

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 23-11408

12/4/2020

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SWAN VALLEY FARMS LLC C/O DOUG NELSON PO BOX 51630 IDAHO FALLS, ID 83405-1630 (480) 348-1600
Original Owner	THE ROGER H BALL ANNUITY TRUST #1 DBA SWAN VALLEY RANCH LLC PO BOX 1491 IDAHO FALLS, ID 83403-1491 (208) 524-5454
Previous Owner	ROGER H BALL 2235 E 25TH ST IDAHO FALLS, ID 83404 (208) 524-5454
Security Interest	BANK OF IDAHO PO BOX 126 SAINT ANTHONY, ID 83445-0126 (208) 624-4900

Priority Date: 6/1/1898

Basis: Decreed

Status: Active

Source
PALISADES CREEK

Tributary
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.200 CFS	
	<u>Total Diversion</u>		0.200 CFS	

Source and Point(s) of Diversion

PALISADES CREEK SWSWSE Sec. 26, Twp 01N, Rge 44E, BONNEVILLE County

Place Of Use

IRRIGATION within BONNEVILLE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	44E	16					31.0												31.0

Right Acre Limit: 10.4

POU Total Acres: 31.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 10.4 acres within the authorized place of use in a single irrigation season.

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2. X35 Rights 23-11272, 23-11408 and 23-11410 when combined shall not exceed a total diversion rate of 0.4 cfs and the irrigation of 19.4 acres.
3. X35 Rights 23-11404, 23-11406, 23-11408, 23-11410 and 23-11272 when combined shall not exceed a total diversion rate of 0.45 cfs and the irrigation of 31.0 acres.
4. R05 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.
5. R43 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).
6. K01 Right No. 23-11272 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
7. F01 Water is delivered through Palisades Irrigation Canal.
8. Use of this right is combined with water from Palisades Irrigation Co.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. R63 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.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

- | | | | |
|----|---|-----------|-------------------|
| 1. | dcarlson | 1/22/2009 | POU |
| | Updated Shape | | |
| 2. | dcarlson | 1/23/2009 | POU |
| | Updated Shape | | |
| 3. | dcarlson | 1/23/2009 | POU |
| | Updated PLS | | |
| 4. | mciscell | 6/10/2010 | POD |
| | Bulk Generate Shape From PLS | | |
| 5. | dcarlson | 7/13/2010 | POU |
| | Updated Shape | | |
| 6. | dcarlson | 7/13/2010 | POD |
| | PODID 778516 correlated from SpatialDataID 302672 to SpatialDataID 302672 | | |
| 7. | scox | 8/26/2010 | Transferred Right |
| | This is now an approved transfer, transfer number = 75372 | | |
| 8. | jhersley | 12/4/2020 | POU |
| | Updated Shape | | |

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12/4/2020

9. jhersley 12/4/2020 Split Right
Split into 23-11408 & 23-11490 due to change in ownership to Korth.

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.400		19.4
23-11408 ,23-11410 ,23-11272		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.450		31.0
23-11404 ,23-11406 ,23-11408 ,23-11410 ,23-11272		

SubCase:

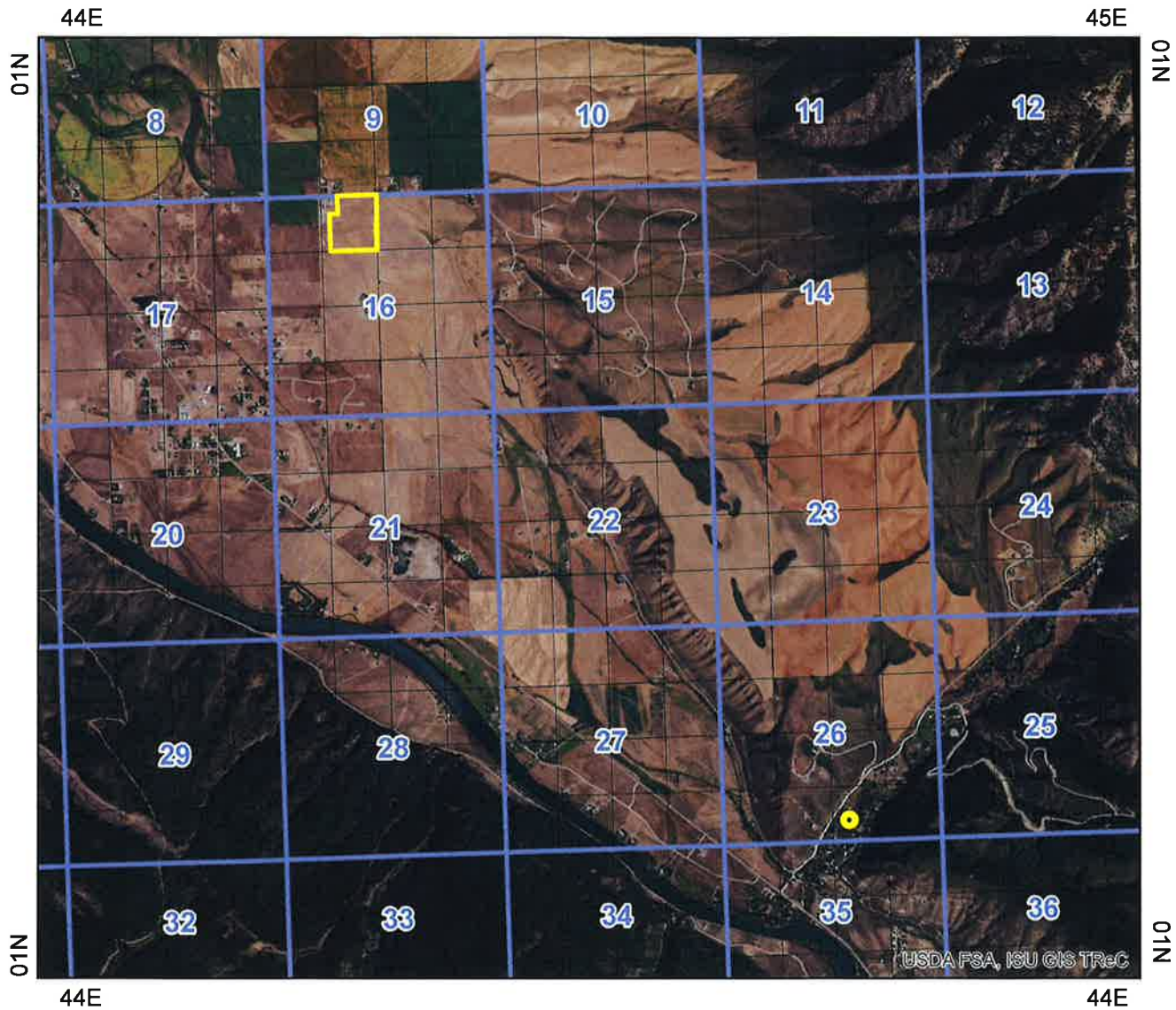
N/A

Water Supply Bank:

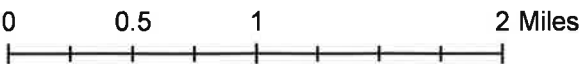
N/A

State of Idaho
Department of Water Resources
Water Right License
23-11272, 23-11404,
23-11406, 23-11408 & 23-11410

AFTER SPLIT



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



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12/3/2020

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Before Split

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 Current Owner SWAN VALLEY FARMS LLC
 C/O DOUG NELSON
 PO BOX 51630
 IDAHO FALLS, ID 83405-1630
 (480) 348-1600

Original Owner THE ROGER H BALL ANNUITY TRUST #1
 DBA SWAN VALLEY RANCH LLC
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Security Interest BANK OF IDAHO
 PO BOX 126
 SAINT ANTHONY, ID 83445-0126
 (208) 624-4900

Priority Date: 6/1/1898**Basis:** Decreed**Status:** Active

Source
 PALISADES CREEK

Tributary
 SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	2.900 CFS	
	<u>Total Diversion</u>		2.900 CFS	

Source and Point(s) of Diversion

PALISADES CREEK

SWSWSE

Sec. 26, Twp 01N, Rge 44E, BONNEVILLE County

Place Of Use

IRRIGATION within BONNEVILLE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	44E	15											24.0						24.0
01N	44E	16	30.0	39.0	39.0	39.0	31.0								39.0	40.0	40.0	40.0	337.0
01N	44E	21	34.9	38.0															72.9

Right Acre Limit: 145.5

POU Total Acres: 433.9

Conditions of Approval:

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1. X27 This right is limited to the irrigation of 145.5 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 23-11272, 23-11408 and 23-11410 when combined shall not exceed a total diversion rate of 5.3 cfs and the irrigation of 271.4 acres.
3. X35 Rights 23-11404, 23-11406, 23-11408, 23-11410 and 23-11272 when combined shall not exceed a total diversion rate of 6.98 cfs and the irrigation of 433.9 acres.
4. R05 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.
5. R43 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).
6. K01 Right No. 23-11272 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
7. F01 Water is delivered through Palisades Irrigation Canal.
8. Use of this right is combined with water from Palisades Irrigation Co.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. R63 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.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

- | | | |
|--|-----------|-------------------|
| 1. dcarlson
Updated Shape | 1/22/2009 | POU |
| 2. dcarlson
Updated Shape | 1/23/2009 | POU |
| 3. dcarlson
Updated PLS | 1/23/2009 | POU |
| 4. mciscell
Bulk Generate Shape From PLS | 6/10/2010 | POD |
| 5. dcarlson
Updated Shape | 7/13/2010 | POU |
| 6. dcarlson
PODID 778516 correlated from SpatialDataID 302672 to SpatialDataID 302672 | 7/13/2010 | POD |
| 7. scox
This is now an approved transfer, transfer number = 75372 | 8/26/2010 | Transferred Right |

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12/3/2020

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 01
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.980		433.9

23-11404 ,23-11406 ,23-11408 ,23-11410 ,23-11272

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
5.300		271.4

23-11408 ,23-11410 ,23-11272

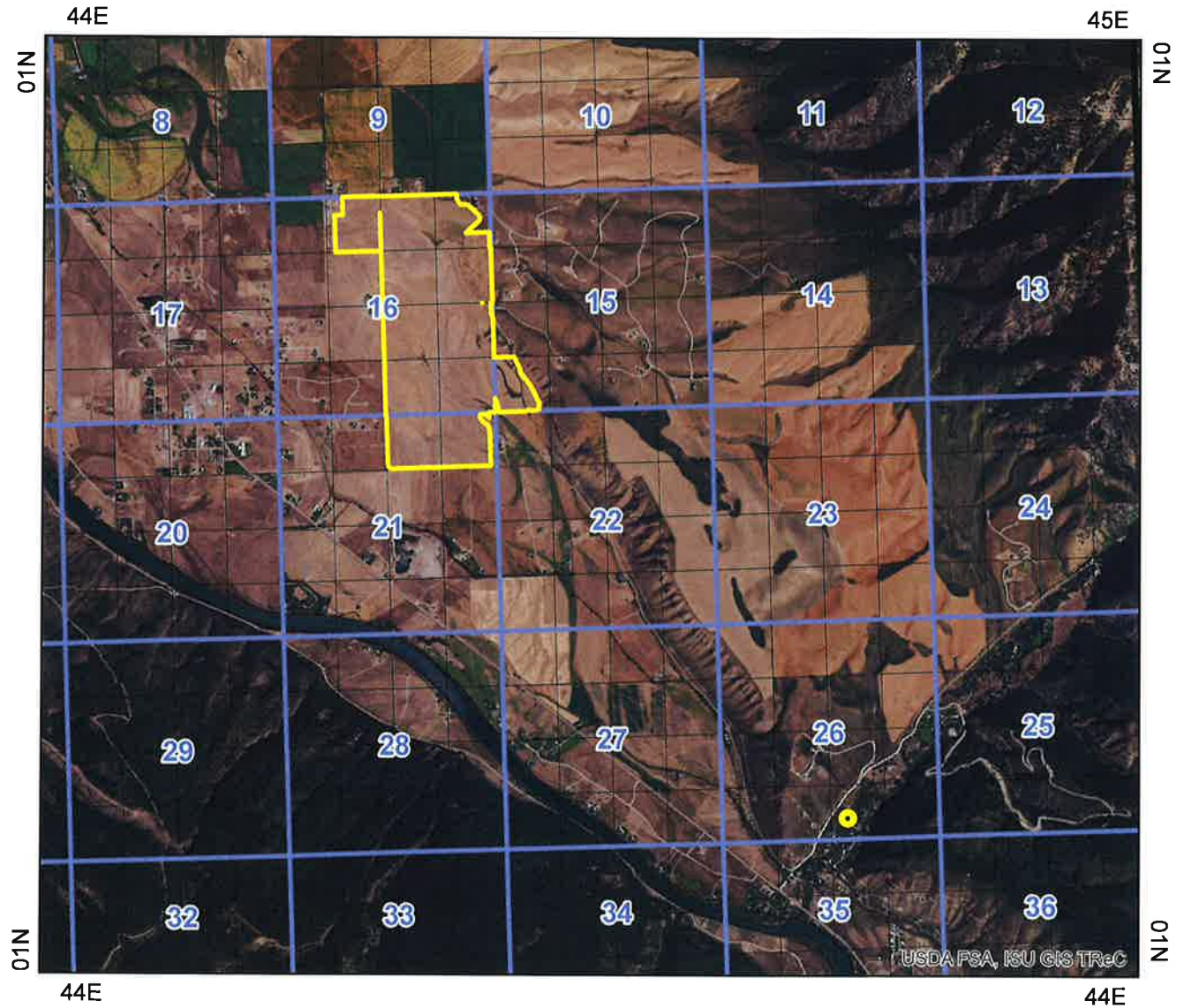
SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
23-11272 , 23-11404, 23-11406,
23-11408 & 23-11410



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

0 0.5 1 2 Miles

