

07/28/2006

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

RIGHT NUMBER: 1-10418

NAME AND ADDRESS: BURGESS CANAL & IRRIGATING CO
C/O CHRIS BOLTER SEC
PO BOX 536
RIGBY ID 83442

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed at the main canal heading located at T4N R40E S20 SESESW.

QUANTITY: 27.427 CFS

PRIORITY DATE: 06/13/1970

POINT OF DIVERSION:

T03N R37E S13 NWSESW Within BONNEVILLE County
T04N R37E S23 SWSNW Lot 2 Within JEFFERSON County
T04N R37E S23 SESESW Lot 4 Within JEFFERSON County
T04N R37E S36 NWNWNW Lot 1 Within JEFFERSON County
T04N R37E S36 NESWNW Lot 2 Within JEFFERSON County
T04N R37E S36 NWSNW Within JEFFERSON County
T04N R40E S20 SESESW 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	27.427 CFS

PLACE OF USE:

20875 ACRES TOTAL

Place of use is within the area served by Burgess Canal & Irrigating 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 - Beneficial Use

Water is delivered through Burgess Canal, Carlson north pump, Carlson south pump, Offutt pump, Hansen pump, Butikofer pump, and Idaho Canal. Water diverted into the Idaho Canal is rediverted at the Cenell pump, the Yorgenson (Gray) pump, and the Mackay pump.



Burgess Canal & Irrigating Co

SRBA Recommendations: 1-29, 1-31, 1-32, 1-33, 1-35P, 1-117P, 1-249, 1-353, 1-10093, 1-10418

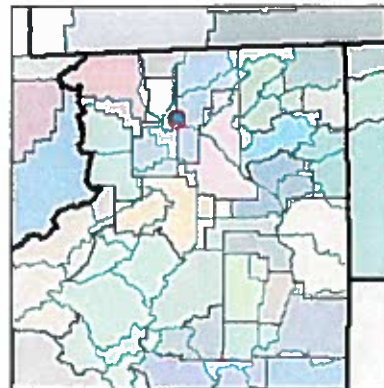
Service Area Boundary
GIS Place of Use Illustration

Legend

Service Area

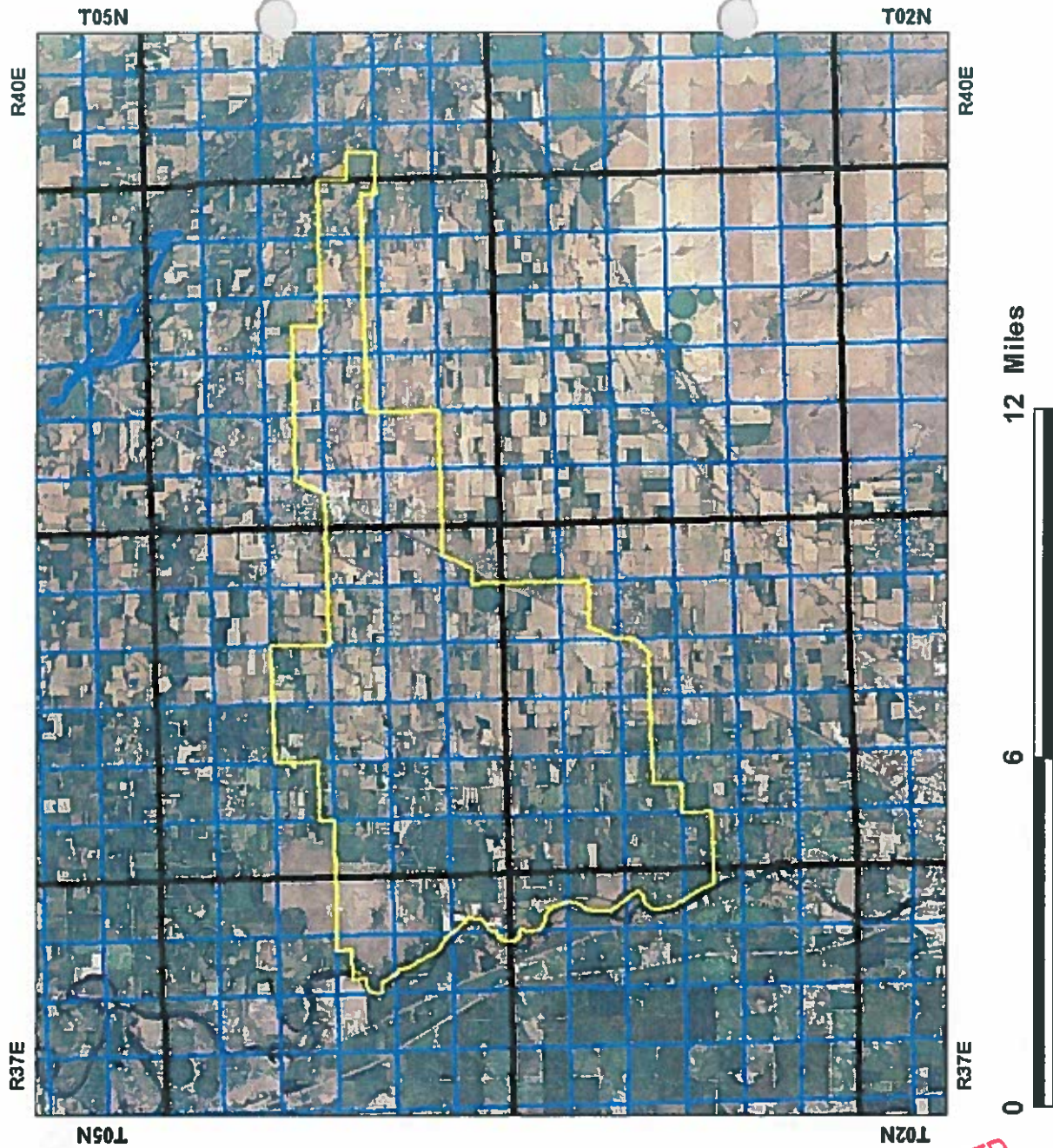
Townships

PLS Sections



Bonneville, Jefferson Counties
IDWR Basin 1

Prepared by C. Moore
On Monday, November 27, 2006
2004 Aerial Photography



SCANNED
MAY 11 2007
PROJECTED

12/03/2006

**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: 1-10418

BURGESS CANAL & IRRIGATING CO
C/O CHRIS BOLTER SEC
PO BOX 536
RIGBY ID 83442
Telephone Number: (208)745-1486

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: 12/5/06 SIGNATURE: Lloyd Hicks

Please print your name: LOYD HICKS

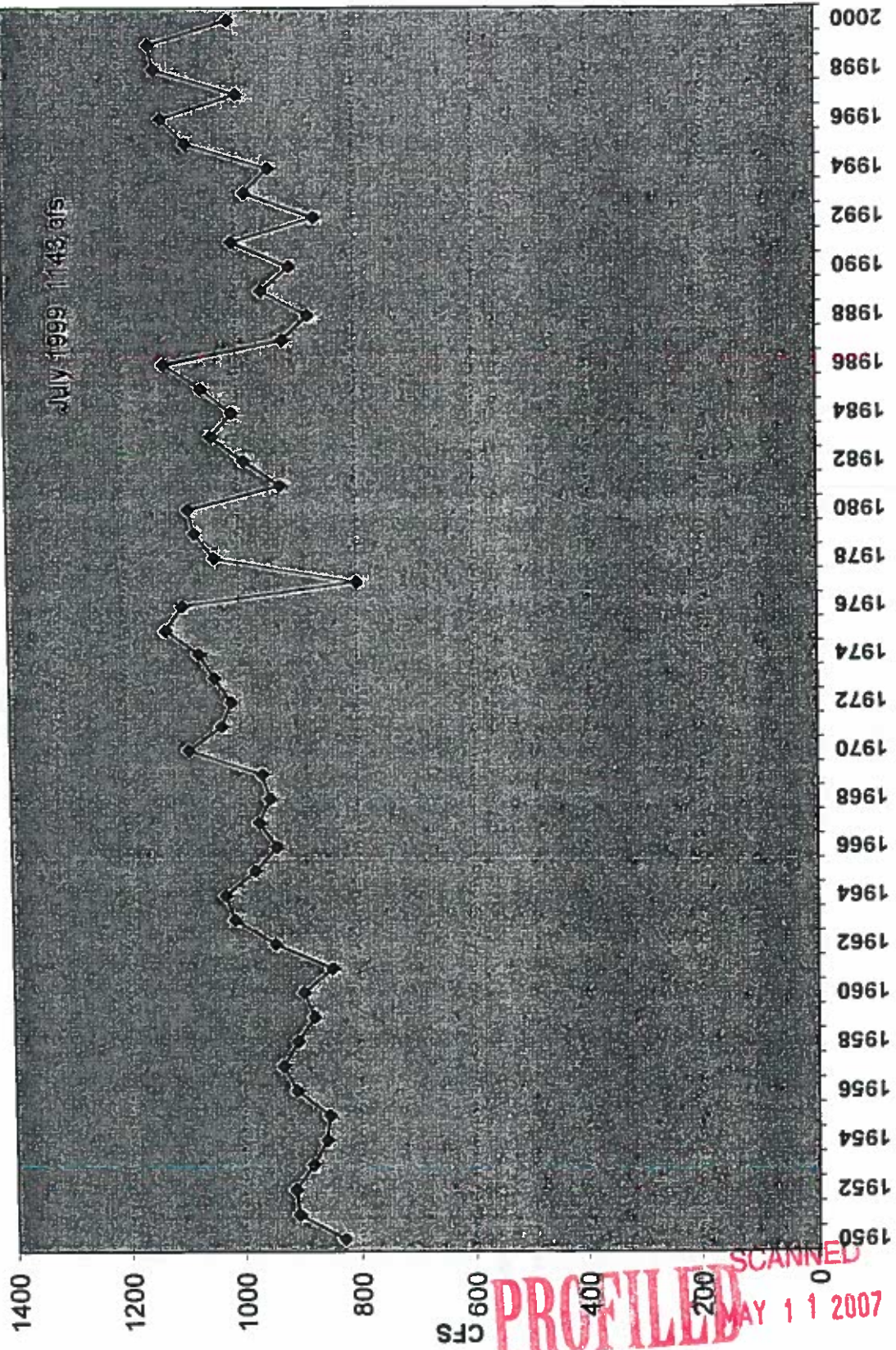
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

SCANNED
MAY 11 2007
PROFILED

KMD
2/7

MAXIMUM MONTHLY DIVERSION 1950-2000

13038110 BURGESS CANAL



(CFS)

13038110 HISTORIC DIVERSION BURGESS CANAL (1000-AC-FT)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	436	220	143	98	121	128	235	553	639	807	829	566	4775
1951	436	220	143	98	121	128	235	480	859	907	594	613	4834
1952	436	220	143	98	116	128	235	633	810	912	755	691	5177
1953	436	220	143	98	121	128	235	533	733	883	768	714	5012
1954	436	220	143	98	121	128	235	670	736	859	750	687	5083
1955	436	220	143	98	121	128	235	464	733	854	764	575	4770
1956	436	220	143	98	116	128	235	681	879	909	792	652	5290
1957	436	220	143	98	121	128	235	275	797	932	823	671	4878
1958	436	220	143	98	121	128	235	631	899	906	672	550	5038
1959	436	220	143	98	121	128	235	673	867	878	865	669	5334
1960	436	220	143	98	116	128	235	703	896	820	758	696	5248
1961	520	212	0	0	0	0	109	724	847	745	563	392	4111
1962	520	212	0	0	0	0	109	678	884	943	917	729	4993
1963	520	212	0	0	0	0	109	485	763	1013	833	714	4649
1964	520	212	0	0	0	0	109	464	792	1029	864	793	4783
1965	520	212	0	0	0	0	109	592	948	977	841	716	4915
1966	520	212	0	0	0	0	111	815	939	847	899	629	4972
1967	520	212	0	0	0	0	111	561	881	901	969	871	5026
1968	520	212	0	0	0	0	111	742	950	950	740	800	5024
1969	520	212	0	0	0	0	111	935	963	929	961	765	5396
1970	520	212	0	0	0	0	111	581	1089	1051	1029	758	5351
1971	555	185	0	0	0	0	76	701	1032	919	990	711	5168
1972	454	239	0	0	0	0	145	1007	978	1015	852	810	5499
1973	501	161	0	0	0	0	67	745	1044	997	935	743	5193
1974	493	239	0	0	0	0	7	825	1070	1060	947	882	5522
1975	509	239	0	0	0	0	0	285	1065	1065	963	882	5070
1976	516	217	0	0	0	0	0	501	1032	1098	880	800	5043
1977	522	181	0	0	0	0	165	766	800	792	564	402	4192
1978	272	7	0	0	0	0	0	638	1034	1041	907	671	4568
1979	610	245	0	0	0	0	0	790	1054	1075	807	704	5285
1980	355	203	0	0	0	0	229	773	876	1086	825	753	5098
1981	621	155	0	0	0	0	96	703	906	927	597	588	4592
1982	252	40	0	0	0	0	57	771	988	979	872	665	4625
1983	423	225	0	0	0	0	44	473	1044	1012	875	881	4976
1984	472	160	0	0	0	0	0	514	881	1008	807	768	4609
1985	529	121	0	0	0	0	0	621	1060	920	800	659	4711
1986	462	96	0	0	0	0	0	477	1124	1010	829	741	4739
1987	462	224	0	0	0	0	146	914	865	920	764	445	4741
1988	260	3	0	0	0	0	35	810	876	748	559	193	3485
1989	364	0	0	0	0	0	0	773	941	955	759	647	4439
1990	524	29	0	0	0	0	109	885	902	907	722	151	4229
1991	200	0	0	0	0	0	0	330	929	1005	815	768	4047
1992	467	3	0	0	0	0	121	854	865	763	156	87	3317
1993	2	0	0	0	0	0	0	335	884	982	724	662	3589
1994	509	163	0	0	0	0	49	865	941	794	574	39	3933
1995	10	0	0	0	0	0	128	496	976	1082	818	718	4227
1996	481	269	128	0	0	0	82	639	1124	1029	800	708	5262
1997	457	249	18	0	0	0	54	782	995	943	743	765	5006
1998	473	5	0	0	0	0	0	563	944	1135	854	649	4623
1999	389	30	11	0	0	0	0	553	879	1143	779	810	4595
2000	475	24	0	0	0	0	0	839	1008	859	694	595	4494
AVERAGE:	443	162	34	21	26	28	104	649	922	949	788	650	4775

1950-2000

PROFILED

SCANNED
MAY 11 2007

7/5/1970

SCANNED
NOV 19 2004

NOV 19 2004

JUNE 1970

[illegible]

JUL 30 2001

4811

May 6, 1991

BURGASS CANAL & IRRIGATING CO
PO BOX 507
RIGBY ID 83442

RE: **Evidence of Priority**

Dear Sir:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by **June 6, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

MICROFILMED

NOV 10 1992

Burgass Canal & Irrigating Co.

Page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-04271
BURGESS CANAL & IRRIGATING CO.
P.O. BOX 507

RIGBY

ID 89442

MICROFILMED
NOV 10 1992

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 1-10418
Date Received: 1/16/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A0110418



1. Name of Claimant(s)

BURGESS CANAL & IRRIGATING CO Phone: (208)745-7711

PO BOX 536
RIGBY ID USA 83442

2. Date of Priority: 06/13/1970

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER
DRY BED Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	37E	23	SE SE NW	JEFFERSON	
04N	37E	23	SW SE SW	JEFFERSON	
04N	37E	26	SE SE SE	JEFFERSON	
04N	37E	36	SE NW NW	JEFFERSON	
04N	37E	36	NW NE SW	JEFFERSON	
04N	40E	20	SE SW	JEFFERSON	

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	100	

7. Total Quantity Appropriated is:
100 C.F.S.

COPY

8. Total consumptive use:

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NOV 19 2004

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9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	37E	1	SW	SE	IRRIGATION	30
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	35
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	13.8
			SE	NW	IRRIGATION	6
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	34
			SE	SE	IRRIGATION	38.9
Section Acres						312.7
03N	37E	12	NW	NE	IRRIGATION	39.5
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NE	IRRIGATION	38.9
			NE	SW	IRRIGATION	6
			SE	SW	IRRIGATION	4
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	33.5
			SE	SE	IRRIGATION	38.9
Section Acres						317.6
03N	37E	13	NE	NE	IRRIGATION	38.9
			NW	NE	IRRIGATION	24
			SW	NE	IRRIGATION	1
			SE	NE	IRRIGATION	36.4
			NE	SE	IRRIGATION	25.4
			SE	SE	IRRIGATION	17.4
			Section Acres			
03N	38E	4	NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
Section Acres						154.4
03N	38E	5	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.4
			SW	NE	IRRIGATION	39
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.4
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39
			NE	SW	IRRIGATION	39
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.4
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39
			SW	SE	IRRIGATION	38.4

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			SE	SE	IRRIGATION	38.3
					Section Acres	618.4
03N	38E	6	NW	SE	IRRIGATION	39.5
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			SW	SE	IRRIGATION	38.9

Section Acres 622.4

03N	38E	7	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 622.4

03N	38E	8	NE	NE	IRRIGATION	37.6
			NW	NE	IRRIGATION	38.2
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.6
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 620.7

03N	38E	17	NW	NW	IRRIGATION	38.3
			NE	NW	IRRIGATION	38.9
			SW	NW	IRRIGATION	38.9

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			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
					Section Acres	234
03N	38E	18	SW	SE	IRRIGATION	38.9
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SE	SE	IRRIGATION	38.3
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
					Section Acres	622.4
03N	38E	19	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	30.9
			SW	NW	IRRIGATION	7.5
			SE	NW	IRRIGATION	37.5
					Section Acres	270.4
04N	37E	23	SW	SW	IRRIGATION	36
			SE	SW	IRRIGATION	32.7
			NE	SE	IRRIGATION	39.5
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.9
			NE	NE	IRRIGATION	39.5
			NW	NE	IRRIGATION	39.5
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	39.5
			NE	NW	IRRIGATION	13
			SE	NW	IRRIGATION	16
			NE	SW	IRRIGATION	38.5
			NW	SW	IRRIGATION	27
					Section Acres	478
04N	37E	24	NE	NE	IRRIGATION	39.5
			NW	NE	IRRIGATION	39.5
			SW	NE	IRRIGATION	39.5
			NE	NW	IRRIGATION	39.5
			NW	NW	IRRIGATION	39.5
			SW	NW	IRRIGATION	39.5
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			SW	SW	IRRIGATION	38.9
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	39.5

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NOV 19 2004

			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	NE	IRRIGATION	39.5
			NW	SW	IRRIGATION	39.5
			SE	SE	IRRIGATION	38.9

Section Acres 629.6

04N	37E	25	SE	NW	IRRIGATION	39.5
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.9
			SW	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	39.5
			SW	SW	IRRIGATION	39.5
			SE	SW	IRRIGATION	39.5
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 626

04N	37E	26	NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	32
			SE	NE	IRRIGATION	39.5
			NE	NW	IRRIGATION	8.8
			NE	SE	IRRIGATION	39.5
			NW	SE	IRRIGATION	14
			SE	SE	IRRIGATION	20
			NE	NE	IRRIGATION	38.9

Section Acres 231.6

04N	37E	36	NE	SE	IRRIGATION	38.9
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	39.5
			NW	NW	IRRIGATION	18
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	33
			SE	SW	IRRIGATION	19.8
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 456.5

04N	38E	15	SE	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3

Section Acres 77.2

04N	38E	16	NE	SE	IRRIGATION	38.9
			NW	SW	IRRIGATION	38.9
			SE	SW	IRRIGATION	38.9
			NE	SW	IRRIGATION	39.5
			SW	SW	IRRIGATION	38.3

PROFILED

SCANNED

			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
					Section Acres	311.2
04N	38E	17	SE	SW	IRRIGATION	38.4
			SW	SE	IRRIGATION	38.4
			SE	SE	IRRIGATION	38.3
					Section Acres	115.1
04N	38E	19	NW	NW	IRRIGATION	39.5
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	39.5
			SW	NW	IRRIGATION	39.5
			SE	NW	IRRIGATION	39.5
			NW	SW	IRRIGATION	39.5
			SW	SW	IRRIGATION	38.9
			SE	SW	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			NE	NE	IRRIGATION	38.9
			NW	NE	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NE	SE	IRRIGATION	38.9
					Section Acres	627.2
04N	38E	20	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.4
			SW	NE	IRRIGATION	39
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.4
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39
			NE	SW	IRRIGATION	39
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.4
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	38.3
			SW	SE	IRRIGATION	38.4
					Section Acres	618.4
04N	38E	21	NE	NE	IRRIGATION	38.3
			SW	NE	IRRIGATION	39.5
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			SE	NE	IRRIGATION	38.9

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			NE	NW	IRRIGATION	38.9
			NW	NE	IRRIGATION	38.9
					Section Acres	622.4
04N	38E	22	SW	NE	IRRIGATION	39.5
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SE	NE	IRRIGATION	38.9
			NW	SW	IRRIGATION	38.9
			SE	SW	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SW	IRRIGATION	38.3
			SE	SE	IRRIGATION	38.3
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			SW	SE	IRRIGATION	38.9
					Section Acres	622.4
04N	38E	23	SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			NW	SE	IRRIGATION	39.5
					Section Acres	622.4
04N	38E	24	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			NE	SW	IRRIGATION	39.5
			NW	SE	IRRIGATION	39.5
					Section Acres	622.4
04N	38E	25	NE	NW	IRRIGATION	38.9
			NE	NE	IRRIGATION	36

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SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NW	SW	IRRIGATION	38.9
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	34.3
NW	NW	IRRIGATION	38.3
NE	SW	IRRIGATION	39.5
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	36.6
NW	SE	IRRIGATION	37.2
SW	SE	IRRIGATION	34.3
SE	SE	IRRIGATION	38.3

Section Acres 606.3

04N 38E 26

NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NE	SW	IRRIGATION	39.5
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3

Section Acres 622.4

04N 38E 27

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
NW	NW	IRRIGATION	38.3
SE	NW	IRRIGATION	39.5
NE	SE	IRRIGATION	38.9
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
SW	NW	IRRIGATION	38.9
NE	SW	IRRIGATION	39.5
NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3

Section Acres 622.4

04N 38E 28

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NW	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
NE	SW	IRRIGATION	39.5

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NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3

Section Acres 622.4

04N 38E 29

SE	SE	IRRIGATION	38.3
NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.4
SW	NE	IRRIGATION	39
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.4
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39
NE	SW	IRRIGATION	39
NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.4
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39
SW	SE	IRRIGATION	38.4

Section Acres 618.4

04N 38E 30

NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3
NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NE	SW	IRRIGATION	39.5

Section Acres 622.4

04N 38E 31

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NE	SW	IRRIGATION	39.5
NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3

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				Section Acres	622.4
04N	38E	32	NE NE	IRRIGATION	38.3
			NW NE	IRRIGATION	38.4
			SW NE	IRRIGATION	39
			SE NE	IRRIGATION	38.9
			NE NW	IRRIGATION	38.4
			NW NW	IRRIGATION	38.3
			SW NW	IRRIGATION	38.9
			SE NW	IRRIGATION	39
			NE SW	IRRIGATION	39
			NW SW	IRRIGATION	38.9
			SW SW	IRRIGATION	38.3
			SE SW	IRRIGATION	38.4
			NE SE	IRRIGATION	38.9
			NW SE	IRRIGATION	39
			SW SE	IRRIGATION	38.4
			SE SE	IRRIGATION	38.3

				Section Acres	618.4
04N	38E	33	NE NE	IRRIGATION	38.3
			NW NE	IRRIGATION	38.9
			SW NE	IRRIGATION	39.5
			SE NE	IRRIGATION	38.9
			NE NW	IRRIGATION	38.9
			NW NW	IRRIGATION	38.3
			SW NW	IRRIGATION	38.9
			SE NW	IRRIGATION	39.5
			NE SW	IRRIGATION	39.5
			NW SW	IRRIGATION	38.9
			SW SW	IRRIGATION	38.3
			SE SW	IRRIGATION	38.9
			NE SE	IRRIGATION	38.9
			NW SE	IRRIGATION	39.5
			SW SE	IRRIGATION	38.9
			SE SE	IRRIGATION	38.3

				Section Acres	622.4
04N	38E	34	NE SE	IRRIGATION	38.9
			NW SE	IRRIGATION	39.5
			SW SE	IRRIGATION	38.9
			SE SE	IRRIGATION	38.3
			NW NE	IRRIGATION	38.9
			NE NE	IRRIGATION	38.3
			SW NE	IRRIGATION	39.5
			SE NE	IRRIGATION	38.9
			NE NW	IRRIGATION	38.9
			NW NW	IRRIGATION	38.3
			SW NW	IRRIGATION	38.9
			SE NW	IRRIGATION	39.5
			NE SW	IRRIGATION	39.5
			NW SW	IRRIGATION	38.9
			SW SW	IRRIGATION	38.3
			SE SW	IRRIGATION	38.9

				Section Acres	622.4
04N	38E	35	NE NE	IRRIGATION	38.3
			NW NE	IRRIGATION	38.9
			SW NE	IRRIGATION	39.5
			SE NE	IRRIGATION	38.9

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			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	35.4

Section Acres 619.5

04N	38E	36	NE	NW	IRRIGATION	28.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	13.5
			NW	SW	IRRIGATION	26.9
			SW	SW	IRRIGATION	9.2

Section Acres 155.7

04N	39E	15	SE	SW	IRRIGATION	38.9
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3

Section Acres 155.6

04N	39E	16	NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 311.2

04N	39E	17	NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
			SW	SW	IRRIGATION	38.3
			SE	SW	IRRIGATION	38.9
			NE	SE	IRRIGATION	38.9
			NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3

Section Acres 311.2

04N	39E	18	NE	SE	IRRIGATION	22.9
			SW	SE	IRRIGATION	4.8
			SE	SE	IRRIGATION	37.3

Section Acres 65

04N	39E	19	NW	SE	IRRIGATION	39.5
			SW	SE	IRRIGATION	38.9
			SE	SE	IRRIGATION	38.3
			NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	36.7

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SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	37.4
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	35.8
NE	SW	IRRIGATION	37.7
NW	SW	IRRIGATION	37
SW	SW	IRRIGATION	34.9
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9

Section Acres 607.9

04N 39E 20

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NE	SW	IRRIGATION	39.5
NW	SW	IRRIGATION	38.9
SW	SW	IRRIGATION	38.3
SE	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5
SW	SE	IRRIGATION	38.9
SE	SE	IRRIGATION	38.3

Section Acres 622.4

04N 39E 21

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NE	SW	IRRIGATION	39.5
NW	SW	IRRIGATION	38.9
NE	SE	IRRIGATION	38.9
NW	SE	IRRIGATION	39.5

Section Acres 468

04N 39E 22

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9
NE	NW	IRRIGATION	38.9
NW	NW	IRRIGATION	38.3
SW	NW	IRRIGATION	38.9
SE	NW	IRRIGATION	39.5
NW	SE	IRRIGATION	2

Section Acres 313.2

04N 39E 23

NE	NE	IRRIGATION	38.3
NW	NE	IRRIGATION	38.9
SW	NE	IRRIGATION	39.5
SE	NE	IRRIGATION	38.9

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			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SE	IRRIGATION	25.7
			NW	SE	IRRIGATION	10
					Section Acres	346.9
04N	39E	24	SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	12
			NW	SW	IRRIGATION	10.8
			NE	SE	IRRIGATION	15.9
			NW	SE	IRRIGATION	21.5
			SE	SE	IRRIGATION	27
					Section Acres	165.6
04N	39E	29	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			SW	NE	IRRIGATION	39.5
			SE	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	38.3
			SW	NW	IRRIGATION	38.9
			SE	NW	IRRIGATION	39.5
			NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	38.9
					Section Acres	389.6
04N	39E	30	NE	NE	IRRIGATION	38.3
			NW	NE	IRRIGATION	38.9
			NE	NW	IRRIGATION	38.9
			NW	NW	IRRIGATION	31.9
					Section Acres	148
04N	40E	19	NE	SW	IRRIGATION	39.5
			NW	SW	IRRIGATION	30.9
			SW	SW	IRRIGATION	21.6
			SE	SW	IRRIGATION	30
					Section Acres	122
					Total Acres	22200.6

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:

14. Remarks:

USE INCLUDES INCIDENTAL STOCKWATER FOR 1000 LIVESTOCK.

THIS RIGHT WAS ORIGINALLY CLAIMED AS RIGHT 25-4271.

THE PLACE OF USE IS OWNED BY INDIVIDUALS HOLDING STOCK IN THE COMPANY.
THE POINTS OF DIVERSION CONSIST OF THE HEADING FOR THE BURGESS CANAL AND SEVERAL PUMPS. EACH DIVERSION IS IDENTIFIED BELOW: T4N, R37E, SEC. 23, SESENW - CARLSON NORTH PUMP.

SEC. 23, SWSESW - CARLSON SOUTH PUMP.

SEC. 26, SESESE - MARTIN PUMP.

SEC. 36, SENWNW - LYNN HANSEN EAST PUMP.

SEC. 36, NWNESW - MC KAY PUMP.

SEC. 36, NWNESW - HEGSTED-WILSON GREY PUMP.

T4N, R40E, SEC. 20, SESW - HEADING FOR BURGESS CANAL.

SEE NOTICE A01-00029 FOR MAP OF SERVICE AREA.

THIS PURPOSE FOR THIS NOTICE IS TO CLAIM THE WATER WHICH HAS BEEN DIVERTED IN EXCESS OF THE QUANTITY AVAILABLE UNDER EXISTING DECREES.

| ADDRESS CHANGE 10/14/93 SF.

15. Basis of Claim: Statutory Claim

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
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

SCANNED

NOV 19 2004

SCANNED

JUL 30 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
RENUMBERED To: 01-10418

Ident. Number: ~~A25-04271~~
Date Received: 6/23/1989
Receipt No: EA10933
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BURGESS CANAL & IRRIGATING CO. 208-745-7711
Address: P.O. BOX 507
RIGBY, ID 83442

2. Date of Priority: JUN 13, 1970

3. Source: SNAKE RIVER, DRY BED Trib. to: SNAKE RIVER
SNAKE RIVER COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	37E	23	SE	SE	NW		JEFFERSON
			SW	SE	SW		JEFFERSON
		26	SE	SE	SE		JEFFERSON
			SE	NW	NW		JEFFERSON
		36	SE	NE	SW		JEFFERSON
			NW	SE	SW		JEFFERSON
40E	20						

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	100.000		

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

8. Total consumptive use is 55500.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATER/ APPROXIMATELY 1000 LIVESTOCK.

A25-04271

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Date: 09/26/89

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NOV 19 2004

MICROFILMED
NOV 10 1992

A2504271



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	37E	1	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	35.0
			SE		NE		IRR	38.9
			NE		NW		IRR	13.8
			SE		NW		IRR	6.0
			NE		SE		IRR	38.9
			NW		SE		IRR	34.0
			SW		SE		IRR	30.0
			SE		SE		IRR	38.9
			Section Acres					312.7
		12	NE		NE		IRR	38.9
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		SW		IRR	6.0
			SE		SW		IRR	4.0
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	33.5
			SE		SE		IRR	38.9
			Section Acres					317.6
		13	NE		NE		IRR	38.9
			NW		NE		IRR	24.0
			SW		NE		IRR	1.0
			SE		NE		IRR	36.4
			NE		SE		IRR	25.4
			SE		SE		IRR	17.4
			Section Acres					143.1
	38E	4	NW		NW		IRR	38.3
			SW		NW		IRR	38.9
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			Section Acres					154.4
		5	NE		NE		IRR	38.3
			NW		NE		IRR	38.4
			SW		NE		IRR	39.0
			SE		NE		IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	38E	5	NE	NW		IRR	38.4
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.4
			NE	SE		IRR	38.9
			NW	SE		IRR	39.0
			SW	SE		IRR	38.4
			SE	SE		IRR	38.3

Section Acres 618.4

6	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

7	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	38E	7	SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

8	NE	NE	IRR	37.6
	NW	NE	IRR	38.2
	SW	NE	IRR	39.5
	SE	NE	IRR	38.6
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 620.7

17	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9

Section Acres 234.0

18	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	38E	18	NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
Section Acres								622.4
		19	NE		NE		IRR	38.3
			NW		NE		IRR	38.9
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	38.9
			NW		NW		IRR	30.9
			SW		NW		IRR	7.5
SE		NW		IRR	37.5			
Section Acres								270.4
04N	37E	23	NE		NE		IRR	39.5
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	39.5
			NE		NW		IRR	13.0
			SE		NW		IRR	16.0
			NE		SW		IRR	38.5
			NW		SW		IRR	27.0
			SW		SW		IRR	36.0
			SE		SW		IRR	32.7
			NE		SE		IRR	39.5
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.9
Section Acres								478.0
		24	NE		NE		IRR	39.5
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	39.5
			NE		NW		IRR	39.5
			NW		NW		IRR	39.5
			SW		NW		IRR	39.5

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	37E	24	SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	39.5
			SW	SW		IRR	38.9
			SE	SW		IRR	38.9
			NE	SE		IRR	39.5
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.9

Section Acres 629.6

25	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.9
	SW	NW	IRR	39.5
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	39.5
	SW	SW	IRR	39.5
	SE	SW	IRR	39.5
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 626.0

26	NE	NE	IRR	38.9
	NW	NE	IRR	38.9
	SW	NE	IRR	32.0
	SE	NE	IRR	39.5
	NE	NW	IRR	8.8
	NE	SE	IRR	39.5
	NW	SE	IRR	14.0
	SE	SE	IRR	20.0

Section Acres 231.6

36	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	37E	36	SE		NE		IRR	38.9
			NE		NW		IRR	39.5
			NW		NW		IRR	18.0
			SE		NW		IRR	35.0
			NE		SW		IRR	33.0
			SE		SW		IRR	19.8
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	456.5
	38E	15	SW		SW		IRR	38.3
			SE		SW		IRR	38.9
							Section Acres	77.2
		16	NE		SW		IRR	39.5
			NW		SW		IRR	38.9
			SW		SW		IRR	38.3
			SE		SW		IRR	38.9
			NE		SE		IRR	38.9
			NW		SE		IRR	39.5
			SW		SE		IRR	38.9
			SE		SE		IRR	38.3
							Section Acres	311.2
		17	SE		SW		IRR	38.4
			SW		SE		IRR	38.4
			SE		SE		IRR	38.3
							Section Acres	115.1
		19	NE		NE		IRR	38.9
			NW		NE		IRR	39.5
			SW		NE		IRR	39.5
			SE		NE		IRR	38.9
			NE		NW		IRR	39.5
			NW		NW		IRR	39.5
			SW		NW		IRR	39.5
			SE		NW		IRR	39.5
			NE		SW		IRR	39.5
			NW		SW		IRR	39.5

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	19	SW	SW		IRR	38.9
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 627.2

20	NE	NE	IRR	38.3
	NW	NE	IRR	38.4
	SW	NE	IRR	39.0
	SE	NE	IRR	38.9
	NE	NW	IRR	38.4
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.0
	NE	SW	IRR	39.0
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.4
	NE	SE	IRR	38.9
	NW	SE	IRR	39.0
	SW	SE	IRR	38.4
	SE	SE	IRR	38.3

Section Acres 618.4

21	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	22	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

23	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

24	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	24	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

25	NE	NE	IRR	36.0
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	34.3
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	36.6
	NW	SE	IRR	37.2
	SW	SE	IRR	34.3
	SE	SE	IRR	38.3

Section Acres 606.3

26	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	26	NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

27	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

28	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

29	NE	NE	IRR	38.3
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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	29	NW	NE		IRR	38.4
			SW	NE		IRR	39.0
			SE	NE		IRR	38.9
			NE	NW		IRR	38.4
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.4
			NE	SE		IRR	38.9
			NW	SE		IRR	39.0
			SW	SE		IRR	38.4
			SE	SE		IRR	38.3

Section Acres 618.4

30	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

31	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	31	NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 622.4

32	NE	NE	IRR	38.3
	NW	NE	IRR	38.4
	SW	NE	IRR	39.0
	SE	NE	IRR	38.9
	NE	NW	IRR	38.4
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.0
	NE	SW	IRR	39.0
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.4
	NE	SE	IRR	38.9
	NW	SE	IRR	39.0
	SW	SE	IRR	38.4
	SE	SE	IRR	38.3

Section Acres 618.4

33	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9

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10. Place of Use: Continued

Township 04N	Range 38E	Section 33	1/4 SE	of 1/4 SE	Lot	Use IRR	Acres 38.3
						Section Acres	622.4
		34	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3
						Section Acres	622.4
		35	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	35.4
						Section Acres	619.5
		36	NE	NW		IRR	28.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	36	SE	NW		IRR	13.5
			NW	SW		IRR	26.9
			SW	SW		IRR	9.2
			Section Acres				
	39E	15	NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
			SE	SW		IRR	38.9
	Section Acres					155.6	
		16	NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			SW	SW		IRR	38.3
SE			SW		IRR	38.9	
NE			SE		IRR	38.9	
NW			SE		IRR	39.5	
SW			SE		IRR	38.9	
SE			SE		IRR	38.3	
Section Acres					311.2		
17		NE	SW		IRR	39.5	
		NW	SW		IRR	38.9	
		SW	SW		IRR	38.3	
	SE	SW		IRR	38.9		
	NE	SE		IRR	38.9		
	NW	SE		IRR	39.5		
	SW	SE		IRR	38.9		
	SE	SE		IRR	38.3		
Section Acres					311.2		
18	NE	SE		IRR	22.9		
	SW	SE		IRR	4.8		
	SE	SE		IRR	37.3		
Section Acres					65.0		
19	NE	NE		IRR	38.3		
	NW	NE		IRR	36.7		
	SW	NE		IRR	39.5		
	SE	NE		IRR	38.9		

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	19	NE	NW		IRR	37.4
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	35.8
			NE	SW		IRR	37.7
			NW	SW		IRR	37.0
			SW	SW		IRR	34.9
			SE	SW		IRR	38.9
			NE	SE		IRR	38.9
			NW	SE		IRR	39.5
			SW	SE		IRR	38.9
			SE	SE		IRR	38.3

Section Acres 607.9

20	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	SW	SW	IRR	38.3
	SE	SW	IRR	38.9
	NE	SE	IRR	38.9
	NW	SE	IRR	39.5
	SW	SE	IRR	38.9
	SE	SE	IRR	38.3

Section Acres 622.4

21	NE	NE	IRR	38.3
	NW	NE	IRR	38.9
	SW	NE	IRR	39.5
	SE	NE	IRR	38.9
	NE	NW	IRR	38.9
	NW	NW	IRR	38.3
	SW	NW	IRR	38.9
	SE	NW	IRR	39.5
	NE	SW	IRR	39.5
	NW	SW	IRR	38.9
	NE	SE	IRR	38.9

10. Place of Use: Continued

Township 04N	Range 39E	Section 21	1/4 of NW	1/4 SE	Lot	Use IRR	Acres 39.5
Section Acres							468.0
		22	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NW	SE		IRR	2.0
Section Acres							313.2
		23	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3
			SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SE		IRR	25.7
			NW	SE		IRR	10.0
Section Acres							346.9
		24	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	12.0
			NW	SW		IRR	10.8
			NE	SE		IRR	15.9
			NW	SE		IRR	21.5
			SE	SE		IRR	27.0
Section Acres							165.6
		29	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			SW	NE		IRR	39.5
			SE	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	38.3

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	29	SW	NW		IRR	38.9
			SE	NW		IRR	39.5
			NE	SW		IRR	39.5
			NW	SW		IRR	38.9
			Section Acres				389.6
		30	NE	NE		IRR	38.3
			NW	NE		IRR	38.9
			NE	NW		IRR	38.9
			NW	NW		IRR	31.9
			Section Acres				148.0
	40E	19	NE	SW		IRR	39.5
			NW	SW		IRR	30.9
			SW	SW		IRR	21.6
			SE	SW		IRR	30.0
			Section Acres				122.0
			Total Acres				22200.6

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:

A01-00029/10093/00031/00032/00033/00249/00117P/00353.

14. Remarks:

THE PLACE OF USE IS OWNED BY INDIVIDUALS HOLDING STOCK IN THE COMPANY.

THE POINTS OF DIVERSION CONSIST OF THE HEADING FOR THE BURGESS CANAL AND SEVERAL PUMPS. EACH DIVERSION IS IDENTIFIED BELOW:

T4N, R37E, SEC. 23, SESENW - CARLSON NORTH PUMP.

SEC. 23, SWSESW - CARLSON SOUTH PUMP.

SEC. 26, SESESE - MARTIN PUMP.

SEC. 36, SENWNW - LYNN HANSEN EAST PUMP.

SEC. 36, NWNESW - MC KAY PUMP.

SEC. 36, NWNESW - HEGSTED-WILSON GREY PUMP.

T4N, R40E, SEC. 20, SESW - HEADING FOR BURGESS CANAL.

SEE NOTICE A01-00029 FOR MAP OF SERVICE AREA.

THIS PURPOSE FOR THIS NOTICE IS TO CLAIM THE WATER WHICH HAS BEEN DIVERTED IN EXCESS OF THE QUANTITY AVAILABLE UNDER EXISTING

PROFILED

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SCANNED NOV 10 1992

NOV 19 2004

14. Remarks: Continued
DECREES.

15. Basis of Claim: STATUTORY CLAIM

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: -0-

For Organizations:

I do solemnly swear or affirm that I am SECRETARY of
Title

Burgess Canal & Irrigating Co., that I have signed the foregoing
Organization

document in the space below as SECRETARY of
Title

Burgess Canal & Irrigating Co. and that the statements contained in the
Organization
foregoing document are true and correct.

K. J. [Signature]
Signature of Authorized Agent

Secretary - Burgess Canal & Irrigating Co.
Title and Organization

9-28-89
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 28 day

of Sept 19 89

Bonnie Taylor
Notary Public

Seal

Residing at Bigby, Idaho

My Commission Expires 8/99