

09/20/2006

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

RIGHT NUMBER: 22-4031

NAME AND ADDRESS: ROXANA CANAL CO
C/O WINSTON LARSEN
4590 NORTH SALEM RD
REXBURG ID 83440

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 5.000 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T06N R40E S6 NENENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	11/01 03/31	5.000 CFS

PLACE OF USE: STOCKWATER Within MADISON County

T06N R40E S25	NESW	T06N R40E S25	NWSW
T06N R40E S25	SWSW	T06N R40E S25	SESW
T06N R40E S31	SWSW	T06N R40E S35	NENE
T06N R40E S35	SWNE	T06N R40E S35	SENE
T06N R40E S35	NESE	T06N R40E S36	NENE
T06N R40E S36	NWNE	T06N R40E S36	SWNE
T06N R40E S36	SENE	T06N R40E S36	NENW
T06N R40E S36	NWNW	T06N R40E S36	SWNW
T06N R40E S36	SENW	T06N R40E S36	NESW
T06N R40E S36	NWSW	T06N R40E S36	SWSW
T06N R40E S36	SESW	T06N R40E S36	NESE
T06N R40E S36	NWSE	T06N R40E S36	SWSE
T06N R40E S36	SESE		

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

This right is for winter stockwatering for users on the Roxana Canal.

Right No. 22-492, 22-656, and 22-4031 are also diverted through point of diversion described above.

AJ0749NP
No. A22-04031

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/01/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROXANA CANAL CO C/O DEAN W ZOLLINGER 4915 N 2000 W REXBURG ID 83440	06/01/1885	STOCKWATER GROUNDWATER RECHARGE GROUNDWATER RECHARGE	11-01 03-31 12-16 03-31 11-01 12-15	0.12 CFS 4.00 CFS 8.00 CFS	
TOTAL DIVERSION:					8.00 CFS	

Water Source: TETON RIVER

Tributary to: SNAKE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T06N R40E S06 NENENE MADISON County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06N	40E	25	:											S		S		S	
06N	40E	31	:												S				
06N	40E	36	:			S		S		S		S		S	S		S	S	

Place of use Legal Description for: GROUNDWATER RECHARGE

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06N	40E	25	:											G	G	G	G		
06N	40E	31	:																
06N	40E	35	:	G				G		G						G			
06N	40E	36	:	G		G		G		G		G		G	G	G	G	G	

Place of use Legal Description for: GROUNDWATER RECHARGE

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06N	40E	25	:											G	G	G	G		
06N	40E	31	:													G			
06N	40E	35	:	G				G		G						G			
06N	40E	36	:	G		G		G		G		G		G	G	G	G	G	

POU County: MADISON

Non-Irrigation Uses: S/400 RANGE, 300 SHEEP, 10 HORSES.

Other Rights: IRR. RTS. FOR ROXANNA CANAL CO.

Remarks: THIS CLAIM IS FOR WINTER STOCKWATERING FOR USERS ON THE ROXANNA CANAL AND FOR GROUNDWATER RECHARGE THROUGH CANAL DITCHES.
THIS CLAIM MODIFIES ORIGINAL CLAIM FROM STOCKWATER TO RECHARGE.
REC'D NOTICE OF NEW PRESIDENT'S NAME 4/1/94 SF.

NOV 06 1990

RECEIVED

AJ0749NP
No. A22-04031

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/01/94
PAGE: 2

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Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 01	Field Inspection Flag: Presumption Flag:

MICROFILMED
NOV 06 1994

09/20/2006

**NOTICE OF ERROR
REPLY**

RECEIVED
OCT 30 2006

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: 22-4031

ROXANA CANAL CO
C/O WINSTON LARSEN
4590 NORTH SALEM RD
REXBURG ID 83440
Telephone Number: (208)356-4360

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: 10/25/06 SIGNATURE: Winston Larsen
Please print your name: WINSTON LARSEN

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

SCANNED
OCT 31 2006

KMS
11/08



Idaho Department of Water Resources

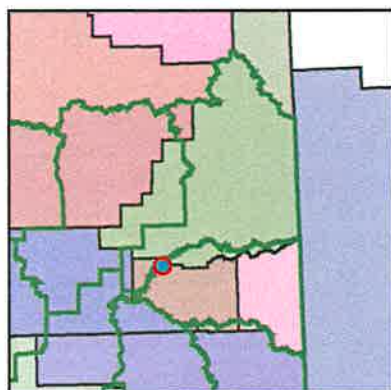
SRBA Recommendation:

*Service area of
Roxana Canal Co.
Irrigated Acres 901.6*

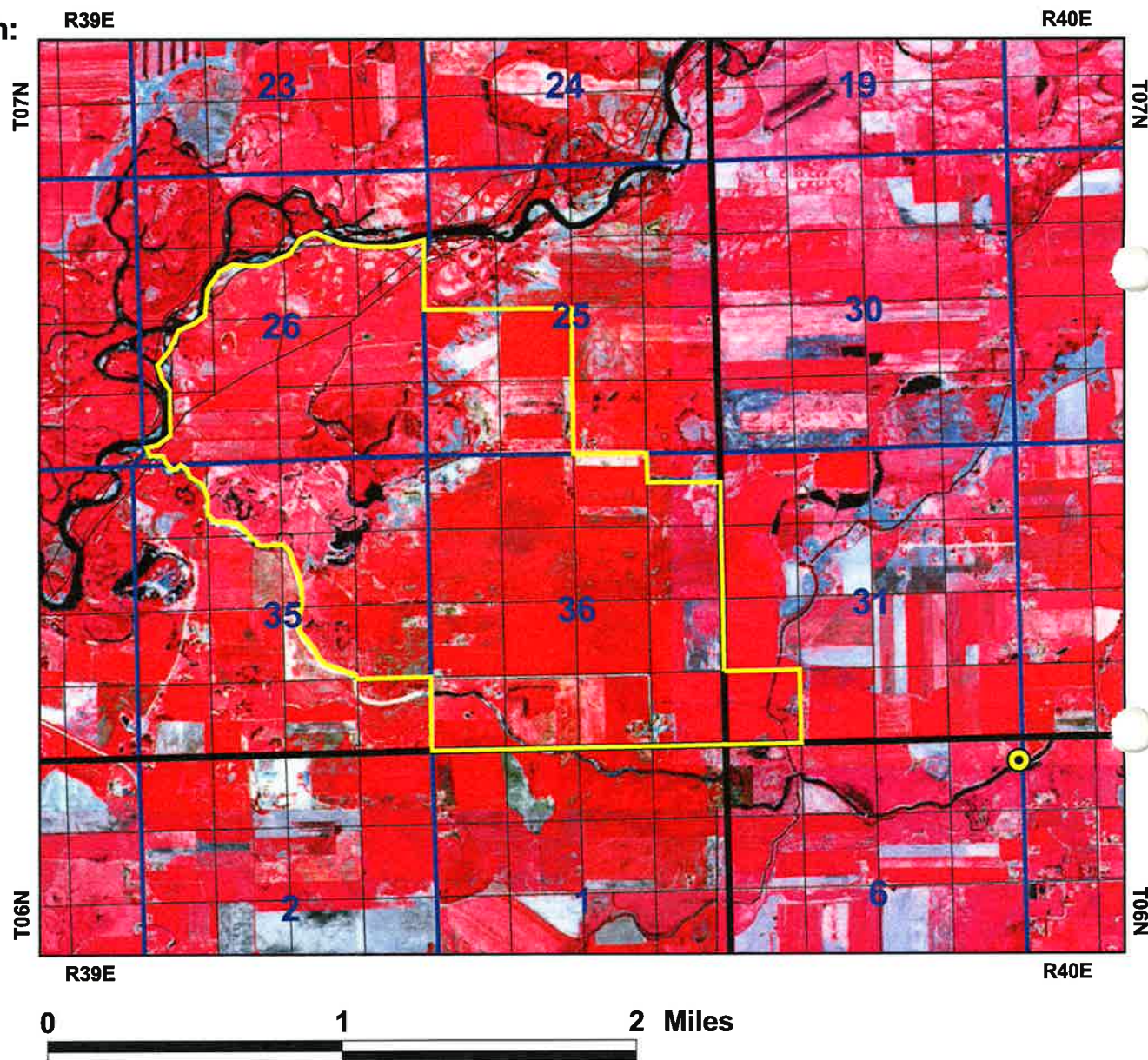
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Fremont, Madison Counties
IDWR Basin 22



Prepared by T. Galbraith
On Wednesday, September 20, 2006
1987/88 Aerial Photography

September 16, 2005

TO WHOM IT MAY CONCERN:

I, Robert W. Orme, have owned the following property parcels in Fremont County for fifty years:

Lots 5-6-7-13; S2SE4 Sec 26 TWP 7 RGE 39

N2SW4; SW4SW4; Sec 25 TWP 7 RGE 39

This farm has always had cattle on it and all of the property owners since 1885 have had winter water for their cattle. I personally run between a hundred and a hundred and fifty head of mother cows, bulls, and other livestock. I have always had, and always required winter water to supply drinking water for them.

We must have winter water on this ranching operation to stay in business.

Robert W. Orme
Robert W. Orme

RECEIVED

SEP 26 2005

Department of Water Resources
Eastern Region

Ernie Carlson

September 1, 2005

To Whom It May Concern:

I have been involved with farming and cattle for over 60 years, and was acquainted with those who owned the farm before I bought the farm. The Roxana canal has run water through the winter month for stock water and to help maintain the ground water since 1885. Winter water has been an essential part of our farming and ranching on this farm since 1885.

A handwritten signature in cursive script that reads "Dean W Zollinger".

Dean W Zollinger
4915 N. 2000 W.
Rexburg, ID 83440

May 8, 2005

To Whom it may Concern:

I bought this farm from David Archibald in 1960. This farm since 1885 until now has always had cattle and horses with winter water for the animals. The water for this farm comes for the Roxana canal with the head of the canal getting water from the north fork of the Teton River. The water runs through the Roxana canal and then into the north fork of the Snake River. We must have winter water to continue in the Roxana canal as it has since 1885 to keep our cattle and horse operation going.



David J. Hirschi
1749 E. 100 N
Rexburg, ID 83440

Ruberry, Allen

From: Carlsen, Ernie
Sent: Monday, March 14, 2005 4:08 PM
To: Adj Staff - Eastern
Cc: Carlson, Ron; Warner, Roger
Subject: Claims for Ground Water Recharge

Hello all,

In Basins 01, 21 and 22 there are 90+ claims listing ground water recharge (GWR) as a beneficial use. For some claims it is listed as an additional use on the decreed rights for others it is listed along with stock water. There is also the agreement with Aberdeen Springfield and IDWR recognizing "recharge for irrigation" (RI) as a beneficial use. Because of the Aberdeen Springfield agreement, the GWR claims and the continued interest in adding ground water recharge to claims, a Department memo is proposed explaining how to address these uses in the SRBA. For the time being do not include ground water recharge as a nature of use on SRBA claims. Idaho Code 42-234 (3) states that "incidental ground water recharge benefits are often obtained from the diversion and use of water for various beneficial purposes. However, such incidental recharge may not be used as the basis for claim of a separate or expanded water right." Therefore ground water recharge can not be recommended as a new use on claims for decreed irrigation rights or as augmentation flow for stock water claims. Claims with stock water and ground water recharge should be reviewed on the basis of the stock water use. Since stock water was not addressed in the Rexburg Decree the priority for a canal's non-irrigation season stock water claim may be the same as the earliest irrigation right. However, the quantity is more problematic. In reality flow rates for non-irrigation season stock water flows were substantially less than flow rates during the irrigation season. Water District 01 has some late season diversion records in the 1987 water distribution book. The winter water saving (WWS) contracts for canals on the Snake River create another level of complexity. I think the jury is still out on whether canals with WWS need to file non-irrigation stock water claims. More on this in future installments.

Ernie

Ruberry, Allen

From: Carlsen, Ernie
Sent: Monday, February 28, 2005 12:41 PM
To: Adj Staff - Eastern
Subject: FW: GW Recharge

With the recent call by lower valley canals and the potential ground water curtailment there is a renewed interest in adding ground water recharge as a purpose of use to the decreed water rights for canal companies and maybe individuals. Though the methodology for assessing ground water recharge has not been finalized Don Shaff has provided us with the answer about filing fees.

Ernie

-----Original Message-----

From: Shaff, Don
Sent: Monday, February 28, 2005 12:34 PM
To: Carlsen, Ernie
Subject: GW Recharge

Ernie, you may be at lunch, and I'm going. I will respond this way. Much to my surprise, I think we can go with this literal reading of the rules.

rules. (7-1-93)

05. Claims Including Storage. (7-1-93)

a. The variable fee for a claim that includes storage shall be based upon the ultimate use of the water

stored. If the claim states purposes other than diversion to storage, storage, and diversion from storage, the total

variable fee will be determined as provided in Rule Subsection 035.06. (7-1-93)

b. Ground water recharge is not an ultimate use and no variable fee shall be payable for water claimed

for ground water recharge purposes.

Looks like a \$50 flat fee is enough.

Don Shaff

don.shaff@idwr.idaho.gov

208-287-4921

10/20/83

13055275 ROXANA CANAL
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1981 TO OCTOBER 1982
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	1	3	2	1	3	4	3	17	16	13	9	1
2	5	3	2	1	4	2	4	22	6	13	1	1
3	5	3	2	1	4	2	4	28	7	13	9	1
4	5	3	2	1	4	2	4	28	7	10	9	1
5	5	3	2	1	4	2	4	28	7	12	7	1
6	5	3	2	1	4	2	4	25	6	14	5	1
7	5	3	2	1	3	2	4	22	6	10	6	1
8	5	3	1	2	3	2	4	20	6	10	7	1
9	5	3	1	2	3	3	2	18	6	11	6	1
10	5	3	1	2	3	3	2	16	3	13	6	1
11	5	3	1	2	3	3	2	14	5	13	8	1
12	5	3	1	2	4	3	2	14	7	12	8	1
13	5	3	1	2	4	3	11	16	12	12	3	1
14	5	3	1	2	4	3	21	18	9	12	3	1
15	5	3	1	2	4	3	21	19	8	11	3	1
16	5	3	1	2	4	3	27	18	8	11	3	1
17	5	3	1	2	3	3	27	21	7	9	2	0
18	5	3	1	2	3	3	28	20	5	8	2	0
19	5	3	1	2	3	3	28	20	3	8	2	0
20	4	3	1	2	3	3	29	20	0	9	2	0
21	4	3	1	2	3	3	29	19	0	4	1	0
22	4	3	1	2	3	3	29	19	15	5	1	0
23	4	3	1	3	3	3	29	19	14	7	1	0
24	4	3	1	3	3	3	29	19	18	7	1	0
25	4	3	1	3	3	3	29	18	19	8	1	0
26	3	3	1	3	3	3	29	18	19	8	2	0
27	3	3	1	3	3	3	30	20	15	8	2	0
28	3	2	1	---	4	3	31	21	15	10	2	0
29	3	2	1	---	4	3	31	16	15	9	2	0
30	3	2	1	---	4	3	30	16	10	8	---	0
31	---	2	1	---	4	---	30	---	11	9	---	0
TOTAL	130	89	38	55	107	84	557	589	285	307	116	16
MEAN	4	3	1	2	3	3	18	20	9	10	4	1
MAX	5	3	2	3	4	4	31	28	19	14	9	1
MJN	1	2	1	1	3	2	2	14	0	4	1	0
AC-FT	258	177	75	109	212	167	1100	1200	565	609	230	32

IRRIGATION YEAR 1982 TOTAL 2373 MEAN 7 AC-FT 4707

04/17/84

13055275 ROXANA CANAL
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1982 TO OCTOBER 1983
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	5	3	1	1	2	3	0	33	6	27	11	0
2	5	3	1	1	2	3	0	28	7	27	11	0
3	5	3	1	1	2	3	0	28	7	16	11	0
4	5	3	1	1	2	3	1	28	7	27	13	0
5	5	3	1	1	2	3	2	28	5	22	13	0
6	5	3	1	1	2	3	3	29	3	22	14	0
7	5	3	1	1	2	3	3	29	2	21	15	0
8	5	3	1	1	2	3	3	30	2	21	15	0
9	5	3	1	1	2	3	1	31	17	22	15	0
10	5	3	1	1	2	3	1	31	17	22	15	0
11	5	3	1	1	2	3	1	31	18	23	15	3
12	5	3	1	1	2	3	1	31	3	25	15	2
13	4	3	1	1	2	3	3	10	2	23	12	2
14	4	3	1	1	2	3	4	10	1	22	7	2
15	4	3	1	1	2	3	4	13	1	21	7	2
16	4	3	1	1	2	3	3	16	1	20	7	2
17	4	3	1	1	2	3	3	16	1	29	7	2
18	4	2	1	1	2	4	1	17	1	2	8	2
19	4	2	1	1	3	4	0	17	0	10	8	2
20	4	2	1	1	3	4	0	10	0	15	8	2
21	4	2	1	1	3	5	0	10	2	16	8	2
22	4	2	1	1	3	5	0	10	22	16	8	2
23	4	2	1	1	3	5	10	5	22	14	8	1
24	4	2	1	1	3	5	10	7	26	11	8	1
25	4	1	1	1	3	6	10	12	31	11	17	1
26	4	1	1	1	3	6	10	7	29	10	17	1
27	3	1	1	1	3	6	24	4	29	10	17	1
28	3	1	1	1	3	3	40	8	27	12	18	1
29	3	1	1	---	3	0	40	7	26	13	6	1
30	3	1	1	---	3	0	38	6	25	12	0	1
31	---	1	1	---	3	---	38	---	26	11	---	1
TOTAL	128	72	31	28	75	104	254	542	366	553	334	34
MEAN	4	2	1	1	2	3	8	18	12	18	11	1
MAX	5	3	1	1	3	6	40	33	31	29	18	3
MIN	3	1	1	1	2	0	0	4	0	2	0	0
AC-FT	254	143	61	56	149	206	504	1100	726	1100	662	67
IRRIGATION YEAR 1983 TOTAL 2521 MEAN 7 AC-FT 5000												

A-229

Contacts Data Entry Form

Claim Number: _____

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.

5/28/04 REQUEST FOR EVIDENCE OF PRIORITY MAILING -
2/09/05 FINAL NOTICE " " MAILING -

3/9/05 CALLED WINSTON LARSEN, PRES. OF ROXANA CANAL CO., RE:
MAPPING - HE SAYS ITS BEING DONE BY LADENNA AT FREMONT -
MADISON FARM DIST. - I HAVEN'T SEEN ANYTHING YET.
MAILED CC OF FINAL NOTICE (ABOUT) & CHANGE OF ADDRESS FORM.

Reviewer: _____ Date: _____

May 28, 2004

**ROXANA CANAL CO
CO ED RINDLISHBACHER
4292 N SALEM RD
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-4031

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 22, the Teton River drainage. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". 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 Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JUN 1 1885, from TETON RIVER..

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire 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**". **PLEASE READ THE ENCLOSED PAMPHLET.**

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

Fee - \$488.00

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 22-4031
Date Received: 8/25/1988
Receipt No: E001729
Received By: ED 31271

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

1. Name of Claimant(s)

ROXANA CANAL CO Phone: (208)356-4657
C/O BILL HIRSCHI
1725 E 100 N
REXBURG ID USA 83440

2. Date of Priority: 06/01/1885

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	40E	6	NE NE NE	MADISON	

5. Description of diverting works:

DIVERSION DAM IN RIVER TO ROXANNA CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	11/01	3/31	0.12	5.00
~~GROUND WATER RECHARGE~~	~~12/16~~	~~3/31~~	~~4~~	

7. Total Quantity Appropriated is:
8 5.00 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
06N	40E	25	NE—SW NW—SW	~~GROUND WATER RECHARGE~~ ~~GROUND WATER RECHARGE~~	

			~~SW~~ ~~SW~~	~~GROUND WATER RECHARGE~~
			~~SE~~ ~~SW~~	~~GROUND WATER RECHARGE~~
			NW ~~SE~~ ~~SW~~	STOCKWATER
			SW ~~SE~~ ~~SW~~	STOCKWATER
			NE SW	STOCKWATER
			SE SW	STOCKWATER
06N	40E	31	SW SW	STOCKWATER
			~~SW~~ ~~SW~~	~~GROUND WATER RECHARGE~~
06N	40E	35	NE ~~NE~~	~~GROUND WATER RECHARGE~~
			~~SW~~ ~~NE~~	~~GROUND WATER RECHARGE~~
			~~SE~~ ~~NE~~	~~GROUND WATER RECHARGE~~
			~~NE~~ ~~SE~~	~~GROUND WATER RECHARGE~~
			~~SW~~ ~~NE~~	~~STOCKWATER~~
			~~NE~~ ~~NE~~	~~STOCKWATER~~
			~~SE~~ ~~NE~~	~~STOCKWATER~~
			~~NE~~ ~~SE~~	~~STOCKWATER~~
06N	40E	36	NE ~~NE~~	~~GROUND WATER RECHARGE~~
			NW ~~NE~~	~~GROUND WATER RECHARGE~~
			SE ~~NE~~	~~GROUND WATER RECHARGE~~
			NE ~~NW~~	~~GROUND WATER RECHARGE~~
			SW ~~NW~~	~~GROUND WATER RECHARGE~~
			SE ~~NW~~	~~GROUND WATER RECHARGE~~
			NE ~~SW~~	~~GROUND WATER RECHARGE~~
			SW ~~NE~~	~~GROUND WATER RECHARGE~~
			NW ~~NW~~	~~GROUND WATER RECHARGE~~
			NW ~~SW~~	~~GROUND WATER RECHARGE~~
			SW ~~SW~~	~~GROUND WATER RECHARGE~~
			SE ~~SW~~	~~GROUND WATER RECHARGE~~
			NE ~~SE~~	~~GROUND WATER RECHARGE~~
			NW ~~SE~~	~~GROUND WATER RECHARGE~~
			SW ~~SE~~	~~GROUND WATER RECHARGE~~
			SE ~~SE~~	~~GROUND WATER RECHARGE~~
			~~NE~~ ~~NE~~	~~STOCKWATER~~
			NW NE	STOCKWATER
			SW NE	STOCKWATER
			~~SE~~ ~~NE~~	~~STOCKWATER~~
			NE NW	STOCKWATER
			~~NW~~ ~~NW~~	~~STOCKWATER~~
			~~SW~~ ~~NW~~	~~STOCKWATER~~
			SE NW	STOCKWATER
			NE SW	STOCKWATER
			NW SW	STOCKWATER
			SW SW	STOCKWATER
			SE SW	STOCKWATER
			NW SE	STOCKWATER
			SW SE	STOCKWATER
			SE SE	STOCKWATER
			NE SE	STOCKWATER

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:

THIS CLAIM IS FOR WINTER STOCKWATERING FOR USERS ON THE ROXANA CANAL AND FOR GROUNDWATER RECHARGE THROUGH CANAL DITCHES.

~~THIS CLAIM MODIFIES ORIGINAL CLAIM FROM STOCKWATER TO RECHARGE. REC'D NOTICE OF NEW PRESIDENT'S NAME 4/1/94 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 XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

For Organizations:

I do solemnly swear or affirm that I am President of
Rotana Canal Title
Organization, that I have signed the foregoing
document in the space below as President of
Rotana Canal Title
Organization and that the statements contained in the
foregoing document are true and correct.

Winston Sarsen

Signature of Authorized Agent

Rotana Canal

Title and Organization

9/19/05

Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19 of September 2005



Ernest M. Carlsen

Notary Public

Residing at Idaho Falls

My commission Expires 8-21-2009

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: A22-04031
Date Received: 8/16/1988
Receipt No: E001729
Received By: ESV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROXANA CANAL CO. 208-356-6532
Address: C/O ED RINDLISHBACHER
4292 N. SALEM ROAD
REXBURG, ID 83440

2. Date of Priority: JUN 01, 1885

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	40E	6	NE	NE	NE		MADISON

5. Description of diverting works:
DIVERSION DAM IN RIVER TO ROXANNA CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
GROUNDWATER RECHARGE	11/01	12/15	8.000		
GROUNDWATER RECHARGE	12/16	03/31	4.000		
STOCKWATER	11/01	03/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/400 RANGE, 300 SHEEP, 10 HORSES.



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	40E	25	NE		SW		GWR	
			NE		SW		STOCK	
			NW		SW		GWR	
			SW		SW		GWR	
			SE		SW		GWR	
			SE		SW		STOCK	
			NW		SE		STOCK	
		31	SW		SE		STOCK	
			SW		SW		GWR	
			SW		SW		STOCK	
		35	NE		NE		GWR	
			SW		NE		GWR	
			SE		NE		GWR	
			NE		SE		GWR	
		36	NE		NE		GWR	
			NW		NE		GWR	
			NW		NE		STOCK	
			SW		NE		GWR	
			SW		NE		STOCK	
			SE		NE		GWR	
			NE		NW		GWR	
			NE		NW		STOCK	
			NW		NW		GWR	
			SW		NW		GWR	
			SE		NW		GWR	
			SE		NW		STOCK	
			NE		SW		GWR	
			NE		SW		STOCK	
			NW		SW		GWR	
			NW		SW		STOCK	
			SW		SW		GWR	
			SE		SW		GWR	
			NE		SE		GWR	
			NE		SE		STOCK	
			NW		SE		GWR	
			NW		SE		STOCK	
			SW		SE		GWR	
			SW		SE		STOCK	
			SE		SE		GWR	
			SE		SE		STOCK	

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:

IRR. RTS. FOR ROXANNA CANAL CO.

14. Remarks:

THIS CLAIM IS FOR WINTER STOCKWATERING FOR USERS ON THE ROXANNA CANAL AND FOR GROUNDWATER RECHARGE THROUGH CANAL DITCHES.

THIS CLAIM MODIFIES ORIGINAL CLAIM FROM STOCKWATER TO RECHARGE.

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 President of Roxana Canal Co, that I have signed the foregoing

Organization

document in the space below as President of

Title

Roxana Canal Co and that the statements contained in the

Organization

foregoing document are true and correct.

Edward Rindlisbacher
Signature of Authorized Agent

President Roxana Canal Co
Title and Organization

Aug. 25 1988
Date

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25 day

of August 19 88

[Signature]
Notary Public

Residing at Idaho Falls, Id.

My Commission Expires 22 Aug. 1994

A22-04031

Page

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Date: 08/25/88

MICROFILMED

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