

08/25/2008

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

RIGHT NUMBER: 1-83X

NAME AND ADDRESS: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
Water is delivered from the Dry Bed.

QUANTITY: 125.260 CFS

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T04N R39E S10 SWNESE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	125.260 CFS
STOCKWATER	01/01 12/31	50.000 CFS

PLACE OF USE:

3166 ACRES TOTAL

Place of use is within the area served by Island Irrigation Company.

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.

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

Diversion of this right is restricted to exclude 150 consecutive days during the period from November 1 through April 30 pursuant to United States Contract No. 14-06-W-29 between the United States and Island Irrigation Company or as such contract may be amended, unless the United States agrees in writing not to enforce the winter water savings provision of the contract for a given period of time.

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 Island Canal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 31, 2009

ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Re: Snake River Basin Adjudication (SRBA)
Returned Check for Amended Claim #1-83X

Dear Mr. Sheppard:

IDWR received your check #1245 on February 11, 2009, long after your Motion to File Amended Claim was granted and shortly after the partial decree was issued. The check just over two years old would never clear the bank and is the reason your check is being returned.

Please submit another check for the claim fees to IDWR at your earliest convenience.

Thank you for attending to this matter.

Sincerely,

Donald V. Shaff, MPA
Adjudication Bureau Chief

DVS:ss:region
Enclosure

Island Irrigation Co. Check #1245

RECEIVED

APR 03 2009

Department of Water Resources
Eastern Region

SCANNED

MAR 31 2009

ISLAND IRL CO WINTER DIVERSIONS

	<u>TURN OUT DATE</u>	<u>MAX Q</u>
1978	11/15	80
1979	11/23	59
1980	11/20	46
1981	11/20	58
1982	11/26	72
1983	11/28	55
1984	11/30	81
1985	11/22	25
1986	12/10	81

FROM WD 1 BOOKS

MICHAEL HOLLIDAY

1/2 27.2006

I being a stockholder of the Island Irrigation Co.
canal in Arvin Idaho.

I have been with ^{the} company all the years that
I have farmed. My father used water from
this canal from 1906 - till his death in 1957.
We have had water for livestock through
the fall of each year.

It was kept running in the canal till early
winter, when it had to be shut out due
to hard freezing and ice conditions.

This late water for livestock is very
important when grazing the fields through
the fall.

It also helps to keep several streams
in this area flowing, and prevents some
streams from drying up to early
~~which~~ ^{which} is a benefit to the fish.

An Interested
Stockholder
Floyd C. Brunk

~~the~~ my memory goes back to 1940^{'s} when
World War II started - at that time water run
in the Canals most of the year on the tail End of
The Island Canal water run through our pond and down
to the river through a Swale - we ice skated on
the pond and old ~~would~~ have water over the ice regularly
to keep it smooth ~~those~~ ^{those along the canal used it as} a source of water for their stock -
a creek which run through the farm started
as a spring in the Snyghers Field, when water was
run in the Canal the Spring flow was high.
Several of the neighbors depended on the creek
for their stock water as did we - the water level
in the Creek depended somewhat on the Canal
which raised the water table in the area and kept
the Creek flowing. • In those days they realized
the value of recharge to keep the ~~spring~~ ^{creek} running
we watered Sheep Cattle and milk cows with
the Creek -

~~Ed Hansen~~
Island Canal

11-30-06

I come to this area in 1949. The levee in the Anna area on the south bank of the Snake River north of Bigley. There are several sloughs running through the farms. The Island Canal would run into later November. The would water our cattle out of the sloughs. The canal would help supply the water in the sloughs. The first watering of hay was easier when the sloughs were full of water. This is what raised the sub water level.

A. Gail Sheppard



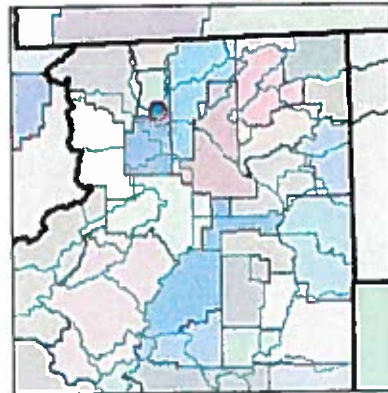
Island Irrigation Co

SRBA Recommendations: 1-81C, 1-82C, 1-83X, 1-117F, 1-118F, 1-4005

Service Area Boundary
GIS Place of Use Illustration

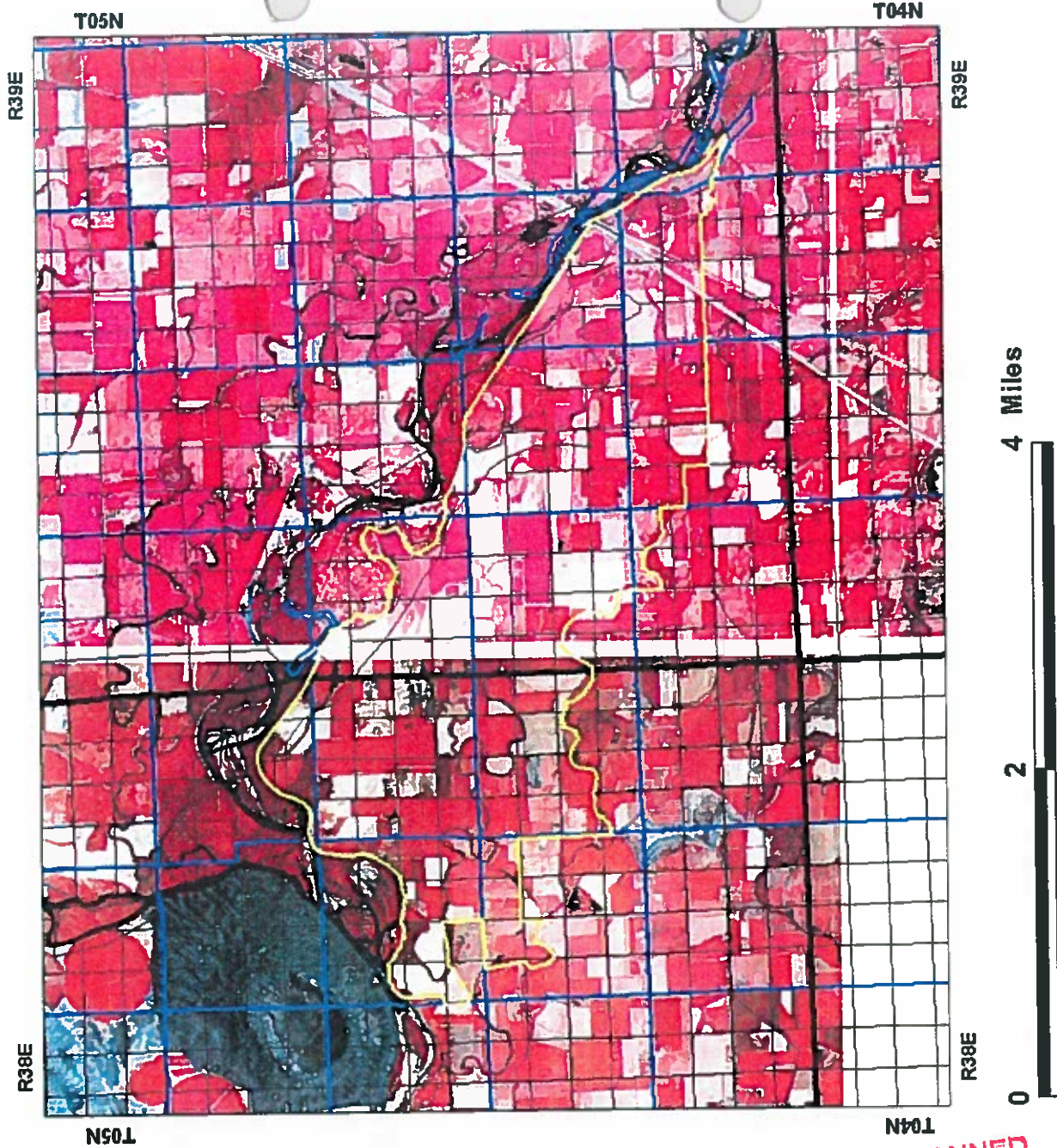
Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Jefferson, Madison Counties
IDWR Basin 1

Prepared by C. Moore
On Monday, November 20, 2006
1987/88 Aerial Photography



SCANNED
APR 29 2007
PROFILED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

APRIL 10, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

RE: Notice of Change of Address for 1-81C, 1-82C, 1-83X, 1-117F, 1-118F, 1-4005, 1-4017, 1-4028, 1-10037, 1-10038, 1-10041, 1-10417 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir:

On April 10, 2007, the Idaho Department of Water Resources (IDWR) received a change of address for the above referenced water right(s). Based on this change, 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

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

Case No. 39576

) **Water Rights: 1-81C**
) 1-82C, 1-83X, 1-117F, 1-118F, 1-4005,
) 1-4017, 1-4028, 1-10037, 1-10038, 1-10041,
) 1-10417

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ 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: 4-11-07

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 13, 2007, 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:
ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

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

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

1-83X

[] ^{AS CLAIM} ~~Water Right~~ Number(s): 1-81C, 1-82C, 1-117F,
1-118F, 1-4005, 1-4017, 1-4028,
1-10037, 1-10038, 1-10041, ~~1-10042~~ 1-10417

[] Name(s): ISLAND IRRIGATION CO

[] Old Mailing Address: C/O KENNETH THORNGREN
3829 E MENAN LORENZO HWY
RIGBY, ID 83442

[] New Mailing Address: C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

DE DONE
CM 4-9-07

Telephone Number: (208) 745-6114

[] Signature(s) of Owner(s) Richard Sheppard
Pres. Island Irrigation Co.
(Include your title if on behalf of company or organization)

Date: 3/9/07

11/21/2006

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: 1-83X

ISLAND IRRIGATION CO
C/O KENNETH THORNGREN
3829 E MENAN LORENZO HWY
RIGBY ID 83442
Telephone Number: (208)745-7549

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

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

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

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

DATE: 11/30/06

SIGNATURE:

Richard Sheppard

Please print your name:

Richard Sheppard

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

SCANNED
APR 23 2007

PROFILED

KmJ
11/30

Affidavit for Change of Point of Diversion of Decreed Water Right



T137

STATE OF IDAHO,

County of Bonneville

ss.

Island Irrigation Co. by C.W. Allred, President, being first duly sworn, deposes and says: That his postoffice address is Lorenzo, Idaho; That he is the owner of and using a certain water right, bearing date of priority of 14.76 a.c. ft June 1, 1886 for 24.16 a.c. ft June 1, 1888 cubic feet per second of the waters of 24.32 " June 1, 1889 14.44 " June 1, 1889 County of Jefferson, State of Idaho, decreed to 14.56 " June 1, 1891 by decree of Judge Stevens, of the 6th Judicial District of the State of Idaho, in and for the County of Fremont, in the case of Rushburg In. Co. vs. Teton In. Co. said decree bearing date of Dec 16 1910, for the purpose of irrigating the following described lands, situate, lying and being in Water Dist. No. 36, in the County of Jefferson and State of Idaho, to-wit: Lands under Island Canal in Jefferson Co.

That he is the person (or representative of the corporation) to whom such right was issued, (or has become the owner thereof in the following manner: By decree and transfer)

That said waters are now diverted from said stream in the 1/4 SW 1/4 of Sec. 34, Twp. 5N, Range 39E, and conducted to the above described lands through the Island ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said water from the point above described to a point located in 1/4 SE 1/4, Sec. 10, Twp. 4N, Range 39E, and thereafter conduct same to the above described land through the Island Ditch ditch, as per map above referred to:

That his reasons for desiring to make such change are as follows: Better heading at new location

That no one will be injured by such change and that such change will be made at affiant's own risk.

Island In. Co. by W. C. Allred, President, Affiant.

Subscribed and sworn to before me this 1st day of February, 1934

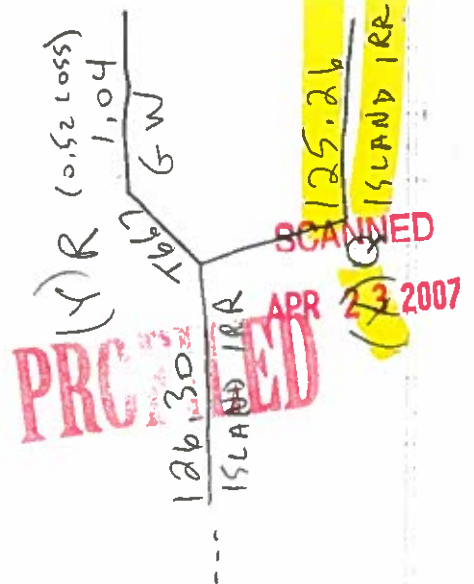
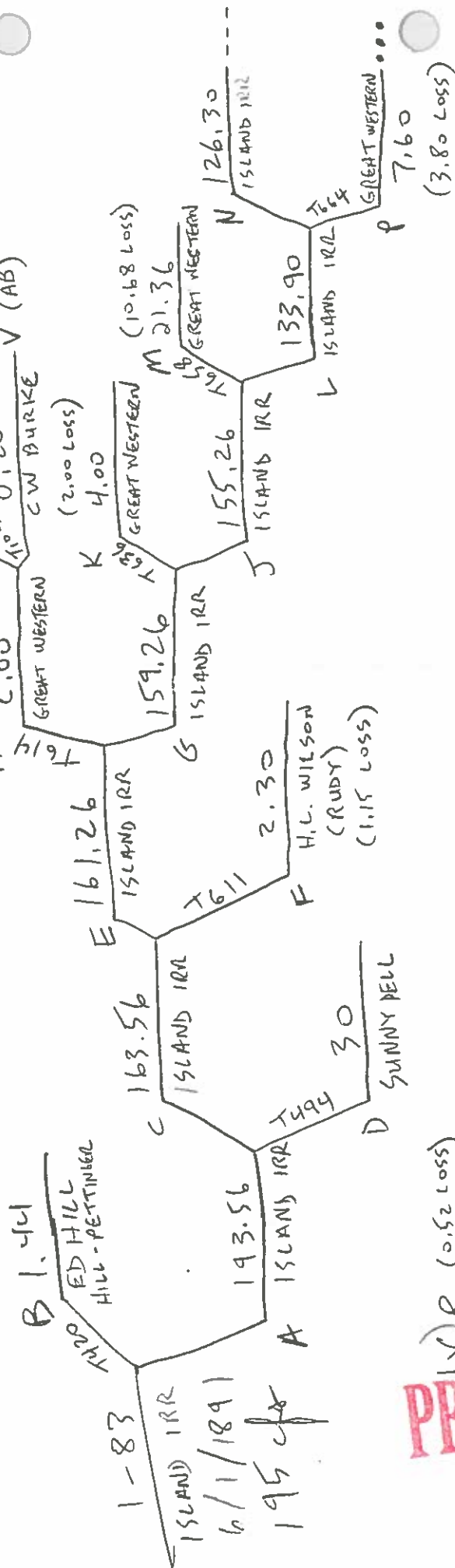
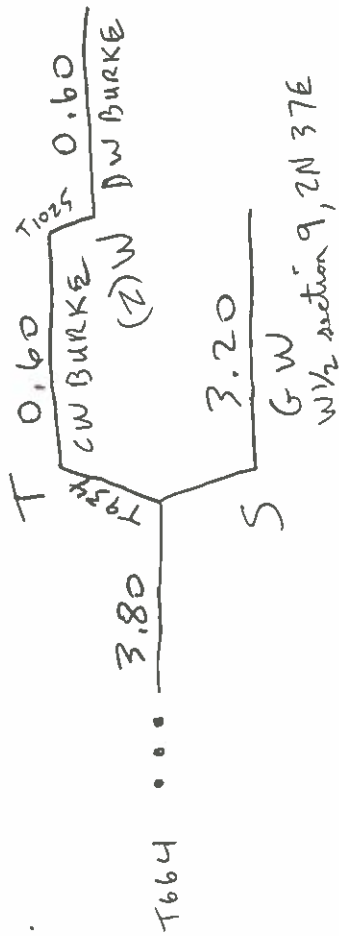
Lois M. Harner
Notary Public

NOTE: If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

O.K. Lynn Lundell Feb 1, 1934

MICROFILMED

SPANNED
PROCESSED
23 2007



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 1-83X
Date Received: 11/30/1988
Receipt No: E004804
Received By: MWH

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

RECEIVED

MAR 15 2007

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

ISLAND IRRIGATION CO Phone: (208)745-7549
C/O KENNETH THORNGREN
3829 E MENAN LORENZO HWY
RIGBY ID USA 83442

2. Date of Priority: 06/01/1891

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 NE 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	125.26	
STOCKWATER	01/01	12/31	50	

7. Total Quantity Appropriated is:
125.26 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	38E	13	SW SW	IRRIGATION	30
			SE SE	IRRIGATION	30

					Section Acres	60
05N	38E	23	NE	NE	IRRIGATION	20
			SE	NE	IRRIGATION	22
			SW	NW	IRRIGATION	14
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	34
			SW	SW	IRRIGATION	32
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	37

					Section Acres	359
05N	38E	24	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	35
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	40
			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	30
			NW	SE	IRRIGATION	36
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	38

					Section Acres	619
05N	38E	25	NE	SE	IRRIGATION	25
			NW	SE	IRRIGATION	14
			NE	NE	IRRIGATION	20
			NW	NE	IRRIGATION	40
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	35
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	33
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	3

					Section Acres	405
05N	38E	26	NE	NE	IRRIGATION	36
			NW	NE	IRRIGATION	34
			NE	NW	IRRIGATION	40
			SW	NW	IRRIGATION	4
			SE	NW	IRRIGATION	18

					Section Acres	132
05N	39E	19	SE	NE	IRRIGATION	10
			NE	NW	IRRIGATION	6
			NW	NW	IRRIGATION	30
			SW	NW	IRRIGATION	40

			SE	NW	IRRIGATION	10
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SW	SW	IRRIGATION	30
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	40
					Section Acres	406
05N	39E	20	SW	SW	IRRIGATION	15
					Section Acres	15
05N	39E	28	NW	NW	IRRIGATION	10
			NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	30
			SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	32
			NW	SE	IRRIGATION	5
			SW	SE	IRRIGATION	20
			SE	SE	IRRIGATION	5
					Section Acres	162
05N	39E	29	NE	NE	IRRIGATION	12
			NW	NE	IRRIGATION	20
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	38
			SW	NW	IRRIGATION	38
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	36
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	35
					Section Acres	574
05N	39E	30	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	35
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
			NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	35
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	30
			NW	SW	IRRIGATION	20
			SE	SW	IRRIGATION	15
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	35
			SE	SE	IRRIGATION	38
					Section Acres	528

05N	39E	31	NE	NE	IRRIGATION	27
			NW	NE	IRRIGATION	19
					Section Acres	46
05N	39E	32	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	37
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	35
			NE	NW	IRRIGATION	35
			NW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	10
					Section Acres	237
05N	39E	33	NE	NE	IRRIGATION	5
			NW	NE	IRRIGATION	10
			SW	NE	IRRIGATION	32
			SE	NE	IRRIGATION	15
			NE	NW	IRRIGATION	30
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	25
			NE	SE	IRRIGATION	10
					Section Acres	207
05N	39E	34	NW	NW	IRRIGATION	5
			NW	SW	IRRIGATION	5
					Section Acres	10
					Total Acres	3760

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: Awaiting SRBA court's acceptance of amended claim adding stockwater.

TRANSFER P/D #137, 420, 611.

CANAL ORIGINALLY WAS DIVERTED DIRECTLY FROM THE SNAKE RIVER IN SEC 34 OF T5N, R39E. IN 1929 A RIGHT-OF-WAY WAS ACQUIRED AND A POINT OF DIVERSION WAS ESTABLISHED ON THE GREAT FEEDER ALMOST DUE SOUTH OF THE ORIGINAL HEAD ON THE SNAKE RIVER. THIS IS THE PRESENT LOCATION. AT THE HEAD, THERE IS AN INCOMING CHANNEL FROM THE GREAT FEEDER WITH THREE GATES, SIDE BY SIDE, EACH 6' WIDE, WITH A CHECK AND SPILLWAY BELOW.

OTHER WATER RIGHTS: DONNEL WEBER FARM; 61 ACRES IN SEC 23 OF T5N R38E, NESW, SWSW, AND SESW. WATER RIGHT ON HY POOLE SLOUGH.

CANAL WATER TO DUMP IN SLOUGH. DIVERTED FROM HY POOLE SLOUGH.

JERRY HALL FARM; #A25-04095, 56.8 ACRES IN NE OF SEC 25, T5N, R38E. WATER RIGHT ON SPRING, TRIBUTARY TO HY POOLE SLOUGH.

DIVERTED FROM HY POOLE SLOUGH.

GARTH HALL FARM; NESE AND SENE OF SEC 25, T5N, R38E. 37 ACRES IRRIGATED WITH LONG ISLAND WATER OR ISLAND IRRIGATION CO. WATER.

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: 8

For Organizations:

I do solemnly swear or affirm that I am President of Island Irrigation Co. Title

Island Irrigation Co. Organization that I have signed the foregoing document in the space below as President of Title

Island Irrigation Co. Organization and that the statements contained in the foregoing document are true and correct. Richard Sheppard Signature of Authorized Agent

President Island Irrigation Co. Title and Organization

1-13-2007 Date

State of Idaho)
County of Idaho) ss.

Subscribed and sworn (or affirmed) before me this 12th of March 2007 Shirley Engstrom



Notary Public
Residing at Lewistown, Id.
My commission Expires 1-13-2009

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

Water is delivered through Island Canal.

07/06/2006

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

RIGHT NUMBER: 1-83X

NAME AND ADDRESS: ISLAND IRRIGATION CO
C/O KENNETH THORNGREN
3829 E MENAN LORENZO HWY
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 125.260 CFS

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION:

T04N R39E S10 SWNESE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	125.260 CFS

PLACE OF USE:

3079 ACRES TOTAL

Place of use is within the area served by Island Irrigation Company.

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.

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 Island Canal.

SEARCHED

431723

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: A01-00083X
Date Received: 11/30/1988
Receipt No: E004804
Received By: SP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ISLAND IRRIGATION COMPANY 208-745-7549
Address: 3829 E. MENAN LORENZO HWY.
RIGBY, ID 83442

2. Date of Priority: JUN 01, 1891

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 of	Lot	County
04N	39E	10	SW	NE	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	125.260	

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

8. Total consumptive use is 9400.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	38E	13	SW	SW		IRR	30.0
			SE	SE		IRR	30.0

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Section Acres 60.0

A01-00083X

Page

1

Date: 12/02/88

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OCT 19 1992

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	38E	23	NE		NE		IRR	20.0
			SE		NE		IRR	22.0
			SW		NW		IRR	14.0
			NE		SW		IRR	40.0
			NW		SW		IRR	34.0
			SW		SW		IRR	32.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	37.0
							Section Acres	359.0
		24	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	35.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			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	30.0
			NW		SE		IRR	36.0
			SW		SE		IRR	40.0
			SE		SE		IRR	38.0
							Section Acres	619.0
		25	NE		NE		IRR	20.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	35.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	33.0
			NW		SW		IRR	35.0
			SW		SW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	25	NE	SE		IRR	25.0
			NW	SE		IRR	14.0
			Section Acres				405.0
		26	NE	NE		IRR	36.0
			NW	NE		IRR	34.0
			NE	NW		IRR	40.0
			SW	NW		IRR	4.0
			SE	NW		IRR	18.0
			Section Acres				132.0
	39E	19	SE	NE		IRR	10.0
			NE	NW		IRR	6.0
			NW	NW		IRR	30.0
			SW	NW		IRR	40.0
			SE	NW		IRR	10.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	30.0
			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				406.0
		20	SW	SW		IRR	15.0
			Section Acres				15.0
		28	NW	NW		IRR	10.0
			NE	SW		IRR	20.0
			NW	SW		IRR	30.0
			SW	SW		IRR	40.0
			SE	SW		IRR	32.0
			NW	SE		IRR	5.0
			SW	SE		IRR	20.0
			SE	SE		IRR	5.0
			Section Acres				162.0
		29	NE	NE		IRR	12.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	39E	29	NW		NE		IRR	20.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	38.0
			SW		NW		IRR	38.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	35.0
			SW		SW		IRR	36.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	35.0
Section Acres								574.0
		30	NE		NE		IRR	40.0
			NW		NE		IRR	35.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	35.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	30.0
			NW		SW		IRR	20.0
			SE		SW		IRR	15.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	35.0
			SE		SE		IRR	38.0
Section Acres								528.0
		31	NE		NE		IRR	27.0
			NW		NE		IRR	19.0
Section Acres								46.0
		32	NE		NE		IRR	40.0
			NW		NE		IRR	37.0
			SW		NE		IRR	40.0
			SE		NE		IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	32	NE	NW		IRR	35.0
			NW	NW		IRR	40.0
			SE	NW		IRR	10.0
			Section Acres				237.0
		33	NE	NE		IRR	5.0
			NW	NE		IRR	10.0
			SW	NE		IRR	32.0
			SE	NE		IRR	15.0
			NE	NW		IRR	30.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	25.0
			NE	SE		IRR	10.0
			Section Acres				207.0
		34	NW	NW		IRR	5.0
			NW	SW		IRR	5.0
			Section Acres				10.0
			Total Acres				3760.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

ISLAND IRRIG. - 01-00081 -00082 -00083 -00117 -00118 -04005

14. Remarks:

TRANSFER P/D #137, 420, 611.

CANAL ORIGINALLY WAS DIVERTED DIRECTLY FROM THE SNAKE RIVER IN SEC 34 OF T5N, R39E. IN 1929 A RIGHT-OF-WAY WAS ACQUIRED AND A POINT OF DIVERSION WAS ESTABLISHED ON THE GREAT FEEDER ALMOST DUE SOUTH OF THE ORIGINAL HEAD ON THE SNAKE RIVER. THIS IS THE PRESENT LOCATION. AT THE HEAD, THERE IS AN INCOMING CHANNEL FROM THE GREAT FEEDER WITH THREE GATES, SIDE BY SIDE, EACH 6' WIDE, WITH A CHECK AND SPILLWAY BELOW.

OTHER WATER RIGHTS: DONNEL WEBER FARM; 61 ACRES IN SEC 23 OF T5N R38E, NESW, SWSW, AND SESW. WATER RIGHT ON HY POOLE SLOUGH. CANAL WATER TO DUMP IN SLOUGH. DIVERTED FROM HY POOLE SLOUGH. JERRY HALL FARM; #A25-04095, 56.8 ACRES IN NE OF SEC 25, T5N, R38E. WATER RIGHT ON SPRING, TRIBUTARY TO HY POOLE SLOUGH. DIVERTED FROM HY POOLE SLOUGH.

GARTH HALL FARM; NESE AND SENE OF SEC 25, T5N, R39E, 37 ACRES IRRIGATED WITH LONG ISLAND WATER OR ISLAND IRRIGATION CO. WATER.

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OCT 19 1992

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

REXBURG IRRIGATION CANAL

Decree Plaintiff

vs

TETON IRRIGATION CANAL.

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am President of _____ of _____

Title

Island Irrig. Co., that I have signed the foregoing _____
Organization

document in the space below as President of _____

Title

Island Irrig. Co. and that the statements contained in the _____
Organization

foregoing document are true and correct.

Edwin E. Hanson
Signature of Authorized Agent

Pres. Island Irrig Co.
Title and Organization

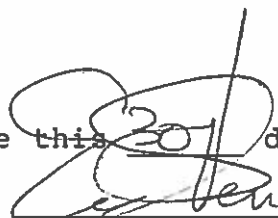
Nov-30-88
Date

MICROFILMED

OCT 19 1992

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30 day
of November 19 88



Notary Public

Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994



