

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: A29-10322
Date Received: 2/14/1990
Receipt No: 6012054
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TOPONCE CANAL COMPANY, LTD. 208-648-7758
Address: C/O WILDER HATCH, PRES.
2387 KELLY RD.
BANCROFT, ID 83217

Address:

2. Date of Priority: JUN 28, 1902
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	34	NW	NW	SE		CARIBOU

5. Description of diverting works:
HEADWORKS OF THE TOPONCE CANAL. TOPONACE CANAL DELIVERY SYTSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	09/15	18.530		

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

8. Total consumptive use is 4990.0 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 1000 HEAD OF RANGE CATTLE.

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MICROFILMED
NOV 16 1992

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
07S	38E	1	NE		SW		IRR	38.0	
			NW		SW		IRR	40.0	
			SW		SW		IRR	35.0	
			SE		SW		IRR	35.0	
			SW		SE		IRR	30.0	
			SE		SE		IRR	27.0	
								Section Acres	205.0
		2	NE		SE		IRR	39.0	
			SW		SE		IRR	12.0	
			SE		SE		IRR	39.0	
								Section Acres	90.0
		11	NE		NE		IRR	39.0	
			NW		NE		IRR	31.0	
			SW		NE		IRR	39.0	
			SE		NE		IRR	36.0	
			NE		SW		IRR	32.0	
			SE		SW		IRR	37.0	
			NE		SE		IRR	39.0	
			NW		SE		IRR	39.0	
			SW		SE		IRR	39.0	
			SE		SE		IRR	39.0	
						Section Acres	370.0		
12	NE		NE	1	IRR	36.0			
	NW		NE		IRR	40.0			
	SW		NE		IRR	40.0			
	SE		NE	2	IRR	36.0			
	NE		NW		IRR	39.0			
	NW		NW		IRR	40.0			
	SW		NW		IRR	37.0			
	SE		NW		IRR	40.0			
	NW		SW		IRR	40.0			
	SW		SW		IRR	40.0			
						Section Acres	388.0		
13	NW		SW		IRR	20.0			
	SW		SW		IRR	30.0			
						Section Acres	50.0		
14	NW		NE		IRR	36.0			

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	38E	14	SW		NE		IRR	39.0
			NE		NW		IRR	24.0
			SE		NW		IRR	34.0
			NE		SW		IRR	40.0
			NW		SW		IRR	38.0
			SW		SW		IRR	16.0
			SE		SW		IRR	31.0
			NE		SE		IRR	8.0
			NW		SE		IRR	40.0
			SW		SE		IRR	38.0
			SE		SE		IRR	30.0
			Section Acres					
15			NE		NE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
Section Acres							160.0	
23			SW		NE		IRR	32.0
			SE		NE		IRR	40.0
			NE		SE		IRR	38.0
			NW		SE		IRR	40.0
Section Acres							150.0	
24			SW		NE		IRR	20.0
			SE		NE		IRR	31.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	38.0
			NW		SW		IRR	40.0
Section Acres							209.0	
Total Acres							1996.0	

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:

29-0103 THIS RIGHT COMBINES 29-00104, 00105 and 00106.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 7/01/1921

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

vs

MCCAMMON DITCH CO. ET. AL.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

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

TOPONCE CANAL CO. LTD that I have signed the foregoing Organization

document in the space below as PRESIDENT of Title

TOPONCE CANAL CO. LTD and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

PRCS. TOPONCE CANAL CO LTD
Title and Organization

14 Feb 90
Date

State of Idaho)
County of Bonneville) ss.

Subscribed and sworn (or affirmed) before me this 14 day
of February 19 90

Seal

[Signature]
Notary Public

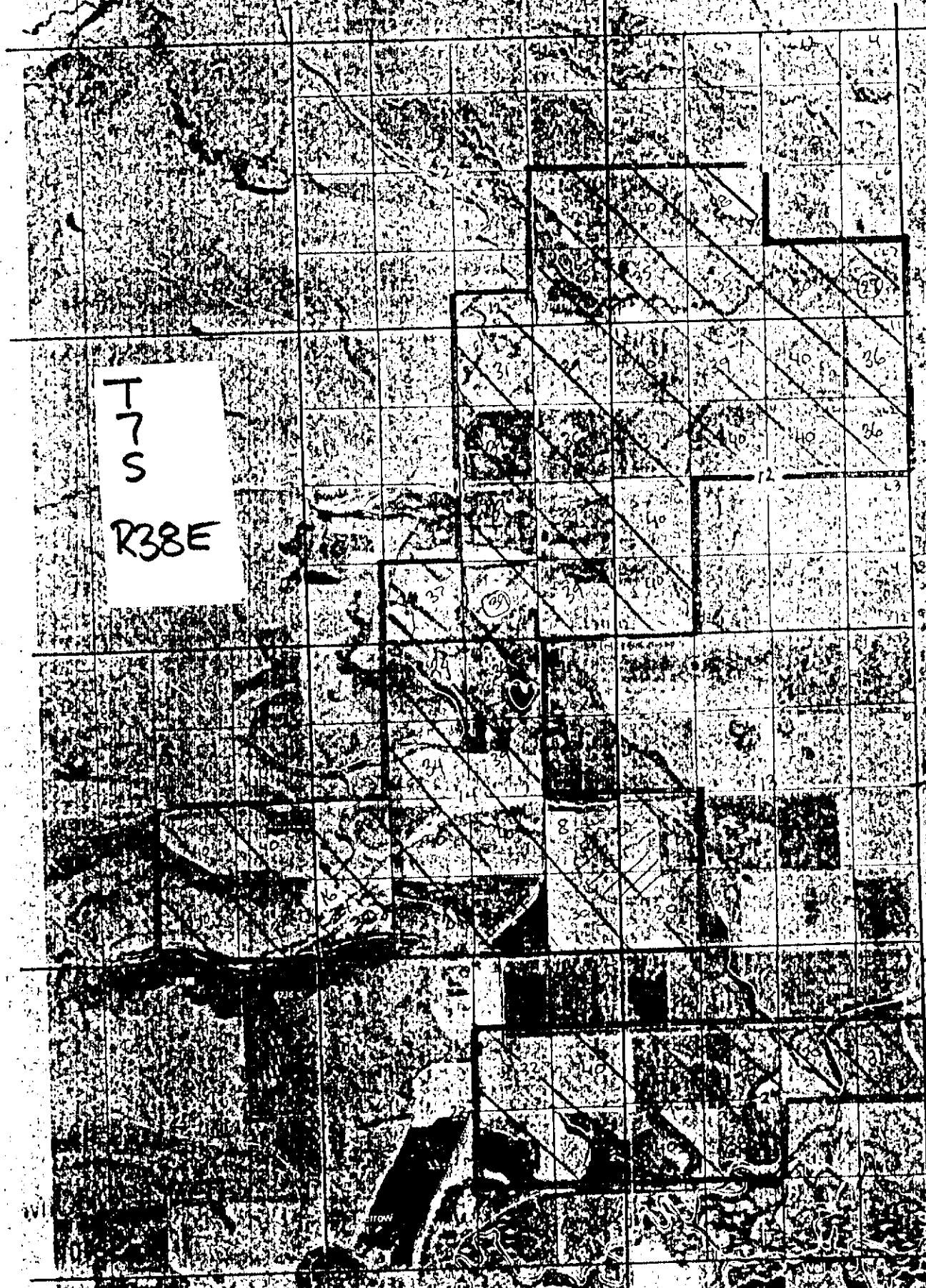
Residing at Walo Falls, B.

My Commission Expires 22 Aug 1994

TOPONCE CANAL CO.

TOP DIVERSION
FIELD OF

T
7
S
R38E



Log for claim A29-10322

Spatial Dynamics BTD

6/20/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s38e	1	NESW	38	40	
07s38e	1	NWSW	40	40	
07s38e	1	SWSW	35	34	
07s38e	1	SESW	35	38	
07s38e	1	SWSE	30	40	Indiscernible
07s38e	1	SESE	27	33	Indiscernible
07s38e	2	NESE	39	34	
07s38e	2	SWSE	12	21	Indiscernible
07s38e	2	SESE	39	37	
07s38e	11	NENE	39	38	
07s38e	11	NWNE	31	40	Indiscernible
07s38e	11	SWNE	39	39	
07s38e	11	SENE	36	37	
07s38e	11	NESW	32	40	Indiscernible
07s38e	11	SESW	37	40	
07s38e	11	NESE	39	38	
07s38e	11	NWSE	39	39	
07s38e	11	SWSE	39	40	
07s38e	11	SESE	39	39	
07s38e	12	NENE	36	33	
07s38e	12	NWNE	40	40	
07s38e	12	SWNE	40	39	
07s38e	12	SENE	36	32	
07s38e	12	NENW	39	40	
07s38e	12	NWNW	40	40	
07s38e	12	SWNW	37	38	
07s38e	12	SENW	40	39	
07s38e	12	NWSW	40	39	
07s38e	12	SWSW	40	40	
07s38e	13	NWSW	20	26	Indiscernible
07s38e	13	SWSW	30	34	
07s38e	14	NWNE	36	34	
07s38e	14	SWNE	39	40	
07s38e	14	NENW	24	25	
07s38e	14	SENW	34	40	Indiscernible
07s38e	14	NESW	40	40	
07s38e	14	NWSW	38	40	
07s38e	14	SWSW	16	40	Indiscernible
07s38e	14	SESW	31	40	Indiscernible
07s38e	14	NESE	8	25	Indiscernible
07s38e	14	NWSE	40	40	
07s38e	14	SWSE	38	38	
07s38e	14	SESE	30	36	Indiscernible
07s38e	15	NENE	40	40	
07s38e	15	NWSE	40	40	
07s38e	15	SWSE	40	40	
07s38e	15	SESE	40	40	
07s38e	23	SWNE	32	33	

Log for claim A29-10322

Spatial Dynamics BTD

6/20/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s38e	23	SENE	40	39	
07s38e	23	NESE	38	40	
07s38e	23	NWSE	40	37	
07s38e	24	SWNE	20	40	Indiscernible
07s38e	24	SENE	31	33	
07s38e	24	SWNW	40	38	
07s38e	24	SENE	40	39	
07s38e	24	SENW	38	40	
07s38e	24	NESW	38	40	
07s38e	24	NWSW	40	40	
Totals:			1996	2124	

AJ5809NP
No. A29-10322

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TOPONCE CANAL COMPANY LTD C/O WILDER HATCH PRES 2387 KELLY RD BANCROFT ID 83217 (208) 648-7758	06/28/1902	IRRIGATION	04-15 09-15	18.530 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	18.530 CFS 4990.00 AFA

Water Source: TOPONCE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T06S R38E S34 NWNWSE

CARIBOU County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
07S 38E	1									38	40	35	35			30	27	205.0
07S 38E	2													39		12	39	90.0
07S 38E	11	39	31	39	36					32			37	39	39	39	39	370.0
07S 38E	12	01-36	40	40	02-36	39	40	37	40		40	40						388.0
07S 38E	13										20	30						50.0
07S 38E	14		36	39		24			34	40	38	16	31	08	40	38	30	374.0
07S 38E	15	40													40	40	40	160.0
07S 38E	23			32	40									38	40			150.0
07S 38E	24			20	31			40	40	38	40							209.0
TOTAL ACRES																	1996.0	

POU County: CARIBOU

Non-Irrigation Uses: INCIDENTAL STOCKWATERING FOR 1000 HEAD OF RANGE CATTLE.

Other Rights: 29-0103

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-00103 A29-00108 A29-00110B A29-10089 A29-10215 A29-10243 X29-10222

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00103 A29-00104 A29-00105 A29-00106 A29-00126 A29-00127 A29-00128 A29-002468 A29-02418 A29-02430
A29-02430A A29-02431 A29-02431A A29-02504 A29-02524 A29-07028 A29-10222 A29-10243 A29-10244 A29-10260
X29-10222

Remarks: GEN THIS NOTICE COMBINES DECREED RIGHTS 29-00104, 29-00105 AND
29-00106.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 29

Field Inspection Flag:
Presumption Flag: D

AJ5809NP
No. A29-10322

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

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Audit: 02/14/90 VERNER 08/01/94 THOMPSON 03/29/95 POST-STD