

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-214A

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING
THROUGH
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

6/28/2012
MWH

SOURCE: Source:
SNAKE RIVER

Tributary:
COLUMBIA RIVER

QUANTITY: 1,000.000 CFS

The rights listed below are limited to a total combined diversion rate of 1460 cfs from the point of diversion located at T09S R25E S1 SESW. Combined Right Nos.: 1-211B, 1-214B, and 1-7 (Burley Irrigation District); and Right Nos.: 1-211A, 1-214A, and 1-8 (Minidoka Irrigation District).

The diversions under this right and Right No. 1-214B shall not exceed 1000 cfs. If the demands of Burley Irrigation District and the United States Department of the Interior, Bureau of Reclamation, for and on behalf of the North Side Division of the Minidoka Project (Minidoka Irrigation District) for diversions under this right and Right No. 1-214B exceed 1000 cfs or the flows then available under these rights, the right to divert water under this right by the Bureau of Reclamation will be reduced to meet the demands of Burley Irrigation District for water under this right, but the right under such condition shall not be reduced to less than 62% of the flows then available under this right and Right No. 1-214B.

The diversions under this right and Right No. 1-214B shall not exceed 1000 cfs. If the demands of Burley Irrigation District and the United States Department of the Interior, Bureau of Reclamation, for and on behalf of the North Side Division of the Minidoka Project (Minidoka Irrigation District) for diversions under this right and Right No. 1-214B exceed 1000 cfs or the flows then available under these rights, the right to divert water under this right by the Bureau of Reclamation shall not exceed 62% of the flows then available under this right and Right No. 1-214B.

PRIORITY DATE: 08/06/1908

POINT OF DIVERSION:

T09S R25E S1 Lot 3 SENW
Within MINIDOKA County

~~T09S R25E S1 Lot 3 NENESW~~
~~Within MINIDOKA County~~

T09S R25E S1 SESW
Within CASSIA County

~~T09S R25E S1 SWSSEW~~
~~Within CASSIA County~~

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

Purpose of use:	Period of use:	Quantity:
IRRIGATION	03/15 11/15	1,000.000 CFS

PLACE OF USE:

75093 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.

Use of the rights listed below is limited to the irrigation of a combined total of 75,093 acres in a single irrigation season. Combined Right Nos.: 1-8, 1-211A, and 1-214A.

Place of use is within the boundary of Minidoka 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.

The operation, use and administration of this water right is subject to the terms and conditions of the Settlement Agreement signed on February 14, 2006 with Minidoka Irrigation District, Burley Irrigation District, Twin Falls Canal Company, North Side Canal Company and American Falls Reservoir District #2.

The name of the United States of America acting through the Bureau of Reclamation appears in the Name and Address sections of this partial decree. However, as a matter of Idaho Constitutional and Statutory Law, title to the use of the water is held by the consumers or users of the water. The irrigation organizations act on behalf of the consumers or users to administer the use of the water for the landowners in the quantities and/or percentages specified in the contracts between the Bureau of Reclamation and the irrigation organizations for the benefit of the landowners entitled to receive distribution of this water from the respective irrigation organizations. The interest of the consumers or users of the water is appurtenant to the lands within the boundaries of or served by such irrigation organizations, and that interest is derived from law and is not based exclusively on the contracts between the Bureau of Reclamation and the irrigation organizations.

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

~~Although the name of the United States of America acting through the Bureau of Reclamation appears in the Name and Address section of this partial decree, the ownership of this water right is divided. The United States Bureau of Reclamation holds nominal legal title. Beneficial or equitable title to this water right is held in trust by the irrigation organizations, in the quantities and/or percentages specified in the contracts between the Bureau of Reclamation and the irrigation organizations, for the benefit of the landowners entitled to receive distribution of this water from the respective irrigation organizations pursuant to Idaho law. As a matter of law, this interest is appurtenant to the lands within the boundaries of or served by such irrigation organization. The ownership of this water right is derived from law and is not based exclusively on the contracts between the Bureau of Reclamation and the irrigation organizations.~~

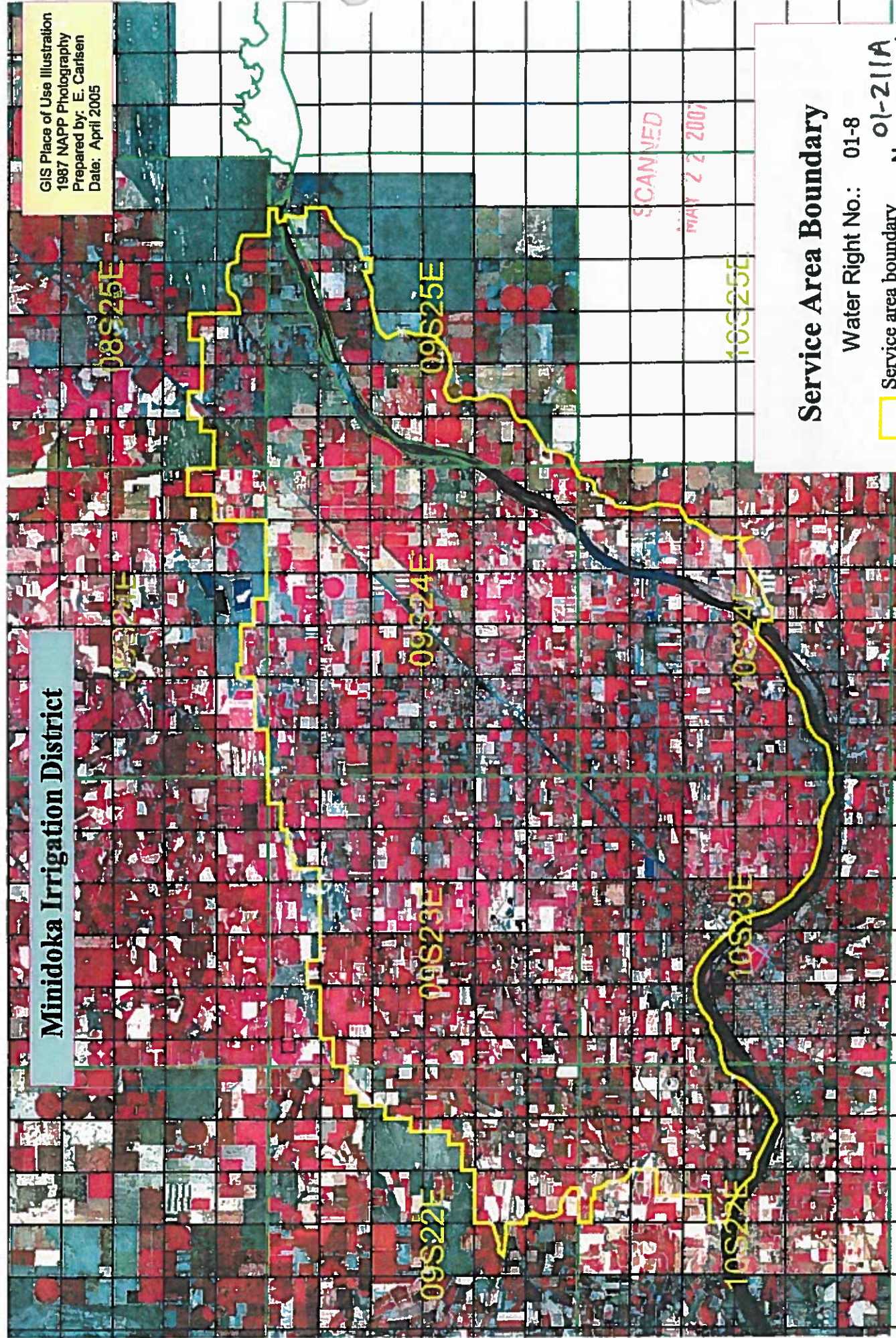
~~The Director of the Idaho Department of Water Resources shall determine what part of the water flowing in the Snake River at the Minidoka and Milner Dams is storage waters and what part is natural flow. The amount of natural flow shall be determined as such natural flow would be, if unaffected by the diversions or acts of the parties to Twin Falls Canal Co v Foster, Decree (4th Jud. Dist., Twin Falls Co., June 20, 1913). The natural flow to which the Twin Falls Canal Company and the Northside Canal Company are entitled shall be measured at the Milner Dam.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Minidoka North Side Canal and Minidoka South Side Canal.

Minidoka Irrigation District

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: E. Carlsen
Date: April 2005



Service Area Boundary

Water Right No.: 01-8

01-211A

N 01-214A

-  Service area boundary
-  Township/Range
-  Sections



10/25/2005

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

RIGHT NUMBER: 1-214A

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
REGIONAL DIRECTOR PN REGION
BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1,000.000 CFS

The diversions under this right and Right No. 1-214B shall not exceed 1000 cfs. If the demands of Burley Irrigation District and the United States Department of the Interior, Bureau of Reclamation, for and on behalf of the North Side Division of the Minidoka Project (Minidoka Irrigation District) for diversions under this right and Right No. 1-214B exceed 1000 cfs or the flows then available under these rights, the right to divert water under this right by the Bureau of Reclamation shall not exceed 62% of the flows then available under this right and Right No. 1-214B.

PRIORITY DATE: 08/06/1908

POINT OF DIVERSION:

T09S R25E S1 NENESW Lot 3 Within MINIDOKA County

T09S R25E S1 SWSSEW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1,000.000 CFS

PLACE OF USE:

75093 ACRES TOTAL

Use of the rights listed below is limited to the irrigation of a combined total of 75,093 acres in a single irrigation season. Combined Right Nos.: 1-8, 1-211A, and 1-214A.

Place of use is within the boundary of Minidoka 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.

OCT 23 2006

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Minidoka North Side Canal and Minidoka South Side Canal.

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 1-214A

WATER RIGHT NUMBER: 1-214A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH REGIONAL DIRECTOR PN REGION BUREAU OF RECLAMATION 1150 N CURTIS RD STE 100 BOISE, ID 83706-1234 (208)378-5322

Priority Date: 08/06/1908

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	620.000 CFS	
<u>Total Diversion:</u>		620.000 CFS	

Location of Point(s) of Diversion

SNAKE RIVER	L7 (SE1/4NW1/4)	Sec. 1, Twp 09S, Rge 25E, B.M.
MINIDOKA County		
SNAKE RIVER	L7 (SE1/4SW1/4)	Sec. 1, Twp 09S, Rge 25E, B.M.
MINIDOKA County		
SNAKE RIVER	L7 (SE1/4NW1/4)	Sec. 26, Twp 10S, Rge 23E, B.M.
MINIDOKA County		
SNAKE RIVER	L5 ()	Sec. 26, Twp 10S, Rge 23E, B.M.
MINIDOKA County		
SNAKE RIVER	L6 ()	Sec. 26, Twp 10S, Rge 23E, B.M.
MINIDOKA County		

Place of UseConditions of Approval:Remarks:

1. General P/U WITHIN THE MINIDOKA IRRIGATION DISTRICTS 77,200 ACRES-INCLUDES WATERSPREAD 1489 CFS NORTHSIDE 237 CFS SOUTHSIDE PERMIT 66, WATER RIGHT 01-02000 SUPERCEDED BY 01-00211. FOSTER DECREE NO. 3 CONSUMPTIVE USE 3 ACRE FEET/ACRE DRAIN WELLS AND PUMPS USED WITHIN BOUNDARIES OF THE DISTRICTS. AS PROVIDED BY THE FOSTER DECREE, ADJUSTMENTS IN NATURAL FLOW FOR GAINS AND LOSSES ARE COMPUTED FOR THE NEELEY-MINIDOKA AND MINIDOKA-MILNER REACHES AS IF THE MINIDOKA PROJECT DID NOT EXIST.

Comments: Change of ownership data entry finished on 4/11/05.

SCANNED

AUG 22 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 15, 2001

UNITED STATES OF AMERICA ACTING THROUGH
REGIONAL DIRECTOR PN REGION CODE PN - 3100
BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-5155

RE: NOTICE OF CHANGE OF ADDRESS

Dear Sir or Madam:

Per your request, I have changed the address on the adjudication numbers listed on the following page.

Water right numbers A29-02262, A29-02306, A29-02307, A29-02310, A29-02341, A29-02567, A29-02568 and A29-02571 do not have Bureau of Reclamation as the current owner. The current owner in our database is Falls Irrigation District. Therefore, these rights have not been changed.

All other water right numbers not listed above or on the following page will be processed by our other regions and mailed to you at a later date.

If you have any questions feel free to contact this office at 208-525-7161.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Cheri Vandermeulen'.

Cheri Vandermeulen
Records Clerk
Eastern Region

Enclosure (1)

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DEC 05 2007

A01-00211A	A21-04155
A01-00214A	A21-04156
A01-00217	A21-04157
A01-00218	A21-10560
A01-00219	A21-10601
A01-00284	A22-07022
A01-02016	A22-07062
A01-02040	A23-04073
A01-02060	A23-10062
A01-02061	A25-07004
A01-02064	A25-07135
A01-02068	A25-07201
A01-04024	A25-12222
A01-04025	A25-12223
A01-04046	A25-12224
A01-04047	A25-12225
A01-04048	A25-12226
A01-04049	A25-12227
A01-04050	A25-12228
A01-04051	A25-12229
A01-04052	A25-12231
A01-04053	A25-12234
A01-04054	A25-12236
A01-04055	A29-02380
A01-04056	A29-02614A
A01-04057	A29-10045
A01-04060	A29-10046
A01-10034	A29-10047
A01-10042	A35-10358
A01-10043	
A01-10044	
A01-10045	
A01-10053	
A21-00024	
A21-00026	
A21-00027	
A21-00120	
A21-00121	
A21-00122	
A21-00123	
A21-00124	
A21-00125	
A21-00126	
A21-02156	

SCANNED
DEC 05 2007

RECEIVED

CHANGE IN ADDRESS

JUN 15 2001

This form is solely for purposes of notifying IDWR of a ^{Department of Water Resources} ~~Change~~ address of an adjudication claim. _{System Region}

[✓] Water Right Number(s): See attached list

[] Old Mailing Address: United States of America Acting through
Regional Director, PN Region
Bureau of Reclamation
Box 043-550 West Fort St.
Boise ID 83724

[✓] New Mailing Address: United States of America Acting through
Regional Director PN Region Code PN-3100
Bureau of Reclamation
1150 N Curtis Rd Suite 100
Boise ID 83706-5155

[✓] Telephone Number: (208) 378-5306 Gail McGarry

[✓] Signature of Claimant: Heala S. Walton

[✓] Date: 6/14/01

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

SCANNED

DEC 05 2007

Contest ID#
22796

11/01/2005

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: 01-214A

UNITED STATES OF AMERICA ACTING THROUGH
REGIONAL DIRECTOR PN REGION CODE PN-3100
BUREAU OF RECLAMATION
1150 N CURTIS RD SUITE 100
BOISE ID 83706-1234
Telephone Number: (208) 378-5306

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Season of Use
Place of use

2. Describe the changes you wish to make in the proposed recommendation:

Season of Use - 4/1-10/31
Place of use - 77,071 acres

3. Give a brief explanation as to why you disagree with these portions:

This is the historic season of use.

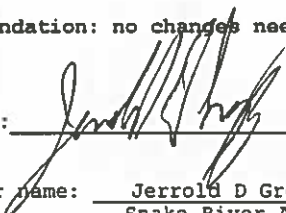
The Foster Decree describes the right for use upon the lands lying in the Minidoka project, under the canals of the Minidoka project in Minidoka and Cassia Counties, Idaho.

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

DATE:

11/4/05

SIGNATURE:



Please print your name: Jerrold D Gregg, Area Manager,
Snake River Area Office

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

PROFILED

SCANNED
NOV 16 2005

RECEIVED
NOV 07 2005
Department of Water Resources
Eastern Region

KMJ
11/9

RECEIVED

MAY 30 2000

Department of Water Resources
Southern Region

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): A01-00211
Adjudication Claim No(s): 01-00211, 01-00214
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with 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**. (SEE general description of area in Exhibit 2.)
3. Name and Address of Former Owner/Claimant United States of America, Bureau of Reclamation
Box 043 - 550 W. Fort Street
Boise, ID 83724
4. New Owner/Claimant(s) Burley Irrigation District
New Mailing Address Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
246 E. 100 S.
City, State and ZIP Code Burley, ID 83318
New Telephone Number (208) 678-2511
5. Date you acquired the property February 24, 2000
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 48,000 Number and type of stock incidental

Diversion rate in CFS 1200* Number of homes you acquired _____ Other uses _____
7. Signature of New Owner(s) or Claimant(s) Cecil F. Blauer, President
Linda M. Leach, Secretary
Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form. ANNEXED
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

* This diversion rate and the diversion rate retained by the United States shall not exceed 1,726 cfs. If demand exceeds 1,726 cfs, water under the rights will be prorated as provided in the Deed.

Please return a certified copy
of recorded document to:
U.S. Bureau of Reclamation
1359 Hansen Avenue
Burley, ID 83318

**UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
Minidoka Project, Idaho**

QUITCLAIM DEED

THE UNITED STATES OF AMERICA, hereinafter **GRANTOR**, acting by and through the Bureau of Reclamation, Department of the Interior, pursuant to the provisions of the Minidoka Project Act of November 3, 1998 (Public Law 105-351, 112 Stat. 3219), and for good and valuable consideration as detailed in said Act, does hereby **REMISE, RELEASE, AND FOREVER QUITCLAIM** to **BURLEY IRRIGATION DISTRICT**, an irrigation district duly organized under the laws of the State of Idaho, of 246 East, 100 South, Burley, Idaho 83318, hereinafter **GRANTEE**, all of its right, title and interest, without warranties, in and to those portions of the natural flow, waste, seepage, return flow, and groundwater rights held in the name of the **GRANTOR** for the benefit of the Minidoka Project or specifically for the **GRANTEE**, situated in the County of Cassia, State of Idaho, to wit:

1. Water Right No. A01-00211

This natural flow water right held by The United States has a priority date of March 26, 1903 for the diversion of 1,726 cubic feet per second (cfs) from the Snake River for the irrigation of lands within the Minidoka Project, under the canals of the Minidoka Project in Minidoka and Cassia Counties, Idaho.¹ The United States conveys a portion of this right (hereafter A01-00211B) to Burley Irrigation District (hereafter Burley) and retains a portion of the right (hereafter A01-00211A) for Minidoka Irrigation District (hereafter Minidoka) to be used as provided by contract with The United States.

- a. The water right conveyed to Burley, Right No. A01-00211B, is defined with the following elements:

Source is the Snake River.

Priority Date is March 26, 1903.

¹ This natural flow water right was established by decree of the Fourth Judicial District of Idaho on June 20, 1913 in the case of Twin Falls Canal Co. v. Charles N. Foster as Right No. 3 of The United States at p. 31.

Quantity is for the diversion of a maximum of 1,200 cfs from the Snake River. In the event Burley and the Secretary of the Interior on behalf of Minidoka do not agree on a distribution of water that the districts are collectively entitled to under rights A01-00211B and A01-00211A, for whatsoever reason, the water will be divided proportionately with Burley entitled to the delivery of water equivalent to thirty-eight percent (38%) and Minidoka entitled to the delivery of sixty-two percent (62%) of the total water available under said rights up to a maximum of 1,726 cfs.²

Season of Use is a period each year beginning April 1 and ending October 31 of that year.

Nature of Use is for irrigation.

Place of Use is 48,000 acres within the boundary of Burley.

Points of Diversion are

Township 9 South, Range 25 East of the Boise Meridian, Cassia County, Idaho

Section 1: SWSESW

Township 10 South, Range 22 East of the Boise Meridian, Cassia County, Idaho

Section 19: SWSW, SESE

Section 22: SENE

Section 23: NWSW

Township 10 South, Range 23 East of the Boise Meridian, Cassia County, Idaho

Section 19: NENE

Section 21: NENE

Section 22: SWSW

Township 10 South, Range 24 East of the Boise Meridian, Cassia County, Idaho

Section 30: SESE

- b. The right retained by The United States for the benefit of Minidoka, A01-00211A, pursuant to contract 14-06-100-1833 shall be defined with the following elements:

Source is the Snake River.

Priority Date is March 26, 1903.

Quantity is for the diversion of water under both this right held by The United States for Minidoka and Right No. A01-00211B held by Burley and shall not exceed 1,726 cfs. In the event Burley and the Secretary of the Interior on behalf of Minidoka do not agree on a distribution of water that the districts are collectively entitled to under rights A01-00211A and A01-00211B, for whatsoever reason, the water will be divided proportionately with Burley entitled to the delivery of water equivalent to thirty-eight

² This percentage division of water rights is in accordance with the Repayment Contract between The United States and Burley, No. 14-06-100-2455, dated June 6, 1962.

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MAY 22 2007

percent (38%) and Minidoka entitled to the delivery of sixty-two percent (62%) of the total water available under said rights up to a maximum of 1,726 cfs.³

Season of Use is a period each year beginning April 1 and ending October 31 of that year.

Nature of Use is for irrigation of acreage as provided by contract with The United States.

Place of Use is within the boundary of Minidoka for acres as provided by contract with The United States.

Points of Diversion are

Township 9 South, Range 25 East of the Boise Meridian, Minidoka County, Idaho

Section 1: SESENE Lot 7, SWSENE

Township 10 South, Range 23 East of the Boise Meridian, Minidoka County, Idaho

Section 26: SENW, lots 5 and 6

2. Water Right No. A01-00214.

This natural flow water right held by The United States has a priority date of August 6, 1908, for the diversion of 1,000 cfs from the Snake River for the irrigation of lands within the Minidoka Project.⁴ The United States conveys a portion of this right to Burley (hereafter A01-00214B) and retains a portion of the right for Minidoka (hereafter A01-00214A).

- a. The water right to be conveyed to Burley, A01-00214B, shall be defined with the following elements:

Source is the Snake River.

Priority Date is August 6, 1908.

Quantity is for the diversion of a maximum of 544 cfs from the Snake River. In the event Burley and the Secretary of the Interior on behalf of Minidoka do not agree on a distribution of water that the districts are collectively entitled to under rights A01-00214B and A01-00214A, for whatsoever reason, the water will be divided proportionately with Burley entitled to the delivery of water equivalent to thirty-eight percent (38%) and Minidoka entitled to the delivery of sixty-two percent (62%) of the total water available under said rights up to a maximum of 1,000 cfs.⁵

³ This percentage division of water rights is in accordance with the Repayment Contract between The United States and Minidoka, No. 14-06-100-1833, dated February 2, 1960.

⁴ This natural flow water right was established by decree of the Fourth Judicial District of Idaho on June 20, 1913 in the case of Twin Falls Canal Co. v. Charles N. Foster as Right No. 6 of The United States at p. 32.

⁵ This percentage division of water rights is in accordance with the Repayment Contract between The United States and Burley, No. 14-06-100-2455, dated June 6, 1962.

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MAY 22 2007

Season of Use is only from a period each year beginning April 1 and ending October 31 of that year.

Nature of Use is for irrigation.

Place of Use is 48,000 acres within the boundary of Burley.

Points of Diversion are

Township 9 South, Range 25 East of the Boise Meridian, Cassia County, Idaho

Section 1: SWSESW

Township 10 South, Range 22 East of the Boise Meridian, Cassia County, Idaho

Section 19: SWSW, SESE

Section 22: SENE

Section 23: NWSW

Township 10 South, Range 23 East of the Boise Meridian, Cassia County, Idaho

Section 19: NENE

Section 21: NENE

Section 22: SWSW

Township 10 South, Range 24 East of the Boise Meridian, Cassia County, Idaho

Section 30: SESE

- b. The right retained by The United States for the benefit of Minidoka, A01-00214A, pursuant to contract 14-06-100-1833 shall be defined as follows:

Source is the Snake River.

Priority Date is August 6, 1908.

Quantity is for the diversion of water under both this right held by The United States for Minidoka and Right No. A01-00214B held by Burley shall not exceed 1,000 cfs. In the event Burley and the Secretary of the Interior on behalf of Minidoka do not agree on a distribution of water that the districts are collectively entitled to under rights A01-00214A and A01-00214B, for whatsoever reason, the water will be divided proportionately with Burley entitled to the delivery of water equivalent to thirty-eight percent (38%) and Minidoka entitled to the delivery of sixty-two percent (62%) of the total water available under said rights up to a maximum of 1,000 cfs.⁶

Season of Use is from a period each year beginning April 1 and ending October 31 of that year.

Nature of Use is for irrigation of acreage as provided by contract with The United States.

⁶ This percentage division of water rights is in accordance with the Repayment Contract between The United States and Minidoka, No. 14-06-100-1833, dated February 2, 1960.

Place of Use is within the boundary of Minidoka as provided by contract with The United States.

Points of Diversion are

Township 9 South, Range 25 East of the Boise Meridian, Minidoka County, Idaho

Section 1: SESENW Lot 7, SWSESW

Township 10 South, Range 23 East of the Boise Meridian, Minidoka County, Idaho

Section 26: SENW, lots 5 and 6

3. Water Right No. A45-00512

This is a natural flow water right held by The United States with a priority date of April 9, 1909, for the diversion of 150 cfs from Marsh Creek for the irrigation of land of the Minidoka Project within Burley.⁷

- a. Right No. A45-00512 is conveyed to Burley subject to the following elements:

Source is from Marsh Creek, a tributary of the Snake River.

Priority Date is March 26, 1903.

Amount is for the diversion of 150 cfs.

Season of Use is a period each year beginning April 1 and ending October 31 of that year.

Nature of Use is for irrigation.

Place of Use is 48,000 acres within the boundary of Burley.

Points of Diversion are

Township 10 South, Range 24 East of the Boise Meridian, Cassia County, Idaho

Section 27: SENE, SESE

Section 28: NWSE

Section 36: SENE, SWNW

Township 10 South, Range 25 East of the Boise Meridian, Cassia County, Idaho

Section 30: SESE, SWSE

4. Foster Decree Return Flows

⁷ This natural flow water right was established by decree of the Fourth Judicial District of Idaho on June 20, 1913 in the case of Twin Falls Canal Co. v. Charles N. Foster as Right No. 8 of The United States at p. 33.

a. Allocation of Foster Decreed Return Flows Credits

In reliance upon the Foster Decree (Twin Falls Canal Company v. Charles N. Foster, et al., in the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Twin Falls, dated June 20, 1913), The United States claims a credit against the use of stored water for increased flows in the Snake River attributable to the operation of the Gravity Division and the Southside Pumping Division of the Minidoka Project as determined by the State Engineer of the State of Idaho (Director, Idaho Department of Water Resources), or his duly authorized agent.⁸

The United States conveys that portion of the right arising from the operation of the Southside Division (approximately thirty-eight percent [38%]) to Burley. The use and accounting of the return flow shall continue in a manner that will not injure the rights of the Minidoka Project or its water users. Current practice for the division of the right considers the proportionate diversions of Burley and Minidoka after ad hoc agreements on the monthly division of waste and losses from the Minidoka Southside Canal. If Burley and Minidoka fail to agree on the division of waste and loss or on the procedure to be used, thirty-eight percent (38%) of the credit will accrue to Burley, and sixty-two percent (62%) to Minidoka.

5. Domestic & Stock Groundwater Rights

a. Water Right No. A45-10389

This Snake River Basin Adjudication (SRBA) partial decreed water right has a priority date of June 19, 1909, for the diversion of 0.12 cfs of ground water for domestic purposes. The United States conveys the entire right to Burley.

b. Water Right No. A45-10391

This SRBA partial decreed water right has a priority date of June 19, 1909, for the diversion of 0.08 cfs of ground water for domestic purposes. The United States conveys the entire right to Burley.

6. Snake River Basin Adjudication Claims (SRBA)

a. Domestic Water Right Claim No. A45-10390

The United States filed for a statutory beneficial use claim in the SRBA. It has a priority date of June 19, 1909, for the diversion of 0.24 cfs of ground water for domestic purposes. The United States conveys its claim to water right, No. A45-

⁸ Decree of the Fourth Judicial District of Idaho on June 20, 1913 in the case of Twin Falls Canal Co. v. Charles N. Foster at p. 34.

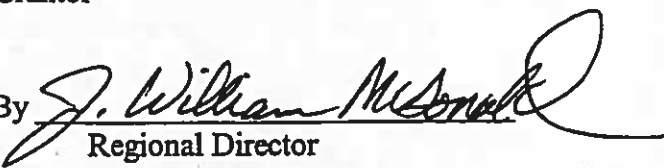
10390, to Burley. However, Burley shall then be responsible for its ultimate confirmation as a water right in the SRBA proceedings.

b. Groundwater Water Right Claim No. A01-04047

- (1) The United States has filed for a groundwater recharge storage claim in the SRBA. It has a priority date of June 19, 1909, and is for the diversion of groundwater and Snake River surface water for the purpose of recharging and storage of groundwater. Because this water right is still necessary to sustain pumping flows for the B Unit of the Northside Pumping Division of the Minidoka Project and any change in ownership could injure project operations, The United States shall retain this right if decreed in the SRBA for the benefit of Minidoka Project Operations, except as provided by the following section.
- (2) The United States conveys to Burley its interest in water withdrawn from wells or captured by drains within Burley's boundaries that are used for either the purpose of improving or preserving the utility of land by draining them or for the purpose of recovering groundwater resulting from irrigation by Burley for further irrigation use on or drainage of lands to which the water rights of Burley are appurtenant.

IN WITNESS WHEREOF, the GRANTOR, through its duly appointed officer, has executed this Deed the 24th day of February, 2000.

UNITED STATES OF AMERICA
Grantor

By 
Regional Director
Department of the Interior
Bureau of Reclamation
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

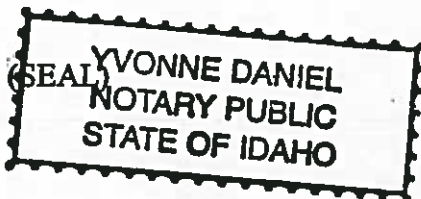
SCANNED
MAY 22 2007

ACKNOWLEDGMENT OF THE UNITED STATES

STATE OF IDAHO)
)§
County of Ada)

On this 24th day of February, 2000, personally appeared before me J. William McDonald
known to me to be the official of the UNITED STATES OF AMERICA, that executed the
within and foregoing instrument and acknowledged said instrument to be the free and voluntary
act and deed of the United States, for the uses and purposes therein mentioned, and on oath stated
that he was authorized to execute said instrument.

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



Yvonne Daniel
Notary Public in and for the
State of Idaho
Residing at Burley, Id.
My commission expires: 9-21-2004

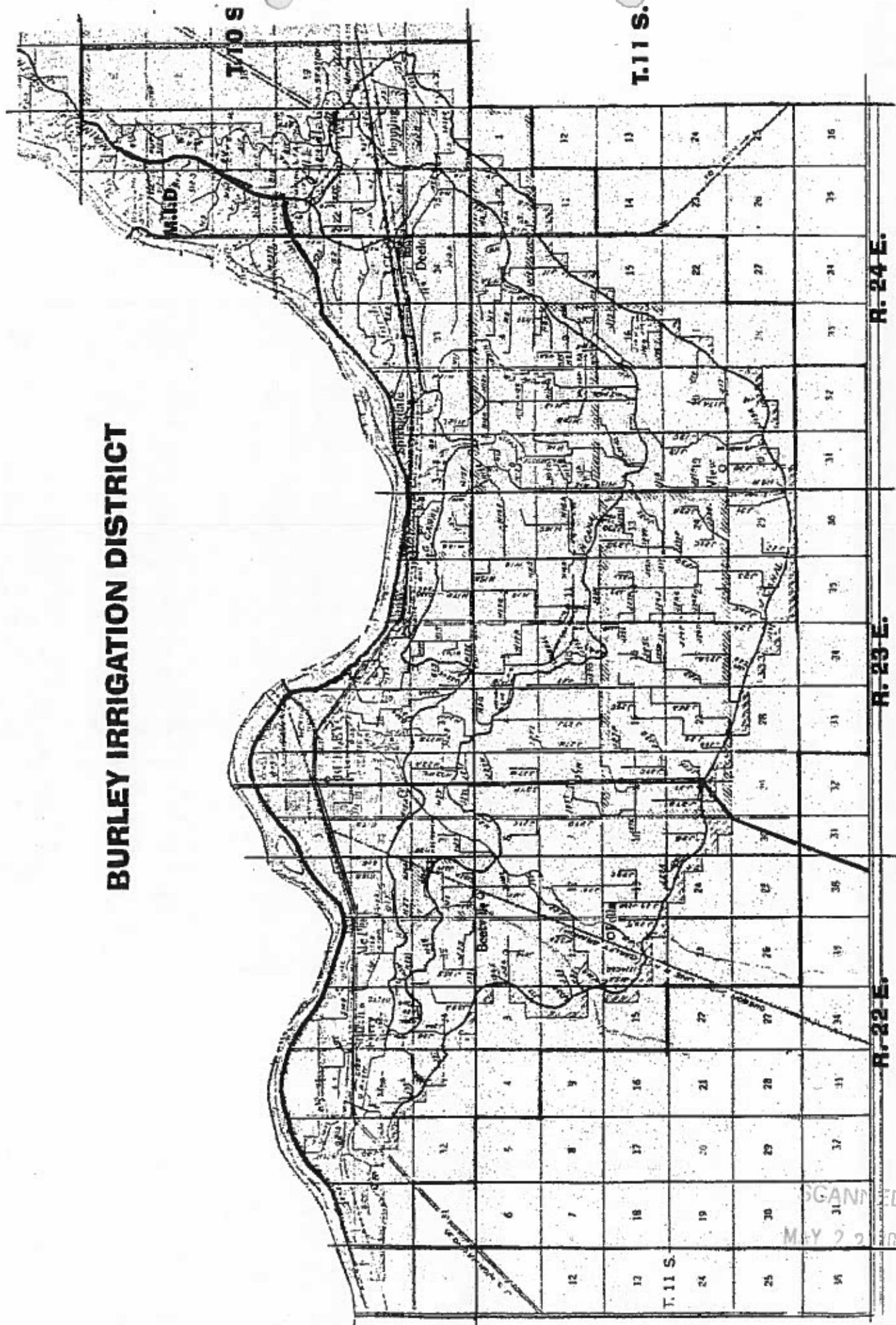
RECORDED AT THE REQUEST OF
D. L. D.
'00 FEB 28 PM 3 39

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE \$400 DEPUTY AM

267642

SCANNED
MAY 22 2007

BURLEY IRRIGATION DISTRICT



GENERAL DESCRIPTION OF AREA UNDER BURLEY IRRIGATION DISTRICT DISTRIBUTION SYSTEM
 PURSUANT TO I.C. §42-219 AND I.C. §42-1411(2) (h)
EXHIBIT 2

SCANNED
 MAY 22 2007

**BOARD OF DIRECTORS AND OFFICERS
OF
BURLEY IRRIGATION DISTRICT**

**Cecil Blauer
Gayle Richins
Harley Heward
Dan Darrington
Leonard Beck**

**President and Member of Board of Directors
Vice President and Member of Board of Directors
Member of Board of Directors
Member of Board of Directors
Member of Board of Directors**

Linda Leach

Secretary/Treasurer

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON
~~BRENT C. FINGER~~

LING, NIELSEN & ROBINSON
ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

May 26, 2000

RECEIVED

MAY 30 2000

Department of Water Resources
Southern Region

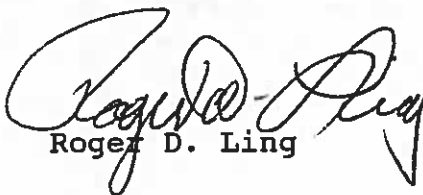
Allen D. Merritt, P.E.
Southern Region Manager
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Notice of Change of Water Right Ownership

Dear Allen:

I have enclosed five (5) duly executed Notices of Change of Water Right Ownership. The Notice of Change of Water Right Ownership for Water Right Nos. 01-00211 and 01-00214 is a split of water rights held by the United States. Water Right No. 45-00512 is a water right that is completely transferred to Burley Irrigation District. The claim to Water Right No. 01-04047 is the entire claim being transferred to Burley Irrigation District, and the three domestic water rights are being transferred completely to Burley Irrigation District, as the land where these water rights are used has also been transferred to Burley Irrigation District, as shown by the Deed attached to the Notice of Change. If you have any questions in regard to these transfers, please feel free to contact this office.

Very truly yours,


Roger D. Ling

RDL:jb

encs

pc: Burley Irrigation District

SCANNED

MAY 22 2007

LING, NIELSEN & ROBINSON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350-0396

RECEIVED

MAY 30 2000

Department of Water Resources
Southern Region

Owner's Name: Burley Irrigation District

Attorney: Roger D. Ling
LING, NIELSEN & ROBINSON
615 H. Street, P.O. Box 396
Rupert, Idaho 83350
ISB No. 1018

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

In Re SRBA

Subcase No. 01-00211

Case No. 39576

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This document is a Notice of Appearance by Roger D. Ling
of the firm of Ling, Nielsen & Robinson on behalf of Burley
Irrigation District.

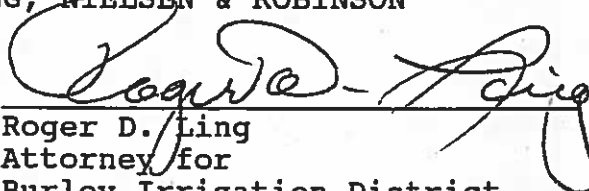
NOTICE OF APPEARANCE

PLEASE TAKE NOTICE, that Roger D. Ling of the firm of
Ling, Nielsen & Robinson hereby enters an appearance of the firm as
the attorneys of record in the subcase listed above for Burley
Irrigation District.

DATED this 18th day of May, 2000.

LING, NIELSEN & ROBINSON

By:


Roger D. Ling
Attorney for
Burley Irrigation District

NOTICE OF APPEARANCE

SCANNED

MAY 22 2000

A-21-214A

RECEIVED

CHANGE IN ADDRESS

JUN 15 2001

This form is solely for purposes of notifying IDWR of a change of address of an adjudication claim. Department of Water Resources
Southern Region

[X] Water Right Number(s): See attached list RECEIVED

RECEIVED

JUN 28 2001

AUG 09 2001

Department of Water Resources
Southern Region

Department of Water Resources

[] Old Mailing Address: United States of America Acting through
Regional Director PN Region
Bureau of Reclamation
Box 043-550 West Fort St.
Boise ID 83724

[X] New Mailing Address: United States of America Acting through
Regional Director PN Region Code PN-3100
Bureau of Reclamation
1150 N Curtis Rd Suite 100
Boise ID 83706-5155

[X] Telephone Number: (208) 378-5306 Gail McGarry

[X] Signature of Claimant: Alana S. Walton

[X] Date: 6/14/01

cc: Regions.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-1-01By: S. Sherman

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Don said part
of this is
each file.

Jhr.
is.

Corrected Records + CIOs a/D. Gornelle.

CIOs: • 51083 = BOR

• 57827 = US Dept of Interior

• 22796 = United States of America Acting
Through

Verified objections, did NCAPs
where needed. - 8-01-01

PROFILED
SCANNED

OCT 17 2006

Bryce A. Contor
Senior Water Resource Agent
Idaho Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1728

RECEIVED

JUN 15 2001

Department of Water Resources
Eastern Region

RECEIVED

JUN 28 2001

Department of Water Resources

June 14, 2001

RECEIVED
JUN 20 2001
IDWR/North

As per your request, attached is the list of water right claims that need to have an address change. Some of these are in basins that have been reported out. Some have been disallowed. Should you need further refinement of the list let me know. Thanks!

Dāla Walton (208) 678-0461 ext. 23

6/11/01
my name
in Word Perfect. is

WA. chas cy 6/28/01

Bryce A. Contor
Senior Water Resource Agent
Idaho Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1728

RECEIVED

JUN 15 2001

Department of Water Resources
Eastern Region

RECEIVED
JUN 20 2001
IDWR/North

RECEIVED

JUN 28 2001

Department of Water Resources

June 14, 2001

As per your request, attached is the list of water right claims that need to have an address change. Some of these are in basins that have been reported out. Some have been disallowed. Should you need further refinement of the list let me know. Thanks!

Dāla Walton (208) 678-0461 ext. 23

6/11-01
my name
in Word Perfect. ñ

WA. ches cy 6/28/01

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OCT 17 2006

CLAIM NO.

FEATURE (PRIORITY DATE/EVIDENCE)
(L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)

QUANTITY Page 7
c.f.s. a.f.

MICHAUD FLATS PROJECT
FALLS IRRIGATION DISTRICT

101-02061	Falls Irrigation District - Pumping plant (06/11/1956 L)	153
	Irrigation	153
101-04051	Falls Irrigation District - Recharge Storage (04/01/1958 IC2)	11,000
	Groundwater Recharge Storage	11,000
29-02262	Falls Irrigation District - Well E (01/24/1946 L)	2.2
	Irrigation	2.2
29-02288	Falls Irrigation District - Well G (05/19/1950 L)	2.57
	Irrigation	2.57
29-02306	Falls Irrigation District - Well B (07/02/1951 L)	2.85
	Irrigation	2.85
29-02307	Falls Irrigation District - Well F (07/02/1951 L)	2.20
	Irrigation	2.2
29-02310	Falls Irrigation District - Well Q (12/22/1951 L)	1.25
	Irrigation	1.25
29-02341	Falls Irrigation District - Well M (10/29/1953 L)	2.61
	Irrigation	2.61
29-02380	Falls Irrigation District - 17 Wells (06/11/1956 L)	44.61
	Irrigation	44.61
29-02567	Falls Irrigation District - Well C (01/15/1952 L)	2.45
	Irrigation	2.45
29-02568	Falls Irrigation District - Well P (04/07/1955 L)	3.79
	Irrigation	3.79
29-02571	Falls Irrigation District - Well H (06/18/1950 L)	2.23
	Irrigation	2.23
29-10047	Falls Irrigation District - Ditchrider's House (01/01/1956 IC1)	0.07
	Irrigation	0.07
	Domestic	0.04

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OCT 17 2006

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 8
	(L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	c.f.s.	a.f.

A29-02614A	✓ Falls Irrigation District - Well K (02/16/1953 L)	ect	1.56
	Irrigation		1.56
A01-02060	✓ A&B Irrigation District - Unit A Pumping Plant (04/01/1939 L)	ed	270
	Irrigation		270
A01-04049	✓ A&B Irrigation District - Recharge Storage (09/09/1948 IC2)	ect	297,500
	Groundwater Recharge Storage		291,500
	Domestic		6,000

MINIDOKA/UPPER SNAKE RIVER PROJECT
A&B IRRIGATION DISTRICT

A01-04060	✓ A&B Irrigation District - Unit A - Expansion (04/01/1939 IC2)		3,370
	Irrigation		3,370

A36-02080	✓ A&B Irrigation District - Wells - Unit B (09/09/1948 L)	ed	1,100
	Irrigation		1,100

A36-04265	✓ A&B Irrigation District - Unit B - Expansion (04/20/1971 IC2)		11,893
(A36-15127)	Irrigation		11,893
(A36-15192)			
(A36-15193)			
(A36-15194)			
(A36-15195)			
(A36-15196)			

A01-00284	✓ American Falls Dam - Diversion (03/30/1921 D)	ect	8,000
	Irrigation Storage		8,000

A01-02064	American Falls Dam - Storage (03/30/21 L)	ed	1,540,600
	Irrigation Storage		1,540,600
	Irrigation from Storage		1,540,600
	Power Storage		1,540,600
	Power from Storage		1,540,600

A01-04052	✓ American Falls Dam - Refill (06/16/1944 IC2)	ect	115,000
	Irrigation Storage		115,000
	Irrigation from Storage		115,000
	Power Storage		115,000
	Power from Storage		115,000

CLAIM NO. FEATURE (PRIORITY DATE/EVIDENCE) QUANTITY Page 8
 (L = License. D = Decree. IC1 = IC 42-1409. IC2 = IC 42-243. S = Statutory) c.f.s. a.f.

A29-02614A ✓ Falls Irrigation District - Well K (02/16/1953 L) 1.56
 Irrigation 1.56

A01-02060 ✓ A&B Irrigation District - Unit A Pumping Plant (04/01/1939 L) 270
 Irrigation 270

A01-04049 ✓ A&B Irrigation District - Recharge Storage (09/09/1948 IC2) 297.500
 Groundwater Recharge Storage 291.500
 Domestic 6.000

MINIDOKA/UPPER SNAKE RIVER PROJECT

A&B IRRIGATION DISTRICT

A01-04060 ✓ A&B Irrigation District - Unit A - Expansion (04/01/1939 IC2) 3,370
 Irrigation 3,370

A36-02080 ✓ A&B Irrigation District - Wells - Unit B (09/09/1948 L) 1,100
 Irrigation 1,100

A36-04265 ✓ A&B Irrigation District - Unit B - Expansion (04/20/1971 IC2) 11.893
 (A36-15127) Irrigation 11.893

(A36-15192)

(A36-15193)

(A36-15194)

(A36-15195)

(A36-15196)

A01-00284 ✓ American Falls Dam - Diversion (03/30/1921 D) 8,000
 Irrigation Storage 8,000

A01-02064 American Falls Dam - Storage (03/30/21 L) 1,540,600
 Irrigation Storage 1,540,600
 Irrigation from Storage 1,540,600
 Power Storage 1,540,600
 Power from Storage 1,540,600

A01-04052 ✓ American Falls Dam - Refill (06/16/1944 IC2) 115,000
 Irrigation Storage 115,000
 Irrigation from Storage 115,000
 Power Storage 115,000
 Power from Storage 115,000

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OCT 17 2006

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 9
	(L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	c.f.s.	a.f.

401-10042	✓ American Falls Dam - Storage - winter water savings (03/29/21 L)	159,400	
	Irrigation Storage	159,400	
	Irrigation from Storage	159,400	
	Power Storage	159,400	
	Power from Storage	159,400	

401-10053	✓ American Falls Dam - Bank Storage (03/30/1921 L)	100,000	
	Irrigation Storage	100,000	
	Irrigation from Storage	100,000	
	Power Storage	100,000	
	Power from Storage	100,000	

29-10045	✓ American Falls Dam - Visitor Center (03/31/1976 IC1)	0.04	
	Domestic	0.04	

29-10046	✓ American Falls Dam Seagull Bay Recreation Area (03/01/1971 IC1)	0.04	
	Domestic	0.04	

35-10358	✓ American Falls Dam - Sportsman's Park Rec. Area (01/25/1979 IC1)	1.0	
	Irrigation	0.96	
	Domestic	0.04	

INIDOKA/UPPER SNAKE RIVER PROJECT

01-04047	✓ Burley Irrigation District - Recharge Storage (06/19/1909 IC2)	1,500,000	
	Groundwater Recharge Storage	1,500,000	

45-00512	✓ Burley Irrigation District - Marsh Creek (04/09/1909 D)	150	
	Irrigation	150	

45-10389	✓ Burley Irrigation District - Well - Domestic (06/19/1909 IC1)	0.12	
	Domestic	0.12	

45-10390	✓ Burley Irrigation District - Well - Domestic (06/19/1909 IC1)	0.24	
	Domestic	0.24	

45-10391	✓ Burley Irrigation District - Well - Domestic (06/19/1909 IC1)	0.08	
	Domestic	0.08	

21-00024	✓ Fremont-Madison Irrigation District - Diversion (05/10/1889 D)	6.0	
	Irrigation	6.0	

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OCT 17 2006

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE) (L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	QUANTITY Page 10	
		c. f. s.	a. f.
A21-00026 ✓	Fremont-Madison Irrigation District - Diversion (05/10/1889 D) <i>ect</i> Irrigation	3.0 3.0	
A21-00027 ✓	Fremont-Madison Irrigation District - Diversion (05/10/1889 D) <i>ect</i> Irrigation	3.0 3.0	
A21-00120 ✓	Fremont-Madison Irrigation District - Diversion (09/20/1901 D) <i>ect</i> Irrigation	1.6 1.6	
A21-00121 ✓	Fremont-Madison Irrigation District - Diversion (06/01/1893 D) <i>ect</i> Irrigation	1.0 1.0	
A21-00122 ✓	Fremont-Madison Irrigation District - Diversion (06/01/1901 D) <i>ect</i> Irrigation	0.8 0.8	
A21-00123 ✓	Fremont-Madison Irrigation District - Diversion (06/01/1901 D) <i>ect</i> Irrigation	0.8 0.8	
A21-00124 ✓	Fremont-Madison Irrigation District - Diversion (09/20/1901 D) <i>ect</i> Irrigation	1.0 1.0	
A21-00125 ✓	Fremont-Madison Irrigation District - Diversion (06/01/1901 D) <i>ect</i> Irrigation	0.8 0.8	
A21-00126 ✓	Fremont-Madison Irrigation District - Diversion (06/01/1900 D) <i>ect</i> Irrigation	2.2 2.2	
21-04155 ✓	Grassy Lake Dam - Stateline Delivery (02/13/1936 IC2) <i>ect</i> Irrigation Storage Irrigation from Storage Power Storage Power from Storage	 	15,204 15,204 15,204 15,204 15,204
21-02156 ✓	Island Park Dam - Storage (03/14/1935 L) <i>ect</i> Irrigation Storage Irrigation from Storage Power Storage Power from Storage	 	90,000 90,000 90,000 90,000 90,000
21-04156 ✓	Island Park Dam - Refill (11/15/1938 IC2) <i>ect</i> Irrigation Storage Irrigation from Storage	 	135,000 135,000 135,000

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE) (L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	QUANTITY c.f.s.	Page 11 a.f.
	Power Storage	135.000	
	Power from Storage	135.000	
A21-04157	Island Park Dam - Bank Storage (11/15/1938 IC2)	40.000	
	Irrigation Storage	40.000	
	Irrigation from Storage	40.000	
	Power Storage	40.000	
	Power from Storage	40.000	
A21-10560	Island Park Dam - Storage - winter water savings (03/29/1921 L)	45.000	
	Irrigation Storage	45.000	
	Irrigation from Storage	45.000	
	Power Storage	45.000	
	Power from Storage	45.000	
A21-10601	Island Park Dam - Well - Domestic (12/31/1938 IC1)	0.04	
	Domestic	0.04	
A01-04055	Jackson Lake Dam - Stateline Delivery (08/23/1906 WY L, IC2)	298.981	
	Irrigation Storage	298.981	
	Irrigation from Storage	298.981	
	Power Storage	1.415.000	
	Power from Storage	1.415.000	
A01-10044	Jackson Lake Dam - Stateline Delivery (08/18/1910 WY L, IC2)	138.829	
	Irrigation Storage	138.829	
	Irrigation from Storage	138.829	
A01-10045	Jackson Lake Dam - Stateline Delivery (05/24/1913 WY L, IC2)	409.190	
	Irrigation Storage	409.190	
	Irrigation from Storage	409.190	
NNUMBERED(A)	Jackson Lake Dam - Bank Storage (04/01/1907 WY L, IC2)	27.000	
	Irrigation Storage	27.000	
	Irrigation from Storage	27.000	
NNUMBERED(B)	Jackson Lake Dam - Bank Storage (04/01/1912 WY L, IC2)	12.000	
	Irrigation Storage	12.000	
	Irrigation from Storage	12.000	
NNUMBERED(C)	Jackson Lake Dam - Bank Storage (04/01/1917 WY L, IC2)	29.000	
	Irrigation Storage	29.000	

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OCT 17 2006

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 12
	(L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	c. f. s.	a. f.
	Irrigation from Storage	29.000	
UNNUMBERED(D)	Jackson Lake Dam - Second Fill (04/01/1917 WY L, IC2)	500.000	
	Irrigation Storage	500.000	
	Irrigation from Storage	500.000	
A01-02040 OK	Milner-Gooding Canal (03/30/1921 L)	1.700	
	Irrigation	1.700	
A36-11119 OK	Milner-Gooding - Hunt Site Ditchrider's House (12/31/1947 IC1)	0.07	
	Irrigation	0.03	
	Domestic	0.04	
A36-11120 OK	Milner-Gooding - Ditchrider's House (12/31/1947 IC1)	0.07	
	Irrigation	0.03	
	Domestic	0.04	
A01-00211A ✓	Minidoka Dam Minidoka/Burley Irrigation Districts (03/26/1903 D)	1.726	
	Irrigation	1.726	
A01-00214A OK	Minidoka Dam Minidoka/Burley Irrigation Districts (08/06/1908 D)	1.000	
	Irrigation	1.000	
A01-00217 OK	Minidoka Dam - Power (06/15/1909 D)	2.500	
	Power	2.500	
A01-00218 ✓	Minidoka Dam - Power (07/01/1912 D)	200	
	Power	200	
A01-00219 ✓	Minidoka Dam Minidoka/Burley Irrigation District (12/14/1909 D)	2.500	
	Irrigation Storage	2.500	
A01-02016 OK	Minidoka Dam Minidoka/Burley Irrigation District (06/16/1911 L)	888	
	Irrigation	888	
A01-04024 OK	Minidoka Dam - Unit 6 Powerplant (06/16/1927 IC2)	825	
	Power	825	
A01-04025 OK	Minidoka Dam - Unit 7 Powerplant (05/07/1942 IC2)	1.700	
	Power	1.700	
A01-04048 OK	Minidoka Dam - Park Irrigation (12/14/1909 IC2)	2.8	

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 12
	(L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory)	c.f.s.	a.f.
	Irrigation from Storage		29.000
UNNUMBERED(D)	Jackson Lake Dam - Second Fill (04/01/1917 WY L, IC2)		500,000
	Irrigation Storage		500,000
	Irrigation from Storage		500,000
A01-02040 OK	Milner-Gooding Canal (03/30/1921 L)	1,700	
	Irrigation	1,700	
A36-11119 OK	Milner-Gooding - Hunt Site Ditchrider's House (12/31/1947 IC1)	0.07	
	Irrigation	0.03	
	Domestic	0.04	
A36-11120 OK	Milner-Gooding - Ditchrider's House (12/31/1947 IC1)	0.07	
	Irrigation	0.03	
	Domestic	0.04	
A01-00211A ✓	Minidoka Dam Minidoka/Burley Irrigation Districts (03/26/1903 D)	1,726	
	Irrigation	1,726	
A01-00214A OK	Minidoka Dam Minidoka/Burley Irrigation Districts (08/06/1908 D)	1,000	
	Irrigation	1,000	
A01-00217 OK	Minidoka Dam - Power (06/15/1909 D)	2,500	
	Power	2,500	
A01-00218 ✓	Minidoka Dam - Power (07/01/1912 D)	200	
	Power	200	
A01-00219 ✓	Minidoka Dam Minidoka/Burley Irrigation District (12/14/1909 D)	2,500	
	Irrigation Storage	2,500	
A01-02016 OK	Minidoka Dam Minidoka/Burley Irrigation District (06/16/1911 L)	888	
	Irrigation	888	
A01-04024 OK	Minidoka Dam - Unit 6 Powerplant (06/16/1927 IC2)	825	
	Power	825	
A01-04025 OK	Minidoka Dam - Unit 7 Powerplant (05/07/1942 IC2)	1,700	
	Power	1,700	
A01-04048 OK	Minidoka Dam - Park Irrigation (12/14/1909 IC2)	2.8	

CLAIM NO. FEATURE (PRIORITY DATE/EVIDENCE) QUANTITY Page 13
 (L = License, D = Decree, IC1 = IC 42-1409, IC2 = IC 42-243, S = Statutory) c.f.s. a.f.

Irrigation 2.8

A01-04050 ✓
 Minidoka Dam - Bank Storage (04/01/1907 IC2) 30,000
 Irrigation Storage 30,000
 Irrigation from Storage 30,000
 Power Storage 30,000
 Power from Storage 30,000

A01-10034 ✓
 Minidoka Dam - Storage Minidoka/Burley Irrigation Dists (12/14/1909 D) 210,200
 Irrigation Storage 210,200
 Irrigation from Storage 95,200
 Power Storage 210,200
 Power from Storage 210,200

A36-11114 ✓
 Minidoka Dam - Spring (06/15/1909 IC2) 0.04
 Domestic 0.04

A36-11115 ✓
 Minidoka Dam - Well (04/01/1907 IC2) 0.48
 Irrigation 0.44
 Domestic 0.04

A36-11118 ✓
 Minidoka Dam - Well (04/01/1907 IC2) 0.44
 Irrigation 0.44

A01-04046 ✓
 Minidoka Irrigation District - Recharge Storage (04/01/1907 IC2) 2,700,000
 Groundwater Recharge Storage 2,700,000

A01-02068 ✓
 Palisades Dam - Storage (07/28/1939 L) 1,141,400
 Irrigation Storage 1,141,400
 Irrigation from Storage 1,097,400
 Power Storage 1,141,400
 Power from Storage 1,141,400

A01-04053 ✓
 Palisades Dam - Well (06/01/1948 S) 0.31
 Irrigation 0.31
 Domestic 0.31

A01-04054 ✓
 Palisades Dam - Power (02/27/1957 IC2) 9,000
 Power 9,000

A01-04056 ✓
 Palisades Dam - Refill (05/03/1957 IC2) 1,200,000

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 OCT 17 2006

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 14
	(L = License. D = Decree. IC1 = IC 42-1409. IC2 = IC 42-243. S = Statutory)	c. f. s.	a. f.
	Irrigation Storage	1,200.000	
	Irrigation from Storage	1,200.000	
	Power Storage	1,200.000	
	Power from Storage	1,200.000	
A01-04057	Palisades Dam - Bank Storage (07/03/1957 IC2)	185,000	
	Irrigation Storage	185,000	
	Irrigation from Storage	92,000	
	Power Storage	185,000	
	Power from Storage	92,000	
A01-10043	Palisades Dam - Storage - winter water savings (03/29/1921 L)	259,600	
	Irrigation Storage	259,600	
	Irrigation from Storage	259,600	
	Power Storage	259,600	
	Power from Storage	259,600	
A23-04073	Palisades Dam - Well (06/01/1948 IC2)	0.40	
	Domestic	0.40	
A23-10062	Palisades Dam - Well (06/01/1948 IC1)	0.04	
	Domestic	0.04	
A25-07004	Ririe Dam - Storage *****PERMIT***** (03/18/1975 P)	90,500	
	Irrigation Storage	90,500	
	Irrigation from Storage	86,500	
	Power Storage	90,500	
	Power from Storage	86,500	
A25-07008	Ririe Dam - Well - Domestic (05/04/1970 L) P.D.	0.04	
	Domestic	0.04	
A25-07135	Ririe Dam - Spring (09/13/1977 L) P.D.	0.01	
	Domestic	0.01	
A25-07201	Ririe Dam - Well - Park (08/11/1980 L)	0.14	
	Irrigation	0.08	
	Domestic	0.14	
25-12222	Ririe Dam - Well (07/31/1987 S)	0.44	
	Irrigation	0.40	

CLAIM NO.	FEATURE (PRIORITY DATE/EVIDENCE)	QUANTITY	Page 14
	(L = License. D = Decree. IC1 = IC 42-1409. IC2 = IC 42-243. S = Statutory)	c.f.s.	a.f.
	Irrigation Storage	1.200.000	
	Irrigation from Storage	1.200.000	
	Power Storage	1.200.000	
	Power from Storage	1.200.000	
401-04057	Palisades Dam - Bank Storage (07/03/1957 IC2)	185,000	
	Irrigation Storage	185,000	
	Irrigation from Storage	92,000	
	Power Storage	185,000	
	Power from Storage	92,000	
401-10043	Palisades Dam - Storage - winter water savings (03/29/1921 L)	259,600	
	Irrigation Storage	259,600	
	Irrigation from Storage	259,600	
	Power Storage	259,600	
	Power from Storage	259,600	
23-04073	Palisades Dam - Well (06/01/1948 IC2)	0.40	
	Domestic	0.40	
23-10062	Palisades Dam - Well (06/01/1948 IC1)	0.04	
	Domestic	0.04	
25-07004	Ririe Dam - Storage *****PERMIT***** (03/18/1975 P)	90,500	
	Irrigation Storage	90,500	
	Irrigation from Storage	86,500	
	Power Storage	90,500	
	Power from Storage	86,500	
25-07008	Ririe Dam - Well - Domestic (05/04/1970 L) P.D.	0.04	
	Domestic	0.04	
25-07135	Ririe Dam - Spring (09/13/1977 L) P.D.	0.01	
	Domestic	0.01	
25-07201	Ririe Dam - Well - Park (08/11/1980 L)	0.14	
	Irrigation	0.08	
	Domestic	0.14	
25-12222	Ririe Dam - Well (07/31/1987 S)	0.44	
	Irrigation	0.44	

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OCT 17 2006

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AUG 22 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: A01-00214A
Date Received: 11/23/1988
Receipt No: _____
Received By: _____

RECEIVED
JUL 07 1989

Department of Water Resources

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

A0100214A

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-334-1165
Address: REGIONAL DIRECTOR, P.N. REGION
BUREAU OF RECLAMATION
BOX 043-550 WEST FORT STREET
BOISE, ID 83724

2. Date of Priority: AUG 06, 1908

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
09S	25E	1				7	MINIDOKA
			SE		SW		CASSIA

5. Description of diverting works:
MINIDOKA DAM - MINIDOKA AND BURLEY IRRIGATION DISTRICTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1000.000		

7. Total Quantity Appropriated is:
1000.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 375600.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

A01-00214A

Page 1

Date: 05/08/89

MICROFILMED
NOV 05 1996

SCANNED

DEC 05 2007

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

01-00214B, 01-02016, 01-00211A, FOSTER DECREE #6

14. Remarks:

P/U 125,200 ACRES WITHIN MINIDOKA AND BURLEY IRRIGATION DISTRICTS
NATURAL FLOW 1000 CFS FOSTER DECREE NO. 6
UNDER STATE TRANSFER NO. 3246, 380 CFS OF THIS RIGHT WAS TRANS-
FERRED IMPROPERLY TO BURLEY IRRIGATION DISTRICT (01-00214B). THE
TRANSFER REQUEST WAS TO CHANGE POINT OF DIVERSION FOR SMALL
DIVERSION TO A WATER USER WITHIN BURLEY IRRIGATION DISTRICT. TOT-
AL AMOUNT IS STILL CLAIMED UNDER U.S. BUREAU OF RECLAMATION.
48,000 ACRES BURLEY/77,200 ACRES MINIDOKA-INCLUDES WATERSPREAD
CONSUMPTIVE USE 3 ACRE FEET/ACRE
DRAIN WELLS AND PUMPS USED WITHIN BOUNDARIES OF THE DISTRICTS.
AS PROVIDED BY THE FOSTER DECREE, ADJUSTMENTS IN NATURAL FLOW FOR
GAINS AND LOSSES ARE COMPUTED FOR THE NEELEY-MINIDOKA AND
MINIDOKA-MILNER REACHES AS IF THE MINIDOKA PROJECT DID NOT EXIST.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

TWIN FALLS CANAL CO.

Decree Plaintiff

vs

CHARLES N. FOSTER

Decree Defendant