

07/14/2005

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:

Water right number: 1-52A

DANSKIN DITCH CO
74 N 600 W
BLACKFOOT ID 83221
Telephone Number: (208)684-3809

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

*OBJECT TO Boundary and acreage must
Be agreed upon BY IDANSKIN BEARS
FOR ALL CLAIMS*

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

*RECHARGE AS ONE OF THE
BENEFICIAL USES*

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

*OBJECT TO ALLOW DANKIN BEARS
& LEGAL COUNCIL FINAL REVIEW
OF ALL DATA*

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

DATE: 8-11-05 SIGNATURE: *[Signature]*
Please print your name: KEIC NORGAN

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

RECEIVED
AUG 12 2005
Department of Water Resources
Eastern Region

PROFILED

SCANNED
AUG 12 2005

*WWT
8/15*



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION
June 1, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

THE UNITED CANAL CO
74 N 600 W
BLACKFOOT ID 83221

RE: Notice of Change of Water Right Ownership (NCO) for 01-52A, 01-53A, 01-92B, 01-116BB, 01-157B, 01-158B, 01-261, 01-306, 01-10091, 01-10092 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On March 17, 2006, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Danskin Ditch Co.

SCANNED

JUN 09 2006

PROFILED

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

In Re SRBA

)

Water Rights: 01-52A, 01-53A, 01-
92B, 01-116BB, 01-157B, 01-158B,
01-261, 01-306, 01-10091, 01-10092

Case No. 39576

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party DANSKIN DITCH CO – THE UNITED CANAL CO
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: June 1, 2006

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 9, 2006, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
DANSKIN DITCH CO
74 N 600 W
BLACKFOOT ID 83221

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
THE UNITED CANAL CO
74 N 600 W
BLACKFOOT ID 83221

4. One copy to:

Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>1-157B</u>	_____	___	1-157B <u>1-158B</u>	_____	___
<u>1-92B</u>	_____	___	<u>1-53A</u>	_____	___
<u>1-52A</u>	_____	___	<u>1-10092</u>	_____	___
<u>1-116BB</u>	_____	___	<u>1-261</u>	_____	___
<u>1-10091</u>	_____	___	<u>1-306</u>	_____	___

*done
PC
4-13-06*

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Danskin Ditch Co.

4. New Owner/Claimant(s)

The United Canal Co.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

74 N. 600 W.

City, State and ZIP Code

Blackfoot ID 83221

New Telephone Number

(208 684-3809)

5. Date you acquired the property

14 Jan 2006

Memo

To: Ray Rigby
From: Michael Holliday
CC:
Date: 3/24/2006
Re: United Canal Company

Hello Ray. I just received a quitclaim deed whereby the Danskin and Trego were deeding fifteen water rights to the United Canal Company. In reviewing the list of rights, I noticed that water right claim number 1-2F was erroneously included in the list. This claim is owned by Brad Snarr and is delivered through the head of the Great Western Canal.

There was an error in our database which showed Trego as the current owner. Instead, it should have shown Trego as the original owner because Trego was the owner of record when the right was decreed in the Rexburg decree. I have since corrected the error so that Trego will now appear as the original owner.

If you have any questions about this matter, please give me a call at 525-7161.

RECEIVED

MAR 17 2006

Department of Water Resources
Eastern Region

March 15, 2006

Mr. Lyle Swank
Idaho Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

Dear Lyle:

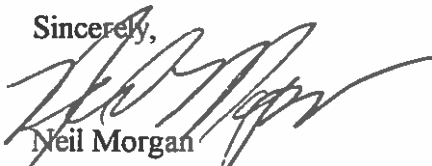
The Danskin Ditch Co., and the Trego Canal Co., have merged forming the United Canal Company.

Enclosed are the following: 1) Quit Claim Deed Bingham County instrument number 564327 transferring the water rights from the Danskin and Trego to the United Canal Co., 2) IDWR form 42-248/42-1409(6) Notice of change in water right ownership, two documents from the Danskin Ditch Co., and the Trego Canal Co., to the United Canal Company.

Please send any correspondence regarding this transfer to Lynne Ellis, secretary of the United Canal Co., at 74 North 600 West Blackfoot, Id. 83221.

Thank you.

Sincerely,



Neil Morgan
United Canal Co.
President
Cell 221-9700

564327

QUITCLAIM DEED

FOR VALUE RECEIVED, DANSKIN DITCH COMPANY, an Idaho Corporation, of 74 North 600 West, Blackfoot, Idaho 83221, AND TREGO DITCH COMPANY, an Idaho Corporation, of P. O. Box 1445, Blackfoot, Idaho 83221, "Grantors" do hereby remise, release and forever QUITCLAIM unto, THE UNITED CANAL COMPANY, an Idaho Non-profit Corporation, of 74 North 600 West, Blackfoot, Idaho 83221, all of their interest held, in and to all canal/ditch and canal/ditch rights and easements associated therewith, and all water and water rights, including but not limited to the following described water rights:

	Priority Date	CFS	Right No.
1	01-Jun-1885	0.800	1-157B ✓
2	01-Jun-1886	0.400	1-92B ✓
3	23-Jul-1886	97.500	1-52A ✓
4	01-Jun-1887	0.756	1-116BB ✓
5	01-Jun-1887	7.275	1-158B ✓
6	01-Jun-1888	0.099	1-10091 ✓
7	01-Jun-1888	78.000	1-53A ✓
8	01-Jun-1889	0.129	1-10092 ✓
9	22-Jan-1916	20.000	1-261 ✓
10	01-Apr-1939	80.000	1-306 ✓
11	01-Jun-1890	65.410	1-002A ✓
12	01-Jun-1890	0.228	1-002F ✓
13	01-Jun-1902	4.000	1-148 ✓
14	22-Jan-1916	18.000	1-266 ✓
15	06-Jun-1965	9.890	1-4061 ✓

incorrect
per Michael
Hallerday

RECORDED AT THE REQUEST OF
United Canal Co.

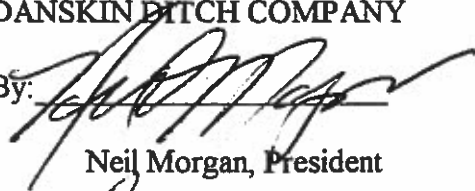
2006 FEB 28 PM 1:08

ENGINEER
BLACKFOOT, IDAHO
FEE
9-
DEP
C

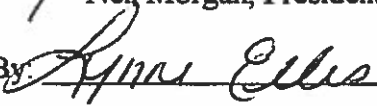
Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining.

DATED This 23 day of February, 2006.

DANSKIN DITCH COMPANY

By: 

Neil Morgan, President

By: 

Lynne Ellis, Secretary

STATE OF IDAHO,)

ss.

County of Bingham.

On this 23 day of February, 2006, before me, the

undersigned, a Notary Public in and for said State, personally

appeared Neil Morgan and Lynne Ellis, known to me to be the

President and Secretary of DANSKIN DITCH COMPANY ,

an Idaho Corporation, the corporation that executed the

foregoing document, and acknowledged to me that such corporation

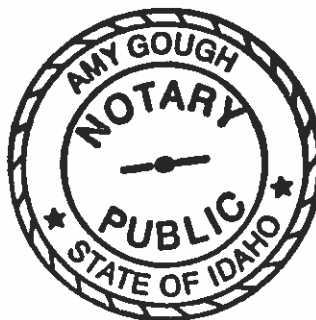
executed the same.

Notary Public for Idaho



Residing at: Blackfoot

My Commission expires: 6-19-09



DATED This 21 day of February, 2006.

TREGO DITCH COMPANY

By: Keith Esplin

Keith Esplin, President

By: Amy Gough

Amy Gough, Secretary

STATE OF IDAHO,)

ss.

County of Bingham.

On this 21 day of February, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Keith Esplin and Amy Gough, known to me to be the President and Secretary of TREGO DITCH COMPANY, an Idaho Corporation, the corporation that executed the foregoing document, and acknowledged to me that such corporation executed the same.

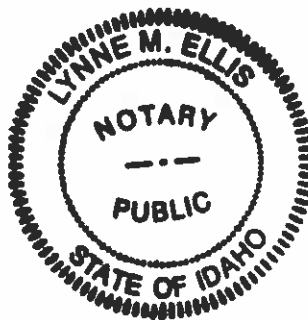
564327

Notary Public for Idaho

Residing at:

My Commission expires:

Lynne M. Ellis
Blackfoot
19 Jan 2012



Crabtree, Jennifer

From: Holliday, Michael
Sent: Friday, March 17, 2006 3:36 PM
To: Crabtree, Jennifer
Subject: RE: Ownership change

hi jennifer.

i think carter sent an email saying that he wanted us to hold off on ownership changes until after the director's report. he already has the reports printed and should be mailing them any day now. i will get the files to you when carter gives the go-ahead. i suppose these will require ncaps.

-----Original Message-----

From: Crabtree, Jennifer
Sent: Friday, March 17, 2006 2:24 PM
To: Holliday, Michael
Subject: Ownership change

Hi. I just received the ownership change from Danskin and Trego to the United Canal Co. I need the following claim files to do the change:

01-2A

~~01-2F~~

01-52A ✓

01-53A ✓

01-92B ✓

01-116BB ✓

01-148

01-157B ✓

01-158B ✓

01-261 ✓

01-266

01-306 ✓

01-4061

01-10091 ✓

01-10092 ✓

Thanks, Jen

AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I Taylor Farms of 24 N 800 W Blackfoot Id. 83221
Name Address
Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I used the water in the Danskin Ditch for the
use of winter stock water,

1945-1961 Oct. 15 - Dec. 30

The quantity of water in the lateral that served my property within the service area of the Danskin
Ditch Co., was about 100 inches during the above time periods.

The quantity of water in the canal at my best estimation was 1000 inches,
during the above time periods.

Dated this 29th day of December 2005.

D. Verne Taylor
Signature

SUBSCRIBED AND SWORN To before me this 29th day of December 2005.

Patricia P. Waters
Notary Public for Idaho

Residing at Bingham County

My Commission expires: 9/30/2011



AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I John T Clark of 645 W 150 N Blackfoot, Idaho
Name Address 83221

Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I used the water in the Danskin Ditch for the use of winter stock water,

Oct, Nov Dec. From ~~1940~~ 1940. until
water was turned out

The quantity of water in the lateral that served my property within the service area of the Danskin Ditch Co., was about _____ inches during the above time periods.

The quantity of water in the canal at my best estimation was 1000 to 1500 inches, during the above time periods.

Dated this 28th day of December 2005.

John T Clark
Signature

SUBSCRIBED AND SWORN To before me this 28th day of December 2005.

T Layne Van Orden
Notary Public for Idaho
Residing at Blackfoot Idaho

My Commission expires: Nov 2010

T. LAYNE VAN ORDEN
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I Kim C Cox of 631 N 1100 W
Name Address

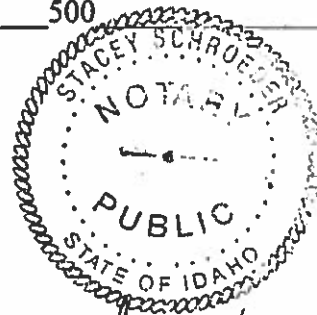
Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I was aware of water flowing in the canal known as the Augustine Ditch which flows from the Danskin Canal during the months of December and January in the year 1952 and 1953. The ditch had iced over and I played on the ice, I being 4 and 5 years old at the time. There was a cattle ranch downstream from us at the time where the canal ended. The name of the owner was Augustine. I don't recall his first name.

The quantity of water in the canal at my best estimation was 500 inches.

Dated this 29 day of December 2005.

Kim C Cox
Signature



SUBSCRIBED AND SWORN To before me this 29th day of December 20 05.

Stacey Schroeder
Notary Public for Idaho

Residing at Key Bank

My Commission expires: 12-09-07

AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I Conce J Adams of 147 N 700 W Blackfoot Id
Name Address

Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I used the water in the Danskin Ditch for the use of winter stock water,

Oct 15 to Dec 15 M

The quantity of water in the lateral that served my property within the service area of the Danskin Ditch Co., was about 400 in, inches during the above time periods.

The quantity of water in the canal at my best estimation was 1500
400 in inches, during the above time periods.
250

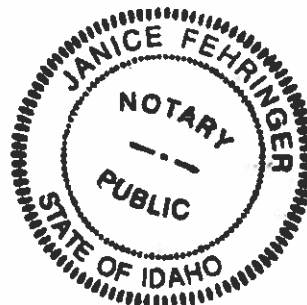
Dated this 28 day of Dec 20 05.

[Signature]
Signature

SUBSCRIBED AND SWORN To before me this 28 day of DECEMBER 20 05.

[Signature]
Notary Public for Idaho
Residing at BANNOCK Co.

My Commission expires: 4-1-2010



AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I Near Ellis of 73 N - 600 W - Blackfoot Id.
Name Address

Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I used the water in the Danskin Ditch for the use of winter stock water,

1930 - 1950 Oct thru Mar

cattle was water from Danskin canal

The quantity of water in the lateral that served my property within the service area of the Danskin Ditch Co., was about _____ inches during the above time periods.

The quantity of water in the canal at my best estimation was 1000 to 1500 inches, during the above time periods.

Dated this 28th day of December 2005.

Near Ellis
Signature

SUBSCRIBED AND SWORN To before me this 28th day of December 2005.

T. Payne Van Orden
Notary Public for Idaho
Residing at Blackfoot, Idaho

My Commission expires: Nov 2010

T. LAYNE VAN ORDEN
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

AFFIDAVIT FOR THE HISTORICAL USE OF SURFACE WATER
FOR THE USE OF STOCK WATER IN THE DANSKIN DITCH CO.

I Norma Furniss of 101 N. 700 W. Blackfoot
Name Address

Blackfoot, Idaho 83221, being first duly sworn deposes and says:

That on or about the following months and years, I used the water in the Danskin Ditch for the use of winter stock water,

From October to January
About 1940 to 1950

The quantity of water in the lateral that served my property within the service area of the Danskin Ditch Co., was about inches during the above time periods.

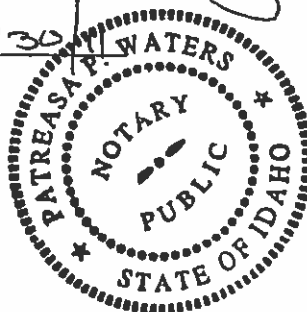
The quantity of water in the canal at my best estimation was 1500 inches, during the above time periods.

Dated this 29th day of December 2005.

Norma Furniss
Signature

SUBSCRIBED AND SWORN To before me this 29th day of December 2005.

Patricia P. Waters
Notary Public for Idaho
Residing at Ingomar County
My Commission expires 9/30/11



13061995 DIVERSIONS OF DANKIN DISCHARGE, IN CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1978 TO OCTOBER 1979 RUN DATE 05/30/80

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	96	0	0	0	0	0	0	229	248	204	182	169
2	40	0	0	0	0	0	0	229	247	214	183	168
3	40	0	0	0	0	0	0	231	231	210	184	171
4	40	0	0	0	0	0	0	231	214	211	176	159
5	40	0	0	0	0	0	0	230	206	212	168	150
6	40	0	0	0	0	0	195	231	201	217	163	151
7	40	0	0	0	0	0	195	234	202	218	141	151
8	40	0	0	0	0	0	195	234	214	206	129	136
9	40	0	0	0	0	0	195	234	214	203	118	139
10	40	0	0	0	0	0	195	233	206	202	132	101
11	40	0	0	0	0	0	195	232	203	189	164	133
12	40	0	0	0	0	0	195	233	212	175	174	153
13	40	0	0	0	0	0	194	233	224	172	172	152
14	40	0	0	0	0	0	349	233	223	178	177	151
15	40	0	0	0	0	0	347	234	223	182	175	151
16	0	0	0	0	0	0	345	233	227	183	177	153
17	0	0	0	0	0	0	335	234	218	171	179	156
18	0	0	0	0	0	0	351	234	213	172	168	156
19	0	0	0	0	0	0	341	234	209	173	170	156
20	0	0	0	0	0	0	333	236	208	169	167	156
21	0	0	0	0	0	0	326	237	205	167	171	46
22	0	0	0	0	0	0	316	237	203	167	170	46
23	0	0	0	0	0	0	304	226	210	167	169	46
24	0	0	0	0	0	0	294	215	205	164	171	46
25	0	0	0	0	0	0	284	223	185	173	169	46
26	0	0	0	0	0	0	260	230	183	182	166	46
27	0	0	0	0	0	0	248	230	173	181	159	48
28	0	0	0	0	0	0	237	230	180	174	156	46
29	0	0	0	---	0	0	236	231	186	170	161	0
30	0	0	0	---	0	0	236	231	186	180	167	0
31	---	0	0	---	0	---	233	---	180	180	---	47
TOTAL	656	0	0	0	0	0	6934	6942	6439	5773	4958	3429
MEAN	21.8	0	0	0	0	0	223.6	231.4	207.7	186.2	165.2	110.6
MAX	96	0	0	0	0	0	351	237	248	218	184	171
MIN	0	0	0	0	0	0	0	0	173	164	0	0
AC-FT	1301	0	0	0	0	0	13754	13769	12772	11451	9834	6801
INR YR 1979	TOTAL	35131	MAX	351	MIN	0	AC-FT	69682				

10/14/86

13061995 DANSKIN CANAL
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1984 TO OCTOBER 1985
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	8	0	0	0	0	0	0	200	200	172	159	110
2	8	0	0	0	0	0	0	171	193	176	147	94
3	8	0	0	0	0	0	0	171	185	168	147	95
4	8	0	0	0	0	0	0	164	182	164	156	95
5	8	0	0	0	0	0	0	155	197	160	132	96
6	8	0	0	0	0	0	148	157	206	135	78	90
7	8	0	0	0	0	0	147	172	208	151	86	91
8	8	0	0	0	0	0	147	183	209	152	85	76
9	8	0	0	0	0	0	198	189	199	153	84	62
10	8	0	0	0	0	0	252	195	195	173	86	63
11	5	0	0	0	0	0	252	222	188	173	88	62
12	5	0	0	0	0	0	175	196	186	172	90	62
13	5	0	0	0	0	0	175	206	197	118	111	62
14	5	0	0	0	0	0	177	203	194	116	114	62
15	5	0	0	0	0	0	179	198	192	112	114	62
16	5	0	0	0	0	0	159	198	190	129	114	61
17	5	0	0	0	0	0	138	197	212	145	110	61
18	0	0	0	0	0	0	138	213	207	153	84	61
19	0	0	0	0	0	0	128	221	161	161	24	61
20	0	0	0	0	0	0	127	203	213	166	45	61
21	0	0	0	0	0	0	138	197	216	173	44	61
22	0	0	0	0	0	0	148	201	217	171	44	61
23	0	0	0	0	0	0	172	204	209	169	44	61
24	0	0	0	0	0	0	197	208	202	167	58	61
25	0	0	0	0	0	0	196	212	191	154	73	59
26	0	0	0	0	0	0	207	215	178	143	95	59
27	0	0	0	0	0	0	207	211	178	139	120	59
28	0	0	0	0	0	0	212	202	178	154	120	59
29	0	0	0	0	0	0	218	210	179	186	124	59
30	0	0	0	0	0	0	209	205	162	162	125	59
31	---	0	0	---	0	---	201	---	163	172	---	59
TOTAL	115	0	0	0	0	0	4645	5879	6038	4839	2901	2144
MEAN	4	0	0	0	0	0	150	196	195	156	97	69
MAX	8	0	0	0	0	0	252	222	217	186	159	110
MIN	0	0	0	0	0	0	0	155	162	112	24	59
AC-FT	228	0	0	0	0	0	9200	11700	12000	9600	5800	4300

IRRIGATION YEAR 1985 TOTAL 26600 MEAN 73 AC-FT 52700

December 21, 2005

Michael Holliday
Idaho Department of Water Resources
900 north Skyline Dr. Suite A
Idaho Falls, Idaho 83402

Re: Danskin Ditch Co. Claims

Dear Michael:

Enclosed is a revised aerial photograph of the service area for the Danskin Ditch Co., for your revision.

Also add to our claim of beneficial use stock water use for water right numbers, 1-52A, 1-116BB, 1-10091, 1-158B, 1-53A, 1-0092, 1-261, 1-157B, 1-92B, 1-306, 1-92B, this claim is in addition to the beneficial use of recharge as per our notice of errors submitted on August 11, 2005.

Enclosed is an email message from Kim Cox, a board member of the Danskin Ditch Co., documenting the historical beneficial use of stock water.

If you are not the correct person to receive the beneficial use claim information please forward to the proper person and advise by email of whom the notice was delivered to. My email is centennial@onewest.net.

Thank you.

Respectfully,



Neil Morgan
Danskin Ditch Co.
762 West Hwy. 39
Blackfoot, Id. 83221

c. Jerry Rigby

Centennial

From: "Kim C Cox" <swissmil@ida.net>
To: "Centennial" <centennial@onewest.net>
Sent: Tuesday, December 20, 2005 3:46 AM
Subject: winter stockwater

Neil,

This letter is to verify that I remember the danskin canal running water in the winter months for the purpose of stockwater when I was a child.

That would have been in the early 1950's. We used to ice skate on the canal behind my Dad's house in the winter. I also remember breaking out the ice for the cattle to drink.

Kim C Cox

12/21/2005

Holliday, Michael

From: Tuthill, Dave
Sent: Friday, May 13, 2005 1:44 PM
To: 'centennial@onewest.net'
Cc: Ciscell, Michael; Holliday, Michael; Carlsen, Ernie; Shurte, Jan; Jones, Doug
Subject: RE: Danskin

Mr. Morgan,

It appears that this is a situation where you folks as the claimants and IDWR are not in agreement. We note for the record your request for us to include in your recommendation all canals and ditches within Danskin Ditch Co. However, the way we interpret water law in the State of Idaho, the place of use for a water right for irrigation purposes is limited to acres that have been historically irrigated. This can include the banks of conveyance works where useful vegetation is grown, so we are not required to omit small laterals. However for any canal with an access road, or a canal that can be clearly seen on our imagery, the canal acres cannot be included as irrigated lands. Instead, water lost through the canals can be reflected as conveyance losses in the water right.

I am happy to meet with you on this matter if you wish. In the meantime via this email I am directing our staff to not include canal acres in the acres in your water rights to be recommended to the Court. If you desire, this issue can certainly be filed as an objection to our recommendation in the Director's Report. In this way the SRBA Court can rule on this matter.

Regards, Dave Tuthill

-----Original Message-----

From: Centennial [mailto:centennial@onewest.net]
Sent: Thursday, May 12, 2005 6:28 PM
To: Ciscell, Michael
Cc: Kim Cox; Ron Ellis; Delwin Bevan; DON JUDI HALE
Subject: Danskin

Michael:

I have not received a response from you regarding the last email regarding the addition of all canals and ditches within the Danskin Ditch Co. service area to be included within the irrigated acreage.

We were advised again by legal council to demand that all of the canals and ditches be included in the irrigated acreage.

Please advise by May 16,2005.

Neil Morgan
 President
 Danskin Ditch Co.

5/16/2005

DATE RECEIVED 5-12-89 CK # 10317200 AMOUNT \$ 0

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☒	☐	
Is the consumptive use correct? N/A	☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct? Exempt	☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A	☒	☐	
22. Should this claim be data entered?	☒	☐	

Claim checked by: ESJ Date: 6-26-89

Claim must be returned to claimant: (Yes) / (No)

Claimant must be notified of modifications: (Yes) / (No)

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 01-52A

Date Received:
Receipt Nos:
Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Name of Claimant THE UNITED CANAL CO
74 N 600 W
BLACKFOOT, ID 83221
(208)684-3809

Priority Date: 07/23/1886
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	97.5 CFS	
STOCKWATER	04/01	11/17	30 CFS	
Recharge for Irrigation	04/01	10/31	97.5 CFS	
Total Diversion			97.5 CFS	

Location of Point(s) of Diversion:

SNAKE RIVER NENE Sec. 27 Township 02S Range 35E **BINGHAM**
County

All Qualified Wells of the stockholders/electors as described in Remarks below.

Place(s) of use: Within the area served by this irrigation entity

Remarks: Diversion of this right for the purpose of recharge for irrigation is authorized for a maximum acreage equivalent to the authorized place of use for this right. This right includes an accomplished change in place of use pursuant to Section 42-1425, Idaho Code. § I.C. 42-1425 and/or I.C. 42-228. This right includes an accomplished change in point of diversion pursuant to Sections 42-1425 and/or 42-228, Idaho Code.

Qualified Wells are those owned by stockholders/electors within the authorized place of use and which are recovering ground water resulting from recharge for irrigation and/or water resulting from irrigation under this entity's irrigation works for use on lands within this irrigation entity's authorized place of use.

1. C18 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.

2. 135 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.

3. F01 Water is delivered through Danskin Canal.

4. 129 Place of use is within the area served by Danskin Ditch Company.

Describe any other water rights used at the same place and for the same purposes as describe above: Those water rights recommended as of the date of this amended claim.

Basis of Claim: Decreed

Signature(s)

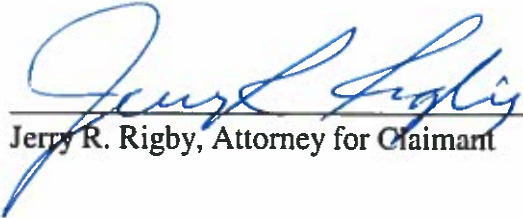
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: Previously submitted and on file with IDWR

For Individuals/Organizations:

I do solemnly swear or affirm under penalty of perjury that I am the attorney for the above individual or organization, that I have signed the foregoing document in the space below as attorney for the individual or organization and that the statements contained in the foregoing document are true and correct.

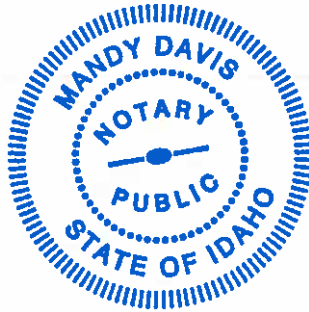
DATED this 17th day of August, 2010.


Jerry R. Rigby, Attorney for Claimant

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 17th day of August, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry R. Rigby, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at: St. Anthony
My Commission Expires: 6/24/2011

DANSKIN DITCH CO

Service Area Boundary

Water Right No.: 1-52A, 1-53A, 1-92B, 1-116BB,
1-157B, 1-158B, 1-261, 1-306,
1-10091 and 1-10092

Boundary

Township/Range

Sections

0 2640 5280 7920 10560 Feet



SCANNED
09 2006

02S35E

02S34E

03S34E

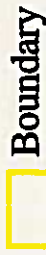
GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: M. Holliday
Date: December 2005



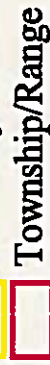
DANSKIN DITCH CO

Service Area Boundary

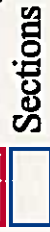
Water Right No.: 1-52A, 1-53A, 1-92B, 1-116BB,
1-157B, 1-158B, 1-261, 1-306,
1-10091 and 1-10092



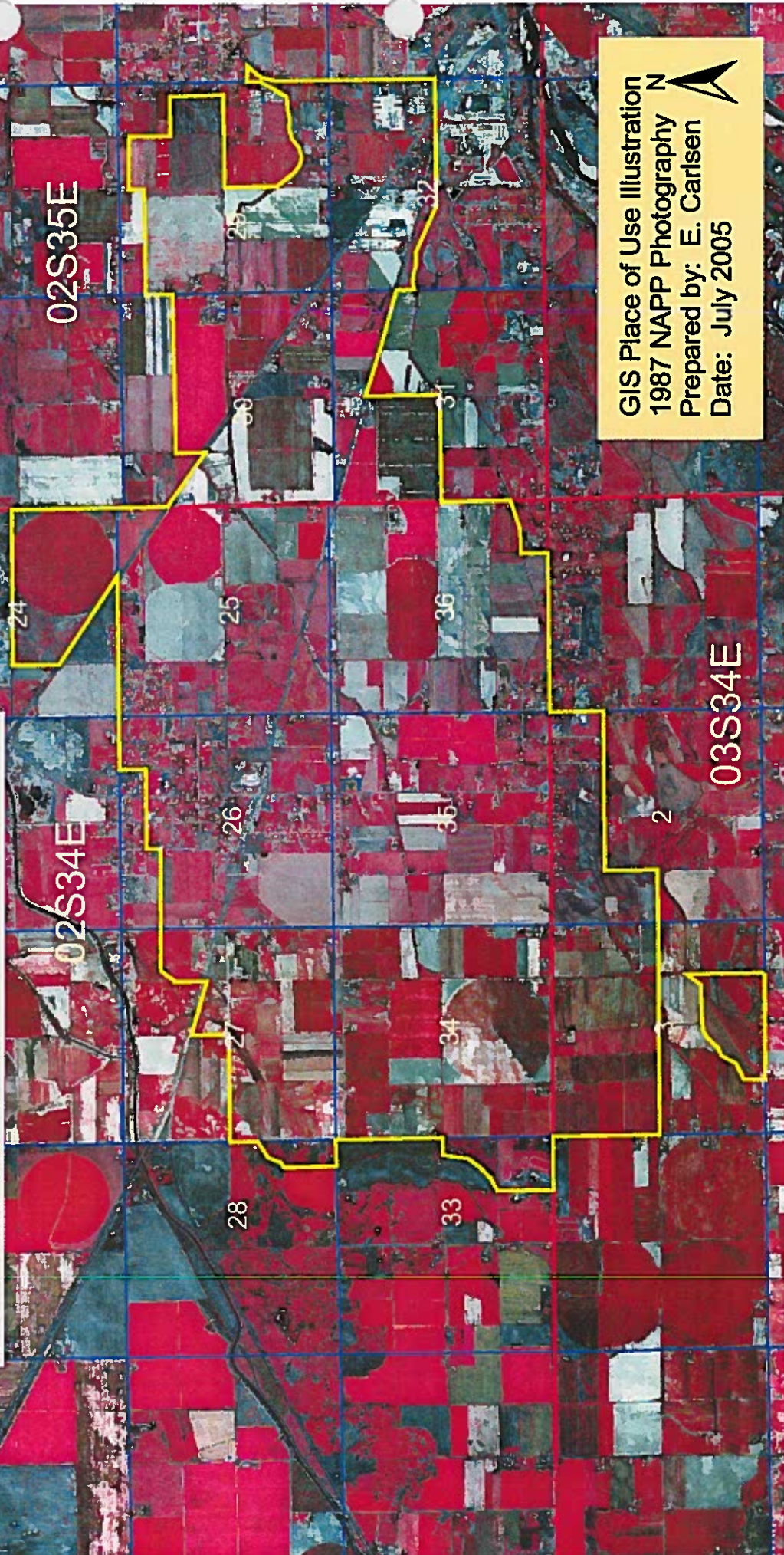
Boundary



Township/Range



Sections



GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: E. Carlsen
Date: July 2005



06/01/2006

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

RIGHT NUMBER: 1-52A

NAME AND ADDRESS: THE UNITED CANAL CO
74 N 600 W
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 97.500 CFS

PRIORITY DATE: 07/23/1886

POINT OF

DIVERSION: T02S R35E S27 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	97.500 CFS
STOCKWATER	04/01 11/17	30.000 CFS

PLACE OF USE:

5158 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 Danskin Ditch Company.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Danskin Canal.

12/29/2005

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

RIGHT NUMBER: 1-52A

NAME AND ADDRESS: DANSKIN DITCH CO
74 N 600 W
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 97.500 CFS

PRIORITY DATE: 07/23/1886

POINT OF DIVERSION:

T02S R35E S27 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	97.500 CFS
STOCKWATER	04/01 11/17	30.000 CFS

PLACE OF USE:

5158 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 Danskin Ditch Company.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
Water is delivered through Danskin Canal.

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 1-52A
Date Received: 5/12/1989
Receipt No: E007355 + E031511
Received By: MWH

AMENDED NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DANSKIN DITCH CO Phone: (208)684-3809
74 N 600 W
BLACKFOOT ID USA 83221

2. Date of Priority: 07/23/1886

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	35E	27	NE NE NE 1	BINGHAM	

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	97.5	
STOCKWATER	04/01	12/31	30	
GROUND WATER RECHARGE	01/01	12/31	97.5	

7. Total Quantity Appropriated is:
97.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02S	34E	24	NE SW	IRRIGATION	27
			SW SW	IRRIGATION	18

			NE	SE	IRRIGATION	32
			NW	SE	IRRIGATION	37
			SE	SE	IRRIGATION	32
					Section Acres	146
02S	34E	25	NE	NE	IRRIGATION	32
			NW	NE	IRRIGATION	35
			SW	NE	IRRIGATION	36
			SE	NE	IRRIGATION	35
			NE	NW	IRRIGATION	35
			NW	NW	IRRIGATION	32
			SW	NW	IRRIGATION	35
			SE	NW	IRRIGATION	36
			NE	SW	IRRIGATION	35
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	35
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	35
			SW	SE	IRRIGATION	34
			SE	SE	IRRIGATION	34
					Section Acres	554
02S	34E	26	NE	NW	IRRIGATION	32
			NW	NW	IRRIGATION	32
			SW	NW	IRRIGATION	32
			SE	NW	IRRIGATION	32
			NE	SW	IRRIGATION	27
			NW	SW	IRRIGATION	27
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	32
			NE	SE	IRRIGATION	32
			NW	SE	IRRIGATION	32
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	35
			NE	NE	IRRIGATION	18
			NW	NE	IRRIGATION	18
			SW	NE	IRRIGATION	32
			SE	NE	IRRIGATION	32
					Section Acres	483
02S	34E	27	NE	NE	IRRIGATION	32
			NW	NE	IRRIGATION	32
			SW	NE	IRRIGATION	32
			SE	NE	IRRIGATION	32
			NE	SW	IRRIGATION	33
			NW	SW	IRRIGATION	33
			SW	SW	IRRIGATION	32
			SE	SW	IRRIGATION	32
			NE	SE	IRRIGATION	32
			NW	SE	IRRIGATION	32
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	35
					Section Acres	392
02S	34E	28	NE	SE	IRRIGATION	18
			NW	SE	IRRIGATION	9
			SW	SE	IRRIGATION	14
			SE	SE	IRRIGATION	27

					Section Acres	68
02S	34E	33	NE	SE	IRRIGATION	23
			SE	SE	IRRIGATION	23

					Section Acres	46
02S	34E	34	NE	NE	IRRIGATION	35
			SW	NE	IRRIGATION	36
			SE	NE	IRRIGATION	35
			NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	36
			SW	NW	IRRIGATION	36
			SE	NW	IRRIGATION	36
			NE	SW	IRRIGATION	36
			NW	SW	IRRIGATION	36
			SW	SW	IRRIGATION	34
			SE	SW	IRRIGATION	35
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	36
			NW	SE	IRRIGATION	36
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	34

					Section Acres	567
02S	34E	35	NE	NE	IRRIGATION	34
			NW	NE	IRRIGATION	34
			SW	NE	IRRIGATION	35
			SE	NE	IRRIGATION	34
			NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	34
			SW	NW	IRRIGATION	34
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	36
			NW	SW	IRRIGATION	36
			SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	35
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	36
			SW	SE	IRRIGATION	34
			SE	SE	IRRIGATION	34

					Section Acres	557
02S	34E	36	NE	NE	IRRIGATION	35
			NW	NE	IRRIGATION	36
			SW	NE	IRRIGATION	36
			SE	NE	IRRIGATION	36
			NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	35
			SW	NW	IRRIGATION	36
			SE	NW	IRRIGATION	36
			NE	SW	IRRIGATION	36
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	34
			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	36

					Section Acres	462
02S	35E	28	NW	SW	IRRIGATION	2

					Section Acres	2
--	--	--	--	--	---------------	---

02S	35E	29	NE	NW		IRRIGATION	34
			NW	NW		IRRIGATION	35
			SW	NW		IRRIGATION	35
			SE	NW		IRRIGATION	35
			NE	SW		IRRIGATION	32
			NW	SW		IRRIGATION	35
			SW	SW		IRRIGATION	27
			SE	SW		IRRIGATION	35
			SW	SE		IRRIGATION	18
			SE	SE		IRRIGATION	18

Section Acres 304

02S	35E	30	NE	NE		IRRIGATION	34
			NW	NE		IRRIGATION	35
			SW	NE		IRRIGATION	35
			SE	NE		IRRIGATION	34
			NE	NW		IRRIGATION	35
			NW	NW	1	IRRIGATION	18
			SW	NW	2	IRRIGATION	27
			SE	NW		IRRIGATION	27
			NE	SW		IRRIGATION	27
			NW	SW	3	IRRIGATION	35
			SW	SW	4	IRRIGATION	34
			SE	SW		IRRIGATION	35
			NE	SE		IRRIGATION	32
			NW	SE		IRRIGATION	27
			SW	SE		IRRIGATION	32
			SE	SE		IRRIGATION	27

Section Acres 494

02S	35E	31	NE	NE		IRRIGATION	32
			NW	NE		IRRIGATION	27
			SE	NE		IRRIGATION	4
			NE	NW	1	IRRIGATION	26
			NW	NW	1	IRRIGATION	27
			SW	NW	2	IRRIGATION	35
			SE	NW	2	IRRIGATION	35

Section Acres 186

02S	35E	32	NE	NE		IRRIGATION	32
			NW	NE		IRRIGATION	32
			SW	NE		IRRIGATION	23
			SE	NE		IRRIGATION	23
			NE	NW		IRRIGATION	27
			NW	NW		IRRIGATION	27
			SW	NW		IRRIGATION	18
			SE	NW		IRRIGATION	18
			NE	SE		IRRIGATION	9
			NW	SE		IRRIGATION	9
			SE	SE	1	IRRIGATION	9

Section Acres 227

03S	34E	1	NE	NW		IRRIGATION	4
			NW	NW		IRRIGATION	27

Section Acres 31

03S	34E	2	NE	NE		IRRIGATION	34
			NW	NE		IRRIGATION	35

			NE	NW		IRRIGATION	35
			NW	NW		IRRIGATION	34
			SW	NW		IRRIGATION	17
			NW	SW		IRRIGATION	9
						Section Acres	164
03S	34E	3	NE	NE	1	IRRIGATION	33
			NW	NE	2	IRRIGATION	34
			SW	NE		IRRIGATION	36
			SE	NE		IRRIGATION	35
			NE	NW	3	IRRIGATION	34
			NW	NW	4	IRRIGATION	33
			SW	NW		IRRIGATION	35
			SE	NW		IRRIGATION	36
			NE	SW		IRRIGATION	35
			NW	SW		IRRIGATION	35
			SW	SW		IRRIGATION	34
			SE	SW		IRRIGATION	35
			NE	SE		IRRIGATION	35
			NW	SE		IRRIGATION	35
			SW	SE		IRRIGATION	35
			SE	SE		IRRIGATION	18
						Section Acres	538
						Total Acres	5221

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

TRANSFER P/D #273. P/U INCOMPLETE. OTHER RIGHTS CONTINUED: 01-00157B & 00092B. FROM ITEM #5: DIVERSION FOR THE DANSKIN DITCH CONSISTS OF A LAVA ROCK AND CEMENT DAM WHICH EXTENDS FROM THE HEADGATES UPSTREAM AT AN ANGLE COMPLETELY ACROSS THE WIDTH OF THE SNAKE RIVER. EXCESS WATER, WHICH THE CANAL DOES NOT USE, SPILLS OVER THIS DAM. THERE ARE 6 STEEL HEADGATES SET IN CEMENT. EACH HEADGATE MEASURES 4' X 4'. REMARKS: DANSKIN DITCH COMPANY IS CLAIMING THESE WATER RIGHTS ON BEHALF OF THOSE LAND OWNERS WHO IRRIGATE THEIR PROPERTY WITH WATER DELIVERED THROUGH THE DANSKIN DITCH SYSTEM.

AMENDED CLAIM TO ADD RECHARGE AND STOCKWATER ON 12/22/2005.

15. Basis of Claim: Decreed

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 PRESIDENT of _____

Title

DANSKIN DITCH CO., that I have signed the foregoing
Organization

document in the space below as PRESIDENT of _____

Title

DANSKIN DITCH CO. and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

PRESIDENT, DANSKIN DITCH CO.
Title and Organization

12-22-05

Date

State of Idaho)

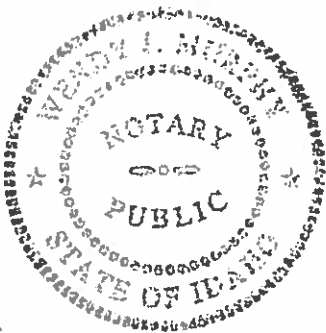
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 22nd
of December 2005

Wendy J. Murphy
Notary Public

Residing at Idaho Falls

My commission Expires 6/23/06



06/20/2005

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

RIGHT NUMBER: 1-52A

NAME AND ADDRESS: DANSKIN DITCH CO
74 N 600 W
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 97.500 CFS

PRIORITY DATE: 07/23/1886

POINT OF DIVERSION:

T02S R35E S27 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	97.500 CFS

PLACE OF USE:

5221 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 Danskin Ditch 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: Decreed

Water is delivered through Danskin Canal.

SCANNED

AUG 17 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A01-00052A
Date Received: 6/26/1989
Receipt No: 6007355
Received By: Coder Ean

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANSKIN DITCH COMPANY 208-684-3809
Address: 74 N. 600 W.
BLACKFOOT, ID 83221

2. Date of Priority: JUL 23, 1886

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	35E	27	NE	NE	NE	1	BINGHAM

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	97.500		

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

8. Total consumptive use is 15663.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	34E	24	NE	SW		IRR	27.0
			SW	SW		IRR	18.0
			NE	SE		IRR	32.0

A01-00052A

Page 1

Date: 06/26/89

MICROFILMED

OCT 19 1991

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	34E	24	NW	SE		IRR	37.0
			SE	SE		IRR	32.0
					Section Acres		146.0
		25	NE	NE		IRR	32.0
			NW	NE		IRR	35.0
			SW	NE		IRR	36.0
			SE	NE		IRR	35.0
			NE	NW		IRR	35.0
			NW	NW		IRR	32.0
			SW	NW		IRR	35.0
			SE	NW		IRR	36.0
			NE	SW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	35.0
			SE	SW		IRR	35.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	34.0
			SE	SE		IRR	34.0
					Section Acres		554.0
		26	NE	NE		IRR	18.0
			NW	NE		IRR	18.0
			SW	NE		IRR	32.0
			SE	NE		IRR	32.0
			NE	NW		IRR	32.0
			NW	NW		IRR	32.0
			SW	NW		IRR	32.0
			SE	NW		IRR	32.0
			NE	SW		IRR	27.0
			NW	SW		IRR	27.0
			SW	SW		IRR	35.0
			SE	SW		IRR	32.0
			NE	SE		IRR	32.0
			NW	SE		IRR	32.0
			SW	SE		IRR	35.0
			SE	SE		IRR	35.0
					Section Acres		483.0
		27	NE	NE		IRR	32.0
			NW	NE		IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	34E	27	SW		NE		IRR	32.0
			SE		NE		IRR	32.0
			NE		SW		IRR	33.0
			NW		SW		IRR	33.0
			SW		SW		IRR	32.0
			SE		SW		IRR	32.0
			NE		SE		IRR	32.0
			NW		SE		IRR	32.0
			SW		SE		IRR	35.0
			SE		SE		IRR	35.0
							Section Acres	392.0
		28	NE		SE		IRR	18.0
			NW		SE		IRR	9.0
			SW		SE		IRR	14.0
			SE		SE		IRR	27.0
							Section Acres	68.0
		33	NE		SE		IRR	23.0
			SE		SE		IRR	23.0
							Section Acres	46.0
		34	NE		NE		IRR	35.0
			SW		NE		IRR	36.0
			SE		NE		IRR	35.0
			NE		NW		IRR	36.0
			NW		NW		IRR	36.0
			SW		NW		IRR	36.0
			SE		NW		IRR	36.0
			NE		SW		IRR	36.0
			NW		SW		IRR	36.0
			SW		SW		IRR	34.0
			SE		SW		IRR	35.0
			NE		SE		IRR	35.0
			NW		SE		IRR	36.0
			NW		SE		IRR	36.0
			SW		SE		IRR	35.0
			SE		SE		IRR	34.0
							Section Acres	567.0
		35	NE		NE		IRR	34.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02S	34E	35	NW		NE		IRR	34.0
			SW		NE		IRR	35.0
			SE		NE		IRR	34.0
			NE		NW		IRR	36.0
			NW		NW		IRR	34.0
			SW		NW		IRR	34.0
			SE		NW		IRR	35.0
			NE		SW		IRR	36.0
			NW		SW		IRR	36.0
			SW		SW		IRR	35.0
			SE		SW		IRR	35.0
			NE		SE		IRR	35.0
			NW		SE		IRR	36.0
			SW		SE		IRR	34.0
			SE		SE		IRR	34.0
							Section Acres	557.0
		36	NE		NE		IRR	35.0
			NW		NE		IRR	36.0
			SW		NE		IRR	36.0
			SE		NE		IRR	36.0
			NE		NW		IRR	36.0
			NW		NW		IRR	35.0
			SW		NW		IRR	36.0
			SE		NW		IRR	36.0
			NE		SW		IRR	36.0
			NW		SW		IRR	35.0
			SW		SW		IRR	34.0
			NE		SE		IRR	35.0
			NW		SE		IRR	36.0
							Section Acres	462.0
	35E	28	NW		SW		IRR	2.0
							Section Acres	2.0
		29	NE		NW		IRR	34.0
			NW		NW		IRR	35.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
			NE		SW		IRR	32.0
			NW		SW		IRR	35.0
			SW		SW		IRR	27.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	29	SE	SW		IRR	35.0
			SW	SE		IRR	18.0
			SE	SE		IRR	18.0
						Section Acres	304.0
		30	NE	NE		IRR	34.0
			NW	NE		IRR	35.0
			SW	NE		IRR	35.0
			SE	NE		IRR	34.0
			NE	NW		IRR	35.0
			NW	NW	1	IRR	18.0
			SW	NW	2	IRR	27.0
			SE	NW		IRR	27.0
			NE	SW		IRR	27.0
			NW	SW	3	IRR	35.0
			SW	SW	4	IRR	34.0
			SE	SW		IRR	35.0
			NE	SE		IRR	32.0
			NW	SE		IRR	27.0
			SW	SE		IRR	32.0
			SE	SE		IRR	27.0
						Section Acres	494.0
		31	NE	NE		IRR	32.0
			NW	NE		IRR	27.0
			SE	NE		IRR	4.0
			NE	NW	1	IRR	26.0
			NW	NW	1	IRR	27.0
			SW	NW	2	IRR	35.0
			SE	NW	2	IRR	35.0
						Section Acres	186.0
		32	NE	NE		IRR	32.0
			NW	NE		IRR	32.0
			SW	NE		IRR	23.0
			SE	NE		IRR	23.0
			NE	NW		IRR	27.0
			NW	NW		IRR	27.0
			SW	NW		IRR	18.0
			SE	NW		IRR	18.0
			NE	SE		IRR	9.0
			NW	SE		IRR	9.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	35E	32	SE	SE	1	IRR	9.0
			Section Acres				227.0
03S	34E	1	NE	NW		IRR	4.0
			NW	NW		IRR	27.0
			Section Acres				31.0
		2	NE	NE		IRR	34.0
			NW	NE		IRR	35.0
			NE	NW		IRR	35.0
			NW	NW		IRR	34.0
			SW	NW		IRR	17.0
			NW	SW		IRR	9.0
			Section Acres				164.0
		3	NE	NE	1	IRR	33.0
			NW	NE	2	IRR	34.0
			SW	NE		IRR	36.0
			SE	NE		IRR	35.0
			NE	NW	3	IRR	34.0
			NW	NW	4	IRR	33.0
			SW	NW		IRR	35.0
			SE	NW		IRR	36.0
			NE	SW		IRR	35.0
			NW	SW		IRR	35.0
			SW	SW		IRR	34.0
			SE	SW		IRR	35.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
			SW	SE		IRR	35.0
			SE	SE		IRR	18.0
			Section Acres				538.0
			Total Acres				5221.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

01-00116BB, 00158B, 00053A, 00117BA, 00118AV, 00261, 00306,

14. Remarks:

TRANSFER P/D #273.

P/U INCOMPLETE.

OTHER RIGHTS CONTINUED: 01-00157B & 00092B.

FROM ITEM #5: DIVERSION FOR THE DANSKIN DITCH CONSISTS OF A LAVA ROCK AND CEMENT DAM WHICH EXTENDS FROM THE HEADGATES UPSTREAM AT AN ANGLE COMPLETELY ACROSS THE WIDTH OF THE SNAKE RIVER. EXCESS WATER, WHICH THE CANAL DOES NOT USE, SPILLS OVER THIS DAM. THERE ARE 6 STEEL HEADGATES SET IN CEMENT. EACH HEADGATE MEASURES 4' X 4'.

REMARKS: DANSKIN DITCH COMPANY IS CLAIMING THESE WATER RIGHTS ON BEHALF OF THOSE LAND OWNERS WHO IRRIGATE THEIR PROPERTY WITH WATER DELIVERED THROUGH THE DANSKIN DITCH SYSTEM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRRIGATION CANAL

Decree Plaintiff

vs

TETON IRRIGATION CANAL.

Decree Defendant

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 A01-00052A
Date Received 5-12-89
Receipt Number E007355

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A0100052A

Please type or print clearly

1. Name of Claimant (s) Danskin Ditch Company Phone (208) 684-38
Mailing Address 74 North 600 West Blackfoot, Idaho Zip 83221

2. Date of Priority (Only one (1) per claim) July 23, 1886

3. Source of water supply (a) Snake River
which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 2s Range 35E Section 27,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, 1 B.M., County of Bingham

Additional points of diversion if any: none

b. If instream flow, beginning point of claimed instream flow is: none

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Diversion for the Danskin Ditch consists
of a lava rock and cement dam which extends from the headgates upstream at an angle
completely across the width of the Snake River. Excess water, which the canal does
not use, spills over this dam. There are 6 steel headgates set in cement. Each
headgate measures 4 ft by 4 ft.

MICROFILMED

OCT 19 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from April 1 to Nov 1 amount 97.500 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 97.500 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 15663 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use: See attached form, next page

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 5221

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

12. Do you own the property listed above as place of use? Yes _____ No XXX
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

01-00116BB / 01-00158B / 01-00053A / 01-00117BA / 01-00118AV / 01-00261 or None ()
01-00306 / 01-00157B / 01-00092B

14. Remarks:
Danskin Ditch Company is claiming these water rights on behalf of those land owners who irrigate their property with water delivered through the Danskin Ditch system.

water right number 01-00052A

MICROFILMED

OCT 19 1992

Last Name DANSKIN Ident No. _____

Copies: White -State, Yellow-Claimant

LAND LIST ATTACHMENT

Description and location of place of use:

Danskin Ditch Company

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				
25	34E	24												27				32	37	18	32	146
		28																18	9	14	27	68
		27	32	32	32	32								33	33	32	32	32	32	35	35	392
		26	18	18	32	32	32	32	32	32	32	27	27	35	32	32	32	35	35			483
		25	32	35	36	35	35	32	35	36	35	35	35	35	35	35	35	34	34			554
		33																23			23	46
		34	35	36	36	35	36	36	36	36	36	36	34	35	35	36	35	34				567
		35	34	34	35	34	36	34	34	35	36	36	35	35	35	36	34	34				557
		36	35	36	36	36	36	35	36	36	36	35	34	2	35	36						462
35	34E	3	^{L1} 33	^{L2} 34	36	35	^{L3} 34	^{L4} 33	35	36	35	35	34	35	35	35	35	18				538
		2	34	35			35	34	17			9										164
		1					4	27														31
25	35E	30	34	35	35	34	35	^{L1} 18	^{L2} 27	27	27	^{L3} 35	^{L4} 34	35	32	27	32	27				494
		29					34	35	35	35	32	35	27	35			18	18				304
		28										2										2
		31	32	27		4	^{L1} 26	^{L1} 27	^{L2} 35	^{L2} 35												186
		32	32	32	23	23	27	27	18	18					9	9		4				227
																			</			

Total number of acres irrigated 5221

MICROFILMED

OCT 19 1992

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

Decree XX

If applicable provide IDWR Water Right Number 01-00052A

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title

of Danskin Ditch Company, that I have signed the foregoing

Organization

document in the space below as treasurer of Danskin Ditch Company

Title

Organization

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

Signature of Authorized Agent Ron V. Ella

Title and Organization treasurer - Danskin Ditch Company Date May 10, 1989

State of Idaho/or _____)

County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 10th day of May 19 89

SEAL

Notary Public J. Faye Leander

Residing at Blackfoot, Idaho

My Commission Expires Nov 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

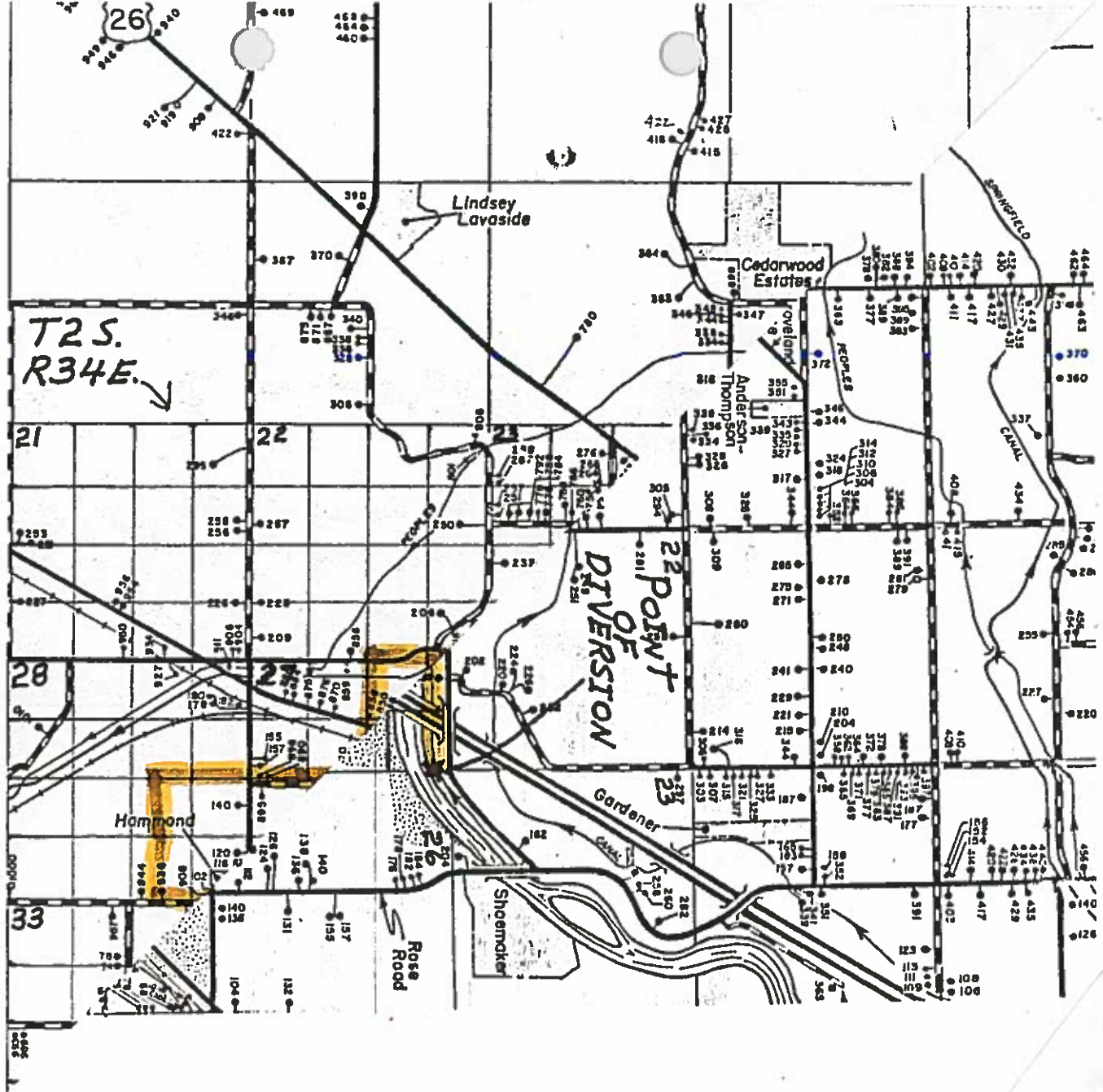
Date _____

MICROFILMED

OCT 19 1992

Last Name Danskin Ident. Number _____

Copies White-State, Yellow-Claimant



T2S.
R34E. ↘

22 POINT
OF
DIVERSION

Hammond

Shoemaker

Gardner

Rose
Road

Lindsey
Lavaside

Cedarwood
Estates

Andersson
Thompson

MICROFILMED

OCT 19 1992

