

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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Claim ID: 13-7748Date Received: 10/28/2024Receipt No: 1921504Claim Fee: \$738.00 By: CA

RECEIVED

OCT 28 2024

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

IDWR/Preston

Please type or print clearly

1. Name of claimant(s) RIVERDALE CANAL CO. Phone (208) 251-6125
 Mailing address 4598 EAST STATION CREEK RD. PRESTON ID. Zip 83263
Street or Box City State
 Email address (optional) UPTHECREEK.PAUL@GMAIL.COM
2. Date of priority: (Only one per claim) MAY 1 / 1888 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (X) (a) MINK CREEK
 which is tributary to (b) BEAR RIVER
4. a. Location of point of diversion is: Township 14S, Range 40E, Section 1,
SW 1/4 of SE 1/4, Govt. Lot _____, BM, County of FRANKLIN
 Parcel no. RPO 1209.00
 Additional points of diversion, if any: _____
 If available, GPS Coordinates 111.726933 42.229855
- b. If instream flow, beginning point of claimed instream flow is:
 Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
 Govt. Lot _____, BM, County of _____
 Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
 Govt. Lot _____, BM, County of _____
5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
CEMENT DIVERSION WITH STEEL HEADGATE. CEMENT RACEWAY LEADING TO
PARTIAL FLUME WEIR FOR MEASUREMENT. 16 MILES OF EARTHEN CANAL
CONVEYS WATER TO SHAREHOLDERS.

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For IRRIGATION purposes from 4/20 to 9/30 amount 5.87 or _____

For STOCKWATER purposes from 4/20 to 9/30 amount .23 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.87 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) NONE

9. Description of place of use: SEE LARGE PLACE OF USE ATTACHMENT

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Parcel no(s). _____ Total number of acres irrigated 665.0

10. In which county(ies) are lands listed above as place of use located? FRANKLIN

11. Do you own the property listed above as place of use? Yes () No (☒)
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

WE HAVE APPLIED FOR RIGHTS TO WASTEWATER WHICH MAY ENTER OUR CANAL FROM or None ()
THE TERMINATION OF CANALS ABOVE THE RIVERDALE CANAL

13. Remarks (Include an explanation of the priority date selected):

MAY 1, 1888 IS THE DATE OF CONSTRUCTION AND OPERATION OF THIS CANAL
THEREBY VALIDATING THE PRIORITY DATE. THE CANAL HAS BEEN IN
USE SINCE THAT DATE TO PRESENT. WATERMASTER REPORTS VALIDATE
THE DIVERSION AND USE OF THIS WATER.
THE SIGNET/OPEN USE MAPS TOTAL 405 ACRES OUR WATER RIGHT SHOWS
665 ACRES. THIS IS DUE TO CROP ROTATIONS IN VARIOUS FIELDS AND
IRRIGATION OF OTHER ACRES DURING HARVESTING CYCLES.

Name of claimant(s) _____ Claim ID _____

14. Basis of claim (Check one) Beneficial Use () Posted Notice () License () Permit () Decree (X)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 13-7748

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System 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 Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

BOARD MEMBERS of RIVERDALE CANAL CO.
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Paul McKay Date 10-24-24

Printed Name of Authorized Agent PAUL MCKAY

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) _____ Claim ID _____

Water Right Report : 13-7748(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	RIVERDALE CANAL CO	PO BOX 349	PRESTON	ID	83263

Water Right Status

Priority Date : 5/1/1888
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
MINK CREEK		BEAR RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
MINK CREEK	14S	40E	1	0				SW SE FRANKLIN	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/20	09/30	5.87 CFS	
TOTAL			5.87 CFS	

Places of Use

This water right has a [Large Place Of Use](#) 

Irrigation Totals

Total Acres Acre Limit
665.00

Conditions

Code Conditions

TRANS. 196 & TRANS. 2071 P/D CHANGE. P/D MINK CREEK CANAL LEGAL: NESE, 28, T13S, R41E. P/D PRESTON-RIVERDALE CANAL LEGAL: SWSE, 1, T14S, R40E. DIVERSION RATE MINK CREEK CANAL = 30 CFS & REMAINING 6 CFS. THRU PRESTON-RIVERDALE CANAL. EXCEPT WHEN FLOW OF MINK CREEK DOES NOT EXCEED 60 CFS AT P/D'S OF PRESTON-RIVERDALE & MINK CREEK CANALS AND TWIN LAKES CANAL CO. THEN WATER SHALL BE DIVIDED ON BASIS OF 2/5 TO TWIN LAKES CANAL AND 3/5 TO PRESTON-RIVERDALE & MINK CREEK CANAL. P/U INCOMPLETE AC. IRR. = 3600.

Dates

Licensed Date :

Decreed Date : 7/11/1888

Other Information

State or Federal :

Water Right Number : 13-7748

Permit Proof Due Date :

Permit Proof Made Date :

Permit Approved Date :

Permit Moratorium Expiration Date :

Enlargement Use Priority Date :

Enlargement Statute Priority Date :

Application Received Date:

Protest Deadline Date:

Generic Max Rate Per Acre : 0.02

Generic Max Volume Per Acre : 3.5

Civil Case Number :

Decree Plaintiff :

Decree Defendant :

Swan Falls Trust or Nontrust :

Swan Falls Dismissed :

DLE Act Number :

Cary Act Number :

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

10/28/202

ArcGIS Web Map

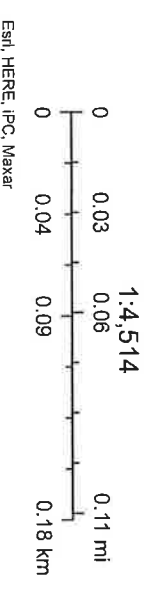


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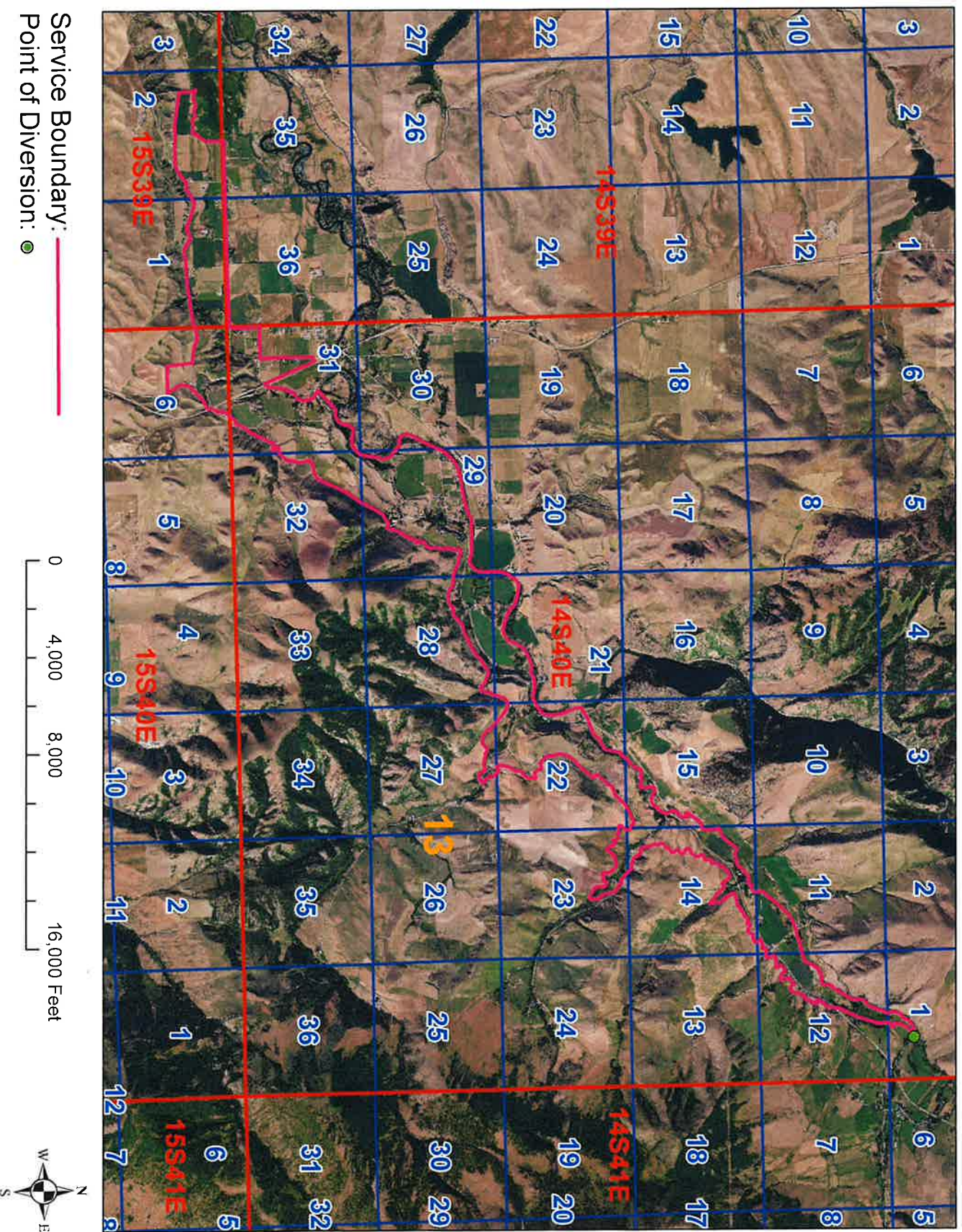
☐ Quarter Quarters ☐ Townships

☐ PLS Sections

Division Point + Creek location



Service Boundary



9. Place of use:

IRRIGATION within FRANKLIN County

Township	Range	Section	¼	of	¼	Lot	Acres
14S	39E	35	SW		SE		
14S	39E	35	SE		SE		
14S	39E	36	SW		SW		
14S	39E	36	SE		SW		
14S	39E	36	SW		SE		
14S	39E	36	SE		SE		
14S	40E	1	SE		SW		
14S	40E	1	SW		SE		
14S	40E	11	NE		SE		
14S	40E	11	NW		SE		
14S	40E	11	SW		SE		
14S	40E	11	SE		SE		
14S	40E	12	NW		NE		
14S	40E	12	NE		NW		
14S	40E	12	SE		NW		
14S	40E	12	NE		SW		
14S	40E	12	NW		SW		
14S	40E	12	SW		SW		
14S	40E	12	SE		SW		
14S	40E	14	NE		NE		
14S	40E	14	NW		NE		
14S	40E	14	SW		NE		
14S	40E	14	NE		NW		
14S	40E	14	NW		NW		
14S	40E	14	SW		NW		
14S	40E	14	SE		NW		
14S	40E	14	NW		SW		
14S	40E	14	SW		SW		
14S	40E	14	SE		SW		
14S	40E	15	SE		NE		
14S	40E	15	SE		SW		
14S	40E	15	NE		SE		
14S	40E	15	SW		SE		
14S	40E	15	SE		SE		
14S	40E	20	SE		SE		
14S	40E	21	SW		SW		
14S	40E	21	SE		SW		
14S	40E	21	NE		SE		
14S	40E	21	NW		SE		
14S	40E	21	SW		SE		
14S	40E	21	SE		SE		
14S	40E	22	NE		NE		
14S	40E	22	NW		NE		

14S	40E	22	SW	NE
14S	40E	22	NE	NW
14S	40E	22	SW	NW
14S	40E	22	SE	NW
14S	40E	22	NE	SW
14S	40E	22	NW	SW
14S	40E	22	SW	SW
14S	40E	22	SE	SW
14S	40E	22	NW	SE
14S	40E	22	SW	SE
14S	40E	23	NW	NE
14S	40E	23	SW	NE
14S	40E	23	NE	NW
14S	40E	23	NW	NW
14S	40E	23	SE	NW
14S	40E	27	NW	NE
14S	40E	27	NE	NW
14S	40E	27	NW	NW
14S	40E	28	NE	NE
14S	40E	28	NW	NE
14S	40E	28	NE	NW
14S	40E	28	NW	NW
14S	40E	28	SW	NW
14S	40E	28	SE	NW
14S	40E	29	NE	NE
14S	40E	29	NW	NE
14S	40E	29	SW	NE
14S	40E	29	SE	NE
14S	40E	29	NE	NW
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14S	40E	29	SW	NW
14S	40E	29	SE	NW
14S	40E	29	NE	SW
14S	40E	29	NW	SW
14S	40E	29	SW	SW
14S	40E	29	SE	SW
14S	40E	29	NW	SE
14S	40E	29	SW	SE
14S	40E	30	SE	NE
14S	40E	30	NE	SE
14S	40E	31	NE	NE
14S	40E	31	NW	NE
14S	40E	31	SW	NE
14S	40E	31	SE	NE
14S	40E	31	SE	NW
14S	40E	31	NE	SW
14S	40E	31	SW	SW

4

14S	40E	31	SE	SW	
14S	40E	31	NE	SE	
14S	40E	31	NW	SE	
14S	40E	31	SW	SE	
14S	40E	31	SE	SE	
14S	40E	32	NE	NW	
14S	40E	32	NW	NW	
14S	40E	32	SW	NW	
14S	40E	32	NW	SW	
15S	39E	1	NE	NE	1
15S	39E	1	NW	NE	2
15S	39E	1	SW	NE	
15S	39E	1	SE	NE	
15S	39E	1	NE	NW	3
15S	39E	1	NW	NW	4
15S	39E	1	SW	NW	
15S	39E	1	SE	NW	
15S	39E	2	NE	NE	1
15S	39E	2	NW	NE	2
15S	39E	2	SW	NE	
15S	39E	2	SE	NE	
15S	39E	2	NE	NW	3
15S	39E	2	NW	NW	4
15S	39E	2	SW	NW	
15S	39E	2	SE	NW	
15S	40E	6	NW	NE	2
15S	40E	6	SW	NE	
15S	40E	6	NE	NW	3
15S	40E	6	NW	NW	4
15S	40E	6	SW	NW	5
15S	40E	6	SE	NW	

Name	# Of Shares	Acres	Notes
Raphael Arnsworth	2.64	1.0	
Robert Baker	.88	1.1	
Kenneth Balls	7.60	8.2	
Pete Bennett	.88	1.1	
Kyle Bennett	1.98	1.8	
Bruce Boswell	5.0	7.3	This land not currently irrigated but a sale is pending and these shares will go with this piece of land.
Kevin Carter	37.4	43.4	Last shareholder on the ditch, uses any excess water that is available
John Garr	2.0	1.2	
Loyd Henrie	1.21	.9	
Iverson Farms	5.28	5.6	
Clifford Jensen	9.24	13	Also uses rented shares
Tom Lucia	10.0	11.1	
Paul Manning	26.64	29.6	

Name	# Of Shares	Acres	Notes
Paul McKay	6.16	4.6	Some shares are rented to other shareholders
Stanley Packer	6.83	7.8	Part of these acres are irrigated from the Meek pumps at Hwy 34 bridge
Parson Companies	15.4	14.8	This ground is currently not irrigated but shares are paid and current. Shares are rented to other shareholders.
Pearson Family	1.32	.7	
Pete Peterson	10.24	13.5	Sometimes uses rented shares
Garland Rasmussen	1.76	1.6	
Jim Read	12.0	14.1	
Riverdale Cemetery	4.73	1.4	There is a plan for future expansion
Riverdale Estates	16.21	40.7	This is the total acreage of subdivision. We control total usage not individual owner usage.
Riverdale Ranchettes	9.23	22.0	This is the total acreage of subdivision. We control total usage not individual owner usage.
Robert Smith	53.90	57.5	
Sam Smith	22.0	76.2	Also uses Station Creek water right and rented shares
Chris Stegelmier	12.6	15.2	

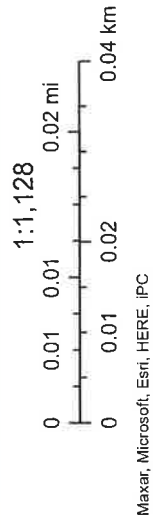
Name	# Of Shares	Acres	Notes
Brandon Stephenson	.22	.2	
Steven Stone	2.11	1.1	
Stanley Ward	1.32	1.7	
ElRay Westlake	5.72	5.5	
Kylie Wright	1.0	1.0	
TOTAL	293.50	405.4	

ArcGIS Web Map



4/10/2024, 9:29:34 PM

RAPHAEL ANDERSON
2.64 SQUARE
1.0 ACRES



ArcGIS Web Map



4/10/2024, 9:23:09 PM

Robert Baker
, 88 S. 1000 S.
1.1 Acre

1:2,257
0 0.01 0.03 0.05 mi
0 0.02 0.04 0.09 km
Maxar, Microsoft, Esri, HERE, IPC

ArcGIS Web Map



4/10/2024, 9:17:55 PM

Kenneth Baas.

7.60 ~~Acres~~ Acres.

8.2 Acres.

0 0.01 0.03 0.05 mi

0 0.02 0.04 0.09 km

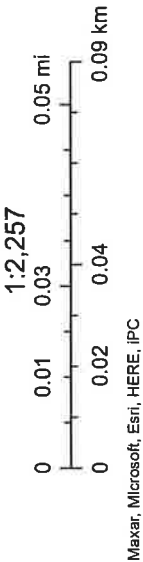
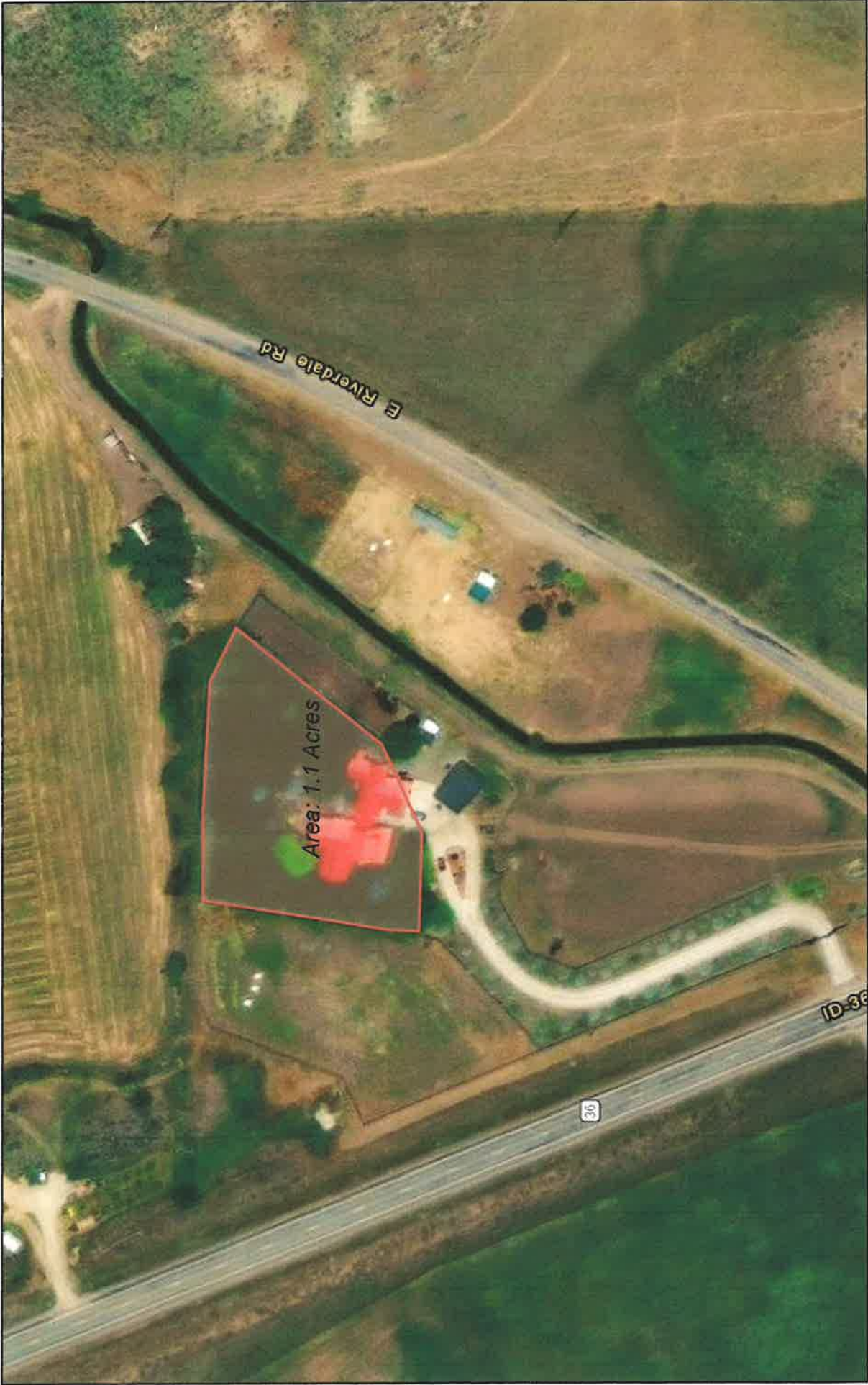
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Maxar, Microsoft, Esri, HERE, IPC

ArcGIS Web AppBuilder

Maxar, Microsoft | IDWR | Idaho Department of Water Resources (IDWR)

ArcGIS Web Map



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Pete Bennett
3076 N. Hwy 34
.88 S Hms.
1.1 Acres

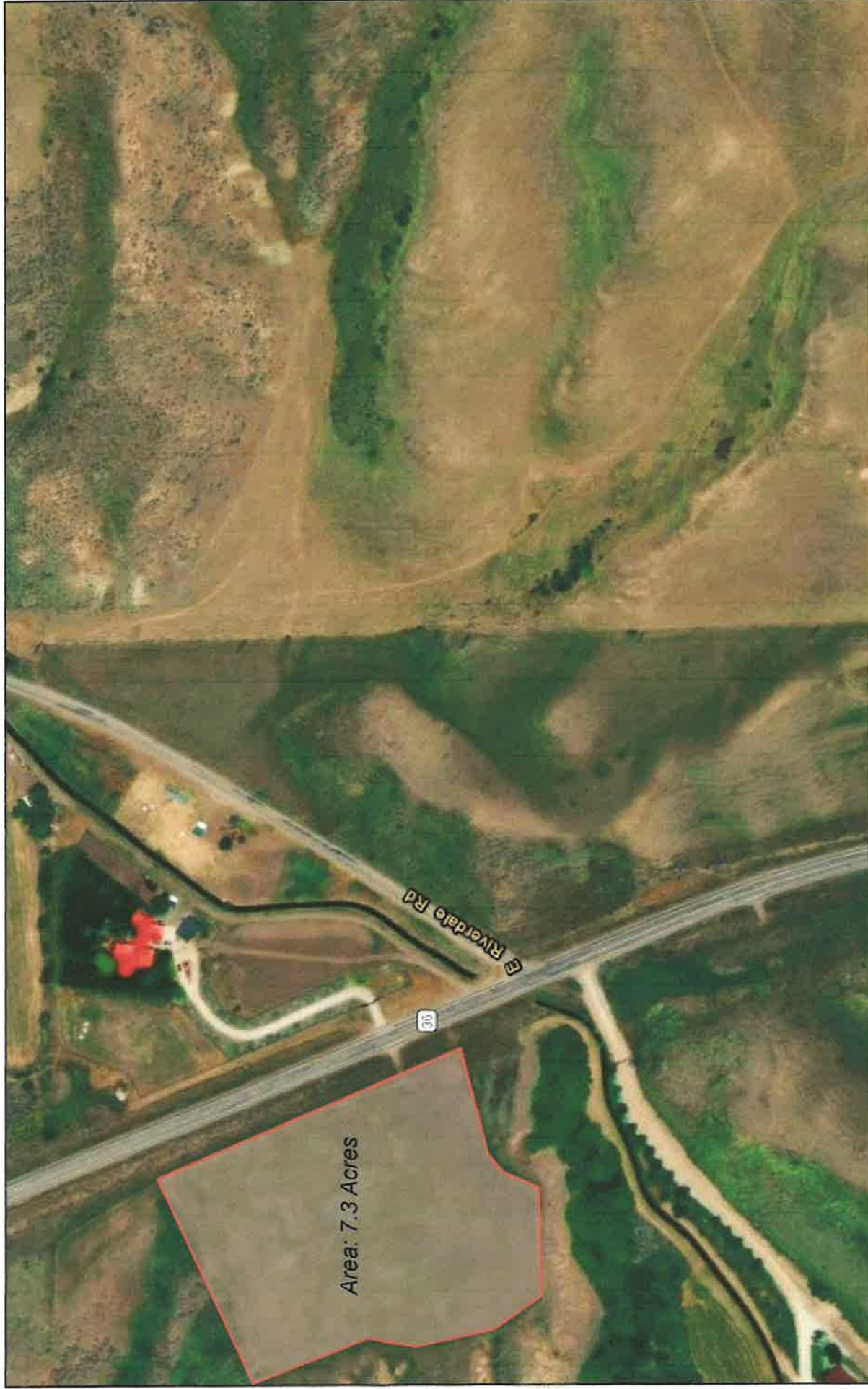
ArcGIS Web Map



4/11/2024, 10:02:02 AM

Kyle Bennett
1.98 Acres
1.8 Acres

ArcGIS Web Map



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Bruce Boswell

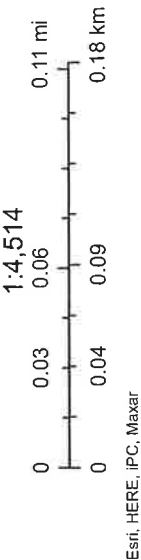
5.0 SHARES

7.3 ACRES



4/11/2024, 8:06:57 AM

Kevin Carter
37.4 Sitones
43.4 Acres



ArcGIS Web Map



John Carr
2.0 Slides
1.2 Acres

4/10/2024, 9:34:13 PM

1:2,257
0 0.01 0.03 0.05 mi
0 0.02 0.04 0.09 km
Maxar, Microsoft, Esri, HERE, IPC

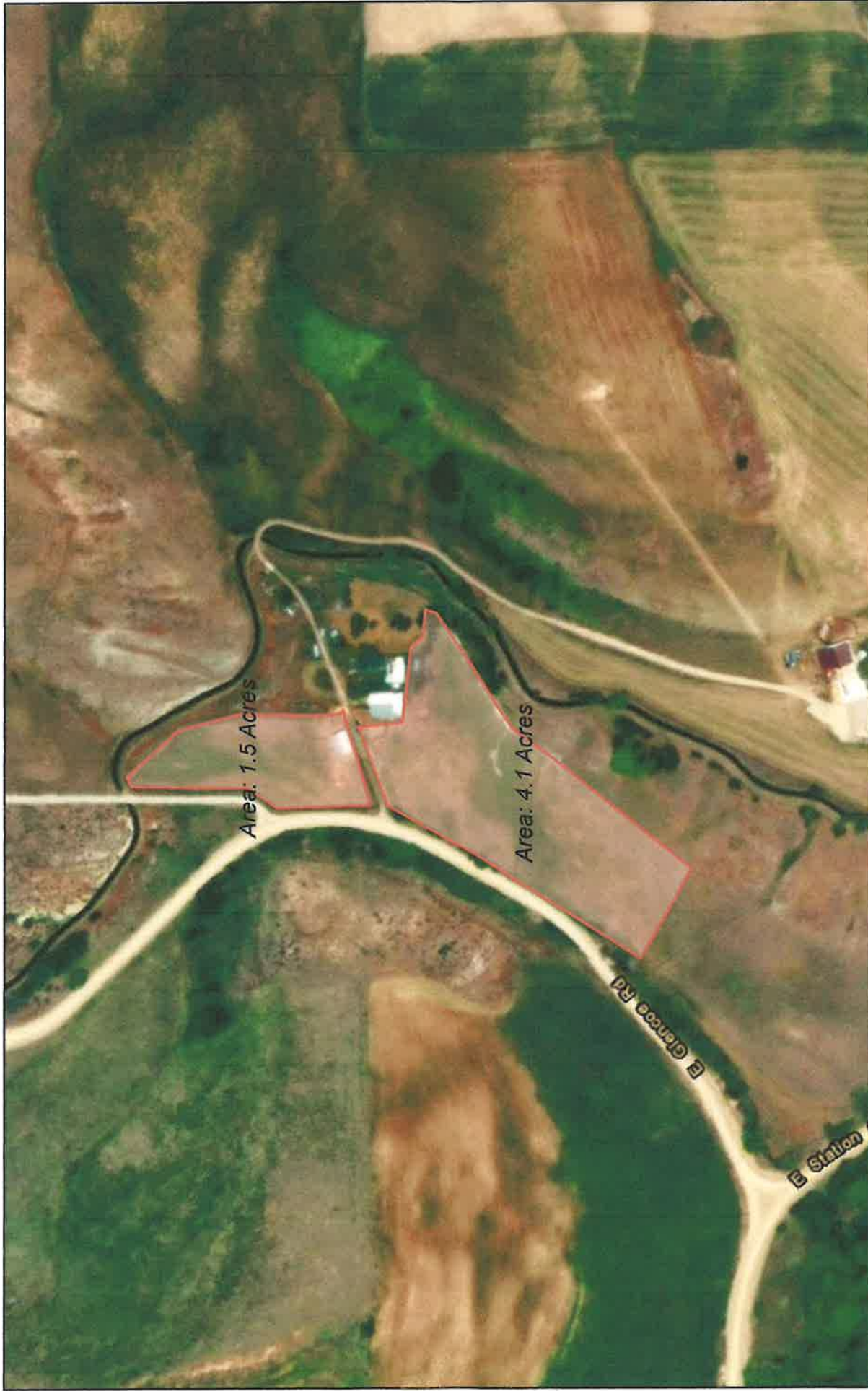
ArcGIS Web Map



4/10/2024, 9:38:29 PM

Loyo Hewitt
1.21 Sides
.9 Acres

ArcGIS Web Map



4/11/2024, 9:03:18 AM

TuEnson Farms

5.28 acres

5.6 Acres

Flooded

ArcGIS Web Map



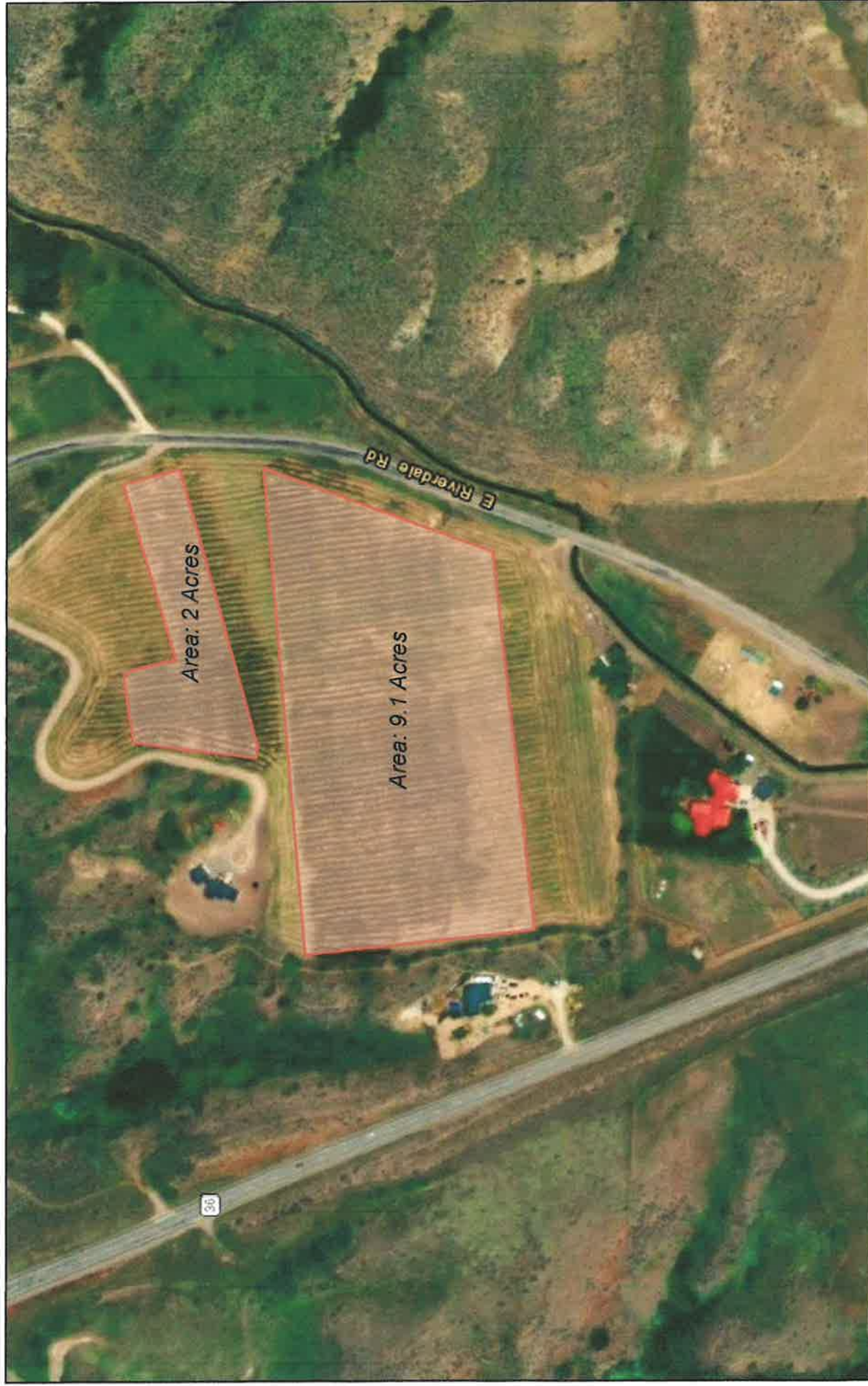
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Clifford Jensen
9.24 SITES.
13 ACRES.

Also uses New red
squares.

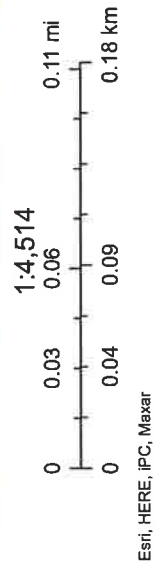
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0 0.04 0.09 0.18 km
Esri, HERE, IPC, Maxar

ArcGIS Web Map



4/11/2024, 8:59:00 AM

Tom Lucia.
10.0 Sift Acres
11.1 Acres?



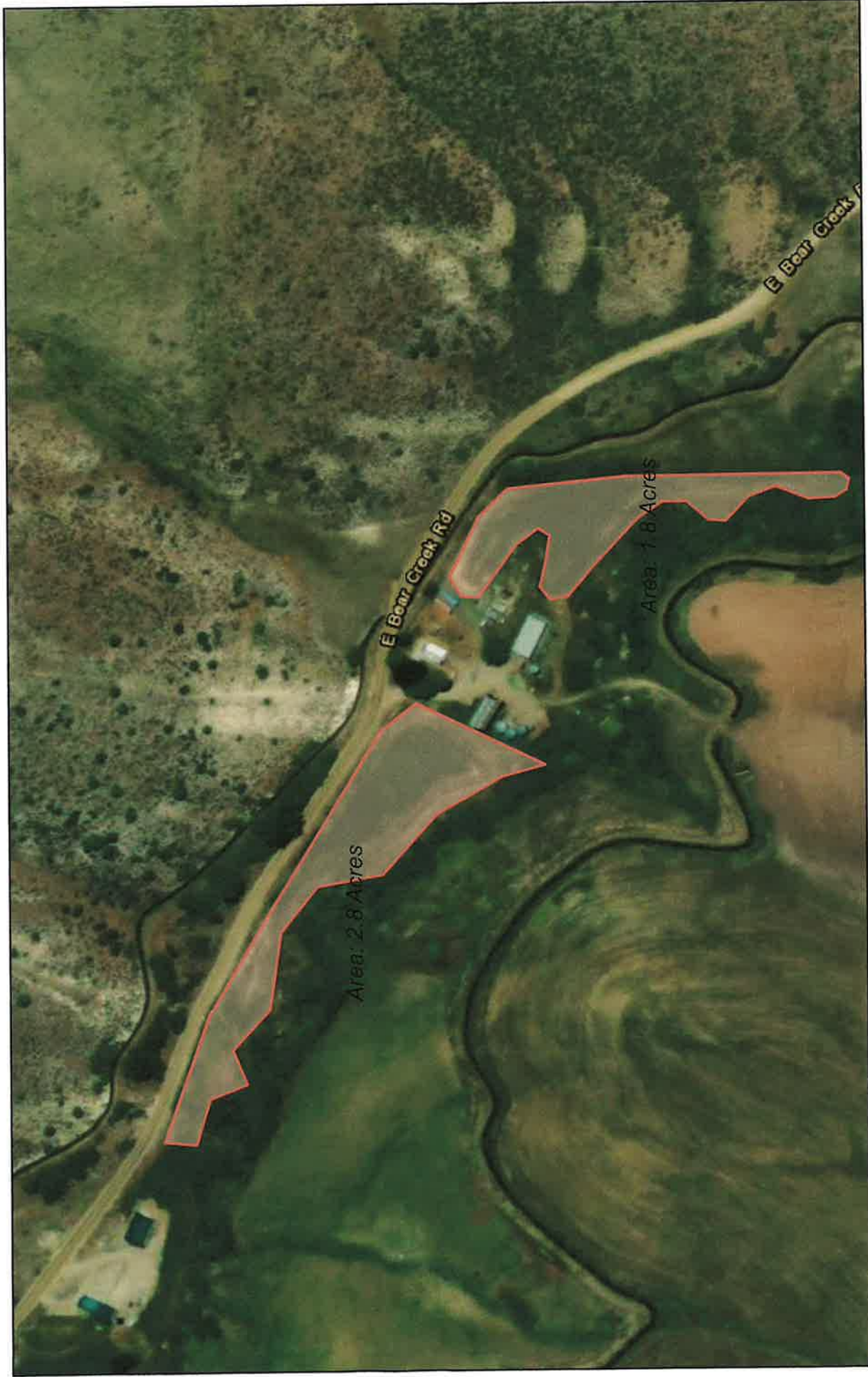
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PAUL MANNING
26.64 STACRES
29.6 ACRES

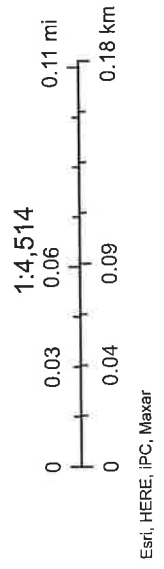
4/11/2024, 10:25:06 AM

ArcGIS Web Map



5/22/2024, 3:13:41 PM

Paul McKay
6.16 Summer
4.6 Acres



ArcGIS Web Map



5/22/2024, 2:49:49 PM

STANLEY PACER
6.83 STANLEY
7.8 ACRES
FERT OF 3.5 ACRE FIELD IS
WATER FROM WEEK PUMP

Esri, HERE, iPC, Maxar

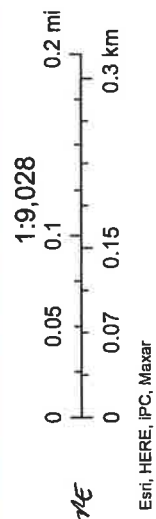
ArcGIS Web Map



4/11/2024, 8:35:10 AM
THESE SHARES ARE
FREQUENTLY RENTED TO
OTHER SHAREHOLDERS

PARSON CONFINES
15.4 SHARES
14.8 ACRES

THIS GROUND IS CURRENTLY
NOT INDICATED BUT SHARES ARE
PAID AND CURRENT
WILL BE WATERED WITHENVOOL
IT IS SOLD.

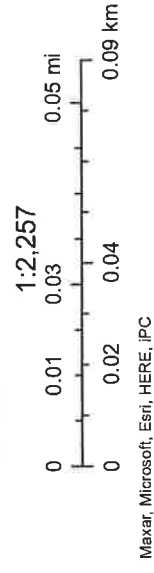


ArcGIS Web Map



4/11/2024, 8:23:55 AM

PEARSON Family
1.32 Sites.
.7 Acres



ArcGIS Web Map



4/11/2024, 9:15:08 AM

PETE PETERSON

SOMEONES USES POWER STATION?

10.24 STAKES

13.5 ACRES.

ArcGIS Web Map

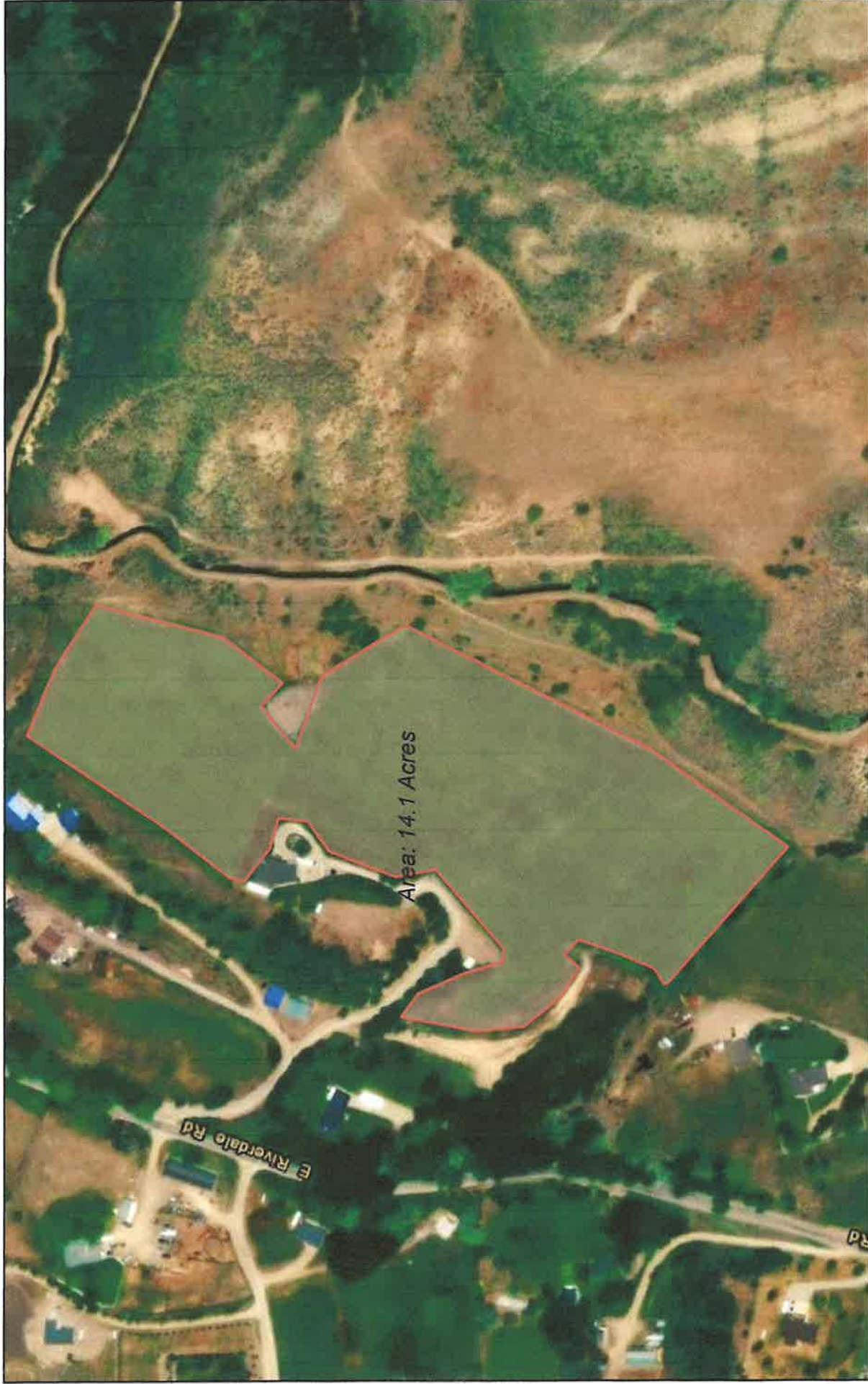


4/11/2024, 8:14:51 AM

Garland Pasumusso
1.76 Acres
1.6 Acres.

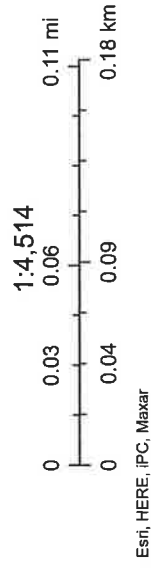
1:2,257
0 0.01 0.03 0.05 mi
0 0.02 0.04 0.09 km
Maxar, Microsoft, Esri, HERE, IPC

ArcGIS Web Map



Sim Reno
12.00 Acres
14.1 Acres

4/11/2024, 9:32:05 AM



ArcGIS Web Map



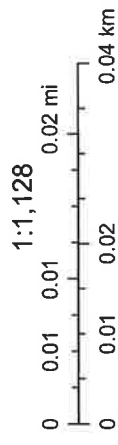
4/11/2024, 9:36:52 AM

RIVERDALE CEMETERY.

4.73 SITES?

1.4 ACRES.

THERE IS A PLAN FOR
EXPANSION OF WATERED AREA
TO THE EAST.



Maxar, Microsoft, Esri, HERE, IPC

ArcGIS Web Map



River View Dr
Area: 22 Acres
9.23 Acres
22 Acres

4/16/2024, 8:21:57 AM

1:9,028
0 0.05 0.1 0.15 0.2 mi
0 0.07 0.15 0.3 km
Esri, HERE, IBC, Maxar

ArcGIS Web Map



4/16/2024, 8:11:27 AM

THIS IS THE TOTAL ACREAGE
OF THE SUBDIVISION - SOME AREAS
ARE WATERED HEAVY SOME NOT
AT ALL WE CONTROL TOTAL USAGE NOT INDIVIDUAL OWNER USAGE

RIVERDALE ESTATE SUBDIVISION

16.21 SIGNS

40.7 ACRES

ArcGIS Web Map



4/11/2024, 10:33:33 AM

Philip Smith
53.90 Acres
57.5 Acres

1:9,028



Esri, HERE, IPC, Maxar

ArcGIS Web Map



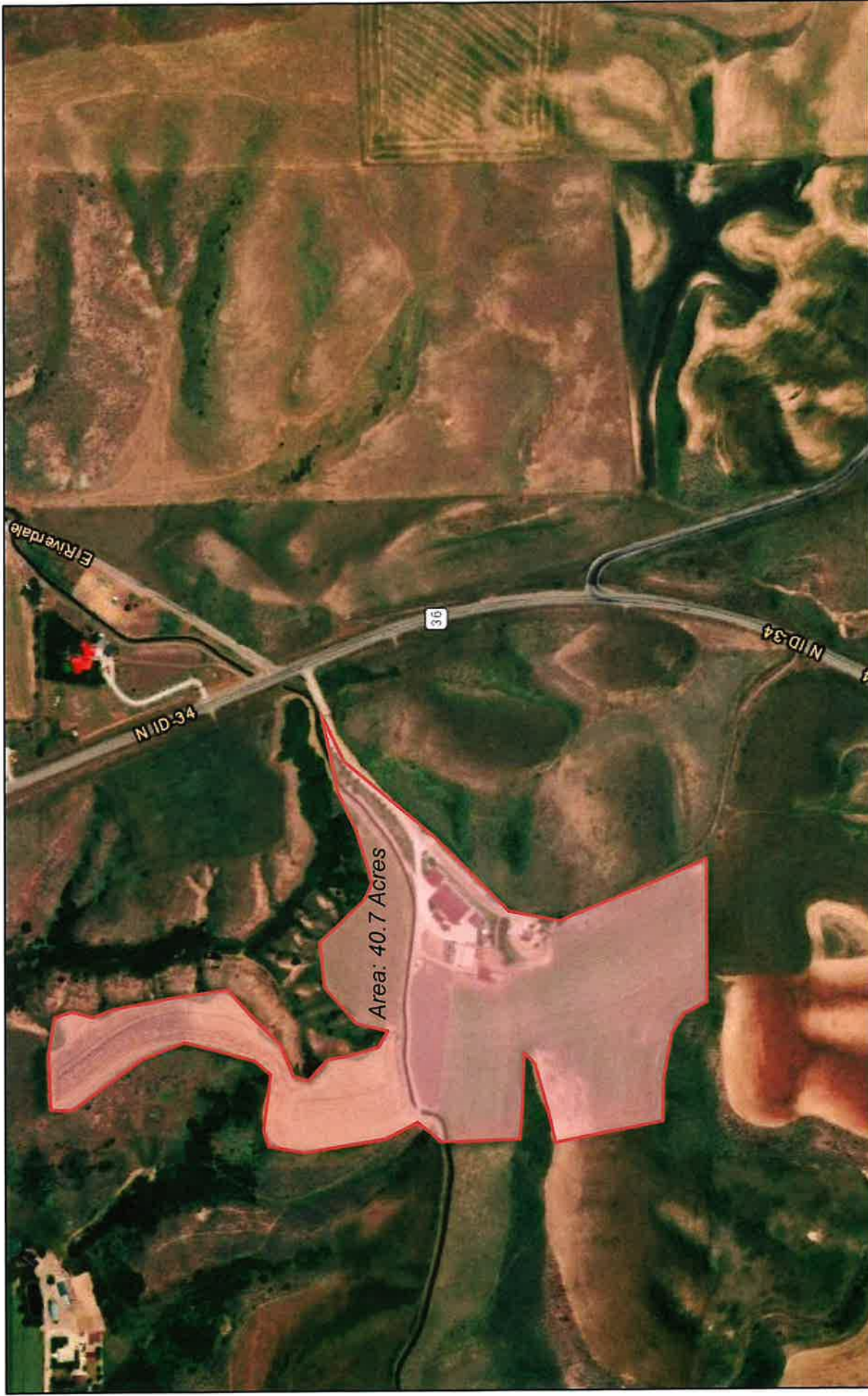
4/11/2024, 9:48:16 AM

San Sam Rd.
22.0 Acres
76.2 Acres

He also uses Simon Creek
water rights + Rented
samples on this land.

1:18,056
0 0.1 0.2 0.35 0.4 mi
0 0.17 0.35 0.7 km
Esri, HERE, IFC, Maxar

ArcGIS Web Map



10/28/2024, 11:35:42 AM

Chris Stegelmeier
12.6 shares
40.7 acres

1:9,028
0 0.05 0.1 0.15 0.2 mi
0 0.07 0.15 0.3 km
Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar

ArcGIS Web Map

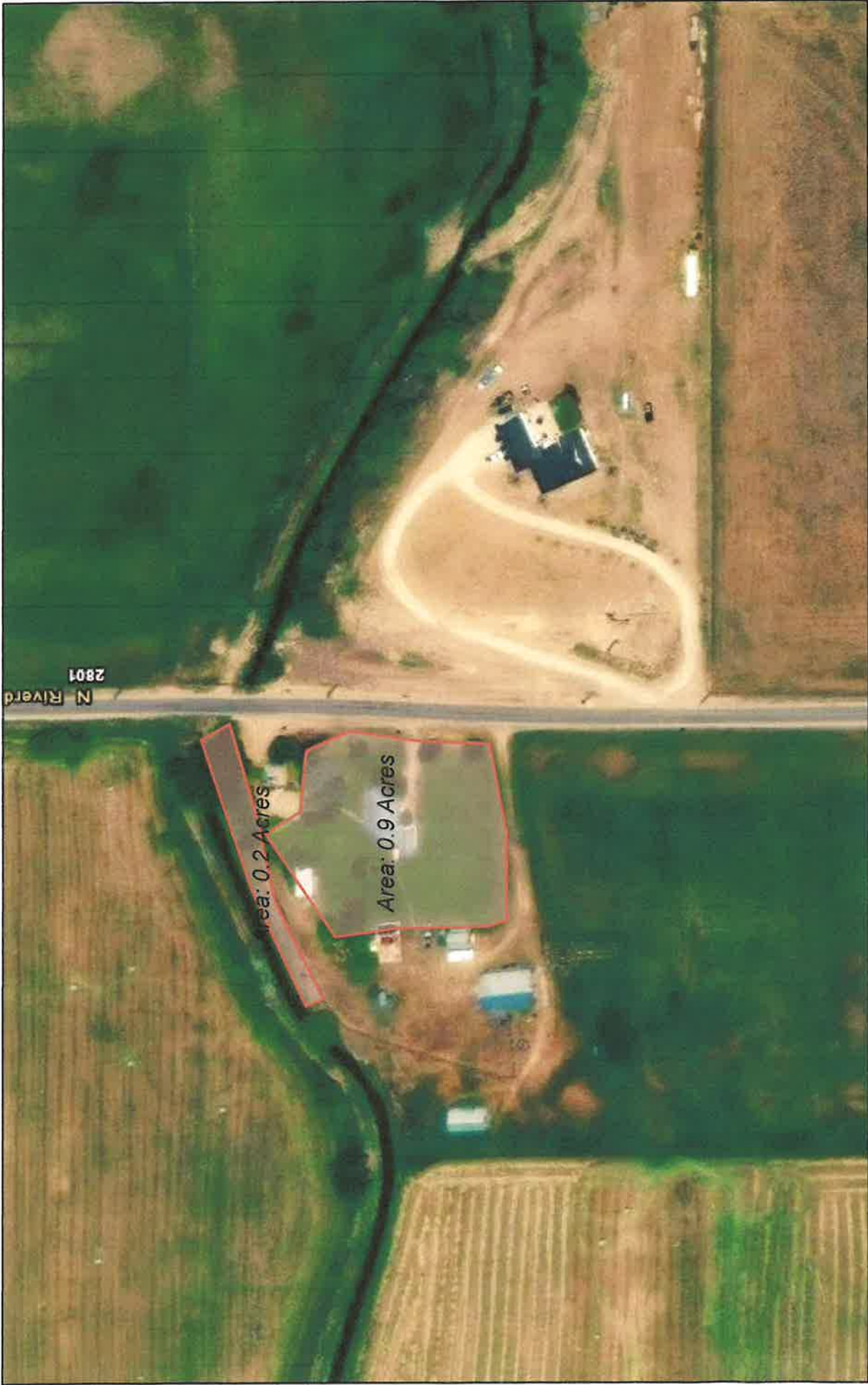


Brian on STEPHENSON

.22 SAMPLES.

.2 ACRES

4/11/2024, 10:17:18 AM



4/11/2024, 10:06:40 AM

STEVEN STONE

2.11 SHORES.

1.1 ACRES.

1:2,257
0 0.01 0.03 0.05 mi
0 0.02 0.04 0.09 km
Maxar, Microsoft, Esri, HERE, IFC

ArcGIS Web Map



4/11/2024, 10:52:17 AM

Stanley Ward
1.32 Acres
1.7 Acres

1:2,257
0 0.01 0.03 0.04 0.05 mi
0 0.02 0.04 0.09 km
Maxar, Microsoft, Esri, HERE, IPC

ArcGIS Web Map

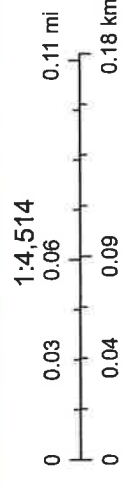


4/11/2024, 10:11:35 AM

ELAN WERTAKE

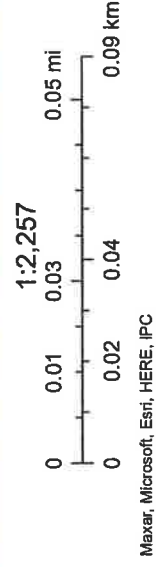
5.72 STANCES

5.5 ACRES



Esri, HERE, IPC, Maxar

ArcGIS Web Map



~~Celine H. H. H.~~ Kylie Wright
1.0 sthms.
1.0 Acres.

4/11/2024, 8:52:43 AM