

04/28/2006

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

RIGHT NUMBER: 1-1F

NAME AND ADDRESS: OSGOOD CANAL CO INC
2277 N 35 W
IDAHO FALLS ID 83404

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 5.200 CFS

PRIORITY DATE: 07/10/1889

POINT OF DIVERSION:

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

5.200 CFS

PLACE OF USE:

5819 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.

This right is limited to the irrigation of 197 acres within the place of use described above in a single irrigation season.

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

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

Water is delivered through Great Western Canal and then through Osgood Pumping Station.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



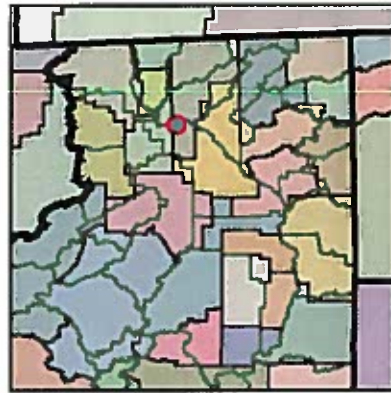
Osgood Canal Co Inc

SRBA Recommendations: 1-1F, 1-51B, 1-181D, 1-330, 1-10496

Service Area Boundary
GIS Place of Use Illustration

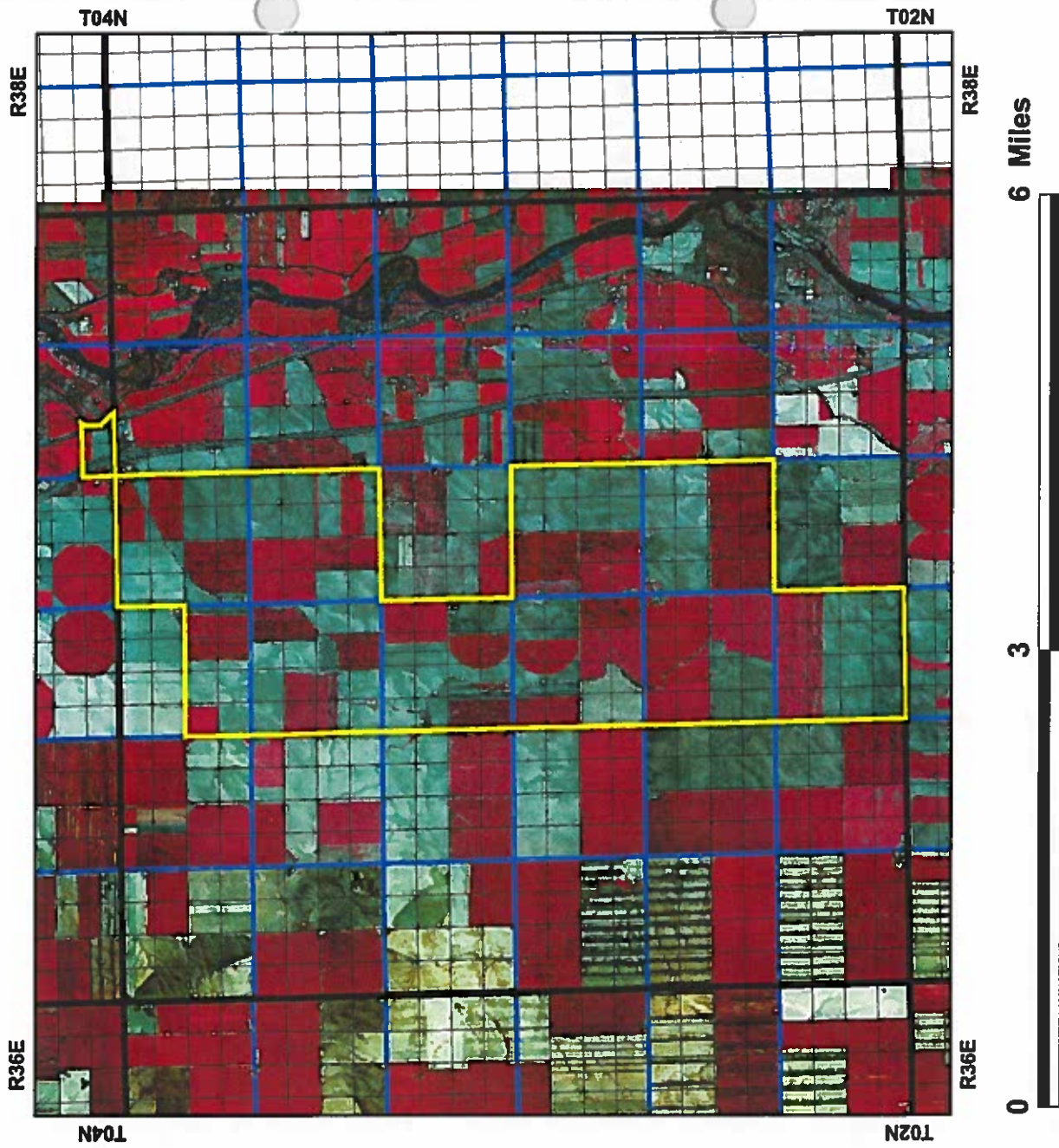
Legend

-  Service Area
-  Townships
-  PLS Sections
-  Quarter Quarters



Bonneville County
IDWR Basin 1

Prepared by M. Holliday
On Tuesday, December 12, 2006
1987/88 Aerial Photography



11/21/2006

**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: November 30, 2006

Water right number: 1-1F

OSGOOD CANAL CO INC
2277 N 35 W
IDAHO FALLS ID 83404
Telephone Number: (208)522-4897

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

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

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

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-30-06 SIGNATURE: David Daw

Please print your name: David Daw

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KMT
1264

Dear Sirs;

We would like To include The 40 acre
parcel (1/4 A NW corner S¹/₂ Sec 4 T3N R37E)
in The boundary of The Osgood Canal Co.
Osgood canal Co. has provided water To this
parcel since 1983.

Wayne Jensen
B. Z. Reed
Mark M. Nelson
Steve D. Jan
David Klaw

STATE OF IDAHO.
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT.
Transferred right No. 274.

This is to certify that the Osgood Land & Livestock Company, of Idaho Falls, County of Bonneville, State of Idaho, has rights to the use of the waters of Snake River, for irrigation and domestic purposes, and that said rights have been decreed by the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of "Rexburg Irrigation Company, et al, plaintiffs, vs. Teton Irrigation Canal Company, et al defendants", J. . Stevens, District Judge, wherein 5.75 second feet of the waters of Snake River, decreed to the Corbett Sough Ditch Company, were made appurtenant to the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 11; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T.2S., R. 36 E., B.M; Lot 5 Sec. 3; part of E $\frac{1}{2}$ Sec. 26; Lot 3 Sec. 34, T.2S., R. 35 E., B.M. bearing date of priority of May 1st. 1889; also, 5.2 second feet of the waters of Snake River, decreed to the Blackfoot Irrigation Company, were made appurtenant to the SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24; part of the E $\frac{1}{2}$ Sec. 26, T.2 S., R. 35 E., B.M.; the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, T.2 S., R. 36 E., B.M., bearing date of priority of July 10, 1889; b that said decree has been entered at Boise, Idaho, in the records of the Department of Reclamation of the State of Idaho, in Vol. 3 of Decrees, Page 450; that, upon the application of the Osgood Land & Livestock Company for a transfer of water right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 10.95 second feet of the waters of Snake River upon the lands above described is hereby abandoned and the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit: Lot 5 and SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T.4 N. R. 37 E., B.M.; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2; all of fractional Sec.3; the E $\frac{1}{2}$ SW $\frac{1}{4}$; the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.4; all Sec. 9, 10, 16, 21, 22, 27 and 28; the N $\frac{1}{2}$ the SE $\frac{1}{4}$, the N $\frac{1}{2}$ SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33; all Sec. 34, T.3 N., R. 37 E., B.M.; said water to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amounts, to-wi

5.75 Sec. ft., dated May 1, 1889; Corbett
5.2 Sec. Ft., dated July 10, 1889; Blackfoot

The right to the use of the waters aforesaid, hereby confirmed, is restricted to the place of use herein described, as provided by the laws of the State of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 12th day of July, 1920.

W.G. Swendsen,
Commissioner of Reclamation

(SEAL)

Recorded in "Water Dist #36-D 7-13-20 M.F.B.
Platted on Map-Water Dist. #36-D 7-13-20 S.T.B.
Point Diversion:- Lot 1 Sec. 35 S. T 4 N., R. 37 E.

This is transfer from
Depend gets its rights of
and 4.48
wv 12/13/24

all lands made appurtenant
6165 ac
Has 1000

50°
X

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: A01-00001F
Date Received: 6/26/1989
Receipt No: EDO 9260 / 14
Received By: EC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OSGOOD CANAL CO., INC. 208-523-5937
Address: 1899 VIRGINIA
IDAHO FALLS, ID 83404

2. Date of Priority: JUL 10, 1889

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
04N	37E	35	NE	NE	NE	1	JEFFERSON

5. Description of diverting works:
WATER IS DIVERTED THROUGH THE HEADING FOR THE GREAT WESTERN CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.200		

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

8. Total consumptive use is 14970.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	3	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SW	NE		IRR	39.0
			SE	NE		IRR	38.0

A01-00001F

Page 1

Date: 06/26/89

SCANNED

OCT 05 2004

PROFILED

MICROFILMED

OCT 16 1992

A0100001F



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	3	NE	NW		IRR	39.0
			NW	NW		IRR	39.0
			SW	NW		IRR	38.0
			SE	NW		IRR	38.0
			NE	SW		IRR	39.0
			NW	SW		IRR	38.0
			SW	SW		IRR	38.0
			SE	SW		IRR	39.0
			NE	SE		IRR	38.0
			NW	SE		IRR	38.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 619.0

4	NE	SW	IRR	39.0
	SW	SW	IRR	40.0
	SE	SW	IRR	39.0
	NE	SE	IRR	39.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	39.0

Section Acres 276.0

9	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	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	38.0
	NW	SW	IRR	38.0
	SW	SW	IRR	38.0
	SE	SW	IRR	38.0
	NE	SE	IRR	38.0
	NW	SE	IRR	38.0
	SW	SE	IRR	40.0
	SE	SE	IRR	38.0

Section Acres 626.0

10	NE	NE	IRR	40.0
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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	10	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	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	39.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	39.0

Section Acres 638.0

16	NE	NE	IRR	40.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	40.0
	NE	NW	IRR	38.0
	NW	NW	IRR	36.0
	SW	NW	IRR	40.0
	SE	NW	IRR	38.0
	NE	SW	IRR	38.0
	NW	SW	IRR	38.0
	SW	SW	IRR	39.0
	SE	SW	IRR	39.0
	NE	SE	IRR	40.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 626.0

21	NE	NE	IRR	38.0
	NW	NE	IRR	40.0
	SW	NE	IRR	40.0
	SE	NE	IRR	38.0
	NE	NW	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	21	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	38.0
			NW	SE		IRR	40.0
			SW	SE		IRR	38.0
			SE	SE		IRR	40.0

Section Acres 632.0

22	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	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	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 640.0

27	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	38.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	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

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	27	SE	SE		IRR	40.0
						Section Acres	638.0
		28	NE	NE		IRR	40.0
			NW	NE		IRR	38.0
			SW	NE		IRR	38.0
			SE	NE		IRR	38.0
			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	40.0
			SE	SW		IRR	38.0
			NE	SE		IRR	40.0
			NW	SE		IRR	39.0
			SW	SE		IRR	38.0
			SE	SE		IRR	39.0
						Section Acres	628.0
		33	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	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	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	640.0
04N	37E	35	SW	SW		IRR	10.0
			SE	SW	5	IRR	15.0
						Section Acres	25.0

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10. Place of Use: Continued

Total Acres 5988.0

11. Place of use in counties: BONNEVILLE, JEFFERSON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

A01-00195L/00047E/00051B/00181D/00330

14. Remarks:

THE PUMPING PLANT FOR OSGOOD CANAL CO. REDIVERTS THE WATER FROM
THE GREAT WESTERN CANAL IN THE SWSWSE, SEC. 35, T4N, R37E.
THE PLACE OF USE IS OWNED BY THE SHAREHOLDERS OF THE COMPANY.
SEE TRANSFER #274
SEE NOTICE A01-00195L FOR MAP OF SERVICE AREA.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL

Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL

Decree Defendant

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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: _____

For Organizations:

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

Osgood Canal Co. Inc. Organization, that I have signed the foregoing document in the space below as Secretary Title of

Osgood Canal Co. Inc. Organization and that the statements contained in the foregoing document are true and correct.

Grant Cleverley
Signature of Authorized Agent

Secretary Osgood Canal Co. Inc.
Title and Organization

JUNE 26, 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of June 19 89

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94

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OCT 05 2004

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