

05/26/2006

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

RIGHT NUMBER: 1-10497

NAME AND ADDRESS: SUNNYDELL IRRIGATION DIST
C/O GARY HILL
9298 S 600 E
REXBURG ID 83440

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.027 CFS

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION:

T04N R40E S25 SWSWNW 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	1.027 CFS

PLACE OF USE:

3383.1 ACRES TOTAL

Place of use is within the boundary of Sunnydell Irrigation District pursuant to Section 43-323, Idaho Code.

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 Sunnydell Canal.

This right is a portion of Transfer 506.

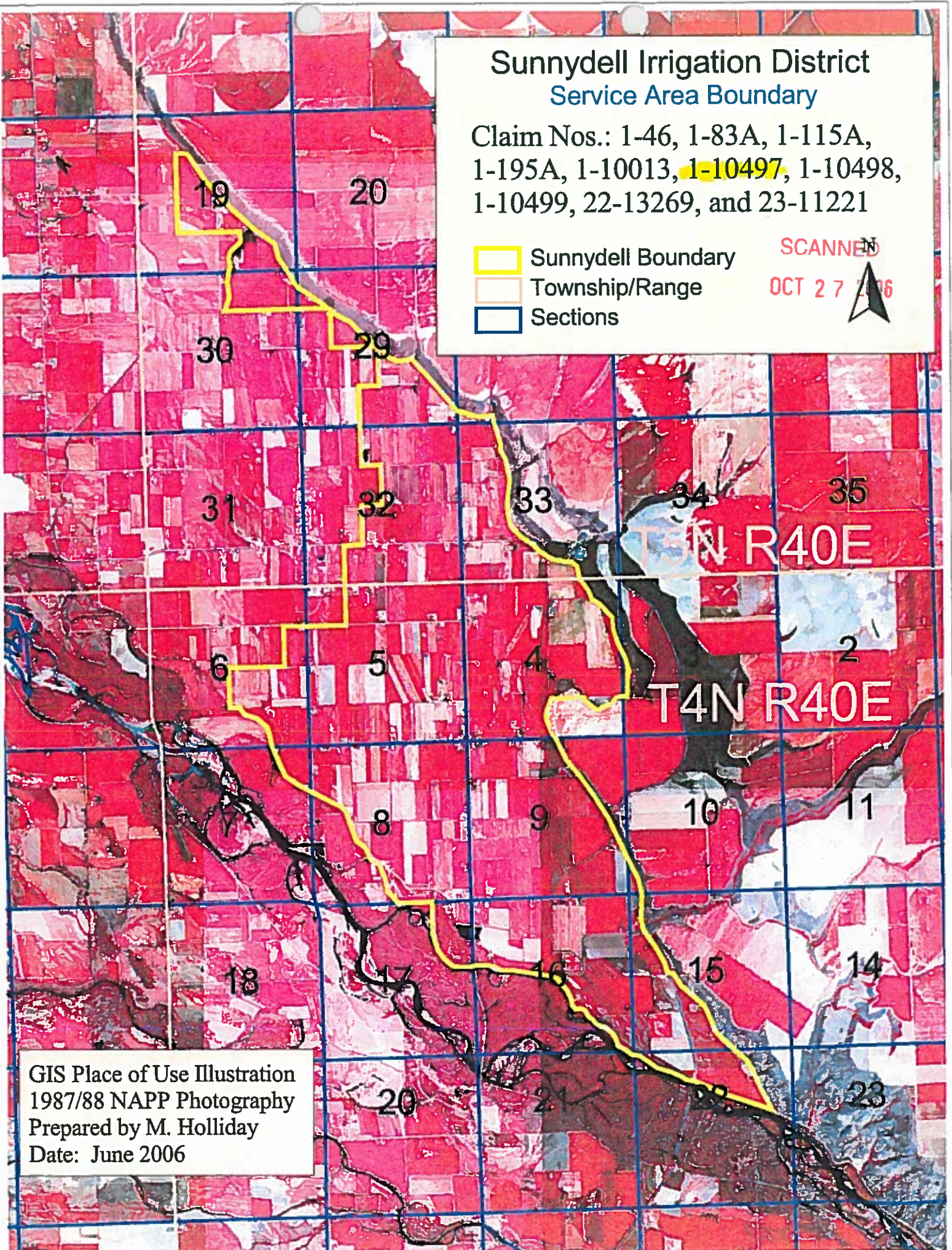
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Sunnydell Irrigation District Service Area Boundary

Claim Nos.: 1-46, 1-83A, 1-115A,
1-195A, 1-10013, 1-10497, 1-10498,
1-10499, 22-13269, and 23-11221

-  Sunnydell Boundary
-  Township/Range
-  Sections

SCANNED
OCT 27 2006



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: June 2006

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 506

THIS IS TO CERTIFY, That R. B. HIGGINS is the owner of, and using, a certain water right bearing date of priority of June 1, 1887 for 51.37 miner's inches and of June 1, 1886 for 5.63 miner's inches of the waters of SNAKE RIVER, County of Jefferson, State of Idaho, decreed to LONG ISLAND IRRIGATION COMPANY by decree of Judge J. M. STEVENS of the Sixth Judicial District of the State of Idaho in and for the County of Fremont in the case of:

HEXBURG IRRIGATION COMPANY, et al. -vs- TETON IRRIGATION
COMPANY, et al.

said decree bearing date of December 16, 1910, for the purpose of irrigating the following described lands situate, lying and being in Water District No. 36 in the County of Jefferson, State of Idaho, to-wit:

Southeast quarter, Section 32, Township 5 North, Range 39 East, B.M.

and,

THAT, Said decree has been entered in the records of the Department of Reclamation of Idaho in Book 3 of Decrees at page 450; and,

THAT, Said R. B. HIGGINS is the person who has become the owner thereof as evidenced by shares of stock of the LONG ISLAND IRRIGATION COMPANY; and,

THAT, Upon the application of R. B. HIGGINS for a transfer of water right made before the Commissioner of Reclamation of Idaho and the said application having been granted, the right to the use of 57 miner's inches of the waters of SNAKE RIVER, upon the lands above described, is hereby abandoned, and the lands to be irrigated under such rights and to which the water right, hereby confirmed, shall by this certificate become appurtenant for irrigation and domestic purposes are described as follows:

The lands lying under and being irrigated from the canal system owned and operated by the SUNNYDELL IRRIGATION DISTRICT, said water to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

103

0.11

51.37 miner's inches dated June 1, 1887
5.63 miner's inches dated June 1, 1886

The water rights hereby transferred have heretofore been diverted from said SNAKE RIVER at a point in the:

File Sunnydell

22-103

SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, Township 4 North, Range 39 East, Boise Meridian
through a ditch known as the LONG ISLAND CANAL; and will hereafter be di-
verted at a point in the:

26
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22, Township 4 North, Range 40 East, Boise Meridian

through a ditch known as the SUNNYDELL IRRIGATION DISTRICT CANAL;

THAT, The last above described lands have the right to the use of water
for approximately 2500 acres of land with various dates of priority to
be diverted from SNAKE RIVER;

THAT, The right to the use of the water aforesaid, hereby confirmed, is
restricted to the lands or place of use last above described as provided
by the laws of the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of
Idaho affixed at Boise, this 24th day of November, 1931.



Commissioner of Reclamation

AUG 2 2 31

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: 1-10497
Ident. Number: ~~A01-00116B~~
Date Received: 8/17/1988
Receipt No: 6001368
Received By: SEV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUNNYDELL IRRIGATION DISTRICT 208-356-3562
Address: C/O STANLEY SUTTON, SEC.
578 E. 7000 S.
REXBURG, ID 83440
2. Date of Priority: JUN 01, 1887
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	40E	25	NW	NW	SW		JEFFERSON
5. Description of diverting works:
HEADWORKS OF SUNNEYDELL CANAL. CONCRETE DIVERSION STRUCTURE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.030		
7. Total Quantity Appropriated is:
1.030 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 9650.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	40E	7	NE	NE	1	IRR	7.0
						Section Acres	7.0

A01-00116B

Page 1

Date: 08/17/88

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OCT 19 1992

A0100116B



10. Place of Use: Continued

Total Acres 7.0

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SEE A01-100013

14. Remarks:

RIGHT FROM TRANS. 506. NOT CODED INTO WATERRIGHT LISTING.
**** COMPLETE POU UNDER A01-10013 ***** DISTRICT BILLS 3900 AC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CANAL

Decree Plaintiff

vs

TETON IRRIGATION CANAL

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: 2

For Organizations:

I do solemnly swear or affirm that I am Sec. of
Sunnyside Irr. Dist. Title
Organization that I have signed the foregoing
document in the space below as Sec. of
Sunnyside Irr. Dist. Title
Organization and that the statements contained in the
foregoing document are true and correct.

Stanley Sutton
Signature of Authorized Agent
Sec. Sunnyside Irr. Dist.
Title and Organization
8-17-88
Date

State of Idaho)
County of Bonneville) SS.

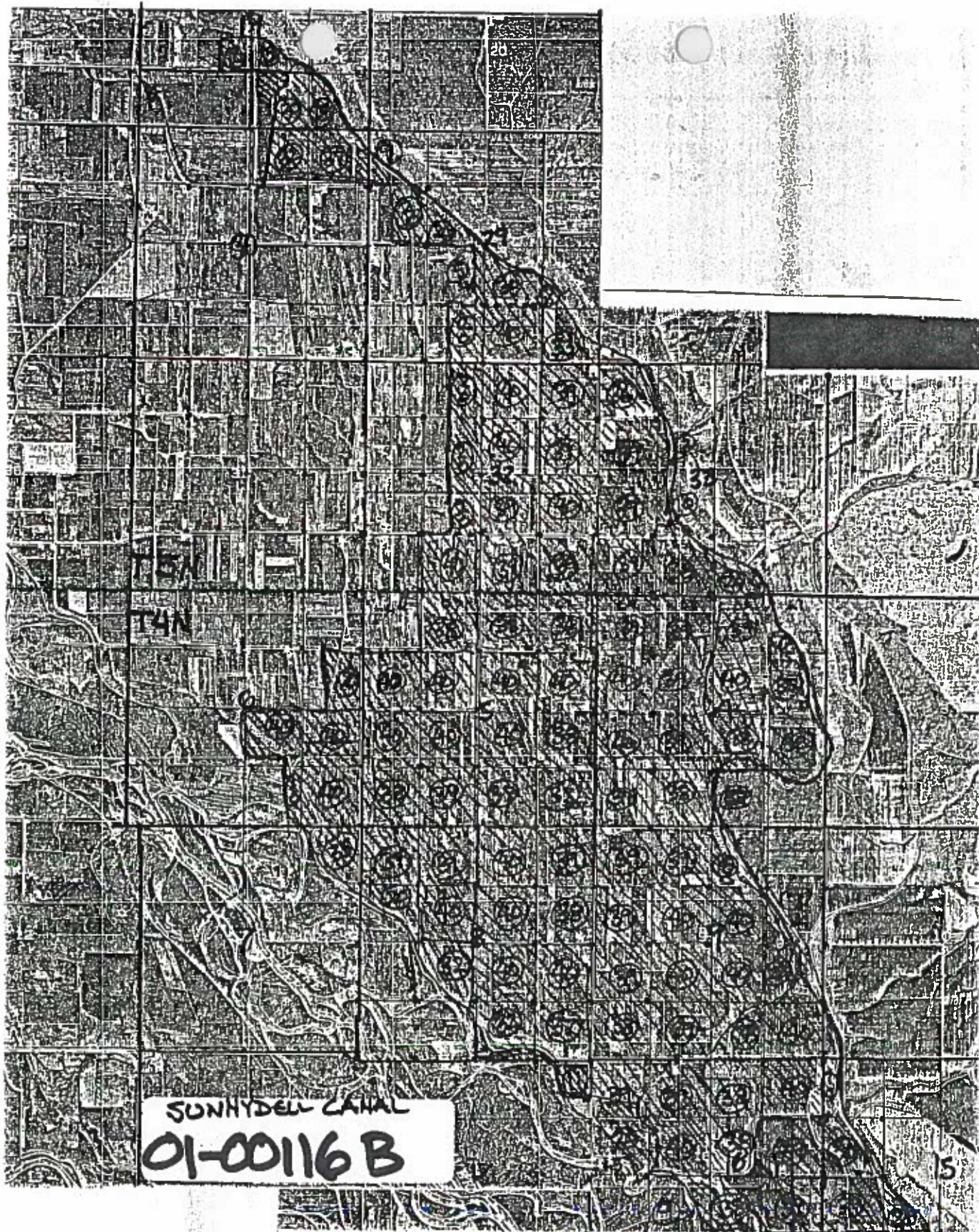
Subscribed and sworn (or affirmed) before me this 17th day

of Aug 19 88

Colleen Wray
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991



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