

09/20/2006

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

RIGHT NUMBER: 1-18A
NAME AND ADDRESS: RANDY K HIX
1708 W 113 N
IDAHO FALLS ID 83402

MICHAELENA HIX
1708 W 113 N
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 1.540 CFS
PRIORITY DATE: 01/12/1889
POINT OF DIVERSION:

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.540 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T03N R37E S11	NESE	25.00	T03N R37E S11	SESE	31.00
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56 ACRES TOTAL

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

This right is a split from former right 1-18.

Water is delivered from Great Western Canal through Kennedy Ditch.



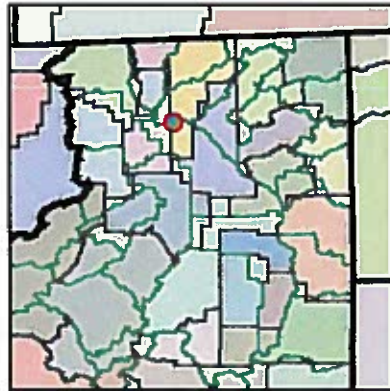
Idaho Department of Water Resources

SRBA Recommendation:

1-18A
(Irrigation)

Legend

- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Bonneville County
IDWR Basin 1



0 0.2 0.4 Miles

Prepared by A. Golar
On Wednesday, September 20, 2006
1987/88 Aerial Photography

Notes

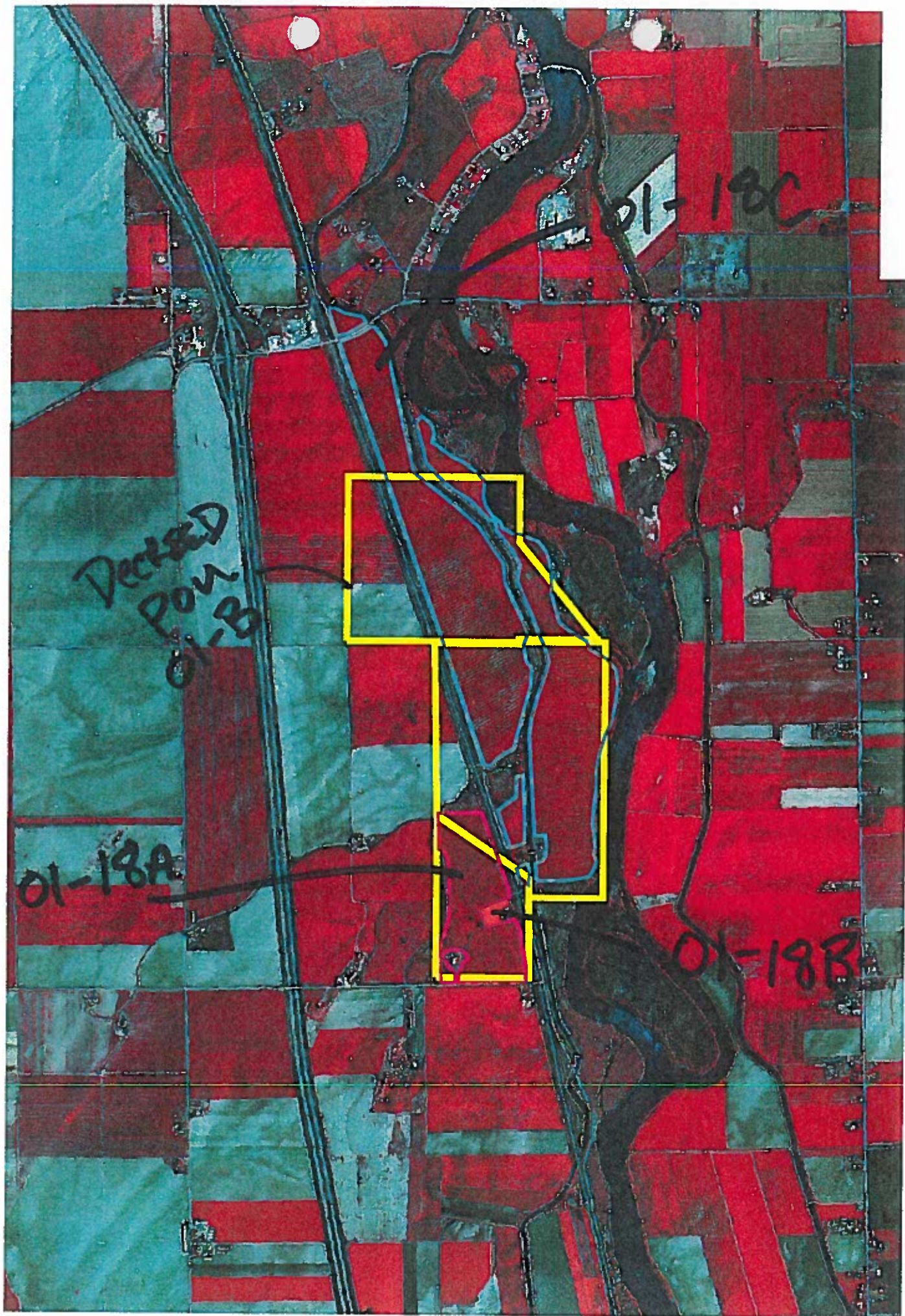
Claim A01-00018A

- 1/ Place of use verification map done on 2-14-2004 with claimant, Randy Hix.
- 2/ Exam done by Harold W. Jones of Water Rights Contracting Services.

SCANNED

OCT 07 2004

PROFILED



IN THE DISTRICT COURT OF THE SIXTH (NOW NINTH) JUDICIAL DISTRICT
OF IDAHO IN AND FOR THE COUNTY OF FREMONT 01-B

Rexburg Irrigation Company et al
Plaintiffs

VS

SUPPLEMENTAL DECREE.

Teton Canal Company, et al.

Defendants.

The Petition of W. S. Lyle of Idaho Falls, Bonneville County, State of Idaho, coming on this day to be heard before the Honorable J. M. Stevens, Judge of the District Court of the Sixth Judicial District of Idaho in and for the County of Bingham, being the Judge who tried said cause and made a decree therein.

And it appearing from said petition that the said W. S. Lyle is the owner of the real estate described in said petition, to-wit:

The Southeast Quarter of Section 2, the lot numbered 8 of Section 1, and Lots 6, 7 and 8 of Section 12 Township 3 north Range 37 East of the Boise Meridian and the East Half of the Northeast and the east Half of the Southeast Quarter Section 11 in Township 3 Range 37 East of the Boise Meridian, in Idaho, containing in all 405 acres, more or less.

And it further appearing that the said petitioner submitted testimony relative to his proof before the referee in said cause and that the said petitioner made proof for the use of 250 inches of water for the irrigation of said land,

And it further appearing that through mistake, inadvertence or oversight, the said petitioner was not decreed the water to which he was entitled as appears from the decree on file herein.

Now therefore, for the purpose of correcting said omission, inadvertence and mistake, it is hereby ordered, adjudged and decreed and the Judge of this Court does hereby order adjudge and decree that the decree entered herein be and the same is hereby amended and corrected accordingly, and the said W. S. Lyle is hereby awarded the use of 250 inches of the waters of Snake River for the irrigation of said land herein described, and said right to date from January 12, 1889,

Done this 12th day of November, 1912.



SCANNED
AUG 17 2001
EASTERN

~~CONFIDENTIAL~~ MEMO — 1

FROM FORREST

DATE 07/17/90

TO FILE A01-00018A & B

SUBJECT SOURCE & BASIS
WRS SAYS SOURCE SNAKE R. FOR 00018 & DECREE FOR STAGE/STATUS.
SOME CHECKING MIGHT BE IN ORDER TO DETERMINE WHETHER
"GROUNDWATER" IS PROPER SOURCE FOR 00018A & THAT "J" IS
PROPER INFO ON 00018B. CHGS. PROBABLY SHOULD BE "SNAKE RIVER
& "D" ~~SS~~

MICROFILMED

OCT 16 1992

SCANNED

AUG 17 2001

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: A01-00018A
Date Received: 8/21/1989
Receipt No: E009916
Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RANDY K. HIX 208-529-4701
Address: 1708 W. 113 N.
IDAHO FALLS, ID 83402

OR

Name: MICHAELENA HIX 208-529-4701
Address: 1708 W. 113 N.
IDAHO FALLS, ID 83402

2. Date of Priority: JAN 12, 1889

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	37E	11	SE	NE	NE	R	BONNEVILLE
04N	37E	35	NE	NE	NE	1	JEFFERSON

5. Description of diverting works:
HEADWORKS OF GREAT WESTER CANAL TO KENNEDY CANAL. PUMPS IN CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.540		

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

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 5 HORSES

A01-00018A

Page 1

Date: 08/21/89

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OCT 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	11	NE	SE		IRR	26.0
			SE	SE		IRR	30.0
Section Acres							56.0
Total Acres							56.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
PALISADES STORAGE RIGHTS.

14. Remarks:

3.5 ACRES WITHIN THE NE1/4 SE1/4 SE1/4 T3N R37E WERE SOLD TO GEORGE GRUVER WHO WILL BE FILING ON REMAINING 0.06 OF THIS PORTION THE THE DECREED RIGHT. THIS CLAIM IS FILED ON PORTION OF 01-00018 (1.6CFS) ACCOUNTED TO "SHELTON" IN WATER DISTRICT 01 RECORDS.

THIS DECREED RIGHT WAS GIVEN IN SUPPLEMENTAL DECREE ISSUED ON 11/12/1912 TO W. S. LYLE. (01-B).

15. Basis of Claim: DECREED

Case Number:

Court : 6TH

Decree date: 12/16/1912

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

vs

TETON IRR. CANAL CO. ET AL
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 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 A01-00018ADate Received 8-21-89Receipt Number E00991628

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A0100018A



Please type or print clearly

1. Name of Claimant (s) RANDY K. or MICHAELA HIX Phone (208) 529-4701Mailing Address 1708 W. 113 N., IDAHO FALLS, ID. Zip 834022. Date of Priority (Only one (1) per claim) JAN 12, 18893. Source of water supply (a) SNAKE RIVER
which is tributary to (b) COLUMBIA RIVER4. a. Location of existing point of diversion is: Township 4N Range 37E Section 35,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, 1 B.M., County of JEFFERSONAdditional points of diversion if any: R-3N 37E Sec. 11 SE 1/4 NE 1/4 NE 1/4 (KENNEDY CANAL)

b. If instream flow, beginning point of claimed instream flow is:

Township 3 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.

HEADWORKS OF GREAT WESTERN
CANAL. REDIRECTED FROM GREAT WESTERN INTO THE KENNEDY
CANAL. REDIRECTED FROM KENNEDY WITH PUMP TO SPRINKLER
SYSTEM.

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OCT 16 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 1.54 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.54 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 140 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) INCIDENTAL STOCK WATERING. 5 HORSES

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	
<u>3N</u>	<u>37E</u>	<u>11</u>													<u>26</u>			<u>30</u>	<u>56</u>

Total number of acres irrigated 56

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

12. Do you own the property listed above as place of use? Yes X 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 purposes as described above.

NONE

or None ()

14. Remarks: 3.5
ACRES IN NE 1/4 SE 1/4 SE 1/4 SEC 11 T 3N R 37E
HAVE BEEN SOLD TO GEORGE GROVER WHO WILL BE
FILING AN REMAINING 0.06 OF THIS RIGHT.
2 ACRES ARE IRRIGATED (APPROX.)

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OCT 16 1992

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

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

If applicable provide IDWR Water Right Number 01-00018

Court 6th Judicial of Idaho Case Number SUPPLEMENTAL Decree Date 11-12-1912
12-19

Plaintiff vs Defendant REXBURG IRR. CO. ET AL VS TETON CANAL CO. ET AL.
(W.S. LYLE SUPPLEMENTAL)

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1 (MAP)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) [Signature] Date 8-21-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

_____ Title
of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 21 day of August 19 89

SEAL

Notary Public [Signature]

Residing at Salida Falls, CO.

My Commission Expires 22 Aug 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 _____

MICROFILMED
OCT 16 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

