

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 43-13075
Date Received: 7/5/2001
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

C BAR CATTLE CO Phone: (801)328-1600

139 EAST SOUTH TEMPLE #310
SALT LAKE CITY UT 84111

2. Date of Priority: 04/01/1950

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14S	27E	20	NW NW SW	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.75	

7. Total Quantity Appropriated is:
1.75 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
13S	26E	24	NE SE	IRRIGATION	21.9
			SE SE	IRRIGATION	22.9
				Section Acres	44.8

13S	26E	25	NE	NE	IRRIGATION	22.8
			SE	NE	IRRIGATION	20
					Section Acres	42.8
					Total Acres	87.6

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS AN ENLARGEMENT OF WATER RIGHTS 43-171C, 43-178G, 43-254A, 43-287, 43-12926, 43-12927, 43-12928.

15. Basis of Claim: Beneficial Use

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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 43-13075

Date Received 7-5-2001

Receipt Number 58 24094

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) C BAR CATTLE COMPANY Phone 801) 328-1600
Mailing Address 139 E SOUTH TEMPLE #310, SALT LAKE CITY UT Zip 84111

2. Date of Priority (Only one (1) per claim) April 1, 1950

3. Source of water supply (a) RAFT RIVER
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 14S Range 27E Section 20,
NW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of CASSIA COUNTY

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See water right #'s 43-171C, 43-178G, 43-254A,
43-287, 43-12926, 43-12927 and 43-12928

RECEIVED

JUL - 5 2001

Department of Water Resources
Southern Region

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 1.75 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.75 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	26E	24													21.9			22.9	44.8
13S	26E	25	22.8			20.0													42.8

Total number of acres irrigated 87.6

11. In which county (ies) are lands listed above as place of use located? CASSIA COUNTY

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
See listing of water rights shown below or None ()

14. Remarks: amendment to
This is an expansion of water right #'s 43-171C, 43-178G, 43-254A, 43-287,
43-12926, 43-12927 and 43,12928

Last Name C Bar Cattle Ident No. 43-13075

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 One

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT

of C BAR CATTLE COMPANY _____, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of C BAR CATTLE COMPANY
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent BY: Christopher F. Robinson
C BAR CATTLE COMPANY
Title and Organization PRESIDENT, C BAR CATTLE COMPANY Date 7-2-01

State of Idaho/or UTAH)
County of SALT LAKE) SS.

Subscribed and sworn (or affirmed) before me this 2ND day of JULY 2001



Notary Public Deanna L. Stookey
Residing at Salt Lake
My Commission Expires 4-5-02

Please Print Name

17. Notice of Appearance:

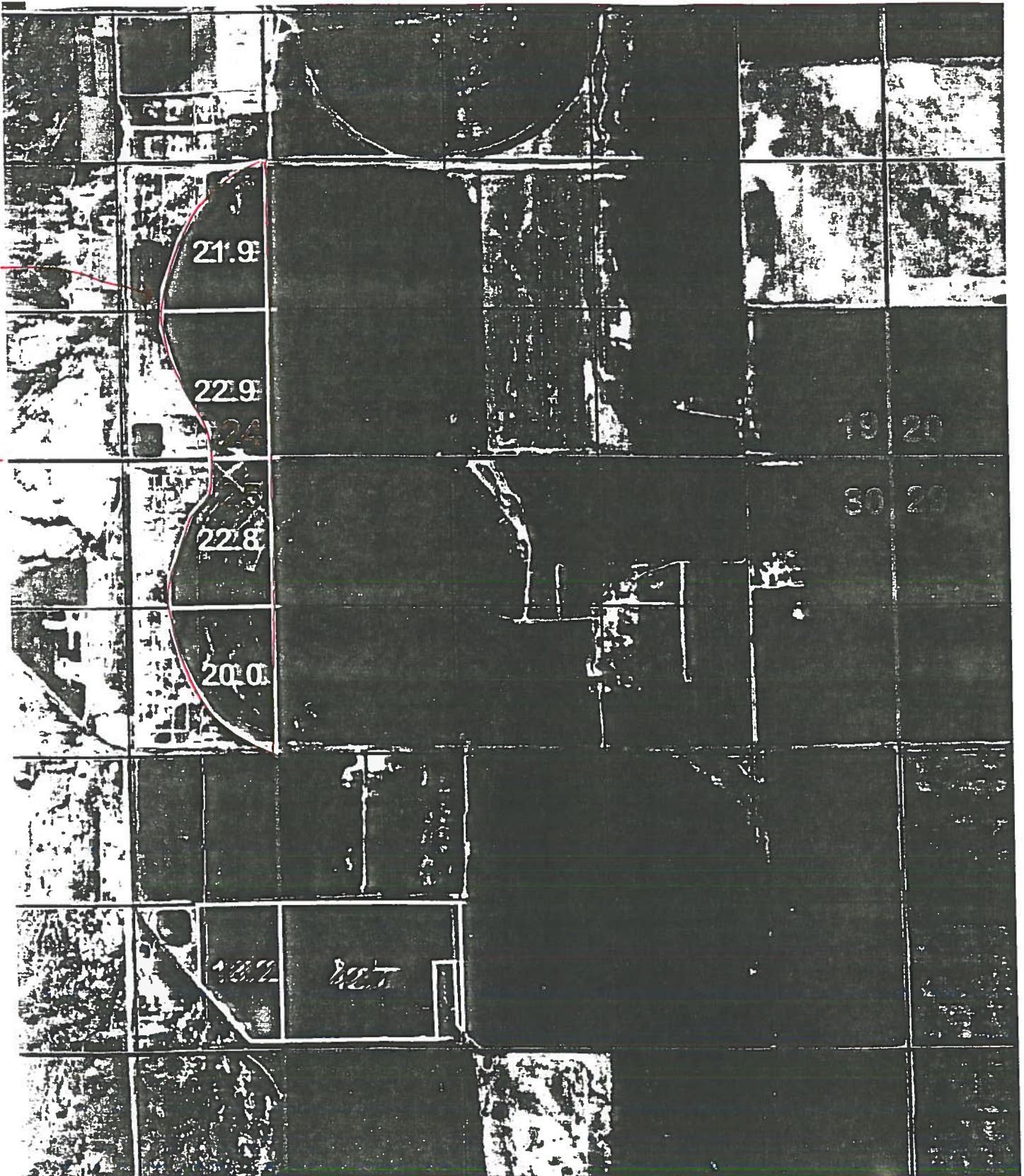
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name C Bar Cattle Ident. Number 43-13075

AMENDMENT TO WATER RIGHTS
FROM RAFT RIVER

$E\frac{1}{2}E\frac{1}{2}$, section 25,
T. 13 S., R. 26 E., B.M.



1987 AERIAL PHOTOGRAPHY

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Cassia County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 43-13075

NAME & ADDRESS:

C BAR CATTLE CO
139 EAST SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE:

RAFT RIVER
SNAKE RIVER

TRIBUTARY TO:**PRIORITY DATE:**

03/15/1976

POINT OF DIVERSION:

T14S R27E S20 NWNWSW

PURPOSE OF USE:

IRRIGATION

PLACE OF USE (ACRES):

T13S R26E S24 NESE (22) SESE (23)
S25 NENE (23) SENE (20) SESE (18)
R27E S19 NESW (40) LOT 3 NWSW (49) LOT 4 SWSW (49) SESW (39)
S30 NWNE (34) SWNE (17)
NENW (29) LOT 1 NWNW (49) LOT 2 SWNW (49) SENW (18)
NESW (40) LOT 4 SWSW (43) SESW (40)
NWSE (36) SWSE (40)

This right is for an enlargement of 88 acres within the total acres recommended.

Water Right: 43-13076

NAME & ADDRESS:

ARIMO CORPORATION

ATTN: CHRISTOPHER ROBINSON

139 EAST SOUTH TEMPLE #310

SALT LAKE CITY UT 84111

SOURCE: RAFT RIVER

TRIBUTARY TO: SNAKE RIVER

PRIORITY DATE: 03/15/1978

POINT OF DIVERSION: T15S R27E

S18 LOT 2 SWNW

S07 NWSE

PURPOSE OF USE: IRRIGATION

PLACE OF USE (ACRES): T14S R27E S32

T15S R27E S05 LOT 1
LOT 3

S06

S07

S08

S17

SWSW (18) SESW (36)
NESE (40) NWSE (35) SWSE (37) SESE (36)
NENE (34) LOT 2 NWNE (40) SWNE (40) SENE (39)
NENW (40) LOT 4 NWNW (20) SWNW (21) SENW (40)
NESW (36) NWSW (40) SWSW (40) SESW (39)
NESE (36) NWSE (19) SWSE (40) SESE (32)
NESE (6.9) SESE (9.7)
NENE (1.3)
NENE (33) NWNE (40) SWNE (39) SENE (38)
NENW (40) NWNW (37) SWSW (38) SESW (39)
NESE (40) NWSE (38)
NENW (38) NWNW (40) SWNW (39) SENW (38)
NESW (38)

This right is for an enlargement of 183 acres within the total acres recommended.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Southern Region 1341 Fillmore Street, Suite 200, Twin Falls, Idaho 83301-3380 on or before September 5, 2001.
Published in the South Idaho Press on July 30 and August 6, 2001.

LEGAL
STATEMENT

MEMBER OF ASSOCIATED PRESS
South Idaho Press

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6 August, 2001

PHONE 678-2201

PUBLISHED
DAILY
MONDAY
THRU
FRIDAY
AND SUNDAY
MORNINGS

DEPARTMENT OF WATER RESOURCES
ATTN: DANNI M. SMITH
P.O. BOX 83720
BOISE, IDAHO 83720-0098

TERMS:
ALL ACCOUNTS
DUE AND
PAYABLE ON
20TH OF MONTH
FOLLOWING CHARGE

01-297

\$ 232.50

Please detach this stub and mail with your remittance. Your cancelled check serves as your receipt.

DATE	DESCRIPTION	TIMES RAN	LINES	COST PER LINE	CHARGES	BALANCE
BALANCE FORWARD						
8/6	Notice of Enlargement of Water Rights Affidavit Fee	2	50	4.55	227.50	227.50
					5.00	232.50
						\$ 232.50
						<i>Thank You</i>
						 PAY LAST AMOUNT IN THIS COLUMN

SOUTH IDAHO PRESS
BURLEY, IDAHO

**SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION**

County of Cassia)
) ss
STATE OF IDAHO)

Ruth Holmes, being first duly sworn, deposes and says that she is a legal clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for 3 consecutive week(s), commencing with the issue dated July 30, 2001, and ending with the issue dated

August 6, 2001.

Ruth Anne Holmes

STATE OF IDAHO)
COUNTY OF)
MINIDOKA)

On this 10th day of August in the year of 2001 before me, a Notary Public, personally appeared Ruth Holmes, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Ray Moore
Notary Public for Idaho

Residing at: Paul, Idaho

My commission expires: 09-20-2001

Cost of Publication 227.50

Affidavit Fee 5.00

Total Cost 232.50

07/12/2001

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

RIGHT NUMBER: 43-13075

NAME AND ADDRESS: C BAR CATTLE CO
139 EAST SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.75 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 13.75 CFS. COMBINED RIGHT NOS.: 43-
171C, 43-178G, 43-254A, 43-287, 43-4237, 43-12926, 43-12927,
43-12928, 43-13075.

PRIORITY DATE: 03/15/1976

POINT OF DIVERSION: T14S R27E S20 NWNWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	1.75 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>							
T13S R26E S24		NESE	22	T13S R26E S24		SESE	23
T13S R26E S25		NENE	23	T13S R26E S25		SENE	20
T13S R26E S25		SESE	18	T13S R27E S19		NESW	40
T13S R27E S19	LOT 3	NWSW	49	T13S R27E S19	LOT 4	SWSW	49
T13S R27E S19		SESW	39	T13S R27E S30		NWNE	34
T13S R27E S30		SWNE	17	T13S R27E S30		NENW	29
T13S R27E S30	LOT 1	NWNW	49	T13S R27E S30	LOT 2	SWNW	49
T13S R27E S30		SENW	18	T13S R27E S30		NESW	40
T13S R27E S30	LOT 4	SWSW	43	T13S R27E S30		SESW	40
T13S R27E S30		NWSE	36	T13S R27E S30		SWSE	40

678 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 88 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 897 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-
254A, 43-287, 43-2284A, 43-2304A, 43-2305, 43-2393A, 43-2544A,
43-4237, 43-12926, 43-12927, 43-12928, 43-13075, 43-13074.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 678 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-171C, 43-178G, 43-
254A, 43-287, 43-12926, 43-12927, 43-12928, 43-13075.

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.

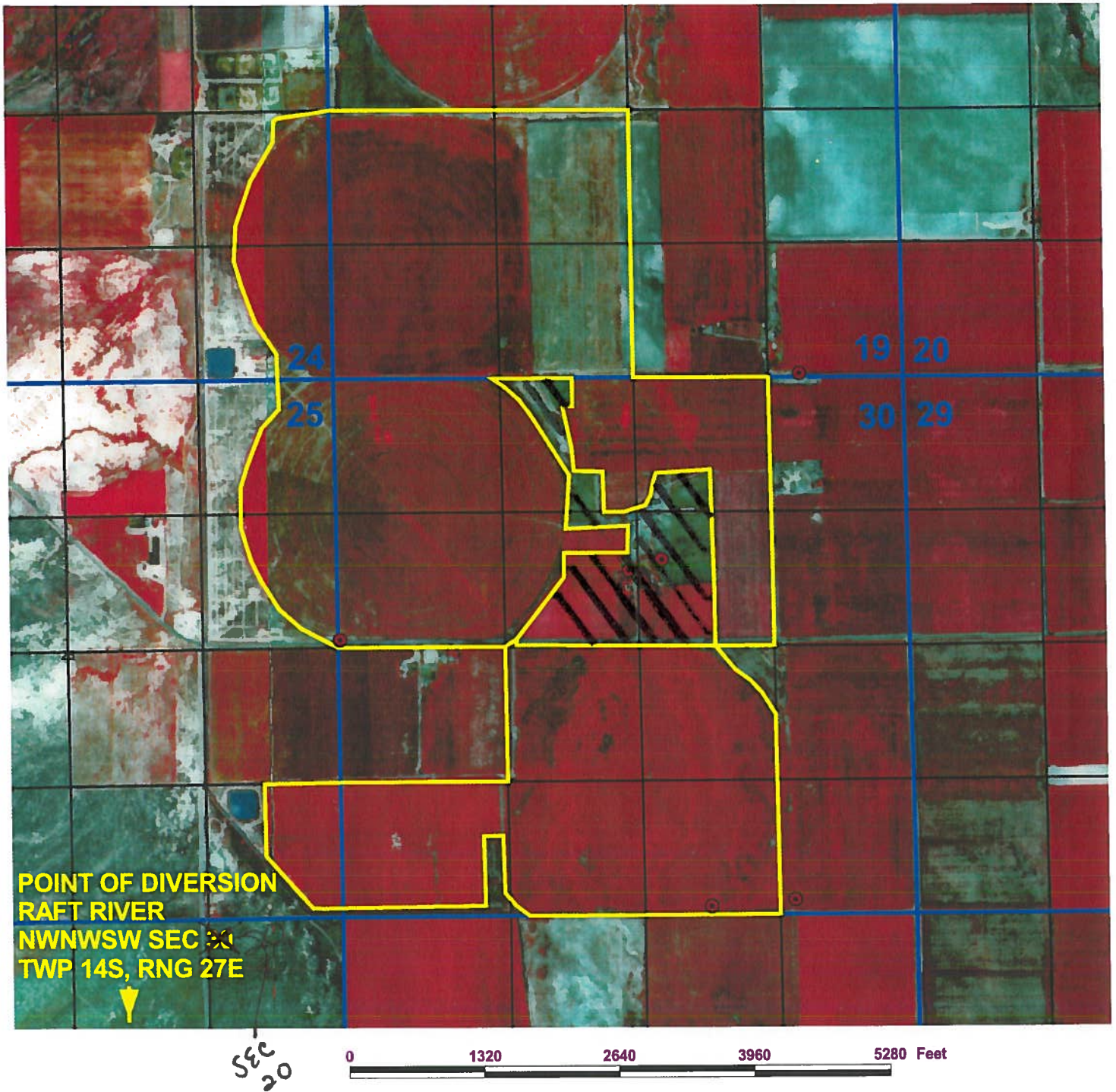
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS. 43-
171C, 43-178G, 43-365A, 43-287, 43-4237, 43-4237, 43-12926,
43-12927, 43-12828 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

RIGHTS: 43-171C, 43-178G, 43-254A, 43-287,
43-12926, 43-12927, 43-12928, 43-13075

RECOMMENDED PLACE OF USE
TWP 13S, RNG 26E
TWP 13S, RNG 27E
Data entry on July 12, 2001



○ RECOMMENDED POINT OF DIVERSION

□ RECOMMENDED PLACE OF USE

□ SECTION LINES

□ QUARTER/QUARTER LINES



GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
PREPARED BY VIKIE HANCOCK



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 13, 2001

Christopher F. Robinson
139 East South Temple #310
Salt Lake City, UT 84111

RE: Snake River Basin Adjudication (SRBA)
New Claims - C Bar Cattle Company 43-13074 & 43-13075
New Claims - Arimo Corporation 43-13076 & 43-13077

Dear Mr. Robinson,

Enclosed please find copies of the above new claims. I have included the Notice of Claim as filed, as well as my proposed Recommendation of each.

The priority date of Raft River enlargement claim 43-13075, C Bar Cattle Company, was advanced from 1950 to 1976. This was determined by reviewing 1976 aerial photos in our files that showed irrigation on the 88 acres in question. No irrigation was apparent there in 1968 aerial photos. The priority date of enlargement claim 43-13076, Arimo Corporation, was advanced from 1950 to 1978, as that was the earliest documented irrigation use on the 200 acres claimed for that right. Also note the combined limits for diversion rate from Raft River on both recommendations.

The ground water expansion claims, 43-13074 and 43-13076, increased the number of acres within the permissible place of use for both properties, with no increase in diversion rate or volume of water. In the event that it becomes necessary to decrease acres irrigated from ground water in order to achieve a balance in the Raft River aquifer, a permissible place of use gives the land owner flexibility in choosing which acres will not be irrigated to comply with the curtailment of junior rights.

Please review the water right recommendations, as well as the revised GIS maps also included, and contact me if you have any concerns. You will be receiving additional copies of all your recommendations when they are submitted as part of our Director's Report to the Court. Thank you for your cooperation in the SRBA.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Vikie Hancock'.

Vikie Hancock
Sr. Water Resource Agent
Southern Regional Office, Twin Falls

Hancock, Vikie

From: Hancock, Vikie
Sent: Friday, July 06, 2001 2:20 PM
To: Smith, Danni
Subject: RE: ENLARGMENT CLAIMS

Danni,

The enlargement claims are done. The numbers are 43-13075 and 43-13076. I'll be out of the office until Thursday the 12th so I hope you don't have any questions. Hope you had a good week-end.

Vikie

-----Original Message-----

From: Smith, Danni
Sent: Thursday, July 05, 2001 2:32 PM
To: Hancock, Vikie
Subject: RE: ENLARGMENT CLAIMS

I'm out tomorrow, but let me know when the recs are done and I'll advertise the next day. Quit looking, I don't like this job. Have a great weekend.

-----Original Message-----

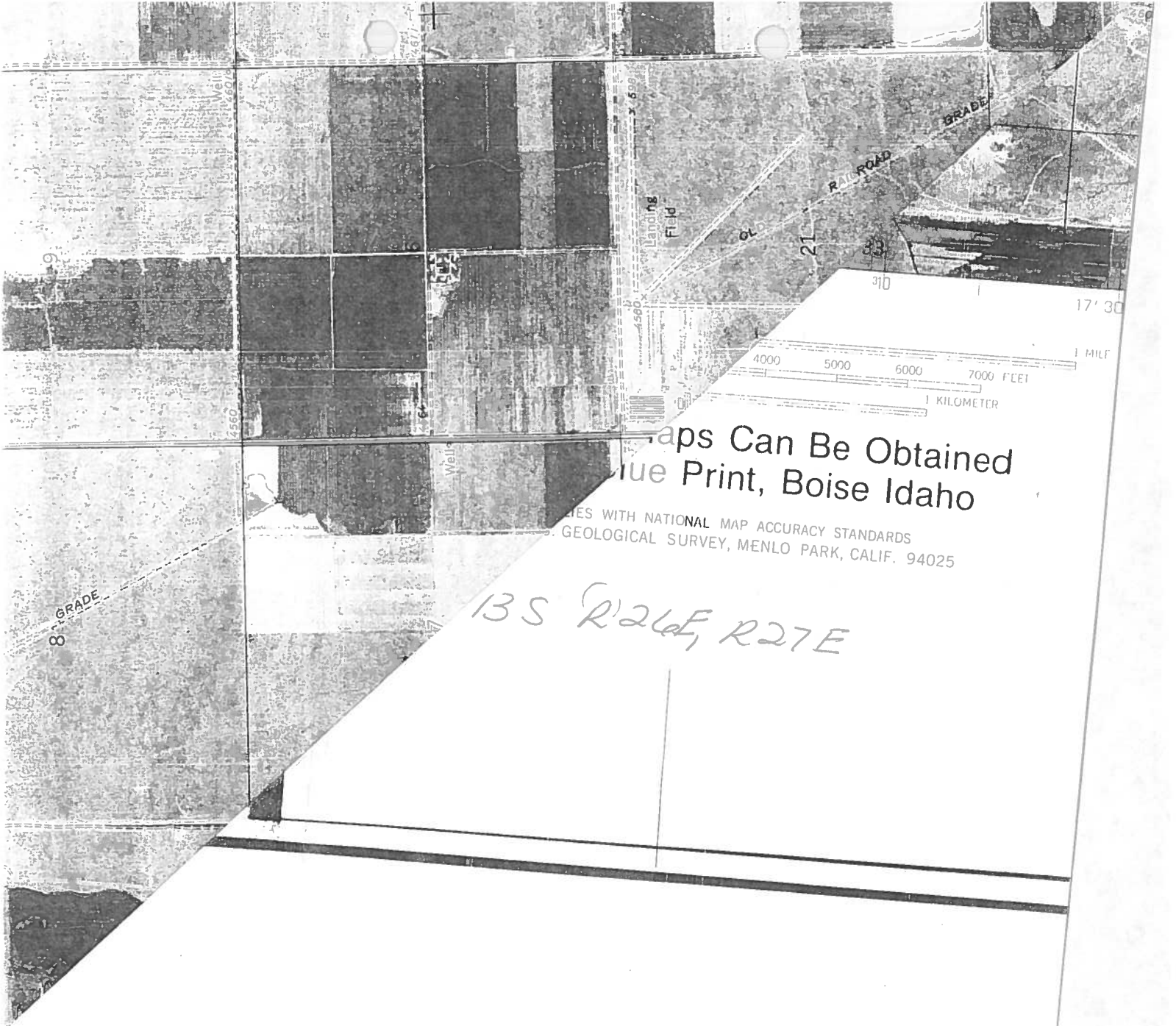
From: Hancock, Vikie
Sent: Thursday, July 05, 2001 2:28 PM
To: Smith, Danni
Subject: ENLARGMENT CLAIMS

DANNI,

I JUST RECEIVED TWO MORE ENLARGEMENT CLAIMS ON RAFT RIVER. THEY HAVE NOT BEEN DATA ENTERED YET BUT I'M PREPARING TO DO SO ASAP. PLS ADVISE AS TO WHEN THEY WILL BE ADVERTISED OR HOW WE ARE GOING TO HANDLE THESE LAST MINUTE ENLARGEMENT CLAIMS.

THANKS

VIKIE



Maps Can Be Obtained
in Blue Print, Boise Idaho

CONFORMS WITH NATIONAL MAP ACCURACY STANDARDS
U.S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

13S R26E, R27E



17' 30"

1 MILE

8' GRADE

Landing Field

RAILROAD

GRADE

21

310

2560

2560

Well

17