

12/15/2006

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

RIGHT NUMBER: 1-299

NAME AND ADDRESS: KITE-NORD CANAL CO
C/O VERDALE HILL
4572 E 250 N
RIGBY ID 83442

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 4.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T04N R40E S29 NENENW Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

4.000 CFS

PLACE OF USE:

166 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.

Place of use is within the area served by Kite-Nord Canal Company.

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 Kite-Nord Canal.

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



Kite-Nord Canal Co

SRBA Recommendations: 1-242, 1-299, 1-10022

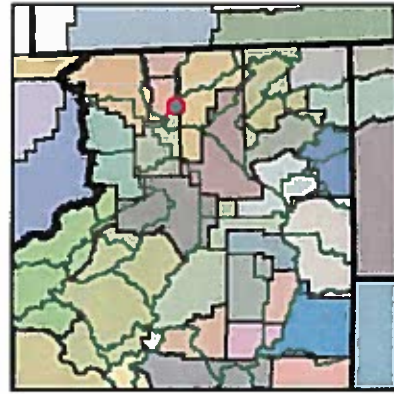
Service Area Boundary
GIS Place of Use Illustration

Service Area

Townships

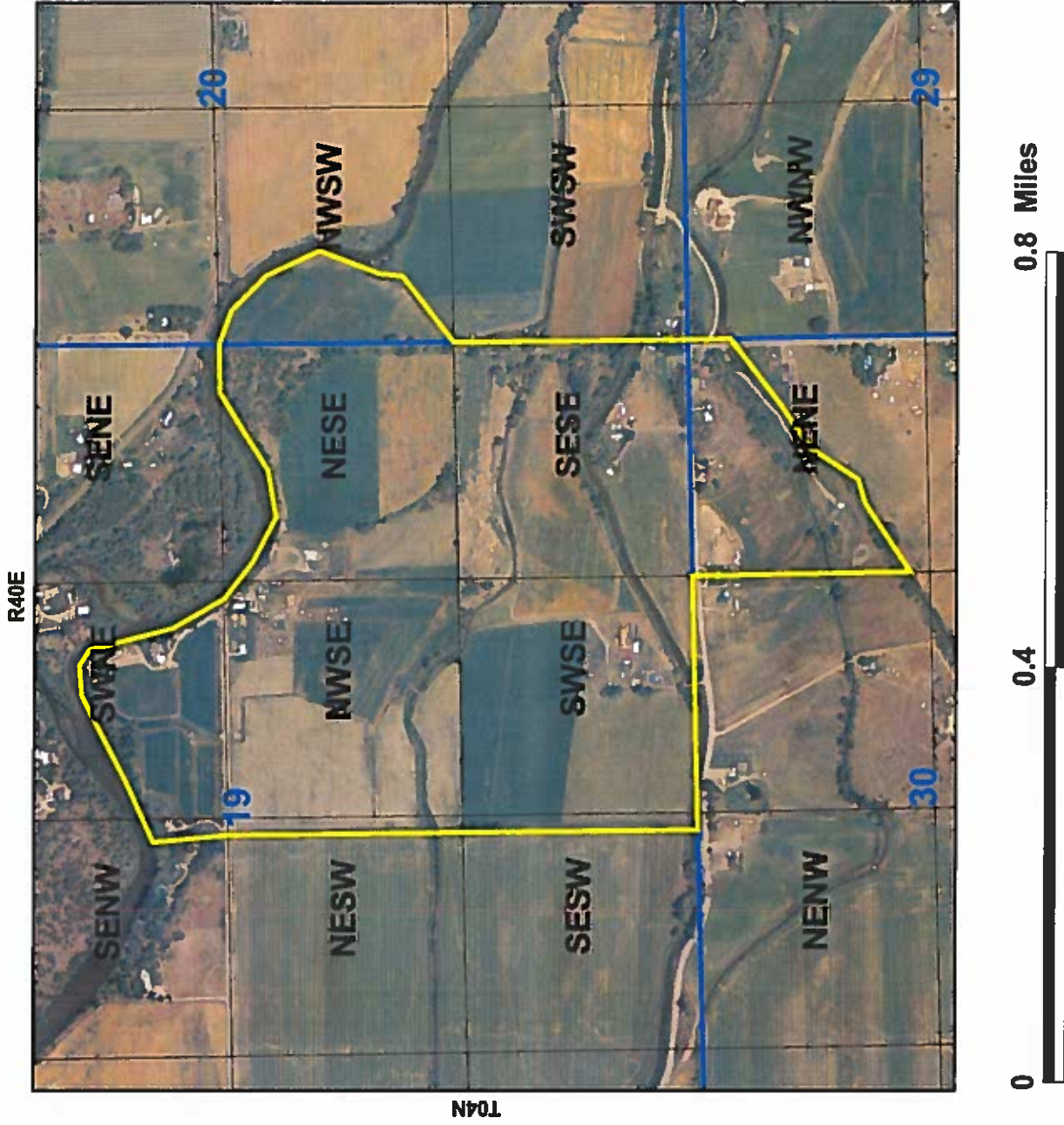
PLS Sections

Quarter Quarters



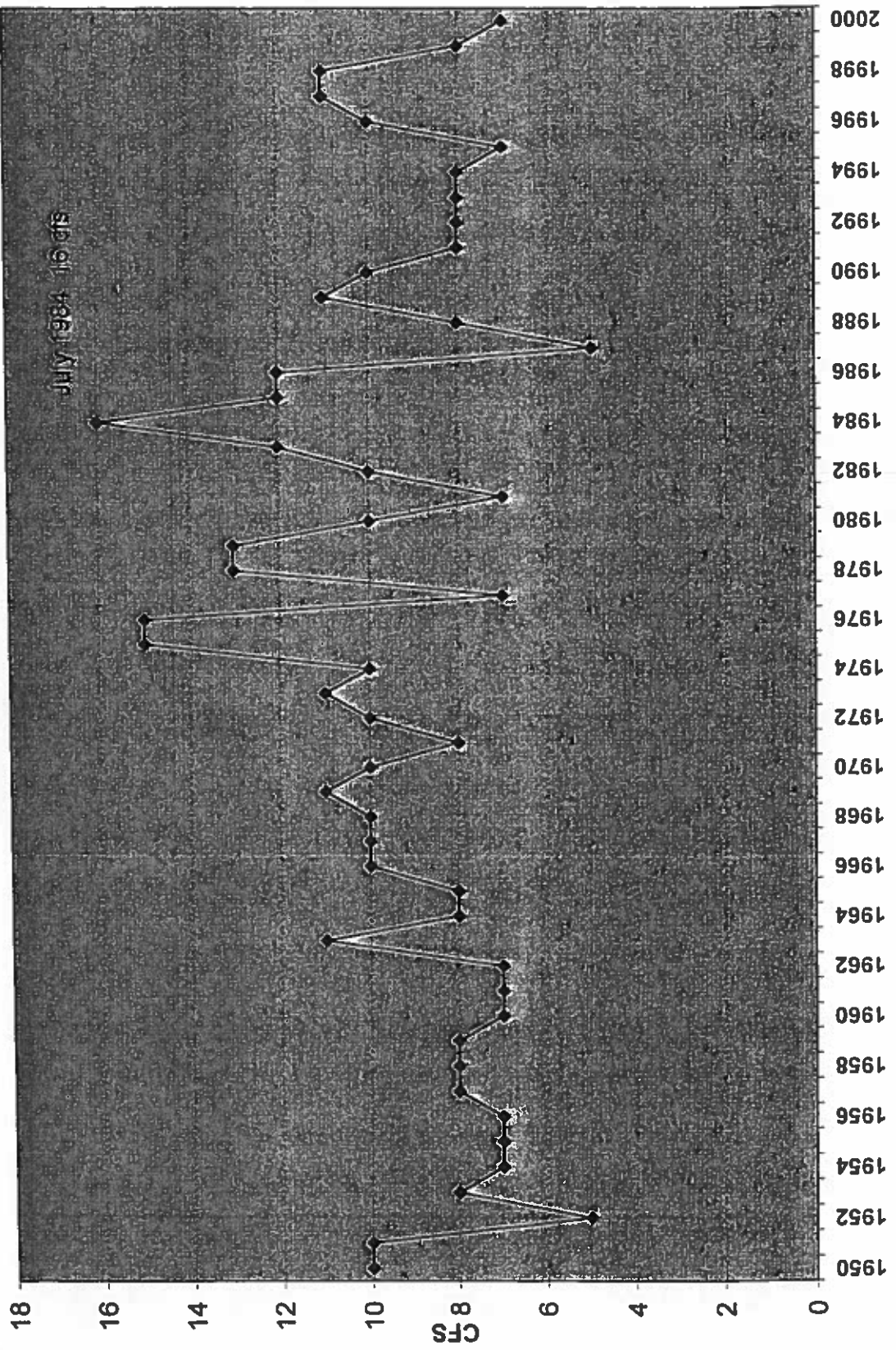
Jefferson County
IDWR Basin 1

Prepared by M. Hollday
On Friday, December 15, 2006
2004 Aerial Photography



MAXIMUM MONTHLY DIVERSION 1950-2000

13038098 KITE & NORD CANAL



Saturday, November 04, 2006

Claims 1-242 and 1-299 were filed by Kite and Nord Ditch. The claims were filed consistent with the decrees, except that the claim numbers were switched. In other words, claim 1-242 contained the elements of water right 1-299 and vice versa. Therefore I am correcting the claims so that they will have the appropriate numbers associated with them, since this appears to have been a data entry error.

mwh

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 1-299
Date Received: 10/17/1988
Receipt No: E003201
Received By: SM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KITE AND NORD DITCH Phone: (208)538-7127
C/O VERDALE HILL
4572 E 250 N
RIGBY ID USA 83442

2. Date of Priority: 04/01/1939

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	Type
04N	40E	36	NW SE	JEFFERSON	

5. Description of diverting works:

HEADGATE TO DRY BED SNAKE RIVER TO HEADGATE ON KITE & NORD DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	4	
STOCKWATER	04/01	11/01	0.07	

7. Total Quantity Appropriated is:

4 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	19	SW NE	IRRIGATION	15
			NE SW	IRRIGATION	4

			NE	SE	IRRIGATION	35
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	37
			SW	NE	STOCKWATER	
			NE	SW	STOCKWATER	
			NE	SE	STOCKWATER	
			NW	SE	STOCKWATER	
			SW	SE	STOCKWATER	
			SE	SE	STOCKWATER	
					Section Acres	169
04N	40E	20	NW	SW	STOCKWATER	
			SW	SW	STOCKWATER	
			NW	SW	IRRIGATION	10
			SW	SW	IRRIGATION	10
					Section Acres	20
04N	40E	30	NE	NE	IRRIGATION	20
			NE	NE	STOCKWATER	
					Section Acres	20
					Total Acres	209

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:

THIS CLAIM COMBINES THE FOLLOWING WATER RIGHTS: 01-00071/01-00226 A & B/01-00137.

RGT NO. 01-0226A & B WERE DECREED IN THE SUIT OF OSCAR J. NORD VS. LYNN CRANDALL, W.M. DATED AUG 31, 1945.

15. Basis of Claim: Decreed

SCANNED

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: A01-00299
Date Received: 10/17/1988
Receipt No: E003201
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KITE AND NORD DITCH
Address: C/O VERDALE HILL
4572 EAST 250 NORTH
RIGBY, ID 83442
208-538-7127

2. Date of Priority: JAN 22, 1916

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	40E	36	NW	SE			JEFFERSON

5. Description of diverting works:
HEADGATE TO DRY BED SNAKE RIVER TO HEADGATE ON KITE & NORD DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	5.000		
STOCKWATER	04/01	11/01	0.070		

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

8. Total consumptive use is 532.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER - 300 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	19	SW	NE		IRR	15.0

A01-00299

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Date: 10/17/88



MICROFILMED
OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	19	SW	NE		STOCK	
			NE	SW		IRR	4.0
			NE	SW		STOCK	
			NE	SE		IRR	35.0
			NE	SE		STOCK	
			NW	SE		IRR	40.0
			NW	SE		STOCK	
			SW	SE		IRR	38.0
			SW	SE		STOCK	
			SE	SE		IRR	37.0
			SE	SE		STOCK	
			Section Acres				169.0
		20	NW	SW		IRR	10.0
			NW	SW		STOCK	
			SW	SW		IRR	10.0
			SW	SW		STOCK	
			Section Acres				20.0
		30	NE	NE		IRR	20.0
			NE	NE		STOCK	
			Section Acres				20.0
			Total Acres				209.0

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:
A01-10022/00242

14. Remarks:

THIS CLAIM COMBINES THE FOLLOWING WATER RIGHTS: 01-00071/01-00226
A & B/01-00137.
RGT NO. 01-0226A & B WERE DECREED IN THE SUIT OF OSCAR J. NORD
VS. LYNN CRANDALL, W.M. DATED AUG 31, 1945.

15. Basis of Claim: DECREED

Case Number:

Court : SIXTH

Decree date:

A01-00299

Page

2

Date: 10/17/88

MICROFILMED

OCT 19 1992

REXBURG IRRIGATION CO.
Decree Plaintiff

vs

TETON IRRIGATION CANAL CO.
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 x wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: -1-

For Organizations:

I do solemnly swear or affirm that I am President of
Kite + Nord Ditch, that I have signed the foregoing
Organization document in the space below as President of
Kite + Nord Ditch and that the statements contained in the
Organization foregoing document are true and correct.

Verdab E. Hill
Signature of Authorized Agent

Pres Kite + Nord Ditch
Title and Organization

10-17-88
Date

State of Idaho)
County of Burnette) SS.

Subscribed and sworn (or affirmed) before me this 17 day
of October 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 6-94

Sec 19

20

40 EAST

EDM 4055

LOOP

A01-1002Z
A01-00242
A01-00299

MICROFILMED
OCT 19 1992