

05/09/2006

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

RIGHT NUMBER: 1-251A

NAME AND ADDRESS: REID CANAL CO
C/O RUBY WHITTAKER
6562 S 2000 W
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 39.230 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T04N R40E S6 SWSW Lot 7 Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	39.230 CFS

PLACE OF USE:

4377 ACRES TOTAL

Place of use is within the area served by Reid 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

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

Water is delivered through Reid Canal.



Reid Canal Co

SRBA Recommendations: 1-149A, 1-150A, 1-151A, 1-182C, 1-187C, 1-251A, 1-323A

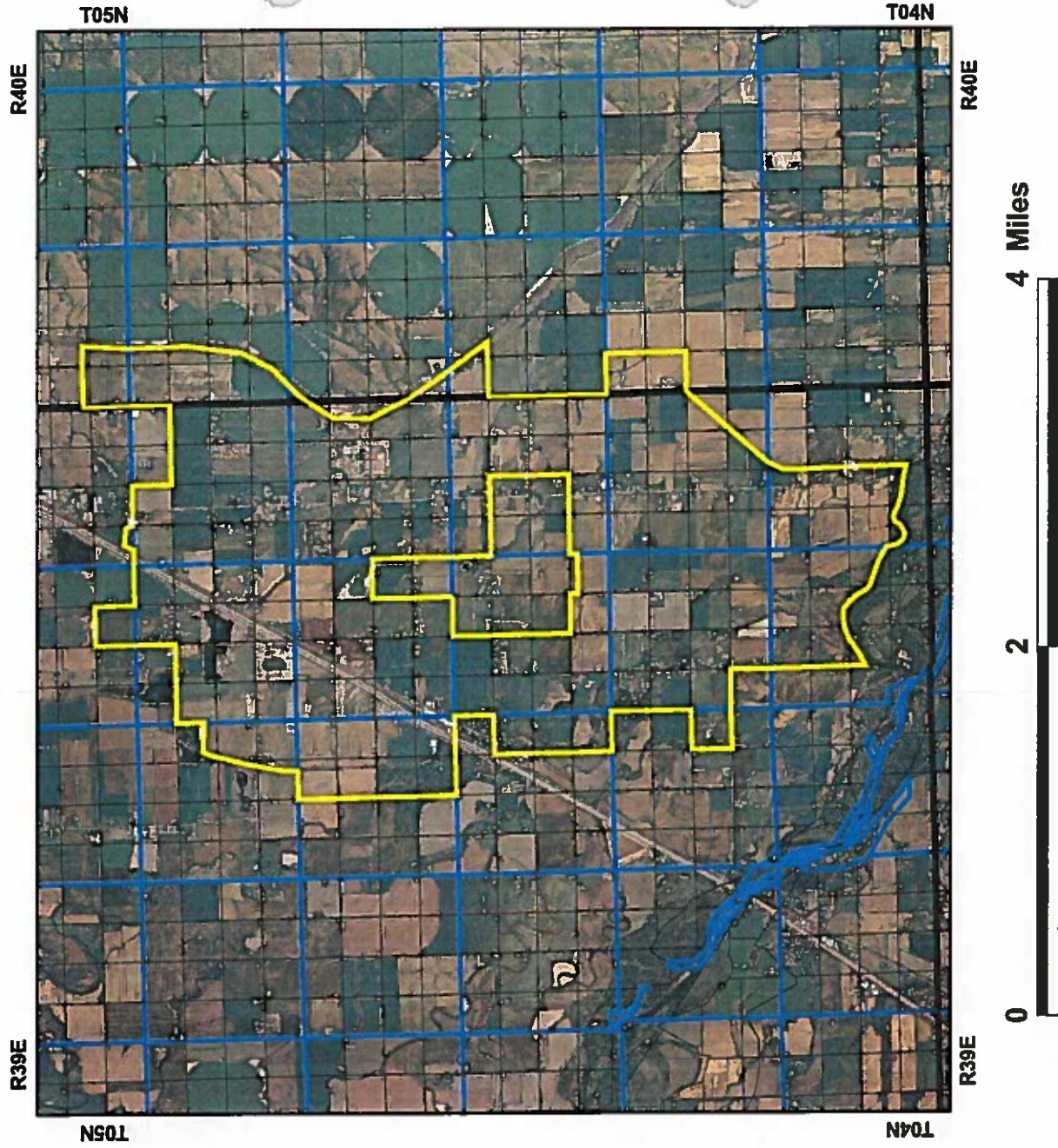
Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 1



Prepared by M. Holliday
On Tuesday, December 12, 2006
2004 Aerial Photography

11/30/2006

**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: November 30, 2006

Water right number: 1-251A

REID CANAL CO
C/O RUBY WHITTAKER
6562 S 2000 W

REXBURG ID 83440
Telephone Number: (208)356-7110

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

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

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

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

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

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Section 36
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Half and the Northwest Quarter of Section 21, entire Section 26, entire Section 36

In Township 3 North of Range 37 East Boise Meridian Entire Sections 1, 12, 13 and the North Half of Section 24

In Township 3 North of Range 38 East Boise Meridian. The South Half of the Northeast Quarter of Section 3, entire Section 10, the North Half of the North Half of Section 15, the South Half of the Southeast Quarter and the West Half of Section 4, the Northeast Quarter of the Northeast Quarter of Section 9, entire Sections 5, 6 7 and 18 the West Half of Section 8, the West Half of Section 17, and the North Half of Section 19. Containing approximately 24410 acres of irrigable land. All land in Township three North is in Bonneville County **1 250**

Snake River Valley Irrigation District 3,400"

Headgate is located in the Northwest Quarter of the Northeast Quarter of Section 3 Township 1 North, Range 37 East Boise Meridian, in Bonneville County, State of Idaho.

Land: In Township 1 North, Range 37 E B M

Entire Sections 19, 20 and 29.

In Section 21: W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$

In Section 28: West Half, W $\frac{1}{2}$ of NE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, W $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$.

Entire Sections 31, 32, 33.

In Section 34: W $\frac{1}{2}$ of E $\frac{1}{2}$

In Township 1 South, Range 37 E B M:

Entire Sections 8, 4, 5, 8, 9, 10, 15, 16 17, 19, 20, 21 22 27, 28 29 30, 31, 32, 33, West Half Section 2

All of Sections 6, 7, 18, 19 lying East of Snake River.

In Section 11: N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ W $\frac{1}{2}$ of SW $\frac{1}{4}$

In Section 14: West Half

In Section 31: NW $\frac{1}{4}$, N $\frac{1}{2}$ of NE $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$ W $\frac{1}{2}$ of SW $\frac{1}{4}$

In Township 1 South, Range 36 E B M:

In Section 25: East Half; portion of E $\frac{1}{2}$ of SW $\frac{1}{4}$ East of Government Canal.

In Section 36: E $\frac{1}{2}$; SW $\frac{1}{4}$; E $\frac{1}{2}$ of NW $\frac{1}{4}$; portion of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ East of Government Canal.

In Township 2 South, Range 36 E B M:

Entire Sections 1, 11 and 12

In Section 2: E $\frac{1}{2}$; SW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$

In Section 3: SE $\frac{1}{4}$; S $\frac{1}{2}$ of SW $\frac{1}{4}$

In Section 10: N $\frac{1}{2}$.

In Township 2 South, Range 37 E B M:

Entire Section 6

In Section 5: N $\frac{1}{2}$ and SW $\frac{1}{4}$

In Section 4: N $\frac{1}{2}$ of NW $\frac{1}{4}$; NW $\frac{1}{4}$ of NE $\frac{1}{4}$

The Reid Canal Company, a corporation, 2,000"

Headgate located in the Southwest corner of the Southwest Quarter of Section 8, township 4 North Range 39 East Boise Meridian, in Jefferson County, State of Idaho.

Land: In Township 5 North, Range 39 E B M:

In Section 2: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$;

In Section 11: All except the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$

In Section 12: The S $\frac{1}{2}$ of the SE $\frac{1}{4}$ and the West Half except the N $\frac{1}{2}$ of the NW $\frac{1}{4}$;

Entire Sections 13, 11 and East Half of Section 15;

In Section 32: E $\frac{1}{2}$ of the E $\frac{1}{2}$;

In Section 23: The West Half and the S $\frac{1}{2}$ of the SE $\frac{1}{4}$;

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In Section 21: The E½ and the S½ of the SW¼; entire Sections 25 and 26;

In Section 27: The NE¼ of the SE¼;

In Section 35: All lying North and East of Texas Slough;

In Section 26: NW¼, W¼ of NE¼ and all of the SW¼ lying North and East of the Texas Slough

In Township 5 North Range 10 E B M:

In Section 7: S½ of N½ of SW¼; SW¼ of SW¼;

In Section 18: N½ of SW¼;

In Section 19: W¼ of NW¼; SE¼ of NW¼; N½ of SW¼ and W¼ of SE¼;

In Section 30: N½ of the NW¼ of the NE¼

Containing a total irrigable area of approximately 5350 acres

Rigby Canal & Irrigation Company, a corporation, 1,000"

1 252 Headgate located in the Southwest corner of the Southeast Quarter of Section 10, Township 1 North Range 39 East Boise Meridian, in Jefferson County, State of Idaho

Land: In Township 4 North, Range 39 East Boise Meridian, in Jefferson County, Idaho:

The South Half of Section 7.

The South Half of the South Half and the South Half of the North Half of the South Half of Section 8.

The South Half of the South Half and the South Half of the North Half of the South Half of Section 9.

The Southwest Quarter of the Southwest Quarter and that part of the Southeast Quarter of the Southwest Quarter lying South and West of the Rigby Canal of Section 10 (60 acres).

The Northwest Quarter of the Northeast Quarter and the Northwest Quarter of Section 16

The Northeast Quarter; the Northwest Quarter; the North Half of the Southwest Quarter; and the North Half of the South Half of the Southwest Quarter of Section 17

Section 18.

In Township 1 North, Range 38 East Boise Meridian in Jefferson County Idaho:

The Southeast Quarter; the South Half of the Southwest Quarter; the Northeast Quarter of the Southwest Quarter; and that part of the Northwest Quarter of the Southwest Quarter lying South and East of the Lewisville Canal of Section 12 290 acres

Section 13

The South Half; the South Half of the Northeast Quarter; the South Half of the North Half of the Northeast Quarter; and the South Half of the Northwest Quarter of Section 11.

The Southeast Quarter of Section 15

The North Half of the Northeast Quarter of Section 22:

The Northeast Quarter; and that part of the North Half of the Northwest Quarter lying North of the Rigby Canal of Section 23. 175 acres

The North Half of the Northwest Quarter; the Southwest Quarter of the Northwest Quarter; and that part of the Southeast Quarter of the Northwest Quarter lying North and West of the Burgess Canal of Section 24 140 acres

1 253 Containing a total irrigable area of approximately 1115 acres

The Liberty Park Irrigation Company a corporation, 800"

Two heads on Texas Slough as follows:

No. 1. Center of Northeast Quarter, Section 27, Township 5 N Range 39 E B M

No. 2. Near Southwest corner of the Northwest Quarter of the South-

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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: A01-00251A
Date Received: 8/31/1988
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REID CANAL COMPANY 208-356-5177
Address: C/O MAURICE C SHARP SEC
2624 W 6300 S
REXBURG ID 83440

2. Date of Priority: JAN 22, 1916

3. Source: SNAKE RIVER, SOUTH FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

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

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	~~40.000~~ 39.230	12/21/92	SC

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

A.F.A.

8. Total consumptive use is 14010.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	39E	2	SW	SW		IRR	40.0
			SW	SE		IRR	25.0

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PROFILE

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
			Section Acres				65.0
		10	NE	SE		IRR	38.0
			NW	SE		IRR	1.0
			SW	SE		IRR	9.0
			SE	SE		IRR	40.0
			Section Acres				88.0
		11	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				560.0
		12	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				560.0
		13	NE	NE		IRR	32.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	14.0

SCANNED

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PRO

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	39E	13	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	25.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	591.0
		14	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
							Section Acres	560.0
		15	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	30.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	14.0
			SW		SE		IRR	8.0
			SE		SE		IRR	26.0
							Section Acres	238.0
		22	SE		NE		IRR	3.0
			NE		SE		IRR	36.0
			SE		SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	79.0
		23	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	40.0
			SE	SW		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	439.0
		24	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	480.0
		25	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	22.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	2.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	584.0
		26	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	600.0
		27	NE	SE		IRR	27.0
						Section Acres	27.0
		35	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	34.0
			SE	NE		IRR	40.0
			NE	SE		IRR	26.0
			NW	SE		IRR	4.0
						Section Acres	184.0
		36	NE	NW		IRR	35.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	30.0
			NE	SW		IRR	25.0
			NW	SW		IRR	40.0
			SW	SW		IRR	6.0
			SE	SW		IRR	7.0
						Section Acres	223.0
40E		6	SW	SW		IRR	40.0
			SE	SW		IRR	17.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	57.0
		7	NE	NW		IRR	17.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	18.0
			NE	SW		IRR	15.0
			NW	SW		IRR	40.0
			SW	SW		IRR	28.0
			SE	SW		IRR	1.0
						Section Acres	199.0
		18	NW	NW		IRR	4.0
			SW	SW		IRR	11.0
						Section Acres	15.0
		19	NE	NW		IRR	2.0
			NW	NW		IRR	30.0
						Section Acres	32.0
		30	NW	NW		IRR	10.0
			SW	NW		IRR	13.0
						Section Acres	23.0
						Total Acres	5604.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

01-0149, 0182A, 0150, 0187A, 0151, 0284, 0323, 2068, STORAGE

14. Remarks:

APPLICANT IS A CANAL COMPANY WHICH HOLDS WATER RIGHTS AND OWNS THE DIVERSION AND DELIVERY STRUCTURES. THE LANDS SHOWN AS PLACE OF USE ARE OWNED BY STOCKHOLDERS OF THE COMPANY.

FROM ITEM 5 -

THE DIVERSION STRUCTURE IS A ROCK DAM APPROXIMATELY 200' LONG AND 3-5' HIGH ACROSS THE RIVER CHANNEL. THE HEADGATE IS A CONCRETE STRUCTURE WITH GATES APPROXIMATELY 10' WIDE X 12' HIGH, EACH OPERATED WITH A WINCH BOLTED TO THE DECK ACROSS THE TOP TO THE

14. Remarks: Continued

STRUCTURE. THIS IS THE INTAKE FOR THE BANNOCK FEEDER CANAL. ABOUT 3/4 MILE DOWNSTREAM, THE CANAL SPLITS INTO THE REID CANAL AND THE TEXAS FEEDER CANAL. JUST DOWNSTREAM FROM THE SPLIT THERE IS A RATING FLUME IN THE REID CANAL WHERE THE WATER IS MEASURED. THE REID CANAL COMPANY OWNS AN UNDIVIDED ONE-THIRD INTEREST IN THE ABOVE DESCRIBED STRUCTURES DOWN TO THE SPLIT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. COMP. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL
vs 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 _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____