

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: A29-10320
Date Received: 2/13/1990
Receipt No: CD 14654
Received By: DR

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: JUL 06, 1868

3. Source: TOPONCE CREEK

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

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

5. Description of diverting works:

AT POINT DESCRIBED OR POINTS WITHIN AND WITHOUT LANDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	4.584		

7. Total Quantity Appropriated is:

4.584 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 1120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	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

A29-10320

Page 1

Date: 02/13/90

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
		35	SE		SE		IRR	40.0
							Section Acres	40.0
		36	NE		NE	1	IRR	30.0
			SW		NE		IRR	40.0
			SE		NE	2	IRR	30.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
							Section Acres	340.0
							Total Acres	923.0

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:
NONE

14. Remarks:
THIS CLAIM IS A RESULT OF COMBINING RIGHTS 29-00236, 29-00238,

14. Remarks: Continued
29-00239 AND 29-00240.

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

Decree Plaintiff

vs

Decree Defendant

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

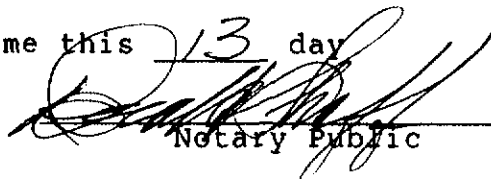
PRESIDENT C.V. CATTLE CO., INC.
Title and Organization

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


Notary Public

Seal

Residing at Boise, ID
My Commission Expires June 10, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 2000

C.U. Cattle Inc.
3124 Nipper Lane
Bancroft, ID. 83217

Dear Sir:

In 1992 you filed an application to transfer several water rights on Topence Creek to ground under your control. One of those rights listed was 29-00238. This particular right was granted to the Shoshone-Bannock Tribe. I have discussed this with Tribal Attorney, Candy Jackson.

Ms. Jackson informs me there is no Tribal consent that has been given to transfer this right beyond the 1992-1993 irrigation season to your own lands. The original letter from the BIA Superintendent only allowed movement for that specific 1992-1993 irrigation season. Also, adjudication claim A29-10320 represents that you own right 29-00238. Given the above information that claim will have to be amended.

I will need you to provide evidence of ownership of the other rights and/or original place of use. Specifically, I will need a copy of a tax notice showing you as the owner of the SESE Sec. 35 and SWSW Sec. 36; T6S, R38E.

Also, you will need to make an appointment to come into this office and meet with the Adjudication Supervisor, Ernie Carlson, and myself to modify your claim #A29-10320.

I will need you to respond with the requested information within 30 days.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::dn

Log for claim A29-10320

Spatial Dynamics LTD

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	10	6.5	
06s38e	25	SESE	30	31	
06s38e	26	NENE	40	41	
06s38e	26	SENE	40	38	
06s38e	26	NESE	40	41	
06s38e	26	SESE	28	25	
06s38e	35	SESE	40	40	
06s38e	36	NENE	30	31	
06s38e	36	SWNE	40	41	
06s38e	36	SENE	30	31	
06s38e	36	SENW	40	40	
06s38e	36	NESW	40	41	
06s38e	36	SWSW	40	40	
06s38e	36	SESW	40	39	
06s38e	36	NWSE	40	41	
06s38e	36	SWSE	40	39	
Totals:			923	915	

AJ5809NP
No. A29-10320

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 159

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	07/06/1868	IRRIGATION	04-15 09-15	4.584 CFS	
TOTAL DIVERSION:					4.584 CFS	
CONSUMPTIVE USE:						1120.00 AFA

Water Source: TOPONCE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R38E S33

SESESE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
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	35	:					:					:					:				40	:	40.0
06S	38E	36	:	01-30			40	:			40	02-30	:	40		40	40	:		40	40		:	340.0
																						TOTAL ACRES		923.0

POU County: CARIBOU

Other Rights: NONE

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 A29-10318 A29-10319

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 A29-00236
A29-00238 A29-00239 A29-00240 A29-04346 A29-10222 A29-10314 A29-10315 A29-10318 A29-10319 X29-10222

Remarks: GEN THIS CLAIM IS A RESULT OF COMBINING RIGHTS 29-00236, 29-00238,
29-00239 AND 29-00240.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 07/06/90 SHAFF 12/05/90 SMITH 08/03/94 THOMPSON 03/29/95 POST-STD



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

JUL 16 1990

Department of Water Resources
Eastern District Office

July 12, 1990

Bill P. and Dolores H. Hatch
2437 W. Townley Avenue
Phoenix, AZ 85021

RE: Snake River Basin Adjudication (SRBA)
Caribou County - #A29-00489A

Dear Mr. & Mrs. Hatch:

This letter is to notify you of a slight altering of an identification number for one of your water rights. This change was made necessary by a competing claim filed on behalf of C V Cattle, Inc., by its president, Rondo Perkins. A copy of C V Cattle's claim is enclosed.

For purposes of processing your claim, the water right claim will be identified by the number A29-00489A. Please refer to this number in any future communications with this agency.

The Department staff will investigate the conflict in claims for the single water right in the course of the adjudication. You may submit a written statement and other evidence supporting your claim and/or disputing the claim of C V Cattle, Inc.

If you have any questions or concerns, please contact this office or our Eastern Region office at 150 Shoup Avenue, Suite 15, Idaho Falls, ID 83401, telephone 208/525-7161.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:state:east
cc: C V Cattle, Inc.