

09/28/2005

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

RIGHT NUMBER: 21-77A

NAME AND ADDRESS: THE SALISBURY CORP
3940 HWY 87
ISLAND PARK ID 83429

THE SALISBURY CORP
5518 THE TOLEDO
LONG BEACH CA 90803

SOURCE: HOWARD CREEK
TARGHEE CREEK

TRIBUTARY: HENRYS FORK
TRIBUTARY: HENRYS FORK

QUANTITY: 3.060 CFS

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:
T15N R43E S11 NENENW Within FREMONT County
T15N R43E S14 NESWNW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	3.060 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

T15N R43E S10	SWSW	28.0	T15N R43E S10	SESW	40.0
T15N R43E S10	SWSE	40.0	T15N R43E S14	NWNW	40.0
T15N R43E S14	SWNW	40.0	T15N R43E S14	NWSW	40.0
T15N R43E S15	NENE	40.0	T15N R43E S15	NWNE	40.0
T15N R43E S15	SWNE	40.0	T15N R43E S15	SENE	40.0
T15N R43E S15	NENW	40.0	T15N R43E S15	NESE	40.0

468 ACRES TOTAL

This right is limited to the irrigation of 245 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 468 acres in a single irrigation season. Combined Right Nos.: 21-36A, 21-76A, 21-77A, 21-133A

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 - Decreed

SCANNED

AUG 08 2001

IN THE DISTRICT COURT
IN A

IN RE THE GENERAL ADJUTANT
OF RIGHTS TO THE USE OF
THE SNAKE RIVER BASIN

*77A recreates 51%
of cfs or 3.06 cfs
due to 51% ownership
of decreed land.
limited to 745 acres
based on decreed cfs/acre*

OF THE STATE OF IDAHO,
LS

CASE NUMBER: 39576

Number: **A21-00077A**

Received: 1/23/1989

pt No: E005502

red By: _____

AMENDED

NC

F

AMENDED

1. Name: THE SAL
Address: C/O DON
5518 THE TOLEDO
LONG BEACH CA

90803

208-523-5171

2. Date of Priority: JUN 1, 1900

3. Source: TARGEE CREEK

Trib. to: HENRYS FORK SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	43E	11	NE	NE	NW		FREMONT
		14	NE	SW	NW		FREMONT

5. Description of diverting works:

HEAD GATE IN STREAM TO OPEN DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	5.500		

7. Total Quantity Appropriated is:

5.500 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

640.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

MICROFILMED

NOV 05 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
15N	43E	10	NE	SE		IRR	40.0
			NW	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	43E	10	SW	SE		IRR	40.0
			SE	SE		IRR	40.0
Section Acres							160.0
		11	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
Section Acres							160.0
Total Acres							320.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
21-00036

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION CO.
Decree Plaintiff

TETON IRRIGATION CANAL CO. ET
vs 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: _____

MICROFILMED
NOV 05 1996

For Organizations:

I do solemnly swear or affirm that I am SECRETARY of
Title
THE Salisbury Corporation, that I have signed the foregoing
Organization
document in the space below as SECRETARY of
Title
THE Salisbury Corporation and that the statements contained in the
Organization
foregoing document are true and correct.

John H. D. P. Low
Signature of Authorized Agent

SECRETARY, THE Salisbury Corporation
Title and Organization

8/14/95
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of August 1995

Wendy J. Murphy
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6/23/00

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

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 _____

Address _____

Date _____

MICROFILMED
NOV 05 1996

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

Renumbered: A21-00077A

Ident. Number: ~~A21-00077~~

Date Received: 1/13/1989

Receipt No: 6005502

Received By: CSV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE SALISBURY CORPORATION 208-523-5171
Address: C/O DONALD M. SALISBURY, PRES.
5518 THE TOLEDO
LONG BEACH, CA 90803
2. Date of Priority: JUN 01, 1900
3. Source: TARGEE CREEK Trib. to: HENRYS FORK SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	43E	11	NE	NE	NW		FREMONT
		14	NE	SW	NW		FREMONT

5. Description of diverting works:
HEAD GATE IN STREAM TO OPEN DITCHES FOR FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	6.000		

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

8. Total consumptive use is 640.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	43E	10	NE	SE		IRR	40.0

A21-00077

Page 1

Date: 01/13/89

MICROFILMED
APR 08 1991
OCT 20 1992

A2100077A

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	43E	10	NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				160.0
		11	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				160.0
			Total Acres				320.0

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
21-00036

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRRIGATION CO.
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET
Decree Defendant

MICROFILMED
APR 08 1989
OCT 20 1992

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: 1

For Organizations:

I do solemnly swear or affirm that I am SECRETARY of
Title
THE Salisbury Corporation, that I have signed the foregoing
Organization
document in the space below as SECRETARY of
Title
THE Salisbury Corporation and that the statements contained in the
Organization
foregoing document are true and correct.

John H. St. Van
Signature of Authorized Agent

SECRETARY, THE Salisbury Corp
Title and Organization

JANUARY 13, 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of JANUARY 19 89

[Signature]
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 08-22-94

17. Notice of Appearance:

Notice is hereby given that I, JOHN G. ST. CLAIR will be
Print Name

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

John G. St. Clair

Address

PO Box 51718 Idaho Falls Idaho 83405 (208) 523-5221

Date

January 13, 1989

MICROFILMED
APR 08 1991

~~MICROFILMED~~
OCT 20 1992

PODR ORIGINAL

T16N
T15N

MICROFILMED
APR 8 1994

R43E R44E

-00036
A21-00077

710,000 FEET (DAHO EAST)

MICROFILMED
OCT 20 1992

Produced and published by the Geological Survey

