

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-1366

RIGHT NUMBER: 45-11896

NAME & ADDRESS: TWIN FALLS CANAL CO
PO BOX 326
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/20/1905

POINT OF DIVERSION: T10S R21E S29 LOT 8 (NESE) Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R21E S29 Lot 8 (NESE)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 10S21E297200

Claim proofread by: _____

Date: 9-29 _____

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: A45-11896
Date Received: 8/21/1989
Receipt No: S008824
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TWIN FALLS CANAL COMPANY 208-733-6731
Address: P.O. BOX 326
TWIN FALLS, ID 83301

2. Date of Priority: MAY 20, 1905

3. Source: GROUNDWATER. Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	21E	29	NE	SE		8	TWIN FALLS

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	21E	29	NE	SE	8	DOMEST	

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

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

A45-11896

Date Received

8/11/89

Receipt Number

5008824

AP

RECEIVED

AUG 11 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
Southern Region Office

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) Twin Falls Canal Co. Phone (208) 733-6731Mailing Address P.O. Box 326, Twin Falls, Idaho Zip 833012. Date of Priority (Only one (1) per claim) May 20, 19053. Source of water supply (a) groundwater
which is tributary to (b) _____4. Location of point of diversion is: Township 10S Range 21E
Section 29, 1/4 of 1/4 of 1/4, Govt. Lot 8, B.M.,
County of Twin Falls

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well and pump.

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6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions) MAR 10 1993
(Both dates are inclusive) (cfs)For domestic purposes from 01-01 to 12-31 amount .04

For _____ purposes from _____ to _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of household number of
livestock) 1 household domestics - 4

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
10S	21E	29																

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

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

14. Remarks:

15. Basis of Claim (check one) Beneficial Use XX Posted Notice
Decree

If applicable provide IDWR Water Right Number

Court Case Number

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

of Twin Falls Canal Company, that I have signed the foregoing

document in the space below as President of Twin Falls Canal Company

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Robert Leubert

Title and Organization President, Twin Falls Canal Company Date 8-8-89

State of Idaho/or)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 8th day of August 19 89

SEAL

Notary Public Sherry L. Case

Residing at Twin Falls, Idaho

My Commission Expires 3/19/92

Last Name Twin Falls Canal Co. Ident No. Copies White-State, Yellow-Claimant

MAR 10 1993

MILNER IRRIGATION DISTRICT

FILE IS IN BACK CABINET ON BOTTOM SHELF OF BASIN 37.

PLEASE SEE FILE NUMBER A01-00017 FOR THE FOLLOWING CLAIMS:

A01-00017
A45-04171
A01-00009
A45-00463
A01-02050
A01-02064B
A01-02068D
A45-11897-
A45-11898

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OCT 28 1994

MILNER IRRIGATION DISTRICT

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PLEASE SEE FILE NUMBER A01-00017 FOR THE FOLLOWING CLAIMS:

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A45-04171
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A01-02050
A01-02064B
A01-02068D
A45-11897
A45-11898-

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OCT 28 1994

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc

	TWIN FALLS CANAL COMPANY						
		C	A45-11895	08/20/1982	GROUNDWATER	0.040	43 DOMESTIC
		C	A47-14954	11/20/1982	GROUNDWATER	0.040	43 DOMESTIC
		C	A45-11896	05/20/1905	GROUNDWATER	0.040	43 DOMESTIC
		C	A47-14953	05/20/1930	GROUNDWATER	0.080	43 DOMESTIC
							04 STOCK

(Enter=Continue)

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OCT 28 1994

First Name	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
NORTH SIDE CANAL COMPANY LTD					
C	36-14904	03/15/1950		0.040	04 STOCK
C	36-14905	03/20/1948	GROUNDWATER	0.040	43 DOMEST
					04 STOCK
C	36-14903	10/20/1948	GROUNDWATER	0.040	43 DOMEST
					04 STOCK
C	36-14901	01/30/1943	GROUNDWATER	0.040	43 DOMEST
					04 STOCK
C	36-14902	11/11/1957	GROUNDWATER	0.040	43 DOMEST
					04 STOCK
NORTH SIDE CANAL COMPANY LTD.					
C	A01-00005	12/23/1915	SNAKE RIVER	300.000	01 IRR
C	A01-00016	08/06/1920	SNAKE RIVER	1260.000	01 IRR
C	A01-00210Z0	10/11/1900	SNAKE RIVER	400.000	01 IRR
					02 IRR S
					03 IRR FS

(Enter=Continue)

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+ American Falls Res. Dist = A01-00006

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OCT 28 1994

SD-0601-2	Last Name:	NORTH SIDE CANAL		STATE	
S	O	W	Water	Priority	Total
E	N	Right	No.	Date	Diversion
L	First				
	Name				
	NORTH SIDE CANAL COMPANY LTD.				
	C A37-04240	03/01/1910	BIG WOOD RI	25.000	04 STOCK
			SILVER CREE		
	C A37-04241	03/01/1910	LITTLE WOOD	10.000	04 STOCK
			SILVER CREE		
	C A01-00212Z0	10/07/1905	SNAKE RIVER	2250.000	01 IRR
					02 IRR S
					03 IRR FS
	C A01-00215	06/02/1909	SNAKE RIVER	500.000	01 IRR
	C A01-10043A	03/29/1921	SNAKE RIVER	116600.000	02 IRR S
					03 IRR FS
	C A01-10053A	03/30/1921	SNAKE RIVER	108980.000	02 IRR S
					03 IRR FS

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(GOLD7=This Query)
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OCT 4 0 1994

SEL	First Name	OWN	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
NORTH SIDE CANAL COMPANY LTD.								
		C	A01-00213	06/16/1908	SNAKE RIVER	890.000	01	IRR
		C	A01-00220	06/29/1910	SNAKE RIVER	3000.000	01	IRR
		C	A01-02064C	03/30/1921	SNAKE RIVER	387814.000	02	IRR S
							03	IRR FS
		C	A01-10042B	03/29/1921	SNAKE RIVER	9400.000	02	IRR S
							03	IRR FS
		C	A01-10045B	05/24/1913	SNAKE RIVER	312007.000	02	IRR S
							03	IRR FS
		C	A37-13378	03/20/1948	GROUNDWATER	0.040	43	DOMEST
							04	STOCK
		C	A37-13379	05/12/1956	GROUNDWATER	0.040	43	DOMEST
							04	STOCK
		C	A37-13380	06/02/1955	GROUNDWATER	0.040	43	DOMEST
							04	STOCK
		C	A37-00507	06/15/1890	BIG WOOD RI	15.000	01	IRR

(Enter=Continue)

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OCT 28 1994

SD-0601-2 Last Name: NORTH SIDE CANAL

STATE

S
E
LFirst
NameO
W
NWater
Right No.Priority
Date

Source

Total
DiversionUse
Code Desc

NORTH SIDE CANAL COMPANY LTD

C A36-14904	03/15/1950	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C A36-14900	03/02/1949	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C A36-14901	01/30/1943	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C A36-14902	11/11/1957	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C A36-14903	10/20/1948	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C A36-14905	03/20/1948	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C 36-14900	03/02/1949	GROUNDWATER	0.040	43 DOMEST 04 STOCK
C 36-14904	03/15/1950	GROUNDWATER	0.040	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 28 1994

1 John A. Rosholt
2 Gary D. Slette
3 ROSHOLT, ROBERTSON & TUCKER
4 P. O. Box 1906
5 Twin Falls, Idaho 83303-1906
6 Telephone: (208) 734-0700
7 4742p/shs/1-2-92

8 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
9 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

10 * * * * *

11 In Re the General Adjudication)
12 of Rights to the Use of Water)
13 from the Snake River Basin)
14 Water System.)

CASE NO: 39576

14 The State of Idaho, ex rel.)
15 A. Kenneth Dunn in his official)
16 capacity as director of the)
17 Idaho Department of Water)
18 Resources,)

NOTICE OF
APPEARANCE

17 Petitioner,)

18 vs.)

19 The United States; the State)
20 of Idaho; and all claimants)
21 to the use of water from the)
22 Snake River Basin Water System,)

22 Defendants.)

23 * * * * *

24 COME NOW, TWIN FALLS CANAL COMPANY, NORTH SIDE CANAL
25 COMPANY, LTD. and AMERICAN FALLS RESERVOIR DISTRICT, by and
26 through their attorneys, John A. Rosholt and Gary D. Slette of

27
28 MICROFILMED
OCT 28 1994

1 the firm of ROSHOLT, ROBERTSON & TUCKER, and, pursuant to Order
2 of this Court entered December 17, 1991, enter their appearance
3 in the above-captioned case.

4 DATED this 2nd day of January, 1992.

5 ROSHOLT, ROBERTSON & TUCKER
6 P. O. Box 1906
7 Twin Falls, ID 83303-1906

8 *John A. Rosholt*

9 JOHN A. ROSHOLT

10 *Gary D. Slette*
11 GARY D. SLETTE

12 CERTIFICATE OF MAILING

13 I hereby certify that on this 2nd day of January,
14 1992, I caused to be served a true copy of the foregoing NOTICE
15 OF APPEARANCE by the method indicated below, and addressed to
16 each of the following:

16 Larry Echohawk
17 Attorney General
18 State of Idaho
19 Statehouse, Room 210
20 Boise, Idaho 83720

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

19 David Shaw
20 Adjudication Bureau Chief
21 Idaho Department of Water
22 Resources
23 1301 North Orchard
24 Statehouse Mail
25 Boise, Idaho 83720 (6 copies)

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

26
27
28
MICROFILMED
OCT 28 1994

1 Peter C. Monson, Esq.
2 Assistant Attorney General
3 U.S. Department of Justice
4 Land and Natural Resources
5 Division
6 Indian Resources Section,
7 Rm. 6317
8 P. O. Box 44378
9 Washington, D.C. 20026-4378

✓
____ U.S. Mail, Postage Prepaid
____ Hand Delivered
____ Overnight Mail
____ Telecopy (Fax)

6 Don A. Olowinski
7 HAWLEY, TROXELL, ENNIS
8 & HAWLEY
9 P. O. Box 1617
10 Boise, Idaho 83701

✓
____ U.S. Mail, Postage Prepaid
____ Hand Delivered
____ Overnight Mail
____ Telecopy (Fax)

John A. Rosholt
JOHN A. ROSHOLT

MICROFILMED
OCT 28 1994

WATER RIGHT NUMBER - A45-11896

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
TWIN FALLS CANAL COMPANY

1 - P.O. BOX 326
2 -
3 -
CITY- TWIN FALLS
PHONE - 208-733-6731

STATE- ID ZIP- 83301

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
05/20/1905 17 SOUTHERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

10S 21E 29 NE SE 8 (83) TWIN FALLS

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

10S 21E 29 NE SE 8 43 DOMESTIC (83) TWIN FALLS

+ - - DIVERSION MEANS - WELL & PUMP.

+ - - NON-IRRIGATION USE - D/I HOUSE.

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 08/21/89 WORSTELL 10/17/89 REFUNDML 12/20/89 GW-UPD

MICROFILMED
OCT 28 1994

WATER RIGHT NUMBER - A45-11896

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 03/11/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S008924	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

10521E297200

Residence @ Miller Dam

PROOF

SEP 17 1991

DATA ENTRY

ENTERED 8-16-93 JS
CHECKED 10/19/93 DLD

Verified By
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Valued Assessment
Project Records
IDWA Records

VERIFIED

FEB 14 1993

CERTIFIED

FEB 25 1993

WATER EXAMINER