

07/24/2006

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

RIGHT NUMBER: 1-93E

NAME AND ADDRESS: LABELLE IRRIGATING CO
C/O DEE SIMMONS
467 N 4400 E
RIGBY ID 83442

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 45.800 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T04N R39E S13 NESESE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.020 CFS
IRRIGATION	04/01 10/31	45.800 CFS

PLACE OF USE:

2012 ACRES TOTAL

Place of use is within the area served by Labelle Irrigating 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:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

Stockwater use is for 1900 range cattle and 10 horses.

Water is delivered through East Labelle Canal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 23, 2006

Re: Supporting documentation for Stock Water or Ground Water Recharge

Dear Claimant:

Over the past several months, numerous meetings have taken place with individuals and representatives of water delivery organizations in the upper Snake River Valley and the Idaho Department of Water Resources (IDWR) concerning claims for the non-irrigation season diversion of stock water and ground water recharge. In response to these meetings the following criteria were identified for evaluating and recommending these two uses.

- The claimant will have to provide documentation that verifies a historical practice of diverting water during the non-irrigation season for the purpose of providing stock water and ground water recharge. An example would be copies of the minutes for a water delivery organization referencing the diversion of water for these two uses. This information also will be used to help establish the priority date of the use.
- The claimant needs to provide copies of records showing the quantity of water historically diverted during the non-irrigation season. These records will be used as a basis for recommending the diversion rates for these two uses.
- The claimant will have to provide documents, written statements and/or affidavits from individuals who have witnessed the non-irrigation season diversion of water. These individuals need to provide a historical perspective based on actual observation.

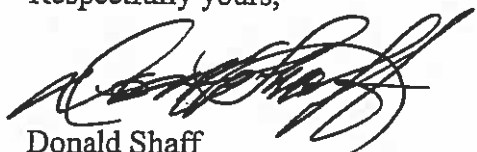
Claimants need to assess their historic diversion requirements for stock water and ground water recharge. The quantity of water claimed for non-irrigation season stock water should be the amount needed to reach the end of the delivery system plus provide drinking water for stock. Claimants should not rely upon ground water recharge as a use to supplement the stock water in order for water to reach the end of the delivery system. *Claimants holding Winter Water Savings contracts may have lost their right to divert water for 150 days between November 1 and April 30 through either abandonment or forfeiture or may have a modified season of use depending on a case-by-case review of the facts.*

For some claimants, amending claims, or filing new claims, to reflect the historic quantity for stock water will result in a substantial filing fee (\$200 per cfs). This fee is not refundable, which emphasizes the importance of providing documentation that supports the claimed uses.

If you or the organization you represent have already amended one or more claims and provided the documentation identified above, you may disregard this letter. Individuals or organizations

wishing assistance in amending their claims or filing additional claims should call the Eastern Region office at (208) 525-7161 by September 1, 2006 to make an appointment.

Respectfully yours,



Donald Shaff
Adjudication Bureau Chief, IDWR

Enclosure: SRBA claim proof report

cc: Ernest Carlsen, IDWR

SCANNED

APR 26 2007

PROFILED



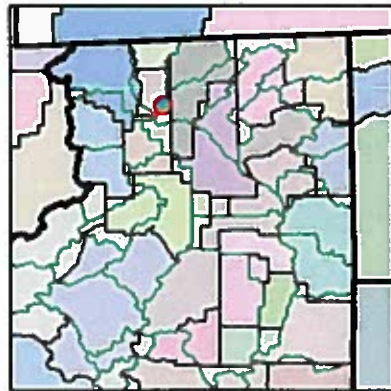
Labelle Irrigating Co

SRBA Recommendations: 1-93E, 1-94G, 1-244, 1-315

Service Area Boundary
GIS Place of Use Illustration

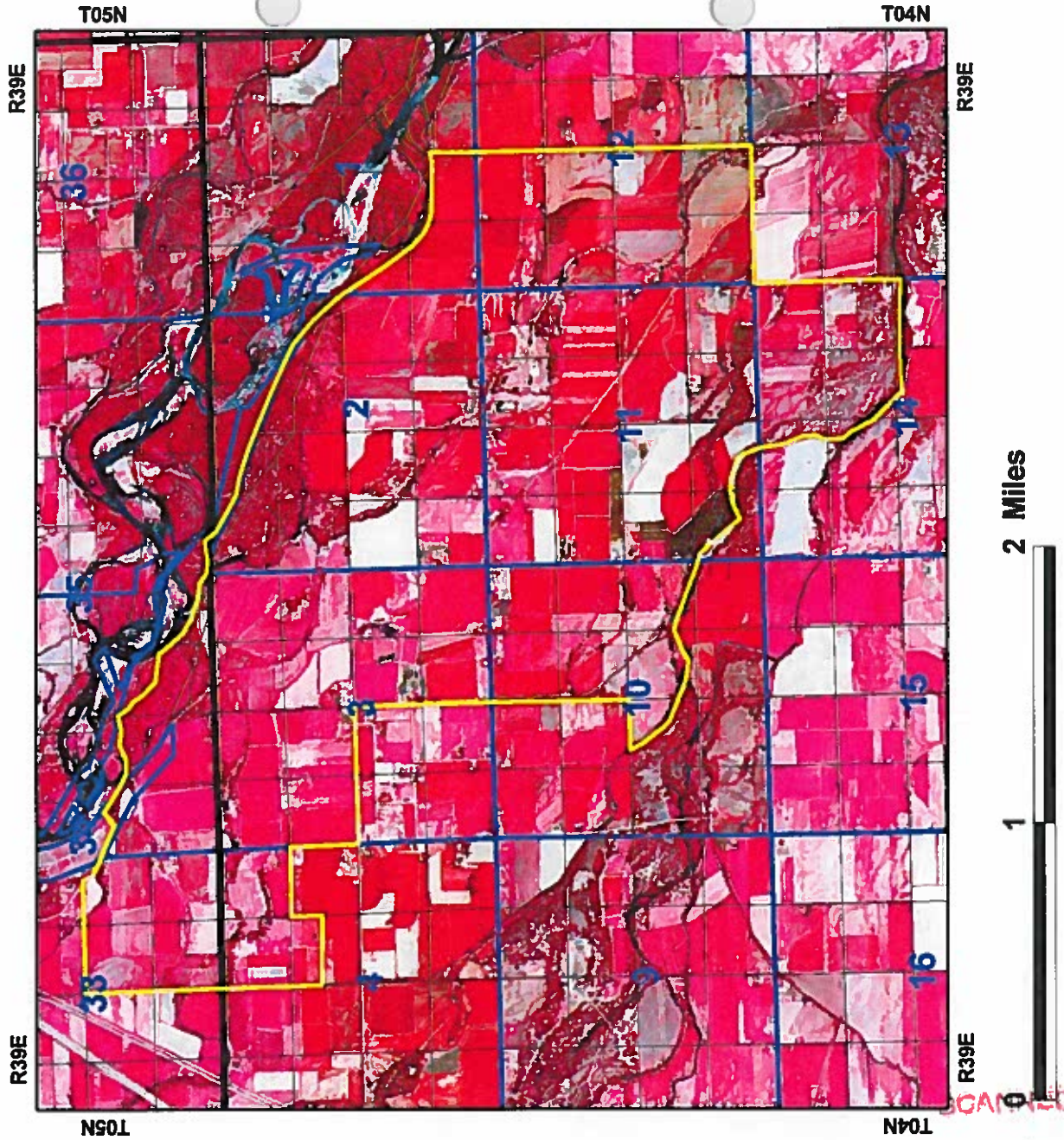
Legend

	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



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: 1-93E

LABELLE IRRIGATING CO
C/O DEE SIMMONS
467 N 4400 E
RIGBY ID 83442
Telephone Number: (208)745-7435

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: Kerry Lundquist

Please print your name: Kerry Lundquist

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

RECEIVED

DEC 11 2006

IDWR/North

SCANNED

DEC 12 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 23, 2006

Re: Supporting documentation for Stock Water or Ground Water Recharge

Dear Claimant:

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- The claimant will have to provide documentation that verifies a historical practice of diverting water during the non-irrigation season for the purpose of providing stock water and ground water recharge. An example would be copies of the minutes for a water delivery organization referencing the diversion of water for these two uses. This information also will be used to help establish the priority date of the use.
- The claimant needs to provide copies of records showing the quantity of water historically diverted during the non-irrigation season. These records will be used as a basis for recommending the diversion rates for these two uses.
- The claimant will have to provide documents, written statements and/or affidavits from individuals who have witnessed the non-irrigation season diversion of water. These individuals need to provide a historical perspective based on actual observation.

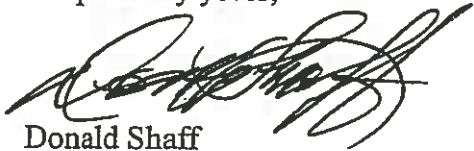
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For some claimants, amending claims, or filing new claims, to reflect the historic quantity for stock water will result in a substantial filing fee (\$200 per cfs). This fee is not refundable, which emphasizes the importance of providing documentation that supports the claimed uses.

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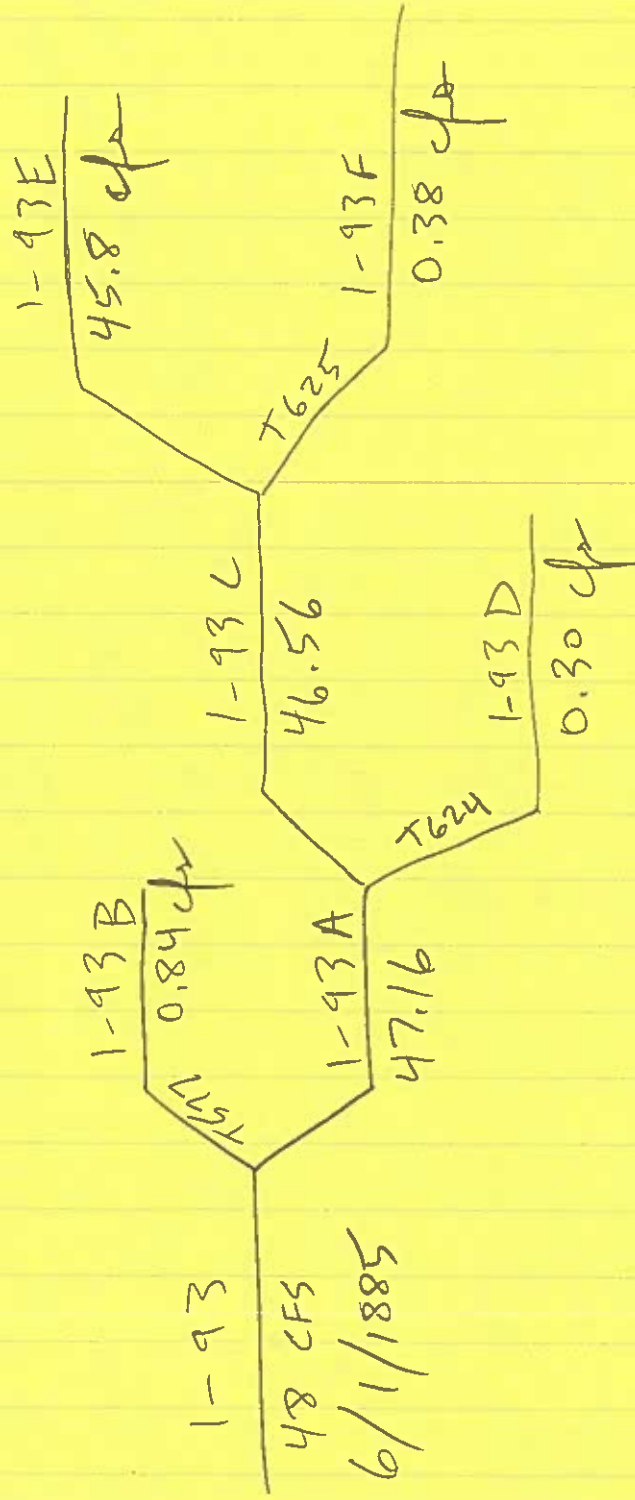
Respectfully yours,



Donald Shaff
Adjudication Bureau Chief, IDWR

Enclosure: SRBA claim proof report

cc: Ernest Carlsen, IDWR



50% conveyance loss applied to transfers 624 + 625

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 01-00093E
Date Received: 11/30/88
Receipt No: E004791
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Name: LABELLE IRRIGATING COMPANY Phone: (208)745-6210

Address: C/O GARY H RHODES

528 N 4250 E

RIGBY ID 83442

2. Date of Priority: 06/01/1885

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
04N	39E	13	NE SE SE	0	JEFFERSON

5. Description of diverting works:

HEADGATE ON RIVER TO CANAL - 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	46.48	0
STOCKWATER	4/01	11/01	0.43	0

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

8. Total consumptive use:

COPY

SCANNED

NOV 19 2004

PROFILED

9. Non-irrigation uses:
STOCKWATER – 1900 CATTLE/10 HORSES

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04N	39E	1	NE	SW	4	IRRIGATION	25
			SW	SW		IRRIGATION	40
			SE	SW		IRRIGATION	35
			Section Acres			100	
04N	39E	2	SW	NE	11	IRRIGATION	50
			SE	NE 1		IRRIGATION	12
			NE	NW	10	IRRIGATION	20
			NW	NW		4	IRRIGATION
			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		519		
04N	39E	3	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			Section Acres		480		
04N	39E	4	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	18
			SE	NE		IRRIGATION	5
			Section Acres		103		
04N	39E	10	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40

SCANNED

NOV 19 2004

PROFILED

			NE SW	IRRIGATION	15
			NE SE	IRRIGATION	35
			NW SE	IRRIGATION	35
				Section Acres	245
04N	39E	11	NE NE	IRRIGATION	40
			NW NE	IRRIGATION	40
			SW NE	IRRIGATION	40
			SE NE	IRRIGATION	40
			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	20
			SE SW	IRRIGATION	35
			NE SE	IRRIGATION	40
			NW SE	IRRIGATION	40
			SW SE	IRRIGATION	40
			SE SE	IRRIGATION	40
				Section Acres	615
04N	39E	12	NE NW	IRRIGATION	40
			NW NW	IRRIGATION	40
			SW NW	IRRIGATION	40
			SE NW	IRRIGATION	40
			SW SW	IRRIGATION	39
			SE SW	IRRIGATION	40
			NE SW	IRRIGATION	40
			NW SW	IRRIGATION	40
				Section Acres	319
04N	39E	14	NE NE	IRRIGATION	40
			NW NE	IRRIGATION	40
			SW NE	IRRIGATION	35
			SE NE	IRRIGATION	40
			NE NW	IRRIGATION	15
			SE NW	IRRIGATION	5
			NE SE	IRRIGATION	10
			NW SE	IRRIGATION	3
				Section Acres	188
05N	39E	33	NE SE	IRRIGATION	35
			SE SE	IRRIGATION	40
			NW SE	IRRIGATION	40
			SW SE	IRRIGATION	40
				Section Acres	155
05N	39E	34	NW SW	IRRIGATION	17
			SW SW	IRRIGATION	56

SCANNED

PROFILED

SE	SW	2	IRRIGATION	28
SW	SE	3	IRRIGATION	17
SE	SE		IRRIGATION	11

Section Acres 129

Total Acres 2853

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:

A01-00093E/11787/00094G/00244/00315

14. Remarks:

HEADGATE - 2 - 5 FT WIDE X 6 FT HIGH METAL SLIDE GATES WHICH ARE RAISED & LOWERED BY THREADED SHAFT & WHEEL. CONSTRUCTED IN 1961 TO REPLACE OLD SET OF GATES

PLACE OF USE: T.4N,R.39E SEC 2 SW NE INCLUDES GOVT LOTS 2 & 11 T.4N,R.39E SEC 2 NE NW INCLUDES GOVT LOTS 3 & 10 THE PLACE OF USE IS OWNED BY THE STOCKHOLDERS OF THE LABELLE IRRIGATING COMPANY

SCANNED

NOV 19 2004

RECEIVED

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 _____ of

Title

_____, that I have signed the foregoing

Organization

document in the space below as _____ of

Title

_____ and that the statements contained in the

Organization

foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

SCANNED

NOV 19 2004

FILED

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: A01-00093E
Date Received: 12/01/1988
Receipt No: E004791
Received By: S.M.

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LABELLE IRRIGATING COMPANY 208-745-6210
Address: C/O GARY H. RHODES
528 N 4250 E
RIGBY, ID 83442

2. Date of Priority: JUN 01, 1885

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	39E	13	NE	SE	SE		JEFFERSON

5. Description of diverting works:
HEADGATE ON RIVER TO CANAL - 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	46.480		
STOCKWATER	04/01	11/01	0.430		

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

8. Total consumptive use is 7132.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 1900 CATTLE/10 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	1	NE	SW	4	IRR	25.0

A01-00093E

Page 1

Date: 12/05/88

UNRECORDED

OCT 19 1988

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04N	39E	1	SW	SW		IRR	40.0	
			SE	SW		IRR	35.0	
					Section Acres		100.0	
		2	SW	NE	11	IRR	50.0	
			SE	NE	1	IRR	12.0	
			NE	NW	10	IRR	20.0	
			NW	NW	4	IRR	37.0	
			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		519.0			
3	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		IRR	40.0			
	SW	NW		IRR	40.0			
	SE	NW		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		480.0		
4	NE	NE		IRR	40.0			
	NW	NE		IRR	40.0			
	SW	NE		IRR	18.0			
	SE	NE		IRR	5.0			
			Section Acres		103.0			
10	NE	NE		IRR	40.0			

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	10	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	SW		IRR	15.0
			NE	SE		IRR	35.0
			NW	SE		IRR	35.0
						Section Acres	245.0
		11	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		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	20.0
			SE	SW		IRR	35.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	615.0
		12	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	39.0
			SE	SW		IRR	40.0
						Section Acres	319.0
		14	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	35.0
			SE	NE		IRR	40.0
			NE	NW		IRR	15.0
			SE	NW		IRR	5.0

INDEXED
OCT 19 1982

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	14	NE	SE		IRR	10.0
			NW	SE		IRR	3.0
						Section Acres	188.0
05N	39E	33	NE	SE		IRR	35.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	155.0
		34	NW	SW		IRR	17.0
	SW		SW	1	IRR	56.0	
	SE		SW	2	IRR	28.0	
	SW		SE	3	IRR	17.0	
	SE		SE		IRR	11.0	
						Section Acres	129.0
						Total Acres	2853.0

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:
A01-00093E/11787/00094G/00244/00315

14. Remarks:
HEADGATE - 2 - 5 FT WIDE X 6 FT HIGH METAL SLIDE GATES WHICH ARE
RAISED & LOWERED BY THREADED SHAFT & WHEEL. CONSTRUCTED IN 1961
TO REPLACE OLD SET OF GATES.
PLACE OF USE: T.4N,R.39E SEC 2 SW NE INCLUDES GOVT LOTS 2 & 11
T.4N,R.39E SEC 2 NE NW INCLUDES GOVT LOTS 3 & 10
THE PLACE OF USE IS OWNED BY THE STOCKHOLDERS OF THE LABELLE
IRRIGATING COMPANY.

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

REXBURG IRRIGATION CO
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO.
Decree Defendant

A01-00093E

Page

4

Date: 12/05/88

MICROFILMED

OCT 19 1982

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 Secretary of LaBelle Irrigating Co., that I have signed the foregoing document in the space below as Secretary of LaBelle Irrigating Co. and that the statements contained in the foregoing document are true and correct.

Bladen D Rhodes
Signature of Authorized Agent

Sec. of LaBelle Irrigating
Title and Organization

Dec 5, 1988
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of December 19 88.
Charles Wray
Notary Public

Seal

Residing at Idaho Falls.
My Commission Expires 5/29/1991

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

A01-00093E

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

A0100093E



Please type or print clearly

1. Name of Claimant (s) LaBelle Irrigating Company Phone (208) 745-6
Mailing Address 528 N 4250 E * LaBelle, Rigby, ID. Zip 83442

2. Date of Priority (Only one (1) per claim) June 1, 1885

3. Source of water supply (a) Great Feeder Snake River, Dry Bed.
which is tributary to (b) South Fork of Snake River

4. a. Location of existing point of diversion is: Township 4N Range 39E Section 13,
SE 1/4 of SE 1/4 of 1/4, Govt. Lot, B.M., County of JEFFERSON

Additional points of diversion if any: SE 1/4 of NE 1/4 of Sec 3 Township 4N 39E See: Attachment 1

b. If instream flow, beginning point of claimed instream flow is:

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. The diversion works consists of a
rock rip rap in the Great Feeder Canal with cement headgates constructed with
two- five foot wide and six feet deep - metal slide gates that are raised and
lowered by a threaded shaft and wheel. These headgates were constructed in
1961 replacing similar headgates that had rotted and rusted out.

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6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 46.48 or _____

For Irrigation purposes from 4-1 to Dec 1 amount 20.00 or _____

For Stockwater purposes from Jan 1 to Dec 31 amount 30.00 or _____

For Stockwater purposes from 4-1 to 11-1 amount 0.48 or _____

7. Total quantity claimed (a) 66.48 (stockwater included) (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater - 1900 cattle and 10 horses

10. Description of place of use:

- 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	
			SEE ATTACHMENT NO. 2																

Total number of acres irrigated see Attachment No. 2

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

12. Do you own the property listed above as place of use? Yes _____ No X
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.
01-0094G; 01-0244; 01-0315; Palisade Storage; Stock water 25-4178; Groundwater and surface water for off - see attachment No. 1 or None ()

14. Remarks: As the president of the LaBelle Irrigating Company, whose stockholder's pioneer ancestors diverted water from the South Fork of the Snake River for irrigation of this desert valley and for watering their stock, I have authority to claim this water right.

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Last Name LaBelle Irrigating Co. Ident No. _____

Copies: White -State, Yellow-Claimant

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

If applicable provide IDWR Water Right Number 01-00093E

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 X do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments of this claim (3)

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 _____ President _____
Title

of LaBelle Irrigating Company _____, that I have signed the foregoing
Organization

document in the space below as _____ President _____ of LaBelle Irrigating Company _____
Title Organization

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

Signature of Authorized Agent Sally H. Rhodes

Title and Organization President, LaBelle Irrigating Company Date 29 Nov 1988

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30th day of Nov. 19 88

SEAL

Notary Public William Wray

Residing at Idaho Falls

My Commission Expires 5/29/1991

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 LaBELLE IRRIGATING CO dent. Number _____

Copies White-State, Yellow-Claimant

Attachment No 2
of 3

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
4N	39E	13	HEAD OF CANAL (Point of Diversion)																
4N	39E	14	40	40	35	40	15	-	-	5	-	-	-	-	10	3	-	-	188
4N	39E	12	-	-	-	-	40	40	40	40	40	40	39	40	-	-	-	-	319
4N	39E	11	40	40	40	40	40	40	40	40	40	40	20	35	40	40	40	40	615
4N	39E	10	40	40	40	40	-	-	-	-	15	-	-	-	35	35	-	-	245
4N	39E	9	-	-	-	-	-	-	-	-	10 ¹ / ₄ 25	-	40	35	-	-	-	-	100
4N	39E	2	-	-	10 ¹ / ₄ 50	10 ¹ / ₄ 12	10 ¹ / ₄ 20	10 ¹ / ₄ 37	40	40	40	40	40	40	40	40	40	40	519
4N	39E	3	40	40	40	40	40	40	40	40	-	-	-	-	40	40	40	40	480
4N	39E	4	40	40	18	5	-	-	-	-	-	-	-	-	-	-	-	-	103
5N	39E	33	-	-	-	-	-	-	-	-	-	-	-	-	35	40	40	40	155
5N	39E	34	-	-	-	-	-	-	-	-	10 ¹ / ₄ 17	10 ¹ / ₄ 56	10 ¹ / ₄ 28	-	-	10 ¹ / ₄ 17	10 ¹ / ₄ 11	10 ¹ / ₄ 129	

Total number of acres irrigated 2853

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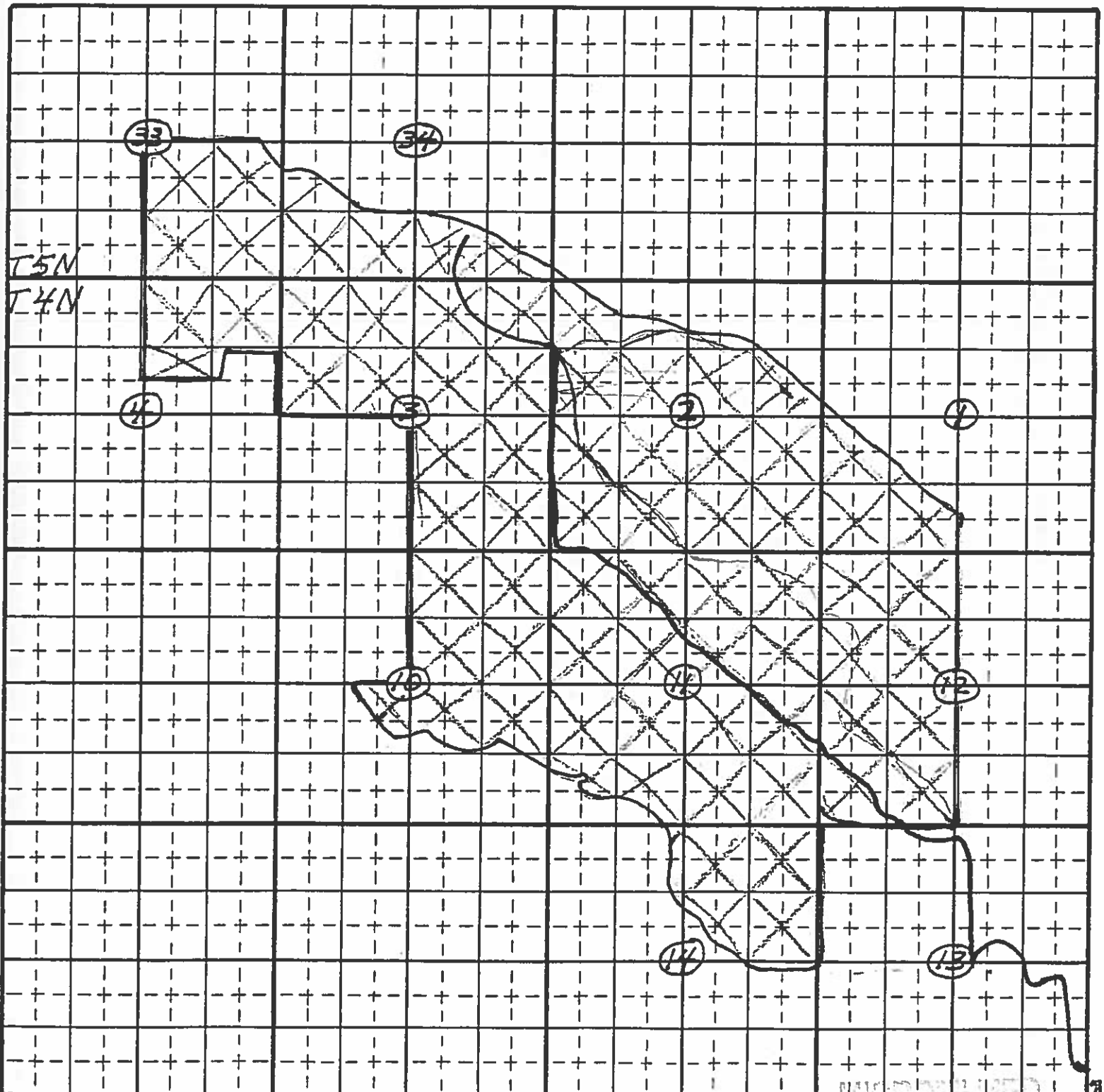
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Attachment No. 3
of 3

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T4N T5N 39E Sec 1, 2, 3, 4, 33, 34, 10, 11, 12, 14.



OCT 19 1932

Head

We, the President and Board of Directors
of the LaBELLE IRRIGATING COMPANY, make claim to 20 cfs
or (1000 in.) of subwater and drainage entering our canal
at the SE¹/₄ of NE¹/₄ of Sec. 3 Township 4 N 39EBM. This
water has been used for irrigation dating ^{April}~~May~~ 1 to ^{Nov}~~Dec~~ 1
of each year with a Priority Date of June 1, 1885.

Gary H. Rhodes

Gary H. Rhodes, President
LaBelle Irrigating Company

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