

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 23-11272

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: 4/1/1987

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	0.001 CFS	
	<u>Total Diversion</u>		0.000 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: 0.4

POU Total Acres: 31.0

Conditions of Approval:

1. K09 This right is for an enlargement of 0.4 acres within the place of use described for this right.

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12/4/2020

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. 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.
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. K02 This right is based upon an enlargement of Right No. 23-11408, 23-11410 pursuant to Section 42-1426, Idaho Code.
13. 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.
14. The actual total diversion rate for this right is 0.001 cfs.

Comments:

- | | | | |
|---|----------|-----------|-------------------|
| 1. | dcarlson | 1/23/2009 | POU |
| Updated Shape | | | |
| 2. | dcarlson | 1/23/2009 | POU |
| Updated PLS | | | |
| 3. | dcarlson | 7/13/2010 | POD |
| Updated Shape | | | |
| 4. | scox | 8/26/2010 | Transferred Right |
| This is now an approved transfer, transfer number = 75372 | | | |
| 5. | jhersley | 12/4/2020 | POU |
| Updated Shape | | | |
| 6. | jhersley | 12/4/2020 | Split Right |
| Split into 23-11272 & 23-11487 due to change in ownership to Korth. | | | |

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 23-11272

12/4/2020

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH
Water District Number: 01
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:

SubCaseNumber: 23-11272
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed:
Objection Status:

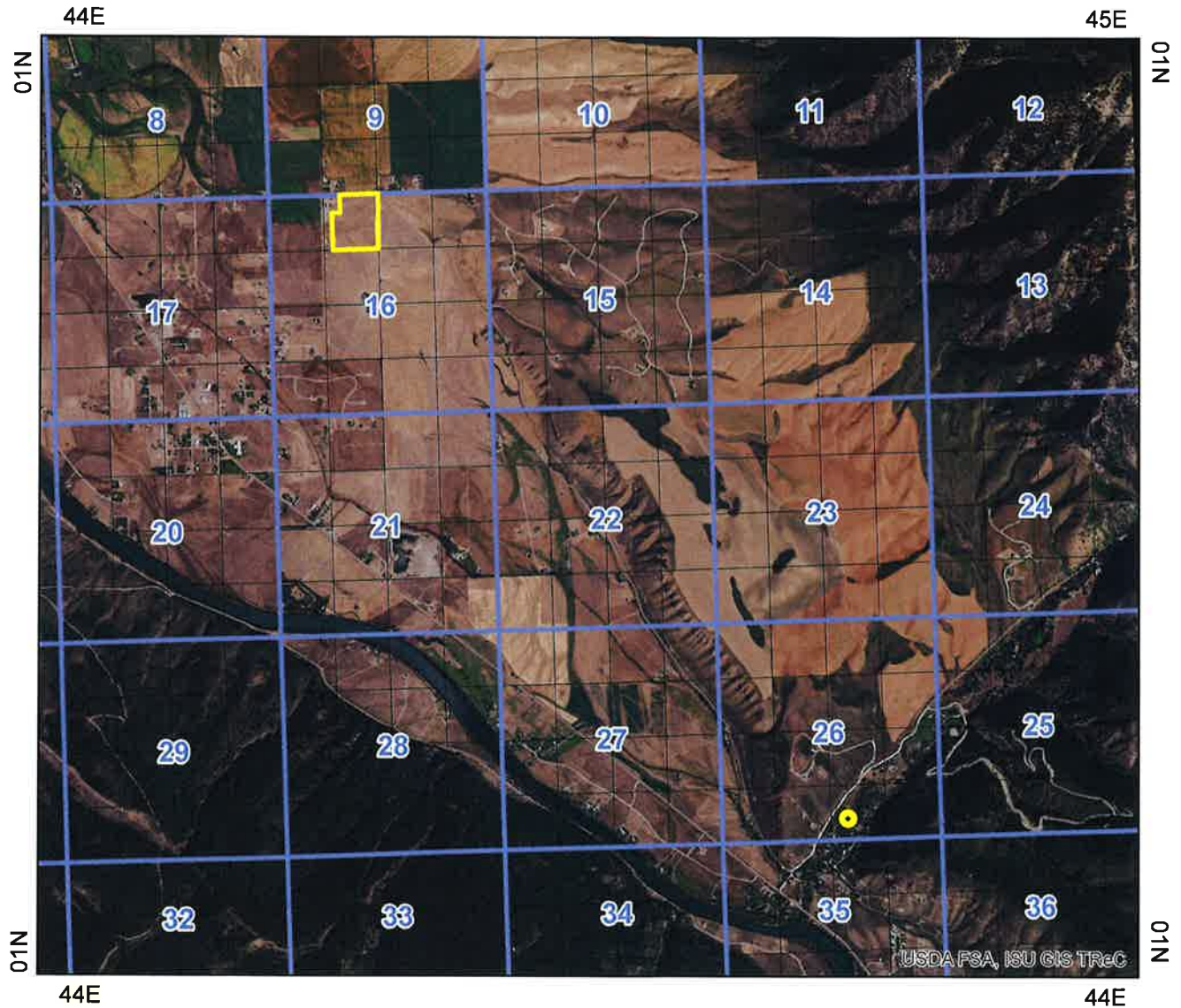
Water Supply Bank:






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

0 0.5 1 2 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

12/3/2020

Water Right 23-11272

Before Split

Owner Type **Name and Address**
 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: 4/1/1987**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	0.010 CFS	
	<u>Total Diversion</u>		0.010 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: 5.9

POU Total Acres: 433.9

Conditions of Approval:

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12/3/2020

1. K09 This right is for an enlargement of 5.9 acres within the place of use described for this right.
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. 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.
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. K02 This right is based upon an enlargement of Right No. 23-11408, 23-11410 pursuant to Section 42-1426, Idaho Code.
13. 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 | 1/23/2009 | POU |
| 2. dcarlson
Updated PLS | 1/23/2009 | POU |
| 3. dcarlson
Updated Shape | 7/13/2010 | POD |
| 4. scox
This is now an approved transfer, transfer number = 75372 | 8/26/2010 | Transferred Right |

Dates and Other Information

Decreed Date: 1/31/2005
Civil Case Number: 39576
Judicial District: FIFTH

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 23-11272

12/3/2020

Owner Name Connector: Or
Water District Number: 01
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		

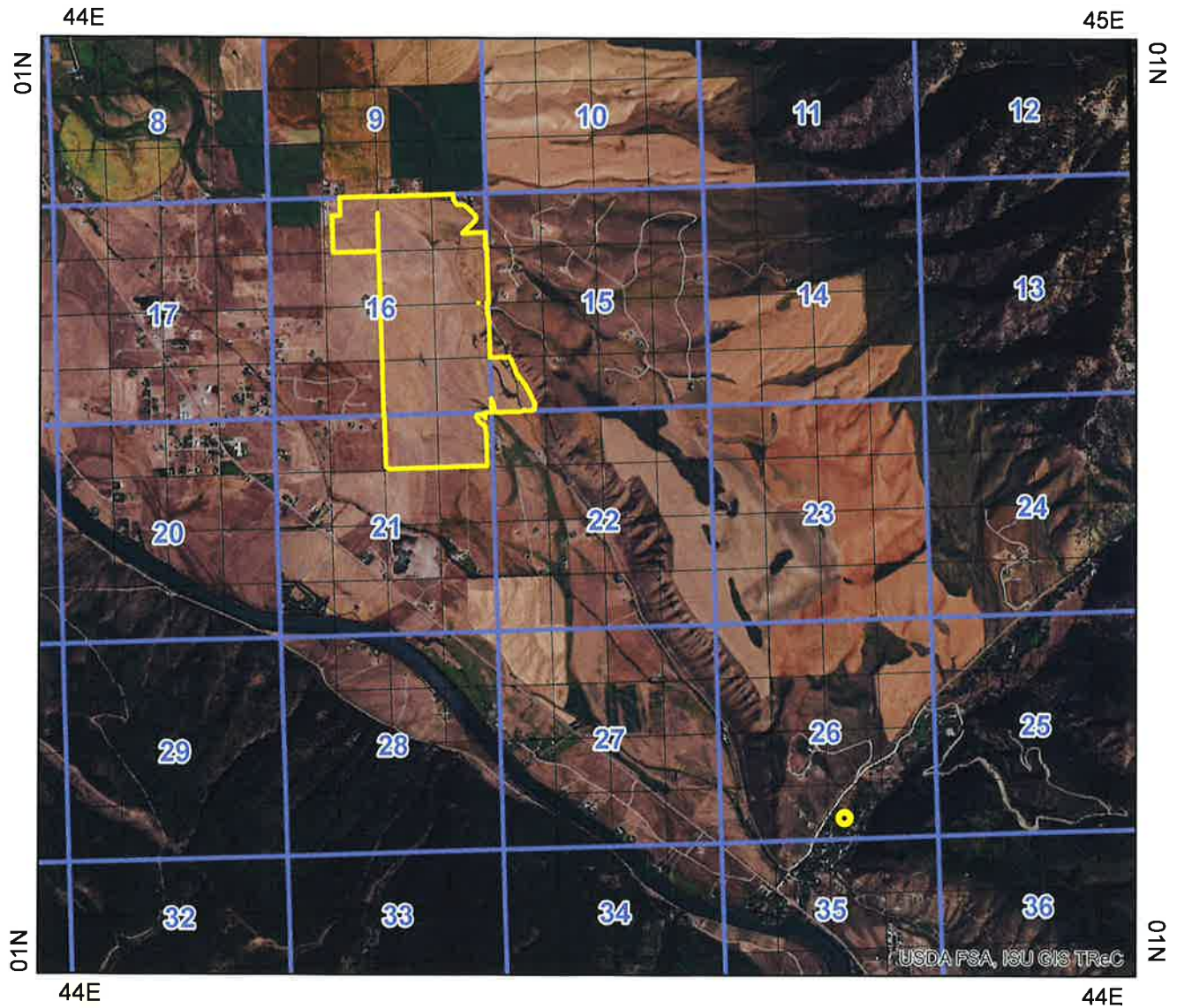
SubCase:






SubCaseNumber: 23-11272
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed:
Objection Status:

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

