

05/05/2006

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

RIGHT NUMBER: 1-188

NAME AND ADDRESS: TEXAS SLOUGH IRRIGATING CANAL CO
1463 S 4000 W
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 12.000 CFS

PRIORITY DATE: 06/01/1895

POINT OF DIVERSION:

T04N R40E S6 SWSW Lot 7 Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

12.000 CFS

PLACE OF USE:

3149 ACRES TOTAL

Place of use is within the area served by Texas Slough Irrigating Canal 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:

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 Texas Slough Canal.



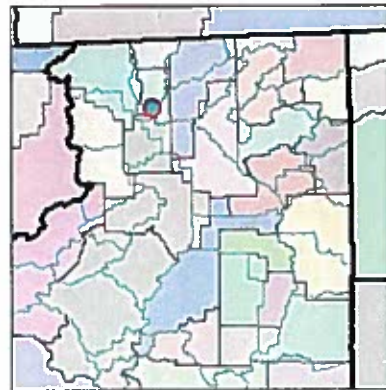
Texas Slough Irrigating Canal Co

SRBA Recommendations: 1-182A, 1-183, 1-184, 1-185, 1-186, 1-187A, 1-188, 1-254, 1-329

Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 1



0 2 4 Miles

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:

Water right number: 1-188

TEXAS SLOUGH IRRIGATING CANAL CO
1463 S 4000 W
REXBURG ID 83440
Telephone Number: (208)356-6330

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:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-30-06 SIGNATURE: Weldon J. Aef

Please print your name: WELDON AEF

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

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12/04

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: A01-00188
Date Received: 9/01/1988
Receipt No: E001687
Received By: KCCW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TEXAS SLOUGH IRRIGATING CANAL CO. 208-356-5312
Address: 1128 SOUTH 5000 WEST
REXBURG, ID 83440

2. Date of Priority: JUN 01, 1895

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	40E	6	NE	SW	SW	7	MADISON

5. Description of diverting works:
HEADGATE TO BANNOCK FEEDER TO TEXAS FEEDER TO TEXAS SLOUGH CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	12.000		

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

8. Total consumptive use is 10082.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	39E	2	NW	NW	4	IRR	20.0
			SW	NW		IRR	30.0
			SW	SW		IRR	40.0

Section Acres 90.0

A01-00188

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Date: 09/01/88

A0100188



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10. Place of Use: Continued

Total Acres 90.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

01-0182/0183/0184/0185/0186/0187A/0254/0329

14. Remarks:

P/U SAME AS A01-00182A

P/U SAME AS 01-0183/0184/0185/0186/0187A/0254/0329

SEE ATTACHED LAND LIST.

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 Organizations:

I do solemnly swear or affirm that I am Secretary of Texas Slough Irr. Canal Co., that I have signed the foregoing document in the space below as Secretary of Texas Slough Irr. Canal Co. and that the statements contained in the foregoing document are true and correct.

Ralph W. Lauer
Signature of Authorized Agent
Ses Texas Slough Irr. Canal Co.
Title and Organization
9-1-88
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of September 19 88
Betty J. Thompson
Notary Public



Residing at Idaho Falls
My Commission Expires 6-94

SEC #2 ENTERED INTO DATABASE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	39E	2	NW		NW	4	IRR	20.0
			SW		NW		IRR	30.0
			SW		SW		IRR	40.0

Section Acres 90.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	3	SW	NE	2	IRR	40.0
			SE	NE	1	IRR	40.0
			SW	NW	4	IRR	40.0
			SE	NW	3	IRR	38.0
			NE	SW		IRR	38.0
			NW	SW		IRR	40.0
			SW	SW		IRR	39.0
			SE	SW		IRR	38.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 473.0

4	SW	NE	2	IRR	39.0
	SE	NE	1	IRR	39.0
	SW	NW	4	IRR	38.0
	SE	NW	3	IRR	34.0
	NE	SW		IRR	18.0
	NE	SE		IRR	38.0
	NW	SE		IRR	39.0
	SW	SE		IRR	39.0
SE	SE		IRR	38.0	

Section Acres 322.0

5	SW	NE	2	IRR	36.0
	SE	NE	1	IRR	37.0
	SW	NW	4	IRR	35.0
	SE	NW	3	IRR	34.0
	NE	SW		IRR	30.0
	NW	SW		IRR	38.0
	NE	SE		IRR	8.0
	NW	SE		IRR	20.0

Section Acres 238.0

6	SW	NE	2	IRR	40.0
	SE	NE	1	IRR	40.0
	SW	NW	4	IRR	15.0
	SE	NW	3	IRR	21.0
	NE	SE		IRR	32.0
	NW	SE		IRR	30.0

Section Acres 178.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	39E	9	NE		NE		IRR	39.0
			NW		NE		IRR	40.0
			Section Acres 79.0					
		10	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	5.0
			NE		NW		IRR	38.0
			NW		NW		IRR	39.0
			SW		NW		IRR	39.0
			SE		NW		IRR	38.0
			NE		SW		IRR	38.0
			NW		SW		IRR	38.0
			SE		SW		IRR	38.0
			NE		SE		IRR	1.0
			NW		SE		IRR	39.0
			SW		SE		IRR	35.0
			SE		SE		IRR	4.0
			Section Acres 472.0					
		11	NE		NW		IRR	35.0
			NW		NW		IRR	40.0
			Section Acres 75.0					
		15	NE		NW		IRR	39.0
			NW		NW		IRR	38.0
			SW		NW		IRR	20.0
			SE		NW		IRR	39.0
			NE		SW		IRR	35.0
			NW		SW		IRR	12.0
			Section Acres 183.0					
06N	38E	36	SE		SE		IRR	28.0
			Section Acres 28.0					
	39E	29	NW		SW		IRR	37.0
			SW		SW		IRR	37.0
			Section Acres 74.0					

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	39E	30	SW	SE	12	IRR	14.0
			SE	SE		IRR	38.0
			Section Acres				52.0
		31	NE	NE		IRR	40.0
			NW	NE	7	IRR	38.0
			SW	NE		IRR	30.0
			SE	NE		IRR	36.0
			NE	NW	6	IRR	25.0
			NW	NW	9	IRR	5.0
			NE	SW		IRR	35.0
			NW	SW	3	IRR	18.0
			SW	SW	4	IRR	33.0
			SE	SW		IRR	38.0
			NE	SE		IRR	37.0
			NW	SE		IRR	38.0
			SW	SE		IRR	35.0
			SE	SE		IRR	34.0
			Section Acres				442.0
		32	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	38.0
			NW	NW		IRR	38.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	38.0
			NW	SW		IRR	40.0
			SW	SW		IRR	23.0
			SE	SW		IRR	38.0
			NE	SE		IRR	38.0
			NW	SE		IRR	38.0
			SW	SE		IRR	38.0
			SE	SE		IRR	36.0
			Section Acres				605.0
		33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	38.0

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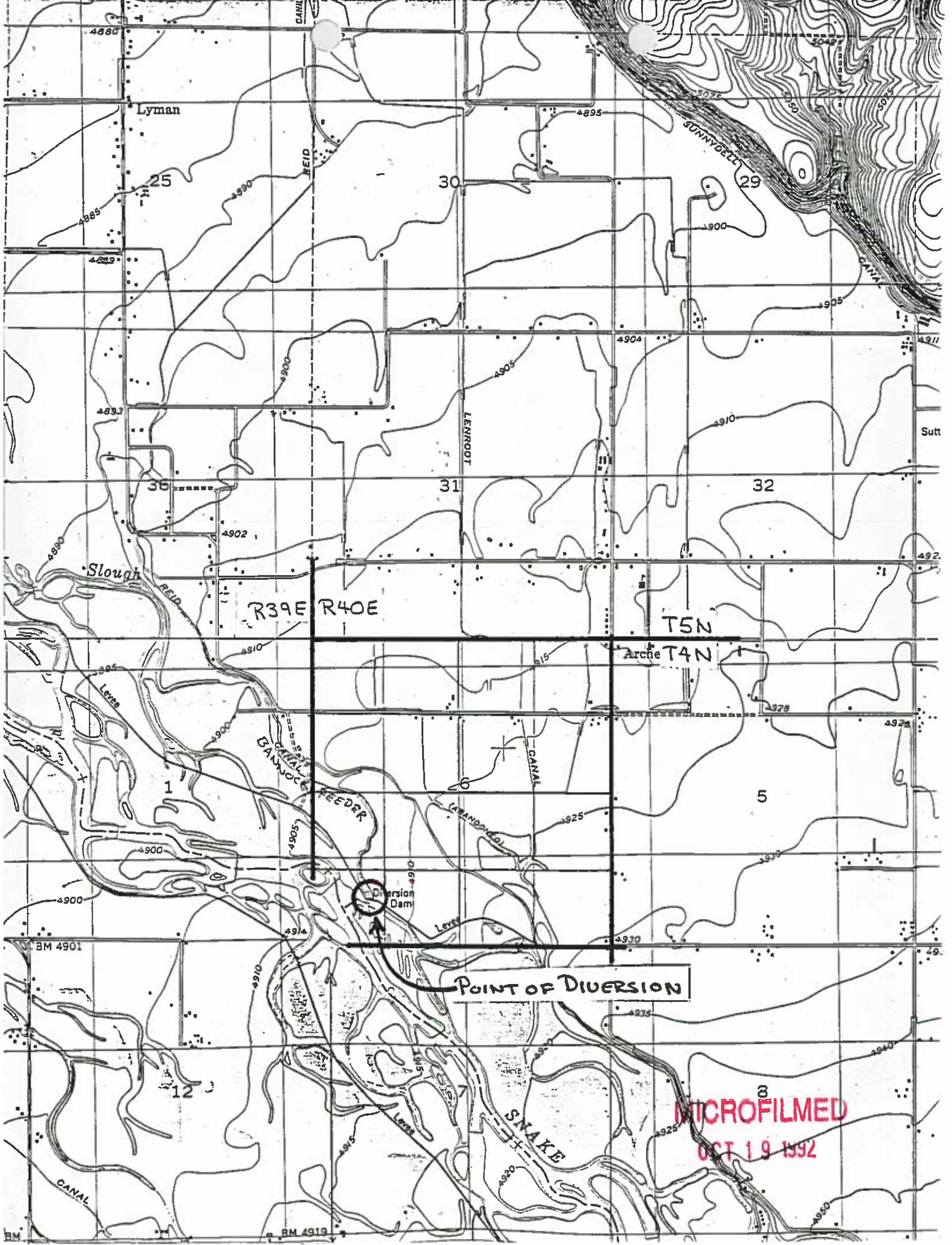
10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	39E	33	SE		NE		IRR	39.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	39.0
			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
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	39.0
			SE		SE		IRR	36.0
							Section Acres	630.0
		34	NW		SW		IRR	19.0
			SW		SW		IRR	35.0
			SE		SW		IRR	38.0
							Section Acres	92.0
							Total Acres	4033.0

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