

07/13/2005

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

RIGHT NUMBER: 21-12911

NAME AND ADDRESS: SOUTHEAST IDAHO CANAL CO
PO BOX 15
ST ANTHONY ID 83445

SOURCE: HENRYS FORK

TRIBUTARY: SNAKE RIVER

QUANTITY: 9.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T08N R41E S33 NWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/01	9.000 CFS

PLACE OF USE:

2985 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 21-12911
Date Received: 12/27/2004
Receipt No:
Received By:

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

1. Name of Claimant(s)

FARMERS FRIEND CANAL CO LTD Phone: (208)624-3381
PO BOX 15
ST ANTHONY ID USA 83445

2. Date of Priority: 04/01/1939

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	33	SW NW NE	FREMONT	

5. Description of diverting works:

HEADGATE W DITCHES TO SHAREHOLDERS POU (SEE REMARKS)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	9	

7. Total Quantity Appropriated is:

9 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
07N	40E	13	SW SE	IRRIGATION	40
			SE SE	IRRIGATION	30
				Section Acres	70

07N	40E	22	NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	30
					Section Acres	150
07N	40E	23	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	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	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	560
07N	40E	24	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
					Section Acres	480
07N	40E	26	NE	NW	IRRIGATION	40
			NW	NW	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	40
					Section Acres	320
07N	40E	27	NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			NW	SW	IRRIGATION	20
			SW	SW	IRRIGATION	20
					Section Acres	120
07N	41E	6	NE	SE	IRRIGATION	5
			SW	SE	IRRIGATION	30
			SE	SE	IRRIGATION	40
					Section Acres	75

07N	41E	7	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			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	560
07N	41E	8	NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
					Section Acres	80
07N	41E	18	NE	NW	IRRIGATION	40
			NW	NW	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	40
					Section Acres	320
07N	41E	19	SW	NE	IRRIGATION	15
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	30
			NW	SW	IRRIGATION	30
			NW	SE	IRRIGATION	15
					Section Acres	250
					Total Acres	2985

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:

RENUMBERED FROM 01-337

THIS WATER RIGHT IS IN THE NAME OF THE CLAIMANT. THE WATERUSERS HAVE SHARES OF STOCK IN THE CANAL COMPANY AND OWN THE LAND DESCRIBED ABOVE. THE WATER IS

DELIVERED TO THE PLACE OF USE BY THE MAIN CANAL AND LATERAL DITCHES. ATTACHMENTS ARE THE DESCRIPTION OF PLACE OF USE, MAPS SHOWING PLACE OF USE, AND GRIDS SHOWING ACRES IRRIGATED IN EACH 40 ACRE TRACT.

(#5 CONTINUED) CONCRETE DIVERSION DAM 200 FEET LONG; HEADGATE IS 27 FEET WIDE AND 12 FEET HIGH; 3 GATES ARE 6 FEET HIGH. CANAL AT THE HEAD IS ABOUT 99 FEET WIDE AND 10 FEET DEEP.

** MEMO TO THE FILE: 03/31/89 PRM * SEE ATTACHED COPY OF LETTER AND REQUEST FOR EXTENSION OF TIME. * 588 ACRES OF POU HAVE BEEN PAID FOR UNDER M002928 BY WILFORD * CANAL COMPANY (A22-00673, A22-12655, A22-12654).

15. Basis of Claim: Decreed