

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 21-12962
Date Received: 7/11/2005
Receipt No: E031538
Received By:

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

1. Name of Claimant(s)

EGIN BENCH CANALS INC Phone: (208)624-3381

PO BOX 15
ST ANTHONY ID USA 83445

2. Date of Priority: 02/09/1897

3. Source: HENRYS FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	41E	14	NW SE	FREMONT	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/01	225	
STOCKWATER	01/01	12/31	25	
GROUND WATER RECHARGE	11/01	04/01	65	

7. Total Quantity Appropriated is:
225 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
08N	40E	25	NE SW	IRRIGATION	20

			NW	SW	IRRIGATION	23
			SW	SW	IRRIGATION	14
			SE	SW	IRRIGATION	40
					Section Acres	97
08N	40E	26	NE	NE	IRRIGATION	40
			SW	NE	IRRIGATION	23
			SE	NE	IRRIGATION	40
			SE	NW	IRRIGATION	23
			NE	SW	IRRIGATION	26
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	26
			SE	SW	IRRIGATION	26
			NE	SE	IRRIGATION	26
			SW	SE	IRRIGATION	26
			SE	SE	IRRIGATION	26
			NW	SE	IRRIGATION	26
					Section Acres	328
08N	40E	27	NW	SW	IRRIGATION	26
			SW	SW	IRRIGATION	26
			SE	SW	IRRIGATION	20
			NE	SE	IRRIGATION	3
			SW	SE	IRRIGATION	13
			SE	SE	IRRIGATION	23
			NW	SE	IRRIGATION	40
			NE	SW	IRRIGATION	40
					Section Acres	191
08N	40E	28	NE	SW	IRRIGATION	3
			NW	SW	IRRIGATION	30
			SW	SW	IRRIGATION	30
			SE	SW	IRRIGATION	26
			NE	SE	IRRIGATION	26
			NW	SE	IRRIGATION	3
			SW	SE	IRRIGATION	26
			SE	SE	IRRIGATION	26
			SE	NW	IRRIGATION	40
			SW	NE	IRRIGATION	40
					Section Acres	250
08N	40E	29	SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	240
08N	40E	30	SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	200
08N	40E	31	NE	NE	IRRIGATION	22
			NW	NE	IRRIGATION	25

			NE	NW	IRRIGATION	5
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	172
08N	40E	32	NE	NE	IRRIGATION	33
			NW	NE	IRRIGATION	40
			NE	NW	IRRIGATION	10
			NW	NW	IRRIGATION	23
					Section Acres	106
08N	40E	34	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	26
			NW	NW	IRRIGATION	26
			SE	NW	IRRIGATION	25
					Section Acres	237
08N	40E	35	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	20
			SE	NW	IRRIGATION	20
					Section Acres	120
08N	40E	36	NW	NE	IRRIGATION	12
			NE	NW	IRRIGATION	10
					Section Acres	22
08N	41E	20	NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
					Section Acres	160
08N	41E	21	SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			SW	SE	IRRIGATION	40
					Section Acres	120
08N	41E	27	NW	NE	IRRIGATION	6
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	30
			NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	6
			SE	SW	IRRIGATION	6
					Section Acres	202
08N	41E	28	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40

			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	16
			SW	NW	IRRIGATION	33
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	609
08N	41E	29	NE	NE	IRRIGATION	30
			SE	NE	IRRIGATION	35
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	20
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	20
					Section Acres	280
08N	41E	30	NE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	20
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	35
					Section Acres	175
08N	41E	31	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	22
			SW	NE	IRRIGATION	38
			SE	NE	IRRIGATION	37
			NE	SE	IRRIGATION	37
			NW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	20
					Section Acres	234
08N	41E	32	NE	NE	IRRIGATION	23
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	3
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	21
			SE	SW	IRRIGATION	4
			NE	SE	IRRIGATION	3
			NW	SE	IRRIGATION	15
					Section Acres	369
08N	41E	33	NW	NE	IRRIGATION	10
			NE	NW	IRRIGATION	5

SW	NW	IRRIGATION	3
		Section Acres	18
		Total Acres	4130

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? ~~Yes~~ M.R.

13. Other Water Rights Used:

14. Remarks:

(REMARKS FROM SUBMITTED CLAIM) DECREE WAS ESTABLISHED BY CANAL COMPANY WHICH IS OWNED BY THE STOCKHOLDERS WHO OWN THE LAND. STOCK COMPANY DELIVERS WATER TO LANDOWNERS BASED ON SHARES IN COMPANY. IRRIGATION IS ACCOMPLISHED BY SURFACE IRRIGATION, SUB IRRIGATION, SPRINKLER IRRIGATION AND THROUGH A SYSTEM OF SURFACE WATER-GROUNDWATER EXCHANGE. ACREAGE FEE OVERLAPS PAID BY ST. ANTHONY UNION CANAL CO. \$802.00 (ASSUMING GROUNDWATER RECHARGE, STOCKWATER AND DOMESTIC USES OVERLAP IRRIGATION PLACE OF USE. PRM 04/20/89) (#5 CONT.) DIVERSION DAM IS APPROXIMATELY 600 FT. LONG, INCLUDES HEADGATE AND IS SHARED WITH CROSS CUT CANAL. GATE IS 8 FT. HIGH. CANAL IS APPROXIMATELY 30 FT. WIDE AND APPROXIMATELY 13 MILES LONG.

(MEMO TO THE FILE: ORIGINAL DECREEED WATER RIGHT HAS BEEN REDUCED TO 120 C.F.S. AFTER JULY 1 OF EACH YEAR. PRM 04/20/89) **CHANGED OWNERSHIP 8/16/96/JT**

RENUMBERED FROM 01-95

This right is a split from former right 21-12926 .

claim based on right 1-96

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 President of

Title
Egin Bench Canals Inc., that I have signed the foregoing
Organization
document in the space below as President of

Title
Egin Bench Canals Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

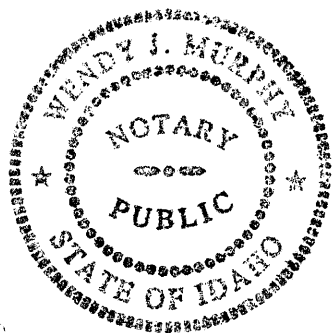
Michael R. ...
Signature of Authorized Agent

President of Egin Bench Canals Inc.
Title and Organization

January 5, 2006
Date

State of Idaho)
County of Benneville) SS.

Subscribed and sworn (or affirmed) before me this 5th day of January 2006



Wendy J. Murphy
Notary Public

Residing at *Adaha Falls*

My commission Expires *6/23/16*

07/11/2005

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

RIGHT NUMBER: 21-12962

NAME AND ADDRESS: EGIN BENCH CANALS INC
PO BOX 15
ST ANTHONY ID 83445

SOURCE: HENRYS FORK

TRIBUTARY: SNAKE RIVER

QUANTITY: 120.000 CFS

PRIORITY DATE: 02/09/1897

POINT OF DIVERSION:

T08N R41E S14 NWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	07/01 10/31	120.000 CFS

PLACE OF USE:

4130 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

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 21-12962
Date Received: 7/11/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

EGIN BENCH CANALS INC Phone: (208) 624-3381
PO BOX 15
ST ANTHONY ID USA 83445

2. Date of Priority: 02/09/1897

3. Source: HENRYS FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	41E	14	NW SE	FREMONT	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/01	225	
GROUND WATER RECHARGE			03/01 11/01	225

7. Total Quantity Appropriated is:
225 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
08N	40E	25	NE	SW		IRRIGATION	20
			NW	SW		IRRIGATION	23
			SW	SW		IRRIGATION	14
			SE	SW		IRRIGATION	40
						Section Acres	97
08N	40E	26	NE	NE		IRRIGATION	40
			SW	NE		IRRIGATION	23
			SE	NE		IRRIGATION	40
			SE	NW		IRRIGATION	23
			NE	SW		IRRIGATION	26
			NW	SW		IRRIGATION	20
			SW	SW		IRRIGATION	26
			SE	SW		IRRIGATION	26
			NE	SE		IRRIGATION	26
			SW	SE		IRRIGATION	26
			SE	SE		IRRIGATION	26
			NW	SE		IRRIGATION	26
					Section Acres	328	
08N	40E	27	NW	SW		IRRIGATION	26
			SW	SW		IRRIGATION	26
			SE	SW		IRRIGATION	20
			NE	SE		IRRIGATION	3
			SW	SE		IRRIGATION	13
			SE	SE		IRRIGATION	23
			NW	SE		IRRIGATION	40
			NE	SW		IRRIGATION	40
					Section Acres	191	
08N	40E	28	NE	SW		IRRIGATION	3
			NW	SW		IRRIGATION	30
			SW	SW		IRRIGATION	30
			SE	SW		IRRIGATION	26
			NE	SE		IRRIGATION	26
			NW	SE		IRRIGATION	3
			SW	SE		IRRIGATION	26
			SE	SE		IRRIGATION	26
			SE	NW		IRRIGATION	40
			SW	NE		IRRIGATION	40
					Section Acres	250	
08N	40E	29	SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40

					Section Acres	240
08N	40E	30	SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	200
08N	40E	31	NE	NE	IRRIGATION	22
			NW	NE	IRRIGATION	25
			NE	NW	IRRIGATION	5
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
					Section Acres	172
08N	40E	32	NE	NE	IRRIGATION	33
			NW	NE	IRRIGATION	40
			NE	NW	IRRIGATION	10
			NW	NW	IRRIGATION	23
					Section Acres	106
08N	40E	34	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	26
			NW	NW	IRRIGATION	26
			SE	NW	IRRIGATION	25
					Section Acres	237
08N	40E	35	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	20
			SE	NW	IRRIGATION	20
					Section Acres	120
08N	40E	36	NW	NE	IRRIGATION	12
			NE	NW	IRRIGATION	10
					Section Acres	22
08N	41E	20	NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
					Section Acres	160
08N	41E	21	SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40

			SW	SE	IRRIGATION	40
					Section Acres	120
08N	41E	27	NW	NE	IRRIGATION	6
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	30
			NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	6
			SE	SW	IRRIGATION	6
					Section Acres	202
08N	41E	28	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	16
			SW	NW	IRRIGATION	33
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	609
08N	41E	29	NE	NE	IRRIGATION	30
			SE	NE	IRRIGATION	35
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	20
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	20
					Section Acres	280
08N	41E	30	NE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	20
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	35
					Section Acres	175
08N	41E	31	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	22
			SW	NE	IRRIGATION	38

			SE	NE	IRRIGATION	37
			NE	SE	IRRIGATION	37
			NW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	20
					Section Acres	234
08N	41E	32	NE	NE	IRRIGATION	23
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	3
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	21
			SE	SW	IRRIGATION	4
			NE	SE	IRRIGATION	3
			NW	SE	IRRIGATION	15
					Section Acres	369
08N	41E	33	NW	NE	IRRIGATION	10
			NE	NW	IRRIGATION	5
			SW	NW	IRRIGATION	3
					Section Acres	18
					Total Acres	4130

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:

14. Remarks:

(REMARKS FROM SUBMITTED CLAIM) DECREE WAS ESTABLISHED BY CANAL COMPANY WHICH IS OWNED BY THE STOCKHOLDERS WHO OWN THE LAND. STOCK COMPANY DELIVERS WATER TO LANDOWNERS BASED ON SHARES IN COMPANY. IRRIGATION IS ACCOMPLISHED BY SURFACE IRRIGATION, SUB IRRIGATION, SPRINKLER IRRIGATION AND THROUGH A SYSTEM OF SURFACE WATER-GROUNDWATER EXCHANGE. ACREAGE FEE OVERLAPS PAID BY ST. ANTHONY UNION CANAL CO. \$802.00 (ASSUMING GROUNDWATER RECHARGE, STOCKWATER AND DOMESTIC USES OVERLAP IRRIGATION PLACE OF USE. PRM 04/20/89) (#5 CONT.) DIVERSION DAM IS APPROXIMATELY 600 FT. LONG, INCLUDES HEADGATE AND IS SHARED WITH CROSS CUT CANAL. GATE IS 8 FT. HIGH. CANAL IS APPROXIMATELY 30 FT. WIDE AND APPROXIMATELY 13 MILES LONG.

(MEMO TO THE FILE: ORIGINAL DECREED WATER RIGHT HAS BEEN REDUCED TO 120 C.F.S. AFTER JULY 1 OF EACH YEAR. PRM 04/20/89) **CHANGED OWNERSHIP 8/16/96/JT**

RENUMBERED FROM 01-95

This right is a split from former right 21-12926 .

claim based on right 1-96

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 _____ of
Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct. _____
Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____