

02/10/2006

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

RIGHT NUMBER: 2-7336

NAME AND ADDRESS: GRAND VIEW MUTUAL CANAL CO
PO BOX 9
GRAND VIEW ID 83624

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.000 CFS
210.000 AFY

Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

PRIORITY DATE: 04/15/1981

POINT OF DIVERSION:

T05S R04E S34 SWNWSW Lot 10 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	1.000 CFS 210.00 AFY

PLACE OF USE:

2914 ACRES TOTAL

Right Nos. 2-80, 2-81, and 2-7336 are limited to the irrigation of a combined total of 2,914 acres in a single irrigation season.

This right authorizes the irrigation of 42 total acres.

Place of use is within the area served by Grand View Mutual 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.

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 - License

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 2, 2005

Water Right Number: 2-7336

GRAND VIEW MUTUAL CANAL CO.
P.O. BOX 9
GRAND VIEW, ID 83624

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Period of Use; Combined Acreage Limitation

2. Describe the changes you wish to make in the proposed recommendation:

Period of Use should be 3/15 - 11/15; Combined Acreage should be 2910

3. Give a brief explanation as to why you disagree with these portions:

Period of Use is licensed as 3/15 - 11/15; Water is delivered to 2910 assessed acres.

_____ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 12/02/05

SIGNATURE: Charles L. Honsinger

Please print your name: Charles L. Honsinger

09/21/2005

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

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PO BOX 9
GRAND VIEW ID 83624

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TRIBUTARY: COLUMBIA RIVER

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210.000 AFY

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T05S R04E S34 SWNWSW Lot 10 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	1.000 CFS 210.00 AFY

PLACE OF USE:

2705 ACRES TOTAL

Right Nos. 2-80, 2-81, and 2-7336 are limited to the irrigation of a combined total of 2,705 acres in a single irrigation season.

This right authorizes the irrigation of 42 total acres.

Place of use is within the area served by Grand View Mutual Canal Company.

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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: A02-07336
Date Received: ~~6/29/1989~~
Receipt No: 0009406
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 10 1989

1. Name: GRANDVIEW MUTUAL CANAL CO.
Address: P.O. BOX 9
GRAND VIEW, ID

83624

Department of Water Resources

2. Date of Priority: APR 15, 1981

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	04E	34	SW	NW	SW	10	OWYHEE

5. Description of diverting works:
EXISTING CANAL AND DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/31	1.000		

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

A.F.A.

8. Total consumptive use is 147.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	02E	1	SE	SW		IRR	12.0
						Section Acres	12.0
	03E	16	SE	SE		IRR	3.0
						Section Acres	3.0

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AUG 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	17	SE	NW		IRR	7.0
					Section Acres		7.0
		21	NW	NW		IRR	18.0
					Section Acres		18.0
		22	NE	NW		IRR	2.0
					Section Acres		2.0
					Total Acres		42.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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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: 3

For Organizations:

I do solemnly swear or affirm that I am President of _____ Title

Grand View Mutual Canal Co., that I have signed the foregoing Organization

document in the space below as President of Title

Grand View Mutual Canal Co. and that the statements contained in the Organization

foregoing document are true and correct.

Larry E. Dean
Signature of Authorized Agent

President, Grand View Mutual
Title and Organization

August 9, 1989
Date

State of Idaho)

County of Campana) SS.

Subscribed and sworn (or affirmed) before me this 9 day

of Aug 19 89

Linda R. Smith
Notary Public

Seal

Residing at Mt Home, Id

My Commission Expires 4-18-94

utah Canal

Idaho 83624



FIRST CLASS

Department of Water Resources
1301 N. Orchard
Statehouse Mail
Boise, Idaho 83720

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AUG 10 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

Depar. of Water Resources
Western Regional Office

License of Water Right No. 02-7336 Priority April 15, 1981 Amount 1.0 cfs

THIS IS TO CERTIFY, that Grand View Mutual Canal Company
of Grand View, Idaho, has complied with the terms and conditions of Permit
No. 02-7336 issued pursuant to Application for Permit dated April 15, 1981,
and has submitted proof to the Department of Water Resources on May 16, 1985,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 119.0 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>1.0</u> cfs and	<u>210.0</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
210.0 acre feet per year, said waters to be diverted within the Gov. Lot 10 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 34, Twp 5S, Rge 4E in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	3E	16																3	3
		17							7										7
		21						18											18
		22					2												2
5S	2E	1											12						12

Total number of acres irrigated 42

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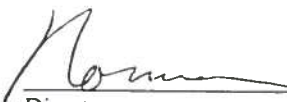
AUG 16 1994

CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 21st day of January, 19 86.



Director

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AUG 16 1994