

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: 1-59

ENTERPRISE CANAL CO LTD

PO BOX 225

RIRIE ID 83443

Telephone Number: (208)538-7861

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

disagree with 4853 acres

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

ADD 583 acres For total 5436

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

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

DATE: *12-06-06*

SIGNATURE: *[Signature]*

Please print your name: *Steven L. Campbell*

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

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MAY 21 2007

*Kemo
12/7*

ENTERPRISE CANAL - PAYMENT SUMMARY

8-30-89

ES/

PER. POU-OVERLAP REPORT

NAME	(RIGHT)	OVERLAP ACRES	PER. POU-OVERLAP REPORT
DORTSCH	A25-00061A ✓	92.5	E009133

REED	A25-00135A ✓	78.0	~~E00~~ M003952
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CLEVERLY	A25-00167 ✓	110.0	M003881
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(LEE SR.) HEATH	A25-00057 59 000136	56 acres.	M004062
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COOPER	A25-00012A ✓	6 acres ~~78.0 acres~~ ~~100.0~~	E009537
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IDAH0 PACIFIC	A25-11526 ✓	16	E004504
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	A25-11689 ✓	2	E004676
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423 acres Paid for.

A01-10028 ✓

None

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OCT 19 1992

4853 acres

- 423 already paid

4430 acres to pay on

+ 150 (3 claims @ 50^{ac} each)

\$4580⁰⁰ Due.



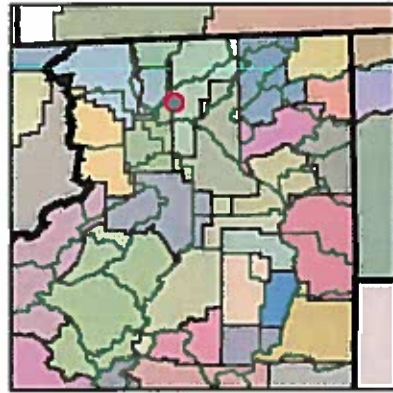
Enterprise Canal Co Ltd

SRBA Recommendations: 1-59, 1-60, 1-233

Service Area Boundary
GIS Place of Use Illustration

Legend

-  Service Area
-  Townships
-  PLS Sections
-  Quarter Quarters

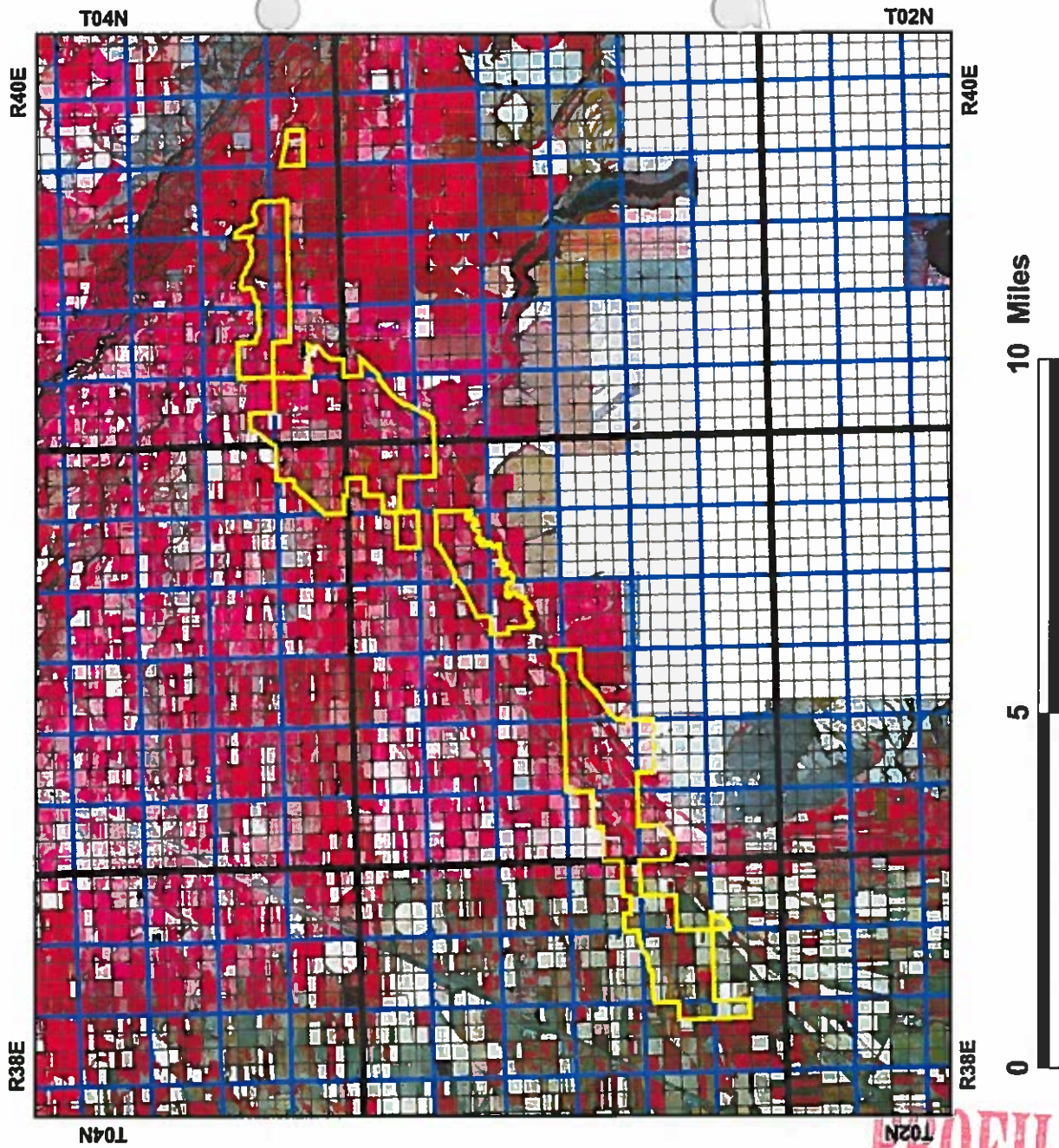


Bonneville, Jefferson Counties
IDWR Basin 1



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Prepared by M. Holliday
On Thursday, December 14, 2006
1987/88 Aerial Photography



08/29/2006

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

RIGHT NUMBER: 1-59

NAME AND ADDRESS: ENTERPRISE CANAL CO LTD
PO BOX 225
RIRIE ID 83443

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 120.000 CFS

PRIORITY DATE: 03/22/1895

POINT OF DIVERSION:

T04N R40E S36 NESWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

120.000 CFS

PLACE OF USE:

4853 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 Enterprise Canal Company.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Enterprise Canal.

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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 1-59
Date Received: 8/30/1989
Receipt No: E010066 + E032445
Received By: MWH

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

1. Name of Claimant(s)

ENTERPRIZE CANAL CO LTD Phone: (208)538-7861
PO BOX 225
RIRIE ID USA 83443

2. Date of Priority: 03/22/1895

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
04N	40E	36	SE NW SE	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	4/01	11/01	120	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Place of use is 5436 acres within the boundary of Enterprize Canal Company.

11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

ITEM 5 - CONCRETE DIVERSION STRUCTURE WITH CONTROL GATES.
DIVERTED INTO ENTERPRISE CANAL SYSTEM. THERE ARE SEVERAL POINTS AT WHICH THE CANAL
DUMPS WATER INTO OTHER CANAL SYSTEMS THAT CARRY THE WATER, BY AGREEMENT, TO
ENTERPRISE CANAL CO.
SHARE HOLDERS.

AMENDED CLAIM ON 12/2/2006 TO ADD 583 ACRES.

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 Vice President of
Enterprise Canal Title
Enterprise Canal Organization, that I have signed the foregoing
document in the space below as Vice President of
Enterprise Canal Title
Enterprise Canal Organization and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Vice President Enterprise Canal
Title and Organization

12-06-06

Date

State of Idaho

County of Bonneville

) SS.

Subscribed and sworn (or affirmed) before me this 06 Day

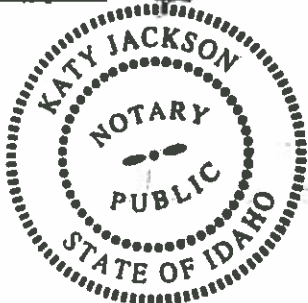
of December 2006

Kathy Jackson

Notary Public

Residing at Idaho Falls

My commission Expires 3/31/2011



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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: A01-00059
Date Received: 8/29/1989
Receipt No: E010066
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ENTERPRISE CANAL CO., LTD. 208-523-7552
Address: C/O MARSHA OLSON, SEC/TREAS
13241 N. 105 E.
IDAHO FALLS, ID 83401

2. Date of Priority: MAR 22, 1895

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	36	SE	NW	SE		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	120.000		

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

8. Total consumptive use is 12132.5 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING OF PATRONS LIVESTOCK

10. Place of Use:

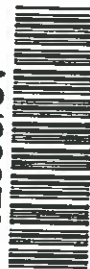
Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	38E	24	SW	SW		IRR	20.0
			SE	SW		IRR	30.0

A01-00059

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Date: 08/29/89

A0100059



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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	38E	24	SW	SE		IRR	37.0
			SE	SE		IRR	38.0
			Section Acres				

25	NE	NW	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	37.0
	SE	NW	IRR	40.0
	NE	SW	IRR	8.0
	NW	SW	IRR	1.0
	SE	SW	IRR	18.0
Section Acres				184.0

26	NE	NE	IRR	30.0
	NW	NE	IRR	40.0
	SW	NE	IRR	39.0
	SE	NE	IRR	37.0
	NE	NW	IRR	15.0
	NW	NW	IRR	16.0
	SW	NW	IRR	34.0
	SE	NW	IRR	38.0
	NE	SW	IRR	11.0
	NW	SW	IRR	34.0
	SW	SW	IRR	34.0
	SE	SW	IRR	40.0
	NE	SE	IRR	36.0
	NW	SE	IRR	38.0
	SW	SE	IRR	23.0
SE	SE	IRR	37.0	
Section Acres				502.0

27	NE	SE	IRR	35.0
	SW	SE	IRR	35.0
	SE	SE	IRR	39.0
Section Acres				109.0

34	NE	NE	IRR	40.0
	SE	NE	IRR	36.0
Section Acres				76.0

36	NW	SW	IRR	22.0
	Section Acres			

A01-00059

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Date: 08/29/89

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10. Place of Use: Continued

Township 03N	Range 38E	Section 36	1/4 NE	of 1/4 SE	Lot	Use IRR	Acres 2.0
					Section Acres		24.0
	39E	1	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SE	NW		IRR	37.0
			NE	SW		IRR	40.0
			NW	SW		IRR	38.0
			NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	36.0
					Section Acres		346.0
		2	NE	SE		IRR	9.0
			NW	SE		IRR	10.0
			SW	SE		IRR	10.0
			SE	SE		IRR	5.0
					Section Acres		34.0
		10	NE	SE		IRR	15.0
			NW	SE		IRR	4.0
			SE	SE		IRR	35.0
					Section Acres		54.0
		11	SW	NE		IRR	37.0
			SE	NE		IRR	33.0
			SE	NW		IRR	12.0
			NE	SW		IRR	35.0
			NW	SW		IRR	33.0
			SW	SW		IRR	39.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
					Section Acres		269.0
		14	NE	NW		IRR	19.0
			NW	NW		IRR	36.0
					Section Acres		55.0
		15	NE	NE		IRR	30.0

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Date: 08/29/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	39E	15	SW	NE		IRR	26.0
			SW	NW		IRR	20.0
					Section Acres		76.0
		16	SE	SE		IRR	10.0
					Section Acres		10.0
		19	NE	SW		IRR	7.0
			SW	SW		IRR	30.0
			SE	SW		IRR	35.0
			NE	SE		IRR	32.0
			NW	SE		IRR	30.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
					Section Acres		214.0
		20	NE	NE		IRR	35.0
			NW	NE		IRR	40.0
			SW	NE		IRR	29.0
			SE	NE		IRR	36.0
			NE	NW		IRR	12.0
			NW	NW		IRR	40.0
			SW	NW		IRR	33.0
			SE	NW		IRR	30.0
			NW	SE		IRR	10.0
			SW	SE		IRR	5.0
			SE	SE		IRR	30.0
					Section Acres		300.0
		21	NE	NE		IRR	40.0
			NW	NE		IRR	24.0
			NW	NW		IRR	20.0
			SW	NW		IRR	10.0
			SE	NW		IRR	27.0
			NE	SW		IRR	35.0
			NW	SW		IRR	15.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
					Section Acres		251.0
		22	NW	NW		IRR	11.0
					Section Acres		11.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	39E	30	NE	NW		IRR	38.0
			Section Acres				38.0
	40E	5	NW	NW		IRR	2.0
			SW	NW		IRR	6.0
			Section Acres				8.0
		6	NE	NE		IRR	37.0
			NW	NE		IRR	35.0
			SW	NE		IRR	37.0
			SE	NE		IRR	28.0
			NE	NW		IRR	34.0
			NW	NW		IRR	35.0
			SW	NW		IRR	36.0
			SE	NW		IRR	24.0
			NE	SW		IRR	33.0
			NW	SW		IRR	29.0
			SW	SW		IRR	29.0
			SE	SW		IRR	35.0
			NW	SE		IRR	33.0
			Section Acres				425.0
		7	NE	NW		IRR	22.0
			NW	NW		IRR	19.0
			Section Acres				41.0
04N	39E	36	NE	NE		IRR	29.0
			NW	NE		IRR	40.0
			SW	NE		IRR	32.0
			SE	NE		IRR	35.0
			SE	NW		IRR	28.0
			NE	SW		IRR	40.0
			NW	SW		IRR	32.0
			SW	SW		IRR	37.0
			SE	SW		IRR	40.0
			NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	38.0
			SE	SE		IRR	32.0
			Section Acres				458.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	40E	27	NW		SW		IRR	3.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			SW		SE		IRR	10.0
			Section Acres					93.0
		28	NE		SE		IRR	15.0
			NW		SE		IRR	12.0
			SE		SE		IRR	40.0
			Section Acres					67.0
		29	SW		SW		IRR	3.0
			SE		SW		IRR	20.0
			SW		SE		IRR	35.0
			SE		SE		IRR	33.0
			Section Acres					91.0
		30	SW		SW		IRR	21.0
			SE		SW		IRR	35.0
			SW		SE		IRR	12.0
			SE		SE		IRR	25.0
			Section Acres					93.0
		31	NE		NE		IRR	27.0
			NW		NE		IRR	16.0
			SW		NE		IRR	35.0
			SE		NE		IRR	38.0
			NE		NW		IRR	30.0
			NW		NW		IRR	33.0
			SW		NW		IRR	32.0
			SE		NW		IRR	40.0
			NE		SW		IRR	37.0
			NW		SW		IRR	31.0
			SW		SW		IRR	29.0
			SE		SW		IRR	37.0
			NE		SE		IRR	36.0
			NW		SE		IRR	40.0
			SW		SE		IRR	33.0
			SE		SE		IRR	40.0
			Section Acres					534.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	32	NE	NE		IRR	32.0
			NW	NE		IRR	31.0
			NW	SW		IRR	37.0
						Section Acres	100.0
		33	NE	NE		IRR	40.0
			NE	NW		IRR	35.0
			NW	NW		IRR	25.0
						Section Acres	100.0
		34	NE	NE		IRR	40.0
			NW	NW		IRR	40.0
						Section Acres	80.0
		35	SW	NE		IRR	23.0
			SE	NE		IRR	10.0
			NE	SE		IRR	20.0
			NW	SE		IRR	32.0
						Section Acres	85.0
						Total Acres	4853.0

11. Place of use in counties: BONNEVILLE, JEFFERSON

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

13. Other Water Rights Used:
01-00060, 00233 & PALISADES STORAGE RIGHTS.

14. Remarks:
ITEM 5 - CONCRETE DIVERSION STRUCTURE WITH CONTROL GATES.
DIVERTED INTO ENTERPRISE CANAL SYSTEM. THERE ARE SEVERAL
POINTS AT WHICH THE CANAL DUMPS WATER INTO OTHER CANAL SYSTEMS
THAT CARRY THE WATER, BY AGREEMENT, TO ENTERPRISE CANAL CO.
SHARE HOLDERS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/16/1910

REXBURG IRRIGATION CANAL
Decree Plaintiff

TETON IRRIGATION CANAL.
Decree Defendant

vs

16. Signature(s)

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

Number of attachments: 2

For Organizations:

I do solemnly swear or affirm that I am President of
Title
Enterprise Canal Co. Ltd., that I have signed the foregoing
Organization
document in the space below as President of
Title
Enterprise Canal Co. Ltd., and that the statements contained in the
Organization
foregoing document are true and correct.

Nicky L Olson
Signature of Authorized Agent

President Enterprise Canal Co. Ltd.
Title and Organization

8-30-1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of August 19 89

[Signature]
Notary Public

Seal

Residing at Idaho Falls, Id.
My Commission Expires 22 Aug 1994

Enterprise Canal Company, LTD
13241 North 105 East
Idaho Falls, Idaho 83401

Enterprise Canal Co. main headgate is
in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 36 T4N R40 EBM.

The main headgate is approximately
16 feet wide and 10 feet high. It
has (2) two four foot steel gates.

Enterprise is a separate canal from
point of entry ~~at~~ at river to the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 6, T3N, R40 EBM where it
enters the Eagle Rock Canal. It is
then dumped into Willow Creek. The
water is delivered via the Progress System
from this point on. A large portion of our
lower share holders receive water from
the McGill Ditch which is taken out of
Willow Creek at the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 19, T3N,
R39 EBM.

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