

05/02/2006

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

RIGHT NUMBER: 1-165G

NAME AND ADDRESS: NEW SWEDEN IRRIGATION DIST
2350 W 1700 S
IDAHO FALLS ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.170 CFS

PRIORITY DATE: 06/01/1905

POINT OF DIVERSION:

T02N R37E S12 NWNENW Within BONNEVILLE County

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.170 CFS

PLACE OF USE:

27920 ACRES TOTAL

This right is limited to the irrigation of 8.5 acres within the place of use described above in a single irrigation season.

Place of use is within the boundary of New Sweden Irrigation District pursuant to Section 43-323, Idaho Code.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Water is delivered through Great Western Canal and Porter Canal.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-165G

WATER RIGHT NUMBER: 1-165G

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LILY W HANSEN 4329 N 26 W IDAHO FALLS, ID 83402 (208)522-5359
Original Owner	HANSEN FARMS INC C/O REED HANSEN 4329 N 26 W IDAHO FALLS, ID 83402 (208)522-5359
Original Owner	FEDERAL FARM MORTGAGE CORP IDAHO FALLS, ID 83401
Current Owner	NEW SWEDEN IRRIGATION DIST 2350 W 1700 S IDAHO FALLS, ID 83402 (208)523-0175
Original Owner	RUDY CANAL & IRRIGATION CO RT 4 BOX 109 RIGBY, ID 83442
Original Owner	FARREL L HANSEN 2503 W 49 N IDAHO FALLS, ID 83402 (208)522-5359

Priority Date: 06/01/1905

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>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.170 CFS	
	<u>Total Diversion:</u>	0.170 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	L1 (NE1/4NE1/4NE1/4)	Sec. 35, Twp 04N, Rge 37E, B.M.
JEFFERSON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	37E	2					1.0	13.0											14.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-165G

02N 37E	3	30.0	38.0	40.0	34.0	38.0	37.0	39.0	40.0		296.0
02N 37E	4	37.0	38.0	40.0	39.0	38.0		39.0	39.0	33.0	303.0

Total Acres: 613

Conditions of Approval:

Remarks:

- General RT. LESS TRANS. 659.
P/D GREAT WESTERN CANAL.

Comments: CHANGE OF OWNERSHIP COMPLETE 04/19/2005.KMJ

08/23/2006

**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:

Water right number: 1-165G

NEW SWEDEN IRRIGATION DIST
2350 W 1700 S
IDAHO FALLS ID 83402
Telephone Number: (208)523-0175

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: Sept 11, 2006

SIGNATURE:

Louis Thiel

Please print your name: Louis Thiel

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

SCANNED
MAY 01 2007

RECEIVED

SEP 11 2006

Department of Water Resources
Eastern Region

KWJ
1012

STAT OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 637

01-0162 (100 cfs)
8-13-1888
01-0163 (70 cfs)
6-1-1889
01-0164 (14 cfs)
06-1-1900

01-0165
6-1-1900
36 cfs

THIS IS TO CERTIFY THAT the FEDERAL FARM MORTGAGE CORPORATION, of Spokane, Washington, is a stockholder in the Rudy Irrigation Canal Company, and is the owner of and using a certain water right bearing dates of priority of August 13, 1888, for 100 cubic feet per second; June 1, 1889, for 30 cubic feet per second; June 1, 1900, for 14 cubic feet per second and June 1, 1905, for 36 cubic feet per second of the waters of SNAKE RIVER, County of Jefferson, State of Idaho, decreed to the Rudy Irrigation Canal Company, by JUDGE J. M. STEVENS of the 6th Judicial District of the State of Idaho, in and for Fremont County in the case of

REXBURG IRRIGATION COMPANY,

Plaintiffs

VS.

TETON IRRIGATION CANAL COMPANY,

Defendants

said decree bearing date of December 16, 1910, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. 36, in the County of Jefferson, State of Idaho, to-wit:

Southwest Quarter of the Southeast Quarter,
South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$),
all in Section Twenty-eight (28), East Half
of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Section
Twenty-nine (29), all in Township Four (4)
North, Range Thirty-nine (39) East, Boise
Meridian.

THAT THE SAID DECREE has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 3, of Decrees at page 450;

THAT THE SAID APPLICANT has become the owner of the land and water right by foreclosure of loan against property.

THAT NOW UPON THE APPLICATION of the FEDERAL FARM MORTGAGE CORPORATION, of Spokane, Washington, for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted the right to the use of 4.56 cubic feet per second of the waters of SNAKE RIVER upon the lands above described is HEREBY ABANDONED, and the lands to be irrigated under such right and to which the water right hereby confirmed shall be appurtenant, by this Certificate, for irrigation and domestic purposes, are described as follows:

North Half (N $\frac{1}{2}$) of Section Three (3), Township
Two (2) North, Range Thirty-seven (37) East,
B. M.,

307 ac

situate, lying and being in the County of Bonneville, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

01-0162 2.53 cubic feet per second, dated August 13, 1888,
01-0163 0.76 cubic feet per second, dated June 1, 1889,
01-0164 0.35 cubic feet per second, dated June 1, 1900, and
01-0165 0.92 cubic feet per second, dated June 1, 1905 of
the waters of Snake River.

AMT LEFT AFTER T659

0.48
0.14
0.07
0.17

4.56

SCANNED

MAY 01 2007

FILED

THAT THE WATER RIGHT, hereby transferred has been conducted to the first above described lands through the Rudy Canal System, with point of diversion in the Northwest Quarter (NW $\frac{1}{4}$), Section Twenty-nine (29), Township Four (4) North, Range Forty (40) East, B. M.

01-0165
6-1-1965
26-65

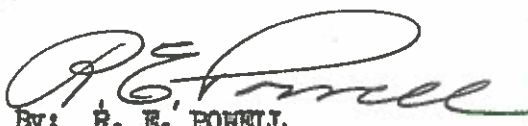
THAT THE WATER RIGHT, hereby transferred will hereafter be conducted to the new place of use through the Great Western Canal, with point of diversion in the Northeast Quarter (NE $\frac{1}{4}$), Section Thirty-five (35), Township Four (4) North, Range Thirty-seven (37) East, B. M.

THAT THE RIGHT to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use of 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 seal of the Department of Reclamation of the State of Idaho to be affixed at Boise, Idaho, this 17th day of April, 1942.

E. V. BERG
Commissioner of Reclamation

PROFILED


By: R. E. POWELL
Supervisor of Water Distribution

SCANNED

MAY 01 2007



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

April 19, 2005

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
Director

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT

Dear Claimant:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,


Katy Jackson
Office Specialist 1

Enclosure

PR

SCAN
APR 26 2005

RECEIVED

MAR 10 2005

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

DELOG MH
 RECEIVED 3/10/05
 MAR 9 2005
 Department of Water Resources
 Eastern Region

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

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 (under the "split" heading), 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
01-10134			01-164G		
01-116AM			01-165G		
01-162G			01-10154		
01-163G			01-10155		
01-10135					

2. 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) is 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**.

3. Name and Address of Former Owner/Claimant(s) Hansen Farms, Inc.
4512 N 26th W Idaho Falls ID 83402

4. New Owner/Claimant(s) New Sweden Irrigation District
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 2350 W 1700 S

City, State and ZIP Code Idaho Falls ID 83402

New Telephone Number (208) 523-0175

5. Date you acquired the property 9-14-2004

SCANNED

APR 26 2005

PROFILED

CHANGE COMPLETED
 DATE: 4/19/05
 KMD

**FILING OF PETITION
OF ANNEXATION**

Notice is hereby given that the following named petitioners have each filed a petition of annexation with the Board of Irrigation District, an irrigation district with its principal place of business located at 50 W. 1st S., Idaho Falls, Idaho 83402 (hereinafter "District"). The names, addresses and descriptions of lands proposed to be annexed to the District are described below. Below described lands (most of which are commonly referred to as outside Mutual) include all water rights appurtenant to said lands together with all storage rights, all of which are proposed to be assigned to the District should annexation be ordered by the board of the District. The District has heretofore been delivering said water rights through its District's canal system pursuant to carrying agreements with Petitioners.

Persons interested in or that may be affected by such change of boundaries of the district, may appear at the office of the board of directors at the District's address, at 10 o'clock a.m., on September 14, 2004, and show cause in writing, if any they have, why the lands above mentioned should not be annexed to the District.

Names, addresses and descriptions of lands petitioned to be annexed to the District are as follows: to-wit:

Lands described below are situated in Twp. 2 North, Range 37; 1st Boise Meridian;

Michael Cates: 5.57 acres in Lot 1, c. 3; 2503 West 49th North, Idaho Falls, Idaho 83402.

Reed Hansen: .77 acre in Lot 1, c. 3; 4512 North 26th West, Idaho Falls, Idaho 83402.

Brad Snarr: 76.84 acres in 1/2SW1/4, Sec. 3; and 41.86 acres NE1/4SW1/4, Sec. 4; 8977 North 1st West, Idaho Falls, Idaho 83402.

Wayne Snarr: 1.56 acres in 1/4SW1/4, Sec. 3; 3400 West 1st North, Idaho Falls, Idaho 83402.

Robert Snarr: 5.72 acres in 1/2S1/2SW1/4, Sec. 3; 3114 West 1st North, Idaho Falls, Idaho 83402.

Bryon Reed: 162.28 acres in 1/2SW1/4 and SE1/4; lying West of a Great Western Canal, Sec. 3; 77 North 35th West, Idaho Falls, Idaho 83402.

Basil Berna: 1.65 acres in 1/2S1/2SW1/2, Sec. 3; 3040 West 1st North, Idaho Falls, Idaho 83402.

Hansen Farms, Inc.: 7 acres in 1/4NW1/4, lying West of the Great Western Canal, Sec. 2; 253.77 acres in N1/2, Sec. 3; and 164.51 acres in Lots 1-2, S1/2NE1/4, 1/2N1/2, Sec. 4; 22 acres in 1/2SW1/2 lying east of the Oakland Canal, Sec. 4; 128 acres in Lot 6, 1/4NW1/4, S1/2SW1/4, Sec. 4; 29 North 26th West, Idaho Falls, Idaho 83402.

Don White: 3.0 acres in 1/2S1/2SW1/4, Sec. 4; 4134 West 1st North, Idaho Falls, Idaho 83402.

Tom Baffay: 4.89 acres in 1/2S1/2SW1/4, Sec. 4; 4292 West 1st North, Idaho Falls, Idaho 83402.

Ted Trillhaas: 4.5 acres in 1/2S1/2SW1/4, Sec. 4; 4058 West 1st North, Idaho Falls, Idaho 83402.

John & Carolina Newman Trust: 164 acres in S1/2SE1/4, Sec. 4; 149 North 35th West, Idaho Falls, Idaho 83402.

PROFILED

**SCANNED
NOV 19 2004**

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: A01-00165G
Date Received: 8/15/1989
Receipt No: E009986/90
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HANSEN FARMS INC. 208-522-5359
Address: % REED HANSEN
4329 N. 26 W.
IDAHO FALLS, ID 83402

2. Date of Priority: JUN 01, 1905

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
04N	37E	35	NE	NE	NE	1	JEFFERSON

5. Description of diverting works:
GREAT WESTERN CANAL CO. IS THE DELIVERY SYSTEM. CONCRETE DIV. WOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.170		

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

8. Total consumptive use is 1532.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	37E	2	NW	NW		IRR	1.0
			SW	NW		IRR	13.0

Section Acres 14.0

A01-00165G

Page 1

Date: 08/18/89

COPY
MICROFILMED
OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	37E	3	NE		NE		IRR	30.0
			NW		NE		IRR	38.0
			SW		NE		IRR	40.0
			SE		NE		IRR	34.0
			NE		NW		IRR	38.0
			NW		NW		IRR	37.0
			SW		NW		IRR	39.0
			SE		NW		IRR	40.0
							Section Acres	296.0
		4	NE		NE		IRR	37.0
			NW		NE		IRR	38.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NE		NW		IRR	38.0
			SE		NW		IRR	39.0
			NE		SW		IRR	39.0
			SE		SW		IRR	33.0
							Section Acres	303.0
							Total Acres	613.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
01-0163G/0164G/0162G.

14. Remarks:
RT. LESS TRANS. 659.
P/D GREAT WESTERN CANAL.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

REXBURG IRRIGATION CO.
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO. ET
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We 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 of
Hansen Farms Inc. Organization, that I have signed the foregoing
document in the space below as President of
Hansen Farms Inc. Organization and that the statements contained in the
foregoing document are true and correct.

M. Reed Hansen
Signature of Authorized Agent
President Hansen Farms Inc.
Title and Organization
8-18-89
Date

State of Idaho)
County of Bonneville) SS.

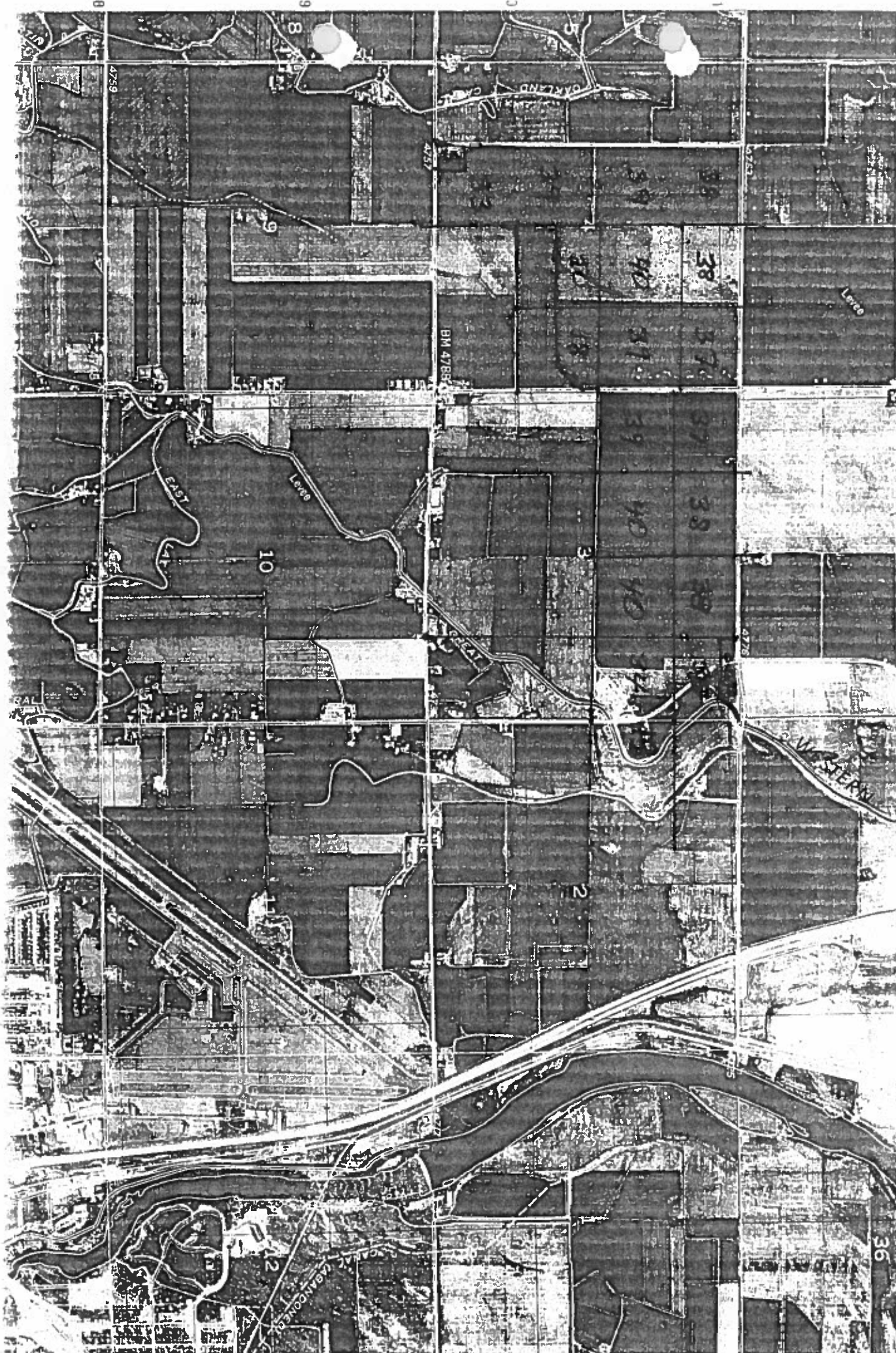
Subscribed and sworn (or affirmed) before me this 10 day
of Aug 19 89

John Dale Colver
Notary Public

Seal

Residing at Bonin ID

My Commission Expires 6/2/94
Date: 88/18/89



OCT 19 1992