

02/20/2004

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

RIGHT NUMBER: 23-11298

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

SOURCE: GARDEN CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 5.880 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: 06/01/1888

POINT OF DIVERSION:

T02N R42E S25 NWNSE Within BONNEVILLE County

T02N R42E S25 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
5.880 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	SESW	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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 294.1 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 23-00043.

NOTICE OF ERROR
REPLY

RECEIVED
02 MAR 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: 23-11298

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:

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

DATE:

4-06-04

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: 23-11298

NAME AND ADDRESS: CONANT VALLEY RANCH
PO BOX 5546
ORANGE CA 92613

SOURCE: GARDEN CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 5.880 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: 06/01/1888

POINT OF DIVERSION:

T02N R42E S25 NWNSE Within BONNEVILLE County
T02N R42E S25 SENWSE Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/15 10/31

QUANTITY

5.880 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	SESW	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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 294.1 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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: 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 23-00043.

CONANT VALLEY RANCH & BLM SPLITS

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

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

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

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

11289 - BLM, 14.3 ac @ 0.34

23-11244 { Parent (Split of Original 23-105 @ 16⁰ cfs) ALSO SEE 23-11243 Flow Rt. $\angle_{\text{split}} = 16^{\circ}$
 Pritchard Ck 11290 CUR, 13⁷ cfs on 581⁵ ac
 (Prior Split)

11303 - BLM, 14.3 ac @ 0.129 cfs 50⁰⁵ AK

23-11245 { Parent - error on original split - herein corrected.
 Well 11304 CUR, 2⁶⁴ cfs on 296² ac 1038⁴⁵
 (23-2058
 River Split)

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

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

11295 BLM, 5.9 ac @ 0.12 cfs

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

11297 - BLM, 5.9 ac @ 0.12 cfs

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

23-49 11299 - BLM, 5.9 ac @ 0.12 cts
 Garden Ck 11300 CVR, 1.88 cts on 94' ac

23-11243 11301 - BLM, 5.9 ac @ 0.12 cts
 Garden Ck (Prior Spurt) Parent (Split on 23-105 @ 16° cts) see 23-11244 $E_{\text{amph}} = 16^\circ$ Flood Rt
 11302 CVR, 1.78 cts on 89' ac

23-11246 11291 - BLM, 5.9 ac @ 0.05 cts (0.009 cts/ac) 20° ac
 Well 23-2058 (Prior Spurt) Parent - error on original split - corrected herein
 11292 - CVR 1.99 cts on 224' ac - 704' ac

BLM Garden Ck $E_Q = 0.48^{36}$ cts surfaces only; $E_Q \text{ w/well} = 0.41$ cts
 CVR Garden Ck $E_Q = 9^{92}$ cts surfaces only
 $E_Q \text{ w/well} = 12^{64}$

BLM Pritchard Ck $E_Q = 0^{92}$ cts surfaces only
 CVR Pritchard Ck $E_Q = 19^{58}$ cts surfaces only

BLM wows $E_Q = 0^{19}$ cts
 CVR wows $E_Q = 4^{96}$ cts

1.11 cts

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 23-43

WATER RIGHT NUMBER: 23-43

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES R HIGHAM
	, ID
Current Owner	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: 06/01/1888

Basis: Decreed

Status: **PARENT: see 23-11297 and 23-11298**

<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	6.000 CFS	
	<u>Total Diversion:</u>	6.000 CFS	

Location of Point(s) of Diversion

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		

Place of UseIRRIGATION Within BONNEVILLE County

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	SENE	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	NENW	5.5	T02N R43E S31 Lot 1	NWNW	14.0
Total Acres: 295.7					

Conditions of Approval:Q Split11297

$$5^9_{Ac} @ 0.02 cfs = 0.118 cfs$$

11298

$$60 cfs - 0.118 cfs = 5.882 cfs$$

Ac Limits 294'

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 23-43

Remarks:

1. General P/D & P/U INCOMPLETE ACRES IRRIGATED 325.37
2. Explanatory CLAIM AMENDED TO DELETE STORAGE COMPONENT. SEE AMENDED 23-00049,
STORAGE ADDED.

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

PRIVILEGED AND CONFIDENTIAL

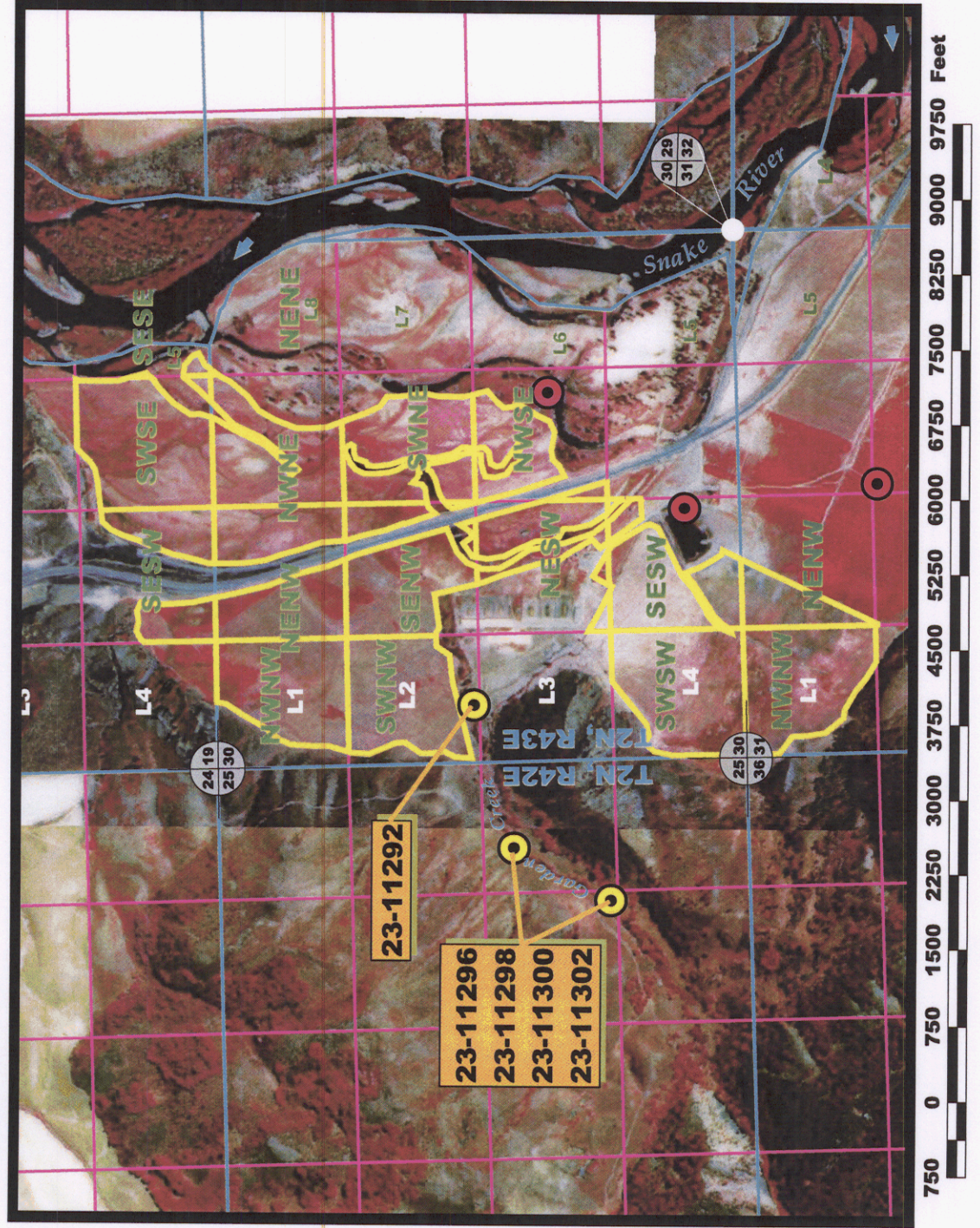
This electronic message and any attachments are confidential property of the sender. The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any other interception, copying, accessing, disclosure, review, retransmission, dissemination or other use of, or taking of any action in reliance upon, this information by persons or entities other than the intended recipient is prohibited. The sender takes no responsibility for any unauthorized reliance on this message. If you received this in error, please contact the sender and delete the material from any computer. Do not forward this message without permission.



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
- SESE
- Place of Use
- Section
- Quarter-Quarter