

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: A29-10318
Date Received: 2/13/1990
Receipt No: 2014654
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 16 1990

Department of Water Resources
Eastern District Office

1. Name: C V CATTLE INC.
Address: RT 1, BOX 1360
BANCROFT, ID

83217

2. Date of Priority: APR 15, 1881

3. Source: TOPONCE CREEK, NORTH FORK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	38E	33	SE	SE	SE		CARIBOU

5. Description of diverting works:
FORMER FEEDER DITCH, RESERVOIR, PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	3.200		

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

8. Total consumptive use is 2210.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	38E	25	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

A29-10318

Page 1

Date: 02/13/90

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	38E	25	SW		SW		IRR	35.0
			SE		SW		IRR	40.0
			NE		SE	3	IRR	30.0
			NE		SE	19	IRR	10.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE	4	IRR	30.0
			SE		SE	20	IRR	10.0
							Section Acres	395.0
		26	NE		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			SE		SE		IRR	28.0
							Section Acres	148.0
		36	NE		NE	1	IRR	30.0
			SE		NE	2	IRR	30.0
							Section Acres	60.0
							Total Acres	603.0

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:
TOPONCE CREEK, NORTH FORK RIGHTS.

14. Remarks:
CLAIM SUPPORTED BY ABSTRACT DEED ATTACHED AND EXPLAINED AS IN
A29-10315.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(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.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of _____ Title

C.V. CATTLE CO., INC. , that I have signed the foregoing Organization
document in the space below as PRESIDENT of Title

C.V. CATTLE CO., INC. and that the statements contained in the Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

PRESIDENT C.V. CATTLE CO., INC.
Title and Organization

2/13/90

Date

State of Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of February 19 90

Seal

[Signature]
Notary Public

Residing at Boise, ID

My Commission Expires June 9, 1994

Log for claim A29-10318

Spatial Dynamics BTD

6/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s38e	25	NWNW	40	40	
06s38e	25	SWNW	40	39	
06s38e	25	NESW	40	38	
06s38e	25	NWSW	40	40	
06s38e	25	SWSW	35	35	
06s38e	25	SESW	40	40	
06s38e	25	NESE	10	6.5	
06s38e	25	NESE	30	32	
06s38e	25	NWSE	40	39	
06s38e	25	SWSE	40	40	
06s38e	25	SESE	30	31	
06s38e	25	SESE	10	6.5	
06s38e	26	NENE	40	41	
06s38e	26	SENE	40	38	
06s38e	26	NESE	40	41	
06s38e	26	SESE	28	25	
06s38e	36	NENE	30	31	
06s38e	36	SENE	30	31	
Totals:			603	594	

AJ5809NP
No. A29-10318

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 158

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C V CATTLE INC RT 1 BOX 1360 BANCROFT ID 83217	04/15/1881	IRRIGATION	04-15 09-15	3.200 CFS	
TOTAL DIVERSION:					3.200 CFS	
CONSUMPTIVE USE:						2210.50 AFA

Water Source: TOPONCE CREEK, NORTH FORK

Tributary to: PORTNEUF RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R38E S33

SESESE

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				
06S	38E	25	:							40	40			40	40	35	40			03-30	40	40	04-30	:	395.0
06S	38E	25	:																	19-10			20-10	:	
06S	38E	26	:	40				40												40			28	:	148.0
06S	38E	36	:	01-30				02-30																:	60.0
																				TOTAL ACRES		603.0			

POU County: CARIBOU

Other Rights: TOPONCE CREEK, NORTH FORK RIGHTS.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A29-00090A A29-00091A A29-00092A A29-00093A A29-00094A A29-00121 A29-00122 A29-00123 A29-00124 A29-00125
A29-10248 A29-10319 A29-10320

Other Water Rights Listing Overlapping Place(s) of Use:

A29-00121 A29-00122 A29-00123 A29-00123A A29-00123B A29-00124 A29-00125 A29-00125A A29-00125B A29-04346
A29-10314 A29-10315 A29-10319 A29-10320

Remarks: GEN CLAIM SUPPORTED BY ABSTRACT DEED ATTACHED AND EXPLAINED AS IN
A29-10315.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 07/06/90 SHAFF 08/01/94 THOMPSON 03/29/95 POST-STD

Abstract No. 10900.

William J. West and Maud
G. West, his wife,

to

A. J. Knollin.

RECEIVED

FEB 28 1995

Department of Water Resources
Eastern District Office

WARRANTY DEED

Dated: July 19, 1907
Filed: July 23, 1907
at 4 P. M.
Recorded: Book 17 Deed
Record Page 38
Consideration: \$18,941.80

Grant, bargain, sell, convey and confirm land in Bannock County,
Idaho:

Lots numbered three and four, Southwest quarter of Southeast quarter, Southeast quarter of Southwest quarter and West half of Southwest quarter of Section twenty-five; and East half of Southeast quarter of Section twenty-six, Township six South of Range thirty-eight East. (Also certain other property not now under search) according to Official Plat of survey of said lands returned to General Land Office by Surveyor General.

Together with all water, water rights, water privileges and water franchises belonging to or in anywise used with or upon said land or any part thereof and all ditches, dams, canals and other works for diversion and conveyance of said water to and upon said land and particularly one hundred sixty inches of water appropriated from North Fork of Toponce Creek about twenty-six years ago, same having been continually used upon said land or some part thereof since date of said appropriation; four cubic feet per second of time of waters of Toponce Creek appropriated by Lucinda E. Metcalf June 18, 1902 and recorded in Book "2" of Water Locations at Page "152" of Records of Bannock County, Idaho, two hundred forty inches of waters from Portneuf River appropriated by Jacob West April 12, 1889 and recorded in Book "1" of Water Locations at Page "279" of records of Bannock County, Idaho; two hundred forty inches of waters of Portneuf River appropriated by W. J. West April 12, 1889 and recorded in Book "1" of Water Locations at Page "281" of Records of Bannock County, Idaho; eight hundred inches of waters of Portneuf River appropriated by Jacob West, W. J. West and C. S. West in June, 1891 and which is recorded in Book "1" of Water Locations at Page "427" of Records of Bannock County, Idaho, these waters being diverted by appropriators through what is known as "High Line" or "East Side" ditch, also whole of waters of Portneuf River as same passes through land above described diverted by means of dams and headgates in said river which back up said water upon and over and floods hay lands belonging to said first party.

All above described waters having heretofore been used upon said lands or some part thereof.

This Deed is given and accepted subject to taxes for year 1907 which

BANNOCK TITLE-ABSTRACT COMPANY

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William J. West and Maud
G. West, his wife,

to

A. J. Knollin.

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NOV 13 1907

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BANNOCK TITLE-ABSTRACT COMPANY

PAGE NUMBER

second party herein assumes and agrees to pay.

Covenants of quiet and peaceable possession and general warranty.

One Witness

William J. West (Seal)

Maud G. West (Seal)

Acknowledged: Bannock County, Idaho; July 19, 1907; by William J. West and Maud G. West, wife of said William J. West; before Fred G. Caldwell, Notary Public in and for said County. (Seal)

MICROFILMED