

04/28/2006

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

RIGHT NUMBER: 1-330

NAME AND ADDRESS: OSGOOD CANAL CO INC
2277 N 35 W
IDAHO FALLS ID 83404

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 21.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF DIVERSION:

T04N R37E S35 NENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	21.000 CFS

PLACE OF USE:

5819 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.

The rights listed below are limited to the irrigation of a combined total of 5819 acres in a single irrigation season. Combined Right Nos.: 1-1F, 1-51B, 1-181D, 1-330, and 1-10496.

Place of use is within the area served by Osgood 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

Water is delivered through Great Western Canal and then through Osgood Pumping Station.

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

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



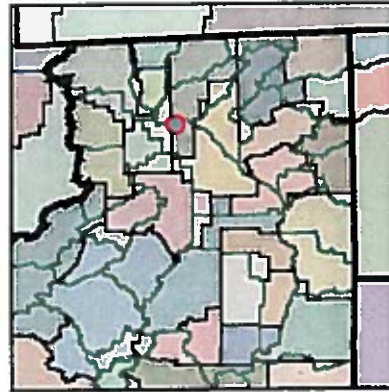
Osgood Canal Co Inc

SRBA Recommendations: 1-1F, 1-51B, 1-181D, 1-330, 1-10496

Service Area Boundary
GIS Place of Use Illustration

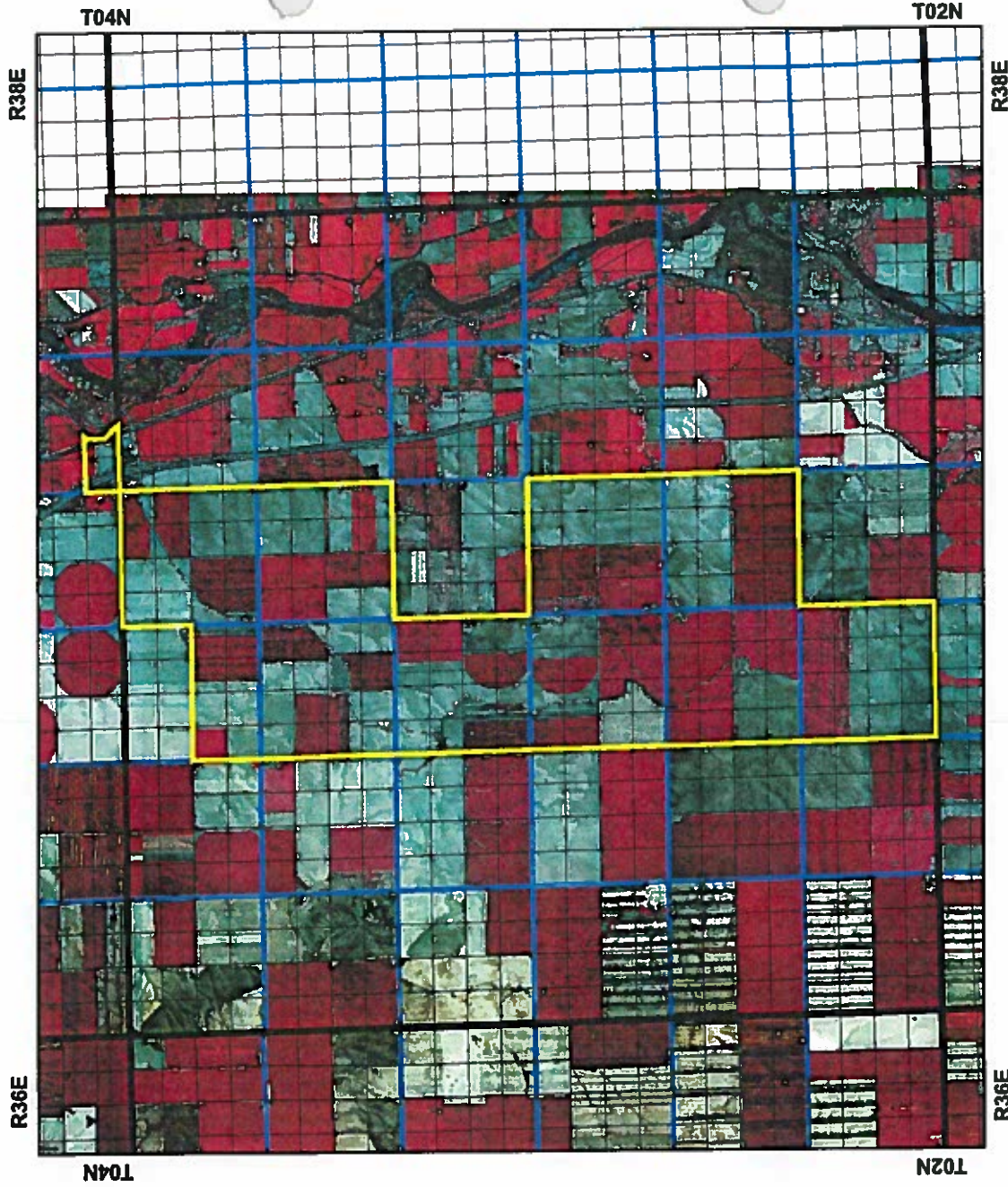
Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Bonneville County
IDWR Basin 1

Prepared by M. Holliday
On Tuesday, December 12, 2006
1987/88 Aerial Photography



0 3 6 Miles

11/21/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 30, 2006

Water right number: 1-330

OSGOOD CANAL CO INC
2277 N 35 W
IDAHO FALLS ID 83404
Telephone Number: (208)522-4897

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: 11-30-06 SIGNATURE: David Daw

Please print your name: David Daw

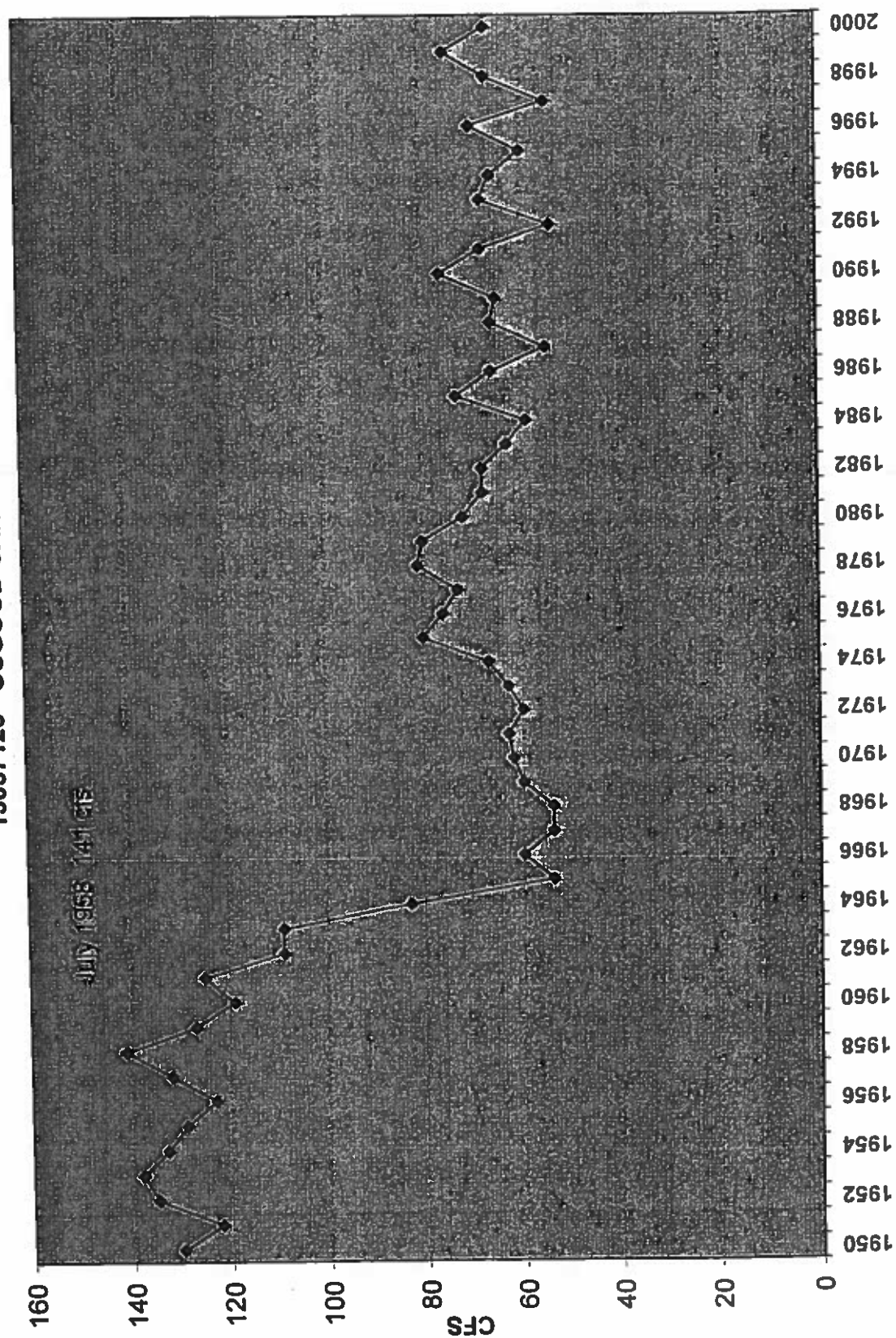
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KMS
12/04

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[illegible]

MAXIMUM MONTHLY DIVERSION 1950-2000
13057125 OSGOOD CANAL



That Snake River Valley Irrigation District shall have the right to divert and use 100.0 cubic feet of water per second at the following point of diversion and upon the following described lands:

Point of Diversion

Southwest Quarter of the Southwest Quarter of Section 35, Township 2 North, Range 37 E.B.M.

Lands to Which Appurtenant

Sections 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, 33, and 34 Township 1 North, Range 37 E.B.M.

Section 36, Township 1 North, Range 36, E.B.M.

Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33 and 34 Township 1 South Range 37 E.B.M.

Sections 4, 5, and 6, Township 2 South Range 37 E.B.M.

Sections 24, 25, 36 and 36 Township 1 South, Range 36 E.B.M.

Sections 1, 2, 3, 4, 10, 11 and 12, Township 2 South Range 36 E.B.M.

All in Bingham County and Bonneville County, Idaho.

GG. TEXAS SLOUGH IRRIGATING CANAL CO. 1 0329'

That Texas Slough Irrigating Canal Co. shall have the right to divert and use 20.0 cubic feet of water per second at the following point of diversion and upon the following described lands;

Point of Diversion

Southeast Quarter of the Northwest Quarter of Section 15, Township 5 North, Range 39 E.B.M., and in the Northeast Quarter of the Southeast Quarter of Section 35, Township 5 North, Range 39 E.B.M.

Lands to Which Appurtenant

Sections 3, 4, 6, 9, 10, 11 and 15, Township 5 North, Range 39 E.B.M.

Sections 29, 36, 31, 32, 33 and 34, Township 6 North, Range 39 E.B.M.

All in Madison County, Idaho.

HH. UTAH-IDAHO SUGAR CO. 1 0330'

That the Utah-Idaho Sugar Co. shall have the right to divert and use 21.0 cubic feet of water per second at the following point of

MAY 1 3 1936

Point of Diversion

Southeast Quarter of the Southwest Quarter of Section 35, Township 4 North, Range 37 E.B.M., and in the Southeast Quarter of the Northeast Quarter of Section 26, Township 1 North, Range 36. E.B.M.

Lands to Which Appurtenant

Sections 3, 4, 9, 10, 16, 21, 22, 27, 28, 33 and 34, Township 3 North, Range 37 E.B.M., Bonneville County, Idaho.

Sections 22, 23, 24, 25, 26, 27, 35 and 36 Township 1 North, Range 36, E.B.M. B ingham County, Idaho.

II. WEST LABELLE IRRIGATION CO.

1 0321

That West LaBelle Irrigation Co. shall have the right to divert and use 35.0 cubic feet of water per second at the following point of diversion and upon the following described lands;

Point of Diversion

Northeast Quarter of the Northeast Quarter of Section 9, Township 4 North, Range 39 E.B.M.

Lands to Which Appurtenant

Sections 9, 4, 5, and 6, Township 4 North, Range 39 E.B.M.

Sections 31 and 32, Township 5 North, Range 39 E.B.M.

Section 1, Township 4 North, Range 38 E.B.M.

Section 36, Township 5 North, Range 38 E.B.M.

All in Jefferson County, Idaho.

JJ. GEORGE BAUER, BENJAMIN STEWART, ANDREW STEWART
ANNIE WRIGHT, BOYD HOLLIST and ALICE P. BIRCH
operating as STEWART CANAL

1 0332
22-0657

That George Bauer, Benjamin Stewart, Andrew Stewart, Annie Wright, Boyd Hollist and Alice P. Birch, operating as Stewart Canal, shall have the right to divert and use 30.0 cubic feet of water per second at the following point of diversion and upon the following described lands:

point of Diversion

Northeast Quarter of the Southeast Quarter of Section 30, Township 7 North, Range 41 E.B .M.

RECORDED
MAY 1 3 1908

SCANNED

AUG 22 2001

50⁰⁰

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: A01-00330
Date Received: 6/26/1989
Receipt No: E009260/H
Received By: EC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OSGOOD CANAL CO., INC. 208-523-5937
Address: 1899 VIRGINIA
IDAHO FALLS, ID 83404

2. Date of Priority: APR 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
04N	37E	35	NE	NE	NE	1	JEFFERSON

5. Description of diverting works:
WATER IS DIVERTED THROUGH THE HEADING FOR THE GREAT WESTERN CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	21.000		

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

8. Total consumptive use is 14970.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	3	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SW	NE		IRR	39.0
			SE	NE		IRR	38.0

A01-00330

Page 1

Date: 06/26/89

MICROFILMED

OCT 19 1992

A0100330

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	37E	3	NE		NW		IRR	39.0
			NW		NW		IRR	39.0
			SW		NW		IRR	38.0
			SE		NW		IRR	38.0
			NE		SW		IRR	39.0
			NW		SW		IRR	38.0
			SW		SW		IRR	38.0
			SE		SW		IRR	39.0
			NE		SE		IRR	38.0
			NW		SE		IRR	38.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	619.0
		4	NE		SW		IRR	39.0
			SW		SW		IRR	40.0
			SE		SW		IRR	39.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	39.0
							Section Acres	276.0
		9	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	38.0
			NW		SW		IRR	38.0
			SW		SW		IRR	38.0
			SE		SW		IRR	38.0
			NE		SE		IRR	38.0
			NW		SE		IRR	38.0
			SW		SE		IRR	40.0
			SE		SE		IRR	38.0
							Section Acres	626.0
		10	NE		NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	37E	10	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	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	39.0
								Section Acres 638.0
		16	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		NW		IRR	38.0
			NW		NW		IRR	36.0
			SW		NW		IRR	40.0
			SE		NW		IRR	38.0
			NE		SW		IRR	38.0
			NW		SW		IRR	38.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
								Section Acres 626.0
		21	NE		NE		IRR	38.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	38.0
			NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	37E	21	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	38.0
			NW		SE		IRR	40.0
			SW		SE		IRR	38.0
			SE		SE		IRR	40.0

Section Acres 632.0

22	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	40.0
	NW	SE	IRR	40.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 640.0

27	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	38.0
	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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	37E	27	SE	SE		IRR	40.0
						Section Acres	638.0
		28	NE	NE		IRR	40.0
			NW	NE		IRR	38.0
			SW	NE		IRR	38.0
			SE	NE		IRR	38.0
			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	38.0
			NE	SE		IRR	40.0
			NW	SE		IRR	39.0
			SW	SE		IRR	38.0
			SE	SE		IRR	39.0
						Section Acres	628.0
		33	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	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	640.0
04N	37E	35	SW	SW		IRR	10.0
			SE	SW	5	IRR	15.0
						Section Acres	25.0

10. Place of Use: Continued

Total Acres 5988.0

11. Place of use in counties: BONNEVILLE, JEFFERSON

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

13. Other Water Rights Used:

A01-00195L/00047E/00001F/00051B/00181D.

14. Remarks:

THE PUMPING PLANT FOR OSGOOD CANAL CO. REDIVERTS THE WATER FROM
THE GREAT WESTERN CANAL IN THE SWSWSE, SEC. 35, T4N, R37E.
THE PLACE OF USE IS OWNED BY THE SHAREHOLDERS OF THE COMPANY.
SEE NOTICE A01-00195L FOR MAP OF SERVICE AREA.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 7/10/1968

BURLEY IRR. DISTRICT ET AL

Decree Plaintiff

vs

HENRY EAGLE, WM.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Secretary of

Osgood Canal Co. Inc., that I have signed the foregoing
Organization document in the space below as Secretary of

Osgood Canal Co. Inc. and that the statements contained in the
Organization foregoing document are true and correct.

Grant Cleverley
Signature of Authorized Agent

Secretary Osgood Canal Co.
Title and Organization

June 26, 1989
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of June 19 89

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC
RESIDING AT IDAHO FALLS, IDAHO
My Commission Expires MY COMMISSION EXPIRES: 6-30-94