

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

ANNED
09 2006
FILE

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

0 2640 5280 7920 10560 Feet



02S35E

02S34E

03S34E

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





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.

PROFILED

SCANNED

JUN 09 2006

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

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: 1-92B

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 Danskin
Board 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 DANSKIN
BOARD A FINAL REVIEW OF ALL DATA
& LEGAL COUNCIL

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

DATE: 8-11-05

SIGNATURE:

Neil Morgan

Please print your name:

NEIL MORGAN

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

RECEIVED
AUG 12 2005

Department of Water Resources
Eastern Region

Michael
Please call

NEIL MORGAN
Danskin Corrallo
221-9700

PROFILED

SCANNED
AUG 12 2005

my
8/15

Water Right Report 1-92B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD N ANDERSON
	, ZZ

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	0.400 CFS	
		<u>Total Diversion:</u>	0.400 CFS	

<u>Location of Point(s) of Diversion</u>		
SNAKE RIVER	NE1/4NE1/4	Sec. 27, Twp 02S, Rge 35E, B.M.
BINGHAM County		

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	34E	34										X	X						
													L 4						

1. TRANSFER 755.
P/U INCOMPLETE AC. IRR. = NOT STATED.
FLOWS CARRIED BY DANSKIN DITCH.

Comments:

Dates and Other Information:

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 755

THIS IS TO CERTIFY That DONALD N. ANDERSON, of Blackfoot, Idaho, is the owner of and using a certain water right for 0.4 cubic foot per second of the waters of Snake River with priority of June 1, 1886, said water being decreed to Elizabeth Kretzer by Judge J. M. Stevens of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of

REXBURG IRRIGATION COMPANY, et al

Plaintiffs,

vs.

TETON IRRIGATION CANAL COMPANY, et al,

Defendants,

said decrees bearing date of December 16, 1910 and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 3
South, Range 34 East, B.M.

That said decrees has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, beginning at Page 450.

That said Donald N. Anderson has become the owner of said water right through purchase.

And that now, upon the application of Donald N. Anderson, of Blackfoot, Idaho, for the transfer of 0.4 cubic foot per second of the waters of Snake River, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 0.4 cubic foot per second of the waters of Snake River on the above described lands is hereby abandoned and the place of use of said waters to which the water right hereby confirmed shall by this Certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 4, Section 34,
Township 2 South, Range 34 East, B.M.

That said water is to be 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:

0.4 cubic foot per second of
the waters of Snake River with
priority of June 1, 1886.

That the water right hereby transferred has heretofore been conducted from Snake River to the first above described lands, through the Watson Slough with point of diversion in the NW $\frac{1}{4}$ Section 5, Township 3 South, Range 35 East, B.M.

87
www

RECORDED

That the water right hereby transferred will hereafter be conducted to the last above described lands through the Danskin Ditch with point of diversion in the NE $\frac{1}{4}$ Section 27, Township 2 South, Range 35 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 14th day of April, 1950.

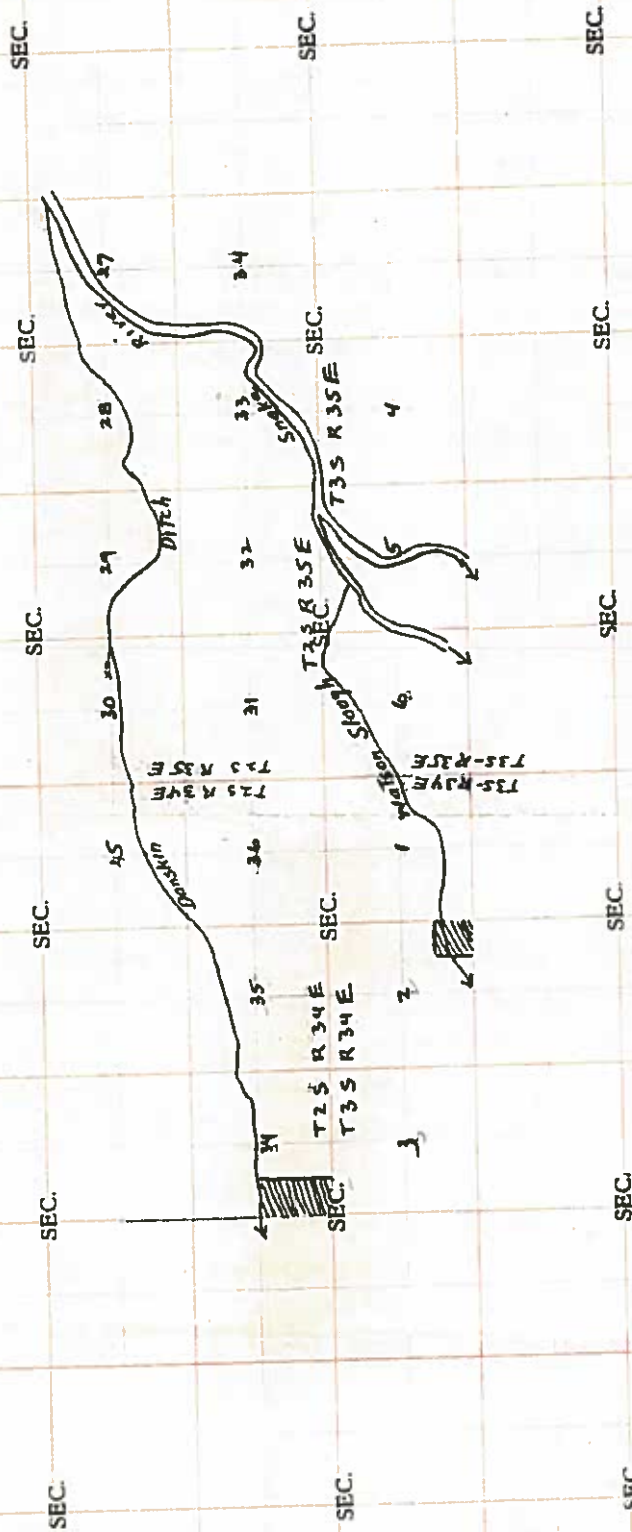


Mark R. Kulp

MARK R. KULP
State Reclamation Engineer.

APPROVED
BY THE BOARD OF
LAND COMMISSIONERS

Donald N. Anderson



Scale: $\frac{1}{2}$ Inches—1 Mile. Draw Map in Ink.

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME DALUSKI DITCH COMPANY CLAIM NT. NO. ACI-000928

DATE RECEIVED 5-12-89 CK # — AMOUNT \$ —

- | | 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) | ☒ | ☐ | * |
| 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? | ☒ | ☐ | * |
| Is the consumptive use correct? | ☒ | ☐ | * |
| 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. | ☒ | ☐ | * |
| 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.) | ☒ | ☐ | * |
| 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.) | ☒ | ☐ | * |
| 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? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | * |
| 22. Should this claim be data entered? | ☒ | ☐ | * |

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

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

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

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____

Comments: _____

MICROFILMED

OCT 19 1992

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 01-92B

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: 06/01/1886
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	.4 CFS	
Recharge for Irrigation	04/01	10/31	.4 CFS	
Total Diversion			.4 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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

5. 129 Place of use is within the area served by Danskin Ditch Company.

6. K06 This right is limited to the irrigation of 83 acres within the place of use described above in a single irrigation season.

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

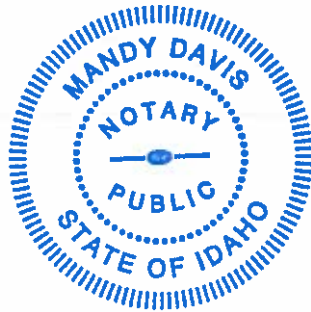
STATE OF IDAHO,)

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.



Mandy Davis

Notary Public for Idaho

Residing at: St. Anthony

My Commission Expires: 6/24/2011

06/01/2006

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

RIGHT NUMBER: 1-92B

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 06/01/1886

POINT OF

DIVERSION: T02S R35E S27 NENE Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.400 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.

This right is limited to the irrigation of 83 acres within the place of use described above in a single irrigation season.

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

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

Water is delivered through Danskin Canal.

PROFILED

SCANNED

OCT 23 2006

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 1-92B
Date Received: 5/12/1989
Receipt No: E007355
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: 06/01/1886

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	0.4	
GROUND WATER RECHARGE	01/01	12/31	0.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Place of use is 5221 acres within the boundary of Danskin Ditch Company.

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:

OTHER RIGHTS CONTINUED: 01-00157B & 00052A.

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 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. Organization, that I have signed the foregoing document in the space below as PRESIDENT of _____ Title

DANSKIN DITCH CO. Organization and that the statements contained in the 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.

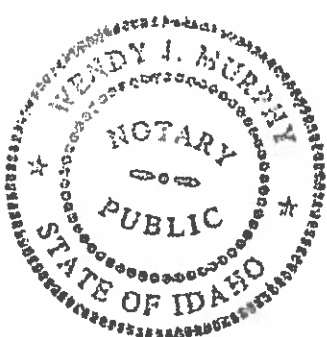
Subscribed and sworn (or affirmed) before me this 22nd
of December 2005

Wendy J. Murphy

Notary Public

Residing at Idaho Falls

My commission Expires 6/27/06



06/17/2005

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

RIGHT NUMBER: 1-92B

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 06/01/1886

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	0.400 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.

This right is limited to the irrigation of 83 acres within the place of use described above in a single irrigation season.

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

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

Water is delivered through Danskin Canal.

SCANNED

10/17/2011

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: A01-00092B
Date Received: 6/26/1989
Receipt No: E007355
Received By: Caded Sg

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: JUN 01, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	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	0.400		

7. Total Quantity Appropriated is:
0.400 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 of	Lot	Use	Acres
02S	34E	24	NE	SW		IRR	27.0
			SW	SW		IRR	18.0
			NE	SE		IRR	32.0

A01-00092B

Page 1

Date: 06/26/89

MICROFILMED
OCT 19 1992

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

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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:

OTHER RIGHTS CONTINUED: 01-00157B & 00052A.

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

A01-00092B

Date Received

5-12-89

Receipt Number

6007355

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A0100092B



Please type or print clearly

1. Name of Claimant (s) Danskin Ditch Company Phone (208) 684-380
Mailing Address 74 North 600 West Blackfoot, Idaho Zip 83221
2. Date of Priority (Only one (1) per claim) June 1, 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.

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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 0.400 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.400 (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.

01-00157B / 01-00052A / 01-00116BB / 01-00158B / 01-00053A / 01-00117BA / or None ()
01-00118AV / 01-00261 / 01-00306

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 01-00092B

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Last Name DANSKIN Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree XX
If applicable provide IDWR Water Right Number 01-00092B
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 T. Elho

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 F. Payne Van Dusen

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 _____

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Last Name Danskin Ident. Number _____

Copies White-State, Yellow-Claimant

LAND LIST ATTACHMENT

Description and location of place of use:

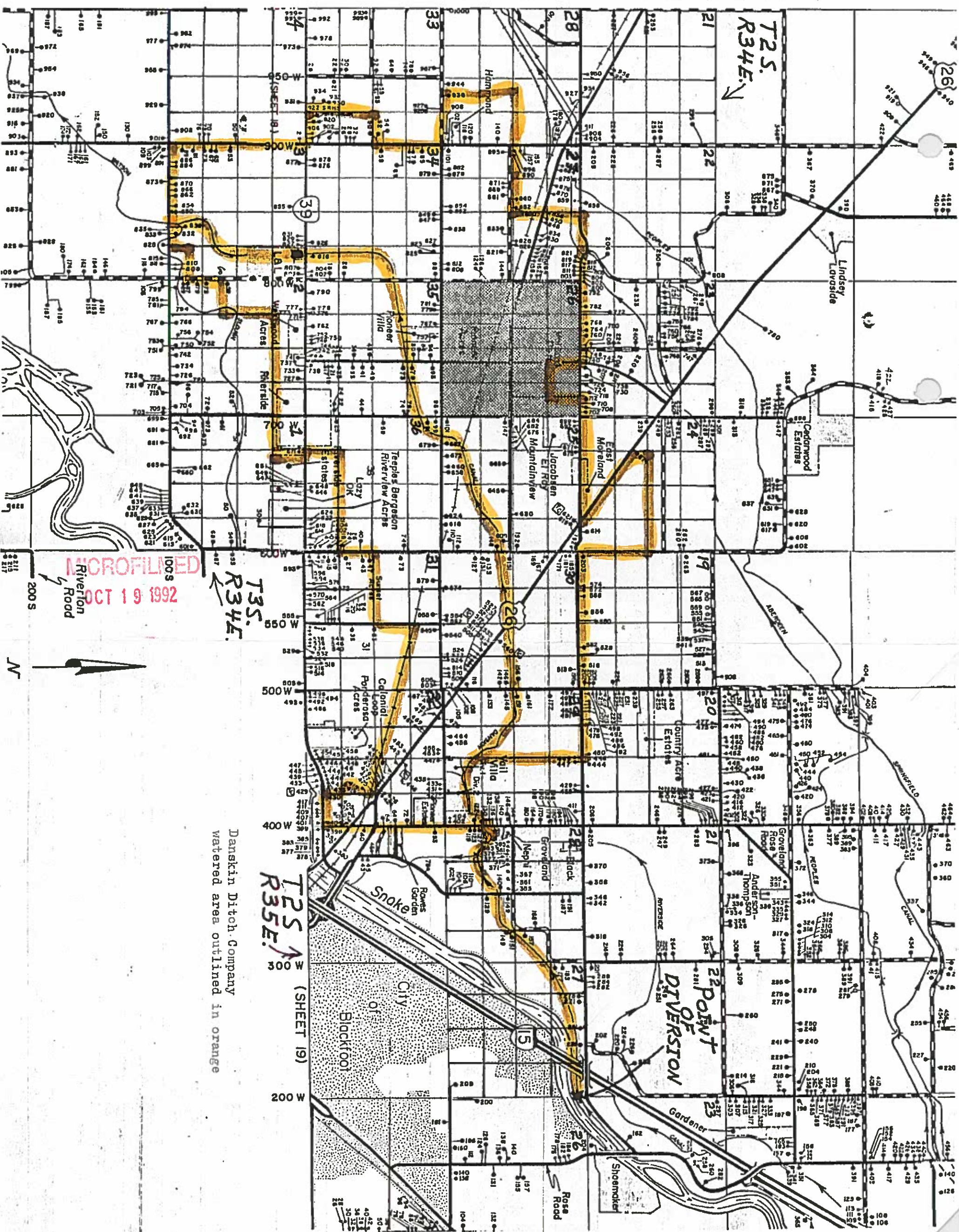
Danskin Ditch Company

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	27	27	35	32	32	32	35	35	483
		25	32	35	36	35	35	32	35	36	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	?	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

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T25S.
R34E. ✓

T25S.
R34E. ✓

T25S.
R35E. ✓

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Danskin Ditch Company
watered area outlined in orange

