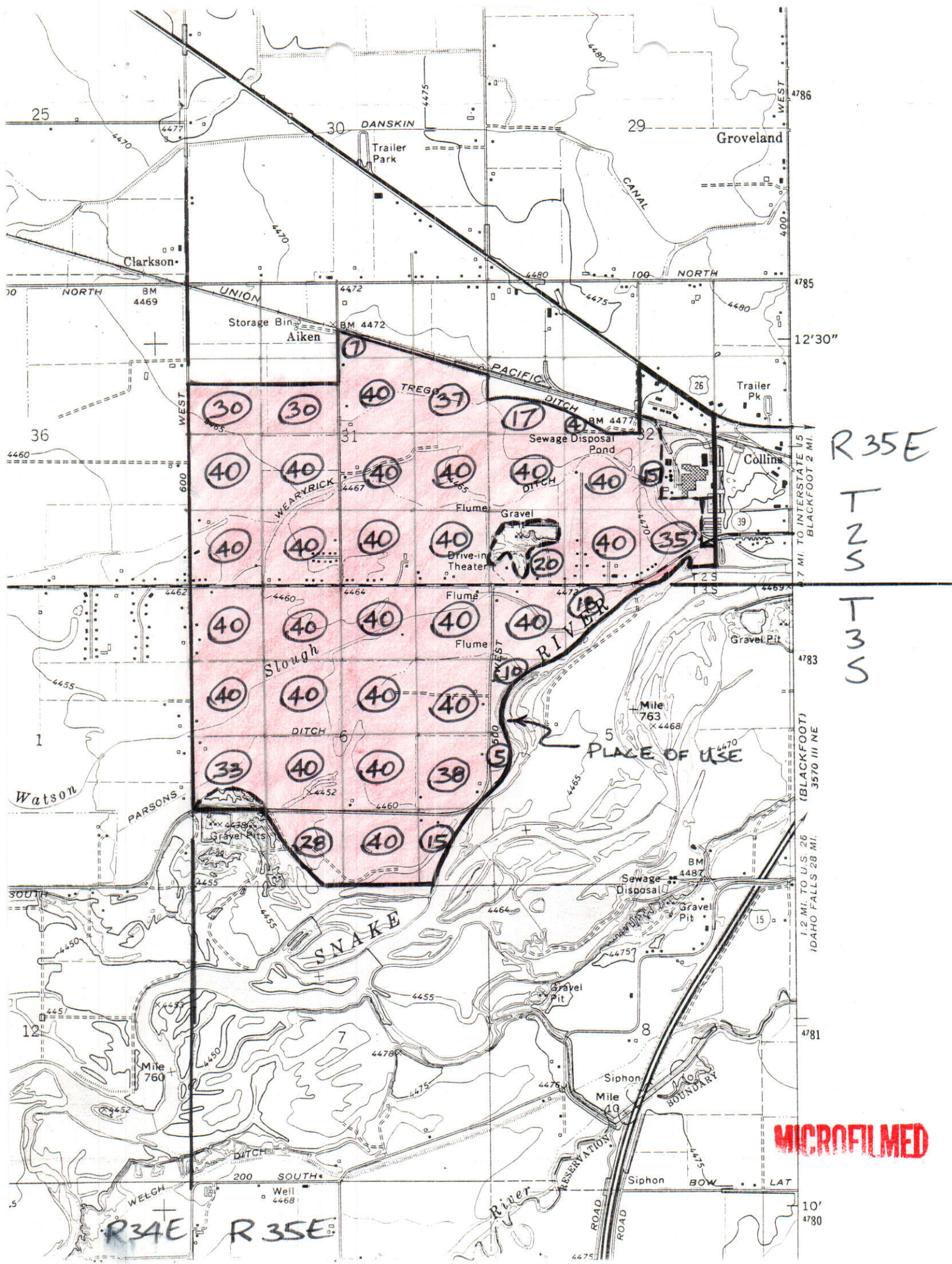
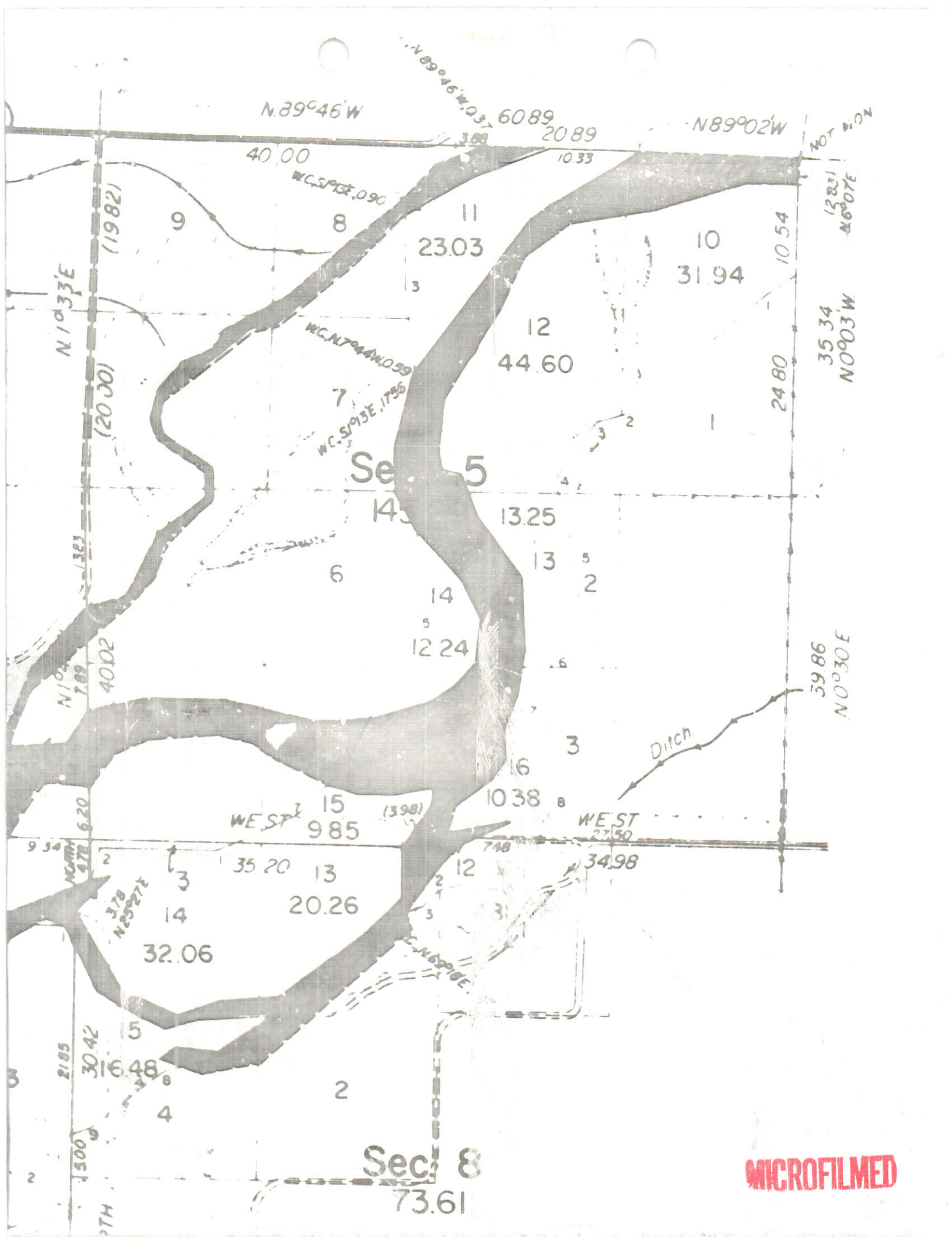
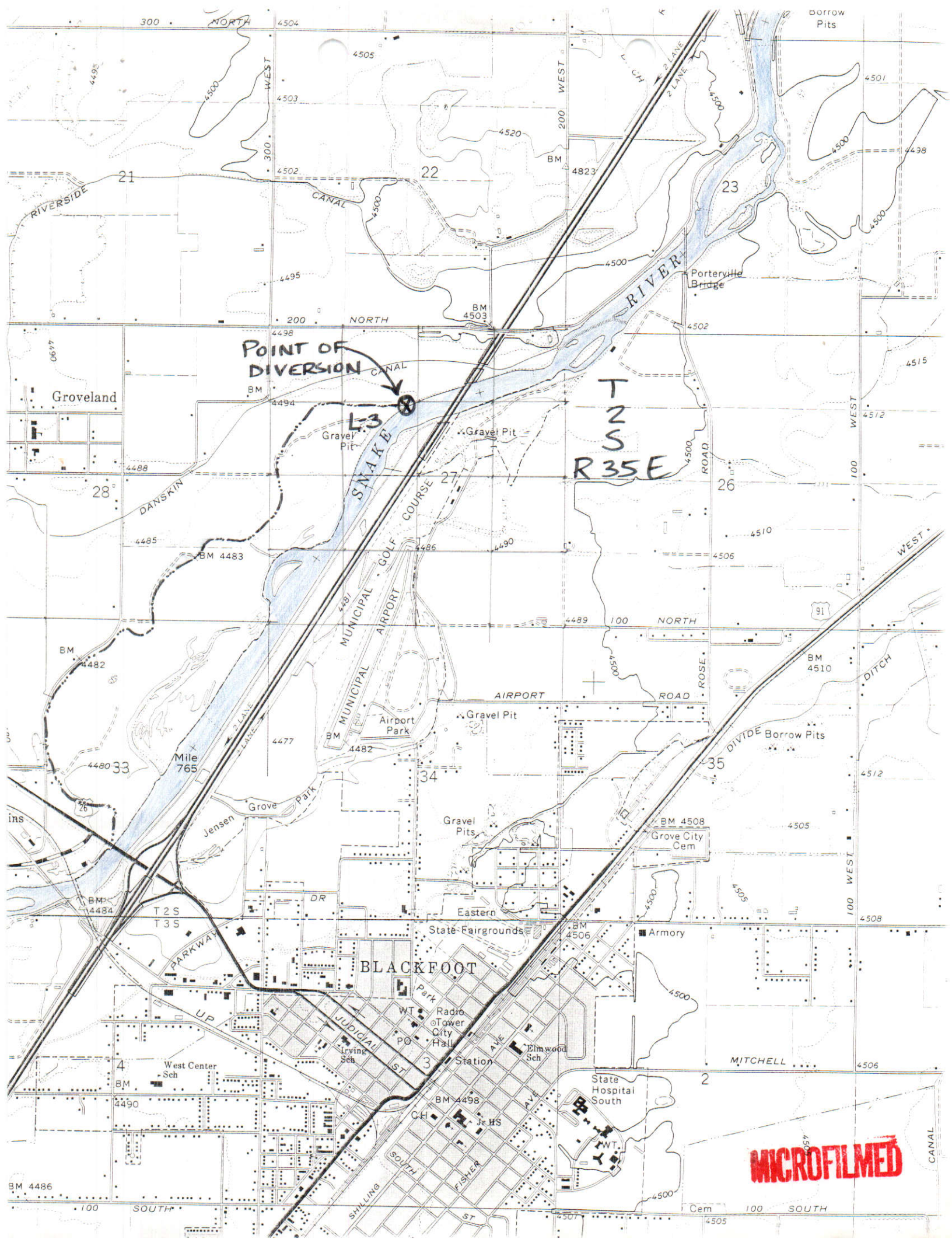






MICROFILMED



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**NOTICE OF CLAIMS
TO WATER RIGHTS**

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

35-4269

TREGO DITCH CO.
53 N. 550 W.

Blackfoot, Idaho 83221

Source: SNAKE RIVER trib. to COLUMBIA

Diversion Pt.: LOT 03 (SENW) Sec. 27, T. 02S, R. 35E.

Use: IRRIGATION (9.890 CFS).

Priority Date: 06/06/1965.

In: NWNE, SWNE, SENE, Lot 02, (SWNW)
SENW, NESW, Lot 03 (NWSW), Lot 04 (SWSW)

SESW, NESE, NWSE, SWSE, SESE, Sec. 31, T. 02S, R. 35E, SWNW, SENW, NESW, NWSW, SWSW, SESW, NWSE, Lot 02 (SWSE), Sec. 32, T. 02S, R. 35E, Lot 01 (NENE), Lot 02 (NWNE) SWNE, SENE, Lot 03 (NENW), Lot 4 (NWNW), Lot 05 (SWNW), SENW, NESW, Lot 06 (NWSW) Lot 07 (SESW), NESE, NWSE, SWSE, SESE, Sec. 06, T. 03S, R. 35E, Lot 08 (NENW), Lot 09 (NWNW), SWNW, NWSW, Sec. 05, T. 03S, R. 35E, for 1302 Acres.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402.

KEN DUNN, Director

(9122)
Pub.: 6/26; 7/3

RECEIVED

JUL 8 1986

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

Michael Bell

I, _____
solemnly

)
)ss
)
do
Publisher of

swear that I am the _____
The Morning News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the
26th day of June, 19 86.

and the last publication having been made on the
3rd day of July, 19 86;

that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Michael Bell

Subscribed and sworn to before me this 7th

day of July, 19 86

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5388
WATER RIGHT NO(S). 01-00002A/01-00148/01-00266/01-04061

This is to certify that: **TREGO DITCH COMPANY**
C/O WILBUR GREGORY
533 W 37 S
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 01-00002A :			
IRRIGATION	04/01 to 10/31	65.41 CFS	5208.0 AF
Priority: 06/01/1890			
Right No. 01-00148 :			
IRRIGATION	04/01 to 10/31	4.00 CFS	640.0 AF
Priority: 06/01/1902			
Right No. 01-00266 :			
IRRIGATION	04/01 to 10/31	18.00 CFS	5208.0 AF
Priority: 01/22/1916			
Right No. 01-04061 :			
IRRIGATION	04/01 to 10/31	9.89 CFS	4178.4 AF
Priority: 06/06/1965			
TOTAL:		* 97.30 CFS	* 5208.0 AF

SOURCE
SNAKE RIVER

TRIBUTARY OF
COLUMBIA RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 27, Township 02S, Range 35E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	35E	31	NWNE 7	SWNE 40	SENE 37	
			Lot 2 (SNNW) 30	SENW 30	NESW 40	
			Lot 3 (NWSW) 40	Lot 4 (SWSW) 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			464
		32	SNNW 17	SENW 4	NESW 40	
			NWSW 40	SWSW 20	SESE 40	

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TRANSFER NO. 5388
WATER RIGHT NO(S). 01-00002A/01-00148/01-00266/01-04061

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
			NWSE	15	Lot 2 (SWSE)	35			211
03S	35E	5	Lot 8 (NENW)	18	Lot 9 (NWNW)	40	SWNW	10	
			NWSW	5					73
		6	Lot 1 (NENE)	40	Lot 2 (NWNE)	40	SWNE	40	
			SENE	40	Lot 3 (NENW)	40	Lot 4 (NWNW)	40	
			Lot 5 (SWNW)	40	SENE	40	NESW	40	
			Lot 6 (NWSW)	33	Lot 7 (SESW)	28	NESE	38	
			NWSE	40	SWSE	40	SESE	15	554
Total number of acres irrigated:									* 1302 **

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of Transfer 5388 does not confirm claimed Right 01-04061.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
3. 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.
4. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ** 8. Right 01-00148 is limited to the irrigation of 160.0 acres in the place of use described above in a single irrigation season.
- * 9. Rights 01-00002A, 01-00148, 01-00266, and 01-04061 when combined shall not exceed a total diversion rate of 97.30 cfs, a total annual maximum diversion volume of 5208.0 af at the field headgate, and the irrigation of 1302.0 acres.
10. Approval of Transfer 5388 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this

24th

day of

November

1999

J. Glen Saylor
Chief, Water Allocation Bureau

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DEC 11 1999

RECEIVED
JUN 15 1986
DEPARTMENT OF WATER RESOURCES
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Number changed to
01-4061



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Trego Ditch Company (Name of Claimant)

53 North 550 West, Blackfoot, Idaho 83221 (Mailing Address) Telephone No. 785-3489 (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) June 6, 1965

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Snake River tributary to Columbia

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>9.89 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>4/1</u>	To <u>11/1</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NW 1/4, Sec. 27 Twp. 2S Rge. 35E B.M., County of Bingham
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Headgates and partial diversion dam.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2S	35E	31		7	40	37			30	30	40	40	40	40	40	40	40	40	464
									1-2			1-3	1-4						
		32							17	4	40	40	20	40		15	35		211
																	1-2		
3S	35E	6	40	40	40	40	40	40	40	40	40	33		28	38	40	40	15	554
			1-1	1-2			1-3	1-4	1-5		1-6		1-7						
		5					18	40	10			5							73
							1-8	1-9											

No. of acres 1302

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks Maps depicting location of point of diversion and place of use
are attached.

[illegible]

State of Idaho)
County of Bearham) ss.

ATTEST: Karen Ingo
Secretary

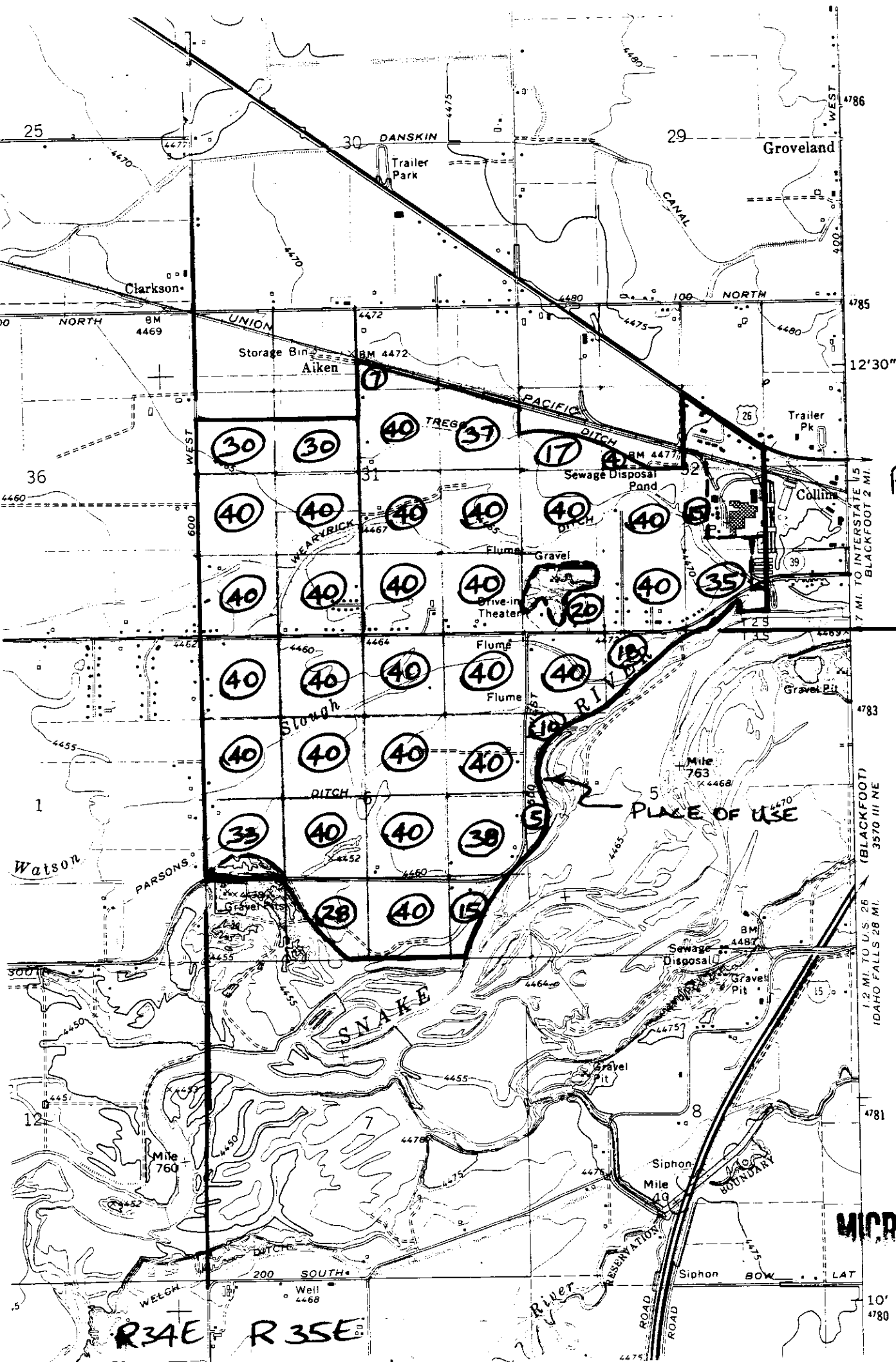
Sworn to before me this 20 day of June, 1986

Trego Pitch Co.
by Mary Trego (Pres)
(Claimant)

Sandra C Rowe
Notary Public
Residing at 141635 W. Blackfoot Rd,
Rt. 2 Box 162

My commission expires life

Received by WJD Date 6-5-76 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by HWT Date 6-10-86 claimant by: _____
~~\$30.00~~ fee received by \$200.00 Date 6-5-86 # 39674
 Published in Blackfoot News
 Dates 6-26-73 to 7-3-86



R 35 E

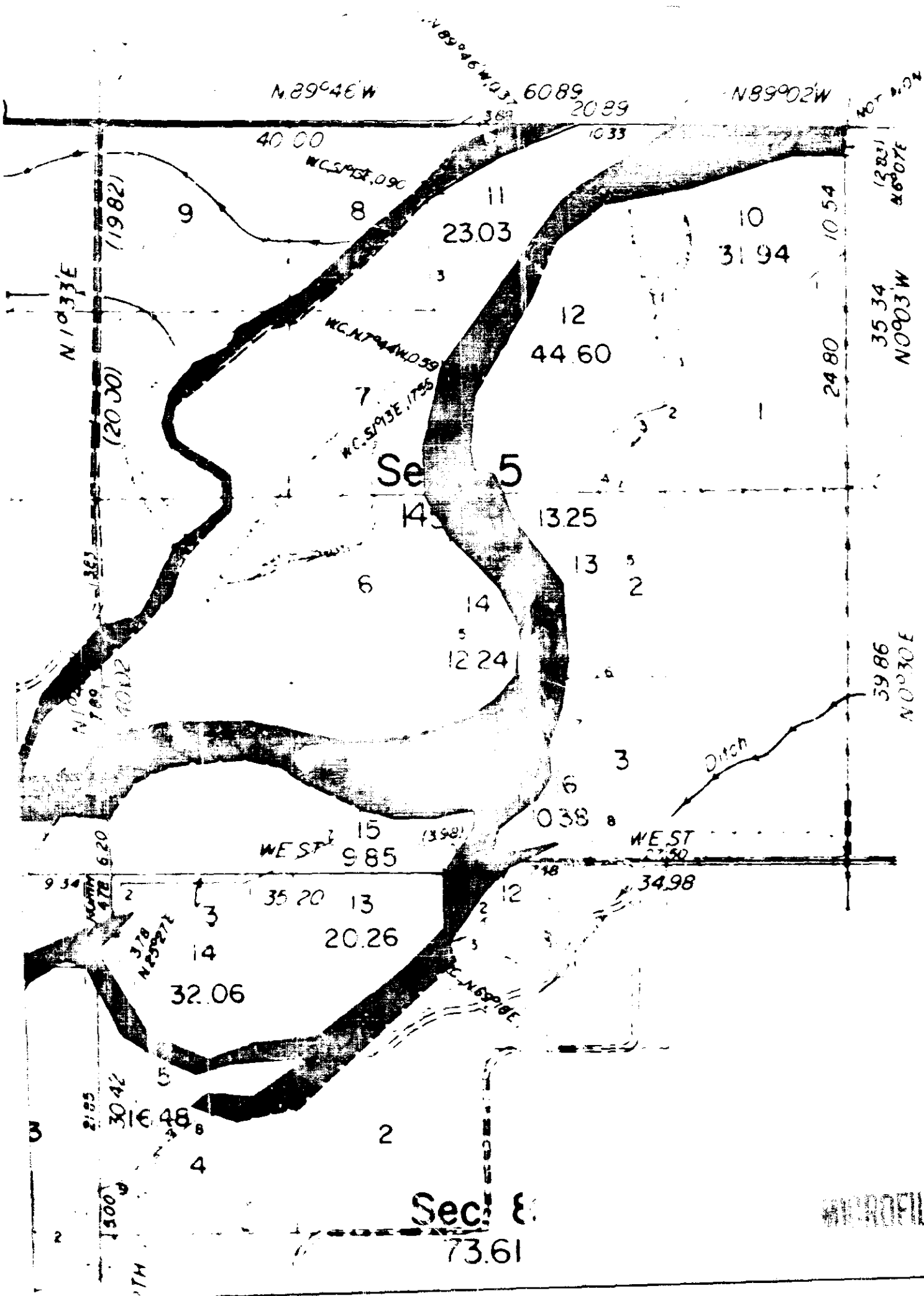
T 2 S

T 3 S

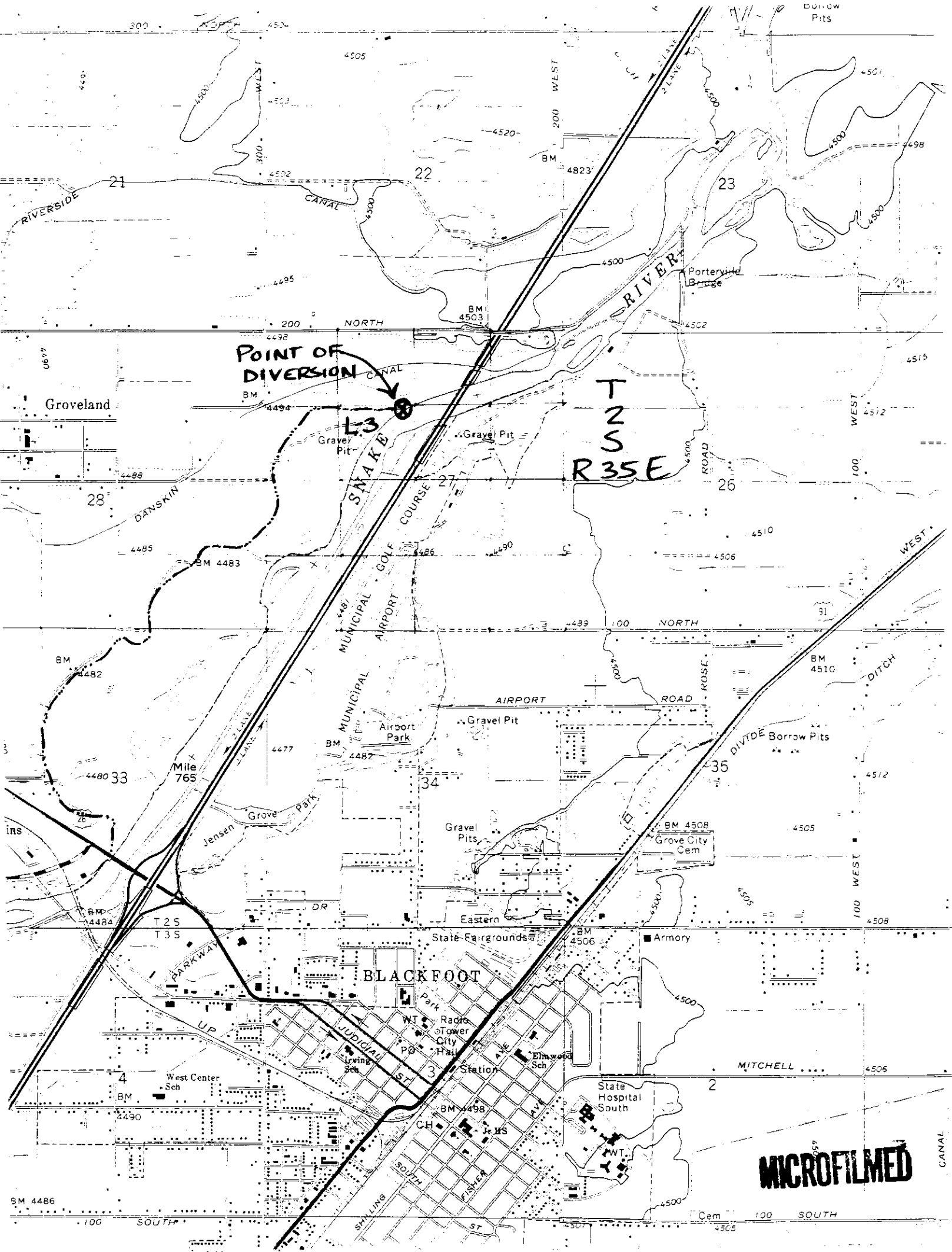
MICROFILMED

R 34 E

R 35 E



UNCLASSIFIED



MICROFILMED

**NOTICE OF CLAIMS
TO WATER RIGHTS**

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

35-4289

TREGO DITCH CO.
53 N. 550 W.

Blackfoot, Idaho 83221

Source: SNAKE RIVER trib. to COLUMBIA
Diversion Pt.: LOT 03 (SENE) Sec. 27, T.
02S, R. 35E.

Use: IRRIGATION (9.890 CFS).

Priority Date: 06/06/1965.

In: NWNE, SWNE, SENE, Lot 02, (SWNW)
SENE, NESW, Lot 03, (SENE), Lot 04, (SENE)

SESW, NESE, NWSE, SWSE, SESE, Sec. 31, T.
02S, R. 35E, SWNW, SENW, NESW, NWSW,
SWSW, SESW, NWSE, Lot 02 (SWSE), Sec.
32, T. 02S, R. 35E, Lot 01 (NENE), Lot 02
(NWNE) SWNE, SENE, Lot 03 (NENW), Lot 4
(NWNW), Lot 05 (SWNW), SENW, NESW, Lot
06 (NWSW) Lot 07 (SESW), NESE, NWSE,
SWSE, SESE, Sec. 06, T. 03S, R. 35E, Lot 08
(NENW), Lot 09 (NWNW), SWNW, NWSW, Sec.
05, T. 03S, R. 35E, for 1302 Acres.

Exceptions to a claim may be filed with the
Director, Dept. of Water Resources, 150 Shoup
Ave., Suite 15, Idaho Falls, Idaho, 83402.

KEN DUNN, Director

(9122)

Pub.: 6/26/86

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho)
I, Michael Bell)

do
solemnly

Publisher of

swear that I am the Publisher of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 184 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
and duly designated, pursuant to law, a particular day of
the week as the day on which legal notices required by
law or by the order of any Court of competent jurisdiction
within the State of Idaho shall be published to-wit: Thursday
of each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of
publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
26th day of June, 19 86

and the last publication having been made on the
3rd day of July, 19 86

that said notice was published in the regular and entire
issue of every number of the paper as aforesaid during
the period and time of publication, and that notice was
published in the newspaper and not in a supplement.

Michael Bell

Subscribed and sworn to before me this 7th

day of July, 19 86

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1988

RECEIVED

JUL 8 1986

Department of Water Resources
Eastern District Office

MICROFILM

MEMORANDUM

TO: Files 01-00002A, 01-00148, 01-00266 & 01-04061

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5388

DATE: November 23, 1999

Transfer 5388 changes the point of diversion and clarifies the specific place of use under Rights 01-00002A, 01-00148, 01-00266 and 01-04061. The applicant and Danskin Ditch Company have agreed to consolidate their rights in the Danskin ditch to be more efficient and help prevent flooding.

The three decreed rights had non-specific places of use within the same area as 1302 acres identified under the transfer and statutory claim 01-04061. Right 01-00148 is limited specifically to 160 total acres within the 1302-acre permissible place of use.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include non-confirmation of claim 01-04061, watermaster control, measuring device & lockable controlling works, irrigation overlap, permissible place of use under Right 01-00148, combined right limits, right-of-way and standard transfer conditions.

MICROFILMED
NOV 30 1999

MEMORANDUM

TO: FILE 01-04061
FROM: PAM SKAGGS
RE: TRANSFER # 5388
DATE: 2-19-99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 01-00002.

MICROFILMED
NOV 30 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2100

JULY 14, 1986

TREDD DITCH CO.
53 N. 550 W.
BURCKEPOST

ID 87224

RE: Claim No. ~~85-4287~~ changed to 01-4041

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Ronald D. Carlson
Eastern Regional Supervisor

Enclosure

ENCLOSURE

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

Right Number _____ Applicant Trego Ditch

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
 - ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
 - ☒ Source.
 - ☒ Quantity, use, period.
 - ☒ Point(s) of diversion.
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- Protest det
7-14-86*

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By Ernest Carlson Date July 23, 1986

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 7/23/86

REFILED

RECEIVED

State of Idaho, Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JUNE 18, 1986

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a sales proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before JULY 14, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

**NOTICE OF CLAIMS
TO WATER RIGHTS**

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

35-4269

TREGO DITCH CO.

53 N. 550 W.

Blackfoot, Idaho 83221

Source: SNAKE RIVER trib. to COLUMBIA

Diversion Pt.: LOT 03 (SENW) Sec. 27, T. 02S, R. 35E.

Use: IRRIGATION (9.890 CFS).

Priority Date: 06/06/1965.

In: NWNE, SWNE, SENE, Lot 02, (SWNW) SENW, NESW, Lot 03 (NWSW), Lot 04 (SWSW) SESW, NESE, NWSE, SWSE, SESE, Sec. 31, T. 02S, R. 35E, SWNW, SENW, NESW, NWSW, SWSW, SESW, NWSE, Lot 02 (SWSE), Sec. 32, T. 02S, R. 35E, Lot 01 (NENE), Lot 02 (NWNE) SWNE, SENE, Lot 03 (NENW), Lot 4 (NWNW), Lot 05 (SWNW), SENW, NESW, Lot 06 (NWSW) Lot 07 (SESW), NESE, NWSE, SWSE, SESE, Sec. 06, T. 03S, R. 35E, Lot 08 (NENW), Lot 09 (NWNW), SWNW, NWSW, Sec. 05, T. 03S, R. 35E, for 1302 Acres.

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402.

KEN DUNN, Director

(9122)

Pub.: 6/26; 7/3

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

35-4269

TREDD DITCH CO.

53 N. 550 N., BLACKFOOT, ID 83224

Source: SNAKE RIVER trib. to COLUMBIA

Diversion Pt: LOT 02 (SENW) Sec 27 T 02S R 35E

Use: IRRIGATION (9,890 CFS)

Priority Date: 06/06/1965

In: NWNE SWNE SENE LOT 02 (SWNW) SENW NESW LOT 03 (NWSE) LOT 04 (SWSE) SESE
NESE NWSE SUSE SESE Sec 31 T 02S R 35E SWNW SENW NESW NWSE SWSE SESE NWSE
LOT 02 (SWSE) Sec 32 T 02S R 35E LOT 01 (NENE) LOT 02 (NWNE) SWNE SENE
LOT 03 (NENW) LOT 04 (NNWN) LOT 05 (SWNW) SENW NESW LOT 06 (NWSE)
LOT 07 (SESE) NESE NWSE SUSE SESE Sec 06 T 03S R 35E LOT 08 (NENW)
LOT 09 (NNWN) SWNW NWSE Sec 05 T 03S R 35E FOR 1302 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

KEN DUNN, Dir.

Published 6/26 & 7/3/86.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

May 23, 1986

Gary Drego
Trego Ditch Co.
53 No. 550 West
Blackfoot, Idaho 83221

Dear Mr. Trego:

Enclosed you will find a completed claims form with attached maps. Please review the claims form, particularly the map and the acres listed as being irrigated. If you agree with my numbers, the claim should be signed by the president, attested by the secretary, and notarized.

Submit the claim along with the \$200.00 filing fee to the Department and we will promptly process your claim.

Sincerely,

Gary Spackman
Sr. Resource Agent

GS/md

Enclosure

MICROFILMED