

02/02/2004

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

RIGHT NUMBER: 23-50E
NAME AND ADDRESS: THE PALISADE IRRIGATION CO INC
RHETT BRADFORD PRESIDENT
PO BOX 99
IRWIN ID 83428

SOURCE: PALISADES CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 26.400 CFS
PRIORITY DATE: 06/01/1900
POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	26.400 CFS

PLACE OF USE:

Large Place of Use

2603 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.

USE OF THIS RIGHT WITH RIGHT NO. 23-00104 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2603.0 ACRES 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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 23-00104 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

02/02/2004

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

RIGHT NUMBER: 23-50E

NAME AND ADDRESS: THE PALISADE IRRIGATION CO INC
RHETT BRADFORD PRESIDENT
PO BOX 99
IRWIN ID 83428

SOURCE: PALISADES CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 26.400 CFS

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:
T01N R44E S26 SWSWE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	26.400 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T01N R44E S07	NWNE	27.0	T01N R44E S07	SWNE	15.0
T01N R44E S07	SENE	21.0	T01N R44E S07 Lot 2	SWNW	18.0
T01N R44E S07	SENW	39.0	T01N R44E S07	NESE	29.0
T01N R44E S07	NWSE	39.0	T01N R44E S07	SWSE	38.0
T01N R44E S07	SESE	17.0	T01N R44E S08	NESW	40.0
T01N R44E S08	NWSW	40.0	T01N R44E S08	SWSW	33.0
T01N R44E S08	SESW	38.0	T01N R44E S08	NWSE	30.0
T01N R44E S08	SWSE	23.0	T01N R44E S09	NESW	40.0
T01N R44E S09	SESW	36.0	T01N R44E S09	NESE	1.3
T01N R44E S09	NWSE	32.0	T01N R44E S09	SWSE	36.0
T01N R44E S09	SESE	13.0	T01N R44E S15	NWSW	0.1
T01N R44E S15	SWSW	24.0	T01N R44E S16	NENE	29.0
T01N R44E S16	NWNE	9.9	T01N R44E S16	SWNE	23.0
T01N R44E S16	SENE	20.0	T01N R44E S16	NENW	37.0
T01N R44E S16	NESE	39.0	T01N R44E S16	NWSE	39.0
T01N R44E S16	SWSE	34.0	T01N R44E S16	SESE	37.0
T01N R44E S17	NENE	39.0	T01N R44E S17	NWSW	40.0
T01N R44E S17	SWSW	40.0	T01N R44E S17	SESW	9.5
T01N R44E S18 Lot 8	SESE	44.0	T01N R44E S19 Lot 1	NENE	13.0
T01N R44E S20	SWNE	40.0	T01N R44E S20	SENE	35.0
T01N R44E S20	NENW	28.0	T01N R44E S20 Lot 1	NWNW	40.0
T01N R44E S20 Lot 2	SWNW	0.4	T01N R44E S20 Lot 3	SENW	39.0
T01N R44E S20	NESE	40.0	T01N R44E S20 Lot 4	NWSE	40.0
T01N R44E S20 Lot 8	SESE	13.0	T01N R44E S21	NENE	35.0
T01N R44E S21	NWNE	30.0	T01N R44E S21	SWNE	40.0
T01N R44E S21	SENE	40.0	T01N R44E S21	NENW	38.0
T01N R44E S21	SWNW	8.0	T01N R44E S21	SENW	25.0
T01N R44E S21	NESW	13.0	T01N R44E S21	NWSW	38.0

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

T01N R44E S21 Lot 3	SWSW	19.0	T01N R44E S21 Lot 2	SESW	29.0
T01N R44E S21	NESE	32.0	T01N R44E S21	NWSE	2.8
T01N R44E S21 Lot 1	SWSE	20.0	T01N R44E S21	SESE	40.0
T01N R44E S22	NWNW	21.0	T01N R44E S22	SWNW	40.0
T01N R44E S22	SENW	12.0	T01N R44E S22	NESW	36.0
T01N R44E S22	NWSW	40.0	T01N R44E S22	SWSW	40.0
T01N R44E S22	SESW	32.0	T01N R44E S22	NWSE	2.5
T01N R44E S22	SWSE	10.0	T01N R44E S26	SWNW	0.1
T01N R44E S26	NWSW	6.6	T01N R44E S26	SWSW	15.0
T01N R44E S27	NENE	0.1	T01N R44E S27	NWNE	28.0
T01N R44E S27	SWNE	40.0	T01N R44E S27	SENE	30.0
T01N R44E S27	NENW	33.0	T01N R44E S27	NWNW	39.0
T01N R44E S27	SWNW	31.0	T01N R44E S27	SENW	32.0
T01N R44E S27	NESW	38.0	T01N R44E S27 Lot 1	NWSW	15.0
T01N R44E S27 Lot 4	SESW	13.0	T01N R44E S27	NESE	38.0
T01N R44E S27	NWSE	35.0	T01N R44E S27 Lot 5	SWSE	37.0
T01N R44E S27	SESE	38.0	T01N R44E S28 Lot 1	NENE	45.0
T01N R44E S28 Lot 4	SENE	7.6	T01N R44E S34 Lot 1	NENE	47.0
T01N R44E S35	NENW	0.7	T01N R44E S35 Lot 1	SWNW	29.0
T01N R44E S35 Lot 3	SENW	3.4			

2603 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 23-00104 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 2603.0 ACRES 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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 23-00104 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

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

RIGHT NUMBER: 23-50E

NAME AND ADDRESS:

THE PALISADE IRRIGATION CO INC
RHETT BRADFORD PRESIDENT
PO BOX 37
IRWIN ID 83428

SOURCE: Source: Tributary:
PALISADES CREEK SNAKE RIVER

QUANTITY: 26.400 CFS

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:

T01N R44E S26 SWSWSE Within BONNEVILLE County

PURPOSE AND PERIOD OF USE: Purpose of use Period of use: Quantity:
IRRIGATION 04/15 10/31 26.400 CFS

PLACE OF USE:

2599 ACRES TOTAL

~~2652.0 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.

Use of the rights listed below is limited to the irrigation of a combined total of 2599 acres in a single irrigation season. Combined Right Nos.: 23-50D, 23-50E and 23-104.

Place of use does not include federal public lands.

~~USE OF THIS RIGHT WITH RIGHT NO. 23-00104 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2603.0 ACRES IN A SINGLE IRRIGATION SEASON. Place of use does not include federal public lands.~~

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT NOS. 23-00104 AND 23-50D ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

~~RIGHT NO. 23-00104 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.~~

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: A23-00050E
Date Received: 5/25/1990
Receipt No: E014303
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THE PALISADE IRRIGATION COMPANY, INC. 208-483-3361
Address: PO BOX 25
SWAN VALLEY, ID 83449

2. Date of Priority: JUN 01, 1900

3. Source: PALISADES CREEK Trib. to: SNAKE RIVER, SOUTH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	44E	26	SW	NE	NW		BONNEVIL

5. Description of diverting works:
CONCRETE HEADGATE TO CANALS AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	26.400		

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

8. Total consumptive use is 3935.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 100 HEAD CATTLE AND HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	43E	1	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

A23-00050E Page 1 Date: 05/25/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	160.0
	44E	6	NE	SW	IRR	40.0
			SW	SW	IRR	40.0
			SE	SW	IRR	40.0
			NW	SE	IRR	40.0
					Section Acres	160.0
		7	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	39.0
			SW	SW	IRR	36.0
			SE	SW	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
					Section Acres	555.0
		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	29.0
			SW	NW	IRR	40.0
			SE	NW	IRR	32.0
					Section Acres	301.0
		18	NE	NE	IRR	20.0 IND
			NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			SE	NE	IRR	20.0
			NE	NW	IRR	40.0
			NW	NW	IRR	20.0 IND
			SW	NW	IRR	15.0 -> NW EXT
			SE	NW	IRR	40.0 -> NW EXT
			NE	SW	IRR	5.0 -> NW EXT
			NE	SE	IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	44E	18	NW	SE		IRR	35.0
			SW	SE		IRR	10.0
			SE	SE		IRR	38.0
Section Acres							363.0
		19	NE	NE		IRR	14.7
Section Acres							14.7
		21	NW	NW		IRR	20.0 IND.
			SE	NW		IRR	5.0 IND.
Section Acres							25.0
Total Acres							1578.7

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
NONE

14. Remarks:
AS PER TRANS. 199, 236, AND 248.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRRIGATION CO. ET AL vs TETON IRR. CANAL CO. ET AL.
Decree Plaintiff 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: _____

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 A 23-00050 E
Date Received
Receipt Number E014303

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 29 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) The Palisade Irrigation Company, Inc. Phone (208) 483-3361

Mailing Address P. O. Box 25, Swan Valley, Idaho Zip 83449

2. Date of Priority (Only one (1) per claim) June 1, 1900

3. Source of water supply (a) Palisade Creek
which is tributary to (b) South Fork Snake River

4. a. Location of existing point of diversion is: Township 1N. Range 44 Section 26,
S.W. 1/4 of N.E. 1/4 of N.W. 1/4, Govt. Lot, E. B.M., County of Bonneville

Additional points of diversion if any: _____

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. Concrete headgate on Palisade Creek
and diversion into the corporation's water distribution system composed
of a series of canals and ditches throughout Swan Valley.

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6. Water is claimed for the following purposes:
- (both dates are inclusive) (cfs) (acre feet)
- For irrigation purposes from April 1 to Nov. 1 amount 26.4 or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
- For _____ purposes from _____ to _____ amount _____ or _____
7. Total quantity claimed (a) 26.4 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is 3935 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Incidental stock watering for up to 100 head of cattle/horses.
10. Description of place of use:
- 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	
1N.	44E.	17	40	40	40	40	40	29	40	32									301
1N.	44E.	18	20	40	40	20	40	20	15	40	5				40	35	10	38	363
1N.	44E.	19	14.7																15
1N.	44E.	7		40	40	40	40	40	40	40	40	39	36	40		40	40	40	555
1N.	44E.	6									40		40	40		40			160
1N.	43E.	1													40	40	40	40	160
1N.	44E.	21						20		5	5								20

Total number of acres irrigated 1574

11. In which county (ies) are lands listed above as place of use located? Bonneville
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.
Several shareholders own shares in Palisades Reservoir. Water or None ()
rights subject to claims dated May 15, 1908 are used on Section 17 and 19.
14. Remarks:
This notice of claim is filed by the corporation on behalf of all
members of the Palisades Irrigation Company, Inc., whose duty it is
to manage and distribute water rights belonging to its various
stockholders.

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15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License X Permit _____
Decree X
If applicable provide IDWR Water Right Number _____
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 _____

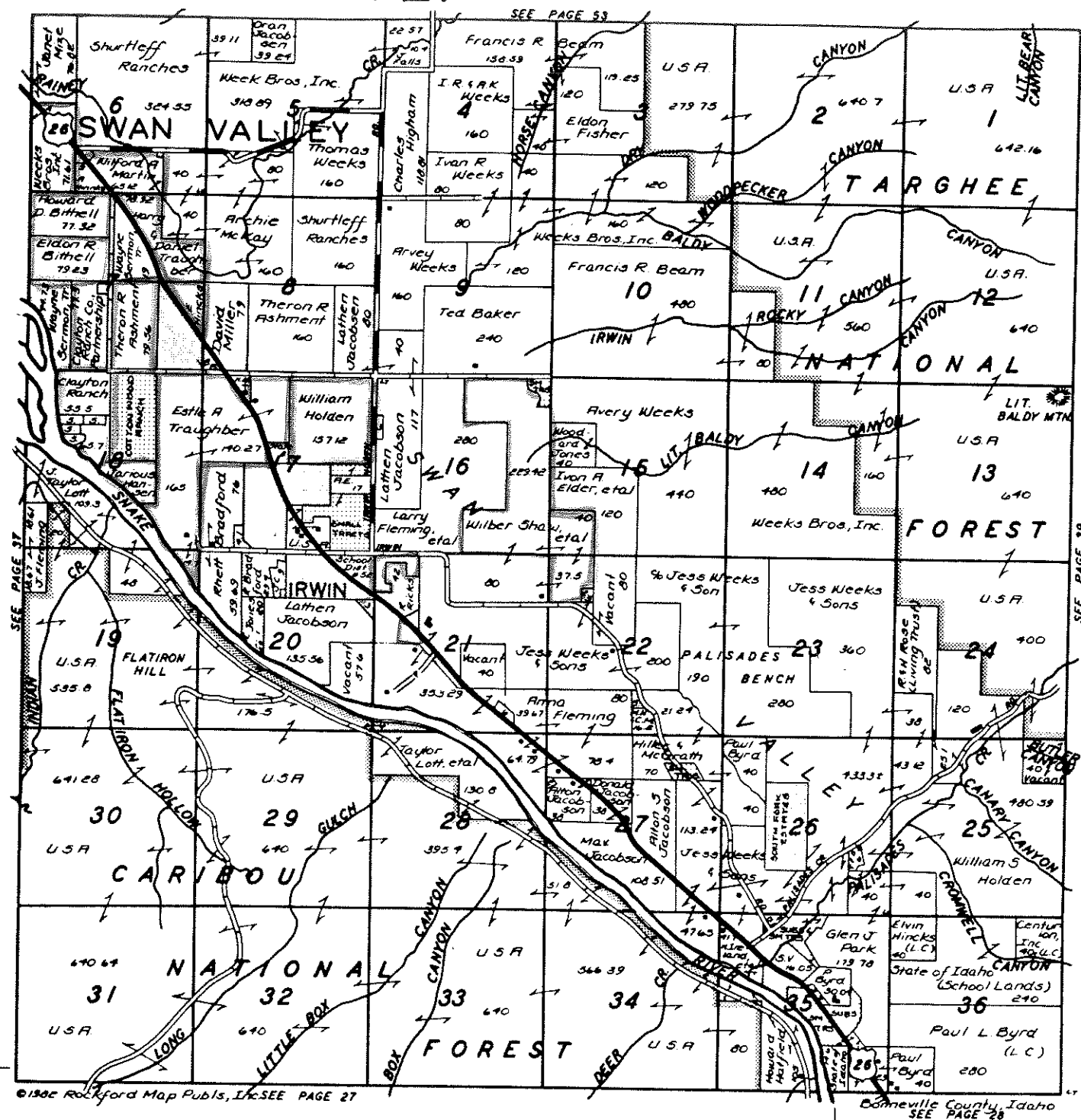
For Organizations: I do solemnly swear or affirm that I am President
Title
of The Palisade Irrigation Company, Inc., that I have signed the foregoing
Organization
document in the space below as President of The Palisade Irrigation Company,
Title Organization Inc.
and that the statements contained in the foregoing document are true and correct.
Signature of Authorized Agent [Signature]
Title and Organization President, The Palisade Irrigation Date January 30, 1990
Company, Inc.

State of Idaho/or _____)
County of Bonneville) SS.
Subscribed and sworn (or affirmed) before me this 30th day of January, 19 90
SEAL Notary Public for Idaho [Signature]
Residing at Idaho Falls
My Commission Expires 9/26/94
Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, C. Timothy Hopkins & Teresa L. Sturm 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 51219, Idaho Falls, ID 83405-1219
Date January 30, 1990

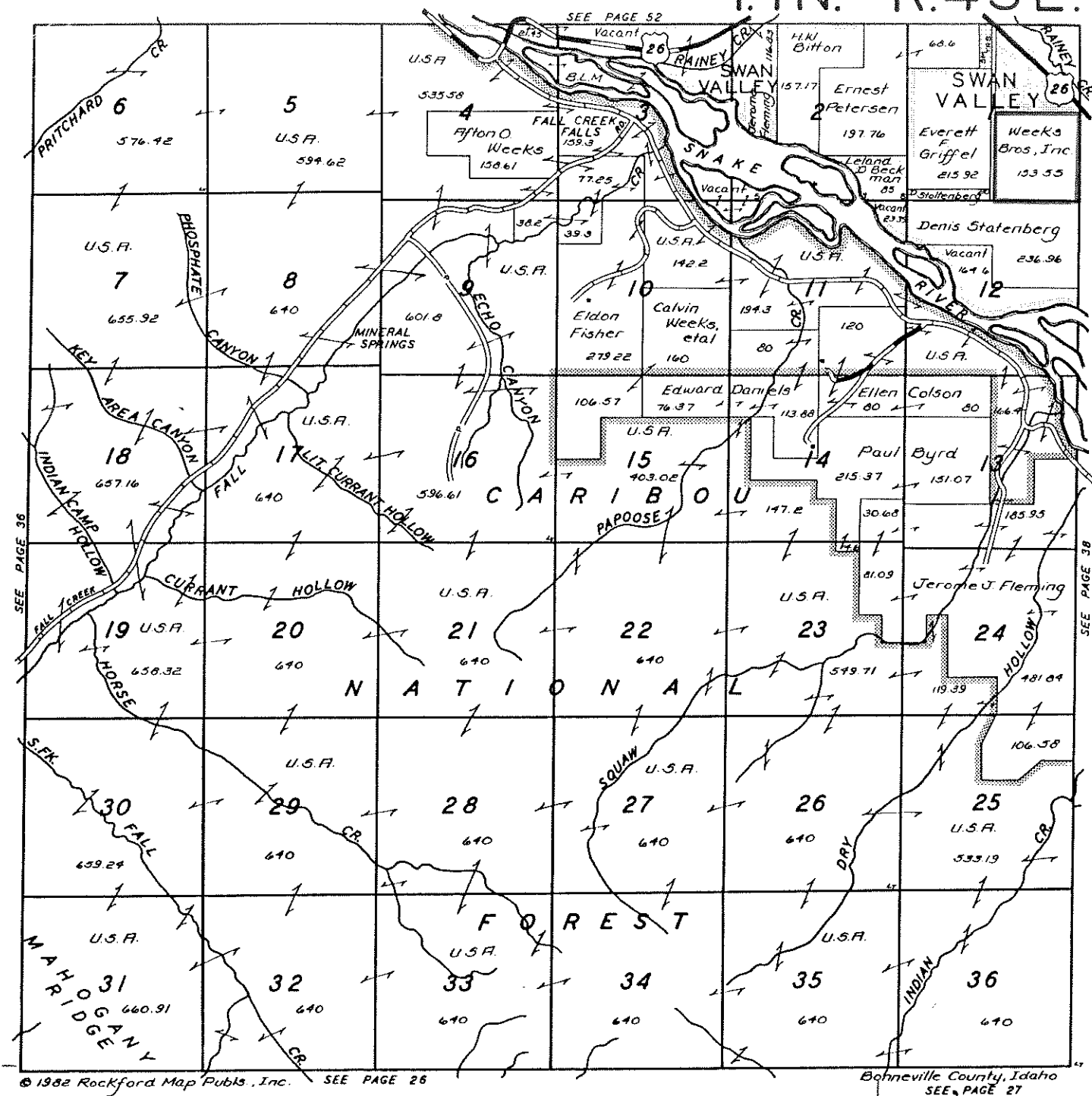
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T. 1 N. - R. 4 E.



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7.1N.-R.43E.



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