

12/04/2006

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

RIGHT NUMBER: 22-592

NAME AND ADDRESS: WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID 83448

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 12.800 CFS

PRIORITY DATE: 03/15/1885

POINT OF
DIVERSION:

T06N R40E S11 NESESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

12.800 CFS

PLACE OF USE:

2017 ACRES TOTAL

Place of use is within the area served by Woodmansee Johnson Canal Company.

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.

The rights listed below are limited to the irrigation of a combined total of 1480 acres in a single irrigation season. Combined Right Nos.:22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-11259, 22-11260.

The rights listed below are limited to the irrigation of a combined total of 1244 acres in a single irrigation season. Combined Right Nos.:22-421, 22-354, 22-476, 22-591, 22-592, 22-593.

The rights listed below are limited to the irrigation of a combined total of 2017 acres in a single irrigation season. Combined Right Nos.:22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-594, 22-11259, 22-11260.

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.

This water right is subject to the delivery provision contained in Rexburg Irrigation Co. et al v.Teton Irrigation Canal Co. et al, (D. Id. Dec. 16, 1910) ("Rexburg Decree"). "To be reduced to 20 inches after June 20 of each year".

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Woodmansee Johnson Canal.

12/13/2005

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

RIGHT NUMBER: 22-592

NAME AND ADDRESS: WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID 83448

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 12.800 CFS

PRIORITY DATE: 03/15/1885

POINT OF DIVERSION:

T06N R40E S11 NESESE Within MADISON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

12.800 CFS

PLACE OF USE:

Large Place of Use

2017 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.

The rights listed below are limited to the irrigation of a combined total of 2017 acres in a single irrigation season. Combined Right Nos.: 22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-594, 22-11259, 22-11260.

This right is limited to the irrigation of 640.0 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

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.

This water right is subject to the delivery provision contained in Rexburg Irrigation Co. et al v. Teton Irrigation Canal Co. et al, (D. Id. Dec. 16, 1910) ("Rexburg Decree"). "To be reduced to 320 inches after June 20 of each year".

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The following rights are also diverted through points of diversion described above: 22-354, 22-421, 22-476, 22-591, 22-592, 22-593, 22-594.

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: A22-00592
Date Received: 8/24/1988
Receipt No: E001724
Received By: PDW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WOODMANSEE-JOHNSON
Address: REXBURG MILL DITCH INC.
C/O DELL PALMER, PRESIDENT
657 HILL ROAD, RT 4
REXBURG, ID

208-356-6086

83440

2. Date of Priority: MAR 15, 1885

3. Source: MOODY CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	41E	21	NW	SE	NW		MADISON
06N	40E	11	NE	SE	SE		MADISON

5. Description of diverting works:
PUMP AND PIPELINE TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	12.800		

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

A.F.A.

8. Total consumptive use is 3230.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A22-00592

Page

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Date: 01/18/89

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OCT 28 1982

A2200592



10. Place of Use:

Township	Range	Section	1/4 of 1/4	1/4 of 1/4	Lot	Use	Acres
06N	40E	10	SW	SE		IRR	35.0
			SE	SE		IRR	40.0
			Section Acres				75.0
		11	NE	NE		IRR	10.0
			NW	NE		IRR	12.0
			SW	NE		IRR	10.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				352.0
		14	NE	NE		IRR	5.0
			NW	NE		IRR	35.0
			SW	NE		IRR	26.0
			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	40.0
			SW	SW		IRR	8.0
			NW	SE		IRR	15.0
			Section Acres				329.0
		15	NE	NE		IRR	24.0
			SE	NE		IRR	25.0
			NE	SW		IRR	3.0
			SW	SW		IRR	16.0
			SE	SW		IRR	16.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	36.0
			Section Acres				240.0
		16	NE	SE		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	16	NW	SE		IRR	5.0
			SW	SE		IRR	3.0
			SE	SE		IRR	28.0
			Section Acres				51.0
		20	SE	NE		IRR	18.0
			NE	SE		IRR	9.0
			SW	SE		IRR	12.0
			SE	SE		IRR	3.0
			Section Acres				42.0
		21	NE	NE		IRR	6.0
			NW	NE		IRR	24.0
			NE	NW		IRR	4.0
			NW	NW		IRR	10.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NW	SW		IRR	2.0
			Section Acres				126.0
		22	NE	NE		IRR	10.0
			NW	NE		IRR	25.0
			NE	NW		IRR	5.0
			NW	NW		IRR	3.0
			Section Acres				43.0
		29	NE	NE		IRR	6.0
			NW	NE		IRR	30.0
			Section Acres				36.0
			Total Acres				1294.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
SEE LIST IN REMARKS.

14. Remarks:
LIST OF OTHER RIGHTS:

A22-00592

Page 3

Date: 01/18/89

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OCT 28 1988

14. Remarks: Continued

1. RIGHTS THAT SHARE BOTH P/D AND P/U WITH THIS CLAIM:

A22-00354
A22-00421
A22-00476
A22-00591
A22-00593
A22-00594

2. RIGHT THAT SHARE P/U WITH THIS RIGHT:

A22-00205
A22-00235
A22-00344
A22-00422
A22-00477
A22-11259
A22-11260

P/D IN NW1/4 SE1/4 NW1/4 SEC 21, T5N, R41E IS USED UNTIL JUNE 20.
AFTER JUNE 20, P/D IS CHANGED TO NE1/4 SE1/4 SE1/4 OF SEC 11,
T6N, R40E. ALL RIGHTS IN MOODY CREEK REDUCED 1/2 AFTER JUNE 20.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRRIGATION CO.
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO.
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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

DATE: 09/05/97
PAGE: 1

MADISON County
MADISON County

2. RIGHT THAT SHARE P/U WITH THIS RIGHT:
A22-00205
A22-00235
A22-00344
A22-00422
A22-00477

AJ0749NP
No. A22-00592

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/05/97
PAGE: 2

Remarks:

A22-11259
A22-11260
P/D IN NW1/4 SE1/4 NW1/4 SEC 21, T5N, R41E IS USED UNTIL JUNE 20.
AFTER JUNE 20, P/D IS CHANGED TO NE1/4 SE1/4 OF SEC 11,
T6N, R40E. ALL RIGHTS IN MOODY CREEK REDUCED 1/2 AFTER JUNE 20.
LIST OF OTHER RIGHTS:
1. RIGHTS THAT SHARE BOTH P/D AND P/U WITH THIS CLAIM:
A22-00235
A22-00344
A22-00422
A22-00477
A22-11259
A22-11260

2. RIGHT THAT SHARE P/U WITH THIS RIGHT:

A22-00354
A22-00421
A22-00476
A22-00591
A22-00592
A22-00593
A22-00594

CHANGED ADDRESS PER REQUEST/JH/9-4-97

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 01

Field Inspection Flag:
Presumption Flag:

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

A22-00592

Date Received

24 Aug 1988

Receipt Number

E000724

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

Please type or print clearly Woodmansee-Johnson Rexburg Mill Ditch, Inc (an Idaho corp.)

1. Name of Claimant (s) ☒ c/o Dell Palmer pres. Phone (208) 356-6086

Mailing Address 657 Hill Road Rt 4 Rexburg, Idaho Zip 83440

2. Date of Priority (Only one (1) per claim) Mar 15, 1885

3. Source of water supply (a) Moody Creek
which is tributary to (b) Teton River-- Snake River (Henry's Fork)

4. a. Location of existing point of diversion is: Township 5N Range 41E Section 21,
NW 1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Madison

Additional points of diversion if any: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 11 T6N R40E Madison Co.

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. pump and pipeline
NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec 21 T5N R41E is the point of diversion until June 20.
After June 20 the point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 11 T6N R40E.

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3. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4-1 to 11-1 amount 12.8 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 12.8 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3230 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Madison

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

Authorized by Board of Directors of Woodmansee Johnson canal co.

13. Describe any other water rights used at the same place and for the same purposes as described above.

list of Woodmansee-Johnson canal rights in Moody Creek or None ()

14. Remarks: Mar 15, 1881 6.4cfs/ Mar 15, 1883 3.2cfs/ Mar 15, 1885 12.8cfs

June 1, 1886 1.0cfs/ Mar 15, 1889 3.2cfs/ June 1, 1894 4.0cfs/

June 1, 1901 0.8cfs/ *All rights in Moody Creek reduced one half

after June 20.

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Last Name Woodmansee

Ident No. A22-00592

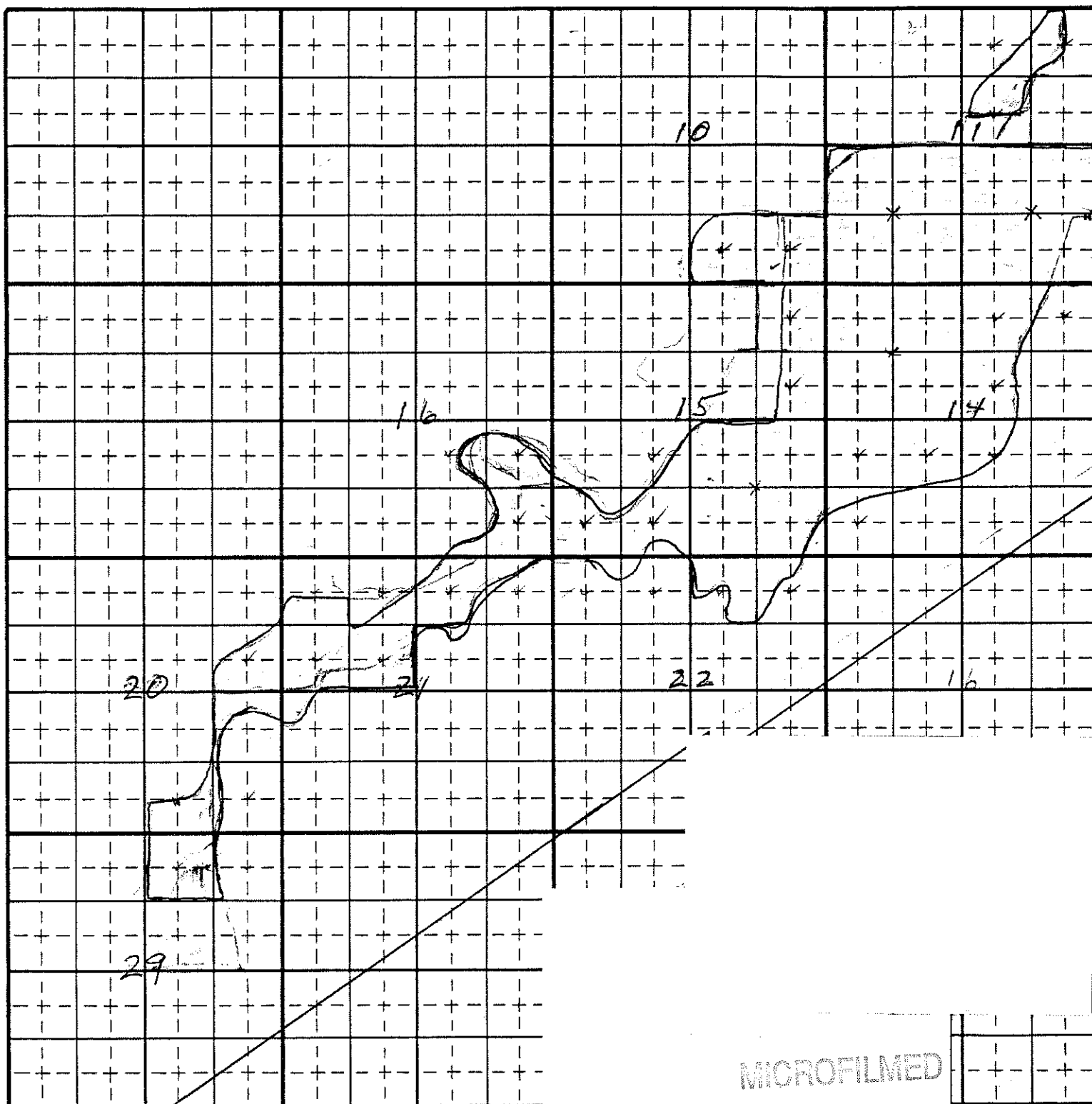
Copies: White -State, Yellow-Claimant

007 28 1234

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T6N R40E



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OCT 28 1994

Last Name Woodmansee Ident No. A22-00592

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number 22-00592

Court 6th Judicial District Case Number _____ Decree Date _____

Plaintiff vs Defendant Rexburg Irrigation Co VS Teton Irrigation Canal Co

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 _____

Title

of Woodmansee-Johnson Rexburg Mill Ditch, Inc, that I have signed the foregoing

Organization

document in the space below as Vice pres. of Woodmansee-Johnson

Title

Organization

and that the statements contained in the foregoing document are true and correct. Rexburg Mill Ditch, Inc.

Signature of Authorized Agent O. Russell Wilding

Title and Organization vice pres. woodmansee-johnson Date 24 Aug 1988

Rexburg Mill Ditch, Inc.

State of Idaho/or _____)

County of Bonner)

SS.

Subscribed and sworn (or affirmed) before me this 24 day of Aug 19 88

SEAL

Notary Public Ernest Carlson

Residing at Edeto Falls ID

My Commission Expires 14 June 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

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OCT 28 1992

Last Name Woodmansee Ident. Number A22-00592

Copies White-State, Yellow-Claimant

Minor Tributaries to Her , Fork Below Warm River (contin
Listed in Downstream Order

	Party or Canal	Date	Decreed Amount in Sec.-ft.	Accumulated Total
	<u>Misc. Rights Below Mouth of Warm River (continued)</u>			
	<u>Iona Huntsman (Springs)</u> (License 21-2115)	Mar. 19, 1960	0.47 ✓	
2131	<u>D.H.&V.F.Larsen (Sec 36-9N-43E)</u> (Warm Springs) 21-2131	Sept 6, 1963	2.57 X	
7013	<u>Murray Baum (Spring Creek)</u> (Permit 21-7013)	Jan. 14, 1971	0.5 X	
7053	<u>Edward D. Howell (Strong Creek)</u> (Permit 21-7053)	Aug. 19, 1974	5.0 X	
7054	<u>David D. Woodruff (Unnamed Spgs)</u> (Permit 21-7054)	Aug. 26, 1974	1.6 X	
7055	<u>Henrys Fork Ranch-Robert Lee</u> (Permit 21-7055)	Sept. 20, 1974 ✓	2.7 X	<u>22.44</u>

Some Black Springs rights transferred to Farmers Own Canal

MOODY CREEK *

0265	<u>Martin Garn</u>	Mar. 15, 1879	9.6 ✓	9.6
	<u>Charles H. Woodmansee</u>	Mar. 15, 1881	6.4 ✓	16.0
		Mar. 15, 1883	3.2 ✓	19.2
		Mar. 15, 1885	12.8 ✓	32.0
0421	<u>Martin L. Nave</u>	June 1, 1886	1.0 ✓	33.0
0591	<u>Charles H. Woodmansee</u>	Mar. 15, 1889	3.2 ✓	36.2
0170	<u>Jesse E. Bigler</u>	May 1, 1893	6.4 ✓	42.6
0476	<u>Alfred Ricks</u>	June 1, 1894	4.0 ✓	46.6
0354	<u>James W. Johnston</u>	June 1, 1901	0.8 ✓	<u>47.4*</u>

*All rights reduced one-half after June 20.

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