

07/18/2006

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

RIGHT NUMBER: 1-307

NAME AND ADDRESS: DILTS IRRIGATION CO LTD
504 N 4200 E
RIGBY ID 83402

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 6.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T04N R39E S10 SWNESE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

6.000 CFS

PLACE OF USE:

489 ACRES TOTAL

Place of use is within the area served by Dilts Irrigation 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 Dilts Canal.



Dilts Irrigation Co Ltd

SRBA Recommendations: 1-55, 1-236, 1-307

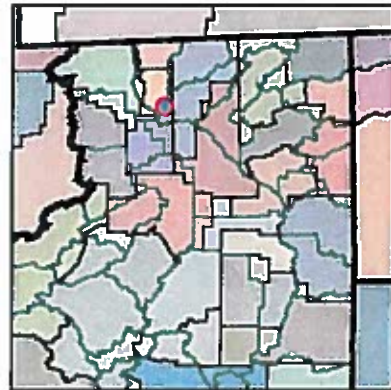
Service Area Boundary
GIS Place of Use Illustration

Service Area

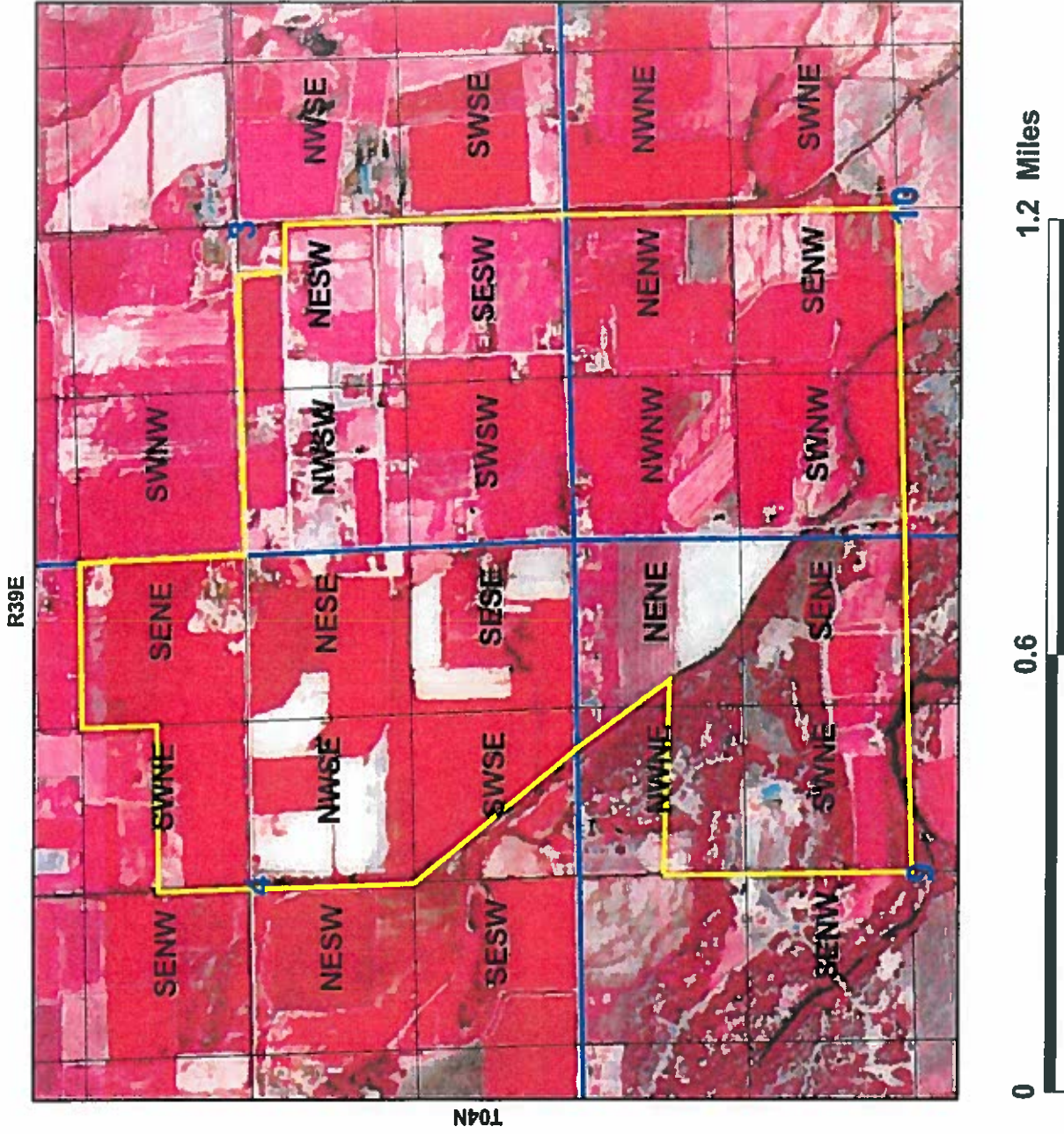
Townships

PLS Sections

Quarter Quarters



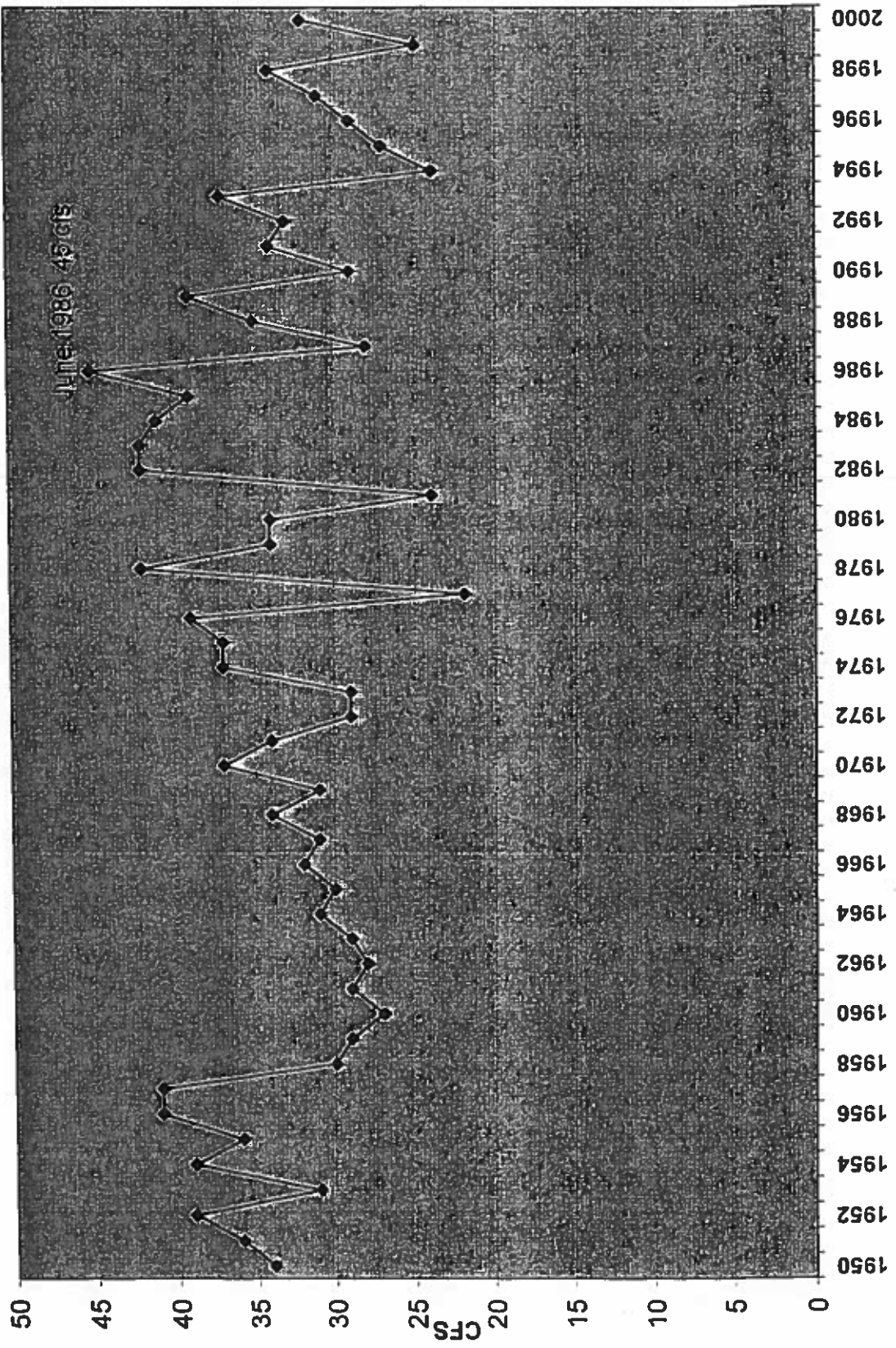
Jefferson County
IDWR Basin 1



Prepared by M. Holliday
On Monday, December 11, 2006
1987/88 Aerial Photography

MAXIMUM MONTHLY DIVERSION 1950-2000

13038205 DILTS CANAL



(CFS)

13038205 HISTORIC DIVERSION DILTS CANAL (1988-16-FF)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	13	10	3	0	0	0	3	13	15	34	31	22	145
1951	13	10	3	0	0	0	3	13	34	36	24	30	167
1952	13	10	3	0	0	0	3	28	39	34	26	17	173
1953	13	10	3	0	0	0	3	13	30	31	21	18	143
1954	13	10	3	0	0	0	3	29	35	39	31	20	184
1955	13	10	3	0	0	0	3	10	35	36	24	22	157
1956	13	10	3	0	0	0	3	26	35	41	28	22	181
1957	13	10	3	0	0	0	3	5	37	41	29	22	163
1958	13	10	3	0	0	0	3	15	30	29	10	13	127
1959	13	10	3	0	0	0	3	21	29	28	21	17	145
1960	13	10	3	0	0	0	3	11	27	21	16	12	117
1961	10	5	0	0	0	0	0	18	29	15	11	2	89
1962	10	5	0	0	0	0	0	16	27	28	26	20	132
1963	10	5	0	0	0	0	0	7	22	29	18	12	102
1964	10	5	0	0	0	0	0	10	20	31	23	24	122
1965	10	5	0	0	0	0	0	8	30	29	28	22	132
1966	10	5	0	0	0	0	0	24	32	26	18	13	128
1967	10	5	0	0	0	0	0	10	27	31	29	25	137
1968	10	5	0	0	0	0	0	20	30	34	16	20	135
1969	10	5	0	0	0	0	0	26	25	31	24	18	140
1970	10	5	0	0	0	0	0	11	37	31	29	20	143
1971	8	3	0	0	0	0	0	16	30	34	28	22	142
1972	10	5	0	0	0	0	0	21	29	26	26	25	142
1973	8	2	0	0	0	0	0	13	29	28	23	18	120
1974	5	5	0	0	0	0	0	21	37	33	24	27	152
1975	13	5	0	0	0	0	0	21	32	37	29	25	163
1976	13	5	0	0	0	0	0	18	39	39	26	22	161
1977	13	5	0	0	0	0	5	18	22	16	10	10	99
1978	3	2	0	0	0	0	0	28	42	41	26	17	158
1979	20	8	0	0	0	0	0	13	32	34	16	17	140
1980	3	5	0	0	0	0	0	15	30	34	18	12	117
1981	15	2	0	0	0	0	0	20	24	23	13	10	105
1982	0	0	0	0	0	0	0	23	42	42	39	27	173
1983	3	2	0	0	0	0	0	18	23	40	33	24	166
1984	2	3	0	0	0	0	0	33	30	41	28	24	145
1985	23	12	0	0	0	0	0	15	45	31	24	25	186
1986	3	3	0	0	0	0	0	28	24	31	34	20	152
1987	0	3	0	0	0	0	7	29	35	18	15	5	107
1988	0	0	0	0	0	0	0	33	39	33	11	7	102
1989	2	0	0	0	0	0	0	29	27	26	7	7	99
1990	3	0	0	0	0	0	0	33	34	23	15	12	89
1991	0	0	0	0	0	0	3	33	12	11	7	0	69
1992	3	0	0	0	0	0	0	15	37	31	29	27	139
1993	0	0	0	0	0	0	0	24	17	13	10	3	82
1994	11	2	0	0	0	0	2	10	27	20	16	17	89
1995	0	0	0	0	0	0	0	21	29	29	20	10	122
1996	13	0	0	0	0	0	0	8	20	31	20	30	155
1997	16	10	0	0	0	0	0	5	24	34	20	18	128
1998	23	2	0	0	0	0	0	24	25	24	18	3	104
1999	8	5	0	0	0	0	0	24	32	16	5	3	101
2000	15	5	0	0	0	0	0	18	30	30	21	17	133

AVERAGE:
1950-2000

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

SCANNED

CLAIMANT'S NAME DILTS TRACT GASTON CLAIM I.T. NO. A01-00307

DATE RECEIVED 11-22-88 CK # 534 AMOUNT \$ 780

1. Is the name and address complete with zip code? ☒ YES ☐ NO
2. Is a priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? ☒ YES ☐ NO
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO
5. Is there a description of the diverting works? ☒ YES ☐ NO
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO
- Is the period of use included? ☒ YES ☐ NO
- Is a quantity claimed for each use? ☒ YES ☐ NO
7. Is a total quantity claimed entered? ☒ YES ☐ NO
8. If required is a consumptive use entered? ☐ YES ☒ NO N/A
- Is the consumptive use correct? ☒ YES ☐ NO N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO
11. Is (are) the county(ies) entered? ☒ YES ☐ NO
12. Is the ownership of p.u. checked? ☒ YES ☐ NO
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A
15. Is the basis of the claim indicated? ☒ YES ☐ NO
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO
- Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO
- Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO
- Is the fee enclosed correct? ☒ YES ☐ NO Exempt
- If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A
- Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: DEM

Comments: Revised in Consumptive use
Just Dates & Amounts for other rights

MICROFILMED
OCT 19 1992

EOO 4244

SCANNED

AUG 22 2011

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: A01-00307
Date Received: 12/21/1988
Receipt No: E004299
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DILTS IRRIGATION CO. 208-745-6226
Address: 4221 E. 540 N.
RIGBY, ID 83402

2. Date of Priority: APR 01, 1939

3. Source: GREAT FEEDER CANAL Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	39E	10	SE	NE	SE		JEFFERSON

5. Description of diverting works:
CONCRETE HEADGATES W/STEEL SLIDES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	6.000		

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

8. Total consumptive use is 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
04N	39E	3	NE	SW		IRR	35.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0

A01-00307

Page

1

Date: 12/21/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	39E	3	SE	SW	IRR	40.0
					Section Acres	155.0
		4	SW	NE	IRR	20.0
			SE	NE	IRR	40.0
			NE	SE	IRR	40.0
			NW	SE	IRR	40.0
			SW	SE	IRR	25.0
			SE	SE	IRR	40.0
					Section Acres	205.0
		9	NW	NE	IRR	30.0
			SW	NE	IRR	40.0
			SE	NE	IRR	40.0
					Section Acres	110.0
		10	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	40.0
			SE	NW	IRR	40.0
					Section Acres	160.0
					Total Acres	630.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

06/01/1894, 28 C.F.S. - JANUARY 22, 1916 FLOOD WATER 10 C.F.S.

14. Remarks:

LAND WITHIN THE SERVICE AREA OF AN IRRIGATION CO.

15. Basis of Claim: BENEFICIAL USE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ 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 _____

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: 3957f
Ident. Number A01-00307
Date Received 11-21-88
Receipt Number E004299

A0100307



NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Dilbs Irrigation Co Phone (208) 745-6266

Mailing Address 4221 E. 540 N., Rigby, Idaho Zip 83442

2. Date of Priority (Only one (1) per claim) April 1, 1939

3. Source of water supply (a) Great Feeder Canal
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 4 Range 39N Section 10,
SE 1/4 of NE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Concrete Headgates with Steel Slides

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OCT 19 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov. 1 amount 6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1575 (PRM) acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4	39N	10					40	40	40	40									
4	39N	9	0	30	40	40													
4	39N	4	0	0	20	40									40	40	25	40	
4	39N	3									35	40	40	40					

Total number of acres irrigated 630

11. In which county (ies) are lands listed above as place of use located? Jefferson

12. Do you own the property listed above as place of use? Yes _____ No ☒

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

June 1, 1894 28 CFS - January 22, 1916 Flood water or None ()
10 CFS

14. Remarks:

land within the service Area of an
Irrigation Company.

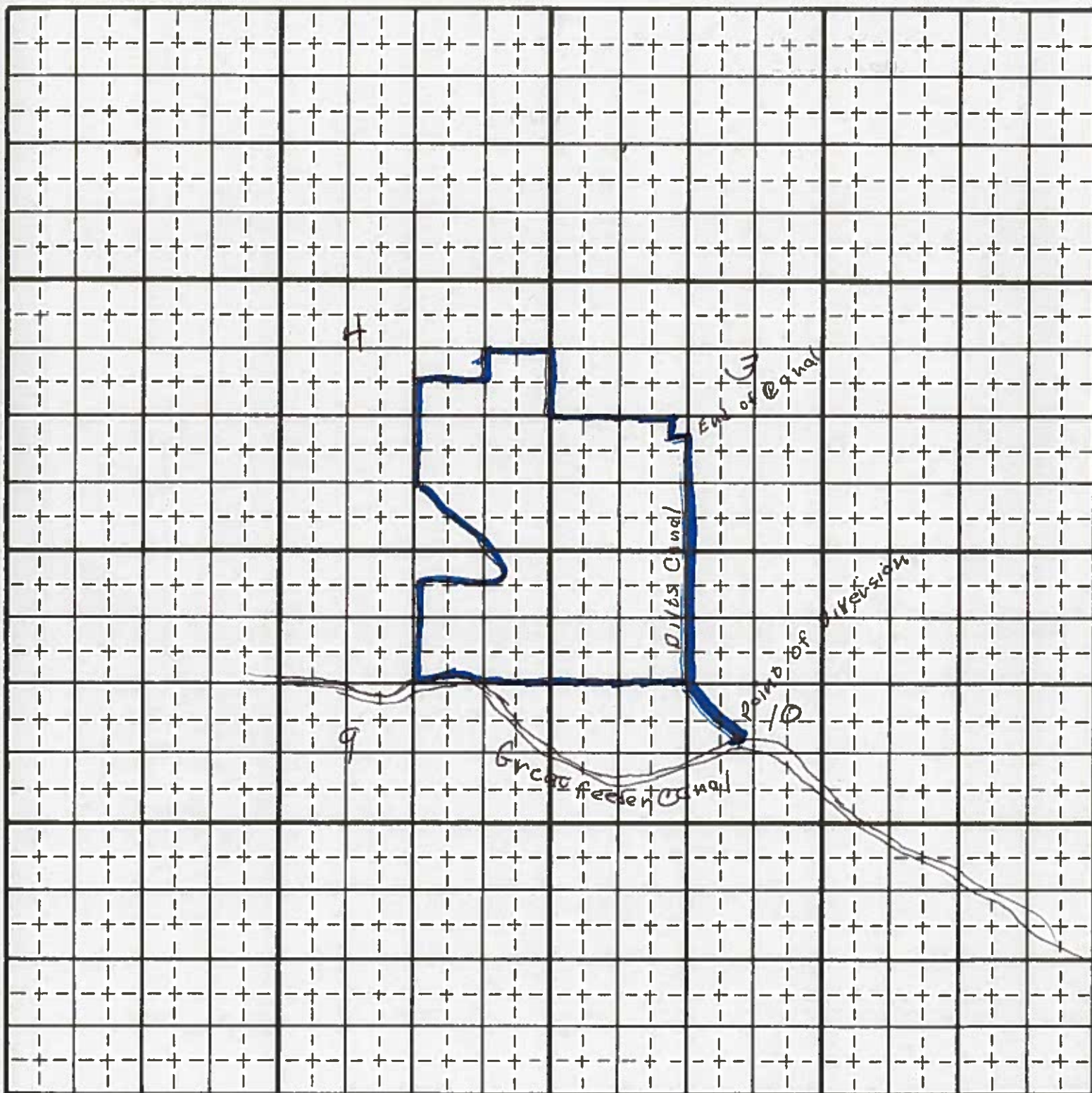
Last Name Dille's Irrigation Co. Agent No. _____

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OCT 18 1982
Copied by _____, _____-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

Last Name Dilbs Irrigation Co., Ltd. Patent No. _____

Copies: White-Sheet Yellow-Blank
OCT 19 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date April 1, 1939

Plaintiff vs 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 4

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Secretary _____

of Oilts Irrigation Co., Ltd. _____, that I have signed the foregoing

document in the space below as Secretary _____ of Oilts Irrigation Co., Ltd. _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent L. Laverne Eddins _____

Title and Organization Oilts Irrigation Co., Ltd., Sec. _____ Date 11-19-88

State of Idaho/or _____)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 19th day of November 19 88

SEAL

Notary Public Golden V. Peterson _____

Residing at 538 N 4210 E Rigby Id. 83442

My Commission Expires 8th of Feb. 1991

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
OCT 19 1992

Last Name Oilts Irrigation Co., Ltd. _____

Copies White-State, Yellow-Claimant