

02/20/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-11302

NAME AND ADDRESS: CONANT VALLEY RANCH
PO BOX 5546
ORANGE CA 92705

SOURCE: GARDEN CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 1.780 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 9.92 CFS. COMBINED RIGHT NOS.: 23-11296,
23-11298, 23-11300, 23-11302.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 11.91 CFS. COMBINED RIGHT NOS.:
23-11292, 23-11296, 23-11298, 23-11300, 23-11302.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T02N R42E S25 NWNESE Within BONNEVILLE County

T02N R42E S25 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.780 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T02N R43E S19	SESW	17.0	T02N R43E S19	SWSE	35.0
T02N R43E S19 Lot 5	SESE	1.0	T02N R43E S30	NWNE	27.0
T02N R43E S30	SWNE	27.0	T02N R43E S30	NENW	32.0
T02N R43E S30 Lot 1	NWNW	28.0	T02N R43E S30 Lot 2	SWNW	28.0
T02N R43E S30	SENW	29.0	T02N R43E S30	NESW	16.0
T02N R43E S30 Lot 4	SWSW	34.0	T02N R43E S30	SESW	25.0
T02N R43E S30	NWSE	16.0	T02N R43E S31	NENW	11.0
T02N R43E S31 Lot 1	NWNW	31.0			

357 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 357.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-11292, 23-11296,
23-11298, 23-11300, 23-11302.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

02/20/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 23-11296, 23-11298, 23-11300, 23-11302.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-11243 (23-00105).

NOTICE OF ERROR
REPLY

RECEIVED
02/24/2004
MAR 18 2004
Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-11302

CONANT VALLEY RANCH
PO BOX 5546
ORANGE CA 92613

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4-18-04 SIGNATURE: Anthony H Osterkamp
Please print your name: ANTHONY H OSTERKAMP

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

MAR 18 2004

Department of Water Resources
Eastern Region

02/24/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 23-11302

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PO BOX 5546
ORANGE CA 92613

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PRIORITY DATE: 01/22/1916

POINT OF DIVERSION:

T02N R42E S25 NWNESE Within BONNEVILLE County
T02N R42E S25 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.780 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T02N R43E S19	SESW	17.0	T02N R43E S19	SWSE	35.0
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T02N R43E S30	SWNE	27.0	T02N R43E S30	NENW	32.0
T02N R43E S30 Lot 1	NWNW	28.0	T02N R43E S30 Lot 2	SWNW	28.0
T02N R43E S30	SENW	29.0	T02N R43E S30	NESW	16.0
T02N R43E S30 Lot 4	SWSW	34.0	T02N R43E S30	SESW	25.0
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rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 23-11296, 23-11298, 23-11300, 23-11302.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-11243 (23-00105).

CONANT VALLEY RANCH & BLM SPLITS

11285 - BLM, 14.3 ac @ 0.286 cfs $\Rightarrow$ 0.29

23-52
 Ritchard Ck
 Parent 3³ cfs @ 0.02 = 160 ac
 11286 CUR, 2⁹ cfs on 145² ac

11287 - BLM, 14.3 ac @ 0.286 cfs $\Rightarrow$ 0.29

23-53
 Ritchard Ck
 Parent 3³ cfs @ 0.02 = 160 ac
 11288 CUR, 2⁹ cfs on 145² ac

11289 - BLM, 14.3 ac @ 0.34

23-11244
 Ritchard Ck
 Parent (SPLIT OF ORIGINAL 23-105 @ 16⁰ cfs) ALSO SEE 23-11243 FLOOD Rtg. $E_{0.11243} = 16^0$
 11290 CUR, 13²⁶ cfs on 581⁵ ac
 (Prior Split)

11303 - BLM, 14.3 ac @ 0.129 cfs 50⁰⁵ AF

23-11245
 Well
 23-2058
 (New Split)
 Parent - error on original split - herein corrected.
 11304 CUR, 2⁶⁴ cfs on 296³ ac 1038⁴⁵

11293 - BLM, 14.3 ac @ 0.004 cfs/ac = 0.06 cfs

23-7019
 Well
 Parent 2.3 cfs on 561² ac to Lic.
 11294 CUR 2.24 cfs on 546² ac

11295 BLM, 5.9 ac @ 0.12 cfs

23-42
 Garden Ck
 Parent 0.50 cfs @ 0.02 = 25 ac
 11296 CUR, 0.38 cfs on 18² ac

11297 - BLM, 5.9 ac @ 0.12 cfs

23-43
 Garden Ck
 Parent 6⁰ cfs @ 0.02 = 300⁰ ac
 11298 CUR, 5.88 cfs on 294¹ ac

23-49 11299 - BLM, 5.9 ac @ 0.12 cfs
 Garden Ck Parent 2° cfs @ 0.02 = 100 ac
 11300 CUR, 1.88 cfs on 94' ac

23-11243 11301 - BLM, 5.9 ac @ 0.12 cfs
 Garden Ck Parent (Split of 23-105 @ 16° cfs) see 23-11244 $E_{\text{anph}} = 16^\circ$ Flood Rt
 (Prior Spur) 11302 CUR, 1.78 cfs on ~~89'~~ ac NOT Limited

23-11246 11291 - BLM, 5.9 ac @ 0.05 cfs (0.009 cfs/ac) 20° ac
 Parent - error on original split located herein
 Well 11292 - CUR 1.99 cfs on 224' ac 704³⁵ ac
 (Prior Spur)

BLM Garden Ck $E_Q = 0.48$ cfs surface only; $E_Q \text{ w/won} = 0.41$ cfs
 CUR Garden Ck $E_Q = 9.92$ cfs surface only
 $E_Q \text{ w/won} = 12.64$

BLM Pritchard Ck $E_Q = 0.92$ cfs surface only
 CUR Pritchard Ck $E_Q = 19.58$ cfs surface only
 1.11 cfs

BLM wons $E_Q = 0.19$ cfs
 CUR wons $E_Q = 4.96$ cfs

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 23-11243

WATER RIGHT NUMBER: 23-11243

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M E TOLIVER
Current Owner	, ID CONANT VALLEY RANCH PO BOX 5546 ORANGE, CA 92705
Current Owner	CONANT VALLEY RANCH 2350 SWAN VALLEY HWY SWAN VALLEY, ID 83449 (208) 483-2693

Priority Date: 01/22/1916

Basis: Decreed

Status: **PARENT: see 23-11301 and 23-11302**

<u>Source</u>	<u>Tributary</u>
GARDEN CREEK	SOUTH FORK SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.900 CFS	
STOCKWATER	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	1.900 CFS	

<u>Location of Point(s) of Diversion</u>		
GARDEN CREEK	NE1/4SE1/4	Sec. 25, Twp 02N, Rge 42E, B.M.
BONNEVILLE County		
GARDEN CREEK	NE1/4SE1/4	Sec. 25, Twp 02N, Rge 42E, B.M.
BONNEVILLE County		

<u>Place of Use</u>			
<u>IRRIGATION Within BONNEVILLE County</u>			
T02N R43E S30	NWNE	18.0	T02N R43E S30 SWNE 15.0
T02N R43E S30	NENW	29.0	T02N R43E S30 Lot 1 NWNW 34.0
T02N R43E S30 Lot 2	SWNW	30.0	T02N R43E S30 SENW 26.0
T02N R43E S30	NESW	28.0	T02N R43E S30 Lot 3 NWSW 16.0
T02N R43E S30 Lot 4	SWSW	35.0	T02N R43E S30 SESW 33.0
T02N R43E S30	NWSE	1.2	T02N R43E S30 SWSE 11.0
T02N R43E S31 Lot 5	NENE	7.8	T02N R43E S31 NWNE 36.0
T02N R43E S31	SWNE	40.0	T02N R43E S31 SENE 40.0
T02N R43E S31	NENW	40.0	T02N R43E S31 Lot 1 NWNW 33.0
T02N R43E S31	SENW	31.0	T02N R43E S31 NESE 19.0

Q Split;

11301

59 ac @ 0.02 cfs = 0.118 cfs

11302

1.9 cfs - 0.118 = 1.782 cfs

Ac Limits = 89.1 ac

T02N R43E S31 NWSE 8.6

T02N R43E S32 SWNW 20.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 23-11243

T02N R43E S32 Lot 5 SENW 1.2

T02N R43E S32 NESW 20.0

T02N R43E S32 NWSW 23.0

Total Acres: 595.8

DOMESTIC same as IRRIGATION

STOCKWATER same as IRRIGATION

Conditions of Approval:

Remarks:

1. Explanatory THIS CLAIM IS A SPLIT PORTION OF 23-00105.

Comments:

Ruberry, Allen

From: PZumberge@Osterkampgrp.com
Sent: Tuesday, February 17, 2004 3:00 PM
To: aruberry@idwr.state.id.us
Subject: Conant Valley Ranch

Dear Mr. Ruberry:

Please remove the name "Timothy Hopkins" and/or his law firm's name, as it pertains to any water rights filings concerning Conant Valley Ranch.

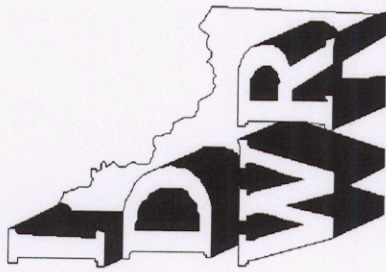
Thank you:

Paul Zumberge,
Counsel for CVR
3577 W. Philadelphia Ave.
Chino, CA 91710

Direct 909-517-2815
Fax 909-364-2180

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State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-11292,
23-11296,
23-11298,
23-11300,
23-11302

Place of Use: (parts of)

T2N, R43E
Secs. 19, 30, 31

Point(s) of Diversion:

T2N, R42E Sec. 25
SESW, NWNSE (surface),
T2N, R43E Sec. 30
SWSWNW (L2) (well)

LEGEND

- Point of Diversion
- Place of Use
- Section
- Quarter-Quarter

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: February 2004