

10/06/2006

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

RIGHT NUMBER: 22-520

NAME AND ADDRESS: TRAIL CREEK SPRINKLER IRRIGATION CO
PO BOX 131
VICTOR ID 83455

SOURCE: WARM CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 06/01/1894

POINT OF DIVERSION:
T03N R45E S16 SWNESE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE:

6758.4 ACRES TOTAL

Place of use is within the area served by Trail Creek Sprinkler Irrigation Company.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

The rights listed below are limited to the irrigation of a combined total of 6758.4 acres in a single irrigation season. Combined Right Nos.: 22-90, 22-221C, 22-221D, 22-222A, 22-222C, 22-223, 22-245C, 22-355, 22-435A, 22-435C, 22-520, 22-559, 22-12981, 22-13000, 22-13001, 22-13002, 22-13003, 22-13004, 22-13005, 22-13006, 22-13007, 22-13008, 22-13009, 22-13010, 22-13011, 22-13553

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right reflects the portion of combined right 22-524 that was claimed by Trail Creek Sprinkler Irrigation Co.

10/06/2006

**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: 22-520

TRAIL CREEK SPRINKLER IRRIGATION CO
PO BOX 131
VICTOR ID 83455
Telephone Number: (208)787-2776

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: John Winger
Please print your name: John Winger

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

RECEIVED

DEC 05 2006

Department of Water Resources
Eastern Region

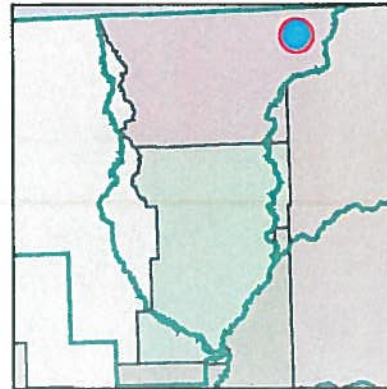
Trail Creek Sprinkler Irrigation Co.
Irrigated Acres = 6758.4

The image is a geological map of a study area, likely a river basin. The map is overlaid with a grid of red and white squares, representing different geological units or land use categories. A yellow line outlines a specific region of interest, which appears to be a river channel or a specific land use area. Several yellow circles with black outlines are placed on the map, indicating specific locations or points of interest. The map is labeled with coordinates: T04N, T03N, R46E, R45E, T04N, and T03N.

3

0

Quarter Quarters



Prepared by T. Galbraith
On Thursday, October 5, 2006
1987/88 Aerial Photography

#48

1-0721 21-0103	Simmons, A. H.	160 inches.	Oct. 15, 1900.	Tom Creek.
1-0711 21-0104	Simmons, Charles C.	160 inches.	Oct. 15, 1900.	Tom Creek.
	Simmons, Eli			The Farmers' Friend Canal Company.
	Simmons, George			The Farmers' Friend Canal Company.
1-0711 21-0105	Simmons, Inez and A. H.	160 inches.	Oct. 15, 1900.	Tom Creek.
1-0711 22-0515	Simmons, John	60 inches.	June 1, 1899.	North Leigh Creek.
1-0711 22-0516	Simmons, John	40 inches.	June 1, 1900.	North Leigh Creek.
1-0711 22-0517	Simmons, John	60 inches.	June 1, 1901.	North Leigh Creek.
	Simmons, W. C.			Enterprise Canal Company.
	Simpkins, David			Swan Valley Irrigation Company, Limited.
	Simpson, John			Parsons Ditch Company
1-0711 22-0518	Sinclair, D. R.	160 inches.	June 1, 1894.	Trail Creek.
1-0711 22-0519	Sinclair, D. R., Admr. Estate of Fred Sinclair, deceased.	115 inches.	Apr. 1, 1890.	Trail Creek.
1-0721 22-0066	Sinclair, R. D., Admr. Estate of Fred. Sinclair, deceased.	20 inches.	June 1, 1891.	Emmon Ditch.
1-0721 22-0520	Sinclair, D. R., Admr. Estate of Fred. Sinclair, deceased.	15 inches.	June 1, 1894.	Warm Creek.
1-0721 22-0521	Sinclair, Jesse	160 inches.	Aug. 15, 1896.	Trail Creek.
1-0721 22-0522	Sinclair, Sarah S.	60 inches.	June 1, 1904.	Tole Creek and Pine Creek.
1-0721 22-0523	Smith, Albert	120 inches.	Apr. 1, 1896.	Trail Creek.
1-0721 22-0524	Smith, Albert	40 inches.	Apr. 1, 1896.	Little Warm Creek.
1-0721 22-0525	Smith, C. F.	320 inches.	Feb. 21, 1890.	Snake River.
1-0721 22-0526	Smith, C. M.	160 inches.	Jan. 1, 1890.	Darby Creek.
1-0721 22-0527	Smith, D. G. S.	120 inches.	June 1, 1897.	South Leigh Creek.
1-0721 22-0528	Smith, D. G. S.	20 inches.	June 1, 1901.	Spring.
1-0721 22-0528	Smith, Ellington	100 inches.	June 1, 1891.	Spring Creek, Darby Creek and Crandall Springs.

524

Simpkins, David

NE $\frac{1}{4}$ of Sec. 17, T. 1 N. R., 44 E. B. M.,
containing 160 acres.

Simpson, John

N $\frac{1}{4}$ of N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 1, T. 3 S. R.,
34 E. B. M., containing 40 acres.

Sinclair, D. R.

SE $\frac{1}{4}$ of Sec. 9, T. 3 N., R., 45 E. B. M.,
containing 160 acres.

Sinclair, D. R.,
Admr. Estate of
Fred Sinclair,
deceased.

E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 18, and E $\frac{1}{2}$ of NE $\frac{1}{4}$ of
Sec. 22, T. 3 N., R., 45 E., B. M.,
containing 160 acres.

Sinclair, Jesse

NE $\frac{1}{4}$ of Sec. 9, T. 3 N. R., 45 E., B.
M., containing 160 acres.

Sinclair, Sarah S.

"SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 22, T. 3 N. R., 45
E., B. M., containing 80 acres."

Smith & Maxwell
Ditch Company

Lands of members of said association
the description of said lands and
the names of said members not being
given, there being no pleading
filed by said company.

Smith, Albert

NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 21, N $\frac{1}{4}$ of NW $\frac{1}{4}$ of
Sec. 4, and NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 22,
T. 3 N., R., 45 E., B. M.,

Smith, C. F.

N $\frac{1}{2}$ of NE $\frac{1}{4}$, and Lots 4 and 5 of Sec.
28, T. 3 S., R., 34 E., B. M.,
containing 160 acres.

Smith, C. M.

S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 22, and N $\frac{1}{2}$ of NE $\frac{1}{4}$
of Sec. 27, T. 4 N., R., 45 E., B.
M., containing 160 acres.

Smith, D. G. S.

NW $\frac{1}{4}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and S $\frac{1}{2}$ of SW $\frac{1}{4}$
of Sec. 32, T. 6 N., R., 45 E. B. M.,
containing 160 acres.

Smith, Ellington

N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 19, T. 4 N. R.,
46 E., B. M., containing 40 acres.
Also, Lots 4 and 5, SE $\frac{1}{4}$ of NE $\frac{1}{4}$, and
NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 6, T. 4 N., R.
46 E. B. M.,

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 22-520
Date Received: 10/5/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

TRAIL CREEK SPRINKLER IRRIGATION CO Phone: (208)787-2776
PO BOX 131
VICTOR ID USA 83455

2. Date of Priority: 06/01/1894

3. Source: WARM CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	45E	16	SE NE SE	TETON	

5. Description of diverting works:

Concrete Structure with pump, pipeline and sprinkler system.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.3	

7. Total Quantity Appropriated is:
0.3 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
03N	45E	16	NE SW	IRRIGATION	39
			NW SW	IRRIGATION	38
			SW SW	IRRIGATION	20
			SE SW	IRRIGATION	38

NE	SE	IRRIGATION	32
NW	SE	IRRIGATION	39
SW	SE	IRRIGATION	39
SE	SE	IRRIGATION	37

Section Acres 282

03N 45E 21

NW	NW	IRRIGATION	24
NE	NE	IRRIGATION	39
NW	NE	IRRIGATION	30
SE	NE	IRRIGATION	10
NE	NW	IRRIGATION	28

Section Acres 131

Total Acres 413

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

This right reflects the portion of combined right 22-524 that was claimed by Trail Creek Sprinkler Irrigation Co.

Place of use is within the area served by Trail Creek Sprinkler Irrigation Company.

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

The rights listed below are limited to the irrigation of a combined total of 6758.4 acres in a single irrigation season. Combined Right Nos.:

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
TRAIL CREEK SPRINKLER IRRIGATION CO. that I have signed the foregoing
Organization
document in the space below as President of
Title
TRAIL CREEK SPRINKLER IRR. CO. and that the statements contained in the
Organization
foregoing document are true and correct. John Winger
Signature of Authorized Agent

President of TRAIL CREEK SPRINKLER IRR. CO.
Title and Organization

OCT 6, 06
Date

State of Idaho)
County of Bonnerville) SS.

Subscribed and sworn (or affirmed) before me this 6 day of October 2006



Katy Jackson

Notary Public

Residing at Idaho Falls

My commission Expires 3/31/2011