

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-205

NAME AND ADDRESS: WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID 83448

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 3.200 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1891

POINT OF
DIVERSION:

T06N R40E S1 NENW Lot 3 Within MADISON County
T06N R40E S15 SWSW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.200 CFS

PLACE OF USE:

1982.2 ACRES TOTAL

Place of use is within the area served by Woodmansee Johnson Canal 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.

The rights listed below are limited to the irrigation of a combined total of 1434.5 acres in a single irrigation season. Combined Right Nos.: 22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-11259, and 22-11260.

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

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.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 1.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Water is delivered through Woodmansee Johnson Canal and Brunson Pump.

12/04/2006

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:

Water right number: 22-205

WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID 83448
Telephone Number: (208)356-6184

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: 12-08-06 SIGNATURE: O. Russell Wilding

Please print your name: O. Russell Wilding

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

SCANNED

AUG 06 2007

WOODMANSEE-JOHNSON CANAL COMPANY
SNAKE RIVER BASIN ADJUDICATION WATER RIGHT CLAIMS

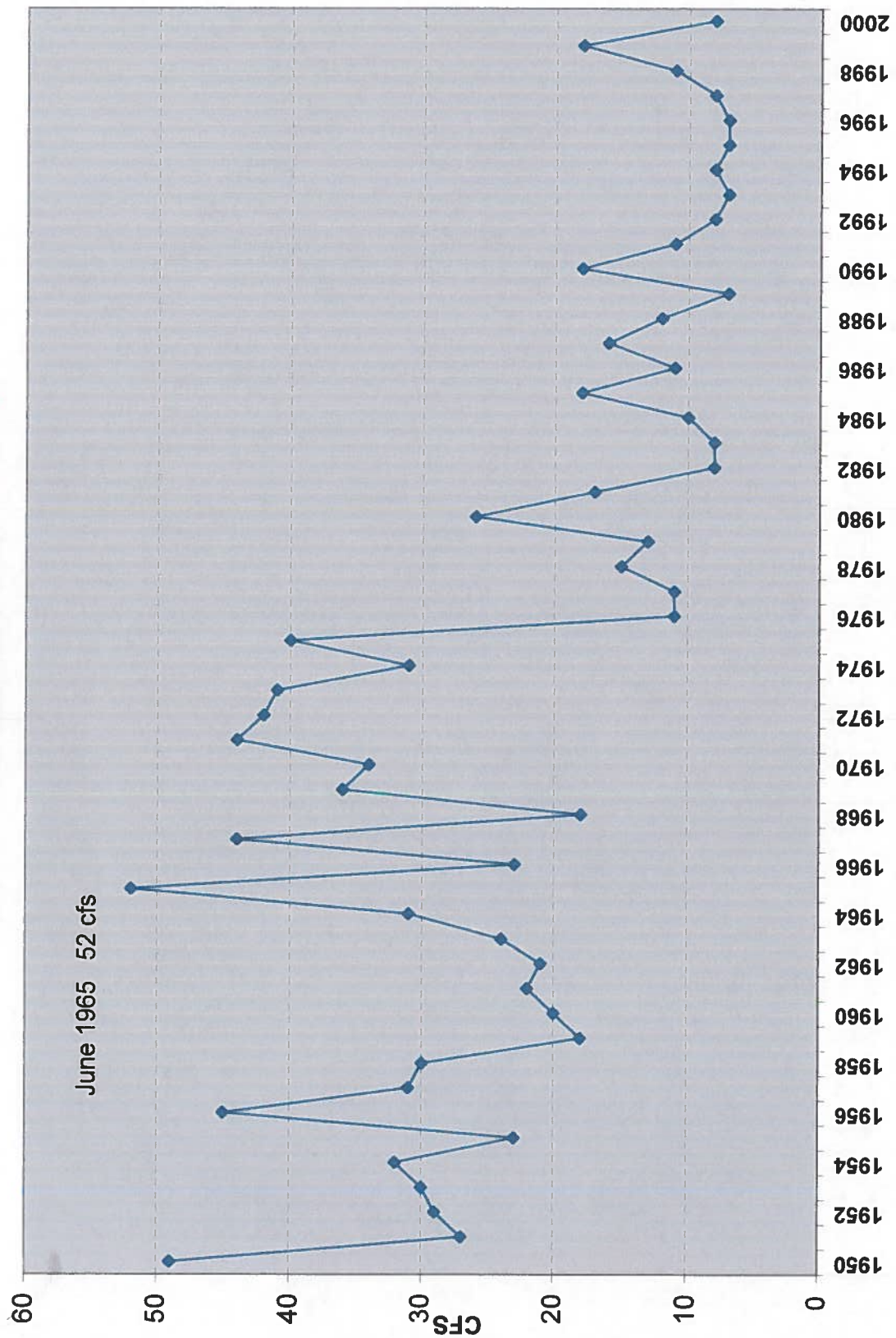
CLAIM NO.	PRIORITY DATE	CFS	SOURCE	REMARKS
22-594	03/15/1881	6.40	MOODY CREEK	Amended to add M.K. Jeppesen's <i>20 cfs</i>
22-593	03/15/1883	3.20	MOODY CREEK	
22-592	03/15/1885	12.80	MOODY CREEK	
22-421	06/01/1886	1.00	MOODY CREEK	
22-591	03/15/1889	3.20	MOODY CREEK	
22-476	06/01/1894	4.00	MOODY CREEK	
22-354	06/01/1901	3.20	MOODY CREEK	
Subtotal		33.80		
22-205	06/01/1891	3.2	TETON RIVER	Note 1, 160 AC
22-477	06/01/1894	0.20	TETON RIVER	Note 1
22-344	04/01/1896	0.40	TETON RIVER	Note 1, 160 AC
22-422	06/01/1886	0.50	TETON RIVER	Note 1, 160 AC
22-235	07/15/1896	0.50	TETON RIVER	Note 1, 160 AC
22-11259	10/01/1889	21.40	TETON RIVER	Note 1
22-11260	04/01/1898	33.60	TETON RIVER	Note 1
Subtotal		59.8		
Total Diversion		93.6		

NOTES:

1. Transfer # 70682, 02/13/2004, adds a POD (T6N, R403 S15 SWSW), for Teton River Claims; Limits acres to 1434.5, Q to 59.80 cfs. Certain rights are referenced as limited to the irrigation of 160 acres. It is unclear from the transfer whether the referenced rights are restricted to the same 160.0 acres. However, all SRBA recommendations, in consideration of source, will be made with respect to a permissible place of use.
2. According to Tony Olenichak, Hydrologist, WD01, the Moody Creek water rights have never been administered by WD01 because Moody Creek breaks in the lower reaches mid-summer and is not tributary to Teton River. Users of Moody Creek rights above the point where the stream breaks invoke the 'Futile Call Doctrine', distribute the available water accordingly and enjoy use of the available waters unregulated.
3. Claims filed by Woodmansee-Johnson Canal Co. reference the removal of the CFS/season of use restrictions, placed on the rights by the 1910 Rexburg Irrigation Co. vs Teton Irrigation Co. Decree, which state "to be reduced to (half as defined by award) after June 20th each year". This action is confirmed by Tony Olenichak, WD01.
4. 22-11259 combines decreed rights; 22-01, 02, 03 (omitted on claim), 04, 05, 06 and 596. 22-11260 combines decreed rights; 22-206, 236, 345, and 595.
5. According to a document submitted by Russell Wilding (see 22-594), W-JCC, 2.0 cfs of Moody Creek water is being delivered to K.M. Jeppesen at SENW Sec. 21, T5N, R41E. By GIS this serves some 537 +/- acres which is included in the claimed POU of 22-594, but no other W-JCC claims.

6. POU irrigated acres total some 2017 +/- acres, which includes the K.M. Jeppesen acres off Moody Creek. POU Boundary acres totals some 2389 +/- acres.
7. Peak diversion, from the record of 'Monthly Diversions' shows a Peak in June 1965 as 66 cfs. However, the record of daily diversion (table attached, from Water district 36 annual report) shows a peak diversion on June 26, 1965, of 61 cfs. But, obviously includes storage water since total Q of decreed rights only accounts for 59.8 cfs (of Teton River water). Diversion accounting (pg 34 of annual report) indicates the recorded peak is ONLY that of Teton River. No accounting for the Moody Creek deliveries.
8. All claims were recommended with the entire (large) POU for simplicity, per E. Carlsen, 11/15/05. Since Moody Creek serves both Jeppesen and the lower part of the main service area in the lower valley, but Teton River only serves the (all) lower main service area, it was decided that the entire Large POU would be recommended to all rights to avoid the confusion of detailing where individual rights/source would be served. Further, that the canal company would administer the rights as they always have.

MAXIMUM MONTHLY DIVERSION 1950-2000
13055315 WOODMANSEE-JOHNSON CANAL



SCANNED

AUG 06 2007

CANAL

JUNE 1965

JUNE 1965																															
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	TOTAL	
FALL RIVER CANALS																															
YELLOWSTONE																															
MARYSVILLE																															
TOTAL ABOVE SQUIRREL																															
FARMERS OWN																															
ALMY																															
ENTERPRISE																															
BELL																															
FALL RIVER																															
MC BEE																															
CHESTER																															
SILKEY																															
CURR																															
TOTAL SQUIRREL TO CHESTER																															
17,247																															

HENRYS FORK CANALS

DEWEY	31	29	29	29	29	29	29	28	27	28	29	28	28	27	27	27	25	23	23	24	24	22	21	21	21	21	20	19	18	756
LAST CHANCE	94	88	88	88	133	153	142	153	164	166	169	162	158	153	153	153	96	96	95	93	92	92	93	112	93	86	79	72	71	3,459
CROSS CUT	154	147	150	153	157	163	168	168	169	161	153	168	182	198	194	187	165	143	136	131	126	145	164	150	135	114	92	71	98	4,466
ST. ANTHONY UNION	572	520	529	508	504	516	516	546	533	529	537	518	489	464	438	404	369	392	415	438	457	476	420	385	318	251	184	288	393	13,417
FARMERS FRIEND	204	206	205	211	215	223	245	246	215	209	204	191	169	157	151	147	88	84	80	77	77	88	114	137	112	125	0	33	33	4,219
TWIN GROVES	192	192	192	195	195	195	192	192	182	182	175	170	166	157	157	157	157	132	130	130	130	134	139	132	128	112	70	68	66	4,529
SALEM UNION	267	294	294	294	266	262	259	301	309	317	277	277	258	240	234	229	195	112	114	112	109	214	291	296	313	235	157	79	119	6,923
TOTAL ASHTON TO ST. ANTHONY	1514	1476	1487	1478	1503	1529	1551	1609	1622	1596	1543	1538	1493	1430	1380	1338	1130	959	972	982	996	1212	1298	1268	1187	1011	669	527	697	37,829
EGIN	370	373	375	377	376	376	375	368	360	354	347	333	319	305	292	278	258	238	248	259	270	281	292	272	253	208	163	118	148	8,764
ST. ANTHONY UNION FEEDER	105	100	100	102	96	106	99	103	97	96	92	94	88	82	66	51	45	39	44	50	56	60	63	49	35	24	12	0	22	43
INDEPENDENT	426	423	423	423	424	426	427	418	410	388	388	375	362	348	321	304	279	272	306	308	310	344	348	348	278	189	130	180	222	249
CONSOLIDATED FARMERS	334	360	342	323	340	357	374	340	306	265	224	224	224	224	198	171	122	72	96	119	142	175	208	156	104	105	105	106	106	106
TOTAL ST. ANTHONY TO REXBURG	1234	1256	1240	1225	1236	1265	1275	1229	1173	1103	1051	1026	993	959	877	806	704	621	694	736	778	862	911	825	690	524	410	404	498	576

TETON RIVER CANALS

TETON RIVER CANALS																														
SIDDOWAY	0	4	8	11	14	15	16	17	15	13	16	18	14	10	11	11	12	12	12	13	13	14	17	20	18	16	15	13	12	12
WILFORD	187	188	179	184	189	208	228	248	228	209	208	207	186	165	165	165	120	75	102	128	155	180	205	206	207	162	124	83	78	392
TETON IRRIGATION	43	34	30	32	38	37	52	73	53	67	69	73	63	80	67	60	96	80	83	75	70	77	80	87	91	90	70	68	83	78
GOOD LUCK	1	20	39	34	30	28	26	24	18	12	15	18	18	17	12	6	1	1	1	1	1	1	1	1	1	1	1	1	1	1
PIONEER	0	10	19	18	18	23	28	33	31	29	29	29	16	4	5	6	7	5	3	3	3	3	3	3	3	3	3	3	3	3
STEWARD	54	56	58	40	21	27	32	31	53	69	68	66	52	39	36	32	29	30	31	34	38	41	42	42	42	42	40	38	36	34
PINCOCK-BYINGTON	28	26	25	24	24	24	25	25	26	26	26	26	26	20	14	15	15	16	16	16	16	16	16	16	16	16	19	22	26	26
PINCOCK-GARNER	20	22	23	22	23	25	26	28	31	32	32	33	26	19	20	21	22	22	22	20	20	19	22	25	26	27	27	26	26	26
GARDNER	722	554	480	535	543	535	535	516	537	541	562	558	554	547	491	474	474	474	474	474	474	474	474	474	474	474	474	474	474	474
TETON ISLAND FEEDER	12	12	13	13	13	12	11	10	10	10	12	14	14	15	10	6	2	4	5	9	12	16	10	10	11	10	10	9	9	9
ROXANA	32	34	36	31	40	42	44	47	36	26	32	39	56	21	21	20	20	22	23	21	20	18	17	14	11	8	4	0	0	0
ISLAND WARD	53	28	4	11	18	24	30	36	40	44	58	71	50	28	6	8	10	8	6	14	22	31	55	79	73	67	47	27	7	6
WOODMANSEE-JOHNSON	53	50	47	48	48	49	50	51	51	51	54	57	52	46	46	46	46	46	46	46	46	46	46	46	46	46	46	46	46	46
EAMES-THOMPSON	25	26	27	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26	26
MC CORMICK-ROWE	32	45	48	47	46	46	47	47	46	43	45	29	31	25	26	24	27	24	24	25	26	27	25	24	24	25	25	20	23	22
CITY OF REXBURG	318	309	303	294	291	299	293	283	277	276	314	306	328	274	280	257	276	317	289	280	283	269	281	286	318	320	259	240	222	216
REXBURG IRRIGATION	9	16	22	21	20	19	19	18	19	20	21	22	11	0	6	12	17	8	0	4	9	13	6	0	8	15	10	5	0	0
SAURY-SOMMERS	1495	1494	1361	1391	1402	1438	1489	1519	1496	1495	1589	1595	1513	1229	1232	105	1199	1112	975	1021	1082	1135	1284	1439	1391	1305	1098	947	825	807
TOTAL TETON RIVER																														
TOTAL																														

AUG 06 2007

Diversions during 1965 irrigation season - continued

Canal	Diversions (acre-feet)	Area Irrigated (acres)	Acre-feet per acre
<u>Lower Teton Canals</u>			
Siddoway	12,990	500	6.0
Wilford	35,000	2,300	15.2
Teton Irrigation	16,700	2,000	8.4
Good Luck	2,850	330	8.6
Pioneer	3,300	300	11.0
Stewart	7,380	512	14.4
Pincock-Byington	4,570	400	11.4
Pincock-Garner	5,160	480	10.7
Teton Island Feeder	98,090	10,400	9.4
Roxana	3,850 (b)	880	4.4
Island Ward	8,940 (b)	3,300	2.7
North Salem	890 (c)	450	2.0
Bigler Slough	620	160	3.9
Woodmansee-Johnson	11,390 (d)	1,320	8.6
City of Rexburg	6,760	950	7.1
Rexburg Irrigation	73,050	5,280	13.9
McCormick-Rowe	2,600	160	16.3
Saurey Sommers	3,500	275	12.7
Gardner	230	200	1.2
Eames Thompson	320	70	4.6
Total Lower Teton	288,190	30,267	8.9
Total Falls River, Henrys Fork and Lower Teton	1,007,320	116,542	8.6

(b) Used additional water from Henrys Fork thru Consolidated Farmers

(c) Used additional water from Henrys Fork thru Salem Union

(d) Used additional water from Moody Creek and Teton Irrigation Canal waste.

The diversions in this area were a little greater than in 1964.

Of the total diversions of 1,007,320 acre-feet, 31,874 acre-feet or 3.2% was stored water.

Falls, 2,400 inches. Oct. 22, 1904. Snake River. (for Power & municipal Purposes)

0203 ✓
Rexburg

1,650 inches. Apr. 1, 1898. Teton River.
(For municipal and power purposes)

22 0204 Trans. #2081
of Rexburg

1,350 inches. June 10, 1883. Teton River.
(For municipal and power purposes.)

1 042 ✓

Clark & Edwards
Irrigating
Company,
Limited.

3,500 inches. Feb. 27, 1885. South Fork of Snake River.

22 0205 Trans. #2122

Clark & Houghton

160 inches. June 1, 1891. Teton River.

22 0206 Trans. #2122

Clark & Houghton

200 inches. Apr. 1., 1898 Teton River.

22 0207 ✓

Clark, H. J.

160 inches. May 15, 1898. Teton River.

Clark, J. P. L.

Good Luck Canal Com-
pany and Pioneer
Ditch Company.

22 0208 ✓

Clawson, B. W.

500 inches. Jan. 18, 1905. North Leigh or
Spring Creek.

22 0209 ✓

Clawson, Spencer

150 inches. Jan. 18, 1905. North Leigh or
Spring Creek.

22 0210 ✓

Clawson, Spencer,
Admx. Estate of

500 inches. Jan. 18, 1905. North Leigh or
Spring Creek.

Clay, S. C.

The Sunny Dell Irriga-
tion Canal Company.

Clay, Z. T.

The Sunny Dell Irriga-
tion Canal Company.

Clegg, William

The Farmers' Friend
Canal Company.

Cleverly, George F.

Enterprise Canal
Company.

Cleverly, Herbert

The Farmers' Friend
Canal Company.

Cleverly, Jesse
and Mary Ann

The Farmers' Friend
Canal Company.

Cleverly, John H.

The Farmers' Friend
Canal Company.

Cleverly, William

The Farmers' Friend
Canal Company.

22 0211

Principal Water Rights of Lower Cotton River - Downstream Order (continued)

Party or Canal	Date	Decreed Amount in Sec.-ft.	Accumulated Total
<u>North Salem</u> Until July 1 Only	June 1, 1888	26.50	26.50
<u>Roxana</u>	June 1, 1885 Jan. 22, 1916	16 26	16 42
<u>Island Ward</u> (CPD 220)	Jan. 23, 1901	100	100
<u>Woodmansee-Johnson</u>		0.5	0.5
M. L. Nave	22-0422 June 1, 1886	12.4	
Woodmansee-Johnson	22-0596 Oct. 1, 1889	9	21.9
Woodmansee-Johnson (Supp)	22-0471 Oct. 1, 1889	3.2	25.1
Clark & Houghton	22-0205 June 1, 1891	0.2	25.3
Alfred Ricks	22-0477 June 1, 1894	0.4	25.7
W. J. Huskinson	22-0344 Apr. 1, 1896	0.5	26.2
John S. Eames	22-0235 July 15, 1896	1	
John S. Eames -	22-0236 Apr. 1, 1898	4	
Clark & Houghton	22-0266 Apr. 1, 1898	27.6	
Woodmansee-Johnson	22-0595 Apr. 1, 1898	1	59.8
W. J. Huskinson	22-0345 Apr. 1, 1898		
<u>McCormick-Rowe</u> (Orig. decree less TR 532, 581, 602)	June 1, 1879 Apr. 1, 1898	2.71 8.60	2.71 11.31
<u>City of Rexburg</u>	June 10, 1883 Apr. 1, 1898	27 33	27 60
<u>Rexburg Irrigation</u>	June 10, 1883 Apr. 1, 1898	130 170	130 300
<u>Hans J. Jepson</u> (Bigler Slough)	June 1, 1887	1.6	1.6
<u>Saurey</u>		12.32	
Charles Saurey (Supp.)	Oct. 17, 1885	11.48	
N. Sommers (Supp.)	Oct. 17, 1885	3.2	27.00
C. Baker (Supp.)	Oct. 17, 1885 Apr. 1, 1939	9	36
<u>Gary Beddes</u> (Supp.)	May 15, 1898	1.6	1.6
<u>D. L. Gardner</u> (Supp.)	Dec. 1, 1903	1.6	1.6

40
1390

Accumulated
Amount of
water being
transferred

.01 .01
.62 .63
.09 .72
.01 .73
.01 .74
.01 .75
.03
.115
0.79
1.97 1.72

1.72

EXCEPT FROM
TRANSFER # 2122

SD-0601-2 Last Name: WOODMANSEE-JOHNSON

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc

---	WOODMANSEE-JOHNSON						
---		C	A22-00205✓	06/01/1891	TETON RIVER	3.200	01 IRR
---		C	A22-00235✓	07/15/1896	TETON RIVER	0.500	01 IRR
---		C	A22-00344✓	04/01/1896	TETON RIVER	0.400	01 IRR
---		C	A22-00422✓	06/01/1886	TETON RIVER	0.500	01 IRR
---		C	A22-00477✓	06/01/1894	TETON RIVER	0.200	01 IRR
---		C	A22-00354✓	06/01/1901	MOODY CREEK	0.800	01 IRR
---		C	A22-00421✓	06/01/1886	MOODY CREEK	1.000	01 IRR
---		C	A22-00476✓	06/01/1894	MOODY CREEK	4.000	01 IRR
---		C	A22-00591✓	03/15/1889	MOODY CREEK	3.200	01 IRR
---		C	A22-00592✓	03/15/1885	MOODY CREEK	12.800	01 IRR
---		C	A22-00593✓	03/15/1883	MOODY CREEK	3.200	01 IRR
---		C	A22-00594✓	03/15/1881	MOODY CREEK	6.400	01 IRR
---		C	A22-11259✓	10/01/1889	TETON RIVER	21.400	01 IRR
---		C	A22-11260✓	04/01/1898	TETON RIVER	33.600	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SCANNED

AUG 06 2007

Law Offices

**RIGBY, THATCHER, ANDRUS
RIGBY, & MOELLER, Chartered**

Ray W. Rigby
Gordon S. Thatcher
G. Rich Andrus
Jerry R. Rigby
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P.O. Box 250
25 North Second East
Rexburg, ID 83440

Telephone: (208) 356-3633
Fax: (208) 356-0768
E-Mail: jrigby@rigby-thatcher.com

September 16, 2005

Idaho Department of Water Resources
Attn: Al Ruberry
900 North Skyline, Ste. A
Idaho Falls, Idaho 83402

Re: Notice of Claim to a Water Right

Dear Mr. Ruberry:

Jerry asked that I send this Notice to your attention. If you have any questions or concerns, please feel free to give our office a call.

Sincerely yours,



Jodi L. Thurber
Assistant to Jerry R. Rigby

/jt

Enclosure

F:\WP6\SB\WOODMANS.LT5

RECEIVED
SEP 19 2005
Department of Water Resources
Eastern Region

SCANNED

AUG 06 2007

814p

22-594

Claimant: Woodmansee-Johnson Canal Company
Attorney: Ray W. Rigby
Jerry R. Rigby
of RIGBY, THATCHER, ANDRUS
RIGBY & MOELLER, Chartered
Attorneys at Law
25 North Second East
Rexburg, ID 83440
Telephone: (208) 356-3633
Facsimile: (208) 356-0768

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS
SNAKE RIVER BASIN ADJUDICATION DIVISION

In RE: SRBA

Case No. 39576

Subcase:

FREMONT-MADISON Parity.
22-7022

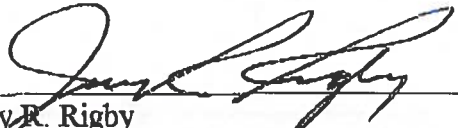
NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This document is a Notice of Appearance made on behalf of Claimant, Woodmansee-Johnson Canal Company, by Ray W. Rigby and Jerry R. Rigby of the firm Rigby, Thatcher, Andrus, Rigby & Moeller, Chartered.

PLEASE TAKE NOTICE, that Ray W. Rigby and Jerry R. Rigby of the firm Rigby, Thatcher, Andrus, Rigby & Moeller, Chartered, hereby enters an appearance of the firm as the attorneys of record in the subcase listed above for Claimant.

DATED this 11th day of October, 2005.


Jerry R. Rigby
of RIGBY, THATCHER, ANDRUS
RIGBY & MOELLER, Chtd.

CERTIFICATE OF MAILING

I HEREBY CERTIFY That on this 11th day of October, 2005, a true and accurate copy of the foregoing was sent by U.S. Mail, postage prepaid to the following:

1. Original by mail to:

Clerk of the District Court
Snake River Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

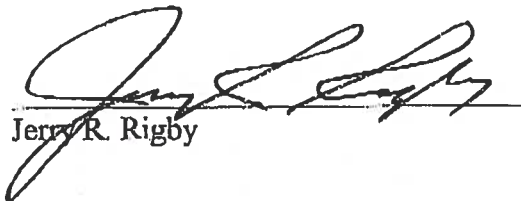
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

U.S. Department of Justice
Environment & Natural Resources
550 W. Fort Street, MCS 033
Boise, ID 83724

IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

3. One copy to the objector of the water right at the following address:

N/A



Jerry R. Rigby

EAST AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70682

This is to certify that: WOODMANSEE JOHNSON CANAL CO
 C/O O RUSSELL WILDING
 3560 E 3000 N
 SUGAR CITY ID 83448
 (208)356-6184

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
22-205	AJC/Decreed	06/01/1891	3.20 cfs	N/A	N/A	1,434.5	TETON RIVER
22-235	AJC/Decreed	07/15/1896	0.50 cfs	N/A	N/A	1,434.5	TETON RIVER
22-344	AJC/Decreed	04/01/1896	0.40 cfs	N/A	N/A	1,434.5	TETON RIVER
22-422	AJC/Decreed	06/01/1886	0.50 cfs	N/A	N/A	1,434.5	TETON RIVER
22-477	AJC/Decreed	06/01/1894	0.20 cfs	N/A	N/A	1,434.5	TETON RIVER
22-11259	AJC/Decreed	10/01/1889	21.40 cfs	N/A	N/A	1,434.5	TETON RIVER
22-11260	AJC/Decreed	04/01/1898	33.60 cfs	N/A	N/A	1,434.5	TETON RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-205	NO	NO	NO	YES	NO	NO
22-235	NO	NO	NO	YES	NO	NO
22-344	NO	NO	NO	YES	NO	NO
22-422	NO	NO	NO	YES	NO	NO
22-477	NO	NO	NO	YES	NO	NO
22-11259	NO	NO	NO	YES	NO	NO
22-11260	NO	NO	NO	YES	NO	NO

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AUG 06 2007

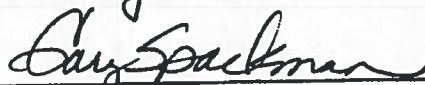
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70682

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
22-205	22-205	3.20 cfs	N/A	160.0	1,434.5		N/A	N/A	N/A	N/A
22-235	22-235	0.50 cfs	N/A	160.0	1,434.5		N/A	N/A	N/A	N/A
22-344	22-344	0.40 cfs	N/A	160.0	1,434.5		N/A	N/A	N/A	N/A
22-422	22-422	0.50 cfs	N/A	160.0	1,434.5		N/A	N/A	N/A	N/A
22-477	22-477	0.20 cfs	N/A	N/A	1,434.5		N/A	N/A	N/A	N/A
22-11259	22-11259	21.40 cfs	N/A	N/A	1,434.5		N/A	N/A	N/A	N/A
22-11260	22-11260	33.60 cfs	N/A	N/A	1,434.5		N/A	N/A	N/A	N/A
COMBINED TOTALS		59.80 cfs	N/A	1434.5	1434.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of February, 2004



Chief, Water Allocation Bureau

SCANNED

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WATER RIGHT NO. 22-205
As Modified by Transfer No. 70682

In accordance with the approval of Transfer No. 70682, Water Right No. 22-205 is now described as follows.

Right Holder: WOODMANSEE JOHNSON CANAL CO
 C/O O RUSSELL WILDING
 3560 E 3000 N
 SUGAR CITY ID 83448

Priority Date: June 01, 1891

Source: TETON RIVER

Tributary: HENRYS FORK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	3.20 CFS	
			3.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

TETON RIVER	L3 (NWNENW)	Sec. 1	Twp 06N	Rge 40E	MADISON County
TETON RIVER	SWSW	Sec. 15	Twp 06N	Rge 40E	MADISON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 40E 10													.3	1.0	25.0	38.0	64.3
06N 40E 11	11.0	37.0	27.0						40.0	39.0	38.0	38.0	38.0	37.0	38.0	33.0	376.0
06N 40E 14		33.0	18.0		36.0	39.0	38.0	39.0	35.0	35.0	5.5			8.2			286.7
06N 40E 15	38.0	39.0	40.0	37.0	6.5			27.0	36.0	.5	12.0	34.0	38.0	40.0	39.0	32.0	419.0
06N 40E 16													13.0	6.6		34.0	53.6
06N 40E 20	16.0	7.7	9.8	30.0									12.0		16.0	2.2	93.7
06N 40E 21	1.7	8.1			9.1	12.0	23.0	15.0									68.9
06N 40E 22	10.0	25.0															35.0
06N 40E 29	6.3	31.0															37.3

Total Acres: 1434.5

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AUG 06 2007

WATER RIGHT NO. 22-205
As Modified by Transfer No. 70682

CONDITIONS OF APPROVAL

- ADD
K06
1. Rights 22-205, 22-235, 22-344, 22-422, 22-477, 22-11260 and 22-11259 when combined shall not exceed the irrigation of 1434.5 acres.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. The total instantaneous diversion of water from all points of diversion under Rights 22-205, 22-235, 22-344, 22-422, 22-477, 22-11260 and 22-11259 shall not exceed 59.80 cfs.
- EXP 4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
- EXP 5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Q 9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13th day of February, 2004

Gary Spackman
Chief, Water Allocation Bureau

SCANNED

AUG 06 2007

JUN 10 2003

Transfer No. 70682

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Post Office address C/O Russell Building 3560 E. 3000 N. Sugar City, ID 83448

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes We want to add a pump on the river
to better serve ground we have in Sec 16. This place of
use is owned by Terry Brunson.

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
22-11260	4/01/1878	33.60 cfs	Irrig	4-01 11-01
22-205	6/01/1891	3.20 cfs	Irrig	4-01 11-01
22-235	7/15/1896	0.50 cfs	"	" to "
22-344	4/01/1896	0.40 cfs	"	" to "
22-422	6/01/1886	0.50 cfs	"	" to "
22-477	6/01/1894	0.20 cfs	"	" to "
22-11259	10/01/1889	21.40 cfs	"	" to "

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Teton River 59.80 cfs tributary to Henry's Fork

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

See Claim Sheets

[illegible]

AC LIMIT -

205 - 160Ae

422-160AL

235-160AC

477 - none

344-160A-

SCANNED

SEP 26 2003 **SCANNED**

1434.5

PART 1

6. General Information:

a. Description of diversion system

60 HP Centrifugal Pump

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

NA Yes No No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NA No Change

d. Remarks:

Mr. Brunson, our share holder, will use approximately 0.80 cfs
from this new pump

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

SCANNED

SEP 26 2003

SCANNED

AUG 06 2007

SCANNED

70682

PART 3

CHANGES IN NATURE OF USE

New Nature of UseAmount(cfs/af-ft)Hours/days/yearPeriod of Use

to

to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

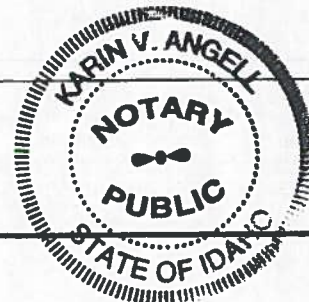
I understand that any willful misrepresentations made in this application may result in voiding its approval.

© Russell Wilding - President Caud Co
(Signature of Applicant)

Subscribed and sworn to before me this 28th day of April, 2003.

Karin V. Angell
(Notary Public)

My commission expires 7-31-06



FOR DEPARTMENT USE ONLY

Transfer contains 19 pages and 1 attachments

Received by HWT Date June 10, 2003 Protest filed by _____

Prelim. Check by _____ Fee \$250.00

Received by HWT #E028873 Date 6-13-03

Published in Rexburg Standard, Post Register, Times News Copies of protest forwarded by Idaho Statesman, Lewiston Tribune

Pub. Dates 12/31 & 1/7/04 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☒ approval ☐ denial

_____ received _____ by RDC

Copy of transfer sent to lien holder _____

SCANNED
AUG 08 2007

SCANNED
SEP 26 2003

70682

AUG 08 2007

Law Offices

***RIGBY, THATCHER, ANDRUS,
RIGBY, KAM & MOELLER, Chartered***

*Ray W. Rigby
Gordon S. Thatcher
G. Rich Andrus
Jerry R. Rigby
Michael S. Kam
Gregory W. Moeller*

*P.O. Box 250
25 North Second East
Rexburg, ID 83440*

*Telephone:
Rexburg: (208) 356-3633
Fax: (208) 356-0768
E-Mail: Rexlaw@srv.net*

August 22, 1997

Greg Taylor
Idaho Department of Water Resources
900 N. Skyline Dr.
Idaho Falls, Id 83401

RE: Woodmansee-Johnson Canal Company

Dear Greg,

I spoke with you several days ago regarding canal companies desiring to change their names. Please find enclosed "Notice of Change of Ownership" form which has been signed by Russell Wilding, the current president of the Woodmansee-Johnson Canal Company. There isn't any change of ownership of the water rights or property. This canal company is simply modifying its name. Attached to the form is the first page of the claim form which was filed for the adjudication.

We have completed the necessary steps with the Secretary of State to facilitate the name change, but did not at this time provide you with that documentation. Should you require that, please let us know.

Sincerely,



Portia Jenkins
Legal Assistant

Enclosure

RECEIVED
AUG 25 1997
Department of Water Resources
Eastern Region

SCANNED
AUG 06 2007

**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: _____

See print out for #'s OK H.T.

☐ Name and address of Former
Owner/Claimant(s)(Seller): Woodmansee-Johnson Rexburg Mill Ditch, Inc.

☐ New owner/Claimant
(Purchaser): Woodmansee-Johnson Canal Company

☐ New Mailing Address: c/o O. Russell Wilding
3560 E. 3000 N.
Sugar City, ID 83448

☐ New Telephone Number: (208) 356-6184

☐ Does the change in ownership result in a splitting of the water right owned /claimed? yes ☒ No
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of
ownership, describe
proof attached: _____
(proof of ownership must describe either the property conveyed or include
the claim number. Proof of ownership is not required if this form is
signed by the former owner/claimant.)

☐ Signature of New BY: O. Russell Wilding Pres. Date 19 Aug 97
Owner/Claimant(s) BY: Janet H. Barnes Sec. Date 19 Aug 97
Woodmansee-Johnson Rexburg Mill Ditch, Inc.
☐ Signature of Former BY: O. Russell Wilding Pres. Date 19 Aug 97
Owner/Claimant(s): BY: Janet H. Barnes / Sec. Date 19 Aug 97
(Signature of former claimant(s) is not
required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

pijwater.for

SCANNED

AUG 06 2007

WOOD1

06N40E1

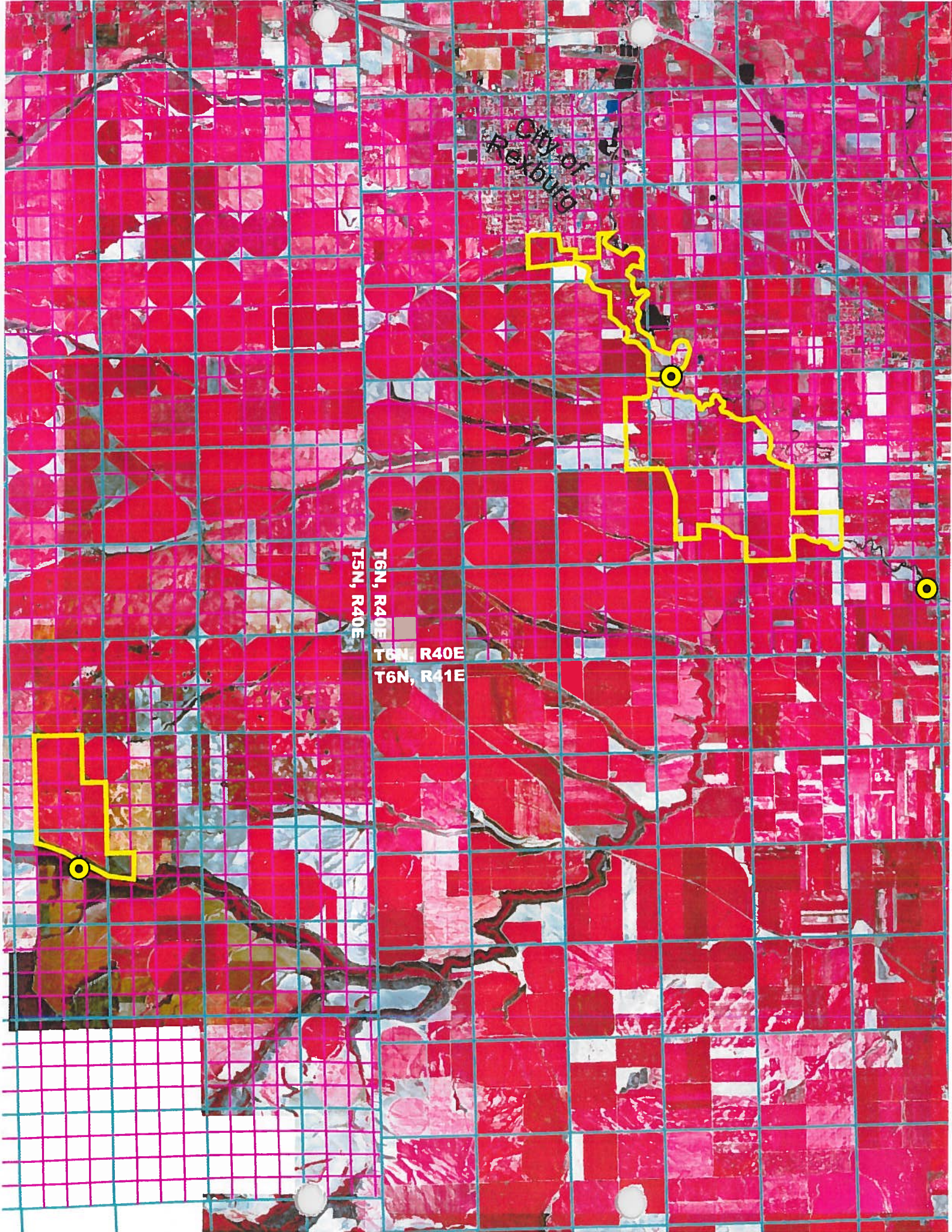
06N40E11

WOOD4

06N40E15

WOOD3





As per
Transf.
70682

Water Right No(s). 22-205, -235, -344, -422, -477, -11259 & -11260



GPS DATA:

Tag # A0013638-existing Location: on gate frame

Diversion Data:

Source: Teton River Trib to: Henry's Fork

MOTOR

Make: NA Model: _____ Hp: _____
SN: _____

PUMP

Make: NA Model: _____ Disch: _____
SN: _____

NOTES:

GPS data - 2685494 GPS File # WOOD 1
1411545
Photo Looking North at headgates
Water Master, Russell Wilking took me to PODS - Phone #
356-6184

Field Exam Date: 7-6-2005 Agent: W. Jensen

SCANNED

AUG 06 2007

As per
Transfer
70682

Water Right No(s). 22-205, -235, -344, -422, -477, -11259 & -11260



GPS DATA:

Tag # A0015910 Location: on power pole

Diversion Data:

Source: Teton River Trib to: Henrys Fork

MOTOR

Make: Century Model: _____ Hp: 60 Hp
SN: NA Model # SC-404UY-FCA1N119-3238QG-01

PUMP

Make: NA Model: _____ Disch: _____
SN: _____

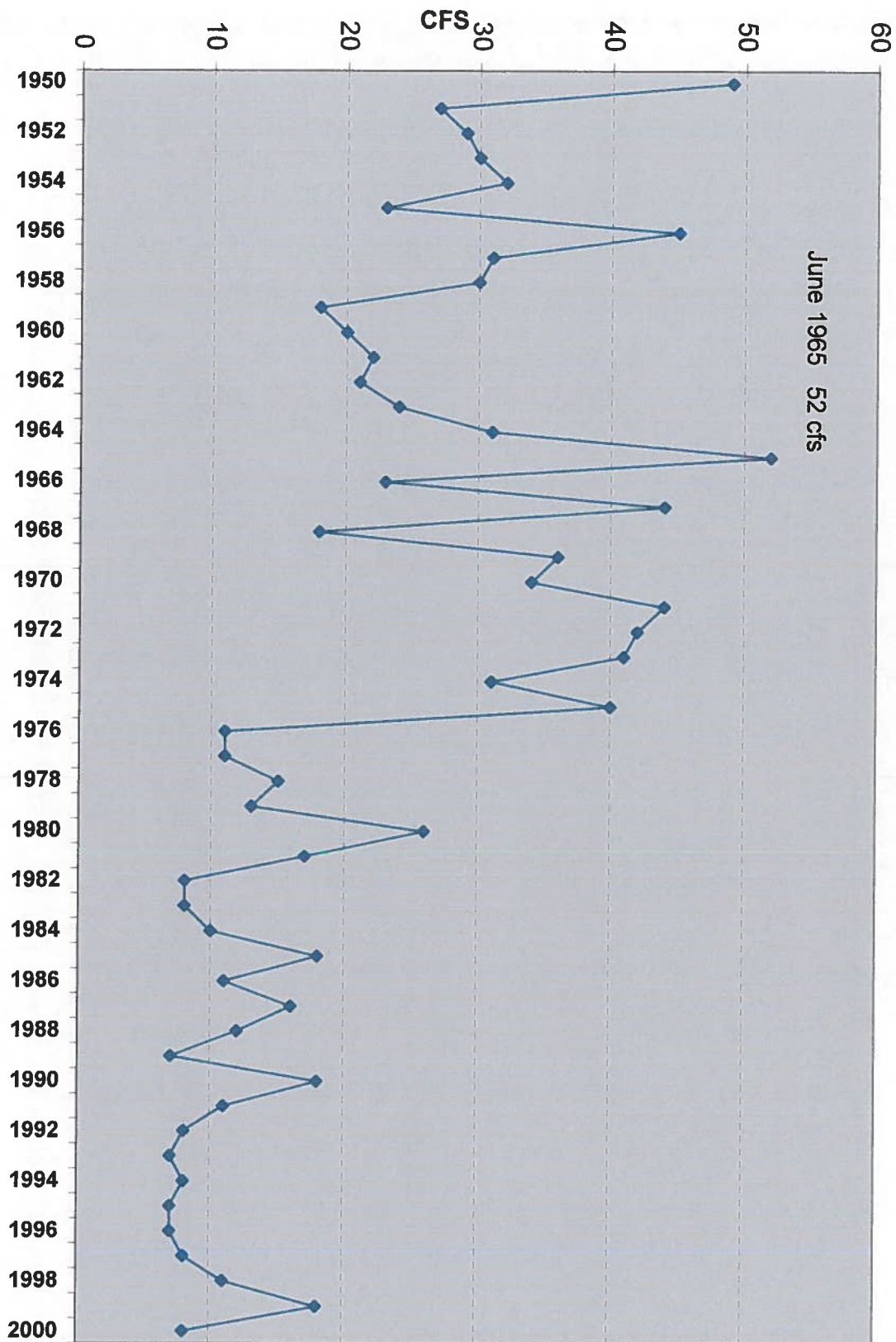
NOTES:

GPS data - 2081883
GPS file # - WOOD 3
This is the Terry Brunson pump mentioned in Tr 70682.
Accompanied by Russell Building, Center Market - phone # 356-6181
Photo looking East.

Field Exam Date: 7-6-2005 Agent: Th. W. Jones

SCANNED

AUG 06 2007



MAXIMUM MONTHLY DIVERSION 1950-2000
13055315 WOODMANSEE-JOHNSON CANAL

SCANNED

AUG 06 2007



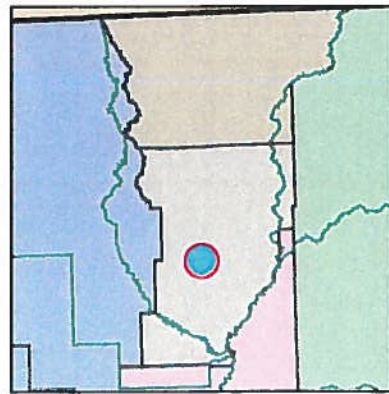
Woodmansee Johnson Canal Co

SRBA Recommendations: 22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-594, 22-11259, 22-11260

Service Area Boundary
GIS Place of Use Illustration

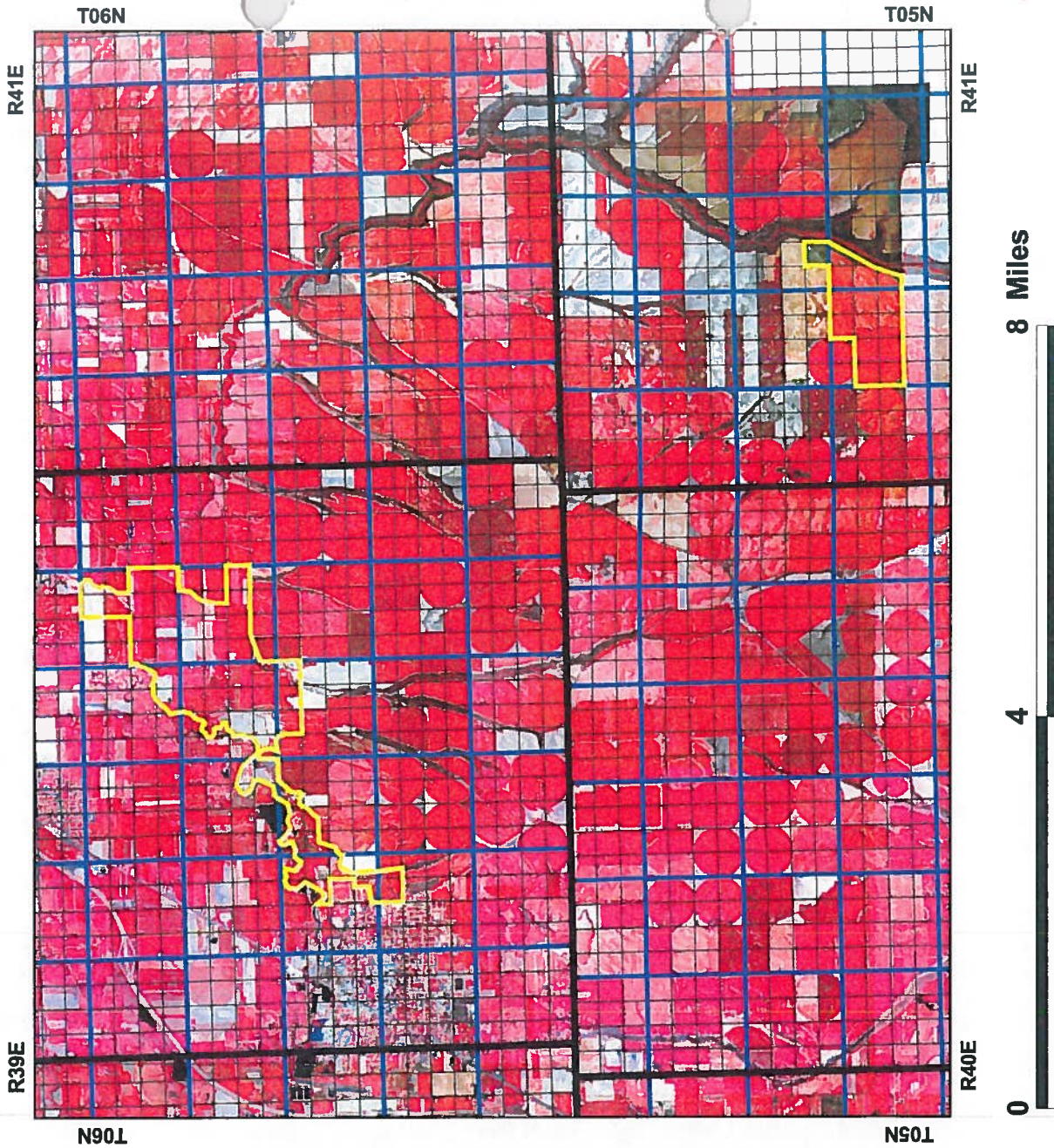
Legend

	Service Area
	Townships
	PLS Sections
	Quarter Quarters



Madison County
IDWR Basin 22

Prepared by T. Galbraith
On Monday, December 4, 2006
1987/88 Aerial Photography



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 22-205

Date Received:

Receipt Nos:

Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Name of Claimant WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY, ID 83448
(208)356-6184

Priority Date: 06/01/1891

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
TETON RIVER	HENRYS FORK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.2 CFS	
Recharge for Irrigation	04/01	10/31	3.2 CFS	
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

TETON RIVER NWNENW Lt 3 Sec. 01	Township 06N	Range 40E	MADISON County
TETON RIVER NWSWSW Sec. 15	Township 06N	Range 40E	MADISON County

All Qualified Wells of the stockholders/electors as described in Remarks below.

Place(s) of use: Within the area served by this irrigation entity

Remarks: Diversion of this right for the purpose of recharge for irrigation is authorized for a maximum acreage equivalent to the authorized place of use for this right. This right includes an accomplished change in place of use pursuant to Section 42-1425, Idaho Code. § I.C. 42-1425 and/or I.C. 42-228. This right includes an accomplished change in point of diversion pursuant to Sections 42-1425 and/or 42-228, Idaho Code.

Qualified Wells are those owned by stockholders/electors within the authorized place of use and which are recovering ground water resulting from recharge for irrigation and/or water resulting from irrigation under this entity's irrigation works for use on lands within this irrigation entity's authorized place of use.

1. 135 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.

2. C18 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.

3. 129 Place of use is within the area served by Woodmansee Johnson Canal Company.

4. F01 Water is delivered through Woodmansee Johnson Canal.

5. E56 The rights listed below are limited to the irrigation of a combined total of 1480 acres in a single irrigation season. Combined Right Nos.: 22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-11259, 22-11260. The rights listed below are limited to the irrigation of a combined total of 2017 acres in a single irrigation season. Combined Right Nos.: 22-205, 22-235, 22-344, 22-354, 22-421, 22-422, 22-476, 22-477, 22-591, 22-592, 22-593, 22-594, 22-11259, 22-11260.

Describe any other water rights used at the same place and for the same purposes as describe above: Those water rights recommended as of the date of this amended claim.

Basis of Claim: Decreed

Signature(s)

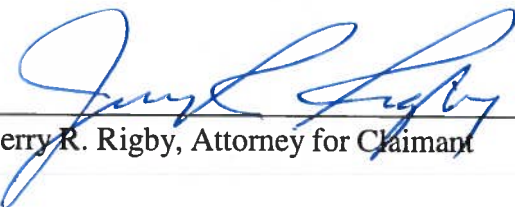
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: Previously submitted and on file with IDWR

For Individuals/Organizations:

I do solemnly swear or affirm under penalty of perjury that I am the attorney for the above individual or organization, that I have signed the foregoing document in the space below as attorney for the individual or organization and that the statements contained in the forgoing document are true and correct.

DATED this 17th day of August, 2010.



Jerry R. Rigby, Attorney for Claimant

STATE OF IDAHO,)

SS.

County of Madison.)

On this 17th day of August, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry R. Rigby, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Mandy Davis
Notary Public for Idaho

Notary Public for Idaho

Residing at: St. Anthony

My Commission Expires: 6/24/2011

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 22-205
Date Received: 8/24/1988

Amended
E001724

Receipt No:

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WOODMANSEE-JOHNSON CANAL CO Phone: (208)356-6184

C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID USA 83448

2. Date of Priority: 06/01/1891

3. Source: TETON RIVER Trib. to: HENRYS FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	1	NW NE NW	MADISON	

5. Description of diverting works:

HEADGATE WITH CANAL, LATERAL DITCHES TO SERVICE P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.2	

7. Total Quantity Appropriated is:
3.2 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
----------	-------	---------	----------------	-----	-------

SCANNED

AUG 06 2007

06N	40E	10	NE	SE	IRRIGATION	0.3
			NW	SE	IRRIGATION	1
			SW	SE	IRRIGATION	25
			SE	SE	IRRIGATION	38

Section Acres 64.3

06N	40E	11	NE	NE	IRRIGATION	11
			NW	NE	IRRIGATION	37
			SW	NE	IRRIGATION	27
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	39
			SW	SW	IRRIGATION	38
			SE	SW	IRRIGATION	38
			NE	SE	IRRIGATION	38
			NW	SE	IRRIGATION	37
			SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	33

Section Acres 376

06N	40E	14	NW	NE	IRRIGATION	33
			SW	NE	IRRIGATION	18
			NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	38
			SE	NW	IRRIGATION	39
			NE	SW	IRRIGATION	35
			NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	5.5
			NW	SE	IRRIGATION	8.2

Section Acres 286.7

06N	40E	15	NE	NE	IRRIGATION	38
			NW	NE	IRRIGATION	39
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	37
			NE	NW	IRRIGATION	6.5
			SE	NW	IRRIGATION	27
			NE	SW	IRRIGATION	36
			NW	SW	IRRIGATION	0.5
			SW	SW	IRRIGATION	12
			SE	SW	IRRIGATION	34
			NE	SE	IRRIGATION	38
			NW	SE	IRRIGATION	40
			SW	SE	IRRIGATION	39
			SE	SE	IRRIGATION	32

Section Acres 419

06N	40E	16	NE	SE	IRRIGATION	13
			NW	SE	IRRIGATION	6.6
			SE	SE	IRRIGATION	34

Section Acres 53.6

06N	40E	20	NE	NE	IRRIGATION	16
			NW	NE	IRRIGATION	7.7
			SW	NE	IRRIGATION	9.8
			SE	NE	IRRIGATION	30
			NE	SE	IRRIGATION	12
			SW	SE	IRRIGATION	16
			SE	SE	IRRIGATION	2.2

					Section Acres	93.7
06N	40E	21	NE	NE	IRRIGATION	1.7
			NW	NE	IRRIGATION	8.1
			NE	NW	IRRIGATION	9.1
			NW	NW	IRRIGATION	12
			SW	NW	IRRIGATION	23
			SE	NW	IRRIGATION	15
					Section Acres	68.9
06N	40E	22	NE	NE	IRRIGATION	10
			NW	NE	IRRIGATION	25
					Section Acres	35
06N	40E	29	NE	NE	IRRIGATION	6.3
			NW	NE	IRRIGATION	31
					Section Acres	37.3
					Total Acres	1434.5

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:

14. Remarks:

LIST OF OTHER RIGHTS: 1. RIGHTS THAT SHARE BOTH P/D AND P/U WITH THIS CLAIM: A22-00235 A22-00344 A22-00422 A22-00477 A22-11259 A22-11260 2. RIGHT THAT SHARE P/U WITH THIS RIGHT: A22-00354 A22-00421 A22-00476 A22-00591 A22-00592 A22-00593 A22-00594 CHANGED ADDRESS PER REQUEST/JH/9-4-97

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15. Basis of Claim: Decreed

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 President of
Title
Woodmansee Johnson Canal Co. that I have signed the foregoing
Organization
document in the space below as President of
Title
Woodmansee Johnson Canal Co. and that the statements contained in the
Organization
foregoing document are true and correct. O. Russell Wilding
Signature of Authorized Agent
President of Woodmansee Johnson Canal Co.
Title and Organization
9-22-03
Date

State of Idaho)
County of Bonneville) SS.

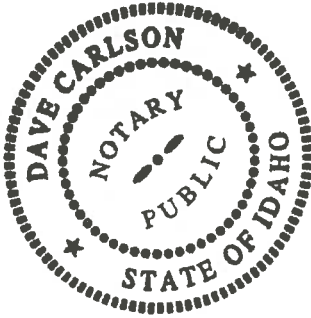
Subscribed and sworn (or affirmed) before me this
22 of Sept 2003

[Signature]

Notary Public

Residing at Rigby, Id

My commission Expires 2/26/2008



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: A22-00205
Date Received: 8/24/1988
Receipt No: E001724
Received By: DM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WOODMANSEE-JOHNSON
Address: REXBURG MILL DITCH INC.
C/O DELL PALMER, PRESIDENT
657 HILL ROAD, RT 4
REXBURG, ID

208-356-6086

83440

A2200205



2. Date of Priority: JUN 01, 1891

3. Source: TETON RIVER

Trib. to: HENRYS FORK SNAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	1	NW	NE	NW		MADISON

5. Description of diverting works:
HEADGATE WITH CANAL, LATERAL DITCHES TO SERVICE P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.200		

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

8. Total consumptive use is 3230.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	10	SW	SE		IRR	35.0

A22-00205

Page 1

Date: 01/17/89

SCANNED
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10. Place of Use: Continued

Township 06N	Range 40E	Section 10	1/4 SE	of 1/4 SE	Lot	Use IRR	Acres 40.0
						Section Acres	75.0
		11	NE	NE		IRR	10.0
			NW	NE		IRR	12.0
			SW	NE		IRR	10.0
			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	352.0
		14	NE	NE		IRR	5.0
			NW	NE		IRR	35.0
			SW	NE		IRR	26.0
			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	8.0
			NW	SE		IRR	15.0
						Section Acres	329.0
		15	NE	NE		IRR	24.0
			SE	NE		IRR	25.0
			NE	SW		IRR	3.0
			SW	SW		IRR	16.0
			SE	SW		IRR	16.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	36.0
						Section Acres	240.0
		16	NE	SE		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	40E	16	NW	SE		IRR	5.0
			SW	SE		IRR	3.0
			SE	SE		IRR	28.0
			Section Acres				51.0
		20	SE	NE		IRR	18.0
			NE	SE		IRR	9.0
			SW	SE		IRR	12.0
			SE	SE		IRR	3.0
			Section Acres				42.0
		21	NE	NE		IRR	6.0
			NW	NE		IRR	24.0
			NE	NW		IRR	4.0
			NW	NW		IRR	10.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NW	SW		IRR	2.0
			Section Acres				126.0
		22	NE	NE		IRR	10.0
			NW	NE		IRR	25.0
			NE	NW		IRR	5.0
			NW	NW		IRR	3.0
			Section Acres				43.0
		29	NE	NE		IRR	6.0
			NW	NE		IRR	30.0
			Section Acres				36.0
			Total Acres				1294.0

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 LIST IN REMARKS.

14. Remarks:
LIST OF OTHER RIGHTS:

A22-00205

Page 3

Date: 01/17/89

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14. Remarks: Continued

1. RIGHTS THAT SHARE BOTH P/D AND P/U WITH THIS CLAIM:

A22-00235
A22-00344
A22-00422
A22-00477
A22-11259
A22-11260

2. RIGHT THAT SHARE P/U WITH THIS RIGHT:

A22-00354
A22-00421
A22-00476
A22-00591
A22-00592
A22-00593
A22-00594

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

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 _____ 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
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
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 _____ 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: 39356

Ident. Number

A22-0205

Date Received

24 Aug 1988

Receipt Number

E001724

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

Woodmansee-Johnson Rexburg Mill Ditch Inc (an Idaho corporation)
1. Name of Claimant (s) c/o Dell Palmer pres. Phone (208) 356-6086

Mailing Address 657 Hill Road rt 4 Rexburg, Idaho Zip 83440

2. Date of Priority (Only one (1) per claim) June 1 1891

3. Source of water supply (a) Teton River
which is tributary to (b) Snake River (Henry's Fork)

4. a. Location of existing point of diversion is: Township 6N Range 40E Section 1,
NW 1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of Madison

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 check in river with removable
stakes and plank. two 36" screw headgates in canal. flatbottom concrete
measuring station.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4-1 to 11-1 amount 3.2 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3230 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

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	

Total number of acres irrigated _____

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

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

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

Authorized by Board of Directors of Woodmansee-Johnson canal co.

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

or None ()

list of Woodmansee-Johnson canal water rights in Teton River

14. Remarks: June 1, 1886 0.5 cfs/ Oct 1, 1889 21.4 cfs June 1, 1891 3.2 cfs

June 1, 1894 0.2 cfs/ April 1, 1896 0.4 cfs/ July 15, 1896 0.5 cfs/

April 1, 1898 33.6 cfs/

RECORDED

NOV 04 1992

Last Name Woodmansee

Ident No.

00205
122 #257

SCANNED

Copies: White - State, Yellow - Claimant

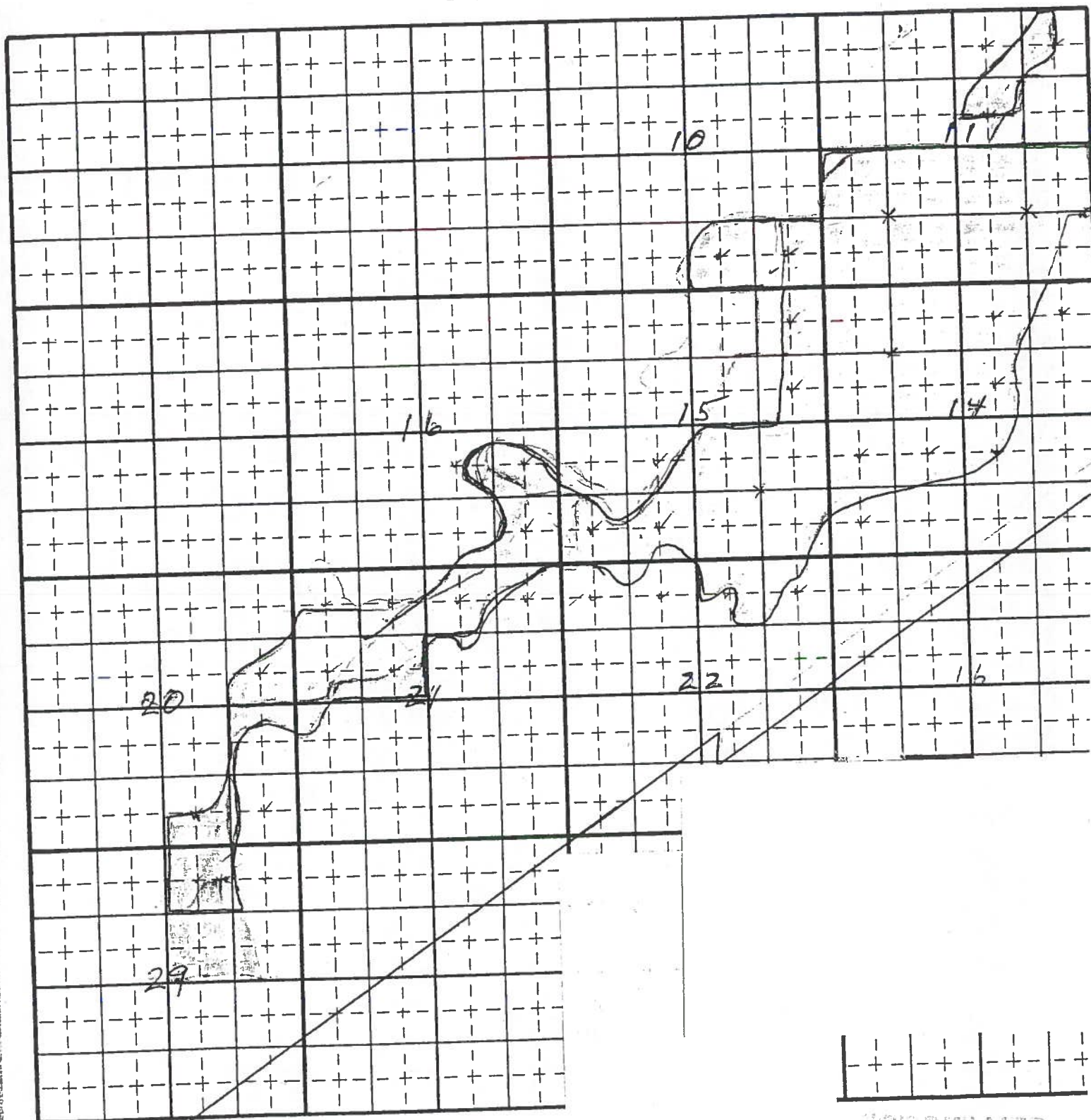
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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T6N R40E



1 2 3 4 5 6 7 8 9 10 11 12

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NOV 04 1992

AUG 06 2007

te-State, Yellow-Claimant

Last Name Woodmansee Ident No. A22-00205

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

If applicable provide IDWR Water Right Number _____

Court 6th Judicial District Case Number _____ Decree Date _____

Plaintiff vs Defendant Rexburg Irrigation Co VS Teton Irrigation Canal Co.

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 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 Vicepres.

Title

of Woodmansee-Johnson Rexburg Mill Ditch Co., Inc., that I have signed the foregoing

Organization

document in the space below as Vicepres. of Woodmansee-Johnson Rexburg
Title Organization Mill Ditch, Inc.

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

Signature of Authorized Agent O. Russell Wilding

Title and Organization Vicepres. Woodmansee-Johnson Date 24 Aug 1988
Rexburg Mill Ditch, Inc.

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

Subscribed and sworn (or affirmed) before me this 24 day of Aug 19 88

SEAL

Notary Public Ernest Carlson

Residing at Blake Falls, ID

My Commission Expires 14 June 1994

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 _____

Last Name WJRM D Ident. Number A22-0205

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AUG 06 2007

Copies White-State, Yellow-Claimant

Principal Water Rights of Lower Teton River - Downstream Order (continued)

Party or Canal	Date	Decreed Amount in Sec.-ft.	Accumulated Total
22-0428 <u>North Salem</u> Until July 1 Only	June 1, 1888	26.50 ✓	26.50
<u>Roxana</u>	22-0492 June 1, 1885 ✓ 01-0268 Jan. 22, 1916 ✓	16 ✓ 26 ✓	16 42
<u>Island Ward</u> 22-0605 (CPD 220)	changed to 22-0650 Jan. 23, 1901 ✓	100 ✓	100
<u>Woodmansee-Johnson</u>			
22-0422 M. L. Nave	June 1, 1886 ✓	0.5 ✓	0.5
22-0596 Woodmansee-Johnson	Oct. 1, 1889 ✓	12.4 ✓	12.9
22-0002 Woodmansee-Johnson (Supp.)	Oct. 1, 1889 ✓	9 ✓	21.9
22-0205 Clark & Houghton	June 1, 1891 ✓	3.2 ✓	25.1
22-0477 Alfred Ricks	June 1, 1894 ✓	0.2 ✓	25.3
22-0344 W. J. Huskinson	Apr. 1, 1896 ✓	0.4 ✓	25.7
22-0235 John S. Eames	July 15, 1896 ✓	0.5 ✓	26.2
22-0236 John S. Eames	Apr. 1, 1898 ✓	1 ✓	
22-0206 Clark & Houghton	Apr. 1, 1898 ✓	4 ✓	
22-0575 Woodmansee-Johnson	Apr. 1, 1898 ✓	27.6 ✓	
22-0345 W. J. Huskinson	Apr. 1, 1898 ✓	1 ✓	59.8
22-0491 McCormick-Rowe (Orig. decree less TR-532, 581, 602)	June 1, 1879 ✓	2.71 ✓	2.71
22-0490	Apr. 1, 1898 ✓	8.60 ✓	11.31
<u>City of Rexburg</u>			
22-0204	June 10, 1883 ✓	27 ✓	27
22-0203	Apr. 1, 1898 ✓	33 ✓	60
11-797			
<u>Rexburg Irrigation</u>			
22-0470	June 10, 1883 ✓	130 ✓	130
22-0469	Apr. 1, 1898 ✓	170 ✓	300
22-0351 <u>Hans J. Jepson</u> (Bigler Slough)	June 1, 1887 ✓	1.6 ✓	1.6
<u>Saurey</u>			
Charles Saurey (Supp.)	22-0007 Oct. 17, 1885	12.32 ✓	
N. Sommers (Supp.)	22-0008 Oct. 17, 1885	11.48 ✓	
C. Baker (Supp.)	22-0009 Oct. 17, 1885	3.2 ✓	27.00
	01-0248 Apr. 1, 1939 ✓	9 ✓	36
<u>Gary Beddes</u> (Supp.)	May 15, 1898	1.6 ✓	1.6
22-0636 <u>D. L. Gardner</u> (Supp.)	Dec. 1, 1903	1.6 ✓	1.6