRRIGATION    | 40            |
|     |     |    | SW | NE | IRRIGATION    | 40            |
|     |     |    | SE | NE | IRRIGATION    | 39            |
|     |     |    | NE | NW | IRRIGATION    | 40            |
|     |     |    | NW | NW | IRRIGATION    | 40            |
|     |     |    | SW | NW | IRRIGATION    | 36            |
|     |     |    | SE | NW | IRRIGATION    | 40            |
|     |     |    | NE | SW | IRRIGATION    | 33            |
|     |     |    | NW | SW | IRRIGATION    | 3.8           |
|     |     |    | SE | SW | IRRIGATION    | 1.4           |
|     |     |    | NE | SE | IRRIGATION    | 38            |
|     |     |    | NW | SE | IRRIGATION    | 40            |
|     |     |    | SW | SE | IRRIGATION    | 31            |
|     |     |    | SE | SE | IRRIGATION    | 35            |
|     |     |    |    |    | Section Acres | 491.2         |
| 04N | 45E | 13 | NE | NE | IRRIGATION    | 15            |
|     |     |    |    |    | Section Acres | 15            |
| 04N | 46E | 5  | NW | NE | 1             | IRRIGATION 36 |
|     |     |    | SW | NE | 4             | IRRIGATION 36 |
|     |     |    | NE | NW | 2             | IRRIGATION 41 |
|     |     |    | NW | NW | 3             | IRRIGATION 40 |
|     |     |    | SW | NW |               | IRRIGATION 40 |

|    |    |   |            |    |
|----|----|---|------------|----|
| SE | NW |   | IRRIGATION | 40 |
| NE | SW |   | IRRIGATION | 40 |
| NW | SW |   | IRRIGATION | 40 |
| SW | SW |   | IRRIGATION | 40 |
| SE | SW |   | IRRIGATION | 39 |
| NW | SE | 5 | IRRIGATION | 33 |
| SW | SE | 6 | IRRIGATION | 37 |

Section Acres 462

|     |     |   |    |    |   |            |    |
|-----|-----|---|----|----|---|------------|----|
| 04N | 46E | 6 | NE | NE | 1 | IRRIGATION | 39 |
|     |     |   | NW | NE | 2 | IRRIGATION | 41 |
|     |     |   | SW | NE |   | IRRIGATION | 40 |
|     |     |   | SE | NE |   | IRRIGATION | 39 |
|     |     |   | NE | NW | 3 | IRRIGATION | 41 |
|     |     |   | NW | NW | 4 | IRRIGATION | 40 |
|     |     |   | SW | NW | 5 | IRRIGATION | 40 |
|     |     |   | SE | NW |   | IRRIGATION | 40 |
|     |     |   | NE | SW |   | IRRIGATION | 40 |
|     |     |   | NW | SW | 6 | IRRIGATION | 37 |
|     |     |   | SW | SW | 7 | IRRIGATION | 37 |
|     |     |   | SE | SW |   | IRRIGATION | 36 |
|     |     |   | NE | SE |   | IRRIGATION | 39 |
|     |     |   | NW | SE |   | IRRIGATION | 39 |
|     |     |   | SW | SE |   | IRRIGATION | 21 |
|     |     |   | SE | SE |   | IRRIGATION | 37 |

Section Acres 606

|     |     |   |    |    |   |            |    |
|-----|-----|---|----|----|---|------------|----|
| 04N | 46E | 7 | NE | NE |   | IRRIGATION | 33 |
|     |     |   | NW | NE |   | IRRIGATION | 39 |
|     |     |   | SW | NE |   | IRRIGATION | 38 |
|     |     |   | SE | NE |   | IRRIGATION | 39 |
|     |     |   | NE | NW |   | IRRIGATION | 40 |
|     |     |   | NW | NW | 1 | IRRIGATION | 36 |
|     |     |   | SW | NW | 2 | IRRIGATION | 40 |
|     |     |   | SE | NW |   | IRRIGATION | 40 |
|     |     |   | NE | SW |   | IRRIGATION | 40 |
|     |     |   | NW | SW | 3 | IRRIGATION | 40 |
|     |     |   | SW | SW | 4 | IRRIGATION | 37 |
|     |     |   | SE | SW |   | IRRIGATION | 38 |
|     |     |   | NE | SE |   | IRRIGATION | 39 |
|     |     |   | NW | SE |   | IRRIGATION | 37 |
|     |     |   | SW | SE |   | IRRIGATION | 38 |
|     |     |   | SE | SE |   | IRRIGATION | 38 |

Section Acres 612

|     |     |   |    |    |   |            |    |
|-----|-----|---|----|----|---|------------|----|
| 04N | 46E | 8 | NW | NE | 1 | IRRIGATION | 31 |
|     |     |   | SW | NE | 2 | IRRIGATION | 36 |
|     |     |   | NE | NW |   | IRRIGATION | 38 |
|     |     |   | NW | NW |   | IRRIGATION | 39 |
|     |     |   | SW | NW |   | IRRIGATION | 40 |
|     |     |   | SE | NW |   | IRRIGATION | 40 |
|     |     |   | NE | SW |   | IRRIGATION | 40 |
|     |     |   | NW | SW |   | IRRIGATION | 40 |
|     |     |   | SW | SW |   | IRRIGATION | 39 |

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|     |     |    |    |    |   |               |        |
|-----|-----|----|----|----|---|---------------|--------|
|     |     |    | SE | SW |   | IRRIGATION    | 39     |
|     |     |    | NW | SE | 3 | IRRIGATION    | 36     |
|     |     |    | SW | SE | 4 | IRRIGATION    | 37     |
|     |     |    |    |    |   | Section Acres | 455    |
| 04N | 46E | 17 | NW | NE | 1 | IRRIGATION    | 7.8    |
|     |     |    | NE | NW |   | IRRIGATION    | 14     |
|     |     |    | NW | NW |   | IRRIGATION    | 35     |
|     |     |    |    |    |   | Section Acres | 56.8   |
| 04N | 46E | 18 | NE | NE |   | IRRIGATION    | 37     |
|     |     |    | NW | NE |   | IRRIGATION    | 39     |
|     |     |    | SW | NE |   | IRRIGATION    | 13     |
|     |     |    | SE | NE |   | IRRIGATION    | 11     |
|     |     |    | NE | NW |   | IRRIGATION    | 38     |
|     |     |    | NW | NW | 1 | IRRIGATION    | 38     |
|     |     |    | SE | NW |   | IRRIGATION    | 6.9    |
|     |     |    |    |    |   | Section Acres | 182.9  |
| 05N | 45E | 36 | SW | SW |   | IRRIGATION    | 4.2    |
|     |     |    | SE | SW |   | IRRIGATION    | 36     |
|     |     |    | SW | SE |   | IRRIGATION    | 39     |
|     |     |    |    |    |   | Section Acres | 79.2   |
| 05N | 46E | 31 | SW | SW |   | IRRIGATION    | 37     |
|     |     |    | SE | SW |   | IRRIGATION    | 39     |
|     |     |    | SW | SE |   | IRRIGATION    | 38     |
|     |     |    | SE | SE |   | IRRIGATION    | 32     |
|     |     |    |    |    |   | Section Acres | 146    |
| 05N | 46E | 32 | SW | SW |   | IRRIGATION    | 34     |
|     |     |    | SE | SW |   | IRRIGATION    | 29     |
|     |     |    | NW | SE | 3 | IRRIGATION    | 26     |
|     |     |    | SW | SE | 4 | IRRIGATION    | 33     |
|     |     |    |    |    |   | Section Acres | 122    |
|     |     |    |    |    |   | Total Acres   | 4223.3 |

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM REPRESENTS 22-529 (A/B).

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15. Basis of Claim: Decreed

**16. Signature(s)**

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

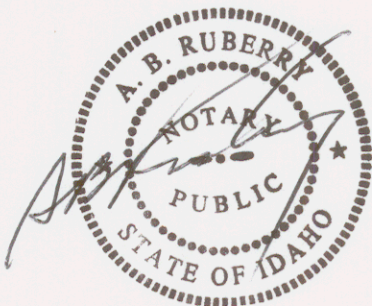
Number of attachments: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Boyd Bowles of  
Title  
Garden Water Co., that I have signed the foregoing  
Organization  
document in the space below as President of  
Title  
Garden Water Co. and that the statements contained in the  
Organization  
foregoing document are true and correct. [Signature]  
Signature of Authorized Agent  
Pres. Garden Water Co  
Title and Organization  
10-6-2004  
Date

State of Idaho )  
County of BONNERVILLE ) SS.

Subscribed and sworn (or affirmed) before me this 6<sup>th</sup>  
of October 2004



Aaron B Ruberry  
Notary Public  
Residing at Posso Kaus Posso  
My commission Expires 9/23/09

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