

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

07/05/2006

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

Water is delivered through West Labelle & Long Island Canal.

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

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

Use of this right is combined with water from Long Island Irrigation Co.

Independent Irrigation Co.

RECEIVED
AUG 24 2006
Department of Water Resources
Eastern Region

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 Independent Irrigation Co. has deemed that the service area boundary of the Independent Irrigation Co. is illustrated accurately, without modifications, and in its entirety on the map(s) created by Danielle Favreau on July 14, 2006. 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.

W. Ronald Shippen
Signature

8-24-06
Date

W. RONALD SHIPPEN
Printed Name

President
Title

INDEPENDENT IRRIGATION CO.

Name	Long Island Inches	Scott Slough Inches	Total	%
Dallas Raymond	77.31	210.00	287.31	27
Jerald Raymond	63.00		63.00	
Jerald Raymond	88.38	80.00	168.38	
Jerald Raymond	5.46		5.46	
William Raymond	29.00	40.00	69.00	
O.C. Raymond	29.00	20.00	49.00	
Ronald Shippen	212.80	297.00	509.80	24
Emmett Shippen		60.00	60.00	
Howard Munns	300.00		300.00	13
Roger Clark	127.00	160.00	287.00	12
Milton Raymond	77.32	60.00	137.32	6
Louis Olsen	8.40	8.00	16.40	3
Blair Olsen	21.60	34.00	55.60	
Twila Montrose		8.00	8.00	
John Radin	49.64	30.00	79.64	3
Wayne Walker	39.00	40.00	79.00	3
Ron Youngstrom		25.00	25.00	2
Jesse Youngstrom		15.00	15.00	
Ruth Hunting		40.00	40.00	2
Alan Quigg	19.34	20.00	39.34	2
Andrew Pollman	19.32	10.00	29.32	1
Clifton Rohodehouse	26.00		26.00	1
Eric Zollinger		10.00	10.00	1
Terry Rackham		15.00	15.00	1
Shirley Sager		15.00	15.00	1
Total	1192.57	1197.00	2389.57	100

These marked have
portion of 1-80
per Shippens.

DEER PARK LATERAL

Name	Long Island Inches	Scott Slough Inches	Total	%	Bear Trap in Dear Park	Long Island water in bear trap
Ronald Shippen	100.00	390.00	490.00	25		
Emmett Shippen	193.00	100.00	293.00		140	
Ron Youngstrom	89.00	135.00	224.00	13		
Jesse Youngstrom	79.00	95.00	174.00			
Wayne Walker	42.00		42.00	11		
Donald Walker	174.67	80.00	254.67			
Robert Walker		40.00	40.00			
Myron Hancock	285.67		285.67	9	51	
Dean Boyce	107.10		107.10	8	54	
Clyde Boyce	134.38		134.38		68	
Vaughn Walker	165.22		165.22	5	83	
Skaar Partnership	100.00	63.00	163.00	5		
Clyde Beck	145.70		145.70	5	?	
Shirley Sager	64.00	55.00	119.00	4		
Roger Poole	104.00		104.00	3		104
Cliff Thomas	100.00		100.00	3		
Howard Munns	71.51		71.51	3		71.51
Ralph Munns	11.35		11.35			11.35
Jake McGraw	52.31	25.00	77.31	3		
Roger Clark	55.90		55.90	2	163	
Mitch Bingham		20.00	20.00	1		
Total	2074.81	1003.00	3077.81	100	559	186.86

1686.55

RECEIVED
AUG 17 1989

Shippew

MAR 9 1989

Department of Water Resources
Eastern District Office

Mar. 7, 1989

Dear Sirs,

This represents the variable filing fee for claim
No's A01-00080, A25-04085, & A25-04086. The Acceage
fee has already been paid by the Long Island Canal
Co.

Also I have in my file a Extension of time to
file claims until 3/10, 1989 signed by David B Shaw.

Thank you,

Jerrell Raymond

Sec.

Independent Irrigation Co.

755 N. 3400. E

Menan, Id. 83434

Apt message

Will call me
Tuesday

754 4733

MICROFILMED

OCT 19 1992

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 296

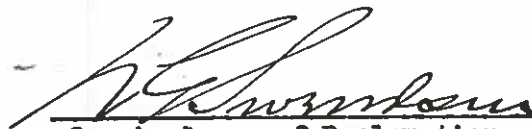
This is to certify that the Independent Irrigation Company, of Menan, County of Jefferson, State of Idaho, has a right to the waters of the South Fork of Snake River, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth (now Ninth) Judicial District of the State of Idaho, in and for the County of Jefferson, in the case entitled "Rexburg Irrigation Company, et al, plaintiffs, vs. Teton Irrigation Canal Company, et al, defendants", J. M. Stevens, District Judge, wherein thirty-four (34) cubic feet per second of the waters of the South Fork of Snake River, in Water District No. 36, was dedicated to the SE $\frac{1}{4}$ Sec. 25, T. 5 N., R. 37 E., B.M.; SW $\frac{1}{4}$ and N $\frac{1}{2}$ Sec. 30, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 29; S $\frac{1}{2}$ Sec. 20, and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, T. 5 N., R. 38 E., B.M., bearing date of priority of June 1, 1884, said decree being entered at Boise, Idaho, in the records of the Department of Reclamation, in Volume 3 of Decrees, at page 450; that, upon the application of the Independent Irrigation Company for a transfer of water right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of thirty-four (34) cubic feet per second of the waters of the South Fork of Snake River, upon the lands above described, is hereby abandoned and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following table, limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

34 sec.ft., dated June 1, 1884																			
		NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$					
Twp.	Rge.	Sec.	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 $\frac{1}{4}$	Total
3 N	37 E	20	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		29	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		32	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640

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

No right to the use of waters on the lands herein described exists at the date of this certificate except as herein stated.

WITNESS The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 17th day of March, 1921.


Commissioner of Reclamation.

Platted on Map-Dist.36-
Recorded in Dist. Rec. Dist. #36-
Diversion Point - Lot 5-Sec.35-4N-37E.
Diversion changed from Independent Irr.Co.Canal to
J.W. Hays ditch.

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 1-80C
Date Received: 7/3/2006
Receipt No: E006260
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

INDEPENDENT IRRIGATION CO Phone: (208)754-4733
755 N 3400 E
MENAN ID USA 83434

2. Date of Priority: 06/01/1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	39E	10	SW NW SE	JEFFERSON	

5. Description of diverting works:

HEADING FOR LONG ISLAND CANAL - CONCRETE WITH METAL SCREW GATES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	29.2	

7. Total Quantity Appropriated is:
29.2 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
05N	37E	25	NE SE	IRRIGATION	40
			NW SE	IRRIGATION	40
				Section Acres	80

05N	38E	7	SW	SW	10	IRRIGATION	30
						Section Acres	30
05N	38E	18	SW	NE	17	IRRIGATION	10
			SE	NE	17	IRRIGATION	10
			NE	NW	7	IRRIGATION	22
			NW	NW	8	IRRIGATION	40
			SW	NW	9	IRRIGATION	40
			SE	NW	10	IRRIGATION	34
			NE	SW	13	IRRIGATION	40
			NW	SW	5	IRRIGATION	40
			SW	SW	6	IRRIGATION	40
			SE	SW	4	IRRIGATION	40
			NE	SE	11	IRRIGATION	27
			NW	SE	12	IRRIGATION	40
			SW	SE	14	IRRIGATION	40
			SE	SE	15	IRRIGATION	40
						Section Acres	463
05N	38E	19	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	38.8
			SW	NW	2	IRRIGATION	38.9
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW	3	IRRIGATION	38.8
			SW	SW	4	IRRIGATION	38.9
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	635.4
05N	38E	20	NE	NE		IRRIGATION	9
			NW	NE		IRRIGATION	13
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	13
			NW	NW		IRRIGATION	32
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
						Section Acres	547
05N	38E	21	NE	SW		IRRIGATION	5
			NW	SW		IRRIGATION	11
			SW	SW		IRRIGATION	38
			SE	SW		IRRIGATION	37

					Section Acres	91	
05N	38E	28	NE	NW	IRRIGATION	40	
			NW	NW	IRRIGATION	40	
			SW	NW	IRRIGATION	5	
			SE	NW	IRRIGATION	5	
					Section Acres	90	
05N	38E	29	NE	NE	IRRIGATION	40	
			NW	NE	IRRIGATION	40	
			NE	NW	IRRIGATION	40	
			NW	NW	IRRIGATION	40	
			SW	NW	IRRIGATION	40	
					Section Acres	200	
05N	38E	30	NE	NE	IRRIGATION	40	
			NW	NE	IRRIGATION	40	
			SW	NE	IRRIGATION	40	
			SE	NE	IRRIGATION	40	
			NE	NW	IRRIGATION	40	
			NW	NW	1	IRRIGATION	39
			SW	NW	2	IRRIGATION	39.1
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	23
			NW	SW	3	IRRIGATION	39
			NW	SE		IRRIGATION	10
					Section Acres	390.1	
					Total Acres	2526.5	

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE REFLECTS LANDS OWNED BY STOCKHOLDERS IN INDEPENDENT IRR. CO.
 SEE NOTICE A25-04085 FOR MAP OF SERVICE AREA.
 THIS RIGHT IS DIVERTED AT THE HEADING FOR LONG ISLAND CANAL. IT IS TRANSPORTED IN
 THE CANAL TO THE NW1/4SW1/4 SEC.32 T 05N, R 39E WHERE IT IS DISCHARGED INTO THE SCOTT
 SLOUGH. WATER IS REDIVERTED FROM SCOTT SLOUGH AT THE INDEPENDENT CANAL HEADINGS IN
 THE NW1/4NE1/4 SEC. 28, AND SE1/4SW1/4 SEC 21, T 05N, R 38E.

Renumbered from claim no. 1-80.

15. Basis of Claim: Decreed

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

RENUMBERED TO: 1-80C

Ident. Number: ~~A01-00080~~

Date Received:

Receipt No: E006260

Received By: PMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: INDEPENDENT IRRIGATION CO. 208-754-4733
Address: 755 N. 3400 E.
MENAN, ID 83434
2. Date of Priority: JUN 01, 1884
3. Source: SNAKE RIVER, DRY BED Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	39E	10	SW	NW	SE		JEFFERSON
5. Description of diverting works:
HEADING FOR LONG ISLAND CANAL - CONCRETE WITH METAL SCREW GATES.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	29.200		
7. Total Quantity Appropriated is:
29.200 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 6316.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	37E	25	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
Section Acres							80.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	7	SW	SW	11	IRR	30.0
			Section Acres				30.0
		18	SW	NE	17	IRR	10.0
			SE	NE	17	IRR	10.0
			NE	NW	7	IRR	22.0
			NW	NW	8	IRR	40.0
			SW	NW	9	IRR	40.0
			SE	NW	10	IRR	34.0
			NE	SW	13	IRR	40.0
			NW	SW	5	IRR	40.0
			SW	SW	6	IRR	40.0
			SE	SW	4	IRR	40.0
			NE	SE	11	IRR	27.0
			NW	SE	12	IRR	40.0
			SW	SE	14	IRR	40.0
			SE	SE	15	IRR	40.0
			Section Acres				463.0
		19	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW	1	IRR	38.8
			SW	NW	2	IRR	38.9
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW	3	IRR	38.8
			SW	SW	4	IRR	38.9
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				635.4
		20	NE	NE		IRR	9.0
			NW	NE		IRR	13.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	20	NE	NW		IRR	13.0
			NW	NW		IRR	32.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	547.0
		21	NE	SW		IRR	5.0
			NW	SW		IRR	11.0
			SW	SW		IRR	38.0
			SE	SW		IRR	37.0
						Section Acres	91.0
		28	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	5.0
			SE	NW		IRR	5.0
						Section Acres	90.0
		29	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
						Section Acres	200.0
		30	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW	1	IRR	39.0
			SW	NW	2	IRR	39.1
			SE	NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	30	NE	SW		IRR	23.0
			NW	SW	3	IRR	39.0
			NW	SE		IRR	10.0
Section Acres							390.1
Total Acres							2526.5

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
A25-04085/04086

14. Remarks:

PLACE OF USE REFLECTS LANDS OWNED BY STOCKHOLDERS IN
INDEPENDENT IRR. CO.
SEE NOTICE A25-04085 FOR MAP OF SERVICE AREA.
THIS RIGHT IS DIVERTED AT THE HEADING FOR LONG ISLAND CANAL. IT
IS TRANSPORTED IN THE CANAL TO THE NW1/4SW1/4 SEC.32 T 05N, R 39E
WHERE IT IS DISCHARGED INTO THE SCOTT SLOUGH. WATER IS
REDIVERTED FROM SCOTT SLOUGH AT THE INDEPENDENT CANAL HEADINGS IN
THE NW1/4NE1/4 SEC. 28, AND SE1/4SW1/4 SEC 21, T 05N, R 38E.

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 President of Independent Liv. Co., that I have signed the foregoing document in the space below as President of Independent Liv. Co. and that the statements contained in the foregoing document are true and correct.

W. Ronald Shippen
Signature of Authorized Agent

President, Independent Liv. Co.
Title and Organization

Feb. 1, 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of Feb. 19 89

Ewert Casher
Notary Public

Seal

Residing at Idaho Falls, ID

My Commission Expires 14 June 1994

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application
of the Independent Irrigation Co.,
for Transfer of Water Right;
Case No. 77. Water Dist. #36.

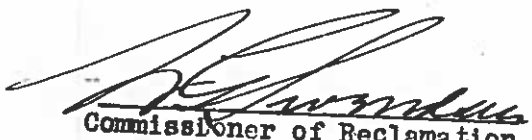
ORDER GRANTING TRANSFER.

WHEREAS, On the 28th day of February, 1921, at the Department of Reclamation, Boise, Idaho, the matter of the application of the Independent Irrigation Company for transfer of water right came regularly on for hearing pursuant to the published notice; and,

WHEREAS, no appeared to protest the said application, and the evidence filed in support of the transfer shows that a greater duty of water would result by reason of the transfer, and that no one would be injured thereby;

THEREFORE, IT IS Hereby ordered that the application for transfer be allowed and that a certificate of transfer be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this department, at Boise, Idaho, this 17th day of March, 1921.


Commissioner of Reclamation.