

07/27/2006

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

RIGHT NUMBER: 1-29

NAME AND ADDRESS: BURGESS CANAL & IRRIGATING CO
C/O CHRIS BOLTER SEC
PO BOX 536
RIGBY ID 83442

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed at the main canal heading located at T4N R40E S20 SESESW.

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/10/1886

POINT OF DIVERSION:

T03N R37E S13 NWSESW Within BONNEVILLE County
T04N R37E S23 SWSNW Lot 2 Within JEFFERSON County
T04N R37E S23 SESESW Lot 4 Within JEFFERSON County
T04N R37E S36 NWNWNW Lot 1 Within JEFFERSON County
T04N R37E S36 NESWNW Lot 2 Within JEFFERSON County
T04N R37E S36 NWSNW Within JEFFERSON County
T04N R40E S20 SESESW 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	10.000 CFS

PLACE OF USE:

19492
20875 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.

Place of use is within the area served by Burgess Canal & Irrigating 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

07/27/2006

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

Water is delivered through Burgess Canal, Carlson north pump, Carlson south pump, Offutt pump, Hansen pump, Butikofer pump, and Idaho Canal. Water diverted into the Idaho Canal is rediverted at the Cenell pump, the Yorgenson (Gray) pump, and the Mackay pump.

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



Burgess Canal & Irrigating Co

SRBA Recommendations: 1-29, 1-31, 1-32, 1-33, 1-35P, 1-117P, 1-249, 1-353, 1-10093, 1-10418

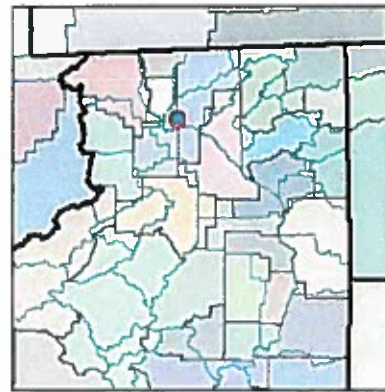
Service Area Boundary
GIS Place of Use Illustration

Legend

Service Area

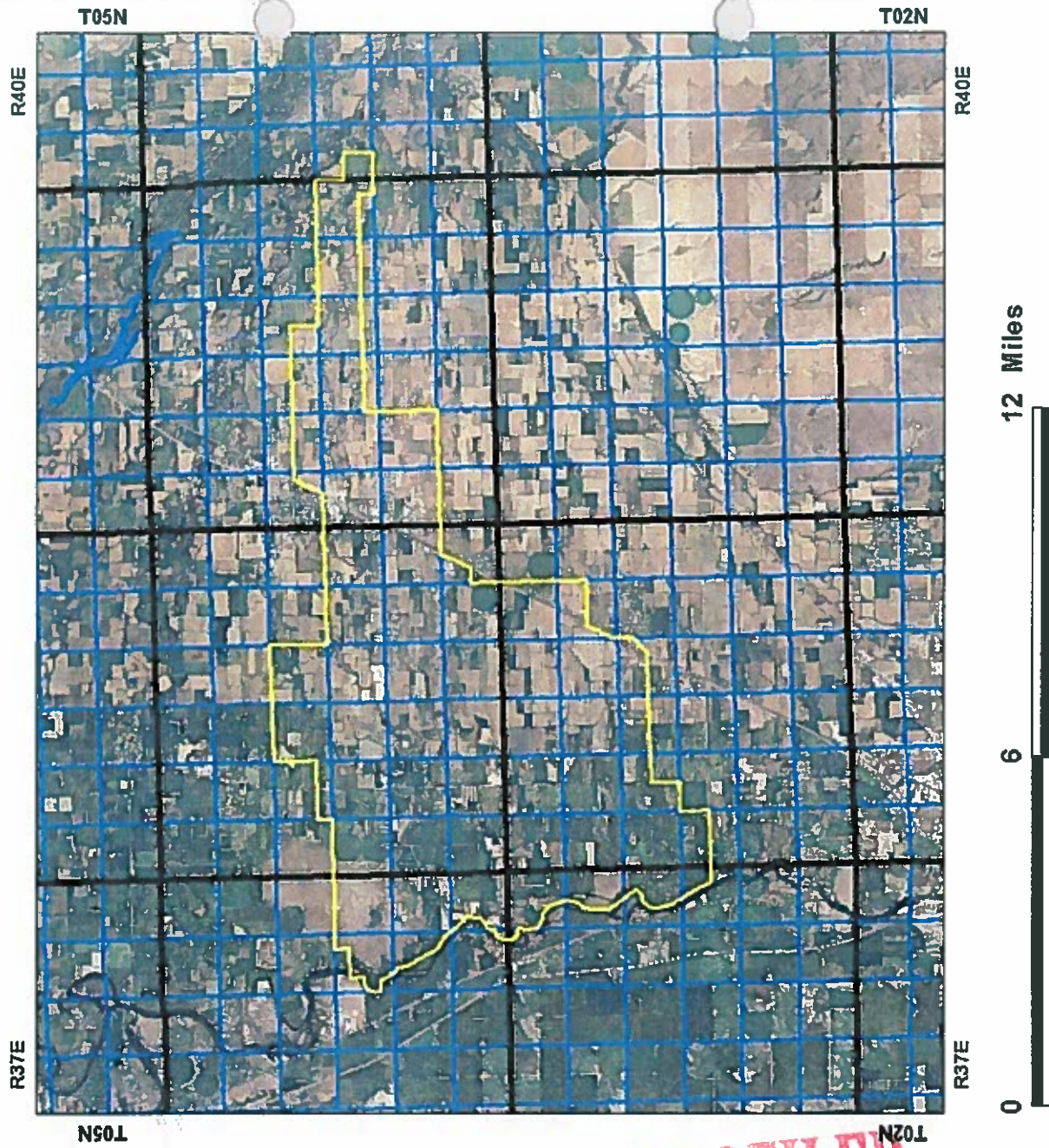
Townships

PLS Sections



Bonneville, Jefferson Counties
IDWR Basin 1

Prepared by C. Moore
On Monday, November 27, 2006
2004 Aerial Photography



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SCANNED
APR 20 2007

12/03/2006

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: 1-29

BURGESS CANAL & IRRIGATING CO
C/O CHRIS BOLTER SEC
PO BOX 536
RIGBY ID 83442
Telephone Number: (208)745-1486

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:

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

DATE: 12/5/06 SIGNATURE: Lloyd Hicks, President
Please print your name: LLOYD HICKS

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

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KMD
2/17

Transfer No. 2560

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Burgess Canal & Irrigating Company Phone 754-4208Post Office address c/o Route #1, Box 62, Rigby, ID 83442**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:
- 01-0029, 01-0030, 01-0031, 01-0032, 01-0033

a. Decree No. _____ Decreed to Burgess Canal & Irrigating Company
(Name)
 in case of Rexburg Irrigation Co., et al. vs Teton Irrigation Canal Co., et al.
 dated in 12/19/1910 in Sixth Judicial District county of Fremont
(Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water
- South Fork Snake River
- tributary to
- SNAKE RIVER
-
- 01-0029(6/01/1886) 01-0030(6/10/1887) 01-0031(6/10/1888)

4. Date of priority
- 01-0032(6/10/1890) 01-0033(6/1/1895)

5. Water is used for the following purposes:

01-0029	amount	<u>10.0 cfs</u>	for	<u>irrigation</u>	purposes from	_____	to	_____
01-0030		<u>10.0 cfs</u>		" "	purposes from	_____	to	_____
01-0031	amount	<u>380.0 cfs</u>	for	" "	purposes from	_____	to	_____
01-0032		<u>240.0 cfs</u>		" "	purposes from	_____	to	_____
01-0033	amount	<u>160.0 cfs</u>	for	" "	purposes from	_____	to	_____

(month/day — both dates inclusive)

6. Total amount of water under right: a.
- 800.0
- cubic feet per second
-
- &/or
-
- b. _____ acre feet per annum

7. Location of original point of diversion is
- SE
- 1/4
- of
- SW
- 20
-
- Township
- 4N
- Range
- 40E
- B.M. in
- Jefferson
- County
-
- Additional points of diversion, if any _____

8. Lands irrigated or place of use:
- "LANDS OF STOCKHOLDERS"

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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MAR 10 1999

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse?
- no
- If yes, describe in item D. REMARKS _____

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APR 20 2007

Transfer No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant _____ Phone _____

Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

SEE REMARKS

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
Transfer (Name of court)b. License No. 478 01-0116T issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water South Fork Snake River tributary to Snake River4. Date of priority 6/1/1887

5. Water is used for the following purposes:

amount 0.798 cfs for irrig. & domestic purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 0.798 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29Township 4N Range 40E, B.M., in Jefferson County

Additional points of diversion, if any _____

8. Lands irrigated or 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 $\frac{1}{4}$	
3N	38E	6			X	X													

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Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D. REMARKS _____

Transfer No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant _____ Phone _____

Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED

SEE REMARKS

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
Transfer (Name of court)b. ~~License~~ No. 371 01-0117F issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____**3. Source of water** South Fork Snake River tributary to SNAKE RIVER**4. Date of priority** 6/1/1888**5. Water is used for the following purposes:**amount 0.608 cfs for irrig. & domestic purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)**6. Total amount of water under right:** a. 0.608 cubic feet per second
&/or

b. _____ acre feet per annum

7. Location of original point of diversion is _____ % of _____ % of Section 20Township 5N Range 40E, B.M., in Jefferson County

Additional points of diversion, if any _____

8. Lands irrigated or place of use: N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$

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 $\frac{1}{4}$	
4N	39E	23			20	20													40

Total number of acres to be irrigated 40**9. Describe any other water rights used for the same purpose as described above** _____**10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse?** no If yes, describe in item D, REMARKS.

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 01-0249 Decreed to Burgess Canal and Irrigating Company
in case of Woodville Canal Company vs Clark and Edwards Canal and Irrigation
dated in 6/25/1929 in Eastern Division county of Fremont
(Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water South fork & Main Fork tributary to Snake River and Columbia River
Snake River

4. Date of priority 1/22/1916

5. Water is used for the following purposes:

amount 200.0 for irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 200.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is --- % of SE % of Section 20
Township 4N Range 40E B.M., in Jefferson County
Additional points of diversion, if any _____

8. Lands irrigated or place of use: "LANDS OF STOCKHOLDERS"

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D. REMARKS.

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APR 20 2007

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MAR 10 1999

Transfer No. _____

Water Right No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant _____ Phone _____

Post Office address _____

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

a. Decree No. 01-0353 Decreed to Burgess Canal & Irrigating Company
(Name)
in case of Burgess Canal & Irrigating Co. vs Arthur L. Larsen
dated in 6/13/1973 in 7th Judicial District county of Fremont
(Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Snake River tributary to Columbia River

4. Date of priority 6/2/1919

5. Water is used for the following purposes:

amount 100.0 cfs for irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 100.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is --- % of SE % of Section 20
Township 4N Range 40E, B.M. in Jefferson County
Additional points of diversion, if any _____

8. Lands irrigated or place of use: See attached land list also.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	40E	19									X	X	X	X					
4N	39E	23			X	X	X	X	X	X	X	X			X	X			
4N	39E	22	X	X	X	X	X	X	X	X	X	X			X	X			
4N	39E	15									X	X	X	X					
4N	39E	16									X	X	X	X	X	X	X	X	

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Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has an portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D, REMARKS.

LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	39E	21	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		17			X	X							X	X	X	X	X	X	
		18															X	X	
		19	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		29	X	X			X	X											
		30	X	X	X	X	X	X	X	X	X	X	X	X					
4N	38E	15											X	X					
		16			X	X					X	X	X	X	X	X	X	X	
		17									X	X	X	X			X	X	
		19	X			X					X	X	X	X	X	X	X	X	
ALL OF SECTIONS 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32																			
		33	X	X	X	X	X	X	X	X	X	X	X	X					
		34	X	X			X	X	X	X					X	X			
		35									X	X	X	X	X	X	X	X	
		36	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
4N	37E	24					X	X	X	X	X	X	X	X	X	X	X	X	
ALL OF SECTIONS 26 and 36																			
3N	37E	ALL OF SECTIONS 1, 12, 13																	
		24	X	X	X	X	X	X	X	X									
3N	38E	3			X	X													
		10	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
		15	X	X			X	X											
		4					X	X	X	X	X	X	X	X			X	X	
		9	X																
ALL OF SECTIONS 5, 6, 7, 18																			
		8					X	X	X	X	X	X	X	X					
		17					X	X	X	X	X	X	X	X					
		19	X	X	X	X	X	X	X	X									

Total number of acres irrigated Approximately 24,440

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NUMBER	CFS
01-0029	10.0
01-0030	10.0
01-0031	380.0
01-0032	240.0
01-0033	160.0
01-0249	200.0
01-0353	100.0
Transfer 371 01-0117F	0.608
Transfer 478 01-0116T	0.798

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- Amount of water to be diverted 1101.406 c.f.s. &/or _____ acre feet
- Description of diverting works Burgess Canal headworks and portable pumps on river.
- Describe the reasons for the proposed changes The change in point of diversion includes pumping sites on the river and corrects errors in past legal descriptions of the Burgess Canal headworks.

2. Change in point of diversion

Point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20 Township 4N
 Range 40E, B.M., Jefferson County
 Additional points Lot 4, Sec. 13, Twp. 3N, Rge. 37E; Lot 2 & 4, Sec. 23,
Lot 3, Sec. 26, Lot 2 & 3 (2 points), Sec. 36, Twp. 4N, Rge. 37E

3. Change in place of use

NO CHANGE

- Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

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MAR 10 1999

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APR 20 2007

[illegible]

Approximately
Total number of acres to be irrigated 24,440

4. Describe any other water rights used for the same purpose as described above. _____
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number. SEE ATTACHED MAPS

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MAR 18 1999

SCALE 2 inches equal 1 mile. Draw plan in ink.

PART 3C, CONTINUED...

LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	39E	17			X	X						X	X	X	X	X	X	X	
		18															X	X	
		ALL SECTIONS	19 and 20																
		29	X	X			X	X											
		30	X	X	X	X	X	X	X	X	X	X	X	X					
4N	38E	15										X	X						
		16			X	X				X	X	X	X	X	X	X	X	X	
		17								X	X	X	X				X	X	
		19	X			X				X	X	X	X	X	X	X	X	X	
		ALL SECTIONS	20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32																
		33	X	X	X	X	X	X	X	X	X	X	X						
		34	X	X			X	X	X	X					X	X			
		35								X	X	X	X	X	X	X	X	X	
		ALL SECTION	36																
4N	37E	24					X	X	X	X	X	X	X	X	X	X	X	X	
		ALL SECTIONS	26 and 36																
3N	37E	ALL SECTIONS	1, 12 and 13																
		24	X	X	X	X	X	X	X	X									
3N	38E	3			X	X													
		ALL SECTION	10																
		15	X	X			X	X											
		4					X	X	X	X	X	X	X				X	X	
		9	X																
		ALL SECTIONS	5, 6, 7, 18																
		8					X	X	X	X	X	X	X						
		17					X	X	X	X	X	X	X						
		19	X	X	X	X	X	X	X	X									

Total number of acres irrigated Approximately 24,440

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MAR 10 1994

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APR 20 2007

D. REMARKS

Source of water is South Fork Snake River tributary to Snake River for SPSW,
Sec. 20, Twp. 4N, Rge. 40E. All other points of diversion have the source Snake
River tributary to Columbia River. Roy Wright is original holder of Transfer 371.
Henry E. Miller is original holder of Transfer 478.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement
in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 18th day of

[Signature]
(Signature of Applicant)

19 81

May

[Signature]
(Notary Public)

My commission expires

2/14/82

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 01-0116T/01-0117F/
01-0029/0030/0031/0032/0033/
0249/0353
and said application is hereby approved, subject to the following limitations and conditions:

A measuring device and lockable controlling works of a type acceptable to the Department
shall be permanently installed and maintained as part of the diverting works.
Use of water under this right is subject to control by the watermaster of State Water
District # 01, Snake River.

Witness my hand this

25th

day of

August

19 81

[Signature]
L. GLEN SAXTON
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

PREPARED

Received by

JK

Date 12 MAY 1981

Protest filed by

MICROFILMED

MAR 10 1993

Prelim. check by

Fee

Received by

BKS

Date 15 May 81 92-249/124 #17058

Published in

Richie Star

Pub. dates

6/4 & 11/81

Copies of protest forwarded by

Hearing held by

Date

Watermaster recommendation requested on

Recommended for

approval

denial

rec'd.

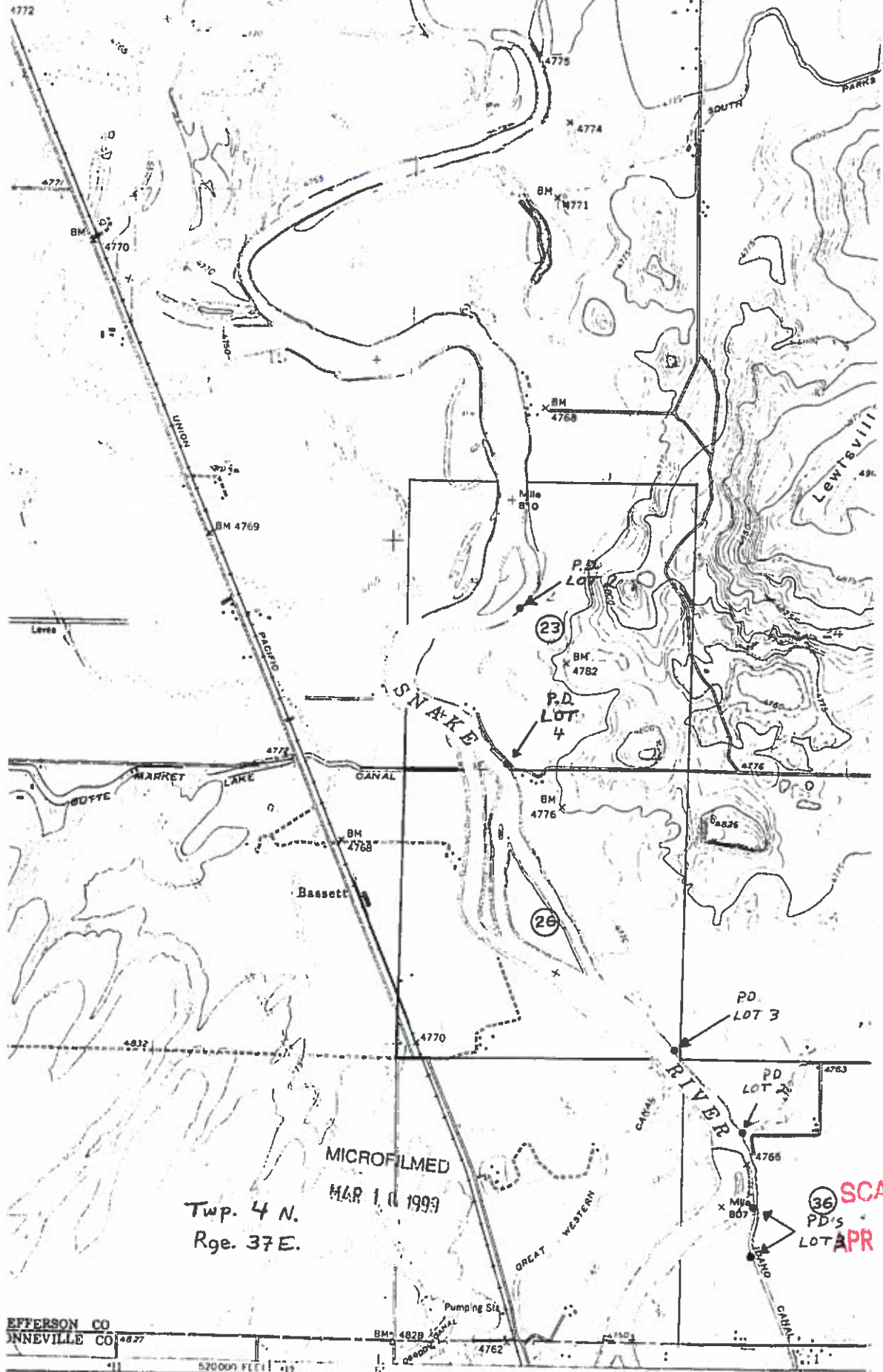
6/8/81

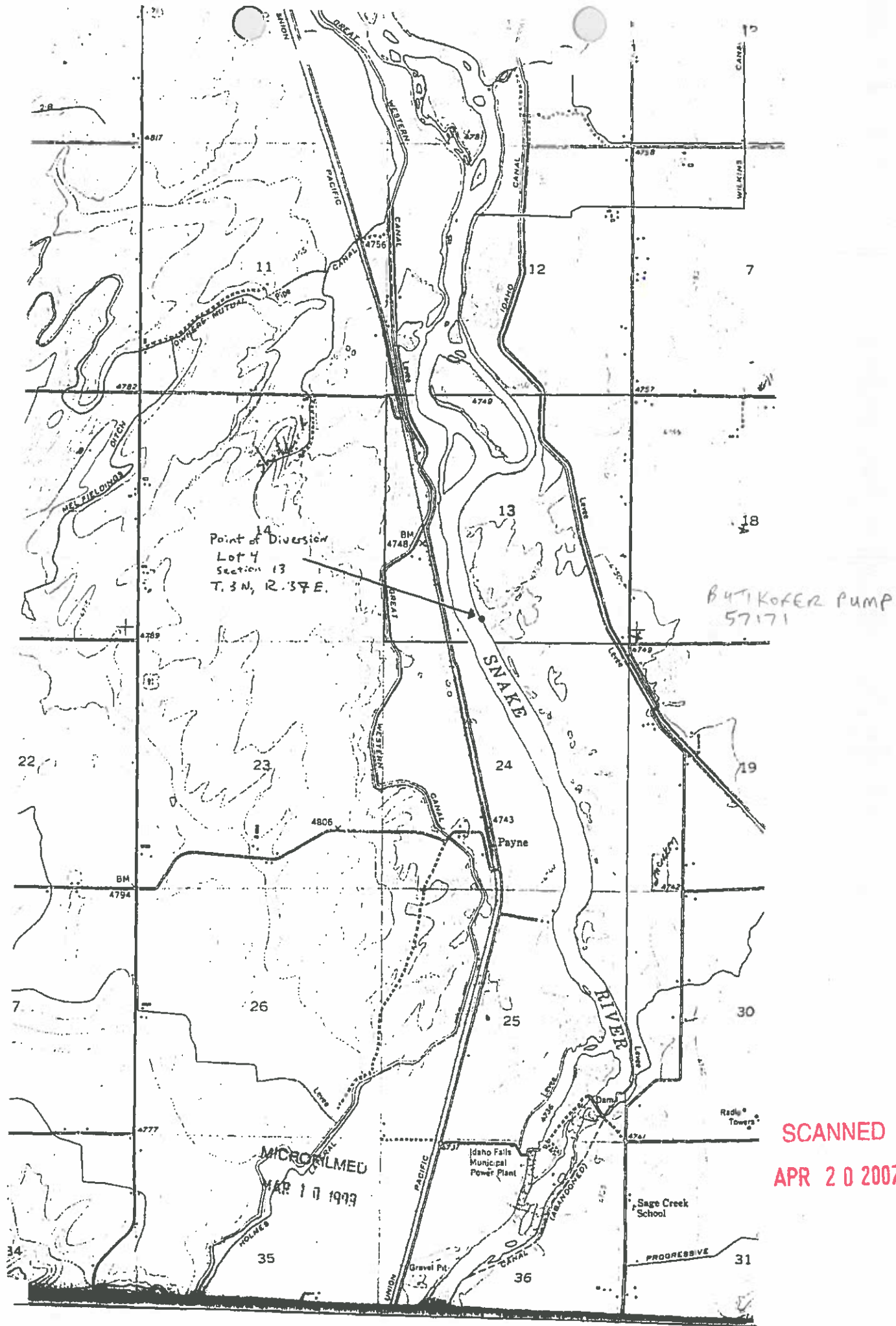
by

JMC

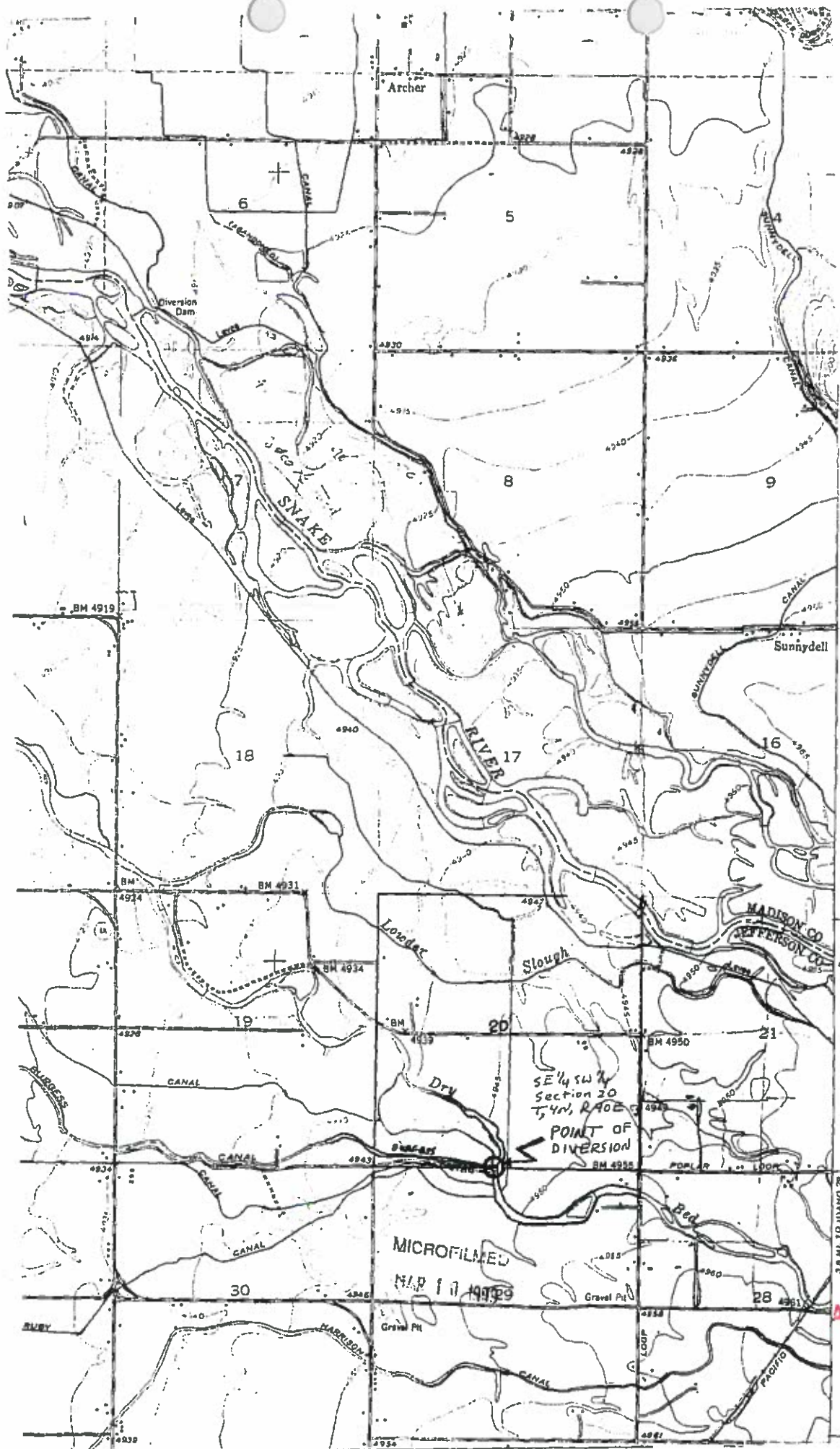
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APR 20 2007





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Burgess Canal & Irrigating Co.
C/O Lloyd Hicks
225 N. 3600 E.
Rigby, ID 83442

Idaho Department of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098

To Whom It May Concern:

The Board of Directors of the Burgess Canal & Irrigating Co. has deemed that the service area boundary of the Burgess Canal & Irrigating Co. is illustrated accurately, without modifications, and in its entirety on the map(s) created by Danielle Favreau on November 4, 2005. Additionally, the previously identified map(s) accurately illustrate the location of land serviced by the company as of 1987. We understand that in the process of finalizing the SRBA recommendations, these maps may be adjusted.

Lloyd Hicks
Signature

November 22, 2005
Date

LLOYD HICKS
Printed Name

President
Title

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July 24, 2003

Burgess Canal Co. Inc.
225 N. 3600 East
Rigby, ID 83442

To: Vic Rounds; Administrator for Burgess Canal Adjudication; et al

Subject: Guidelines for Western Boundaries Determination for Adjudication Maps

Whereas the western boundaries of the Burgess Canal Co. does not interface to fixed boundaries of other canal companys or on the Snake River in some areas, or to a natural edgeline, The "Large Area Boundary" method defined by the Adjudication Supervisor/Master will apply. The historical boundary line, "Greenline", shows the meandering boundary on the map. The update will include the pieces and parts of the sections affected at the outside boundary up the 40 acres allowance for each piece or part affected.

1. At the Burgess board meeting of June 6, 2003, the plan was reviewed prior to formalization of the maps. The Green boundary line was established as the baseline for the west boundary. Whereas, the canal company benefits from the guidelines for squaring the section lines to the deeded edges of each affected parcel and the "Large Area Boundary" guidelines provide for this method, the map boundary shall include the pieces or parts outside the green line to the deeded section lines up to the guideline of 40 acres per parcel or piece affected.
2. Meetings held at Idaho Falls and other cities with the State of Idaho adjudication personnel and procedure handouts provided the quidelines for Canal Company mapping. Lloyd Hicks and Roger Stucki attended each of these meetings. Lloyd Hicks met with Mr. Dave Tuthill (Adjudication Master) to review our plans. Lloyd Hicks and Roger Stucki met with Dick Larsen, (Boise Office mapping) to confirm our methods and obtain guidance. Basically the guidelines are to include all lands justifiable based on historical irrigation and allowable by the adjudication procedures.
3. Therefore maps shall be marked and submitted based on the "Large Area Boundary" guidelines including the pieces and parcels up to the deeded section lines up to 40 acres per piece or parcel. The above summarizes the agreements and actions to finalize the western boundaries of the Burgess Canal Company. This plan ensures the Burgess Canal Company will has submitted the maximum acreage allowed by procedures of the Adjudication process. This plan also protects the stockholders of the west boundary to the extent possible by adjudication procedures. The rest of the canal company is served by this method as the additional acreage, however, small provides a broader baseline for allowed water determination.

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The above plan and facts are in compliance to the rules and requirements of the Adjudication process as I understand them. I have attended the sessions and hearings, read the procedures and became informed to my best ability. Based on the above, the Administrator, Victor Rounds is requested to mark the maps appropriately and submit in behalf of the Burgess Canal Company.

Respectfully,



Lloyd Hicks
President
Burgess Canal Company

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March 11, 2003

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MAR 17 2003
Department of Water Resources

RECEIVED
APR 03 2003
Department of Water Resources
Eastern Region

To: IDWR - SRBA

Attention: Roger Warner

From: Burgess Canal and Irrigation Co.
Water right # 1-31 / 1-29.

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We hereby present the updated canal boundary map for the purpose of amending the original Burgess Canal Co adjudication filing.

Supporting information to document the water usage within the canal boundary will be submitted as requested i.e. evapotranspiration, canal seepage, and water delivery usage history.


Prepared by Victor Rounds
Special Assignment for Burgess Canal Co.

208 523-3574

11910 N 25th E
Idaho Falls, ID 83401


Approved by Lloyd Hicks
President, Burgess Canal Co.

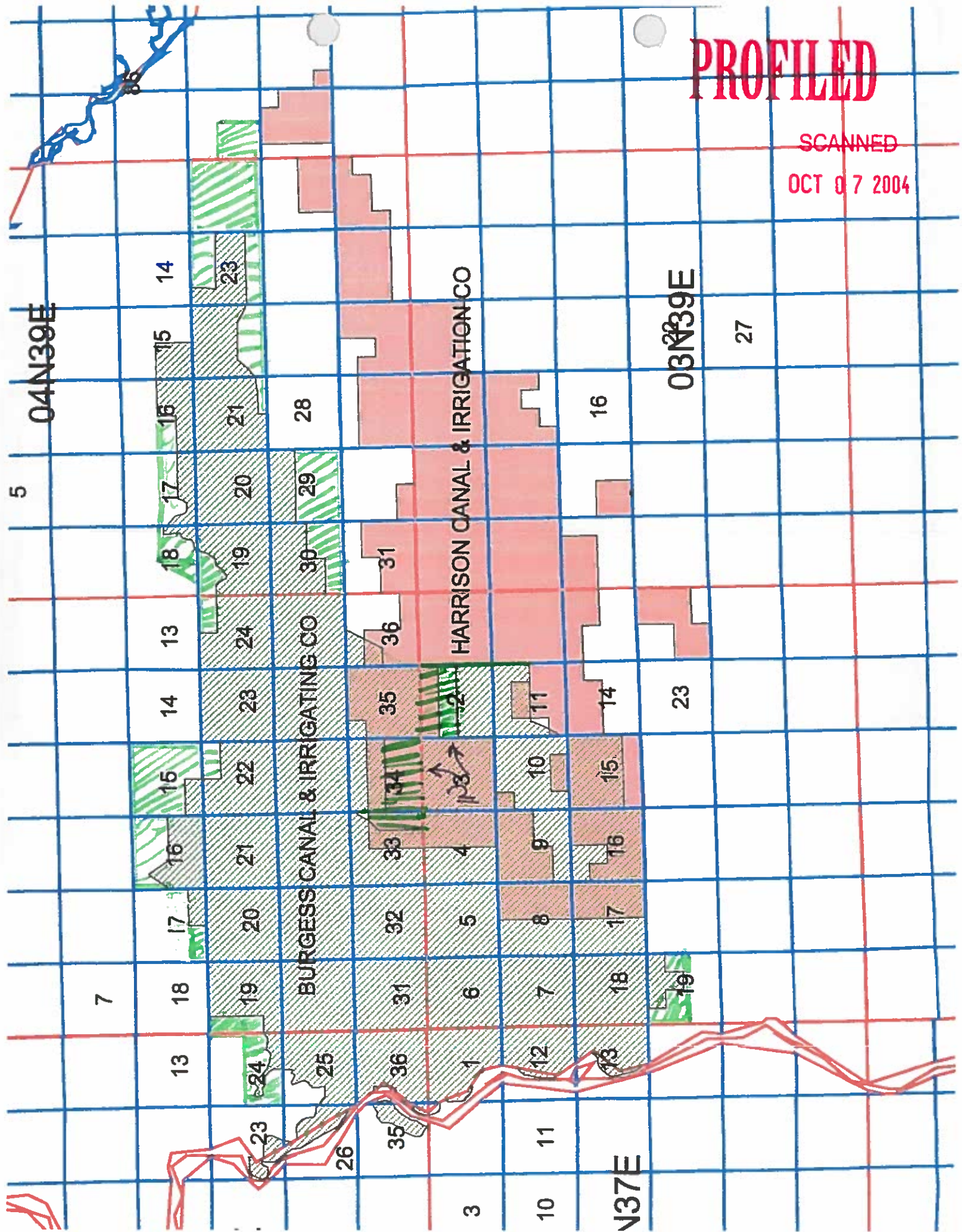
225 N 3600 E
RIGBY, IDAHO 208-754-4302
83442

Shows 18,215 ac.
±5%

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February 20, 2004

Idaho Department of Water Resources
Eastern Regional Office
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

CC: Burgess Canal Co. **File**
Earnest Carlson - Supervisor; Regional Office

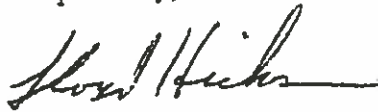
Subject: Updated Maps for Boundaries and Total Irrigated Acres for Burgess Canal Company.

✓ To: Michael Holliday; Adjudication Agent, BASIN 25

This letter advises your office that The Burgess Canal & Irrigating Co. has been working closely with Mr. Mark J. Larson of the Boise office to update our subject maps. The latest update (Revision 3) reflects our service boundary and irrigated farmland acreage. We used the guidelines of the SRBA counting acres workshop held at Idaho Falls and the handout provided. Mr. Mark J. Larson stated he would send you copies of the latest map(s) update. Also the latest map update will be on the IDWR internet site. Please include this latest mapping update in our file for Basin 25 adjudication.

Please refer any questions or comments to the undersigned.

Respectfully,



Lloyd Hicks
President
Burgess Canal & Irrigating Co., Inc.

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February 20, 2004

Idaho Department of Water Resources
Eastern Regional Office
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

CC: Burgess Canal Co. File
Earnest Carlson – Supervisor Eastern Regional Office

Subject: Maximum Monthly Diversion 1950-2000
For The Burgess Canal and Irrigating Co., Inc.
For Natural flow decreed water.

To: Michael Holliday ; Adjudication Agent, Basin 25

This letter provides the maximum monthly diversions for the period 1950 through 2000 for The Burgess Canal and Irrigating Co., Inc. The graph shows the maximum monthly diversion of natural flow decreed water to be 1143 CFS. Many years show similar maximum monthly flow levels. This data supports our claims under the SRBA overall principals "Water right recommendation is the maximum that can be justified and defended" per the SRBA handout of December 2-4, 2003. The delivery water loss study for our canal was submitted to you previously under separate correspondence. You are requested to include this document and data to our Basin 25 adjudication file for future use and evidence as needed.

Respectfully Yours,



Lloyd Hicks
President
Burgess Canal & Irrigating Co., Inc.

Attachment

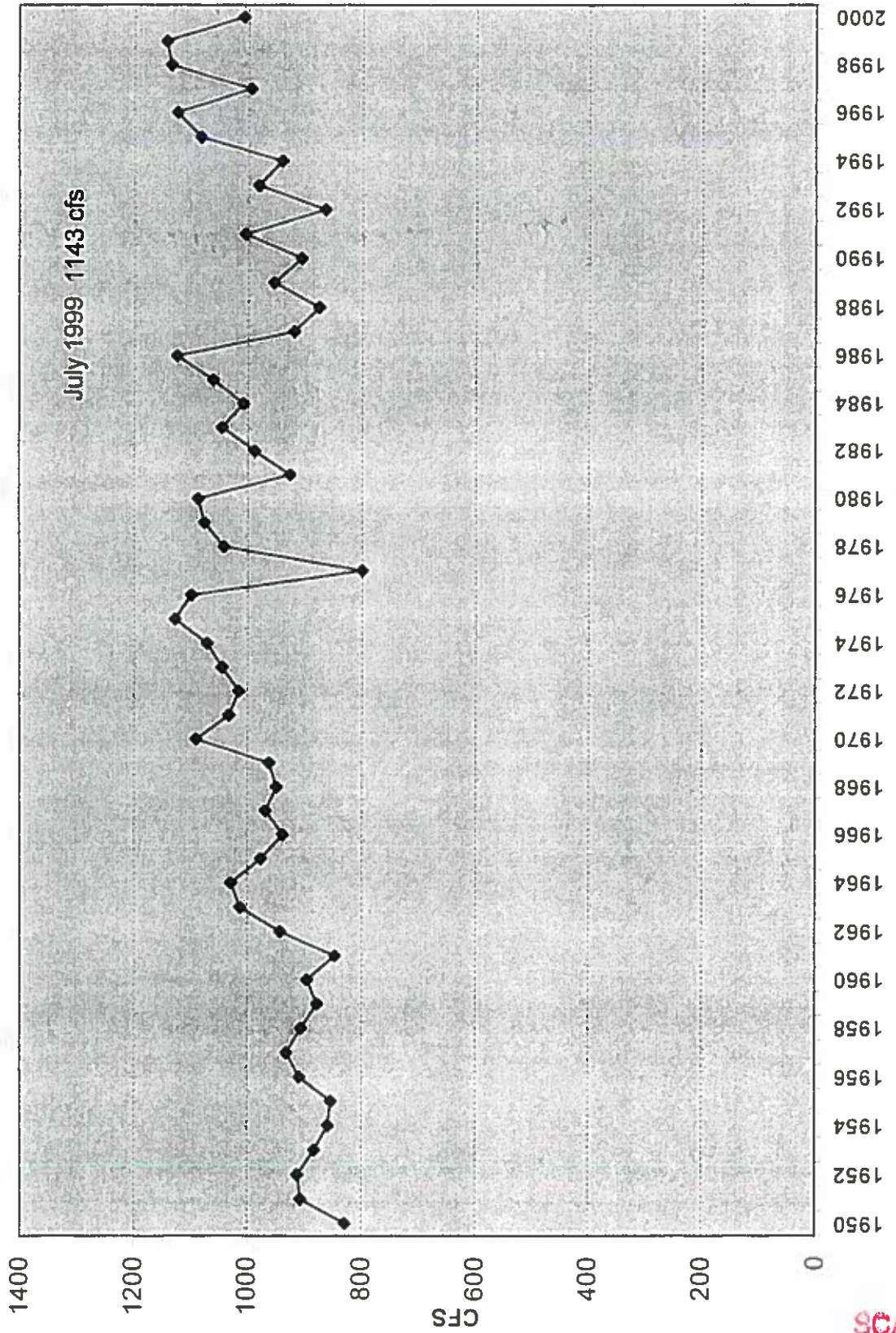
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MAXIMUM MONTHLY DIVERSION 1950-2000 (NATURAL FLOW)

13038110 BURGESS CANAL



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13038110 HISTORIC DIVERSION BURGESS CANAL (1000-AC-FF)

(CFS)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	436	220	143	98	121	128	235	553	639	807	829	566	4775
1951	436	220	143	98	121	128	235	480	859	907	594	613	4834
1952	436	220	143	98	116	128	235	633	810	912	755	691	5177
1953	436	220	143	98	121	128	235	533	733	883	768	714	5012
1954	436	220	143	98	121	128	235	670	736	859	750	687	5083
1955	436	220	143	98	121	128	235	464	733	854	764	575	4770
1956	436	220	143	98	116	128	235	681	879	909	792	652	5290
1957	436	220	143	98	121	128	235	275	797	932	823	671	4878
1958	436	220	143	98	121	128	235	631	899	906	672	550	5038
1959	436	220	143	98	121	128	235	673	867	878	865	669	5334
1960	436	220	143	98	116	128	235	703	896	820	758	696	5248
1961	520	212	0	0	0	0	109	724	847	745	563	392	4111
1962	520	212	0	0	0	0	109	678	884	943	917	729	4993
1963	520	212	0	0	0	0	109	485	763	1013	833	714	4649
1964	520	212	0	0	0	0	109	464	792	1029	864	793	4783
1965	520	212	0	0	0	0	109	592	948	977	841	716	4915
1966	520	212	0	0	0	0	111	815	939	847	899	629	4972
1967	520	212	0	0	0	0	111	561	881	901	969	871	5026
1968	520	212	0	0	0	0	111	742	950	950	740	800	5024
1969	520	212	0	0	0	0	111	935	963	929	961	765	5396
1970	520	212	0	0	0	0	111	581	1089	1051	1029	758	5351
1971	555	185	0	0	0	0	76	701	1032	919	990	711	5168
1972	454	239	0	0	0	0	145	1007	978	1015	852	810	5499
1973	501	161	0	0	0	0	67	745	1044	997	935	743	5193
1974	493	239	0	0	0	0	7	825	1070	1060	947	882	5522
1975	509	239	0	0	0	0	0	285	1065	1127	963	882	5070
1976	516	217	0	0	0	0	0	501	1032	1098	880	800	5043
1977	522	181	0	0	0	0	165	766	800	792	564	402	4192
1978	272	7	0	0	0	0	0	638	1034	1041	907	671	4568
1979	610	245	0	0	0	0	0	790	1054	1075	807	704	5285
1980	355	203	0	0	0	0	229	773	876	1086	825	753	5098
1981	621	155	0	0	0	0	96	703	906	927	597	588	4592
1982	252	40	0	0	0	0	57	771	988	979	872	665	4625
1983	423	225	0	0	0	0	44	473	1044	1012	875	881	4976
1984	472	160	0	0	0	0	0	514	881	1008	807	768	4609
1985	529	121	0	0	0	0	0	621	1060	920	800	659	4711
1986	462	96	0	0	0	0	0	477	1124	1010	829	741	4739
1987	462	224	0	0	0	0	146	914	865	920	764	445	4741
1988	260	3	0	0	0	0	35	810	876	748	559	193	3485
1989	364	0	0	0	0	0	0	773	941	955	759	647	4439
1990	524	29	0	0	0	0	109	885	902	907	722	151	4229
1991	200	0	0	0	0	0	0	330	929	1005	815	768	4047
1992	467	3	0	0	0	0	121	854	865	763	156	87	3317
1993	2	0	0	0	0	0	0	335	884	982	724	662	3589
1994	509	163	0	0	0	0	49	865	941	794	574	39	3933
1995	10	0	0	0	0	0	128	496	976	1082	818	718	4227
1996	481	269	128	0	0	0	82	639	1124	1029	800	708	5262
1997	457	249	18	0	0	0	54	782	995	943	743	765	5006
1998	473	5	0	0	0	0	0	563	944	1135	854	649	4623
1999	389	30	11	0	0	0	0	553	879	1143	779	810	4595
2000	475	24	0	0	0	0	0	839	1008	859	694	595	4494
AVERAGE:	443	162	34	21	26	28	104	649	922	949	788	650	4775
1950-2000													

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February 20, 2004

Idaho Department of Water Resources
Eastern Regional Office
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

CC: **Burgess Canal Co. File**
Earnest Carlson – Supervisor Eastern Regional Office

Subject: Water Losses Study for Burgess Canal & Irrigation Co., Inc.
(Basin 25)

✓ To: Michael Holliday; Adjudication Agent, Basin 25

This document submits the water losses study and evidence to support the accounting of the Burgess Canal system water losses. The Overall Principle of Snake River Basin Adjudication (SRBA) states 1)"Water right is based on the extent of beneficial use" 2)"Water right recommendation is the maximum that can be justified and defended," and 3)"Delivery Losses are part of the recommended water rights."

Item 1 and 2 above are common to all Basin 25 water users with data and basis available by documented historical records. Working closely with the Adjudication Eastern Regional Office personnel and Boise Office support people these elements of water rights are active now and will be confirmed and validated. However, item 3; the "delivery water losses" of each canal are unique to each canal due to topography, surface soil structure, sub-surface soil structure, percolation, length of canal system, methods for delivery to headgates, maintenance and husbandry of canal systems and various other causes of water losses. Only the Water Master, Water Managers and Water Users of the canal systems can accurately determine canal system(s) water losses.

The gravely base of the Ririe, Rigby, Grant, Ucon, Coltman and Garfield, Idaho areas of the Burgess Canal service area percolates water to the aquifer at higher levels than some other regions. Managers of the Burgess Canal must allow for this high percolation in the daily and monthly water budgets. Percolation of the main canal, lateral canals, and farmer owned delivery ditches is high even with the best conservation management practices. However, recharging of the Snake River Plain Aquifer is directly benefited by the percolation, which is essential for the overall management of Idaho's water.

The Burgess Canal Company has had an on-going aggressive program for water conservation and reduction of water losses over the past 12 years. This program includes USBOR cost-share projects to upgrade and automate our canal structures and headgates, shaping and straightening of the canal and sealing of leakage areas or conditions. This has resulted in water conservation and reduced water losses. However, the area of the Burgess Canal is gravely with high percolation and seepage losses. Also, hot summer

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days on the long reaches of the large canal and low humidity summer days enhance evaporation. Recent drought years have lowered the under ground water table which enhances percolation.

We believe that future water conservation efforts can reduce water losses further. However, the higher return conservation projects and actions have been completed and future efforts will have diminishing returns. Therefore we believe the study provided in the attachment provides the most accurate summary and evidence of our water losses that occur prior to the actual delivery of the water to the farmer's crop fields. The study is based on years, 2001, 2002, and 2003. These study years should be a conservative image of water loss due to drought conditions all three years lowering the total water supply. Also, many conservation actions were completed prior to the study period as discussed above. The study shows an overall delivery loss of 59.8% for the Burgess Canal Company System including lateral canals and farmer owned ditches. The breakdown of water losses is 24.8% for Main Canal (22 miles), 20% for laterals (4 to 10 miles each) and 15% for farmer owned ditches delivering to crop fields. You are requested to include this document and study to our Basin 25 adjudication file for future use and evidence as needed.

Respectfully,



Lloyd Hicks
President
Burgess Canal & Irrigating Co., Inc.

Attachment
Water Loss Study

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Attachment No. 1

Water Losses (Shrink) Study

For

Burgess Canal and Irrigating Co., Inc.

Including

- | | | |
|-----------|---|---|
| Section 1 | * | Main Burgess Canal Delivery System |
| Section 2 | * | Lateral Canals of the Burgess Canal |
| Section 3 | * | Individual Farmer Owned Service Ditches |
| Section 4 | * | Summary of Water Losses |

Total Water Losses, from Perculation, seepage, spillage, evaporation, evapo-transpiration and other uncontrollable causes for the overall Burgess Canal System is 59.8%

January 2004

Prepared by: Lloyd Hicks, President
Burgess Canal & Irrigating Co., Inc.

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Section 1. Water Losses study and Basis for water losses for the main Burgess Canal & Irrigating Co. Inc. System. (Feeder to Laterals and Ditches)

This study shows the
water loss for the main
Burgess Canal Company system.

The average water loss (shrink) for the
Main body of the Burgess Canal Company
is 24.8%

Tables No. 1, 2, and 3 show the actual discharge from the Great Feeder Canal into the Burgess Canal on a daily basis for three years.

Table No. 4 shows the actual delivery to lateral canal and feeder ditches from the Burgess Main Canal. The period of study for Table No. 4 was from May 16 through late July for each of the three years. Prior to mid to late May and after late July not all crops are being watered. The primary demand period for the Burgess Canal (mid May through late July) provides a period where all users are active and measurements are taken daily providing an accurate data base to determine water losses.

January 2004

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Section 1. Main Body of Burgess Canal & Irrigating Co., Inc.
Water Losses

Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been determined by repeated measurements of the Burgess Canal into the headgates of the lateral canals and ditches is provided in Table 1 through 4. These measurements of water flows and water budget management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 24.8% is applicable and used for water delivery. Water losses are due to percolation, seepage, spillages, evaporation, consumption by trees, plants on banks of canal and other uncontrollable causes.

I confirm that the above Water losses are applicable during the normal irrigating season each year, for the main body of the Burgess Canal.

Lloyd Hicks 1/30/04
Lloyd Hicks President Date
Burgess Canal & Irrigating Co., Inc.

Jim Boulter 2/02/04
Jim Boulter Date
Burgess Canal & Irrigating Co., Inc.
Water Master

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TABLE NO. 1

20040120

Post-it* Fax Note	7671	Date	1/20/05	# of Pages	3
To	L. L. HICKS	From	TONY DENEGHAX		
Con/Dept	BURDESS CANAL	Co.	WATER DISTRICT #1		
Phone #		Phone #	208-525-7171		
Fax #	754-4302	Fax #			

DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 2000 TO OCTOBER 2001
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	---	240	855	947	465	474	0.0
2	---	---	---	---	---	---	443	862	927	474	455	0.0
3	---	---	---	---	---	---	678	897	949	470	452	0.0
4	---	---	---	---	---	---	777	899	954	469	330	0.0
5	---	---	---	---	---	---	801	903	949	465	68	0.0
6	---	---	---	---	---	---	805	902	945	465	28	0.0
7	---	---	---	---	---	---	809	904	941	464	0.0	0.0
8	---	---	---	---	---	---	805	902	941	465	0.0	0.0
9	---	---	---	---	---	---	801	906	936	463	0.0	0.0
10	---	---	---	---	---	---	793	923	932	459	0.0	0.0
11	---	---	---	---	---	---	797	912	907	458	0.0	0.0
12	---	---	---	---	---	---	853	804	907	457	0.0	0.0
13	---	---	---	---	---	---	869	845	941	460	0.0	0.0
14	---	---	---	---	---	---	865	807	958	456	0.0	0.0
15	---	---	---	---	---	---	886	753	945	459	0.0	0.0
16	---	---	---	---	---	---	903	785	936	449	0.0	0.0
17	---	---	---	---	---	---	903	818	932	471	0.0	0.0
18	---	---	---	---	---	---	894	848	919	480	0.0	0.0
19	---	---	---	---	---	---	911	869	914	480	0.0	0.0
20	---	---	---	---	---	---	911	903	930	480	0.0	0.0
21	---	---	---	---	---	---	907	908	916	479	0.0	0.0
22	---	---	---	---	---	---	907	892	886	479	0.0	0.0
23	---	---	---	---	---	---	903	906	889	479	0.0	0.0
24	---	---	---	---	---	---	899	915	804	479	0.0	0.0
25	---	---	---	---	---	---	905	925	454	478	0.0	0.0
26	---	---	---	---	---	---	907	900	450	478	0.0	0.0
27	---	---	---	---	---	---	908	897	449	468	0.0	0.0
28	---	---	---	---	---	---	894	886	445	456	0.0	0.0
29	---	---	---	---	---	---	879	941	442	455	0.0	0.0
30	---	---	---	---	---	---	877	951	454	443	0.0	0.0
31	---	---	---	---	---	---	862	---	453	468	---	0.0
TOTAL							25592	26495	25432	14469	1807	0.0
MEAN							826	883	820	467	60	0.0
MAX							911	951	958	480	474	0.0
MIN							240	753	442	443	0.0	0.0
AC-FT							50762	52553	50444	28699	3584	0

IRRIGATION YEAR 2001 TOTAL 93795 MEAN 257 AC-FT 186042

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20040120

13038110 BURGESS CANAL
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 2001 TO OCTOBER 2002
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	---	0.0	896	909	446	397	281
2	---	---	---	---	---	---	0.0	875	910	472	398	281
3	---	---	---	---	---	---	0.0	867	914	485	398	275
4	---	---	---	---	---	---	0.0	884	915	486	398	246
5	---	---	---	---	---	---	0.0	501	920	489	398	243
6	---	---	---	---	---	---	475	905	916	460	398	1.0
7	---	---	---	---	---	---	479	901	904	476	399	1.0
8	---	---	---	---	---	---	610	905	900	480	399	1.0
9	---	---	---	---	---	---	603	892	905	477	399	1.0
10	---	---	---	---	---	---	674	871	901	467	399	1.0
11	---	---	---	---	---	---	775	858	911	451	399	1.0
12	---	---	---	---	---	---	792	854	911	451	399	1.0
13	---	---	---	---	---	---	800	871	912	468	399	1.0
14	---	---	---	---	---	---	829	888	917	461	399	1.0
15	---	---	---	---	---	---	829	896	935	455	399	1.0
16	---	---	---	---	---	---	837	896	931	475	399	1.0
17	---	---	---	---	---	---	837	896	936	472	403	1.0
18	---	---	---	---	---	---	845	901	941	472	399	1.0
19	---	---	---	---	---	---	833	906	925	465	399	1.0
20	---	---	---	---	---	---	825	898	895	390	399	1.0
21	---	---	---	---	---	---	850	894	904	348	399	1.0
22	---	---	---	---	---	---	829	882	913	344	399	1.0
23	---	---	---	---	---	---	820	883	925	335	399	1.0
24	---	---	---	---	---	---	812	883	919	334	399	1.0
25	---	---	---	---	---	---	808	875	920	328	399	1.0
26	---	---	---	---	---	---	812	885	925	325	399	1.0
27	---	---	---	---	---	---	808	898	921	324	393	1.0
28	---	---	---	---	---	---	812	903	926	352	384	1.0
29	---	---	---	---	---	---	839	908	922	379	381	1.0
30	---	---	---	---	---	---	850	908	592	394	381	1.0
31	---	---	---	---	---	---	875	---	449	397	---	1.0
TOTAL							20148	26680	27624	13158	11910	1726
MEAN							650	889	891	424	397	56
MAX							875	908	941	489	403	281
MIN							0.0	854	449	324	381	1.0
AC-FT							39964	52920	54792	26099	23623	3424

IRRIGATION YEAR 2002 TOTAL 101246 MEAN 277 AC-FT 200821

TABLE No. 2

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20C40120

13038110 BURGESS CANAL
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 2002 TO OCTOBER 2003
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	0.0	0.0	1050	924	453	39	396
2	---	---	---	---	---	0.0	214	1052	925	449	0.0	399
3	---	---	---	---	---	0.0	370	1063	926	455	0.0	399
4	---	---	---	---	---	0.0	412	1070	927	454	0.0	399
5	---	---	---	---	---	0.0	415	1058	928	450	38	399
6	---	---	---	---	---	0.0	440	1042	929	446	149	396
7	---	---	---	---	---	0.0	560	1021	930	462	283	399
8	---	---	---	---	---	0.0	615	964	922	488	297	399
9	---	---	---	---	---	0.0	650	935	917	485	297	399
10	---	---	---	---	---	0.0	701	936	903	462	294	399
11	---	---	---	---	---	0.0	719	930	888	462	321	399
12	---	---	---	---	---	0.0	724	939	883	485	346	399
13	---	---	---	---	---	0.0	762	940	877	482	361	399
14	---	---	---	---	---	0.0	755	928	872	492	364	399
15	---	---	---	---	---	0.0	777	920	858	508	373	396
16	---	---	---	---	---	0.0	841	921	853	525	378	399
17	---	---	---	---	---	0.0	928	922	847	564	381	399
18	---	---	---	---	---	0.0	934	923	842	505	381	403
19	---	---	---	---	---	0.0	936	924	874	658	427	427
20	---	---	---	---	---	0.0	938	921	848	505	378	449
21	---	---	---	---	---	0.0	948	926	857	508	387	453
22	---	---	---	---	---	0.0	946	923	856	525	396	453
23	---	---	---	---	---	0.0	2935	928	439	446	399	456
24	---	---	---	---	---	0.0	934	929	428	409	399	459
25	---	---	---	---	---	0.0	951	930	444	409	396	462
26	---	---	---	---	---	0.0	958	932	440	406	399	459
27	---	---	---	---	---	0.0	960	919	443	406	399	453
28	---	---	---	---	---	0.0	993	921	458	409	399	456
29	---	---	---	---	---	0.0	999	922	464	498	399	456
30	---	---	---	---	---	0.0	1028	923	467	482	399	412
31	---	---	---	---	0.0	---	1048	---	466	216	---	122
TOTAL					0.0	0.0	25411	28720	22133	14504	9033	12694
MEAN					0.0	0.0	820	957	714	468	301	409
MAX					0.0	0.0	2935	1070	930	658	399	462
MIN					0.0	0.0	0.0	919	426	216	0.0	122
AC-FT					0	0	50403	56966	43901	28769	17917	25179
IRRIGATION YEAR 2003												
TOTAL												
MEAN												
MAX												
MIN												
AC-FT												

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Table No. 4

Summary of Water Losses For 2001, 2002, and 2003 for the
Burgess Canal And Irrigating Co., Inc. Tables No. 1, 2, and 3 provides
the Water District No. 1 Total Daily Flow for Years 2001, 2002, & 2003 respectively

Year	Study Period	Flow AVG CFS	Flow AVG Miner Inches	Water	Miner Inches		Miner Inches	% Water Loss	Comments
				Delivery Budget	Actual Delivery To Headgates	Canal Water Loss			
2001	5/16 to 7/21	896	44800	85%	34000	10800		24.1	Below Normal Snow pack Year
2002	5/31 to 7/30	890	44500	85%	34000	10500		23.5	Below Normal Snow pack Year
2003	5/16 to 7/16	930	46500	85%	34000	12500		26.8	Low Snow Pack extreme drought; ground water table low and daily temps in July & Aug. record high Levels.
Average = <u>24.8</u>									

Notes: 1) Year 2001 and 2002 were typical to many earlier years of normal or below normal water supplies.

2003 was similar to the low water supply years of 1977, 1988, 1990, 1992, and 1994. Years 2001, 2002 and 2003 provide a good basis to confirm water losses because measurements of flow were taken daily and management attention was extensive to reduce water losses due to the drought. The above water loss data resulted; even with the maximum attention to control losses.

2) The shareholder water right ownership of the Burgess Canal Co., Inc. is 40000 miner inches. Water Budget is established on the first Monday of April each year based on total water supply. Most years are less than 100%. For 2001, 2002, and 2003 the Budget was 85%. (Marginally adequate for crop needs and limited seasons duration).

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Section 2. Water Losses Study for the lateral canals and feeder ditches receiving water from the Burgess Canal Company.

This study and appropriate discovery statements of personnel managing the lateral canals and feeder ditches shows the water losses of those systems.

The average water loss(shrink) for These lateral canals and feeder ditches is 20%.

The basis for determining actual water losses for lateral canals and feeder ditches is based on water master or owners records of measured distribution over the primary period (mid May through late July) of each of the study period years. The lateral canal water master are given the actual volume of discharge (85% of share ownership for years 2001, 2002 and 2003) by The Burgess Canal Main body water master by measurement daily. The lateral and feeder ditch water master or owner distribution by measurement to shareholders. The water loss value is excluded from the measured value each shareholder is entitled to receive. This study reviewed each of those laterals and ditches data and summarized the average losses. For all incorporated lateral canals a confirmation sign off sheet by the canal officer and water master is on file at our office showing their independent assessment of water loss (shrink).

All lateral canals and feeder ditches delivery losses for the Burgess Canal system are included in the attached summary.

January 2004

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Section 2. Burgess Canal Company Lateral Canals and Feeder
Ditches Discharging Directly From The Burgess Canal: Water Losses

<u>Lateral Canal Or Ditch</u>	<u>Contact Person(s) (Water Master or Owner)</u>	<u>Confirmed Water Loss % (Average for 2001,2002, 2003)</u>	
		<u>% of loss for Delivery</u>	<u>Comments</u>
Lessey Canal Co.	Lavell Purser	<u>20</u>	<u>Med Reach</u>
Alliance Canal Co.	Scott Hancock	<u>22</u>	<u>Long Reach</u>
Cutler Ditch	J.D. Boom Gilbert Daley	<u>15</u>	<u>Short Reach</u>
W. Call Ditch	Wayne Call	<u>25</u>	<u>Long Reach</u>
Grover Ditch	Wayne Call	<u>25</u>	<u>Long Reach</u>
Prophet Ditch	Lynn Johnson	<u>25</u>	<u>Long Reach</u>
Zundel Ditch	Jim Boulter	<u>20</u>	<u>Med Reach</u>
Ucon-Garfield Canal	Larry Larsen	<u>22</u>	<u>Long Reach</u>
Billman Ditch	Chad Billman	<u>25</u>	<u>Long Reach</u>
Selck & Taylor Canal	Lloyd Hicks	<u>18</u>	<u>Med Reach</u>
Boyle Ditch	Gene Boyle	<u>15</u>	<u>Short Reach</u>
Vance & Payne Canal	Roger Orme	<u>22</u>	<u>Long Reach</u>
Miller Ditch	James Treasure	<u>15</u>	<u>Short Reach</u>
Tanner Ditch	Reynold Tanner	<u>15</u>	<u>Short Reach</u>
Hicks Ditch	Lloyd Hicks	<u>20</u>	<u>Long Reach</u>
Moser/Windmill Ditch	Monte WindMiller	<u>20</u>	<u>Dead Ditch: Short Reach</u>
B. Call Ditch	Brent Call	<u>30</u>	<u>Long Reach</u>

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Section 2 (cont.)

<u>Lateral Canal Or Ditch</u>	<u>Contact Person(s) (Water Master of Owner)</u>	<u>Confirmed Water Loss % (Average for 2001, 2002, 2003)</u>	
		<u>% of loss for Delivery</u>	<u>Comments</u>
Randall Canal Co.	Joel Brighton	<u>20</u>	<u>Long Reach</u>
Grant Canal Co.	Blaine Ball	<u>20</u>	<u>Long Reach</u>
Macintire Ditch	Blaine Ball	<u>20</u>	<u>Med Reach</u>
Harris Ditch	Calvin Moser	<u>24</u>	<u>Dead Ditch; Med Reach</u>
Rand Ditch	Leon Clark	<u>15</u>	<u>Short Reach</u>
Martinsen Ditch	Leon Clark	<u>15</u>	<u>Short Reach</u>
Wilkins Canal Co.	Doug Nelson	<u>20</u>	<u>Long Reach</u>
Jacobs Ditch	Mark Bonm	<u>20</u>	<u>Long Reach</u>
S. Rigby Canal Co.	George Byram	<u>22</u>	<u>Long Reach</u>
Winkler Ditch	Joel Brighton	<u>15</u>	<u>Short Reach</u>

Pumps

Scholes

Chase

Nord

Frech/Boam

Hansen

Offit

Carlson

Contact Person

Pumping Approval plans exist for all
pumps. Lloyd Hicks is contact person
for compliance to these plans.

About 4% (1575 miner inches) of Burgess Canal Co. water is pumped directly from the
main canal. Water loss to these systems is low but does exist.

Overall Average Water Losses For Laterals,
Feeder ditches and pumps = 20%
(weighted average by Volume)

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 20% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Lessey Canal
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

M. J. McEnty 8-2-15-04
Canal Co. Officer or Ditch Owner Date

N.A.
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 18% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The SELD and TAYLOR CANAL Co.
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

Lloyd Huhn 2/5/04
Canal Co. Officer or Ditch Owner Date
Jim Boulton 2/14/01
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 22% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Alliance Canal
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

David R. Hancock 7/16/04
Canal Co. Officer or Ditch Owner Date

NA
Water Master Date

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OCT 07 2004

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 22% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Vance & Payne Canal Company
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

Roger Erme 2-11-04
Canal Co. Officer or Ditch Owner Date

Jim Boulton 2-02-04
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 20 % is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The GRANT Canal Co.
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

[Signature] 2-6-04
Canal Co. Officer or Ditch Owner Date

[Signature] 2-6-04
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 20% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Roadie Canal
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

Stan Brighton Pres 2-3-04
Canal Co. Officer or Ditch Owner Date

Pat Byrnes 2-4-04
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 20 % is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Wilkins Canal
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

Pres Douglas J Nelson
Canal Co. Officer or Ditch Owner Date 2-3-04
Douglas J Nelson
Water Master Date 2-3-04

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 22 % is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The South Ribby Canal Company
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

Spelled for George Symon Per Telecon 2/11/04
Canal Co. Officer or Ditch Owner Date

Jim Boulton 2-02-04
Water Master Date

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Confirmation Statement

To: Idaho Department of Water Resources – Snake River Basin 25 Adjudication

Confirmation for water losses that have been confirmed by repeated measurements of the canal discharge and measurements of each of the distribution outlets to water user headgates. These measurements and water management practices have occurred each year for over 100 years.

I hereby confirm that during my period of responsibility the water loss of 22% is applicable. Water losses are due to percolation, seepage, spillages, evaporation, consumption by tress & plants growing on canal banks and other uncontrollable causes.

For The Garfield Ucon Canal Company
Lateral Canal Company and/or Ditch

I confirm the above percentage of water loss to be applicable during the normal irrigating season each year. (Table No. 1 through 4 shows basis for years, 2001, 2002, and 2003 water losses.

President - Garfield Ucon Canal Co.

Lo Larson *2/18/04*
Canal Co. Officer or Ditch Owner Date

Jim Boulte *2-02-04*
Water Master Date

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Section 3. Water Losses for Individual Farmer owned water Delivery Ditches

The Water Delivery process for the Burgess
Canal & Irrigating Company, Inc. includes three
(3) specific elements as follows:

1. Main Burgess Canal – Delivers to Lateral Canals and
Feeder Ditches.
2. Lateral Canals and – Delivers water to Farmer
Feeder Ditches owned Individual Ditches
3. Farmer owned Individual – Delivers water to and
Delivery/Service ditches onto crop acres.

Section 1 and 2 of the document provided the basis and confirmation of water losses for the Main Burgess Canal and Lateral Canals and Feeder ditches. This section provides the estimated water losses for the farmer owned individual delivery and service ditches.

Study of individual farmer owned service ditches reveals a large variance of water losses. This large variance results from distance the water has to travel to reach the crop fields, type of soil structure, maintenance of the ditches and attention to good husbandry of water.

The actual water losses for individual farmer owned ditches ranges from a high of over 35% losses for poor operation with long ditches and poor husbandry to a low of about 15% for shorter ditch runs with good soil structure and good husbandry of the water.

Summary

For Purposes of water loss accounting the more consecutive 15% water loss value attributed to good husbandry and more ideal soil structure and ditch distance is used. This is appropriate because those farmers who do not maintain the individual service ditches only penalize those users. The accounting basis for water losses on individual ditches should be based on the best outcome if good practices are applied to conserve water to the maximum level possible or practical.

Conclusion

Average Water Losses For Farmer Owned Crop Delivery Ditches = 15%

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Section 4. Summary of Total Water Losses for The Burgess Canal & Irrigating Co., Inc.
System(s)

<u>Delivery Unit</u>	<u>Water Loss</u>
1. Main Burgess Canal System =	24.8%
2. Lateral Canal and Feeder Ditches =	20%
3. Individual Farmer owned Service = Ditches	15%
Total Water Loss (Prior To Delivery onto Crop Fields) For Burgess Canal Company Total System	59.8%

We believe the above water loss conclusion and values to be correct to the best of our ability to measure, analyze records and quantify the losses. I hereby confirm the above water loss data should be applied to the Burgess Canal and Irrigating Co., Inc. as required by the Idaho Department of Water Resources Adjudication process.

Confirmed By Lloyd Hicks
Lloyd Hicks, President
Burgess Canal & Irrigating Co, Inc.

Date FEBRUARY 20, 2004

SCANNED
OCT 07 2004

PROFILE

SCANNED

\$22250⁰⁰

AUG 1, 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: A01-00029
Date Received: 6/23/1989
Receipt No: 8010933
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BURGESS CANAL & IRRIGATING CO. 208-745-7711
Address: P.O. BOX 507
RIGBY, ID 83442

2. Date of Priority: JUN 10, 1886

3. Source: SNAKE RIVER, DRY BED Trib. to: SNAKE RIVER
SNAKE RIVER COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	37E	23	SE	SE	NW		JEFFERSON
			SW	SE	SW		JEFFERSON
			SE	SE	SE		JEFFERSON
		36	SE	NW	NW		JEFFERSON
			NW	NE	SW		JEFFERSON
			SE	SW		JEFFERSON	
40E	20		SE	SW		JEFFERSON	

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	10.000		

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

8. Total consumptive use is 55500.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A01-00029

Page 1

Date: 09/18/89

MICROFILMED
OCT 16 1992

A0100029



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	37E	1	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	35.0
			SE		NE		IRR	38.9
			NE		NW		IRR	13.8
			SE		NW		IRR	6.0
			NE		SE		IRR	38.9
			NW		SE		IRR	34.0
			SW		SE		IRR	30.0
			SE		SE		IRR	38.9
Section Acres								312.7
		12	NE		NE		IRR	38.9
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		SW		IRR	6.0
			SE		SW		IRR	4.0
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	33.5
			SE		SE		IRR	38.9
Section Acres								317.6
		13	NE		NE		IRR	38.9
			NW		NE		IRR	24.0
			SW		NE		IRR	1.0
			SE		NE		IRR	36.4
			NE		SE		IRR	25.4
			SE		SE		IRR	17.4
Section Acres								143.1
38E		4	NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
Section Acres								154.4
		5	NE		NE		IRR	38.3
			NW		NE		IRR	38.4
			SW		NE		IRR	39.0
			SE		NE		IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	38E	5	NE		NW		IRR	38.4
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.4
			NE		SE		IRR	38.9
			NW		SE		IRR	39.0
			SW		SE		IRR	38.4
			SE		SE		IRR	38.3

Section Acres 618.4

6	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

7	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	38E	7	SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	622.4
		8	NE		NE		IRR	37.6
			NW		NE		IRR	38.2
			SW		NE		IRR	39.5
			SE		NE		IRR	38.6
			NE		NW		IRR	38.9
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	620.7
		17	NE		NW		IRR	38.9
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	38.9
							Section Acres	234.0
		18	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	38E	18	NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	622.4
		19	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	30.9
			SW		NW		IRR	7.5
			SE		NW		IRR	37.5
							Section Acres	270.4
04N	37E	23	NE		NE		IRR	39.5
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	39.5
			NE		NW		IRR	13.0
			SE		NW		IRR	16.0
			NE		SW		IRR	38.5
			NW		SW		IRR	27.0
			SW		SW		IRR	36.0
			SE		SW		IRR	32.7
			NE		SE		IRR	39.5
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.9
							Section Acres	478.0
		24	NE		NE		IRR	39.5
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	39.5
			NE		NW		IRR	39.5
			NW		NW		IRR	39.5
			SW		NW		IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	37E	24	SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	39.5
			SW		SW		IRR	38.9
			SE		SW		IRR	38.9
			NE		SE		IRR	39.5
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.9
							Section Acres	629.6
		25	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	38.9
			SW		NW		IRR	39.5
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	39.5
			SW		SW		IRR	39.5
			SE		SW		IRR	39.5
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	626.0
		26	NE		NE		IRR	38.9
			NW		NE		IRR	38.9
			SW		NE		IRR	32.0
			SE		NE		IRR	39.5
			NE		NW		IRR	8.8
			NE		SE		IRR	39.5
			NW		SE		IRR	14.0
			SE		SE		IRR	20.0
							Section Acres	231.6
		36	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	37E	36	SE		NE		IRR	38.9
			NE		NW		IRR	39.5
			NW		NW		IRR	18.0
			SE		NW		IRR	35.0
			NE		SW		IRR	33.0
			SE		SW		IRR	19.8
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	456.5
	38E	15	SW		SW		IRR	38.3
			SE		SW		IRR	38.9
							Section Acres	77.2
		16	NE		SW		IRR	39.5
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	311.2
		17	SE		SW		IRR	38.4
			SW		SE		IRR	38.4
			SE		SE		IRR	38.3
							Section Acres	115.1
		19	NE		NE		IRR	38.9
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	39.5
			NW		NW		IRR	39.5
			SW		NW		IRR	39.5
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	19	SW	SW		IRR	38.9
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 627.2

20	NE	NE	IRR	38.3
	NW	NE	IRR	38.4
	SW	NE	IRR	39.0
	SE	NE	IRR	38.9
	NE	NW	IRR	38.4
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.0
	NE	SW	IRR	39.0
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.4
	NE	SE	IRR	38.9
	NW	SE	IRR	39.0
	SW	SE	IRR	38.4
	SE	SE	IRR	38.3

Section Acres 618.4

21	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	38E	22	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	622.4
		23	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	622.4
		24	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	38.3

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	24	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

25	NE	NE	IRR	36.0
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	34.3
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	36.6
	NW	SE	IRR	37.2
	SW	SE	IRR	34.3
	SE	SE	IRR	38.3

Section Acres 606.3

26	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	26	NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

27	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

28	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

29	NE	NE	IRR	38.3
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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	29	NW	NE		IRR	38.4
			SW	NE		IRR	39.0
			SE	NE		IRR	38.9
			NE	NW		IRR	38.4
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.4
			NE	SE		IRR	38.9
			NW	SE		IRR	39.0
			SW	SE		IRR	38.4
			SE	SE		IRR	38.3
						Section Acres	618.4
		30	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3
						Section Acres	622.4
		31	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	31	NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3
						Section Acres	622.4
		32	NE	NE		IRR	38.3
			NW	NE		IRR	38.4
			SW	NE		IRR	39.0
			SE	NE		IRR	38.9
			NE	NW		IRR	38.4
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.4
			NE	SE		IRR	38.9
			NW	SE		IRR	39.0
			SW	SE		IRR	38.4
			SE	SE		IRR	38.3
						Section Acres	618.4
		33	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	33	SE	SE		IRR	38.3
Section Acres							622.4
		34	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3
Section Acres							622.4
		35	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	35.4
Section Acres							619.5
		36	NE	NW		IRR	28.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04N	38E	36	SE	NW		IRR	13.5	
			NW	SW		IRR	26.9	
			SW	SW		IRR	9.2	
				Section Acres			155.7	
	39E	15	NE	SW		IRR	39.5	
			NW	SW		IRR	38.9	
			SW	SW		IRR	38.3	
			SE	SW		IRR	38.9	
					Section Acres			155.6
		16	NE	SW		IRR	39.5	
			NW	SW		IRR	38.9	
			SW	SW		IRR	38.3	
SE			SW		IRR	38.9		
NE			SE		IRR	38.9		
NW			SE		IRR	39.5		
SW			SE		IRR	38.9		
SE	SE			IRR	38.3			
				Section Acres			311.2	
17	NE		SW		IRR	39.5		
	NW		SW		IRR	38.9		
	SW		SW		IRR	38.3		
	SE	SW		IRR	38.9			
	NE	SE		IRR	38.9			
	NW	SE		IRR	39.5			
	SW	SE		IRR	38.9			
	SE	SE		IRR	38.3			
				Section Acres			311.2	
	18	NE	SE		IRR	22.9		
		SW	SE		IRR	4.8		
		SE	SE		IRR	37.3		
				Section Acres			65.0	
19	NE	NE		IRR	38.3			
	NW	NE		IRR	36.7			
	SW	NE		IRR	39.5			
	SE	NE		IRR	38.9			

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	39E	19	NE		NW		IRR	37.4
			NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			SE		NW		IRR	35.8
			NE		SW		IRR	37.7
			NW		SW		IRR	37.0
			SW		SW		IRR	34.9
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3

Section Acres 607.9

20	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

21	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	NE	SE	IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	21	NW	SE		IRR	39.5
						Section Acres	468.0
		22	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NW	SE		IRR	2.0
						Section Acres	313.2
		23	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SE		IRR	25.7
			NW	SE		IRR	10.0
						Section Acres	346.9
		24	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	12.0
			NW	SW		IRR	10.8
			NE	SE		IRR	15.9
			NW	SE		IRR	21.5
			SE	SE		IRR	27.0
						Section Acres	165.6
		29	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	29	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			Section Acres				389.6
		30	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	31.9
			Section Acres				148.0
	40E	19	NE	SW		IRR	39.5
			NW	SW		IRR	30.9
			SW	SW		IRR	21.6
			SE	SW		IRR	30.0
			Section Acres				122.0
			Total Acres				22200.6

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:

A01-10093/00031/00032/00033/00249/00353/00117P.

14. Remarks:

THE PLACE OF USE IS OWNED BY INDIVIDUALS HOLDING STOCK IN THE COMPANY.

THE POINTS OF DIVERSION CONSIST OF THE HEADING FOR THE BURGESS CANAL AND SEVERAL PUMPS. EACH DIVERSION IS IDENTIFIED BELOW:

T4N, R37E, SEC. 23, SESENW - CARLSON NORTH PUMP.

SEC. 23, SWSESW - CARLSON SOUTH PUMP.

SEC. 26, SESESE - MARTIN PUMP.

SEC. 36, SENWNW - LYNN HANSEN EAST PUMP.

SEC. 36, NWNESW - MC KAY PUMP.

SEC. 36, NWNESW - HEGSTED-WILSON GREY PUMP.

T4N, R40E, SEC. 20, SESW - HEADING FOR BURGESS CANAL.

15. Basis of Claim: DECREED

Case Number:

Court :
Decree date: 12/16/1910

REXBURG IRR. CO.
Decree Plaintiff

vs TETON IRR. 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 Secretary of
Burgess Canal & Irrig Co. Organization, that I have signed the foregoing
document in the space below as Secretary of
Burgess Canal & Irrig Co. Organization and that the statements contained in the
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Secretary - Burgess Canal & Irrig Co.
Title and Organization

9-28-89
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of Sept 19 89

Seal

Bennie Taylor
Notary Public

Residing at Rigby, IDAHO
My Commission Expires 8-99

BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

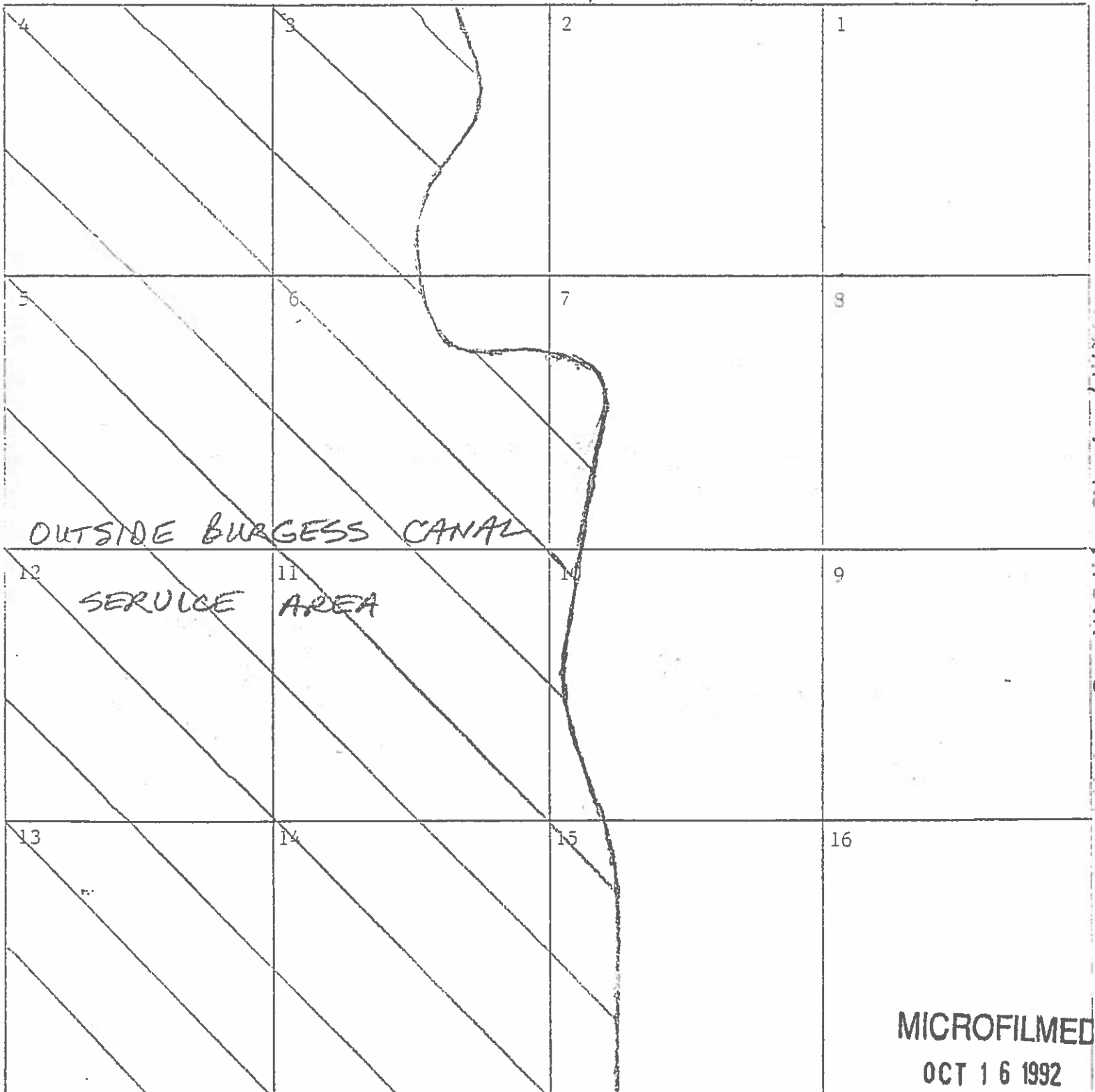
RIGBY, IDAHO 2 93442

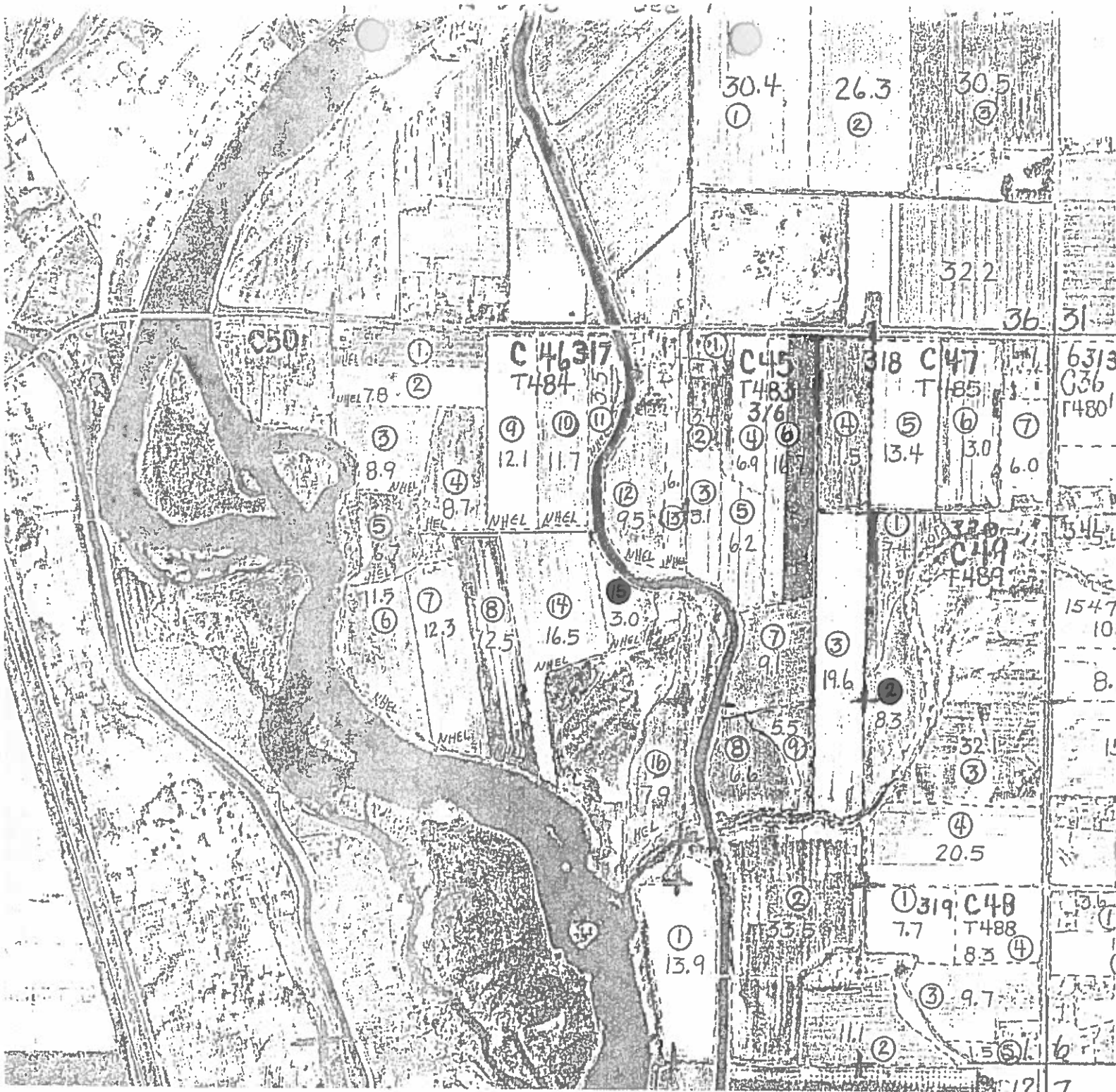
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF BONNEVILLE

SEC. 1, TOWNSHIP 3N, RANGE 37, E.B.M.

1 COUNTY ROAD RIGHT OF WAY





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BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

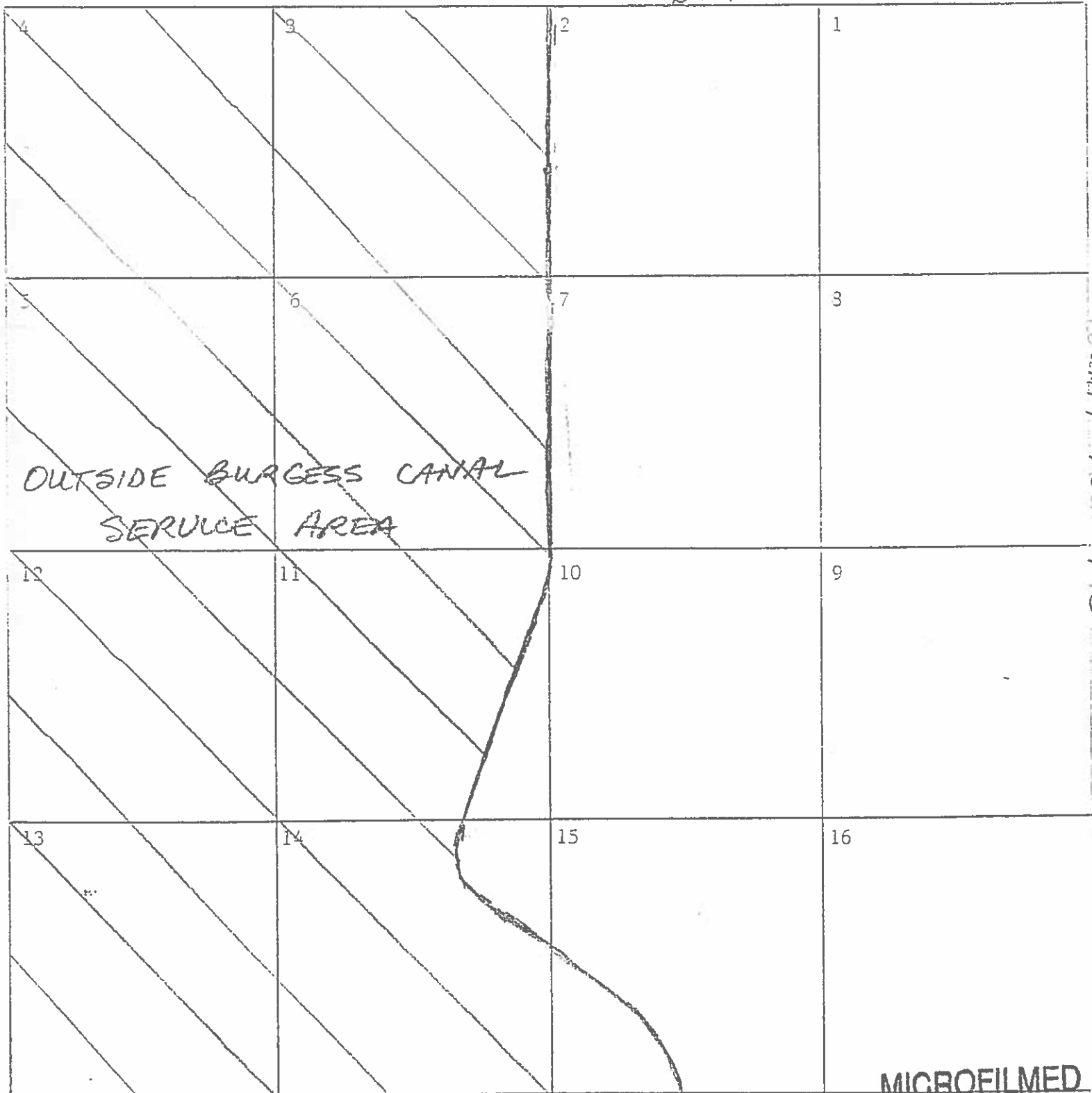
RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Bonneville

SEC. 12, TOWNSHIP 2N, RANGE 37, E.B.M.

- NO ROAD -



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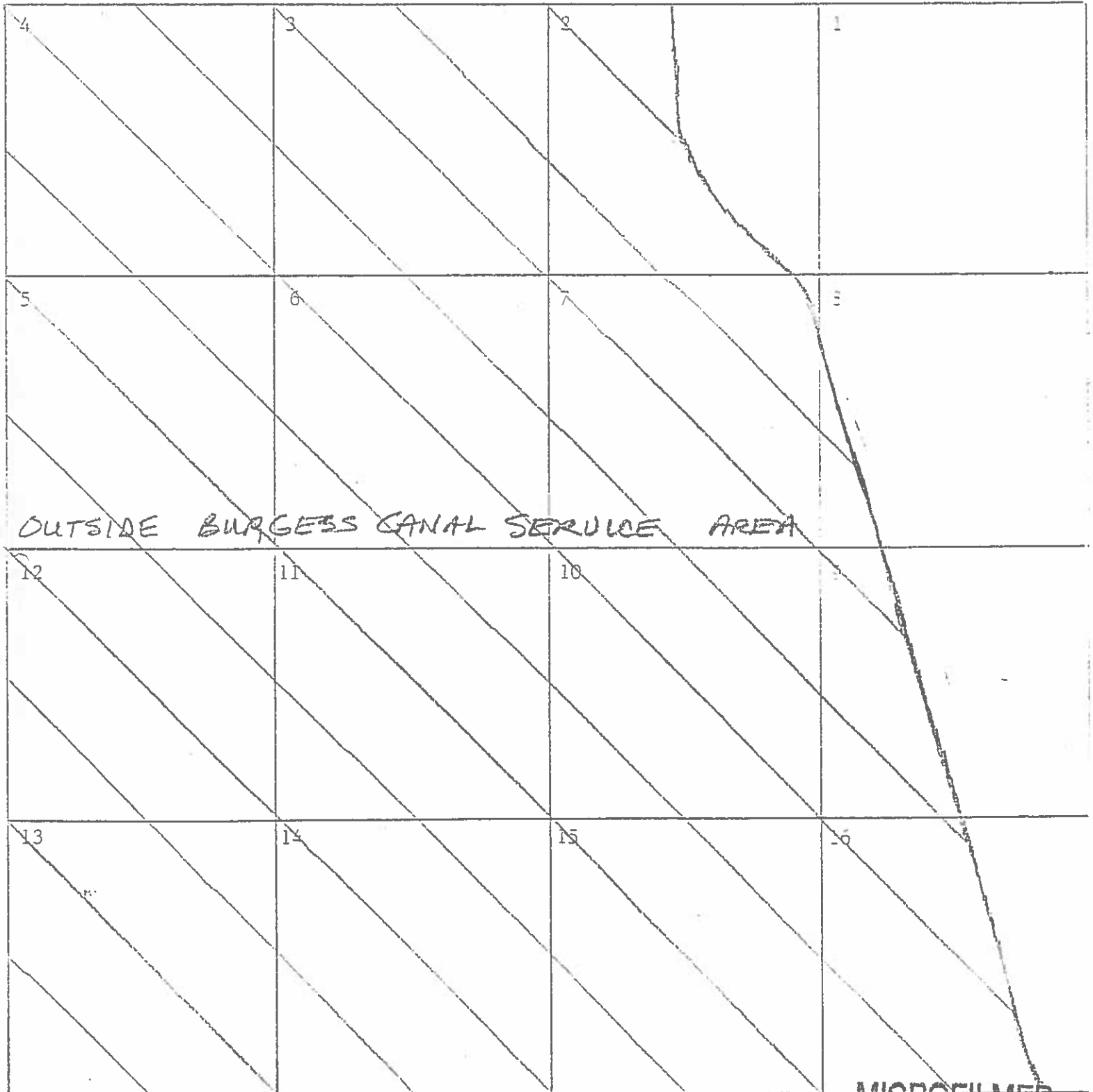
- NO ROAD -

OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

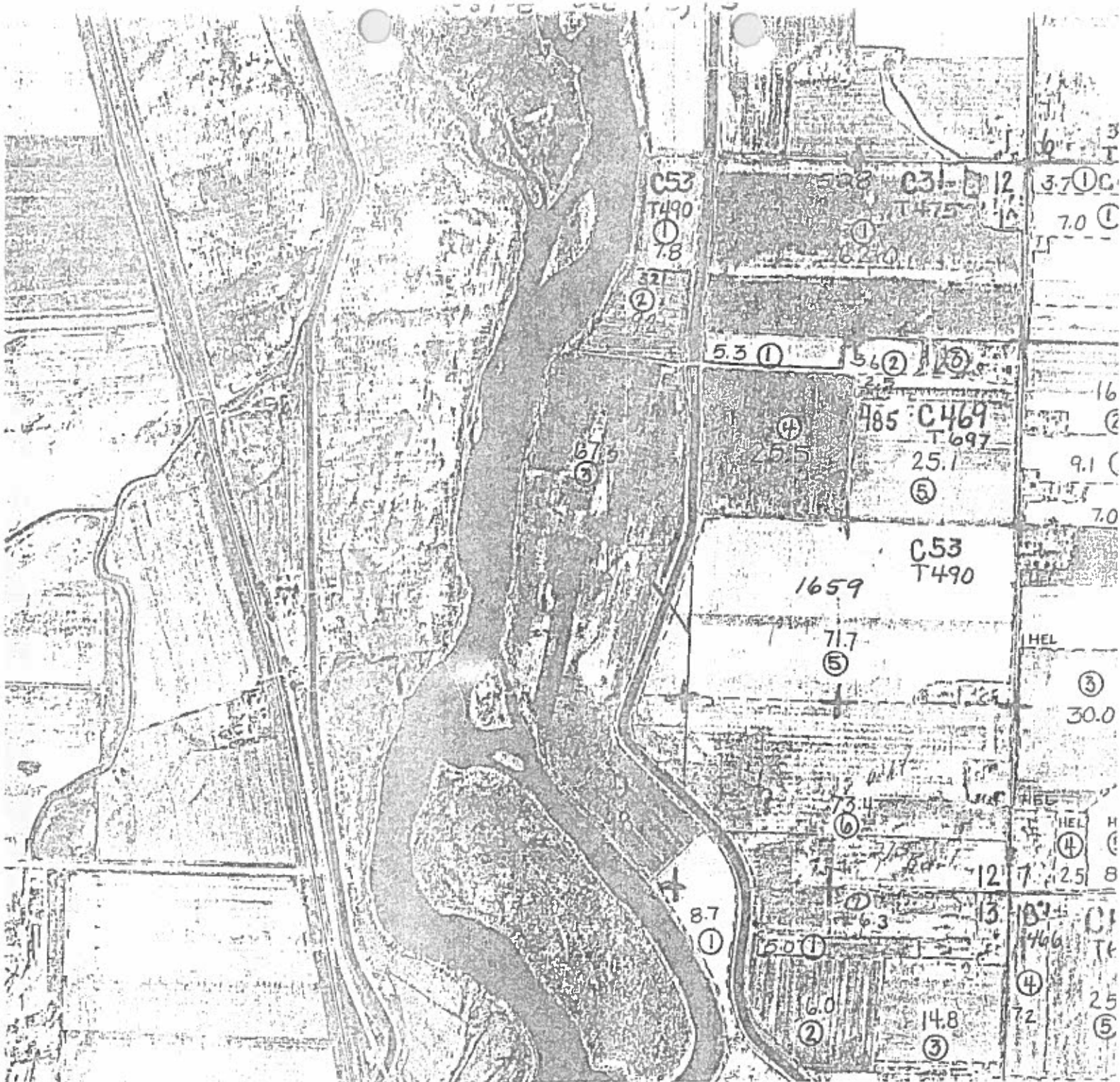
COUNTY OF BRAINEVILLE
SEC. 13, TOWNSHIP 30, RANGE 37, E.B.M.

NO ROAD 1



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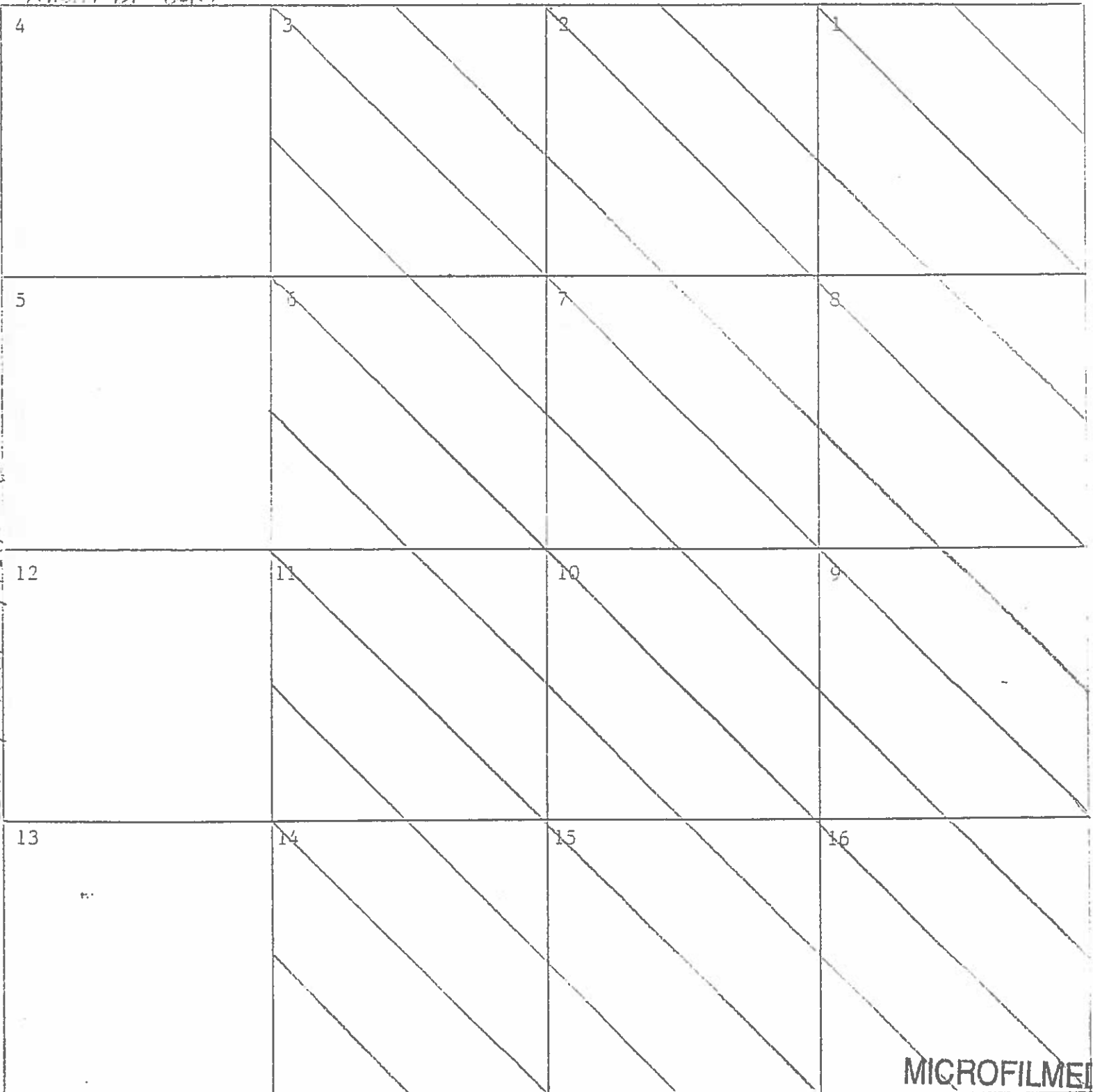
OCT 16 1992

BURGESS CANAL & IRRIGATING CO
K. Joe Denning, Secretary

RIGBY, IDAHO 83442
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF Bonneville

SEC. 14, TOWNSHIP 3N, RANGE 38, E.B.M.

COUNTY ROAD
RIGHT OF WAY



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COUNTY ROAD RIGHT
OF WAY

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OCT 16 1992

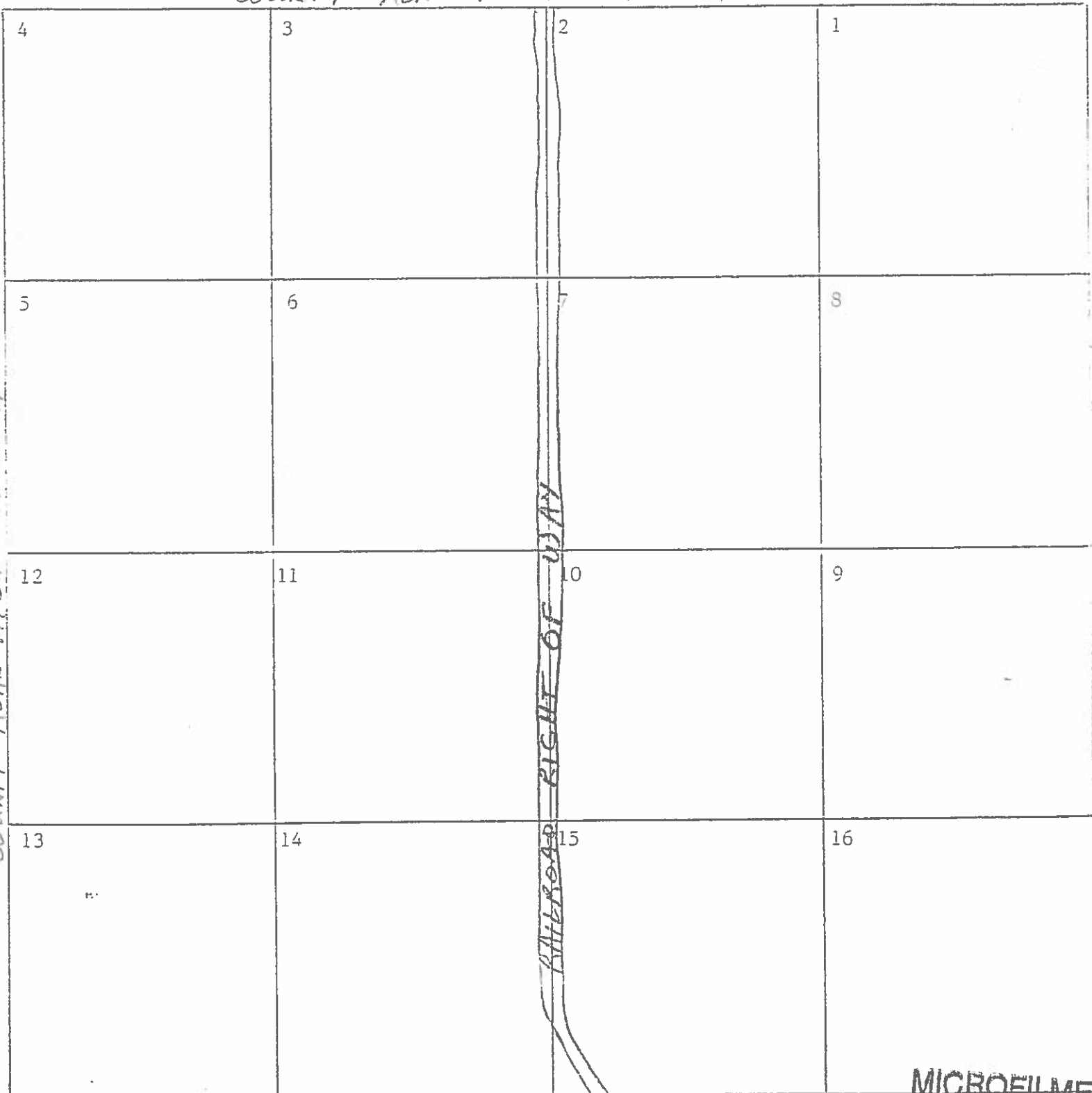
BURGESS CANAL & IRRIGATING
K. Joe Denning, Secretary

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Bannockville
SEC. 5, TOWNSHIP 31, RANGE 35, E.B.M.

COUNTY ROAD RIGHT OF WAY



COUNTY ROAD RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Bainbridge
SEC. 6, TOWNSHIP 31, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

4	3	2	1
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COUNTY ROAD RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1COUNTY OF Bonneville
SEC. 7, TOWNSHIP 30N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Bonneville
SEC. 18, TOWNSHIP 3N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

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37-E



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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF BONNERVILLE
SEC. 8, TOWNSHIP 31, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

COUNTY OF Bonneville
SEC. 17, TOWNSHIP 3N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

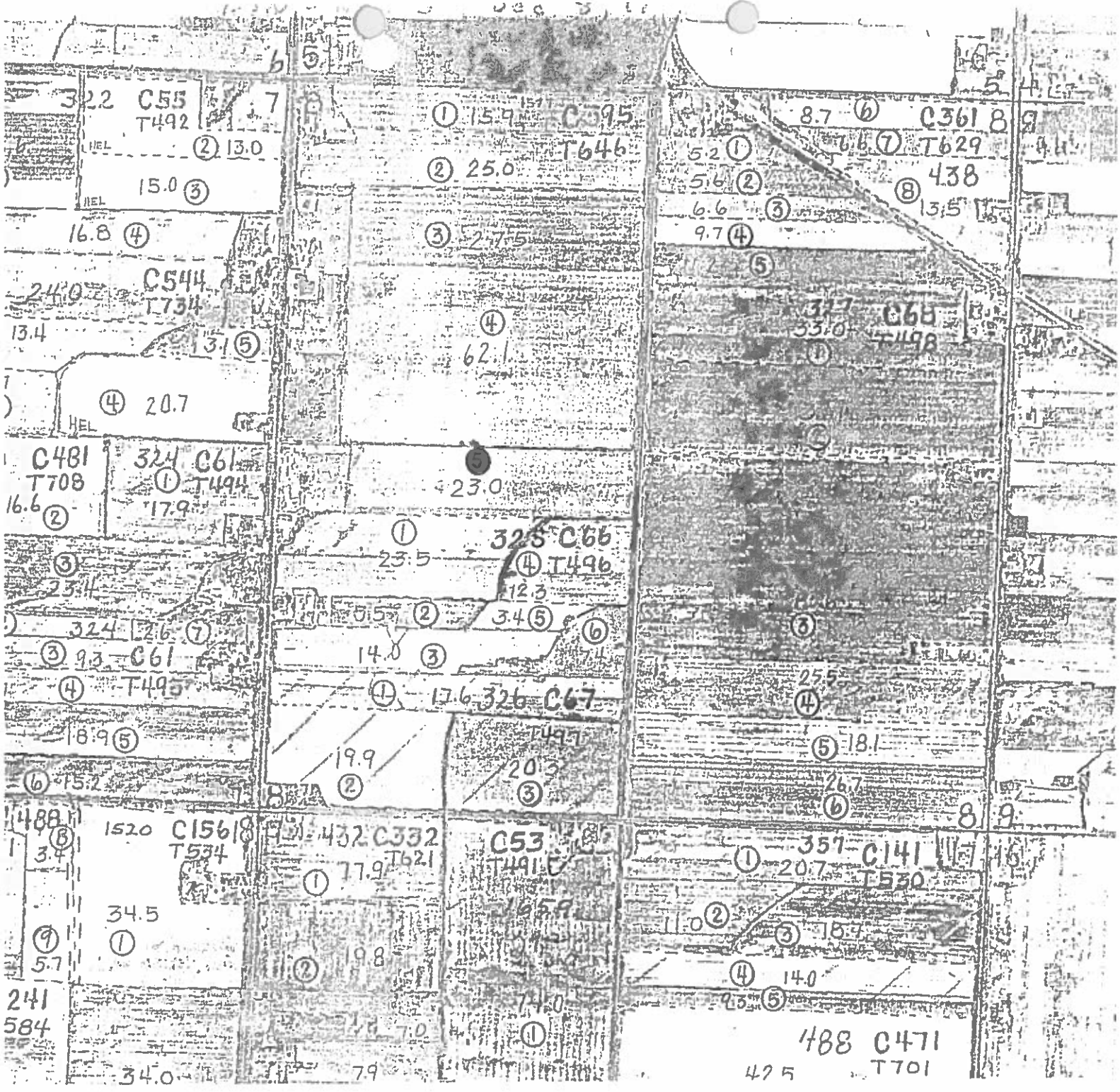
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OUTSIDE BURGESS CANAL
SERVICE AREA

MICROFILMED

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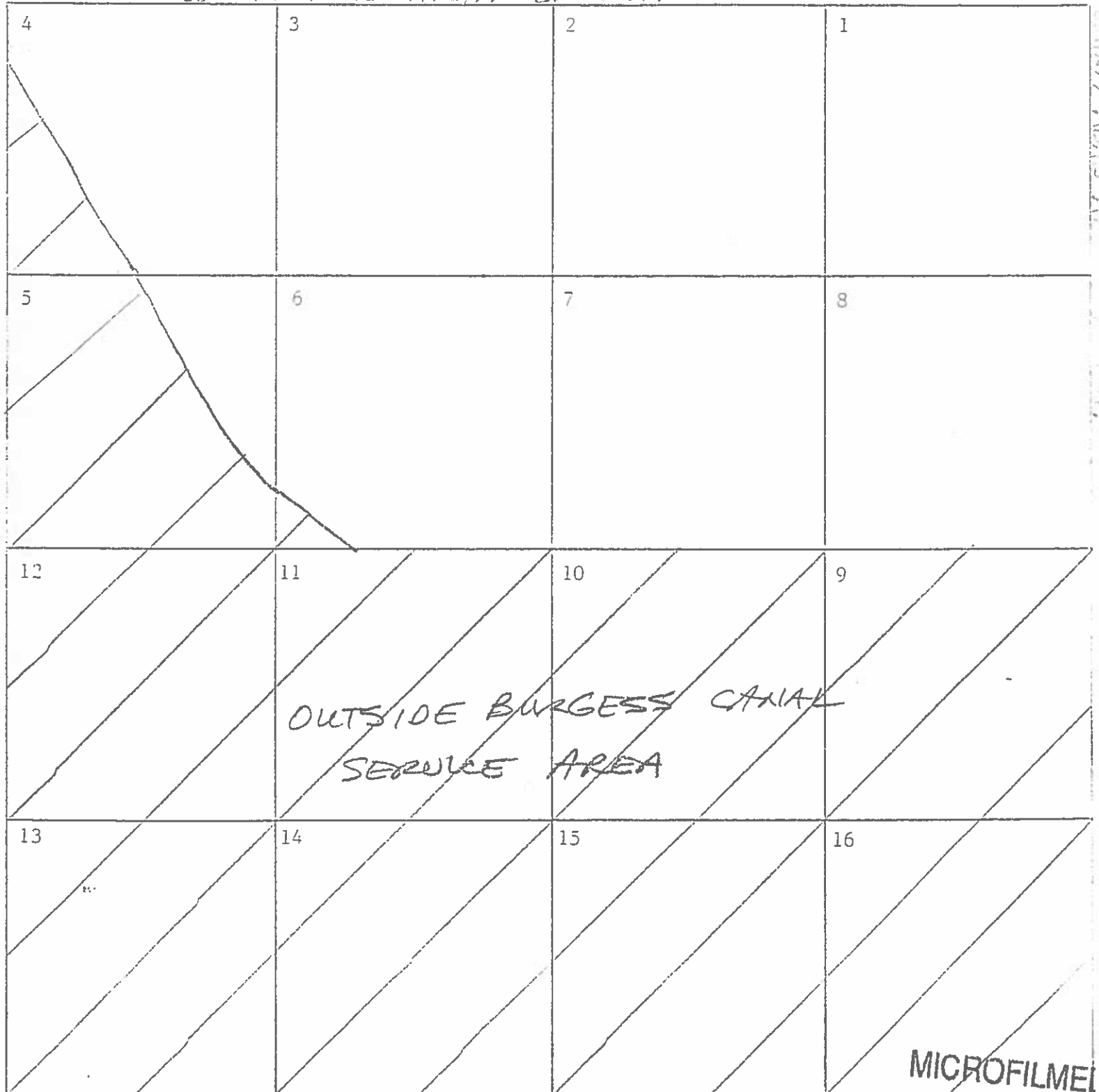
BURGESS CANAL & IRRIGATING
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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Booneville
SEC. 19, TOWNSHIP 3N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY



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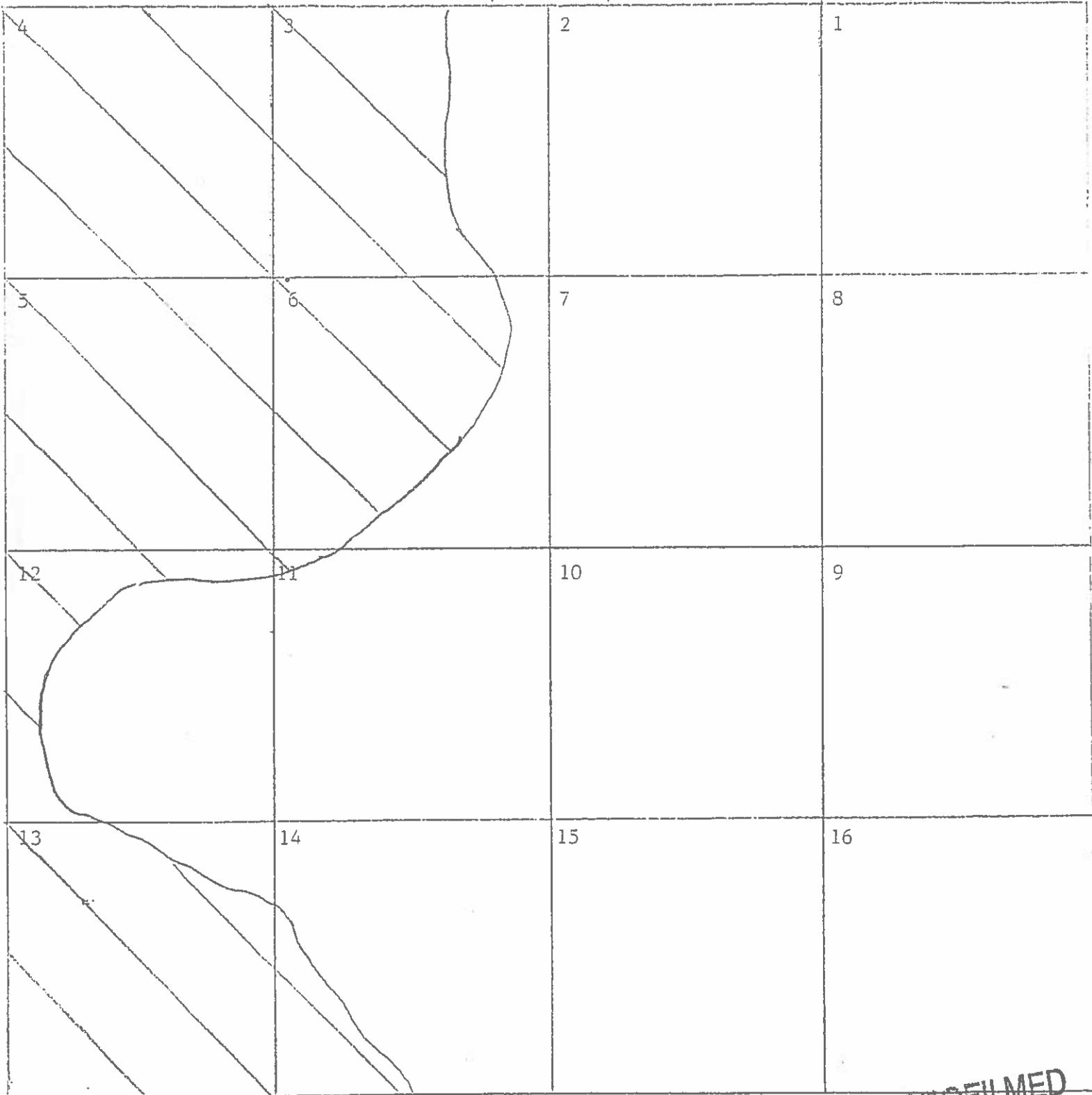
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K. Joe Denning, Secretary

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF JEFFERSON
SEC. 23, TOWNSHIP 4N, RANGE 37, E.B.M.

NO ROAD RIGHT OF WAY



COUNTY ROAD RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 24, TOWNSHIP 4N, RANGE 37, E.B.M.

NO ROAD

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COUNTY ROAD RIGHT OF WAY

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OCT 16 1992

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 26, TOWNSHIP. 4N, RANGE 37, E.B.M.

COUNTY ROAD RIGHT OF WAY

OUTSIDE BURGESS
CANAL SERVICE AREA

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 25, TOWNSHIP 4N, RANGE 37, E.B.M.

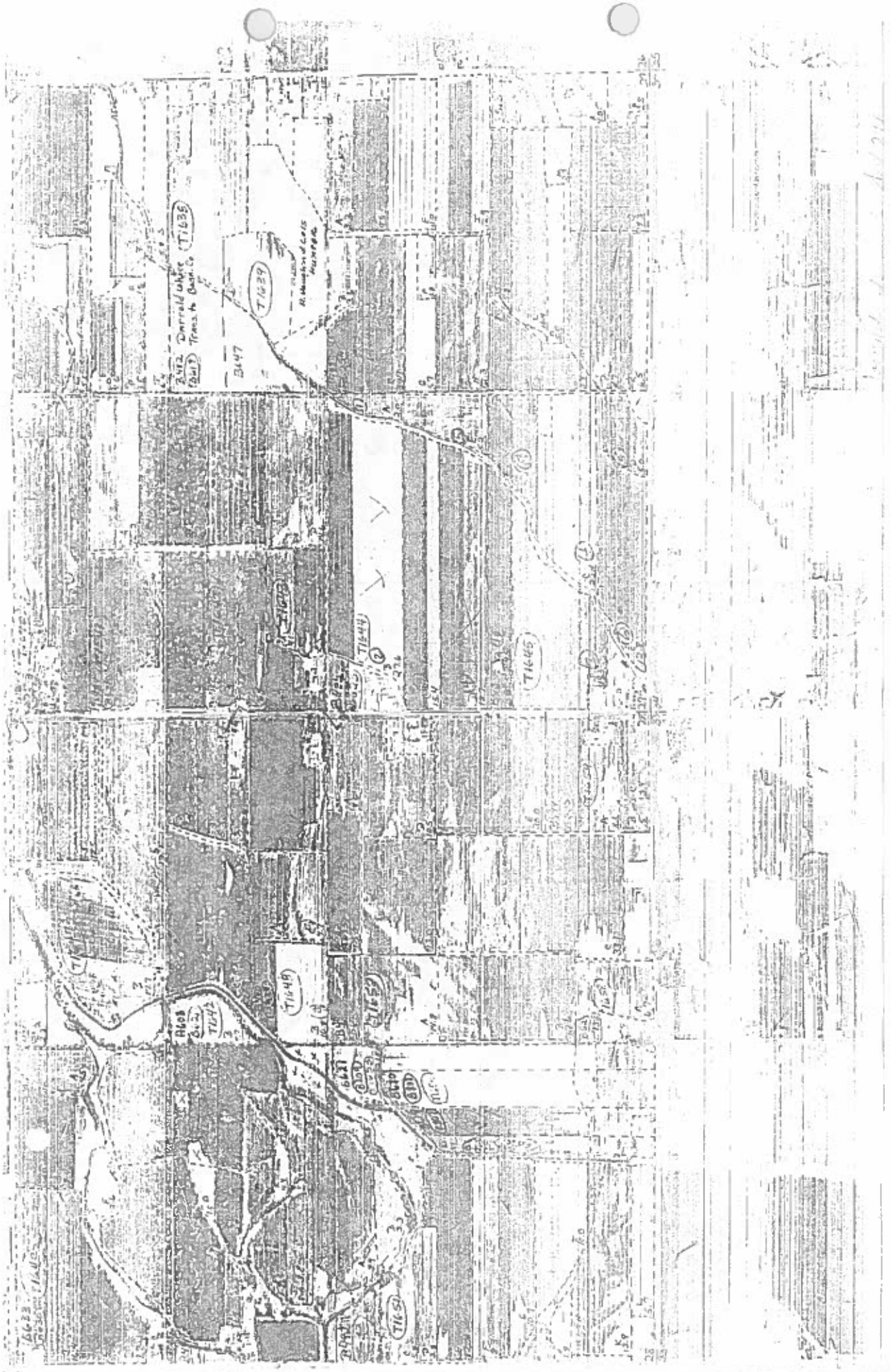
COUNTY ROAD RIGHT OF WAY

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—NO ROAD RIGHT OF WAY ————|—COUNTY ROAD RIGHT OF WAY—



BURGESS CANAL & IRRIGATING CO.

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MAP # R-14

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 29, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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WAY

OF

RIGHT

RAILROAD

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

COUNTY ROAD RIGHT OF WAY

MAP #R-14

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 30, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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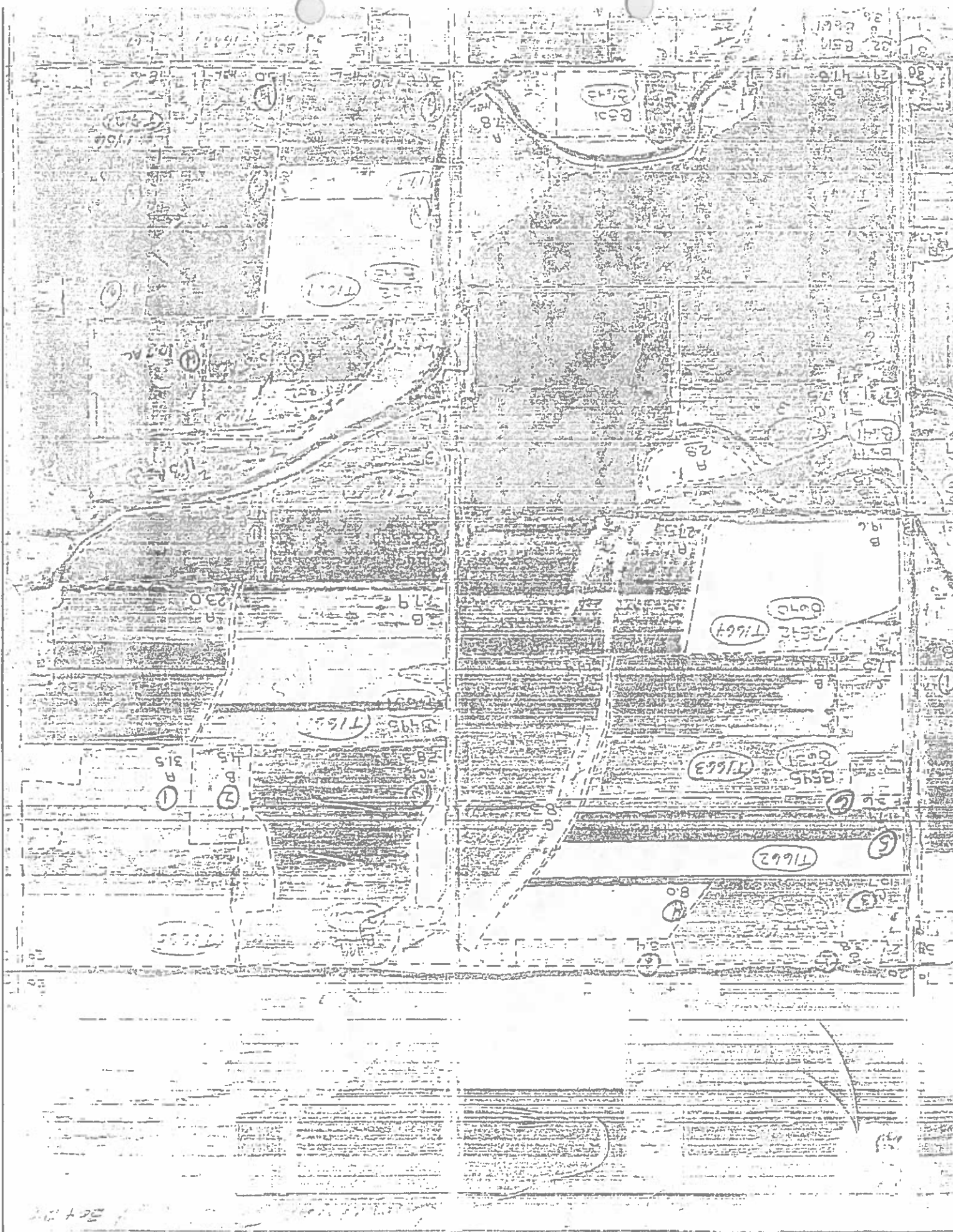
COUNTY RIGHT OF WAY

COUNTY RIGHT OF WAY

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COUNTY RIGHT OF WAY

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MAP # R-14

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SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 31, TOWNSHIP 41, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

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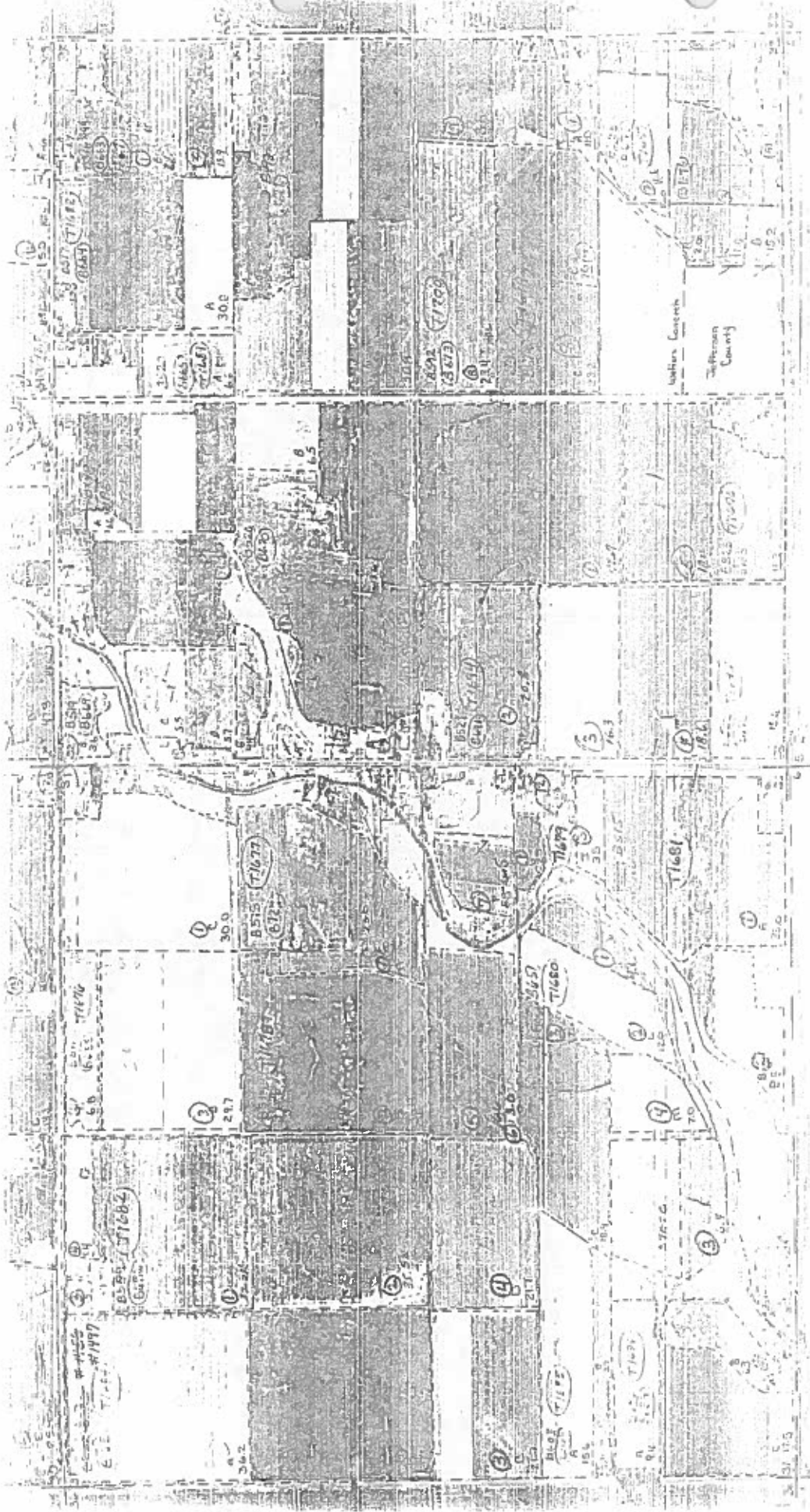
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF Jefferson
SEC. 32, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

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BURGESS CANAL & IRRIGATING CO.

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NOTICE OF CLAIM TO WATER RIGHT
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COUNTY OF Jefferson

SEC. 33, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

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COUNTY ROAD RIGHT OF WAY

COUNTY ROAD RIGHT OF WAY

COUNTY ROAD RIGHT OF WAY

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OCT 16 1992

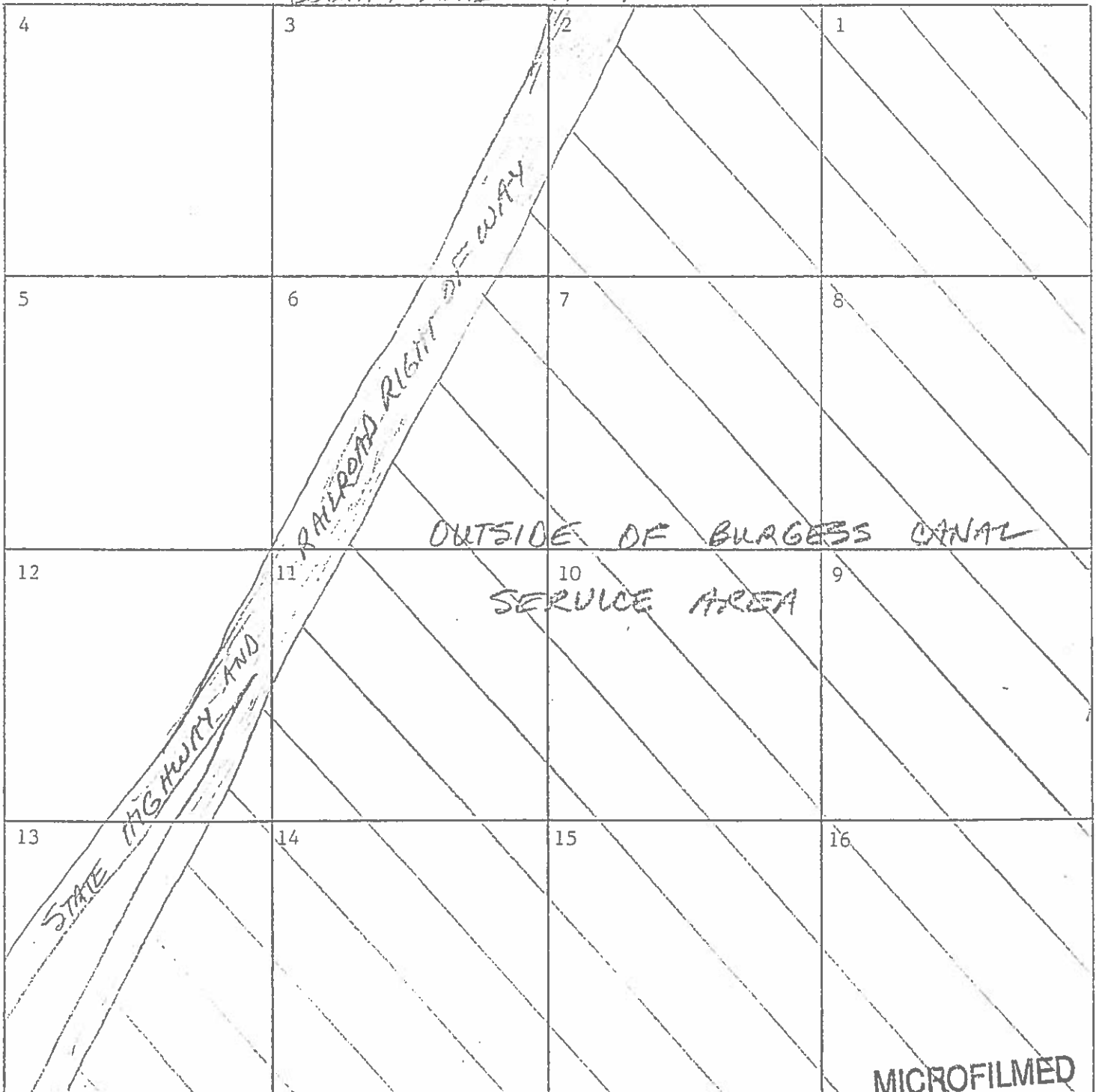


MAP #T-15

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

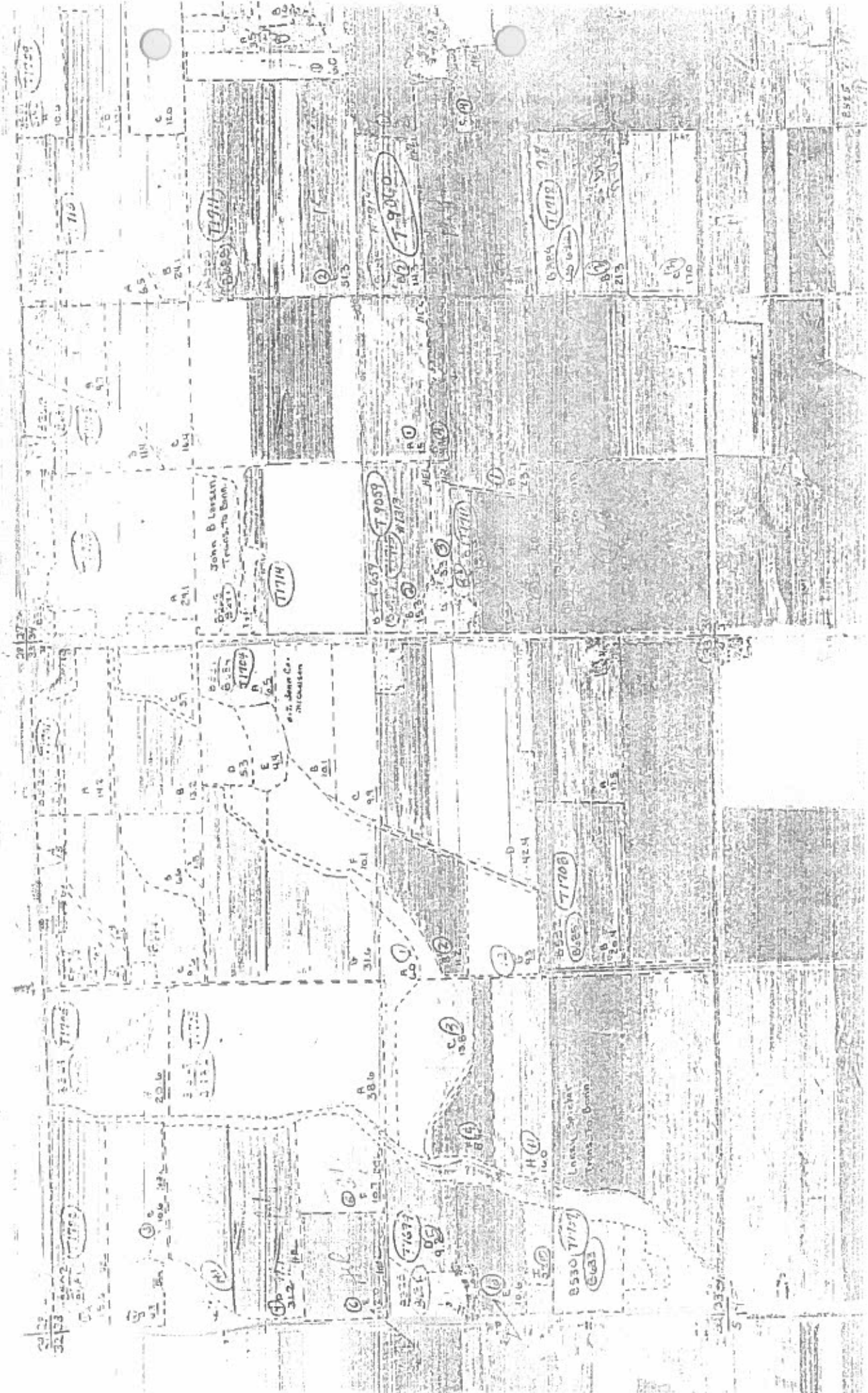
COUNTY OF Jefferson
SEC. 36, TOWNSHIP 4N, RANGE 38, E.B.M.

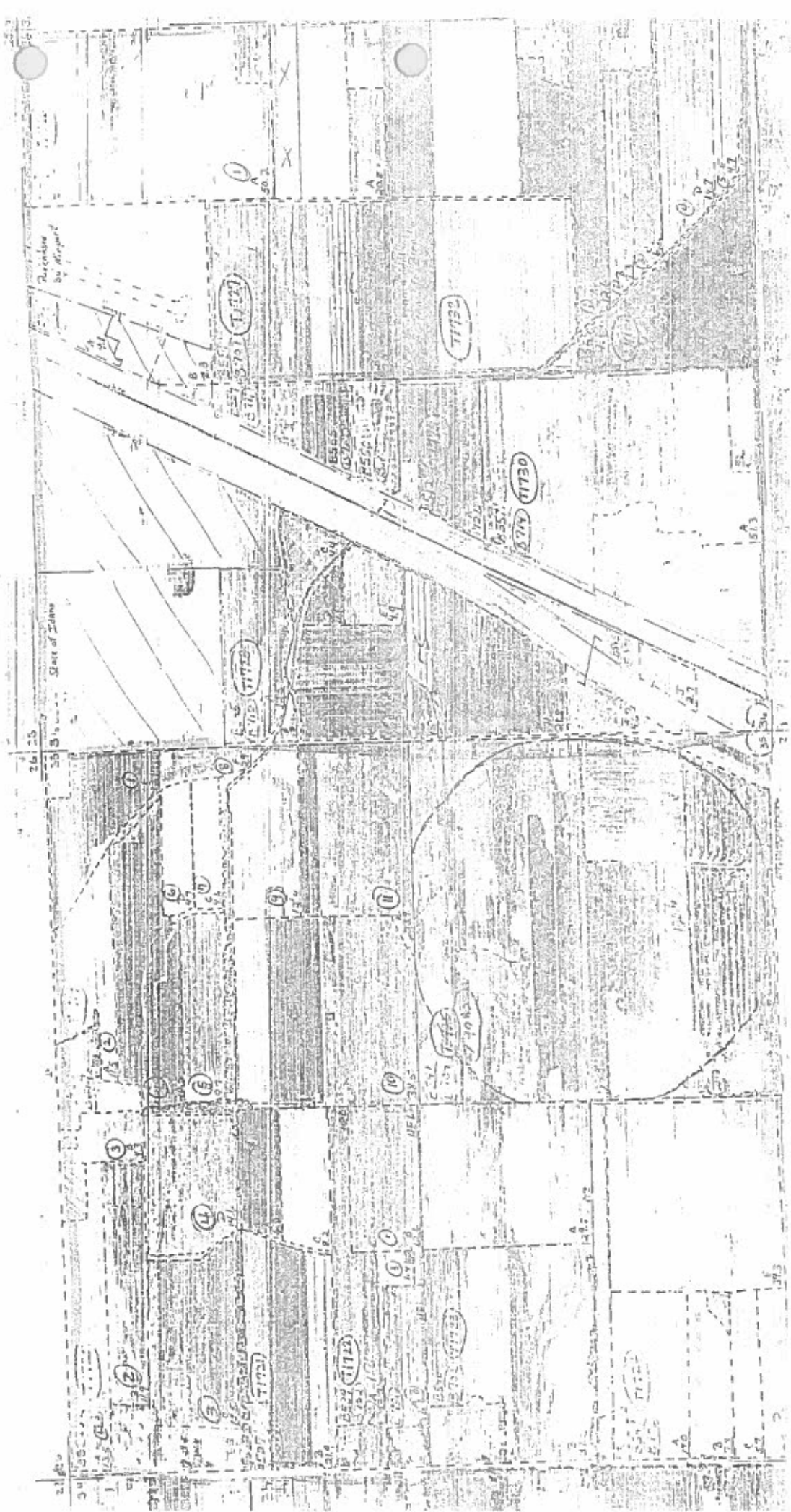
COUNTY ROAD RIGHT OF WAY



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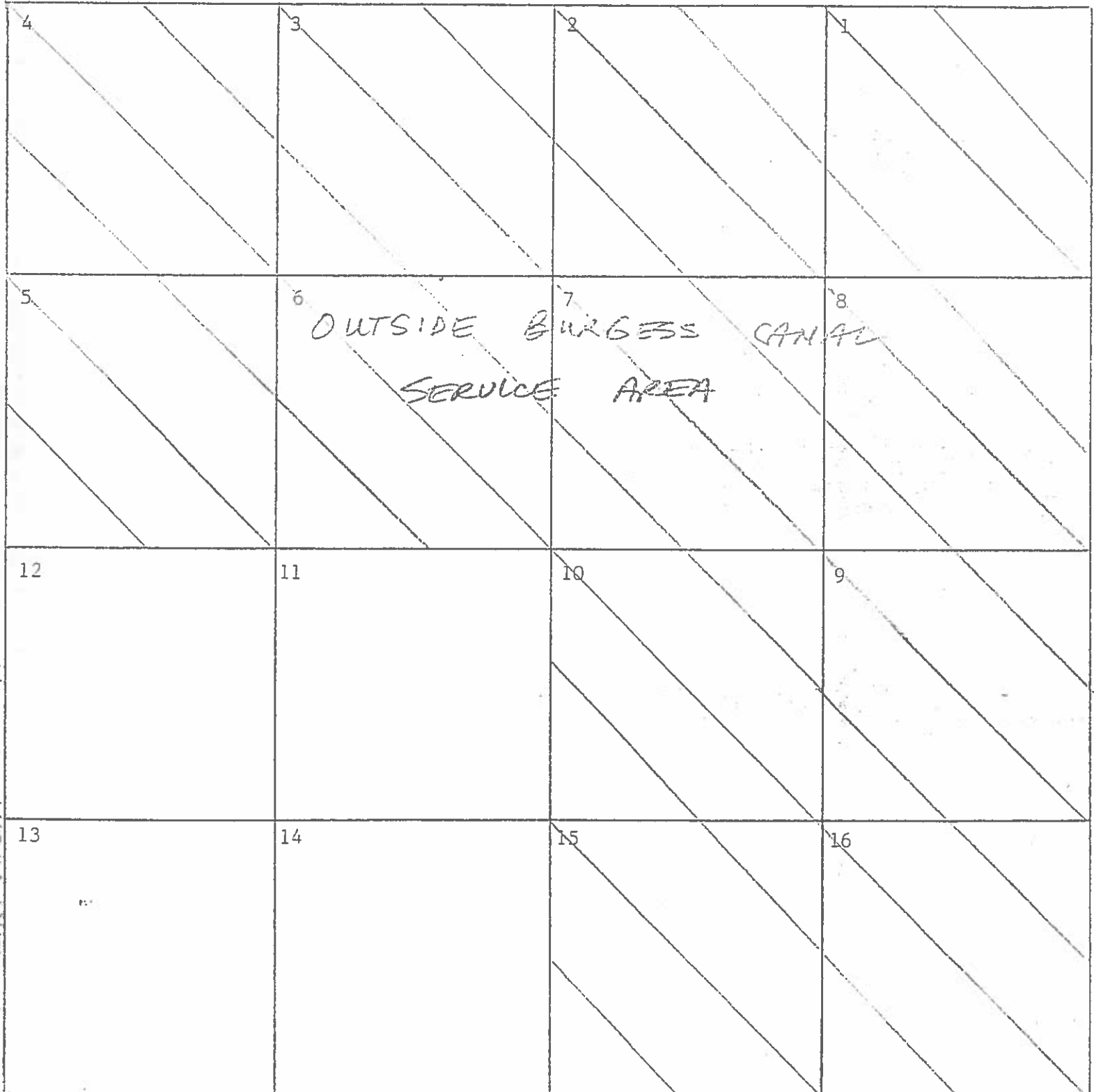


RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 15, TOWNSHIP 4N, RANGE 39, E.B.M.



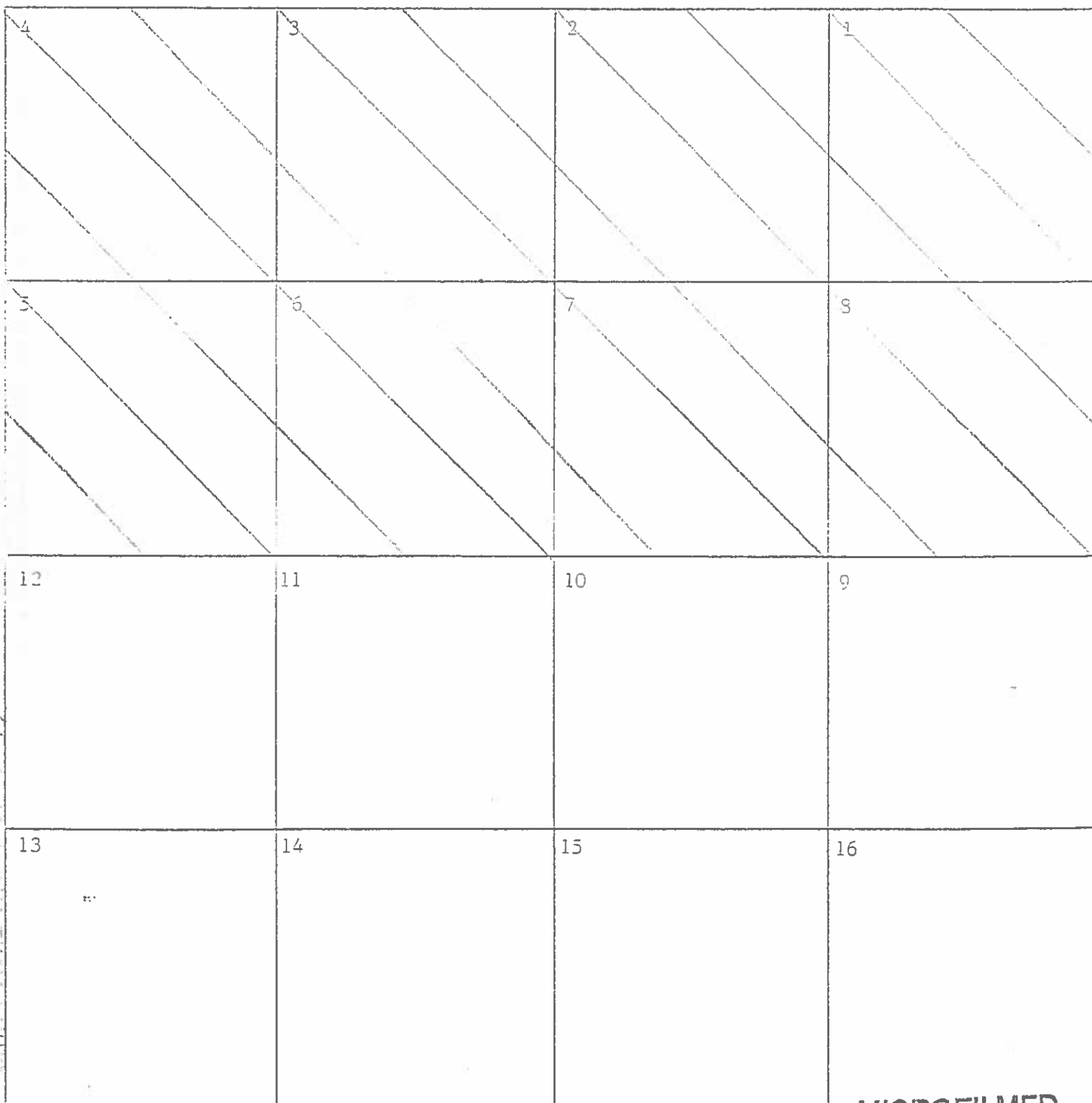
COUNTY ROAD RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 16, TOWNSHIP 4N, RANGE 39, E.B.M.



COUNTY ROAD RIGHT OF WAY

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RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1COUNTY OF JeffersonSEC. 17, TOWNSHIP 4N, RANGE 39, E.B.M.

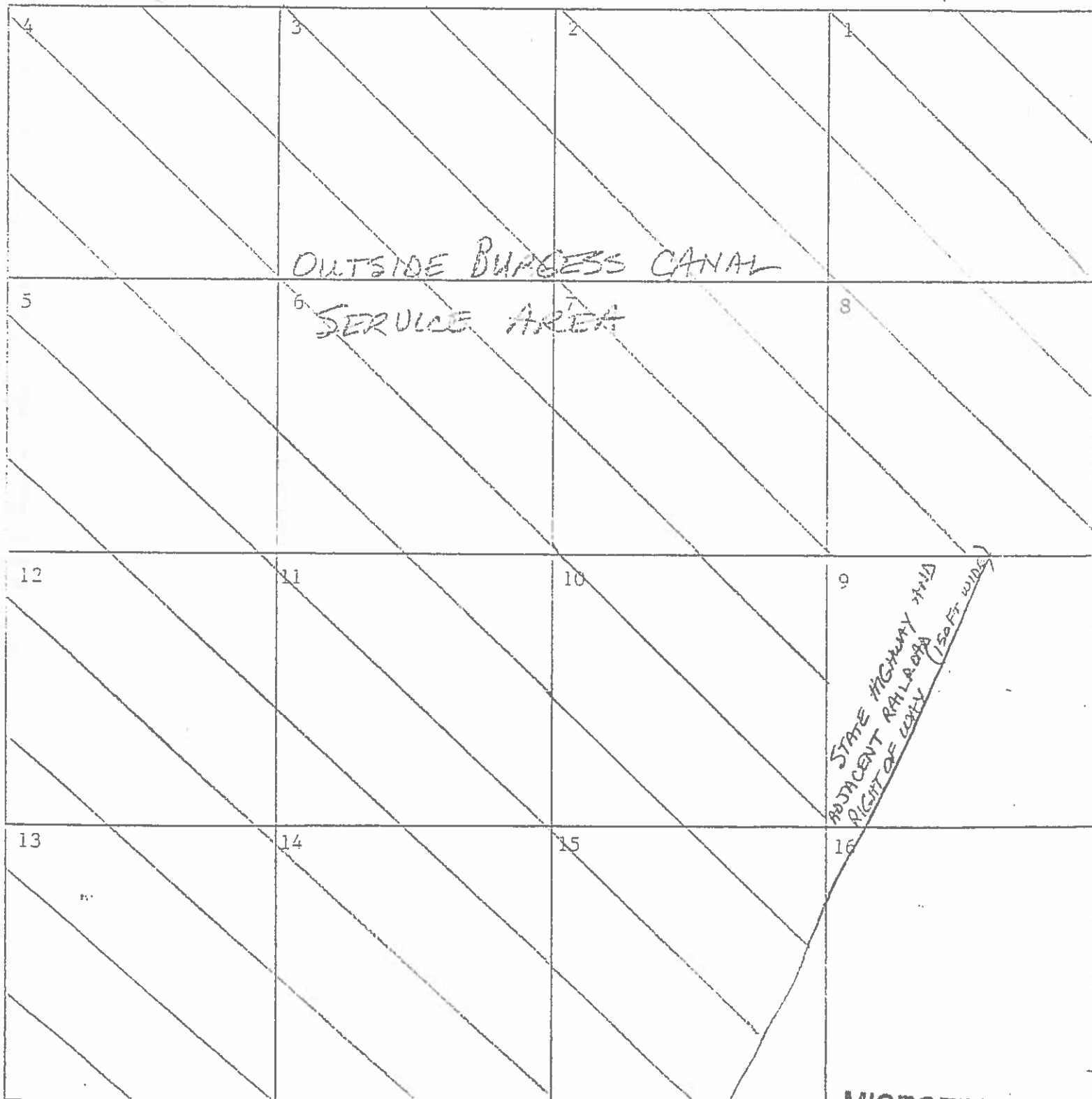
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OUTSIDE BURGESS CANAL			
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SERVICE AREA			
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			MICROFILMED

STATE HIGHWAY RIGHT OF WAY

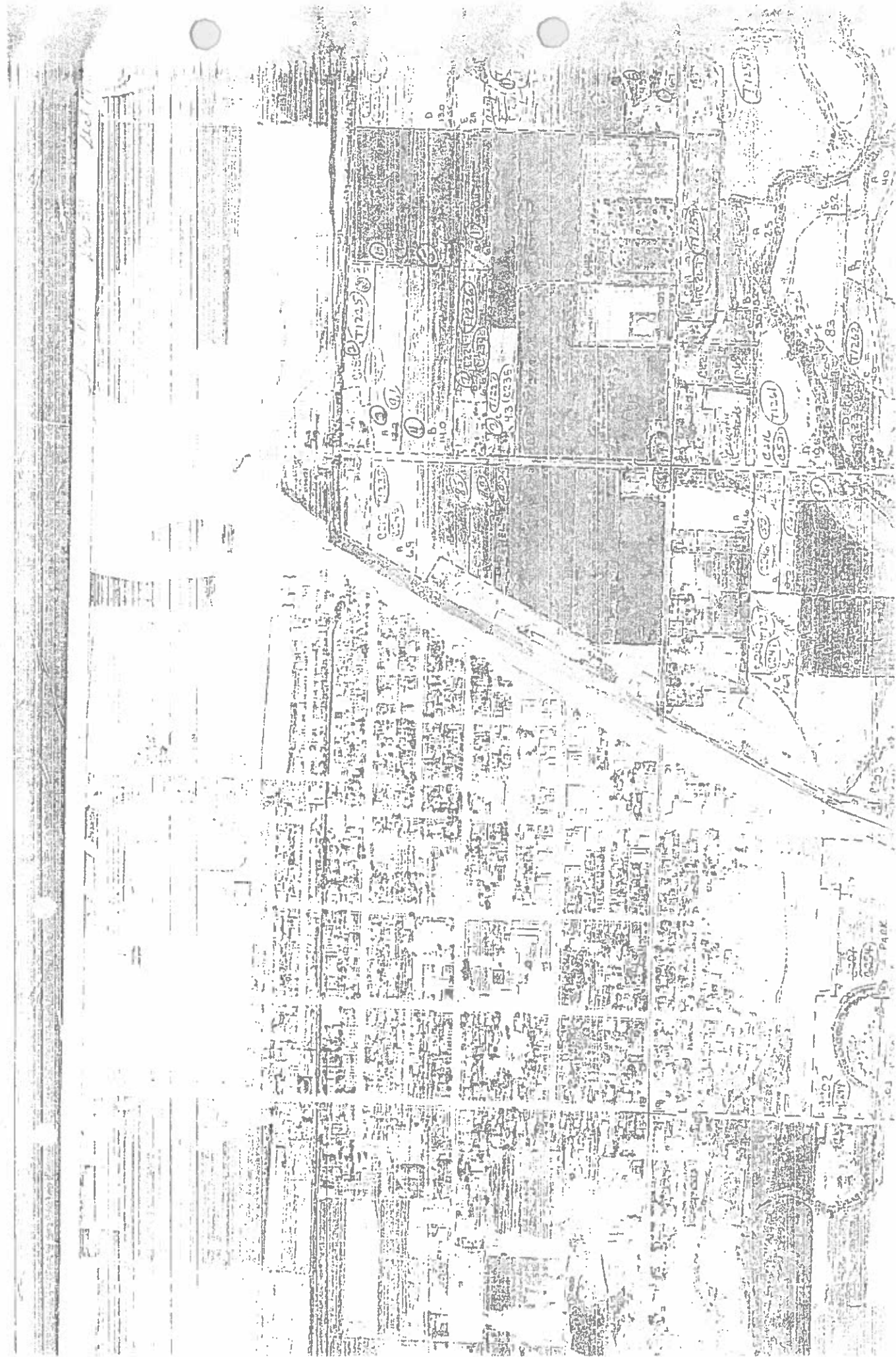
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NOTICE OF CLAIM TO WATER RIGHT
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COUNTY OF Jefferson
SEC. 18, TOWNSHIP 4N, RANGE 39, E.B.M.



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MAP # 11-13

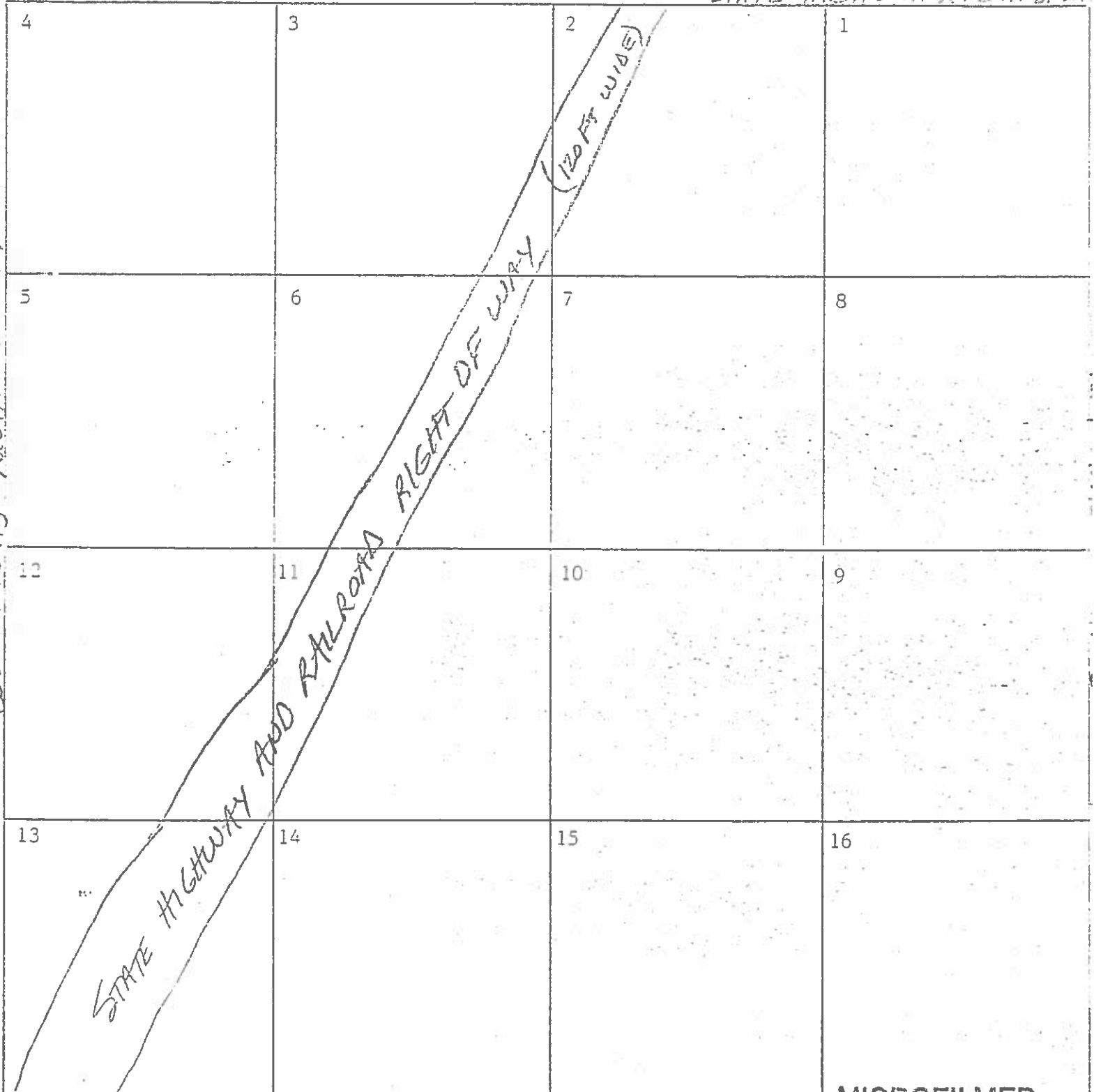
RIGBY, IDAHO 8344

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 19, TOWNSHIP 4 N, RANGE 39, E.B.M.

STATE HIGHWAY RIGHT OF WAY



COUNTY ROAD RIGHT OF WAY

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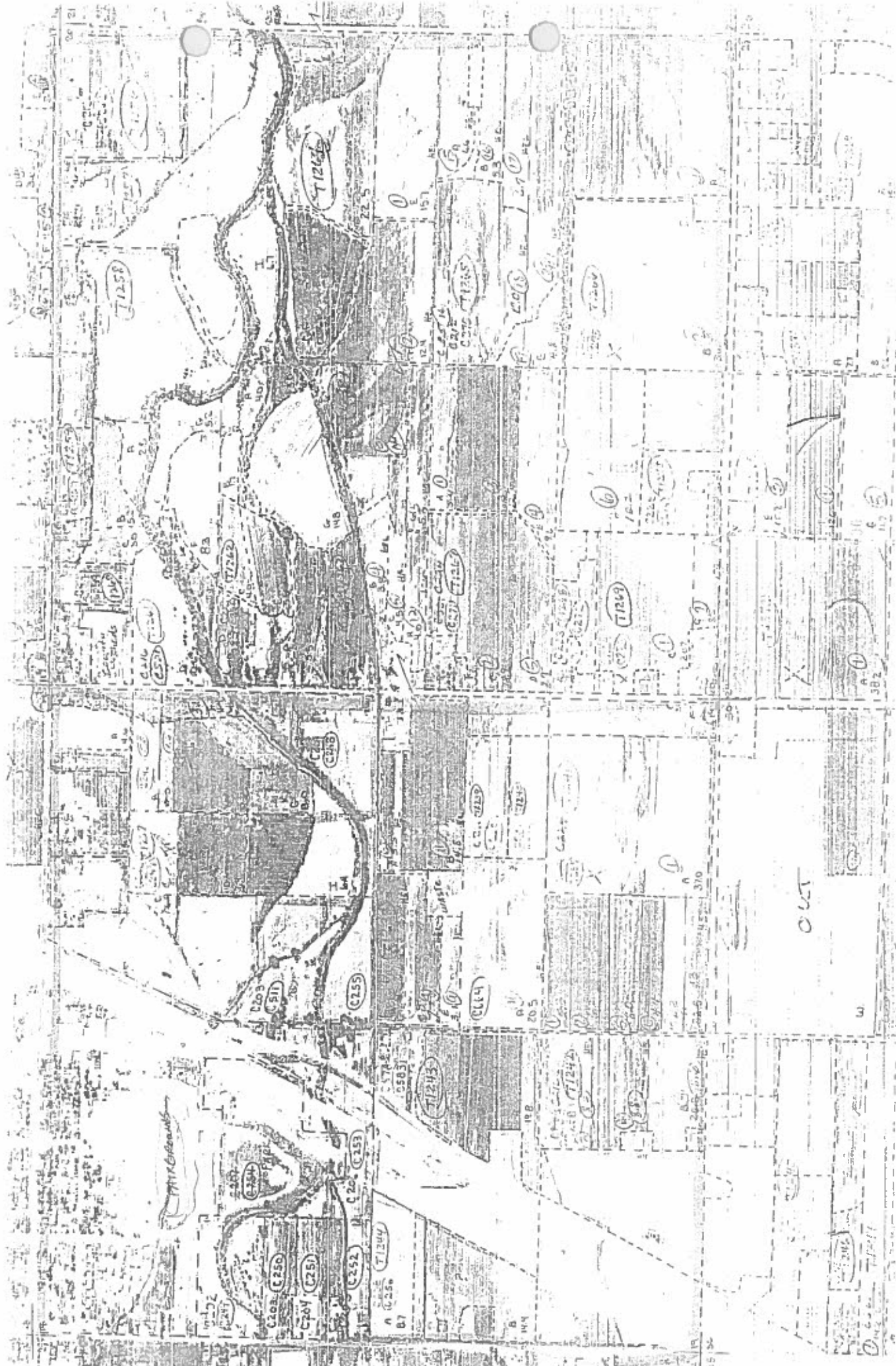
OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF Jefferson
SEC. 20, TOWNSHIP 4N, RANGE 39, E.B.M.

COUNTY ROAD RIGHT OF WAY

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13	14	15	16

COUNTY ROAD RIGHT OF WAY



BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

Map # V-13

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1COUNTY OF JeffersonSEC. 21, TOWNSHIP 4N, RANGE 39, E.B.M.

COUNTY ROAD RIGHT OF WAY

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OUTSIDE BURGESS CANAL
SERVICE AREA

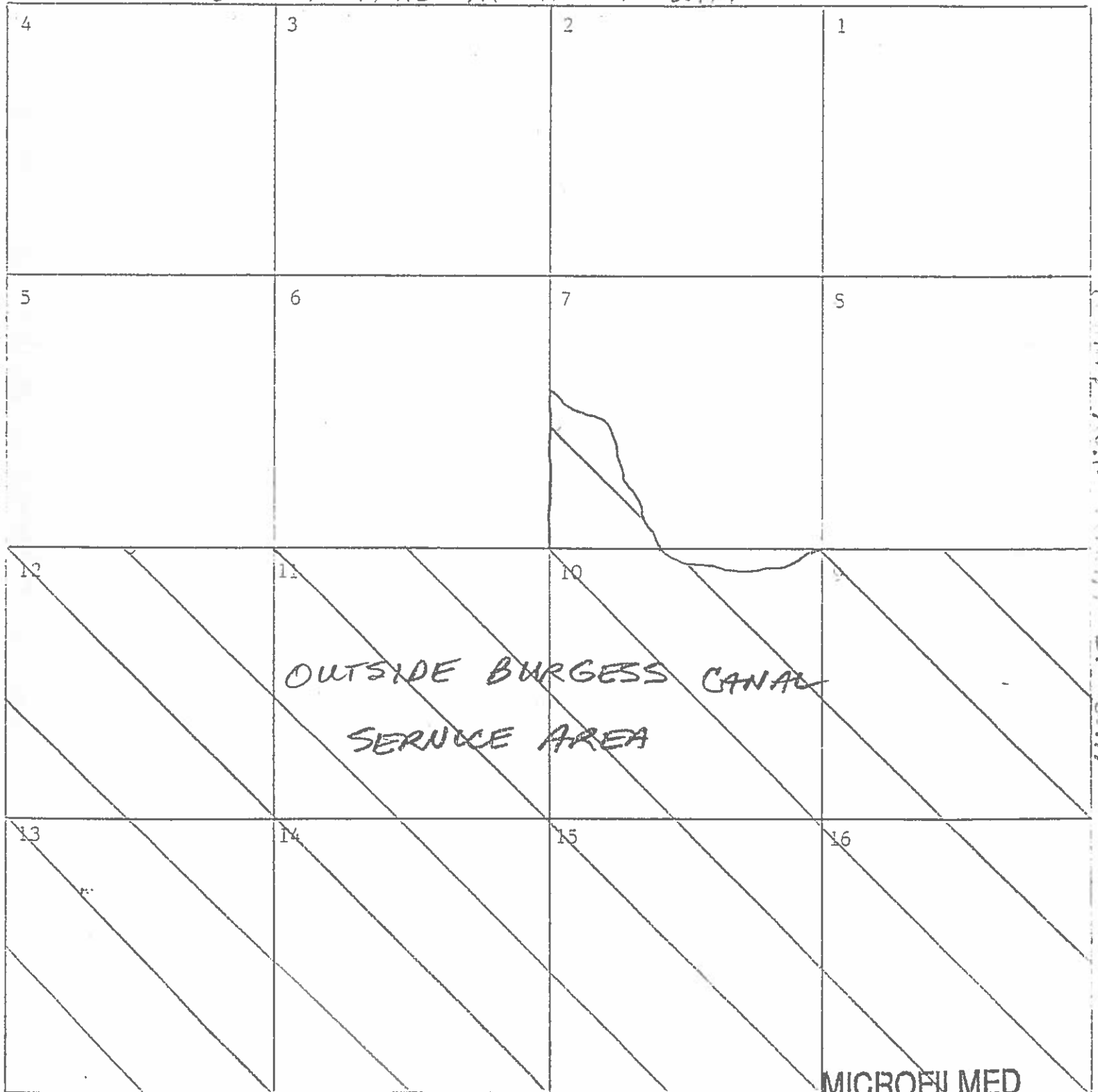
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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF T Jefferson
SEC. 22, TOWNSHIP 41N, RANGE 39, E.B.M.

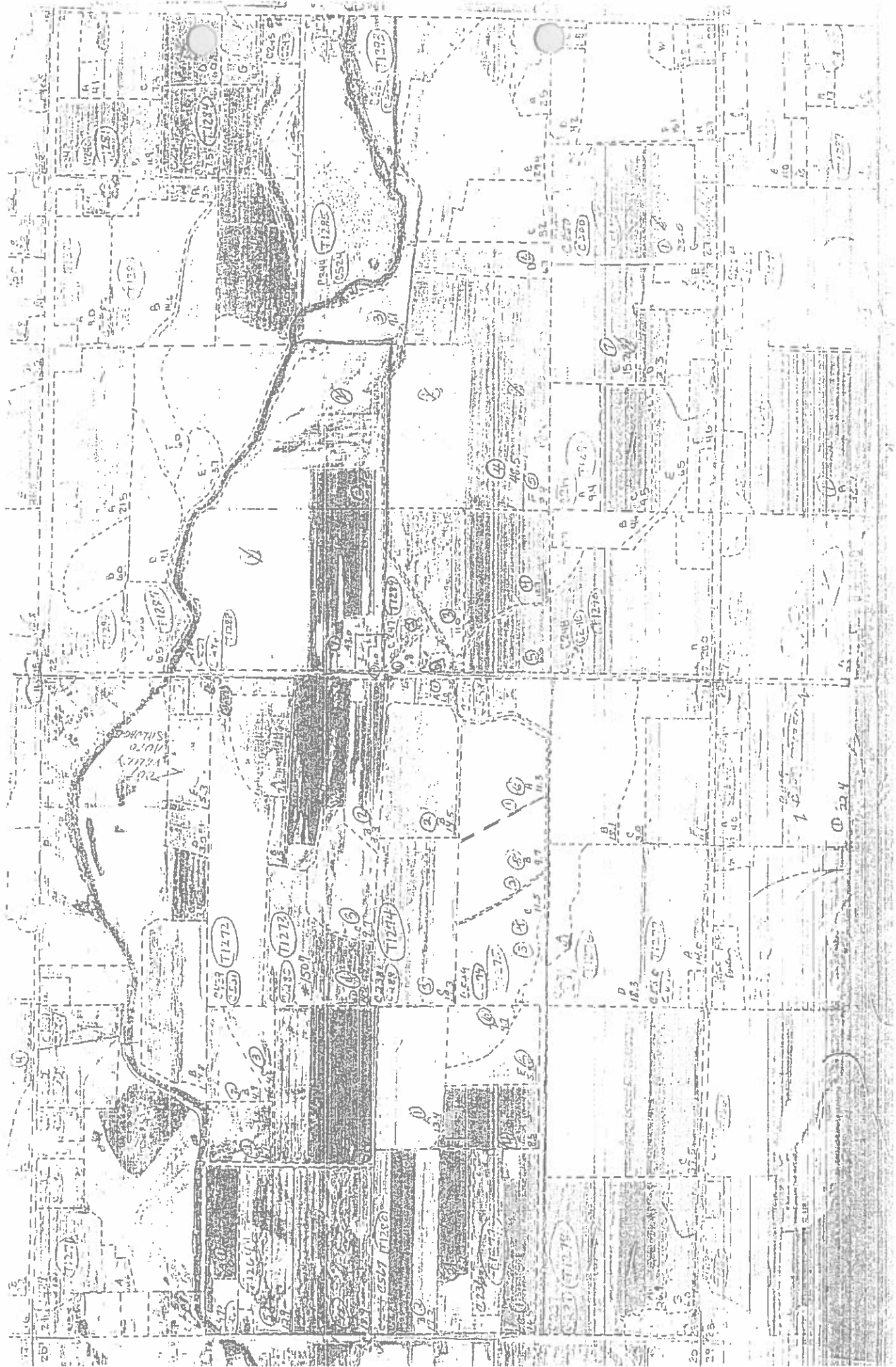
COUNTY ROAD RIGHT OF WAY



COUNTY ROAD RIGHT OF WAY

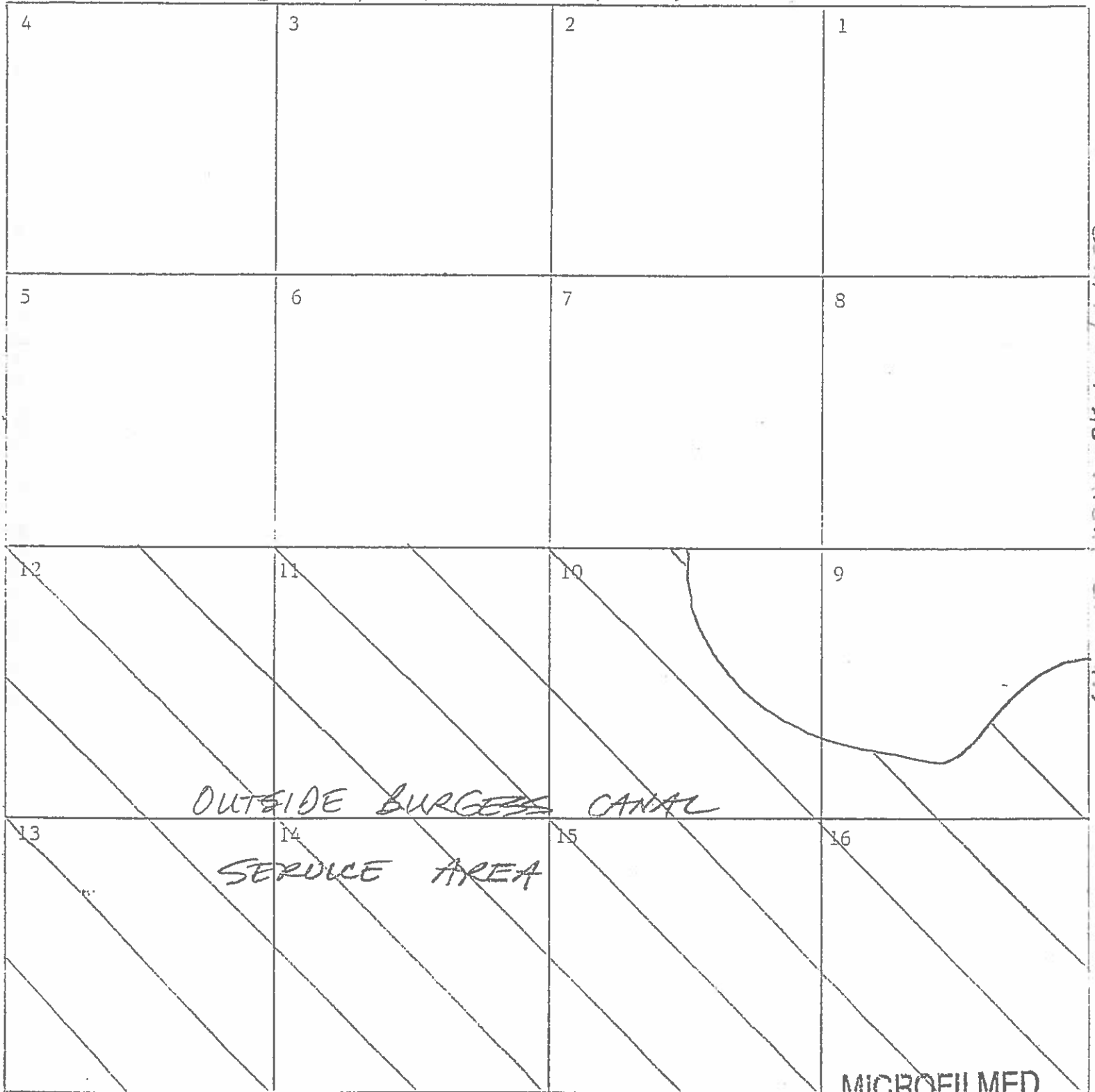
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RIGBY, IDAHO 83442
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF T Jefferson
SEC. 23, TOWNSHIP 4N, RANGE 39, E.B.M.

COUNTY ROAD RIGHT OF WAY



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COUNTY ROAD RIGHT OF WAY

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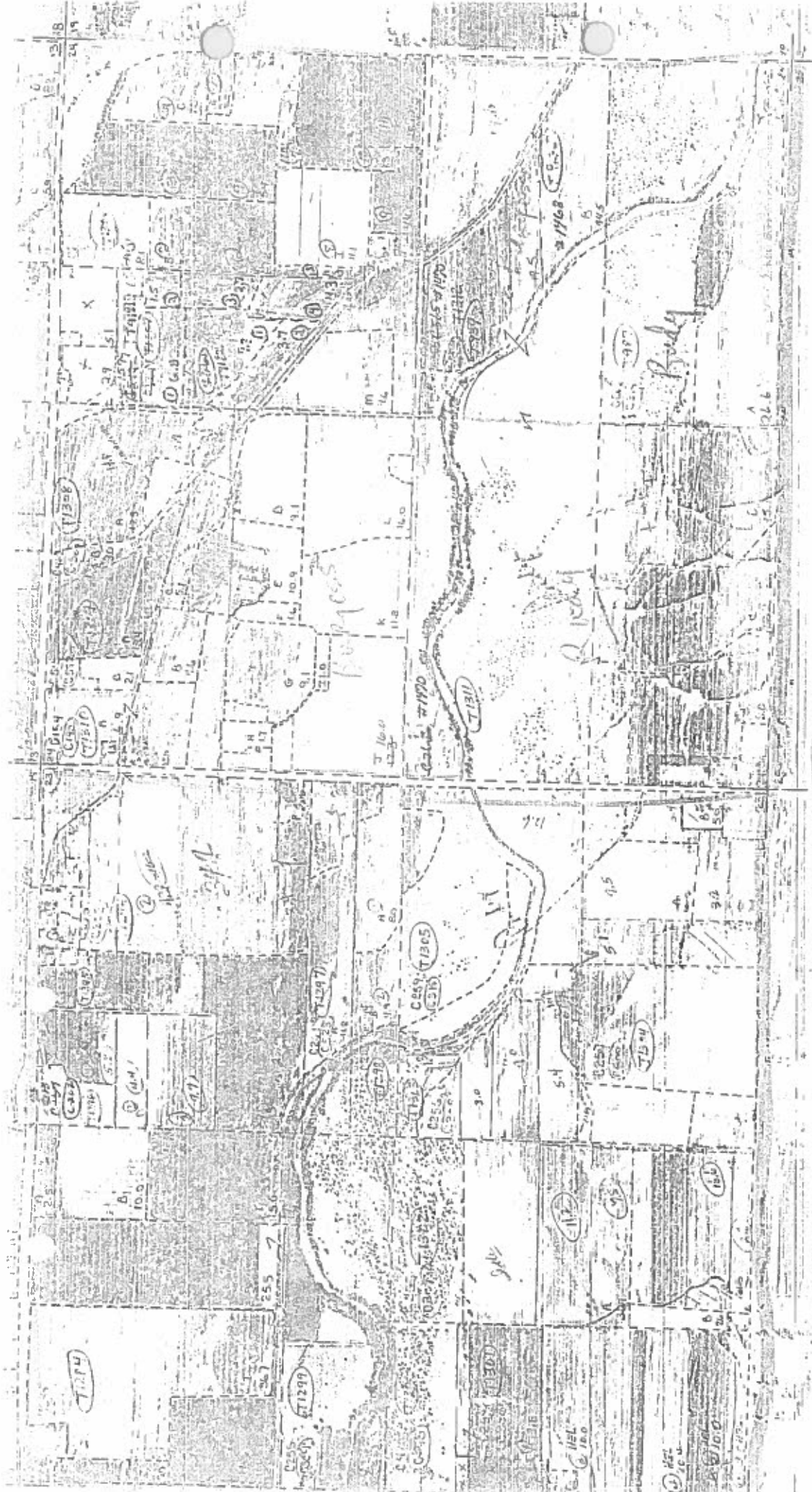
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 24, TOWNSHIP 4N, RANGE 39, E.B.M.



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K. Joe Denning, Secretary

MAP # 11-13

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Tefferson

SEC. 29, TOWNSHIP 4N, RANGE 39, E.B.M.

COUNTY ROAD RIGHT OF WAY

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OUTSIDE BURGESS CANAL SERVICE AREA

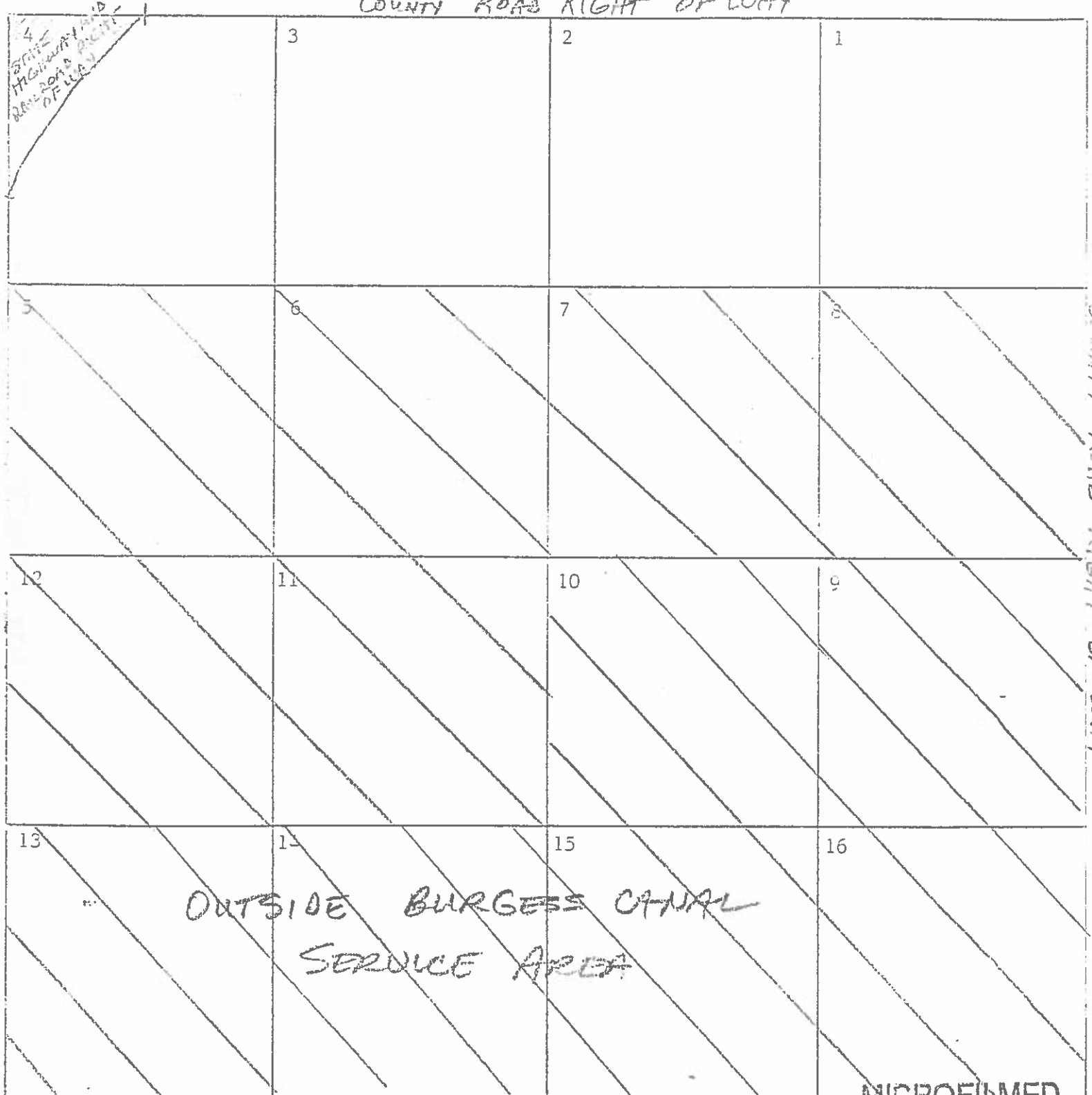
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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

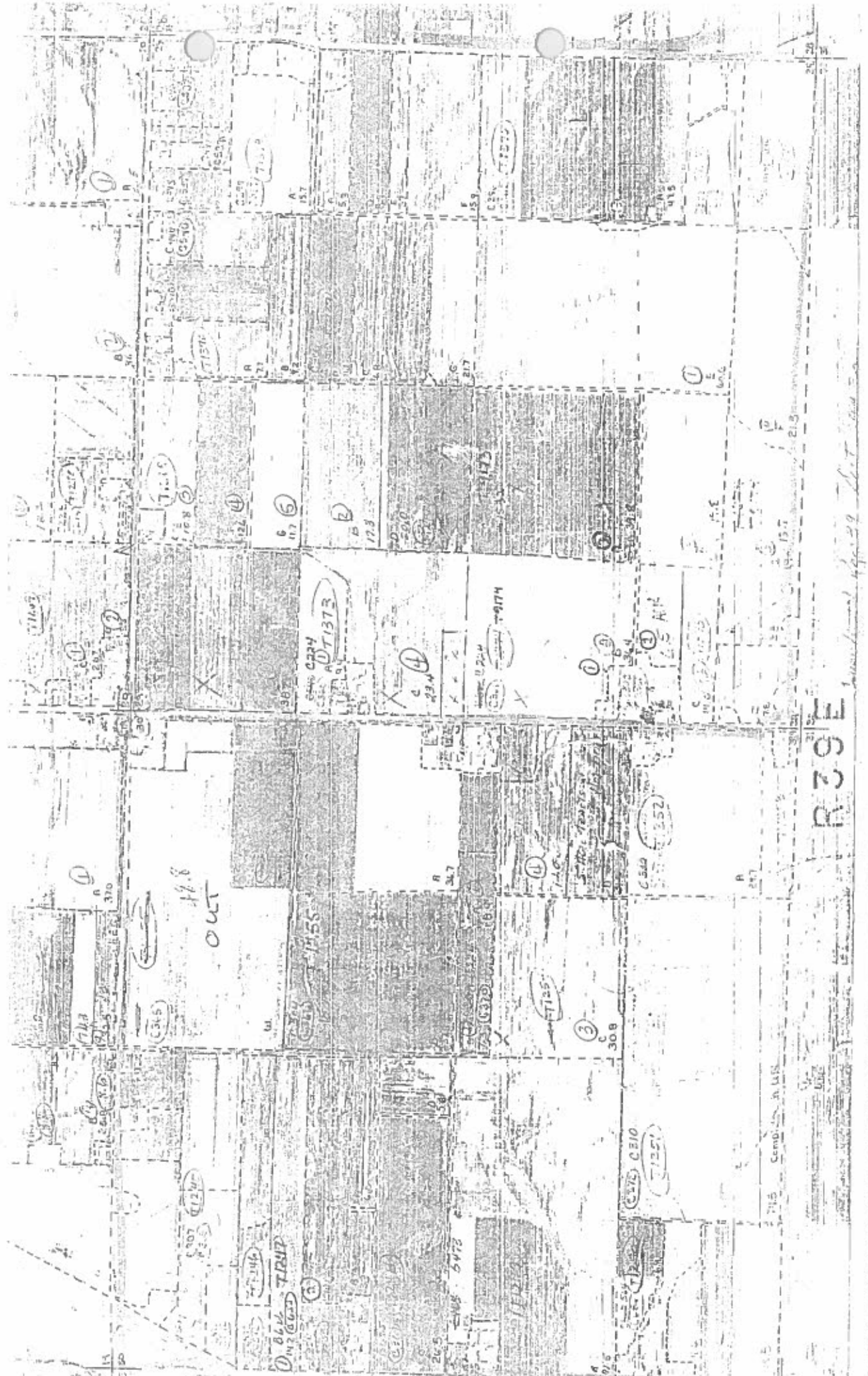
COUNTY OF Jefferson
SEC. 30, TOWNSHIP 4N, RANGE 39, E.B.M.

COUNTY ROAD RIGHT OF WAY



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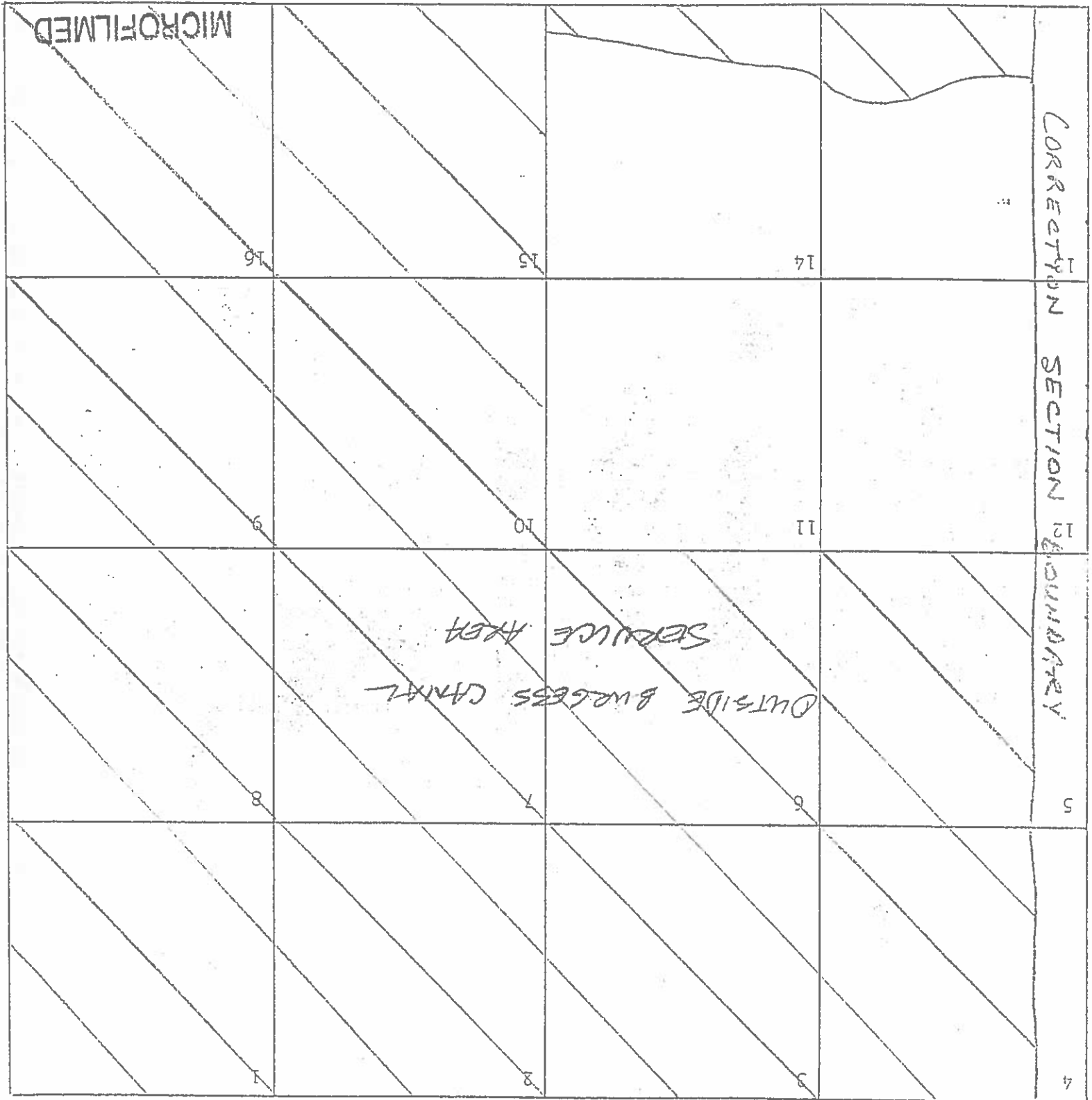
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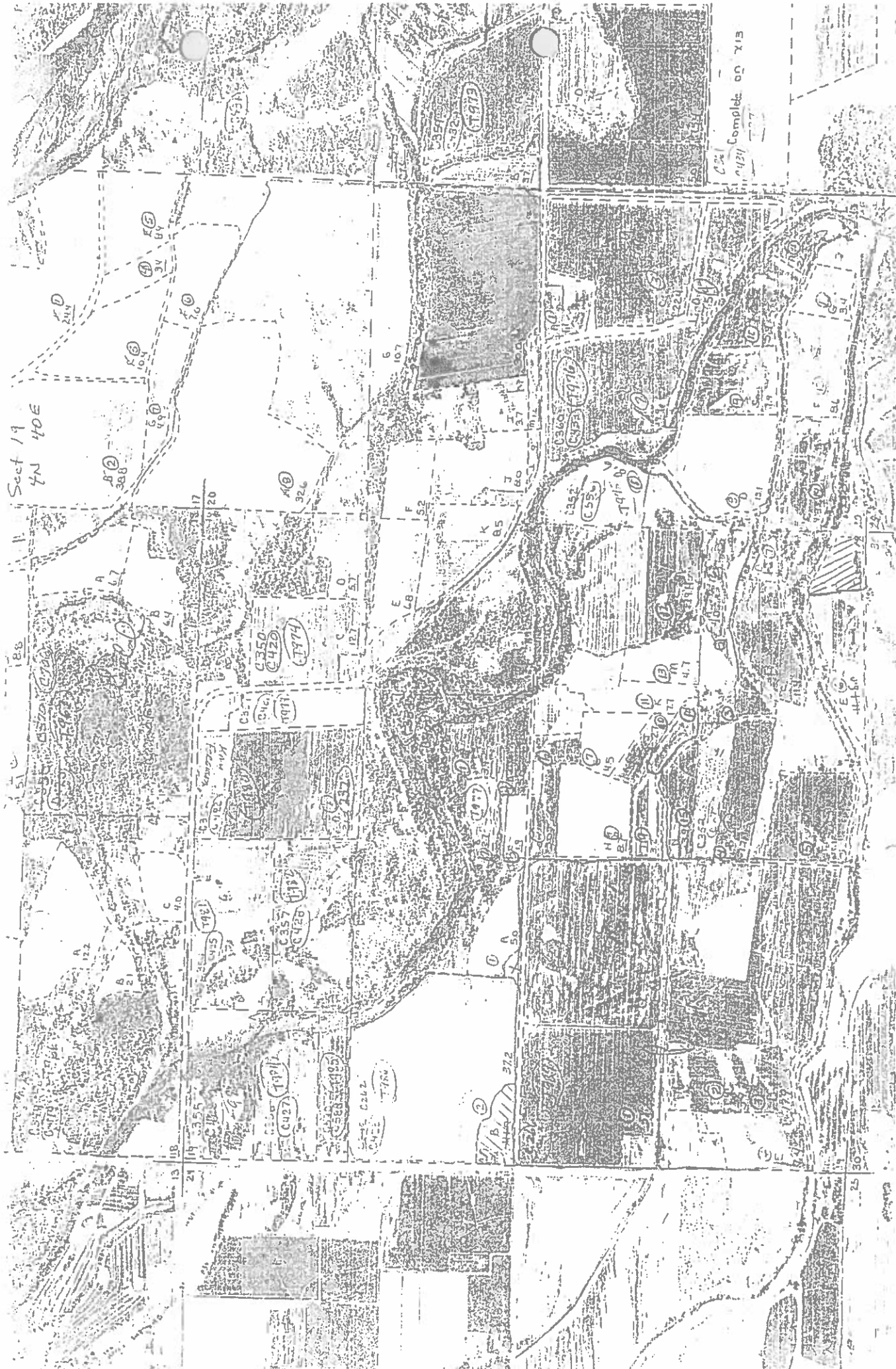
NOTICE OF CLAIM TO WATER RIGHT
COPY IDAHO 83442

SUPPLEMENTAL INFORMATION - PAGE 1

SEC. 19, TOWNSHIP 4N, RANGE 40, E.B.M.
COUNTY OF Jefferson



OCT 16 1992



Sect 19
4N 40E

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T974

C357
C428
T974

C358
C429
T974

C350
C420
T974

C357
C428
T974

C358
C429
T974

C359
C430
T974

C360
C431
T974

C361
C432
T974

C350
C420
T974

C357
C428
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C358
C429
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C359
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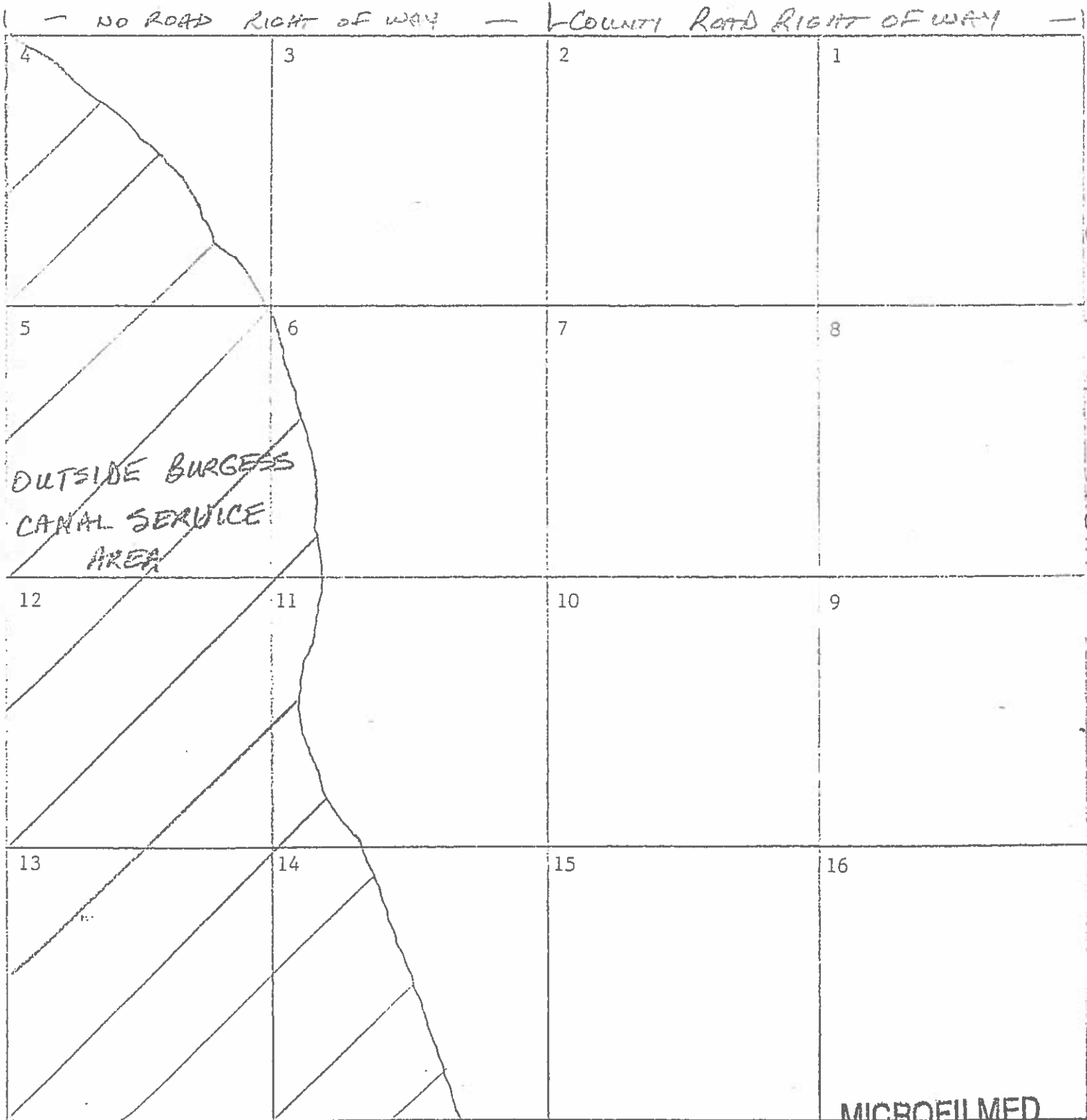
BURGESS CANAL & IRRIGATING CO
K. Joe Denning, Secretary

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

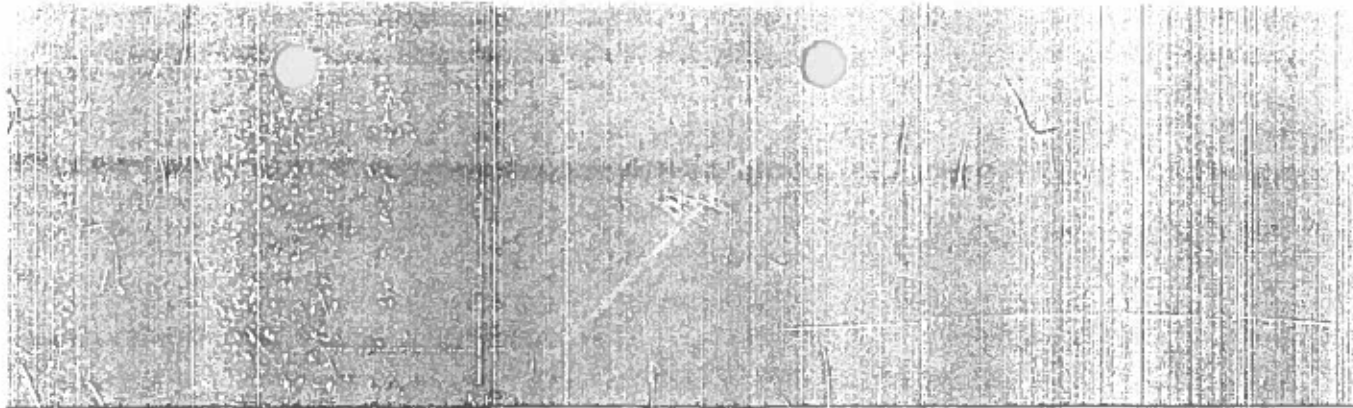
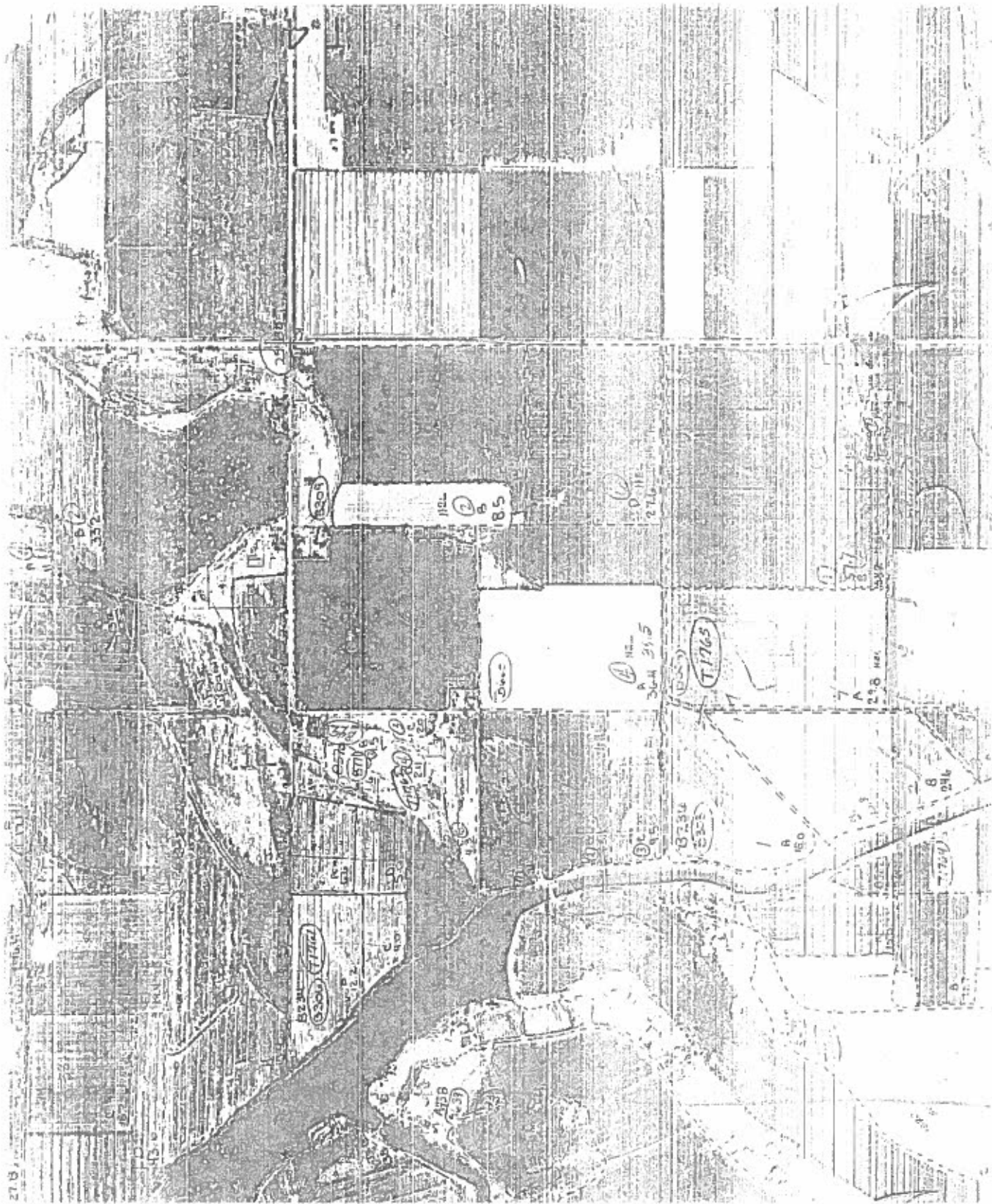
SEC. 36, TOWNSHIP 4N, RANGE 37, E.B.M.



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COUNTY ROAD RIGHT OF WAY

OCT 16 1992



BURGESS CANAL & IRRIGATING CO.
K. Joe Denning, Secretary

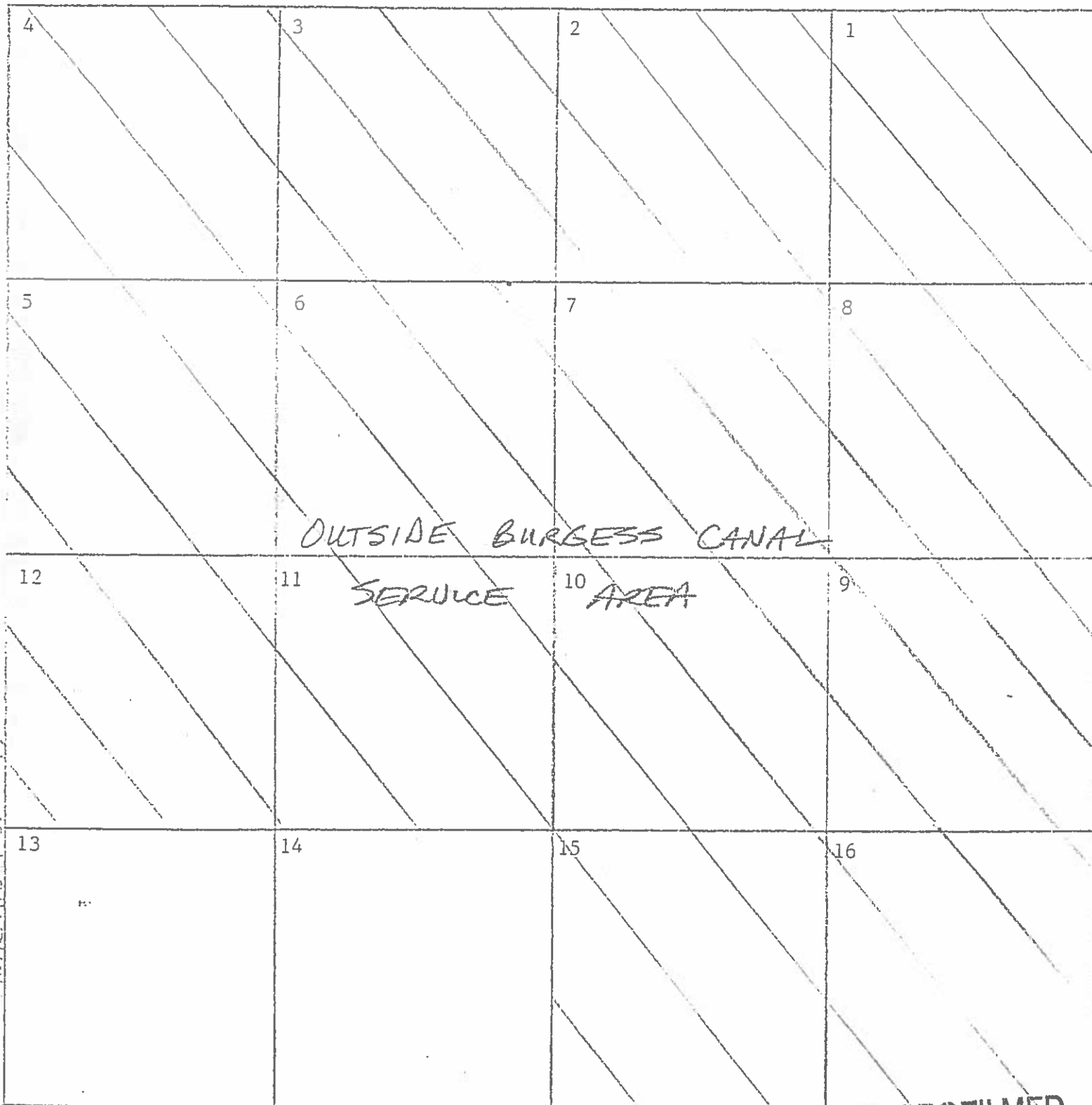
MAP # 5-13

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 15, TOWNSHIP 4N, RANGE 38, E.B.M.



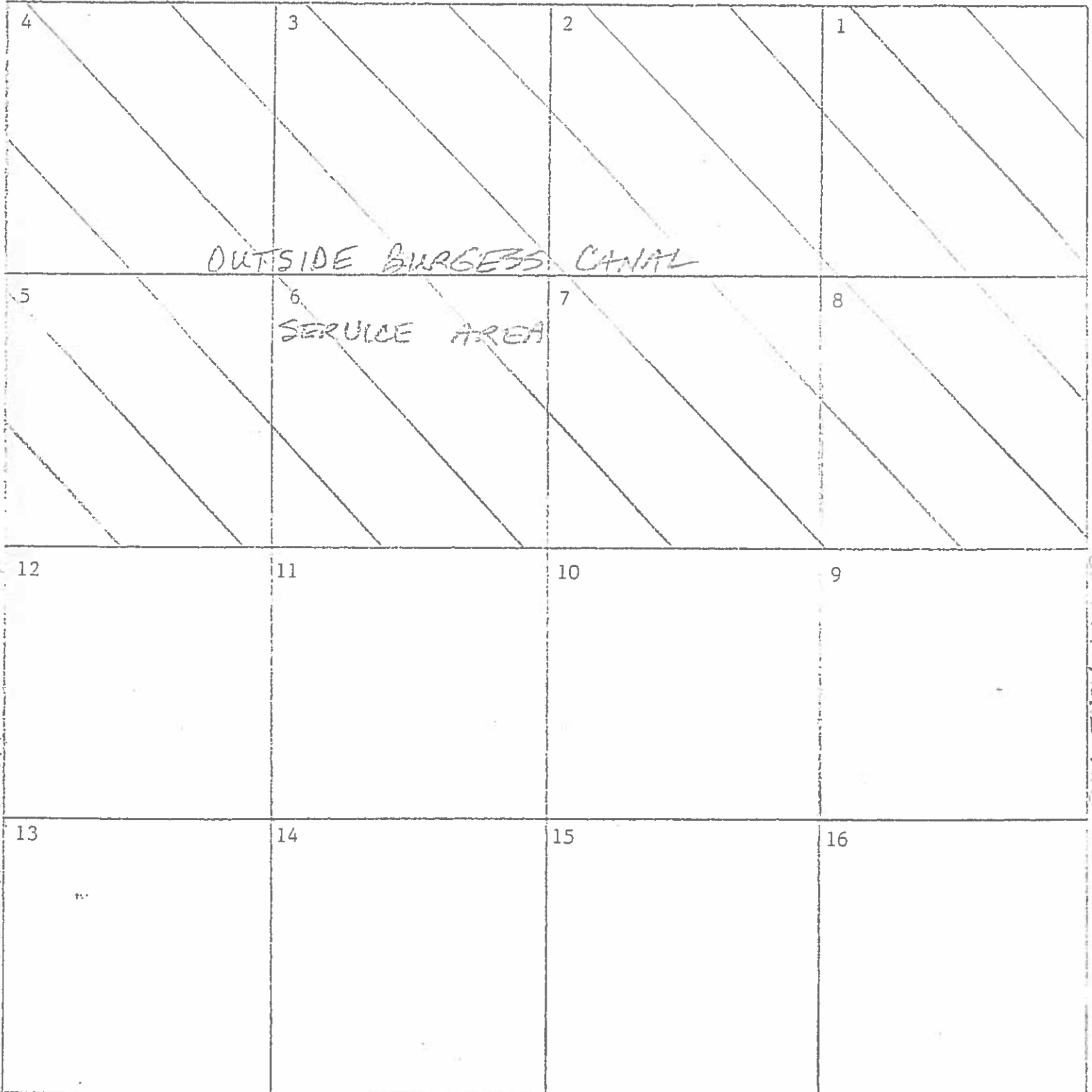
STATE HIGHWAY RIGHT OF WAY

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NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 16, TOWNSHIP 4N, RANGE 38, E.B.M.



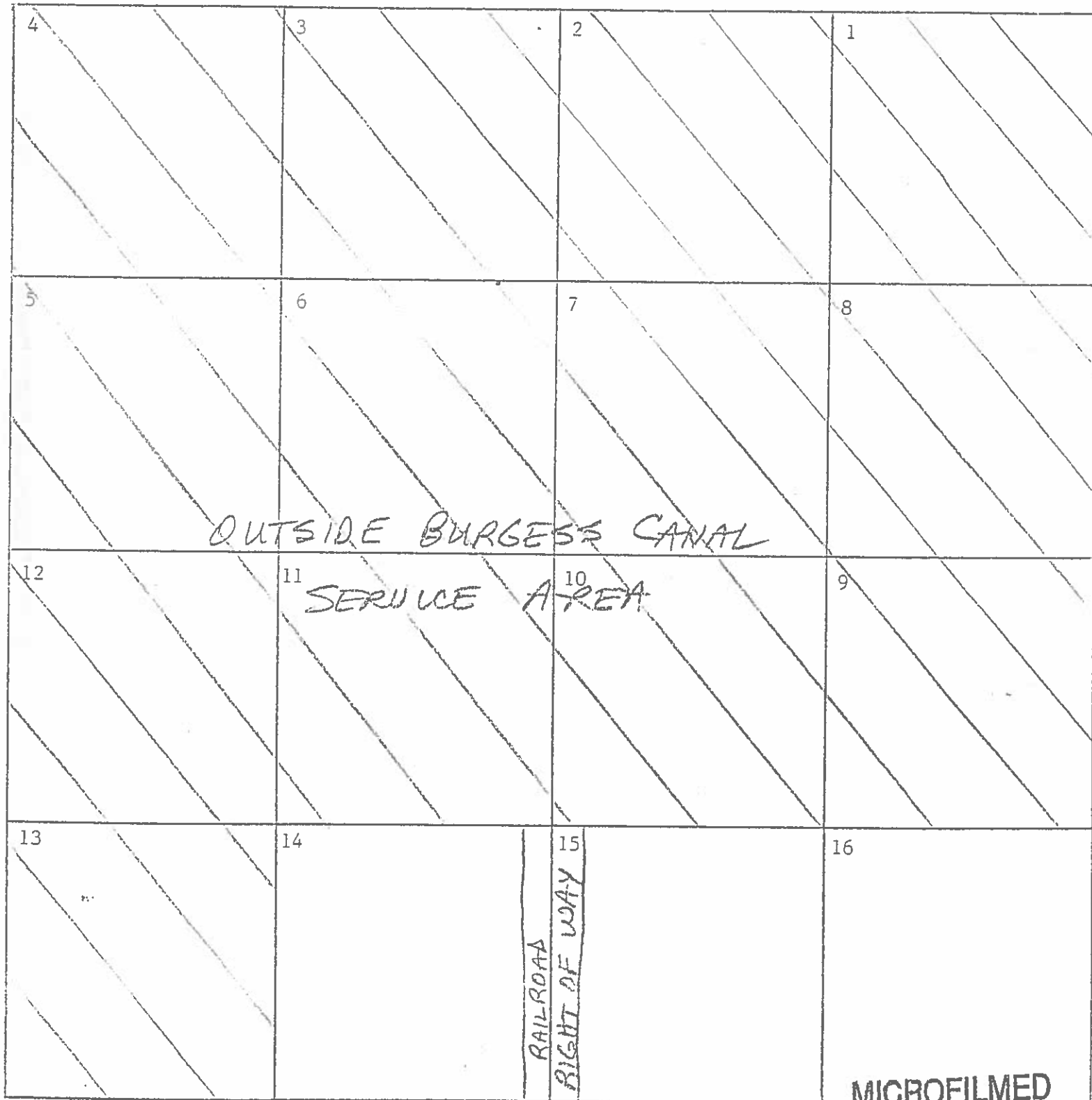
STATE HIGHWAY RIGHT OF WAY



BURGESS CANAL & IRRIGATING CO.
K. Joe Denning, Secretary

MAP # R-13

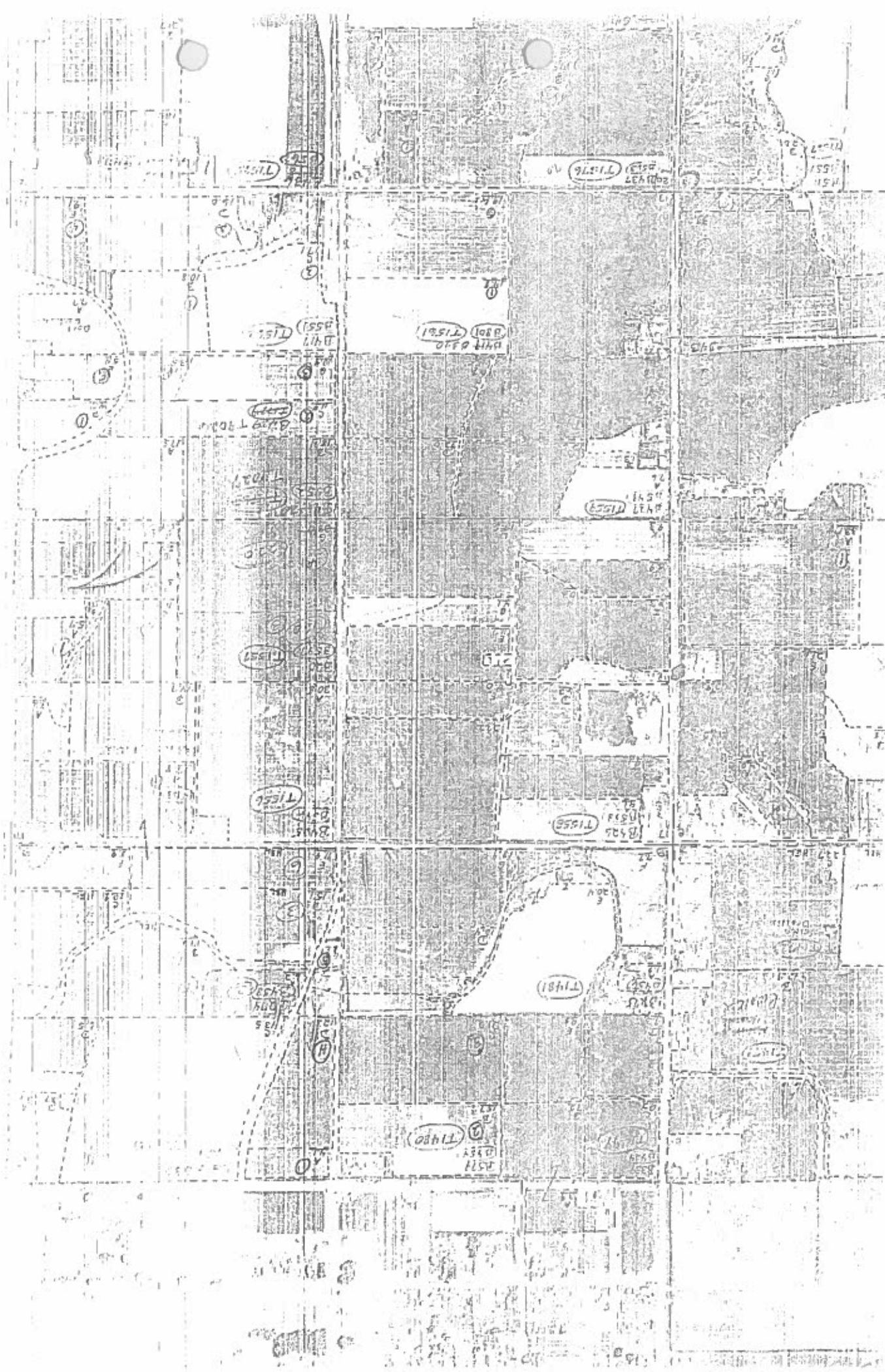
RIGBY, IDAHO 83442
NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF Jefferson
SEC. 17, TOWNSHIP 4N, RANGE 38, E.B.M.



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COUNTY ROAD RIGHT OF WAY

OCT 16 1992



BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT

SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF T Jefferson

SEC. 19, TOWNSHIP 4N, RANGE 38, E.B.M.

NO ROAD

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

COUNTY ROAD RIGHT OF WAY

MICROFILMED

OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 20, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

WAY

OF

RIGHT

RAILROAD

COUNTY ROAD RIGHT OF WAY

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OCT 16 1992

A-14
3-29-71
71502

B-03
3-29-71
71502

Blm 4-4-71
Lute 7-1-71

71502

71576

71575

71574

B-1
71570

#1451

71573

71572

71571

71570

BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

11787 2-5-14

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1COUNTY OF JeffersonSEC. 21, TOWNSHIP 4N, RANGE 38, E.B.M.

STATE HIGHWAY RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

COUNTY ROAD RIGHT OF WAY

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1
COUNTY OF Jefferson
SEC. 22, TOWNSHIP 4N, RANGE 38, E.B.M.

STATE HIGHWAY RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

COUNTY ROAD RIGHT OF WAY

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OCT 16 1992

BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 23, TOWNSHIP 4N, RANGE 38, E.B.M.

STATE HIGHWAY RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

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COUNTY ROAD RIGHT OF WAY

OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 24, TOWNSHIP 4N, RANGE 38, E.B.M.

STATE HIGHWAY RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

COUNTY ROAD RIGHT OF WAY



BURGESS CANAL & IRRIGATING CO.

K. Joe Denning, Secretary

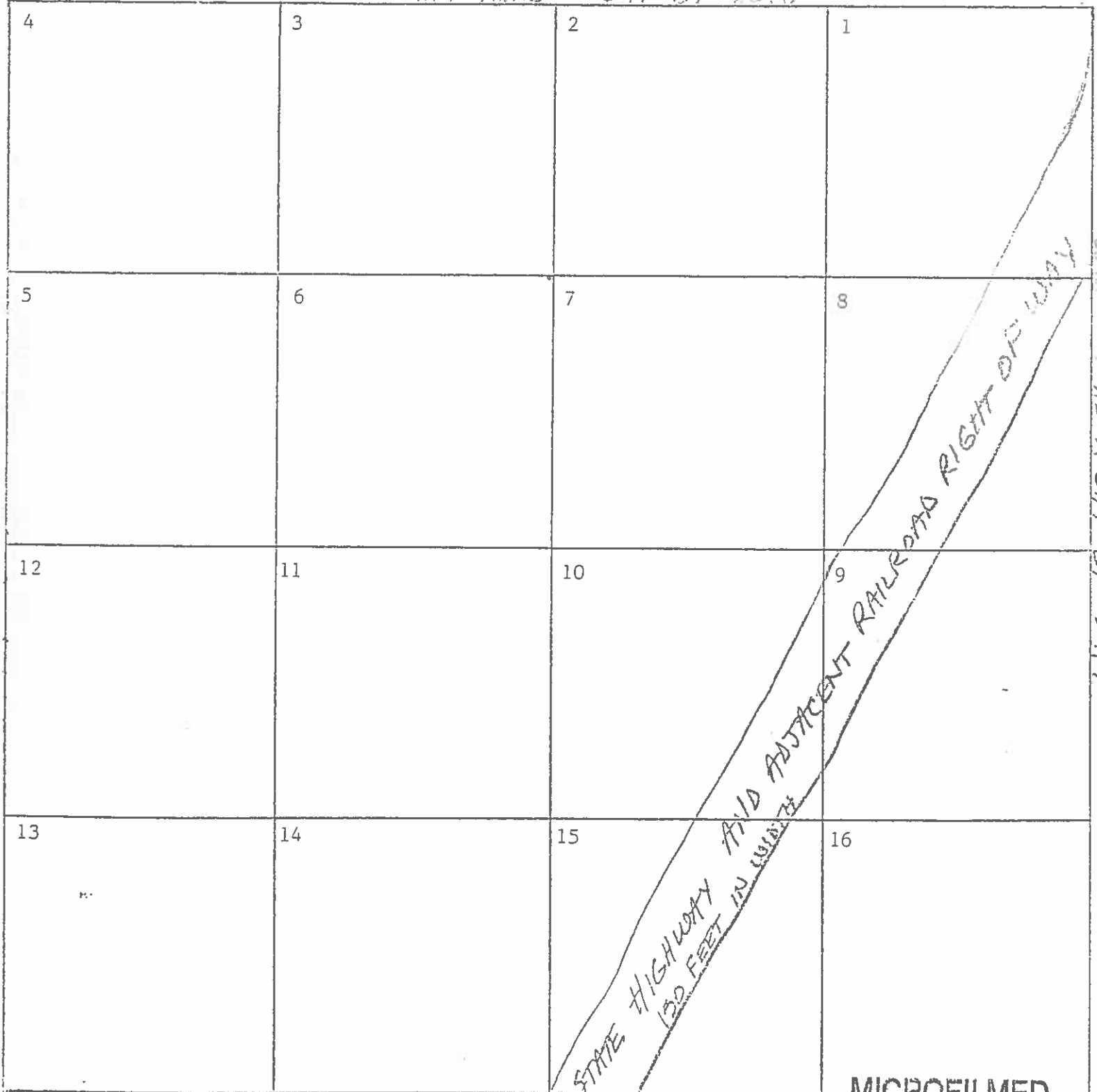
RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson

SEC. 25, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY



COUNTY ROAD RIGHT OF WAY

MICROFILMED

OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Tefferson
SEC. 26, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

MICROFILMED

COUNTY ROAD RIGHT OF WAY

OCT 16 1992



RIGBY, IDAHO 83442

NOTICE OF CLAIM TO WATER RIGHT
SUPPLEMENTAL INFORMATION - PAGE 1

COUNTY OF Jefferson
SEC. 27, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

MICROFILMED

COUNTY ROAD RIGHT OF WAY

OCT 16 1992

NOTICE OF CLAIM TO WATER RIGHT
 SUPPLEMENTAL INFORMATION - PAGE 1
 COUNTY OF Jefferson
 SEC. 28, TOWNSHIP 4N, RANGE 38, E.B.M.

COUNTY ROAD RIGHT OF WAY

4	3	2	1
5	6	7	8
12	11	10	9
13	14	15	16

COUNTY ROAD RIGHT OF WAY

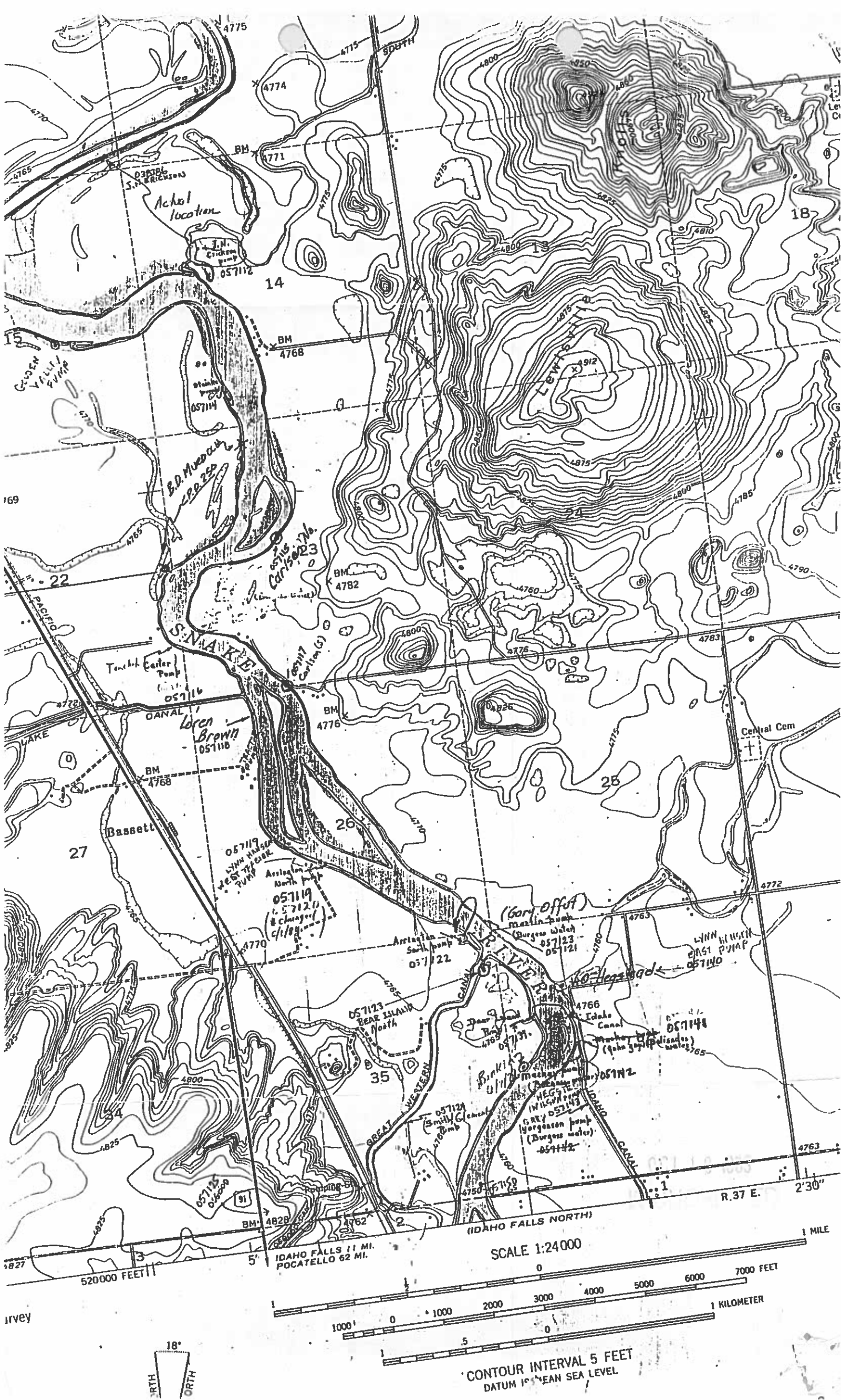
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Snake River Falls - Heise to Milner (Continued)

Party or Canal	Date	Decreed Amount in Sec.-ft.	Accumulated Total
<u>Rudy & Boomer</u>			
(TR 289)	June 1, 1885 ✓	2.12 ✓	2.12
(TR 288, 611) ✓	June 1, 1886 ✓	2.10	4.22
(TR 611)	June 1, 1887 ✓	0.21 ✓	4.43
(TR 288, 611) ✓	June 1, 1888 ✓	2.20 ✓	6.63
(Rudy Irrigation)	Aug. 13, 1888 ✓	90.69	97.32
(TR 611)	June 1, 1889 ✓	27.33	124.65
(TR 611)	June 1, 1891 ✓	1.15 ✓	125.80
Less TR 637, 645, 646 of total	June 1, 1900 ✓	12.69	138.49
rights prior to 1916. (117.63	June 1, 1905 ✓	32.64	171.13
sec-ft are in Boomer and 53.5	Jan. 22, 1916 ✓	120	291.13
sec-ft in Rudy).			
<u>Kite and Nord</u>	June 1, 1890 ✓	7.2	7.20
Nord Supp. & Hatfield	Jan. 22, 1916 ✓	5.0	12.20
Nord-Parsons, less TR to Cheney	Apr. 1, 1939	4.0	16.20
and Nord and TR 819.			
<u>Burgess</u>			
(TR 478)	01-00029 June 10, 1886 ✓	10.00	10.00
	01-00030 June 1, 1887 ✓	0.80	10.80
	01-00031 June 10, 1887 ✓	10.	20.80
(TR 371)	01-00117 June 1, 1888 ✓	0.61	21.41
	01-00031 June 10, 1888 ✓	380	401.41
	01-00032 June 10, 1890 ✓	240	641.41
	01-00033 June 1, 1895 ✓	160	801.41
	01-00249 Jan. 22, 1916 ✓	200	1,001.41
(Suppl.)	01-00353 June 2, 1919 ✓	100	1,101.41
From river below Roberts; McKay 1.6 cfs (pump capacity 8.6);			
A. E. Martin 1.0 (pump capacity 4.1); H. Carlson 4.0			
(Pump capacity 8.4); B. Carlson 3.4 (pump capacity 7.4).			
<u>Clark & Edwards</u>	Feb. 27, 1885 ✓	70	70
	Jan. 22, 1916 ✓	30	100
	Apr. 1, 1939 ✓	5	105
<u>Croft</u>			
Gardner - Supp.	June 1, 1903 ✓	1.80	1.80
James Croft	Apr. 1, 1939 ✓	2	3.80
<u>Lowder & Jennings</u>			
(Amended)	June 1, 1890 ✓	26	26
(7.86 cfs in Jennings; balance	June 1, 1892 ✓	26	52
in Lowder, of rights prior to 1916)	Jan. 22, 1916 ✓	33	85
<u>East Labelle</u> (Orig. decree			
less TR 577, 624, 625)	June 1, 1885 ✓	45.80	45.80
(Orig. decree less TR 502, 577,	June 1, 1888 ✓	74.40	120.20
624, 625)	Jan. 22, 1916 ✓	26	146.20
	Apr. 1, 1939 ✓	30	176.20

consumptive use -- 55,500 AF



Carlsen North Pump

SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 23 TN 4N R9 37 EBM⁵¹

Carlsen South Pump

SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23 TN 4N R9 37 EBM⁵¹

Martin Pump (Gary Offutt)

SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26 TN 4N R9 37 EBM⁵¹

Lynn Hansen E. Pump

SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 36 TN 4N R9 37 EBM⁵¹

Mackay Pump

NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 36 TN 4N R9 37 EBM⁵¹

~~Hege~~ Hegsted-Wilson Grey Pump

NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 36 TN 4N R9 37 EBM⁵¹

Burgess Canal Heading.

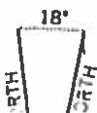
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 20 TN 4N R9 40 E BM. -51

Possible Pumps

Yorgeson Pump

SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 36 TN 4N R9 37 EBM

Carl
George
Jacobs



CONTOUR INTERVAL 5 FEET
DATUM 1" MEAN SEA LEVEL

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	38E	29	38.3	38.4	39	38.9	38.4	38.3	38.9	39	39	38.9	38.3	38.4	38.9	39	38.4	38.3	
same	as 22	31																	
same	as 29	32																	
same	as 22	33																	
		34																	
		35	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3	
		36					28.9	38.3	38.9	13.5		26.9	9.2						
4N	39E	15									39.5	38.9	38.3	38.9					
		16									39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3	
		17									39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3	
		18													22.9		4.8	37.3	
		19	38.3	36.7	39.5	38.9	37.4	38.3	38.9	35.8	37.7	37	34.9	38.9	38.9	39.5	38.9	38.3	
same as 22 4N 38E		20																	
		21	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9			38.9	39.5			
		22	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5						2			
		23	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5					25.7	10			
		24							38.9	39.5	12	10.8			15.9	21.5		27	
		29	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9							
		30	38.3	38.9			38.9	31.9											
4N	40E	19									39.5	38.9	21.6	30					

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LAND LIST ATTACHMENT

Burgess Canal
page 1

Description and location of place of use:

TWP.	RANGE	SEC.	1 NE 1/4				3	4 NW 1/4				11	12 SW 1/4				17	18 SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4		NE 1/4	NW 1/4	SW 1/4	SE 1/4		NE 1/4	NW 1/4	SW 1/4	SE 1/4		NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	37E	1	38.3	38.9	35	38.9	13.8				6							38.9	34	30	38.9	
		12	38.9	39.5	39.5	38.9						6			4			38.9	39.5	33.5	38.9	
		13	38.9	24	1	36.4												25.4			17.4	
3N.	38E	4						38.3	38.9				38.9	38.3								
		5	38.3	38.9	39	38.9	38.4	38.3	38.9	39	39	38.9	38.5	38.4	38.9	39	38.4	38.3				
		6	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
		7	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
		18	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
		8	37.6	38.2	39.5	38.6	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
		17					38.9	38.3	38.9	39.5	39.5	38.9										
		19	38.3	38.9	39.5	38.9	38.9	30.9	7.5	37.5												
4N	37E	23	39.5	39.5	39.5	39.5	13				16	38.5	27	36	32.7	39.5	39.5	38.9	38.9			
		24	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	39.5	
		25	38.3	38.9	39.5	38.9	38.9	38.9	39.5	39.5	39.5	39.5	39.5	39.5	39.5	38.9	39.5	38.9	38.3			
		26	38.9	38.9	32	39.5	8.8									39.5	14		20			
		36	38.3	38.9	39.5	38.9	39.5	18		35	33			19.9	38.9	39.5	38.9	38.3				
4N	38E	15											38.3	38.9								
		16										39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3			
		17													38.4			38.4	38.3			
		19	38.9	39.5	39.5	38.9	39.5	39.5	39.5	39.5	39.5	39.5	39.5	38.9	38.9	38.9	39.5	38.9	38.3			
		20	38.3	38.4	39	38.9	38.4	38.3	38.9	39	39	38.9	38.3	38.4	38.9	39	38.4	38.3				
		21	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
		22	38.3	38.9	39.5	38.9	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
same as 22		23																				
		24																				
		26																				
		25	36	38.9	39.5	39.5	38.9	38.3	38.9	39.5	39.5	38.9	38.3	38.9	38.9	39.5	38.9	38.3				
same as 22		27																				
		28																				
		30																				

Bonaville

Total number of acres irrigated _____

RECEIVED

MAY 31 1994

BURGESS CANAL & IRRIGATION COMPANY
P.O. BOX 536
RIGBY, IDAHO 83442

Department of Water Resources
Eastern District Office

May 25, 1994

IDAHO DEPARTMENT OF WATER RESOURCES
Boise, Idaho

TO: R. Keith Higginson
Director, Idaho Department of Water Resources

SUBJECT:

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

In Re Snake River Basin Adjudication Case)
No. 39576)

Notice of Filing Director's Report of the
Shoshone Bannock 1990 Fort Hall
Indian Water Right Agreement.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT OF THE SHOSHONE BANNOCK 1990 FORT HALL INDIAN WATER RIGHT AGREEMENT HAS BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORT, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

The BURGESS CANAL & IRRIGATION COMPANY accept the Directors Report.

From: **Burgess Canal Co. Board of Directors**

Pres. Floyd Crystal
Vice Pres. Lloyd Hicks
Dir. Roger Stucki
Dir. Bruce Grover
Dir. James Treasure

Christine Boulter

By Christine Boulter
Burgess Sec.
cc :Ron Carlson (IDWR Eastern Region)

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NOV 05 1996