

10/12/2006

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

RIGHT NUMBER: 22-13592
NAME AND ADDRESS: WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448

SOURCE: GROUND WATER
QUANTITY: ~~0.100 CFS~~ 0.08
31.50 AFY ✓

TRIBUTARY:

Right Nos. 22-7190 and 22-13592 are limited to a total combined diversion rate of 2.8 cfs. ✓

PRIORITY DATE: 04/01/1987 ✓

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right. ✓

POINT OF DIVERSION: T06N R41E S7 SESESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION ✓	04/01 10/31 ✓	~~0.100 CFS~~ 31.50 AFY ✓

PLACE OF USE: IRRIGATION Within MADISON County

T06N R41E S07	NENE	38.00	T06N R41E S07	NWNE	39.00
T06N R41E S07	SWNE	39.00	T06N R41E S07	SENE	38.00
T06N R41E S07	NESE	38.00	T06N R41E S07	NWSE	39.00
T06N R41E S07	SWSE	38.00	T06N R41E S07	SESE	37.00 ✓

306 ACRES TOTAL

Right Nos. 22-7190 and 22-13592 are limited to the irrigation of a combined total of 306 acres 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. ✓

This right is based upon an enlargement of Right No. 22-7190 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 9 acres within the place of use described for this right. ✓

+F05
+E01

10/12/2006

**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: 22-13592

WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448
Telephone Number: (208)356-3178

RECEIVED
OCT 17 2006

Department of Water Resources
Eastern Region

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:

NONE

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: 16 Oct 06 SIGNATURE: Grant Ashcraft

Please print your name: GRANT Ashcraft

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

SCANNED
AUG 22 2007

KMS
10/20

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 22-13592

Date Received:
Receipt Nos:
Received By:

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

Name of Claimant WAHOO INC
3930 E 2000 N
SUGAR CITY, ID 83448
(208)356-3178

Priority Date: 06/01/1889
Basis: Decreed/License
Status: Active

<u>Source</u>	<u>Tributary</u>
Ground Water	
Fall River	Snake River

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.1 CFS	31.5 AFA
Total Diversion			0.1 CFS	

Location of Point(s) of Diversion:

GROUND WATER SESESE Sec. 07 Township 06N Range 41E MADISON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION MADISON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	41E	7		NENE 38		NWNE 39		SWNE 39		SENE 38				
				NESE 38		NWSE 39		SWSE 38		SESE 37				

Total Acres: 306

Remarks: This water right includes the right to divert water which is recovered ground water resulting from recharge for irrigation and/or water resulting from irrigation under the Southeast Idaho Canal Company irrigation works for use on lands within said irrigation entity's authorized place of use. Diversion of this right for the purpose of 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. In the event recharge or recovered water is not available, the priority date shall revert to the previously licensed priority date.

1.E51 Right Nos. 22-7190 and 22-13592 are limited to a total combined diversion rate of 2.8 cfs.

2.E55 Right Nos. 22-7190 and 22-13592 are limited to the irrigation of a combined total of 306 acres in a single irrigation season.

3.C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

4.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.

5.K09 This right is for an enlargement of 9 acres within the place of use described for this right.

6.K02 This right is based upon an enlargement of Right No. 22-7190 pursuant to Section 42-1426, Idaho Code.





Idaho Department of Water Resources

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AUG 22 2007

SRBA Recommendation:

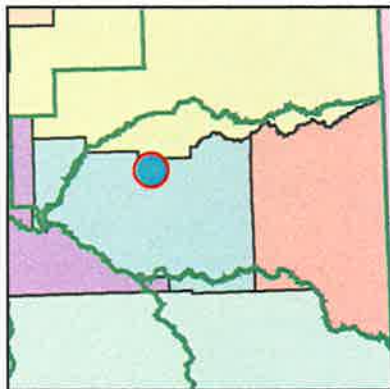
22-7190

22-13592

(Irrigation)

Legend

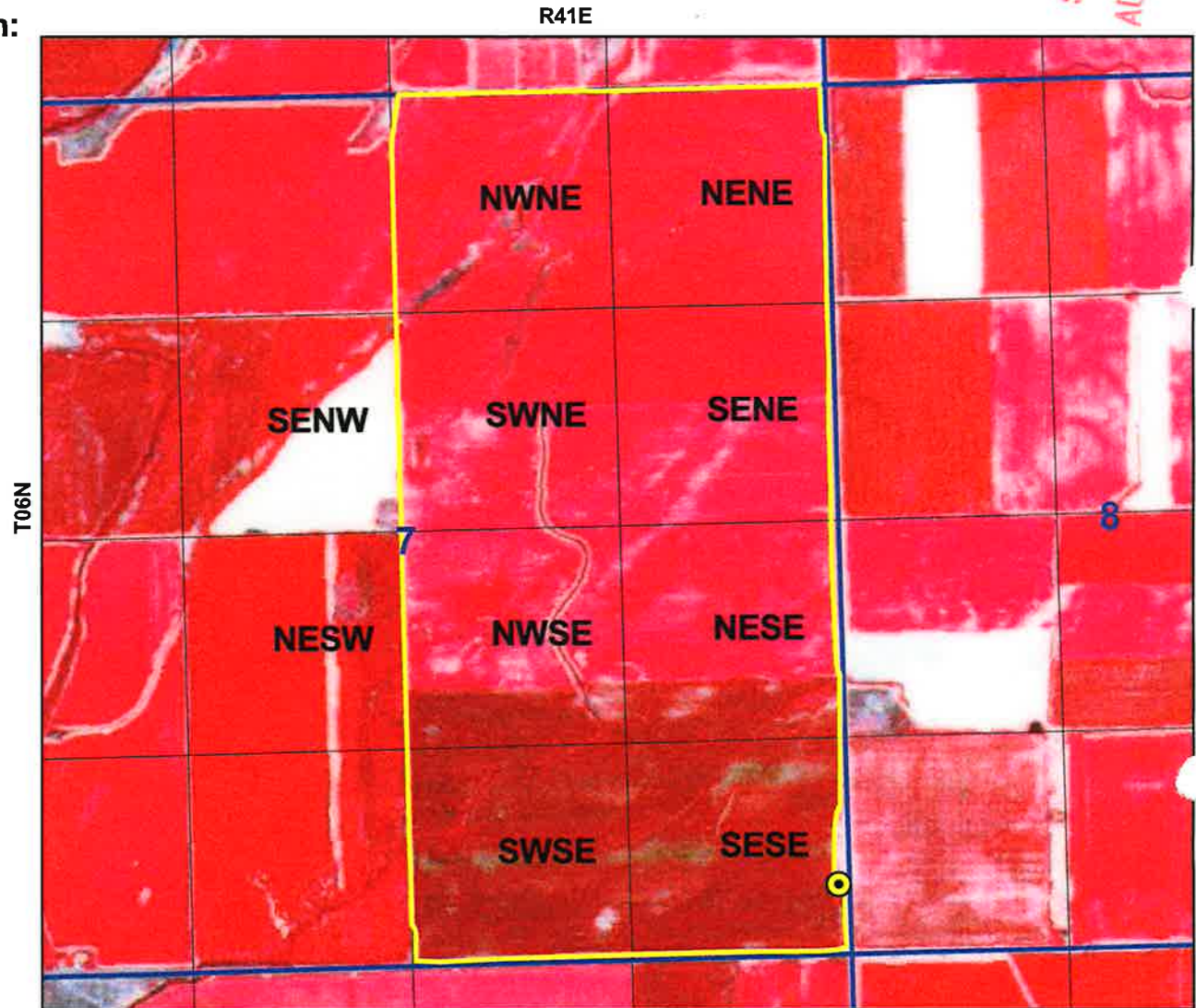
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 22



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AUG 22 2007



0 0.4 0.8 Miles

Prepared by T. Galbraith
On Thursday, October 12, 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 22-13592
Date Received: 10/10/2006
Receipt No:
Received By: TG

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

1. Name of Claimant(s)

WAHOO INC Phone: (208)356-3178
3930 E 2000 N
SUGAR CITY ID USA 83448

2. Date of Priority: 04/01/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	41E	7	SE SE SE	MADISON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.1	

7. Total Quantity Appropriated is:
0.1 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	41E	7	NE NE	IRRIGATION	1.5
			SW NE	IRRIGATION	2.1
			NW SE	IRRIGATION	1.1
			SW SE	IRRIGATION	0.9
			NW NE	IRRIGATION	3.4

Section Acres 9
Total Acres 9

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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:

Right Nos. 22-7190 and 22-13592 are limited to a total combined diversion rate of 2.8 cfs.

Right Nos. 22-7190 and 22-13592 are limited to the irrigation of a combined total of 306 acres in a single irrigation season.

This right is for an enlargement of 9 acres within the place of use described for this right.

This right is based upon an enlargement of Right No. 22-7190 pursuant to Section 42-1426, Idaho Code.

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

15. Basis of Claim: Beneficial Use

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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
WANOO INC, that I have signed the foregoing
Organization
document in the space below as President of
Title
WANOO INC and that the statements contained in the
Organization
foregoing document are true and correct. Grant Ashcroft
Signature of Authorized Agent

President, WANOO INC.
Title and Organization
Grant 11 Oct 06
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 11 day of October 2006



Ernest Carlsen

Notary Public

Residing at Idaho Falls

My commission Expires 8-14-2009

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AUG 22 2007