

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-00031  
Date Received: 1/26/1990  
Receipt No: EQ11865  
Received By: AMS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CARL L PHILLIPS 208-397-4690  
Address: 2884 W 1400 S  
ABEERDEEN, ID 83210

OR

Name: NOLA RAE PHILLIPS 208-397-4690  
Address: 2884 W 1400 S  
ABEERDEEN, ID 83210

2. Date of Priority: MAY 01, 1887

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 07S      | 39E   | 17      | NW     | SW     |     |     | CARIBOU |

5. Description of diverting works:  
PRIVATE DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.430  |      |        |

7. Total Quantity Appropriated is:  
3.430 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 950.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
STOCKWATER, 400 CATTLE

A2900031



10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use | Acres |
|----------|-------|---------|--------|-----|---------------|-----|-------|
| 07S      | 39E   | 17      | NW     | SW  |               | IRR | 40.0  |
|          |       |         | SW     | SW  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 80.0  |
|          |       | 18      | NE     | SE  |               | IRR | 6.0   |
|          |       |         | SE     | SE  |               | IRR | 6.0   |
|          |       |         |        |     | Section Acres |     | 12.0  |
|          |       | 19      |        |     | 2             | IRR | 8.0   |
|          |       |         |        |     | 3             | IRR | 20.0  |
|          |       |         | NE     | NE  |               | IRR | 6.0   |
|          |       |         | SW     | NE  |               | IRR | 30.0  |
|          |       |         | SE     | NE  |               | IRR | 38.0  |
|          |       |         | NE     | SE  |               | IRR | 38.0  |
|          |       |         | NW     | SE  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 180.0 |
|          |       | 20      | NW     | NW  |               | IRR | 40.0  |
|          |       |         | SW     | NW  |               | IRR | 40.0  |
|          |       |         | NW     | SW  |               | IRR | 40.0  |
|          |       |         |        |     | Section Acres |     | 120.0 |
|          |       |         |        |     | Total Acres   |     | 392.0 |

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:  
A29-00030/02379

14. Remarks:  
THE WATER IS DIVERTED BY MEANS OF A PRIVATE DITCH AND A TRACTOR PUMP. THE TRACTOR PUMP IS MOVED ALONG THE RIVER AS NEEDED FROM T7S R39E S17 NW1/4 OF THE SW1/4 TO T7S R39E S19 LOT 4.

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

UNION GRAIN & ELEVATOR CO.  
Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.  
Decree Defendant

A29-00031

Page

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Date: 01/26/90

MICROFILMED

NOV 13 1992

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do        do not   /   wish to receive and pay a small annual fee for monthly copies of the docket sheet.

**For Individuals:**

Signature of Claimant(s): Paul Phillips Date: 1-26-90  
Date:

State of Idaho )  
 ) SS.  
County of TOWNSEND )

Subscribed and sworn (or affirmed) before me this 26 day  
of Jan 19 90

Seal

Residing at 10400 1/2 AVE  
My Commission Expires 9-12-94

R38E R39E



ICROFILME

Log for claim A29-00031

Spatial Dynamics BTD

6/21/00

| TR      | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT       |
|---------|-----|------|------------------|----------------|---------------|
| 07s39e  | 17  | NWSW | 40               | 40             |               |
| 07s39e  | 17  | SWSW | 40               | 40             |               |
| 07s39e  | 18  | NESE | 6                | 6              |               |
| 07s39e  | 18  | SESE | 6                | 5.8            |               |
| 07s39e  | 19  | NENE | 6                | 16             | Indiscernible |
| 07s39e  | 19  | SWNE | 30               | 30             |               |
| 07s39e  | 19  | SENE | 38               | 40             |               |
| 07s39e  | 19  | NESW | 20               | 21             |               |
| 07s39e  | 19  | NESW | 8                | 9.2            |               |
| 07s39e  | 19  | NESE | 38               | 40             |               |
| 07s39e  | 19  | NWSE | 40               | 40             |               |
| 07s39e  | 20  | NWNW | 40               | 40             |               |
| 07s39e  | 20  | SWNW | 40               | 40             |               |
| 07s39e  | 20  | NWSW | 40               | 40             |               |
| Totals: |     |      | 392              | 408            |               |

AJ5809NP  
No. A29-00031

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00  
PAGE: 5

| OWNER<br>CODE | NAME & ADDRESS     | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|--------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | CARL L PHILLIPS    | 05/01/1887       | IRRIGATION | 04-01 11-01           | 3.430 CFS         |                     |
| C             | NOLA RAE PHILLIPS  |                  |            |                       |                   |                     |
|               | 2884 W 1400 S      |                  |            |                       |                   |                     |
|               | ABEERDEEN ID 83210 |                  |            |                       |                   |                     |
|               | (208) 397-4690     |                  |            |                       |                   |                     |
|               |                    |                  |            | TOTAL DIVERSION:      | 3.430 CFS         |                     |
|               |                    |                  |            | CONSUMPTIVE USE:      |                   | 950.00 AFA          |

Water Source: PORTNEUF RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T07S R39E S17

NWSW

CARIBOU County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |             |    |      |       |  |  |  |  |  |  |  |       |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|----|------|-------|--|--|--|--|--|--|--|-------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | :  | SUM  |       |  |  |  |  |  |  |  |       |
| 07S | 39E | 17 | : |    |    |    |    |    |    |    |    |    |    | 40 | 40 |    |    |    |             | :  | 80.0 |       |  |  |  |  |  |  |  |       |
| 07S | 39E | 18 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 06 |             | 06 | :    | 12.0  |  |  |  |  |  |  |  |       |
| 07S | 39E | 19 | : | 06 |    |    | 30 |    | 38 |    |    |    |    |    |    |    |    | 38 | 40          |    | :    | 152.0 |  |  |  |  |  |  |  |       |
| 07S | 39E | 20 | : |    |    |    |    |    |    | 40 | 40 |    |    |    | 40 |    |    |    |             |    | :    | 120.0 |  |  |  |  |  |  |  |       |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES |    |      |       |  |  |  |  |  |  |  | 392.0 |

Lots Without 1/4 1/4 Description: IRRIGATION  
07S 39E 19 02-08 03-20

SUM  
28.0

POU County: CARIBOU

Non-Irrigation Uses: STOCKWATER, 400 CATTLE

Other Rights: A29-00030/02379

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
29-10299 A29-00030 A29-02379 A29-10299

Other Water Rights Listing Overlapping Place(s) of Use:  
A29-00030 A29-00104 A29-00105 A29-00106 A29-02379 A29-02529

Remarks: GEN THE WATER IS DIVERTED BY MEANS OF A PRIVATE DITCH AND A TRACTOR  
PUMP. THE TRACTOR PUMP IS MOVED ALONG THE RIVER AS NEEDED FROM  
T7S R39E S17 NW1/4 OF THE SW1/4 TO T7S R39E S19 LOT 4.

Dates: Exam Made Date: Verified Date: 07/15/1985 Objection Filed Date:

Misc: Water District Number: 29 Field Inspection Flag:  
Presumption Flag: D

Audit: 01/26/90 DUNN 03/29/95 POST-STD