

**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**

**RECEIVED**

**MAR 19 2026**

**IDWR/Preston**

**CIVIL CASE NUMBER: 79576**

Claim ID: 11-1022

Date Received: 3.19.26

Receipt No: P000549

Claim Fee: \_\_\_\_\_ By: \_\_\_\_\_

**AMENDED**

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

**Please type or print clearly**

1. Name of claimant(s) Montpelier Irrigation Company Phone ( 208 ) 681-4794

Mailing address c/o Donna Anderson, Secretary, 135 S. 3rd Street, Montpelier, Idaho Zip 83254  
Street or Box City State

Email address (optional) ipsencattlecompany@yahoo.com

2. Date of priority: (Only one per claim) November 1, 1891 (Explain priority date selected in Remarks)  
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other (✓) (a) Montpelier Creek  
which is tributary to (b) Bear River

4. a. Location of point of diversion is: Township \_\_\_\_\_, Range \_\_\_\_\_, Section \_\_\_\_\_,  
\_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM, County of \_\_\_\_\_

Parcel no. See attached supplemental sheet.

Additional points of diversion, if any: See attached supplemental sheet.

If available, GPS Coordinates \_\_\_\_\_

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.

See attached diversion works description.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SUPPLEMENTAL SHEET  
NOTICE OF CLAIM TO A WATER RIGHT**

**4. Location of point of diversion – Additional points of diversion**

Township 12S, Range 45E, Section 32, NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 45E, Section 6, SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Govt. Lot 5, BM, County of Bear Lake

Township 12S, Range 45E, Section 6, SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Govt. Lot 5, BM, County of Bear Lake

Township 12S, Range 44E, Section 1, NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 1, NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 2, SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 2, SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 2, SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 3, SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 9, NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 44E, Section 8, NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township 12S, Range 45E, Section 27, NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$ , Govt. Lot     , BM, County of Bear Lake

Township     , Range     , Section     ,       $\frac{1}{4}$  of       $\frac{1}{4}$ , Govt. Lot     , BM, County of     

Township     , Range     , Section     ,       $\frac{1}{4}$  of       $\frac{1}{4}$ , Govt. Lot     , BM, County of     

Parcel Nos.: 03280.00, 04253.00, 04253.03, 03909.00, 03918.00, 00404.00, 03977.00, and 03277.00

Name of claimant(s) Montpelier Irrigation Company Claim ID

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD)

(cfs)

(acre-feet)

For Irrigation purposes from 04/01 to 11/01 amount 1.0 or \_\_\_\_\_  
 For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
 For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_  
 For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.0 (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.) \_\_\_\_\_

9. Description of place of use:

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 |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

SEE ATTACHED SUPPLEMENTAL SHEET

Parcel no(s). N/A Total number of acres irrigated 5580

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

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.

See attached supplemental sheet. or None ( )

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

See attached supplemental sheet.

Name of claimant(s) Montpelier Irrigation Company Claim ID \_\_\_\_\_

# SUPPLEMENTAL SHEET NOTICE OF CLAIM TO A WATER RIGHT

## 9. Description of place of use:

- 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   |        |
| 12S | 44E | 21  | 40 | 40 | 40 | 40   | 40  |    | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 600    |
| 12S | 44E | 22  |    |    |    |      |     | 40 | 40 | 4   | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 404    |
| 12S | 44E | 23  |    |    |    |      |     |    |    |     |     |      | 40  | 2.3 |     |    |    |      | 42.3   |
| 12S | 44E | 26  |    |    |    |      | 2.4 | 40 | 40 | 2.4 | 2.4 | 40   | 40  | 40  |     |    | 1  |      | 208.2  |
| 12S | 44E | 27  | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 640    |
| 12S | 44E | 28  | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 640    |
| 12S | 44E | 33  | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 640    |
| 12S | 44E | 34  | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 35.5 | 635.5  |
| 12S | 44E | 35  |    | 1  |    |      | 40  | 40 | 38 | 2   |     | 20.4 | 2.2 |     |     |    |    |      | 143.6  |
| 13S | 44E | 1   |    |    |    | 10.2 |     |    |    |     | 37  | 38   | 18  | 40  | 35  | 37 | 18 | 3    | 236.2  |
| 13S | 44E | 2   |    |    | 6  |      |     |    | 24 | 19  | 18  | .5   |     | 1   | 38  | 30 | 2  | 7.5  | 146    |
| 13S | 44E | 3   | 24 | 40 | 40 | 33   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 0.5 | 40 | 40 |      | 537.5  |
| 13S | 44E | 4   | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 640    |
| 13S | 44E | 5   | 40 | 40 | 40 | 40   |     |    |    |     |     |      | 40  | 40  | 40  | 40 | 40 | 40   | 400    |
| 13S | 44E | 8   | 40 |    |    | 40   |     |    |    |     |     |      |     |     | 40  | 40 | 40 | 40   | 240    |
| 13S | 44E | 9   | 40 | 40 | 40 | 40   | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 640    |
| 13S | 44E | 10  |    | 40 | 40 |      | 40  | 40 | 40 | 40  | 40  | 40   | 40  | 40  | 40  | 40 | 40 | 40   | 560    |
| 13S | 44E | 11  |    |    |    |      |     |    |    |     |     | 40   | 40  | 40  |     |    |    |      | 120    |
| 13S | 44E | 14  |    |    |    |      |     | 40 |    |     |     |      |     |     |     |    |    |      | 40     |
| 13S | 44E | 15  | 40 | 40 |    |      |     |    |    |     |     |      |     |     |     |    |    |      | 80     |
| 13S | 44E | 16  |    |    |    |      | 17  | 40 | 27 |     |     | 4    |     |     |     |    |    |      | 88     |
| 13S | 44E | 17  | 40 | 10 |    | 2    |     |    |    |     |     |      |     |     |     |    |    |      | 52     |
| 12S | 44E | 29  |    |    | 40 | 40   |     |    | 40 | 40  | 40  | 40   |     |     | 40  | 40 |    | 10   | 330    |
| 12S | 44E | 30  |    |    | 21 |      |     |    |    |     |     |      |     |     | 21  |    |    |      | 42     |
| 12S | 45E | 6   |    |    |    |      |     |    | 2  |     |     |      |     |     |     |    |    |      | 2      |
| 12S | 45E | 32  |    |    |    |      |     |    | 1  | 4   | 10  | 11   |     |     |     |    |    |      | 26     |
|     |     |     |    |    |    |      |     |    |    |     |     |      |     |     |     |    |    |      |        |
|     |     |     |    |    |    |      |     |    |    |     |     |      |     |     |     |    |    |      |        |
|     |     |     |    |    |    |      |     |    |    |     |     |      |     |     |     |    |    |      |        |
|     |     |     |    |    |    |      |     |    |    |     |     |      |     |     |     |    |    |      |        |

Parcel No(s) N/A

Total number of acres irrigated 8,134 acres/ AC Limit 5580

Name of claimant(s) Montpelier Irrigation Company Claim ID

**SUPPLEMENTAL SHEET  
NOTICE OF CLAIM TO A WATER RIGHT**

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

The priority date originates from the Decree dated 2/20/1902 in Bear Lake County, E.  
Strong, et al. v. Montpelier Irrig. Co., et. al. The property at the place of use is owned by  
current and/or any future shareholders of Montpelier Irrigation Company.

Other water rights used at the same place and for the same purposes as described  
above:

11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020,  
11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029,  
11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038,  
11-1039, 11-1040, 11-1041 and 11-2159, and when combined shall not exceed a total  
diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.

List of Attachments to Claim Form:

1. IDWR Water Right Report of 11-1022
2. IDWR Map of 11-1022
3. Map depicting the current point of diversion and place of use.
4. Description of diversion works.

Name of claimant(s) Montpelier Irrigation Company

Claim ID \_\_\_\_\_

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

Court Bear Lake County Decree Date 02/20/1902 Plaintiff v. Defendant E. Strong, et al. v. Montpelier Irrig. Co., et. al.

If applicable provide IDWR Water Right Number 11-1022

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: 4

**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

President \_\_\_\_\_ of Montpelier Irrigation Company  
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 Mark Ipsen Date 10/16/23

Printed Name of Authorized Agent Mark Ipsen, President

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) Thomas J. Budge, Attorney, 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 Thomas J. Budge Date 10/16/2023

Address P.O. Box 1391, Pocatello, Idaho 83204-1391, tj@racineolson.com

Name of claimant(s) Montpelier Irrigation Company Claim ID \_\_\_\_\_

## HOW YOU WILL RECEIVE NOTICES IN THE BEAR RIVER BASIN WATER SYSTEM ADJUDICATION

All documents filed in the Bear River Basin Water System Adjudication, other than notices of claim, are filed with the court. Notices of claim to water rights filed in the Bear River Basin Water System Adjudication are filed with the Idaho Department of Water Resources (IDWR). Copies of all documents filed in the Bear River Basin Water System Adjudication will not be mailed to all parties (claimants) in the adjudication. Any document filed with the court will be mailed only to those parties who may be directly affected by it.

A monthly docket sheet is prepared by the court, which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Bear River Basin Water System Adjudication. Copies of a monthly docket sheet may be obtained from any of the offices of IDWR; a small fee may be charged to cover the cost of mailing and/or copying. If you wish to receive an annual subscription of the docket sheet printed each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee by the court to cover the cost of copying and mailing. The docket sheet is also available on the court's web site at:

<http://www.srba.idaho.gov/BRBA20.HTM>

Copies of any document listed on the docket sheet may be obtained from any of the IDWR offices or the court and a small fee may be charged to cover the cost of mailing and/or copying the document.

Copies of all notices of claim filed with IDWR will be available for inspection at all IDWR offices. You may also obtain copies of the notices of claim filed by other claimants, but you may be charged for the cost of copying and mailing. A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.

After the notices of claim have been reviewed, the director will prepare and file a Director's report with the court that will contain the Director's recommendations as to each water right claimed under state law and a copy of each federal reserved water right claimed. A Director's report will be prepared for all claims filed in the Bear River Basin Water System Adjudication. When this report is filed with the court, you will be mailed a notice informing you that the report has been filed. The notice will be sent to the most recent address shown by IDWR's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way another claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection.

It is very important that you inform IDWR in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.

If you are acquiring property with water rights within the boundaries of the Bear River Basin Water System Adjudication in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of IDWR whether a notice of claim has been filed. If you fail to file a required notice of claim for a water right, that water right may be determined to no longer exist.

If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with IDWR. You may contact IDWR regional offices or the IDWR web site <http://www.idwr.idaho.gov/> for change of ownership forms. The notice of change in ownership form must be accompanied by evidence of the ownership of the property. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.

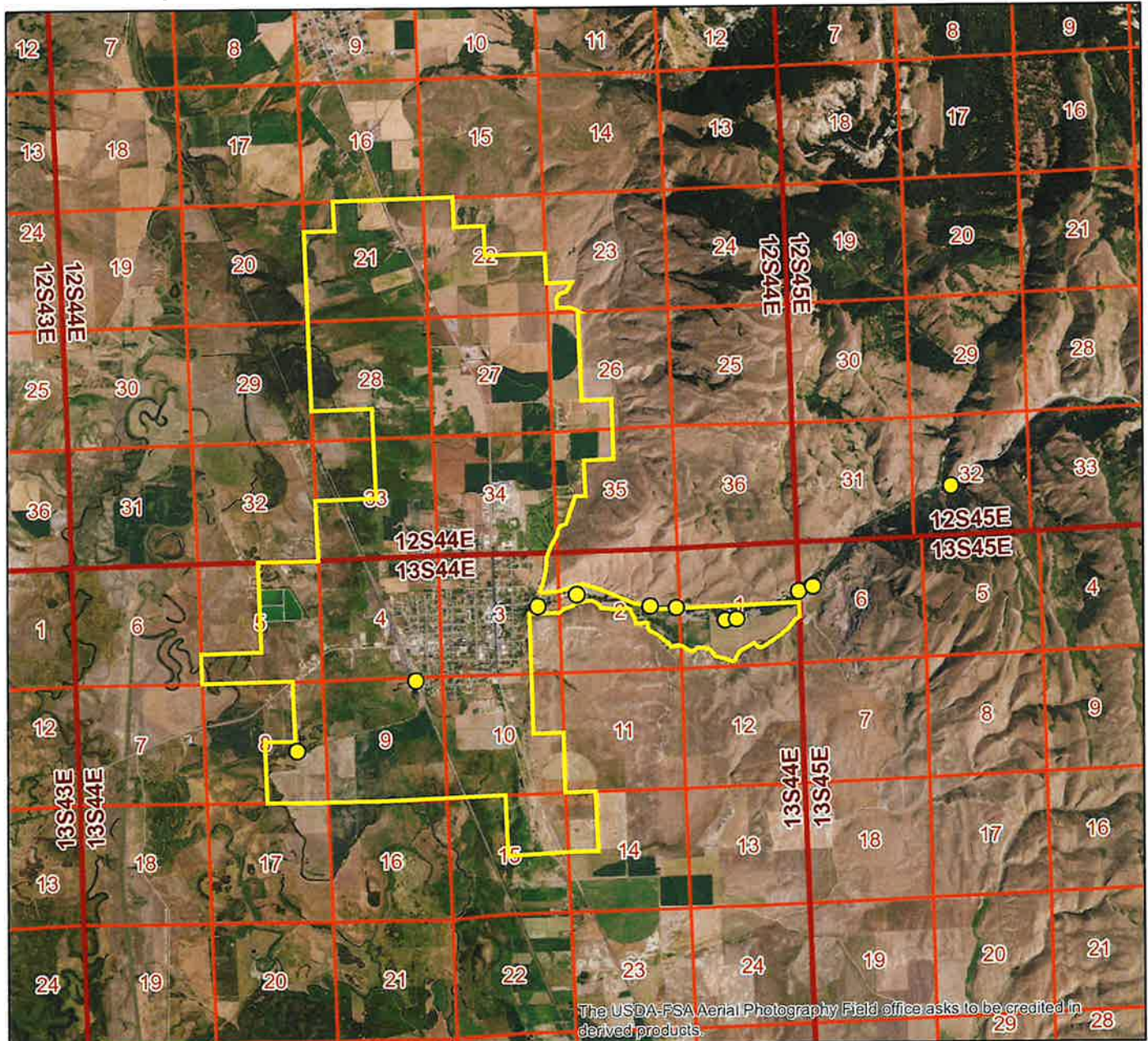
State of Idaho  
Department of Water Resources

# Water Right

11-1022

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Data created: 5/30/2023



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections



Montpelier Irrigation Company

Close

## Water Right Report : 11-1022( Decreed/Active)

## Water Right Owners

| Owner Type     | Name                     | Address                          | City       | State | Postal Code |
|----------------|--------------------------|----------------------------------|------------|-------|-------------|
| Current Owner  | MONTPELIER IRRIGATION CO | C/O G ALLEN LLOYD 320 LINCOLN ST | MONTPELIER | ID    | 83254       |
| Original Owner | STRONG, E                |                                  |            | ZZ    |             |

## Water Right Status

Priority Date : 11/1/1891  
 Basis : Decreed  
 Status : Active

## Water Source

| Source           | Source Qualifier | Tributary  | Tributary Qualifier |
|------------------|------------------|------------|---------------------|
| MONTPELIER CREEK |                  | BEAR RIVER |                     |

## Points Of Diversion (Location)

| Source           | Township | Range | Section | Govt. Lot | QQQ | QQ | Q  | County    | Diversion Type |
|------------------|----------|-------|---------|-----------|-----|----|----|-----------|----------------|
| MONTPELIER CREEK | 12S      | 45E   | 32      | 0         | NW  | NE | SW | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 1       | 0         | NE  | NE | SW | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 1       | 0         | NE  | NE | SW | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 2       | 0         | SW  | SE | NE | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 2       | 0         | SE  | SE | NE | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 2       | 0         | NE  | SW | NW | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 3       | 0         | SW  | SE | NE | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 8       | 0         | NW  | NE | SE | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 44E   | 9       | 0         | NW  | NE | NE | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 45E   | 6       | 0         | SW  | SW | NW | BEAR LAKE |                |
| MONTPELIER CREEK | 13S      | 45E   | 6       | 0         | SW  | SW | NW | BEAR LAKE |                |

## Water Uses

| Beneficial Use | From  | To    | Diversion Rate | Volume |
|----------------|-------|-------|----------------|--------|
| IRRIGATION     | 04/01 | 11/01 | 1.00 CFS       |        |
| <b>TOTAL</b>   |       |       | 1.00 CFS       |        |

## Places of Use

[Printable View](#)
[Paged View](#)

## Place of Use Legal Description : IRRIGATION (BEAR LAKE county)

| Township | Range | Section | Lot | QQQ | QQ | Q   | Acres |
|----------|-------|---------|-----|-----|----|-----|-------|
| 12S      | 44E   | 15      |     | SW  | SW | 0.5 |       |
| 12S      | 44E   | 16      |     | SW  | SE | 0.3 |       |
| 12S      | 44E   | 16      |     | SE  | SE | 0.4 |       |
| 12S      | 44E   | 21      |     | NE  | NE | 40  |       |
| 12S      | 44E   | 21      |     | NW  | NE | 40  |       |
| 12S      | 44E   | 21      |     | SW  | NE | 40  |       |
| 12S      | 44E   | 21      |     | SE  | NE | 40  |       |
| 12S      | 44E   | 21      |     | NE  | NW | 40  |       |
| 12S      | 44E   | 21      |     | SW  | NW | 40  |       |
| 12S      | 44E   | 21      |     | SE  | NW | 40  |       |
| 12S      | 44E   | 21      |     | NE  | SW | 40  |       |
| 12S      | 44E   | 21      |     | NW  | SW | 40  |       |
| 12S      | 44E   | 21      |     | SW  | SW | 40  |       |
| 12S      | 44E   | 21      |     | SE  | SW | 40  |       |

| Township | Range | Section | Lot | QQ | Q  | Q  | Acres |
|----------|-------|---------|-----|----|----|----|-------|
| 12S      | 44E   | 21      |     | NE | SE | 40 |       |
| 12S      | 44E   | 21      |     | NW | SE | 40 |       |
| 12S      | 44E   | 21      |     | SW | SE | 40 |       |
| 12S      | 44E   | 21      |     | SE | SE | 40 |       |
| 12S      | 44E   | 22      |     | NW | NW | 40 |       |
| 12S      | 44E   | 22      |     | SW | NW | 40 |       |
| 12S      | 44E   | 22      |     | SE | NW | 40 |       |
| 12S      | 44E   | 22      |     | NE | SW | 40 |       |
| 12S      | 44E   | 22      |     | NW | SW | 40 |       |
| 12S      | 44E   | 22      |     | SW | SW | 40 |       |
| 12S      | 44E   | 22      |     | SE | SW | 40 |       |
| 12S      | 44E   | 22      |     | NE | SE | 40 |       |
| 12S      | 44E   | 22      |     | NW | SE | 40 |       |
| 12S      | 44E   | 22      |     | SW | SE | 40 |       |
| 12S      | 44E   | 22      |     | SE | SE | 40 |       |
| 12S      | 44E   | 23      |     | SW | SW | 23 |       |
| 12S      | 44E   | 26      |     | NW | NW | 40 |       |
| 12S      | 44E   | 26      |     | SW | NW | 40 |       |
| 12S      | 44E   | 26      |     | NW | SW | 40 |       |
| 12S      | 44E   | 26      |     | SW | SW | 40 |       |
| 12S      | 44E   | 26      |     | SE | SW | 40 |       |
| 12S      | 44E   | 27      |     | NE | NE | 40 |       |
| 12S      | 44E   | 27      |     | NW | NE | 40 |       |
| 12S      | 44E   | 27      |     | SW | NE | 40 |       |
| 12S      | 44E   | 27      |     | SE | NE | 40 |       |
| 12S      | 44E   | 27      |     | NE | NW | 40 |       |
| 12S      | 44E   | 27      |     | NW | NW | 40 |       |
| 12S      | 44E   | 27      |     | SW | NW | 40 |       |
| 12S      | 44E   | 27      |     | SE | NW | 40 |       |
| 12S      | 44E   | 27      |     | NE | SW | 40 |       |
| 12S      | 44E   | 27      |     | NW | SW | 40 |       |
| 12S      | 44E   | 27      |     | SW | SW | 40 |       |
| 12S      | 44E   | 27      |     | SE | SW | 40 |       |
| 12S      | 44E   | 27      |     | NE | SE | 40 |       |
| 12S      | 44E   | 27      |     | NW | SE | 40 |       |
| 12S      | 44E   | 27      |     | SW | SE | 40 |       |
| 12S      | 44E   | 27      |     | SE | SE | 40 |       |
| 12S      | 44E   | 28      |     | NE | NE | 40 |       |
| 12S      | 44E   | 28      |     | NW | NE | 40 |       |
| 12S      | 44E   | 28      |     | SW | NE | 40 |       |
| 12S      | 44E   | 28      |     | SE | NE | 40 |       |
| 12S      | 44E   | 28      |     | NE | NW | 40 |       |
| 12S      | 44E   | 28      |     | NW | NW | 41 |       |
| 12S      | 44E   | 28      |     | SW | NW | 40 |       |
| 12S      | 44E   | 28      |     | SE | NW | 40 |       |
| 12S      | 44E   | 28      |     | NE | SW | 40 |       |
| 12S      | 44E   | 28      |     | NW | SW | 40 |       |
| 12S      | 44E   | 28      |     | NE | SE | 40 |       |
| 12S      | 44E   | 28      |     | NW | SE | 40 |       |
| 12S      | 44E   | 28      |     | SW | SE | 40 |       |
| 12S      | 44E   | 28      |     | SE | SE | 40 |       |
| 12S      | 44E   | 33      |     | NE | NE | 40 |       |
| 12S      | 44E   | 33      |     | NW | NE | 40 |       |

Montpelier Irrigation Company

| Township | Range | Section | Lot | QQ | QQ | Q   | Acres |
|----------|-------|---------|-----|----|----|-----|-------|
| 12S      | 44E   | 33      |     | SW | NE | 40  |       |
| 12S      | 44E   | 33      |     | SE | NE | 40  |       |
| 12S      | 44E   | 33      |     | NE | SW | 40  |       |
| 12S      | 44E   | 33      |     | NW | SW | 40  |       |
| 12S      | 44E   | 33      |     | SW | SW | 40  |       |
| 12S      | 44E   | 33      |     | SE | SW | 40  |       |
| 12S      | 44E   | 33      |     | NE | SE | 40  |       |
| 12S      | 44E   | 33      |     | NW | SE | 40  |       |
| 12S      | 44E   | 33      |     | SW | SE | 40  |       |
| 12S      | 44E   | 33      |     | SE | SE | 40  |       |
| 12S      | 44E   | 34      |     | NE | NE | 41  |       |
| 12S      | 44E   | 34      |     | NW | NE | 41  |       |
| 12S      | 44E   | 34      |     | SW | NE | 41  |       |
| 12S      | 44E   | 34      |     | SE | NE | 41  |       |
| 12S      | 44E   | 34      |     | NE | NW | 40  |       |
| 12S      | 44E   | 34      |     | NW | NW | 40  |       |
| 12S      | 44E   | 34      |     | SW | NW | 40  |       |
| 12S      | 44E   | 34      |     | SE | NW | 40  |       |
| 12S      | 44E   | 34      |     | NE | SW | 40  |       |
| 12S      | 44E   | 34      |     | NW | SW | 40  |       |
| 12S      | 44E   | 34      |     | SW | SW | 40  |       |
| 12S      | 44E   | 34      |     | SE | SW | 40  |       |
| 12S      | 44E   | 34      |     | NE | SE | 41  |       |
| 12S      | 44E   | 34      |     | NW | SE | 40  |       |
| 12S      | 44E   | 34      |     | SW | SE | 40  |       |
| 12S      | 44E   | 34      |     | SE | SE | 37  |       |
| 12S      | 44E   | 35      |     | NE | NW | 41  |       |
| 12S      | 44E   | 35      |     | NW | NW | 41  |       |
| 12S      | 44E   | 35      |     | SW | NW | 41  |       |
| 12S      | 44E   | 35      |     | SE | NW | 0.2 |       |
| 12S      | 44E   | 35      |     | NW | SW | 24  |       |
| 12S      | 44E   | 35      |     | SW | SW | 2.3 |       |
| 13S      | 44E   | 1       |     | NE | SW | 40  |       |
| 13S      | 44E   | 1       |     | NW | SW | 40  |       |
| 13S      | 44E   | 1       |     | SW | SW | 15  |       |
| 13S      | 44E   | 1       |     | SE | SW | 28  |       |
| 13S      | 44E   | 1       |     | NE | SE | 34  |       |
| 13S      | 44E   | 1       |     | NW | SE | 41  |       |
| 13S      | 44E   | 1       |     | SW | SE | 16  |       |
| 13S      | 44E   | 1       |     | SE | SE | 2.4 |       |
| 13S      | 44E   | 2       |     | SW | NE | 9.7 |       |
| 13S      | 44E   | 2       |     | SW | NW | 24  |       |
| 13S      | 44E   | 2       |     | SE | NW | 21  |       |
| 13S      | 44E   | 2       |     | NE | SE | 38  |       |
| 13S      | 44E   | 2       |     | NW | SE | 11  |       |
| 13S      | 44E   | 2       |     | SE | SE | 4.4 |       |
| 13S      | 44E   | 3       | 1   | NE | NE | 25  |       |
| 13S      | 44E   | 3       | 2   | NW | NE | 41  |       |
| 13S      | 44E   | 3       |     | SW | NE | 40  |       |
| 13S      | 44E   | 3       |     | SE | NE | 33  |       |
| 13S      | 44E   | 3       | 3   | NE | NW | 41  |       |
| 13S      | 44E   | 3       | 4   | NW | NW | 41  |       |
| 13S      | 44E   | 3       |     | SW | NW | 40  |       |

Montpelier Irrigation Company

| Township | Range | Section | Lot | QQ | QQ | Q  | Acres |
|----------|-------|---------|-----|----|----|----|-------|
| 13S      | 44E   | 3       |     |    | SE | NW | 40    |
| 13S      | 44E   | 3       |     |    | NE | SW | 40    |
| 13S      | 44E   | 3       |     |    | NW | SW | 40    |
| 13S      | 44E   | 3       |     |    | SW | SW | 40    |
| 13S      | 44E   | 3       |     |    | SE | SW | 40    |
| 13S      | 44E   | 3       |     |    | NW | SE | 40    |
| 13S      | 44E   | 3       |     |    | SW | SE | 40    |
| 13S      | 44E   | 4       | 1   |    | NE | NE | 41    |
| 13S      | 44E   | 4       | 2   |    | NW | NE | 41    |
| 13S      | 44E   | 4       |     |    | SW | NE | 40    |
| 13S      | 44E   | 4       |     |    | SE | NE | 40    |
| 13S      | 44E   | 4       | 3   |    | NE | NW | 41    |
| 13S      | 44E   | 4       | 4   |    | NW | NW | 41    |
| 13S      | 44E   | 4       |     |    | SW | NW | 40    |
| 13S      | 44E   | 4       |     |    | SE | NW | 40    |
| 13S      | 44E   | 4       |     |    | NE | SW | 40    |
| 13S      | 44E   | 4       |     |    | NW | SW | 40    |
| 13S      | 44E   | 4       |     |    | SW | SW | 40    |
| 13S      | 44E   | 4       |     |    | SE | SW | 40    |
| 13S      | 44E   | 4       |     |    | NE | SE | 40    |
| 13S      | 44E   | 4       |     |    | NW | SE | 40    |
| 13S      | 44E   | 4       |     |    | SW | SE | 40    |
| 13S      | 44E   | 4       |     |    | SE | SE | 41    |
| 13S      | 44E   | 5       | 1   |    | NE | NE | 41    |
| 13S      | 44E   | 5       | 2   |    | NW | NE | 41    |
| 13S      | 44E   | 5       |     |    | SW | NE | 40    |
| 13S      | 44E   | 5       |     |    | SE | NE | 40    |
| 13S      | 44E   | 5       |     |    | SW | SW | 40    |
| 13S      | 44E   | 5       |     |    | SE | SW | 40    |
| 13S      | 44E   | 5       |     |    | NE | SE | 40    |
| 13S      | 44E   | 5       |     |    | NW | SE | 40    |
| 13S      | 44E   | 5       |     |    | SW | SE | 40    |
| 13S      | 44E   | 5       |     |    | SE | SE | 40    |
| 13S      | 44E   | 8       |     |    | NE | NE | 40    |
| 13S      | 44E   | 8       |     |    | SE | NE | 40    |
| 13S      | 44E   | 8       |     |    | NE | SE | 42    |
| 13S      | 44E   | 8       |     |    | NW | SE | 42    |
| 13S      | 44E   | 8       |     |    | SW | SE | 41    |
| 13S      | 44E   | 8       |     |    | SE | SE | 41    |
| 13S      | 44E   | 9       |     |    | NE | NE | 40    |
| 13S      | 44E   | 9       |     |    | NW | NE | 40    |
| 13S      | 44E   | 9       |     |    | SW | NE | 40    |
| 13S      | 44E   | 9       |     |    | SE | NE | 40    |
| 13S      | 44E   | 9       |     |    | NE | NW | 40    |
| 13S      | 44E   | 9       |     |    | NW | NW | 40    |
| 13S      | 44E   | 9       |     |    | SW | NW | 40    |
| 13S      | 44E   | 9       |     |    | SE | NW | 40    |
| 13S      | 44E   | 9       | 2   |    | NE | SW | 64    |
| 13S      | 44E   | 9       | 1   |    | NW | SW | 50    |
| 13S      | 44E   | 9       | 8   |    | SW | SW | 33    |
| 13S      | 44E   | 9       | 7   |    | SE | SW | 20    |
| 13S      | 44E   | 9       | 4   |    | NE | SE | 41    |
| 13S      | 44E   | 9       | 3   |    | NW | SE | 38    |

Montpelier Irrigation Company

| Township | Range | Section | Lot | QQ | QQ | Q | Acres |
|----------|-------|---------|-----|----|----|---|-------|
| 13S      | 44E   | 9       | 6   | SW | SE |   | 46    |
| 13S      | 44E   | 9       | 5   | SE | SE |   | 43    |
| 13S      | 44E   | 10      |     | NW | NE |   | 40    |
| 13S      | 44E   | 10      |     | SW | NE |   | 40    |
| 13S      | 44E   | 10      |     | NE | NW |   | 40    |
| 13S      | 44E   | 10      |     | NW | NW |   | 40    |
| 13S      | 44E   | 10      |     | SW | NW |   | 40    |
| 13S      | 44E   | 10      |     | SE | NW |   | 40    |
| 13S      | 44E   | 10      |     | NE | SW |   | 40    |
| 13S      | 44E   | 10      | 1   | NW | SW |   | 56    |
| 13S      | 44E   | 10      | 3   | SW | SW |   | 27    |
| 13S      | 44E   | 10      | 2   | SE | SW |   | 39    |
| 13S      | 44E   | 10      |     | NE | SE |   | 40    |
| 13S      | 44E   | 10      |     | NW | SE |   | 41    |
| 13S      | 44E   | 10      |     | SW | SE |   | 41    |
| 13S      | 44E   | 10      |     | SE | SE |   | 40    |
| 13S      | 44E   | 14      |     | NW | NW |   | 40    |
| 13S      | 44E   | 14      |     | SW | NW |   | 40    |
| 13S      | 44E   | 15      |     | NE | NE |   | 40    |
| 13S      | 44E   | 15      |     | NW | NE |   | 41    |
| 13S      | 44E   | 15      |     | SW | NE |   | 41    |
| 13S      | 44E   | 15      |     | SE | NE |   | 40    |

**Irrigation Totals**

Total Acres Acre Limit

7356.20 5580.00

**Conditions****Code Conditions**

- X35 Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.
- 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.
- 01J Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 004 This right does not grant any right-of-way or easement across the land of another.
- 129 Place of use is within the area served by Montpelier Irrigation Company.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 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.

**Dates**

Licensed Date :  
 Decreed Date : 2/20/1902  
 Permit Proof Due Date :  
 Permit Proof Made Date :  
 Permit Approved Date :  
 Permit Moratorium Expiration Date :  
 Enlargement Use Priority Date :  
 Enlargement Statute Priority Date :  
 APPLICATION OF WATER RESOURCES  
 PROTEST DEADLINE DATE  
 Protest Deadline Date:

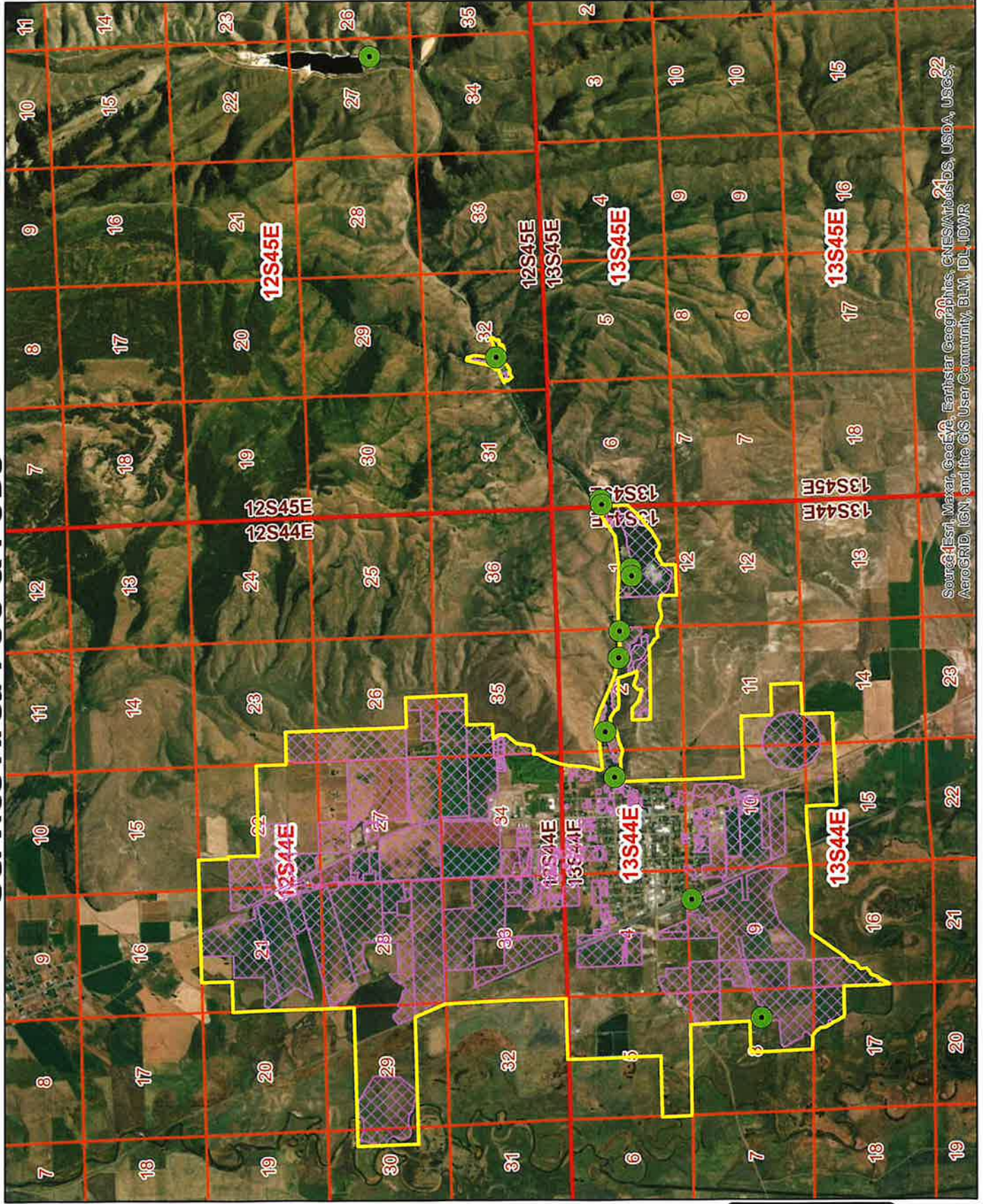
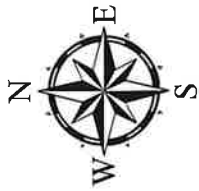
**Other Information**

3/30/2023

Montpelier Irrigation Company

State or Federal :  
Water District Number : 11H  
Generic-Max Rate Per Acre : 0.02  
Generic Max Volume Per Acre : 3.5  
Combined Acre Limit : 5580.00  
Combined Volume Limit:  
Combined Rate Limit:  
Civil Case Number :  
Decree Plaintiff :  
Decree Defendant :  
Swan Falls Trust or Nontrust :  
Swan Falls Dismissed :  
DLE Act Number :  
Cary Act Number :  
Mitigation Plan: False

# Montpelier Irrigation Company Service Area POU & PODs



**Legend**

- PODs
- Service Area
- Actual Irrigated Acres
- PLS Township And Range
- Townships
- PLS Sections



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, BLM, IDL, IDWR

## **Attachment**

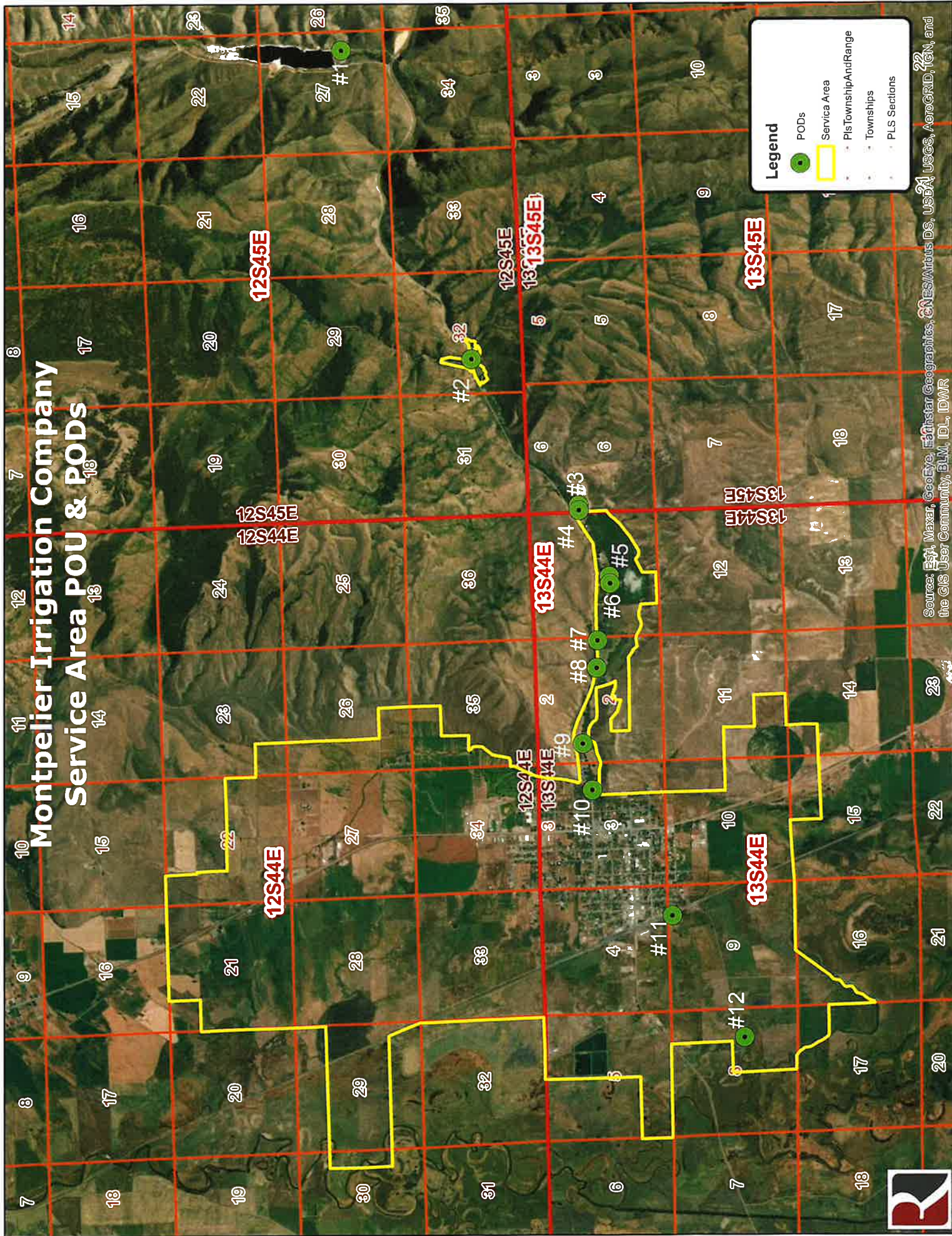
### **Description of Existing Diversion Works**

#### **Points of Diversion**

1. Control house with a metal slide gate that is controlled with hydraulics located in the cinder block shed at the bottom of the dam. A measuring gauge is located in the cement structure coming out of the dam.
2. Electric pump.
3. Head gate with a metal slide that goes into a pipe that feeds an electric pump.
4. Metal head gate with a metal slide installed in a cement structure.
5. Metal wall with a waterman screw headgate going into a pipe that feeds a diesel pump.
6. Diesel pump.
7. Metal headgate feeding a diesel pump.
8. Metal headgate installed in gravel with a metal slide.
9. Cement structure with waterman screw headgate. In this structure there is a gauge on the wall that correlated with Parshall Flume measurements. It feeds the north canal that goes around the east side of Montpelier above the golf course and cemetery. It supplies water to the northern shareholders and the emergency drain canal on the northern side of Montpelier that is used for flood diversion in the spring if needed.
10. Cement structure using boards. It diverts water into what is referred to as the Burgoyne Ditch and the South Ditch. Burgoyne ditch supplies water to shareholders within the city of Montpelier and the central part of the company. South ditch takes water south on the eastern side of town to the shareholders in the southern part of the Company.
11. Cement structure using boards to send water to shareholders below the UPRR tracks.
12. Metal structure used to supply water to diesel pump.

**\*See attached map**

# Montpelier Irrigation Company Service Area POU & PODs





March 19, 2026

Brian Wunsch  
Senior Water Resource Agent  
Idaho Dept. of Water Resources  
325 East 600 South, Ste 300  
Preston, Idaho 83263-4921  
brian.wunsch@idwr.idaho.gov  
marion.beck@idwr.idaho.gov

*Sent via Email and U.S. Mail*

**Re: Montpelier Irrigation Company  
Notices of Claims to Water Rights  
Bear River Basin Adjudication**

**RECEIVED**

**MAR 19 2026**

**IDWR/Preston**

Dear Brian:

This letter responds to your February 26, 2026, correspondence regarding the water right claims filed on behalf of Montpelier Irrigation Company ("Company") in the Bear River Basin Adjudication.

**Response to Issues No. 1 and No. 2**

In response to Issues No. 1 and No. 2 identified in your letter, the Company has determined that the claimed place of use (POU), source, and point of diversion (POD) located above the Montpelier Reservoir can be removed from the claims filed previously. Accordingly, the Company is amending those claims, as discussed below.

The diversion and use above Montpelier Reservoir is associated with a separate water right (11-2115) owned by the Company. Enclosed herewith is a notice of claim for water right no. 11-2115 and a check in the amount of \$78 (\$50 flat fee + \$1.00 per acre x 28 additional acres = \$78) for the filing fee.

**Response to Issues No. 3 and No. 4**

In response to Issues No. 3 and No. 4, the Company is filing amended claims for the following water rights: 11-1015, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1034, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-9319, 11-9321, 11-9328, 11-9329, 11-9342, and 11-2159.

These amended claims make the following corrections and clarifications:

1. The claimed POD and POU located above Montpelier Reservoir have been removed from each claim, as discussed above.
2. The POD located at the south end of the Montpelier Reservoir in T12S, R45E, Section 27 has been added to the supplemental point of diversion sheet. This POD was shown on the map but inadvertently omitted from the supplemental POD sheet in the original claims.

3. The location of the two PODs in T13S, R44E, Section 2 has been corrected to SENE, which matches the location identified in attached POD description and map. The original claims inadvertently identified these PODs as being in the NESE.
4. The total irrigated acres of the Company have also been corrected to remove the acreage located in the POU above Montpelier Reservoir.

The Company believes these amendments resolve the concerns identified in your letter. Please let us know if the Department has any questions or requires any additional information or clarification.

Sincerely,



T. J. BUDGE

Enclosure

c: Montpelier Irrigation Company