

06/12/2006

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

RIGHT NUMBER: 1-177D

NAME AND ADDRESS: TABLE ROCK DEVELOPMENT LLC  
PO BOX 506  
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER  
Water is delivered from the Dry Bed.

QUANTITY: 0.150 CFS

PRIORITY DATE: 06/02/1889

POINT OF DIVERSION:

T04N R40E S27 SWSWNW Within JEFFERSON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 0.120 CFS       |
| RECREATION STORAGE    | 01/01 12/31          | 8.00 AFY        |
| DIVERSION TO STORAGE  | 04/01 10/31          | 0.030 CFS       |

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S29 SENE 4.00

RECREATION STORAGE Within JEFFERSON County

T04N R40E S29 SENE

4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4 acres in a single irrigation season. Combined Right Nos.: 01-35E, 01-71E, 01-177D, 01-10494.

This right is limited to the irrigation of 3.2 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

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

Facility volume 8 AF.

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

Water is delivered through Cheney Ditch.



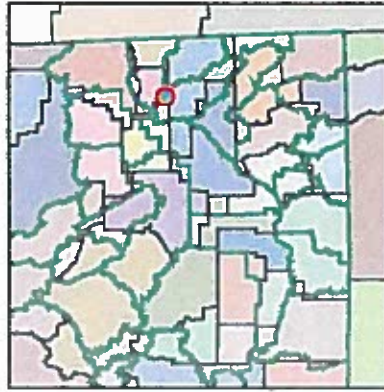
# Idaho Department of Water Resources

SRBA Recommendation:

**1-35E, 1-71E,  
1-177D, and  
1-10494**

## Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Jefferson County  
IDWR Basin 1



R40E



T04N

0.5

0

1 Mil

Prepared by M. Holliday  
On Monday, June 12, 2006  
1987/88 Aerial Photography

1-177D

CLAIMANT CONTACT

6/14/2006 10:21 AM

I talked with Judd Ball on the phone this morning regarding the Table Rock Development claims. He said that the pond used for recreation storage fills naturally with sub water over the course of the irrigation season. He says that when Gene Scott is flood irrigating, the pond rises about 6 inches per day. Therefore he didn't feel it would be necessary to claim recreation storage on the other claims associated with this property.

Regarding the 12 acres claimed in the north half of the NW quarter of section 29 (lots 1, 2, and 3 of Table Rock Estates located between the Rudy and Burgess canals), Judd said that those lots were not irrigated. Therefore I am recommending the 4 acres found in the SENE as the POU for the Table Rock Development claims.

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 1-177D  
Date Received: 4/11/2006  
Receipt No:  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TABLE ROCK DEVELOPMENT LLC Phone:

PO BOX 506  
RIGBY ID USA 83442

2. Date of Priority: 06/02/1889

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    | Type |
|----------|-------|---------|-----------------------|-----------|------|
| 04N      | 40E   | 27      | NW NW SW              | JEFFERSON |      |

5. Description of diverting works:

headgate of cheney ditch

6. Water is used for the following purposes:

| Purpose              | From  | To    | C.F.S. | (or) A.F.A |
|----------------------|-------|-------|--------|------------|
| IRRIGATION           | 04/01 | 11/01 | 0.45   |            |
| RECREATION STORAGE   |       |       | 01/01  | 12/31      |
| 8                    |       |       |        |            |
| DIVERSION TO STORAGE |       |       | 04/01  | 11/01 0.05 |

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use                | Acres |
|----------|-------|---------|------------|-----|--------------------|-------|
| 04N      | 40E   | 29      | SE         | NE  | IRRIGATION         | 5     |
|          |       |         | NE         | NW  | IRRIGATION         | 9     |
|          |       |         | NW         | NW  | IRRIGATION         | 3     |
|          |       |         | SE         | NE  | RECREATION STORAGE |       |
|          |       |         |            |     | Section Acres      | 17    |
|          |       |         |            |     | Total Acres        | 17    |

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

ownership change split

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.