

09/12/2006

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

RIGHT NUMBER: 1-156

NAME AND ADDRESS: PROGRESSIVE IRRIGATION DIST
2585 N AMMON RD
IDAHO FALLS ID 83401-1949

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 24.000 CFS

PRIORITY DATE: 06/01/1902

POINT OF DIVERSION:

T03N R41E S5 SESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

24.000 CFS

PLACE OF USE:

29587 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 boundary of Progressive Irrigation District pursuant to Section 43-323, Idaho Code.

Place of use does not include federal public lands

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 Anderson Canal.



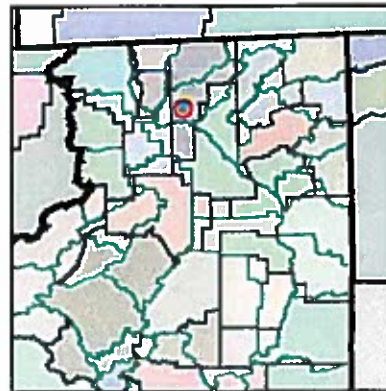
Progressive Irrigation Dist

SRBA Recommendations: 1-64, 1-65, 1-66, 1-156, 1-202, 1-241, 1-322, 1-4006, 25-92, 25-96, 25-110, 25-223, 25-13383, 25-13384, 25-13385, 25-13388, 25-13389, 25-13390, 25-14104

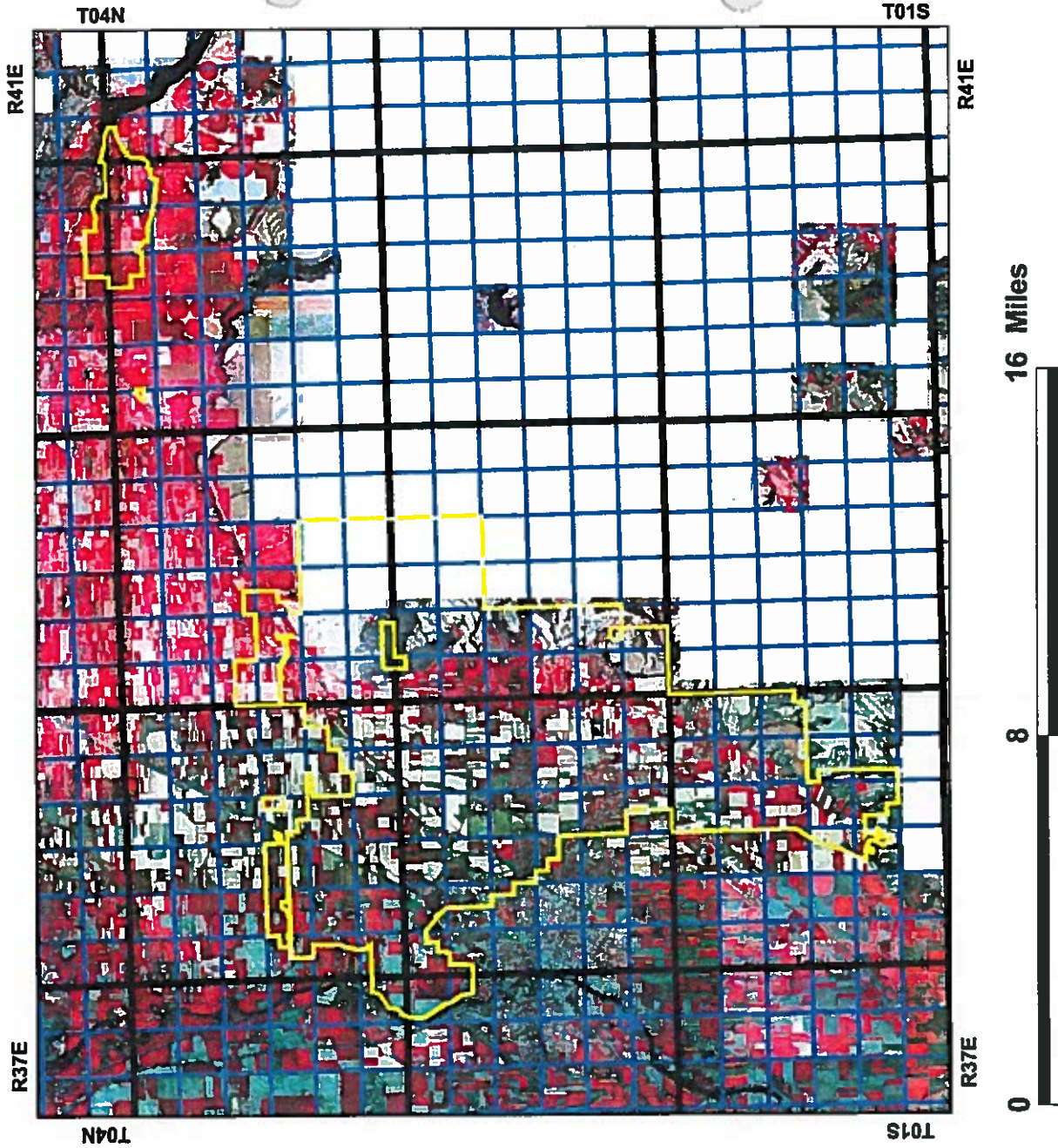
Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections



Bonneville County
IDWR Basin 1



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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

DELOG JC
 4-26-04
 RECEIVED
 APR 26 2004

Department of Water Resources
 Eastern Region

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>A01-202</u>	<u>N</u>	_____	_____	_____
_____	<u>A01-156</u>	<u>N</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

☒ B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former
 Owner/Claimant(s)

Poplar Irrigation District
16726 E. River Highway, River, ID 83443

New Owner/Claimant(s)

Progressive Irrigation District

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2585 N. Ammon Rd.

City, State and ZIP Code

Idaho Falls, ID 83401

New Telephone Number

(208) 522-3102

Date you acquired the property

8/18/03

SCANNED

NOV 22 2004

PROFILED

Preliminary

CONSOLIDATION AGREEMENT

THIS AGREEMENT is made and entered into this 18 day of August, 2003, by and between the **PROGRESSIVE IRRIGATION DISTRICT**, hereinafter referred to as the **PROGRESSIVE**, and **POPLAR IRRIGATION DISTRICT**, hereinafter referred to as **POPLAR**.

WITNESSETH:

1. **PROGRESSIVE** is a large irrigation district created, existing and operating pursuant to I.C. § 43-1401, et seq. There are approximately 31,500 acres included within its boundaries.

2. **POPLAR** is a much smaller irrigation district located in the Poplar/Ririe area of Bonneville County. There are about 800 acres within its boundaries.

3. The Boards of Directors for both districts have determined it to be in the best interest of the respective districts they be consolidated into a single district with the **POPLAR** being consolidated into the **PROGRESSIVE**.

The respective districts therefore agree for a consolidation of the two (2) districts on the following terms and conditions:

1. CONSOLIDATION OF POPLAR INTO PROGRESSIVE:

- A. The **POPLAR** district shall be consolidated into the **PROGRESSIVE**.
- B. The name and officers of the **PROGRESSIVE** shall be retained. There will no longer be a **POPLAR** district nor any officers or directors thereof.
- C. When the consolidation is completed, notices duly published, elections held, and approval of the District Court obtained, **POPLAR** shall cease to exist. It shall then have been consolidated into and become a part of the **PROGRESSIVE**.

2. THE EXISTING POPLAR DISTRICT:

- A. **POPLAR** encompasses approximately 800 acres. It has both decreed and storage water rights which are described as follows:

Decree:	24 cfs with a priority of 6/1/1902
	12 cfs with a priority of 1/22/1916
Storage:	American Falls 663 acre feet
	Palisades 1,550 acre feet
	Jackson 1,589 acre feet

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NOV 22 2004

- B. Historically, the POPLAR diverted from the Snake River into a long canal known as the Riley Ditch. However, much of the Riley Ditch was destroyed by the 1997 flood. POPLAR has since installed two (2) pumps in the Anderson Canal, a PROGRESSIVE canal, and pumps from the Anderson Canal to the Riley Ditch, but downstream some distance so the Riley Ditch is now only approximately two (2) miles in length.
- C. In addition to the Riley Ditch, the POPLAR system includes a 40 HP pump and a 60 HP pump, a pumping station, panel and a spare 40 HP motor. The pumps run during the irrigation season to lift the water from the Anderson Canal into the Riley Ditch.

3. OPERATION, MAINTENANCE AND COSTS:

- A. The PROGRESSIVE will take over the operation and maintenance of the POPLAR system which will include the pumping station, pumps and motors, the Riley Ditch and the headgates in the ditch. PROGRESSIVE will also furnish the ditch rider, levy and collect the assessments, and in effect take over the entire operation and management of the POPLAR as part of the PROGRESSIVE system.
- B. The POPLAR decreed and storage water rights described in paragraph 2.A. will become water rights of the PROGRESSIVE.
- C. All rights of way and/or easements of any kind or nature however acquired, owned by the POPLAR, will become rights of way and/or easements of the PROGRESSIVE.
- D. The parties agree the POPLAR acreage will be assessed the same as the PROGRESSIVE plus:

(1) An additional \$.50 per acre for the maintenance and/or replacement of the pumping station, pumps, motors, electrical panel and associated equipment.

(2) In addition, the POPLAR acreage will be assessed whatever amounts are necessary to pay the power bills incurred by the pumps and pumping station. That amount can be estimated at the beginning of the season and included in an assessment before the costs are incurred and any deficiency picked up in the following years assessment and any excess credited to the following years assessment, or the entire assessment may be made the year following when the actual costs are known.

4. ARTICLES AND BY-LAWS: Once consolidated, the patrons in the POPLAR district will be subject to the Articles, By-Laws, rules and regulations of the PROGRESSIVE. Its own Articles, By-Laws, rules and regulations will have no further force nor effect. The patrons of the POPLAR will be treated the same as patrons of the PROGRESSIVE and will indeed become patrons of the PROGRESSIVE, except for the differences are agreed to herein.

5. DELINQUENT ASSESSMENTS AND OUTSTANDING OBLIGATIONS:

- A. The POPLAR will either collect all delinquent assessments, cancel them, or pay the same so that there will be no delinquencies through calendar year 2001 in POPLAR.
- B. POPLAR further represents that it has no outstanding claims or obligations. To the extent such claims and obligations are incurred for the operation of the 2003 irrigation season, they will be assumed by the PROGRESSIVE provided the PROGRESSIVE is notified and approves of the same before they are incurred.

6. REPRESENTATION: The existing Board of Directors and management of the PROGRESSIVE shall remain in place. The POPLAR is located generally east of and adjacent to Division No. 1 of the PROGRESSIVE. Its patrons will become part of said Division No. 1 and will vote as part of said division. A future director of that division could be from the POPLAR acreage, if nominated and elected.

7. CONDITIONAL AGREEMENT: This agreement is conditionally executed and approved by the Boards of both districts as shown by appropriate signature hereafter. However, it shall become binding and effective only on completion of the following:

- A. The POPLAR shall hold a special election, publish appropriate notices, and obtain a 2/3 vote of its members (who vote) in favor of consolidation as set forth in this agreement.
- B. The Directors of the POPLAR shall notify the PROGRESSIVE of the vote, and if the 2/3 vote is in favor, shall petition the Directors of the PROGRESSIVE for consolidation as per the terms of this agreement.
- C. The PROGRESSIVE shall publish notice in the Idaho Falls Post Register as required by law of the proposed consolidation for three (3) consecutive weeks. The notice shall state the filing of the petition, the general description of this agreement, and notify interested persons of a time to appear at the office of the PROGRESSIVE to voice either approval and/or objections to

the petition and consolidation. Failure of any person to appear and object shall be taken as a consent by said party to the consolidation.

- D. The Directors shall conduct a hearing at the time scheduled, and give due consideration to any objections to consolidation. If in the judgment of the Directors of the PROGRESSIVE, the consolidation should be disapproved, they shall be entitled to disapprove the consolidation notwithstanding the signatures hereto. It is the intent of this paragraph that the Directors give due and careful consideration to objections and not necessarily be bound by this agreement.
- E. If following the hearing, the PROGRESSIVE approves of the consolidation, it shall then file a petition in the District Court in Bonneville County asking for approval and confirmation of these proceedings by the court.
- F. If the court approves all of the proceedings, the Board shall enter an order in its minutes admitting the POPLAR as part of the PROGRESSIVE, which order shall contain a description of the lands certified by the secretary of the PROGRESSIVE, and shall be filed for record in the office of the recorder in and for Bonneville County.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year in the acknowledgments hereinafter set forth.

PROGRESSIVE IRRIGATION DISTRICT:

POPLAR IRRIGATION DISTRICT:

By: _____
President/Chairman

By: Robert Adams
President/Chairman

Attest:

Attest:

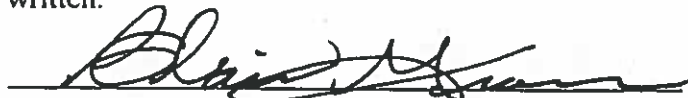
By: _____
Secretary

By: Yvonne A. Adams
Secretary

STATE OF IDAHO)
)ss
County of Jefferson)

On this 18 day of August, 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Robert Adams, known to me to be the President/Chairman of the **PROGRESSIVE IRRIGATION DISTRICT** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same on behalf of the **PROGRESSIVE IRRIGATION DISTRICT**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.


Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2003

(seal)

STATE OF IDAHO)
)ss
County of Jefferson)

On this 16 day of August, 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Gary Graham known to me to be the President/Chairman of the **POPLAR IRRIGATION DISTRICT** whose name(s) is (are) subscribed to the foregoing, and acknowledged to me that he (she) (they) executed the same on behalf of the **POPLAR IRRIGATION DISTRICT**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this acknowledgment first above written.


Notary Public for Idaho
Residing at: Rigby, Idaho
Commission Expires: 10/24/2003

(seal)

SCANNED
NOV 22 2004

PROFILED

Eastern AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5241
WATER RIGHT NO(S). 01-00156/01-00202

This is to certify that: **POPLAR IRRIGATION DISTRICT**
C/O KYM FERGUSON
15533 E RIRIE HWY
RIRIE ID 83443

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 01-00156 :			
IRRIGATION	04/01 to 10/31	24.00 CFS	3479.2 AF
Priority: 06/01/1902			
Right No. 01-00202 :			
IRRIGATION	04/01 to 10/31	12.00 CFS	3479.2 AF
Priority: 01/22/1916			
TOTAL:		* 36.00 CFS	* 3479.2 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER, SOUTH FORK	SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 1(SESW), Sec. 5, Township 03N, Range 41E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	40E	1	SWNE 30.0	SENE 30.0	NWNW 5.0	
			SWNW 40.0	SENE 30.0	NESW 40.0	
			NWSW 40.0	SWSW 40.0	SESW 40.0	
			NESE 40.0	NWSE 40.0	SWSE 40.0	
			SESE 32.0			447.0
		2	SENE 40.0	NESW 40.0	NWSW 28.0	
			SESW 17.0	NESE 12.0	NWSE 17.0	
			SWSE 28.0	SESE 25.8		207.8
		12	NWNE 8.0	NENW 14.0	NWNW 6.0	28.0
41E		6	NWNE 26.0	SWNE 3.0	NENW 40.0	
			NWNW 40.0	SWNW 26.0	SENE 20.0	
			NWSW 15.0	SWSW 5.0		175.0
04N	41E	31	SWSW 10.0	SENE 2.0		12.0

Total number of acres irrigated: * 869.8

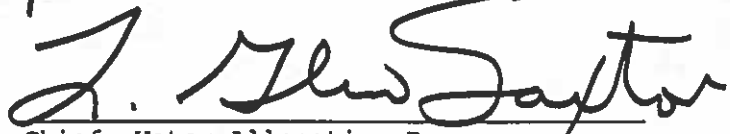
TRANSFER NO. 5241
WATER RIGHT NO(S). 01-00156/01-00202

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Rights 01-00156 and 01-00202 when combined shall not exceed a total diversion rate of 36.00 cfs, a total annual maximum diversion volume of 3479.2 af at the field headgate, and the irrigation of 869.8 acres.
7. Prior to use of water for irrigation purposes under Rights 01-00156 and 01-00202, the right holder shall install a hydromet compatible measuring device to measure the amount of water diverted and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
8. Approval of Transfer 5241 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 15th day of

September, 1998


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 01-00156 & 01-00202

FROM: Pam Skaggs³⁸/State Office

SUBJECT: Transfer 5241

DATE: September 10, 1998

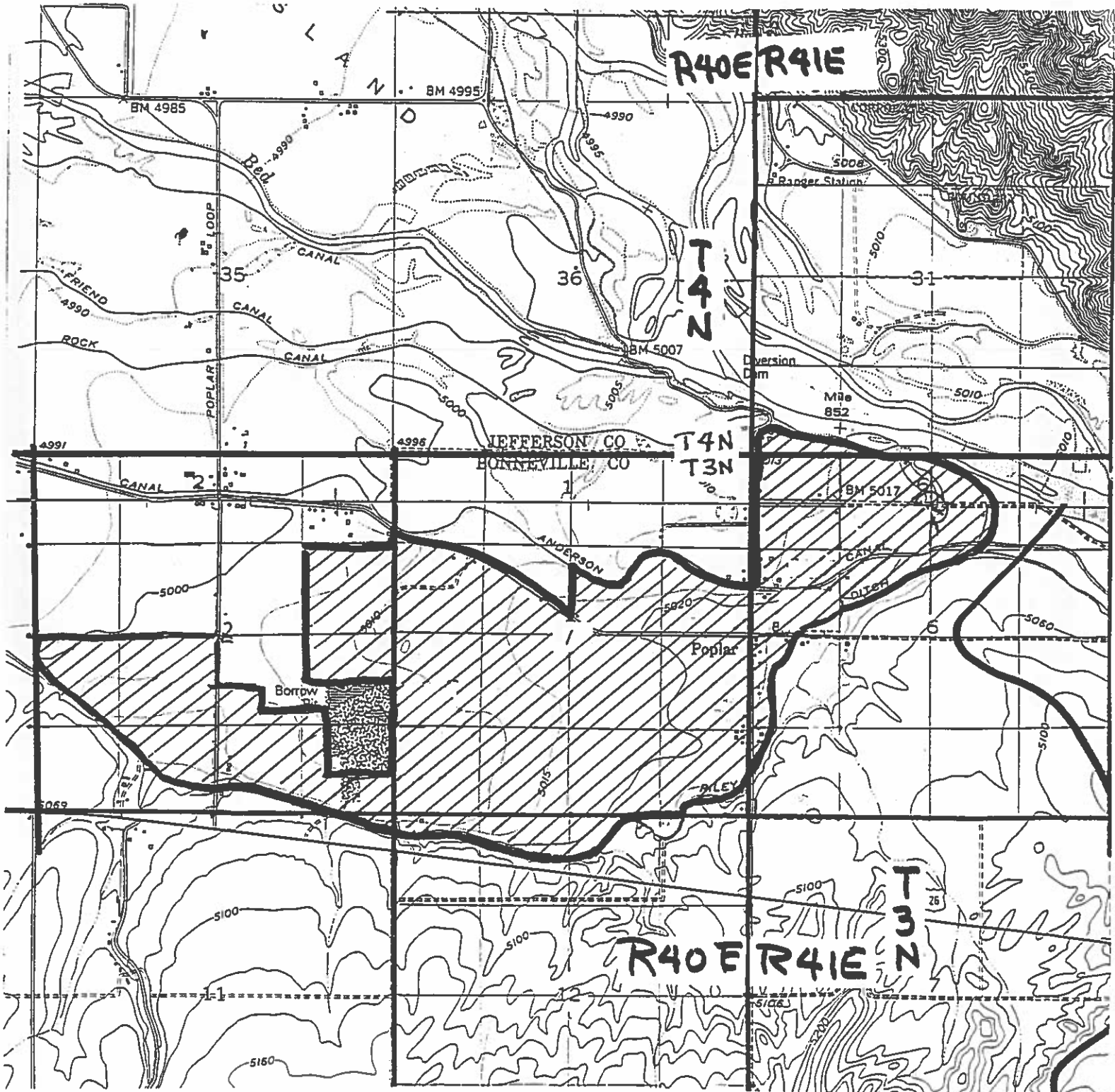


Transfer 5241 changes the point of diversion under Rights 01-00156 and 01-00202. The original point of diversion sustained flood damage to the headgates and canal.

Season of use and diversion volume were adjusted to current standards. The place of use was specifically identified describing the same 869.8 acres claimed in the SRBA. Recommended conditions include combined right limits, watermaster control, measuring & reporting, irrigation overlap and standard transfer conditions.

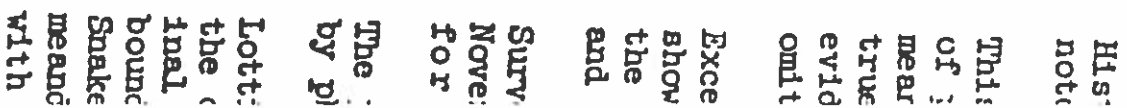
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

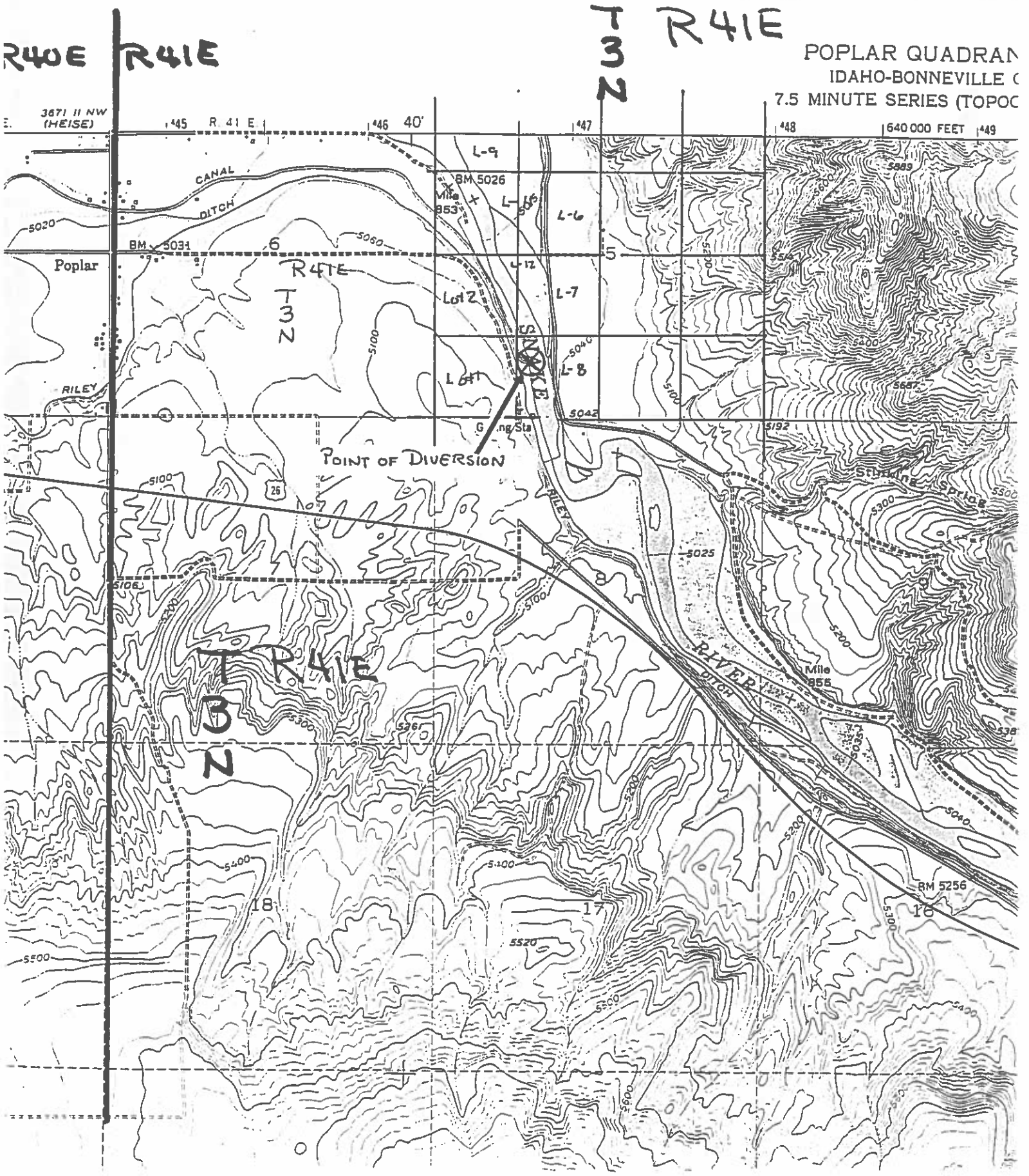
6 of 8



X-95 1 of 8

72

529.1



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 1-156
Date Received: 8/21/1989
Receipt No: M003980
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PROGRESSIVE IRRIGATION DIST Phone: (208)522-3102
2585 N AMMON RD
IDAHO FALLS ID USA 83401-1949

2. Date of Priority: 06/01/1902

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
03N	41E	5	SE SW 1	BONNEVILLE	

5. Description of diverting works:

CEMENT HEADGATE IN RIVER DELIVERED BY RILEY CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	24	

7. Total Quantity Appropriated is:

24 C.F.S. and/or 3479.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	40E	1	SW	SW	IRRIGATION	40
			SW	NE	IRRIGATION	30
			SE	NE	IRRIGATION	30
			SW	NW	IRRIGATION	40

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			SE	NW	IRRIGATION	30
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	40
			NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	32
			NW	NW	IRRIGATION	5
					Section Acres	447
03N	40E	2	SE	NE	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	28
			SE	SW	IRRIGATION	17
			SW	SE	IRRIGATION	28
			SE	SE	IRRIGATION	25.8
			NE	SE	IRRIGATION	12
			NW	SE	IRRIGATION	17
					Section Acres	207.8
03N	40E	12	NW	NE	IRRIGATION	8
			NE	NW	IRRIGATION	14
			NW	NW	IRRIGATION	6
					Section Acres	28
03N	41E	6	NW	NE	IRRIGATION	26
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	26
			SE	NW	IRRIGATION	20
			NW	SW	IRRIGATION	15
			SW	SW	IRRIGATION	5
			NE	NW	IRRIGATION	40
			SW	NE	IRRIGATION	3
					Section Acres	175
04N	41E	31	SW	SW	IRRIGATION	10
			SE	SW	IRRIGATION	2
					Section Acres	12
					Total Acres	869.8

11. Place of use in counties: BONNEVILLE, JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

*APPROVED TRANSFER #5241 CHANGED THE POINT OF DIVERSION ON THIS RIGHT 2-4-99
GJT THIS RIGHT WHEN COMBINED WITH A01-00202 SHALL NOT EXCEED A TOTAL COMBINED

SCANNED

NOV 22 2004

PROFILED

DIVERSION RATE OF 36 CFS, 3479.2 AF DIVERSION VOLUME AND THE IRRIGATION OF 869.8 ACRES.

15. Basis of Claim: Decreed

PROFILED

**SCANNED
NOV 22 2004**

SCANNED

AUG 20 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A01-00156
Date Received: 8/21/1989
Receipt No: M003980
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: POPLAR IRRIGATION DISTRICT
Address: 16726 EAST RIRIE HWY
RIRIE ID 83443 208-538-7372
2. Date of Priority: JUN 1, 1902
3. Source: SNAKE RIVER, SOUTH FORK Trib. to: SNAKE RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 03N | 41E | 5 | SE | SW | | 1 | BONNEVILLE |
5. Description of diverting works:
CEMENT HEADGATE IN RIVER DELIVERED BY RILEY CANAL
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 24.000 | | |
7. Total Quantity Appropriated is:
24.000 C.F.S. (and/or) 3479.20 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	40E	1	SW	NE		IRR	30.0
			SE	NE		IRR	30.0
			NW	NW		IRR	5.0
			SW	NW		IRR	40.0
			SE	NW		IRR	30.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	40E	1	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	32.0
							Section Acres	447.0
		2	SE		NE		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	28.0
			SE		SW		IRR	17.0
			NE		SE		IRR	12.0
			NW		SE		IRR	17.0
			SW		SE		IRR	28.0
			SE		SE		IRR	25.8
							Section Acres	207.8
		12	NW		NE		IRR	8.0
			NE		NW		IRR	14.0
			NW		NW		IRR	6.0
							Section Acres	28.0
	41E	6	NW		NE		IRR	26.0
			SW		NE		IRR	3.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	26.0
			SE		NW		IRR	20.0
			NW		SW		IRR	15.0
			SW		SW		IRR	5.0
							Section Acres	175.0
04N	41E	31	SW		SW		IRR	10.0
			SE		SW		IRR	2.0
							Section Acres	12.0
							Total Acres	869.8

11. Place of use in counties: BONNEVILLE, JEFFERSON

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

13. Other Water Rights Used:

A01-00202 AND APPLICATION 01-07049

14. Remarks:

*APPROVED TRANSFER #5241 CHANGED THE POINT OF DIVERSION ON THIS
RIGHT 2-4-99 GJT

THIS RIGHT WHEN COMBINED WITH A01-00202 SHALL NOT EXCEED A TOTAL
COMBINED DIVERSION RATE OF 36 CFS, 3479.2 AF DIVERSION VOLUME
AND THE IRRIGATION OF 869.8 ACRES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

WOODVILLE CANAL CO.

Decree Plaintiff

CLARK EDWARDS CANAL & IRRIGAT

vs 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: A01-00156
Date Received: 8/2/89
Receipt No: 1003980
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: POPLAR IRRIGATION DISTRICT
Address: 16726 EAST RIRIE HWY
RIRIE, ID 83443 208-538-7372

2. Date of Priority: JUN 01, 1902

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	41E	16	SE NE NW		BONNEVILLE

5. Description of diverting works:
CEMENT HEADGATE IN RIVER DELIVERED BY RILEY CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
IRRIGATION	04/01	11/01	25.000	

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

8. Total consumptive use is 2074.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	40E	1	SW	NE	IRR	30.0
			SE	NE	IRR	30.0
			NW	NW	IRR	5.0
			SW	NW	IRR	40.0

A01-00156

Page 1

Date: 08/16/89

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	40E	1	SE		NW		IRR	30.0
			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	32.0
			Section Acres					447.0
		2	SE		NE		IRR	40.0
	NE			SW		IRR	40.0	
	NW			SW		IRR	28.0	
	SE			SW		IRR	17.0	
	NE			SE		IRR	12.0	
	NW			SE		IRR	17.0	
	SW			SE		IRR	28.0	
	SE			SE		IRR	25.8	
			Section Acres					207.8
		12	NW		NE		IRR	8.0
	NE			NW		IRR	14.0	
	NW			NW		IRR	6.0	
			Section Acres					28.0
	41E	6	NW		NE		IRR	26.0
			SW		NE		IRR	3.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	26.0
			SE		NW		IRR	20.0
			NW		SW		IRR	15.0
			SW		SW		IRR	5.0
			Section Acres					175.0
04N	41E	31	SW		SW		IRR	10.0
			SE		SW		IRR	2.0
			Section Acres					12.0
			Total Acres					869.8

11. Place of use in counties: BONNEVILLE, JEFFERSON
12. Do you own the property listed above as place of use? YES
13. Other Water Rights Used:
A01-00202 AND APPLICATION 01-07049
14. Remarks:
15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

WOODVILLE CANAL CO.
Decree Plaintiff

vs

CLARK EDWARDS CANAL & IRRIGATI
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: 2

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
POPLAR IRRIGATION DISTRICT, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
POPLAR IRRIGATION DISTRICT and that the statements contained in the
Organization
foregoing document are true and correct.

Kay Luthy
Signature of Authorized Agent

PRES. POPLAR IRRIGATION DISTRICT
Title and Organization

16- 8- 89
Date

State of Idaho)
County of Boiseville) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of August 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 7, 1994

