

05/02/2006

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

RIGHT NUMBER: 1-165J

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.290 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

0.290 CFS

PLACE OF USE:

27920 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 14.5 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.

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

This right is a split from former right 1-165H.

Water is delivered through Great Western Canal and Porter Canal.

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

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	FEDERAL FARM MORTGAGE CORP IDAHO FALLS, ID 83401
Original Owner	LILY W HANSEN 4329 N 26 W IDAHO FALLS, ID 83402 (208)522-5359
Original Owner	FARREL L HANSEN 2503 W 49 N IDAHO FALLS, ID 83402 (208)522-5359
Original Owner	RUDY IRRIGATION CANAL CO LTD 14 N 4100 E RIGBY, ID 83442 (208)522-3417
Original Owner	BRYON L REED 2277 N 35TH W IDAHO FALLS, ID 83402 (208)522-4691
Current Owner	NEW SWEDEN IRRIGATION DIST 2350 W 1700 S IDAHO FALLS, ID 83402 (208)523-0175
Original Owner	CHARLES LE ROY REED 2212 N 35TH W IDAHO FALLS, ID 83402 (208)522-1294

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

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

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-165J

		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 37E	9	37.0	40.0	40.0	38.0					10.0			10.0	37.0	40.0	40.0	34.0	326.0
02N 37E	10									19.0								19.0

Total Acres: 345

Conditions of Approval:Remarks:

1. General TRANS. 659.
 P/D GREAT WESTERN CANAL.
 | THIS CLAIM REPRESENTS A SPLIT OF 01-00165H.
 | THESE LANDS ALSO COVERED BY PALISADES STORAGE WATER

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-165J

WATER RIGHT NUMBER: 1-165J

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRYON L REED 2277 N 35TH W IDAHO FALLS, ID 83402 (208)522-4691
Current Owner	CHARLES LE ROY REED 2212 N 35TH W IDAHO FALLS, ID 83402 (208)522-1294

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	0.290 CFS	
	<u>Total Diversion:</u>	0.290 CFS	

Location of Point(s) of Diversion

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

Place of Use

IRRIGATION Within BONNEVILLE County

T02N R37E S09	NENE 37.0	T02N R37E S09	NWNE 40.0
T02N R37E S09	SWNE 40.0	T02N R37E S09	SENE 38.0
T02N R37E S09	NESW 10.0	T02N R37E S09	SESW 10.0
T02N R37E S09	NESE 37.0	T02N R37E S09	NWSE 40.0
T02N R37E S09	SWSE 40.0	T02N R37E S09	SESE 34.0

SCANNED

NOV 19 2004

PROFILED

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: 1-165J

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:

PROFILED

**SCANNED
MAY 07 2007**

☒ 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

RECEIVED

SEP 11 2006

Department of Water Resources
Eastern Region

*WTD
10/12*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 659

COPY

THIS IS TO CERTIFY THAT FARREL L. HANSEN AND LILY W. HANSEN, husband and wife, of Idaho Falls, Idaho, are the owners of and using a certain water right, described as being 4.56 cubic feet per second of the waters of Snake River, County of Bonneville, State of Idaho, with dates of priority as follows:

01-0162	2.53	cubic feet per second,	August 13,	1888
01-0163	0.76	" " " "	June 1,	1889
01-0164	0.35	" " " "	June 1,	1900
01-0165	0.92	" " " "	June 1,	1905

decreed to Rudy Irrigation Canal Company, by decree of Judge J. M. Stevens, of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, bearing date of December 16, 1910, in the case of

REXBURG IRRIGATION COMPANY,

Plaintiff

vs.

TETON IRRIGATION CANAL COMPANY,

Defendant

PROFILED

SCANNED

MAY 07 2007

and obtained by virtue of Transferred Right No. 637, issued by the Commissioner of Reclamation of the State of Idaho, dated April 17, 1942.

Being appurtenant to the following described lands, situate, lying and being in the County of Bonneville, State of Idaho (Water District # 36), to-wit:

North Half Section 3, Township 2 North, 307 ac
Range 37 East, B. M.

That the said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, at Page 450; and that said Transferred Right No. 637 has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 2 of Transfers, at Page 637.

That said FARREL L. HANSEN AND LILY W. HANSEN have become the owners thereof by purchase from the Federal Farm Mortgage Corporation.

That now, upon the application of FARREL L. HANSEN AND LILY W. HANSEN, of Idaho Falls, Idaho, for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 3.70 cubic feet per second of the waters of Snake River is hereby abandoned upon the lands above described, and the place of use of water under such right, and to which the water hereby confirmed shall by this certificate become appurtenant for irrigation and domestic purposes, is described as follows, limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

2.05 cubic feet per second, August 13, 1888
 0.62 " " " " June 1, 1889
 0.28 " " " " June 1, 1900
 0.75 " " " " June 1, 1905

TOTAL
600 ac

318 ac East Half Section 9;
 Southerly 43 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4;
 151 ac SW $\frac{1}{4}$ Section 3; and that part of the
 88 ac SE $\frac{1}{4}$ Section 3 lying west of the Great Western Canal;
 all in Township 2 North, Range 37 East.

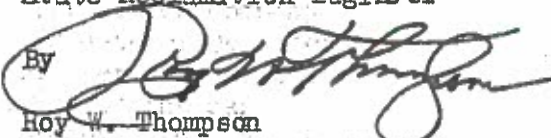
That the above described water has heretofore been conducted to the first described lands through the Great Western Canal from Snake River, with point of diversion in the NE $\frac{1}{4}$ Section 35, Township 4 North, Range 37 East, B.M. and that hereafter, by authority of this Certificate, there will be no change, and the water will still be conducted to the last above described lands through the Great Western Canal from Snake River, with point of diversion in the NE $\frac{1}{4}$ Section 35, Township 4 North, Range 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 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 hereunto affixed, at Boise, Idaho, this 28th day of March, A. D. 1944.

JAMES SPOTFORD
 State Reclamation Engineer

By


 Roy W. Thompson
 Supervisor of Water Distribution

SCANNER
 MAY 02 2007

PRINTED



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. BREMER
DIRECTOR

April 19, 2005

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

PROFILE

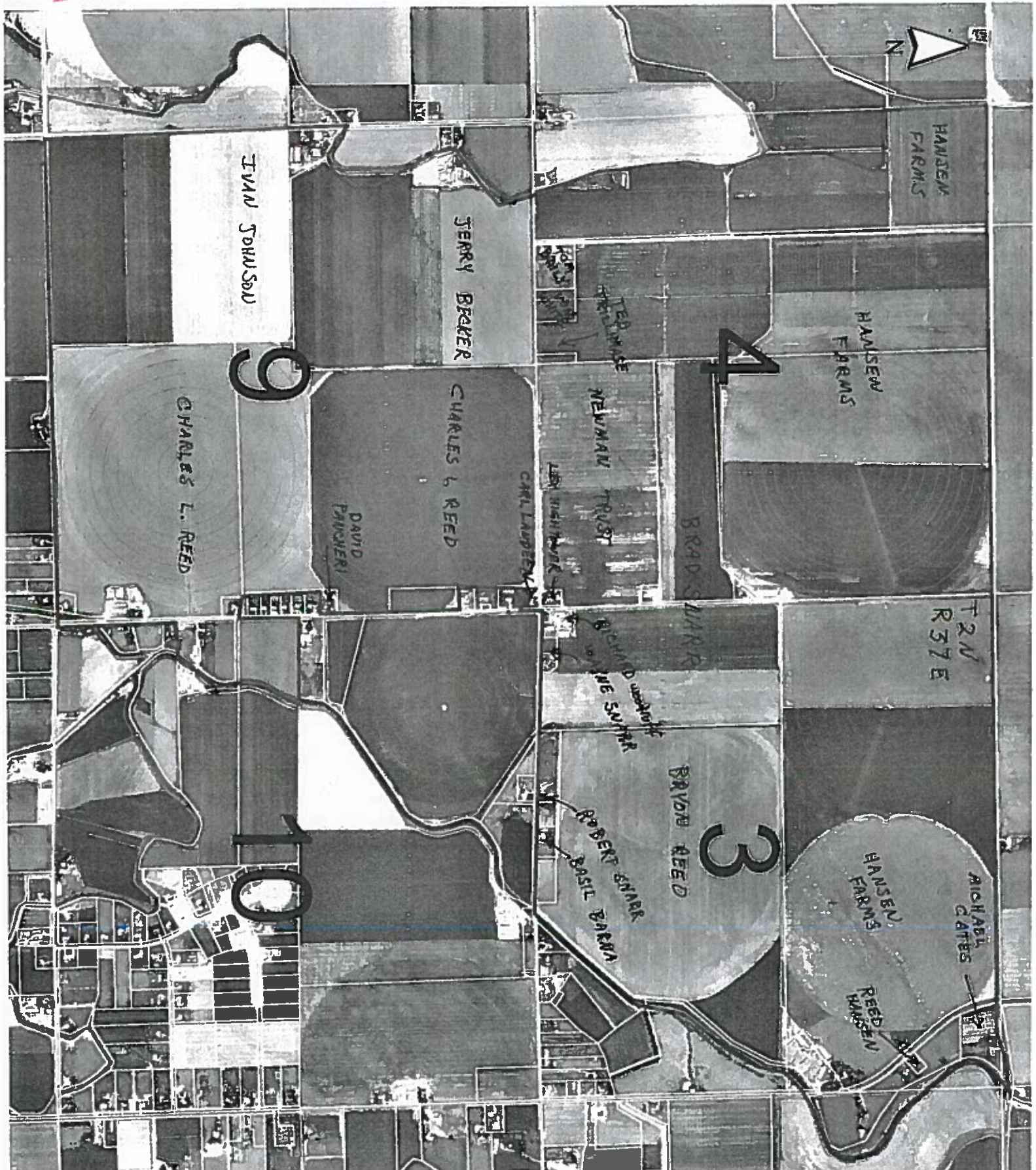
SCANNED

APR 26 2005

PROFILED

New Sweden Irrigation District Annexations 9-14-2004

SCANNED
APR 26 2005



PROFILED

SCANNED

APR 26 2005

130 Acres
Ivan's

Westside Mutual Ground

CHARLES L. REED

175 Acres
Pivot 1

P.O.D.

my house

my shop

16 739
T 1001

16

12.5

737
T 1011

3

30.4

639
T 1011

4

21.2

642
T 1011

5

4.3

2.2

Osgood rd 3500 W

663
T 1011

1

Farm - 5

Field Names - Pivot 1
Ivan's

Legal - Sec 4
T 2N
R 37

PROFILED

Located west of Osgood road
west of my house and shop
east of Oakland Valley road

APR 21 2005

PROFILED

SCANNED

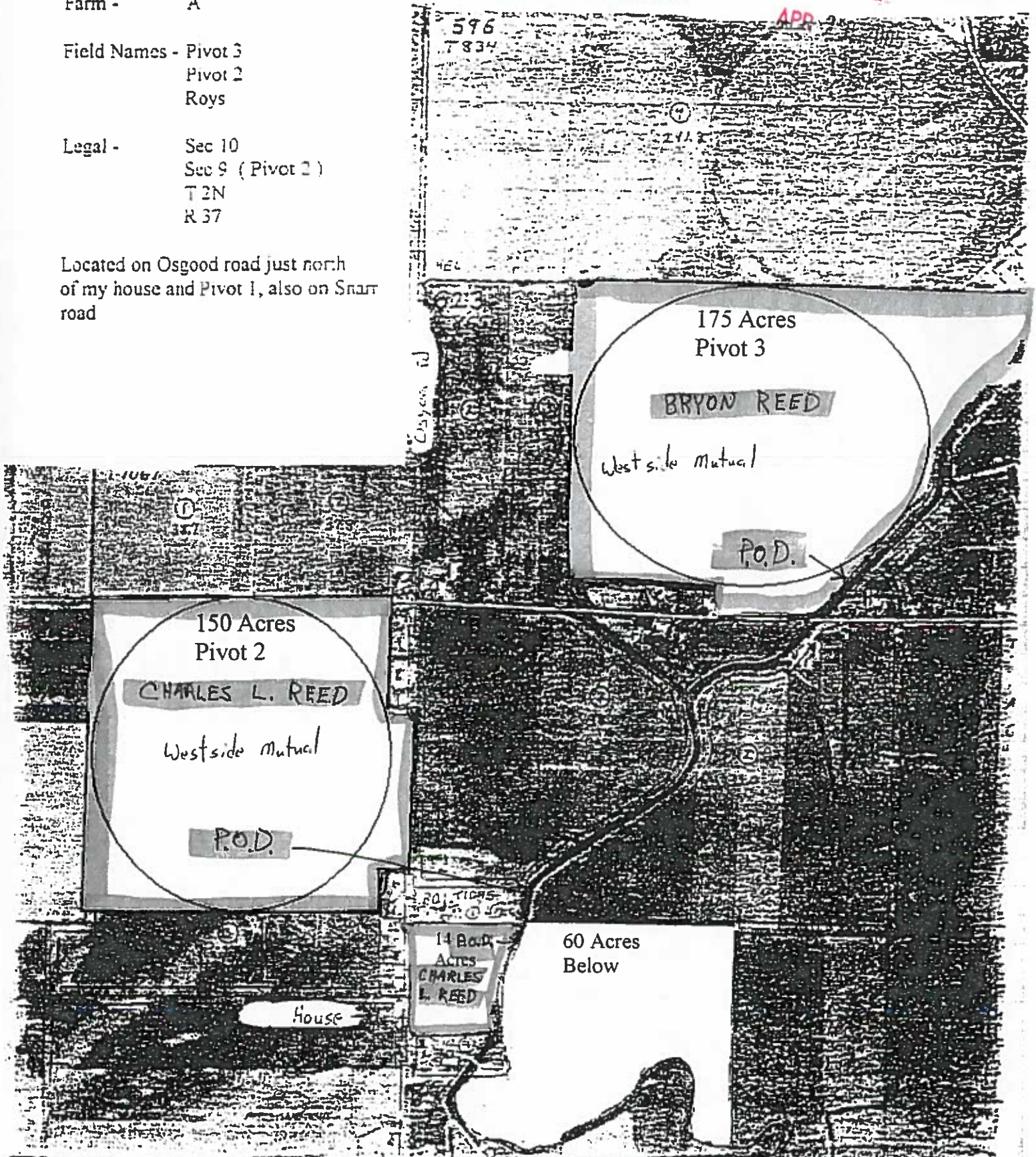
APR 2

Farm - A

Field Names - Pivot 3
Pivot 2
Roys

Legal - Sec 10
Sec 9 (Pivot 2)
T 2N
R 37

Located on Osgood road just north
of my house and Pivot 1, also on Snart
road



Not To scale

PROFILED

SCANNED

APR 21 2005

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

DELOG
 MTT 3/10/05
RECEIVED
MAR 10 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.

1. 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
<u>01-00035AJ</u>	_____	___	<u>01-00165J</u>	_____	___
<u>01-00162J</u>	_____	___	_____	_____	___
<u>01-00163J</u>	_____	___	_____	_____	___
<u>01-00083AD</u>	_____	___	_____	_____	___
<u>01-00164J</u>	_____	___	_____	_____	___

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) Charles LeRoy Reed
2212 N 35th 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
 RMD



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

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 4, 2004

BRYON L REED
2277 N 35 W
IDAHO FALLS ID 83402

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 01-35AN, 01-83AD,
01-162J, 01-163J, 01-164J, 01-165J,

Dear Mr. Reed:

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,

Jennifer Crabtree
Technical Records Specialist

Enclosure

SCANNED

NOV 19 2004

PROFILED

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

OK per EC 2/4/04
RECEIVED
FEB 04 2004
 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.

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>A-01-162J</u>			<u>A01-354N</u>	
	<u>A01-163J</u>				
	<u>A01-164J</u>				
	<u>A01-165J</u>				
	<u>A01-834D</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)

Charles Le Roy Reed
2212 N 35 W I.F. 83402

New Owner/Claimant(s)

Charles Le Roy Reed Bryan L Reed
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

2212 N 35 W 2277 N 35 W

City, State and ZIP Code

Idaho Falls ID 83402 Idaho Falls ID 83402

New Telephone Number

() 522-1494 522-4691

Date you acquired the property

SCANNED
NOV 19 2004

PROFILED

Notes

A01-162J, -163J, -164J, -165J + A01-35AJ

1/ P.O.U. confirmation exam was done on 1-9-2004 with Bryon Reed, the new owner. Mr. Reed was given a change of ownership form + instructions. (522-4696)

2/ The adjusted P.O.U. is outlined in silver-pen on the Arc View map.

3/ This exam was done by Harold Jones of Water Rights Contracting Services

4/ See map in file A01-00083AD

SCANNED

NOV 19 2004

PROFILED

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: A01-00165J
Date Received: 6/16/1989
Receipt No: EC0946
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES LEROY REED
Address: 2212 NORTH 35TH WEST
IDAHO FALLS, ID

208-522-1494

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		1	JEFFERSON

5. Description of diverting works:

GREAT WESTERN CANAL, PUMPED FROM CANAL WITH 2 75 HP PUMPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.290		

7. Total Quantity Appropriated is:

0.290 C.F.S. (and/or)

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	Lot	Use	Acres
02N	37E	9	NE	NE		IRR	37.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	38.0

A01-00165J

Page

1

Date: 06/16/89

A0100165J



COPY

COPY

MICROFILMED

OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	37E	9	NE	SW		IRR	10.0
			SE	SW		IRR	10.0
			NE	SE		IRR	37.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	34.0
						Section Acres	326.0
		10	NW	SW		IRR	19.0
						Section Acres	19.0
						Total Acres	345.0

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:

A01-00162J, -00163J, -00164J, A01-00035AJ, A01-00083AD

14. Remarks:

TRANS. 659.

P/D GREAT WESTERN CANAL.

|

THIS CLAIM REPRESENTS A SPLIT OF 01-00165H.

|

THESE LANDS ALSO COVERED BY PALISADES STORAGE WATER

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: 1

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): Charles LeRoy Reed Date: June 14, 1989

Date: _____

State of Idaho)
County of Bonneville) SS.

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

Anna Baerente
Notary Public

Seal

Residing at Bose Idaho
My Commission Expires 2/7 1994

ZZ

32

33

Levee

32° 30'

21

20

BM 4789

19

10

EAST

18

17

16

43° 30'
112° 07' 30"

-10

-11

MICROFILMED

OCT 19 1992

Produced and published by the Geological Survey
in cooperation with the Soil Conservation Service

