

10/28/2005

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

RIGHT NUMBER: 27-12119
NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK CO
C/O DEAN SMITH
826 WOOD ROAD
BANCROFT ID 83217
SOURCE: COLD SPRING TRIBUTARY: TWENTY FOUR MILE
QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.
PRIORITY DATE: 06/01/1917
POINT OF DIVERSION:

T05S R39E S19 SESWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/01	0.020 CFS

PLACE OF USE: STOCKWATER Within CARIBOU County

T05S R39E S28	SWSW	T05S R39E S29	SWNE
T05S R39E S32	SWNE	T05S R39E S33	SWSE
T06S R39E S03	SWNW		

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

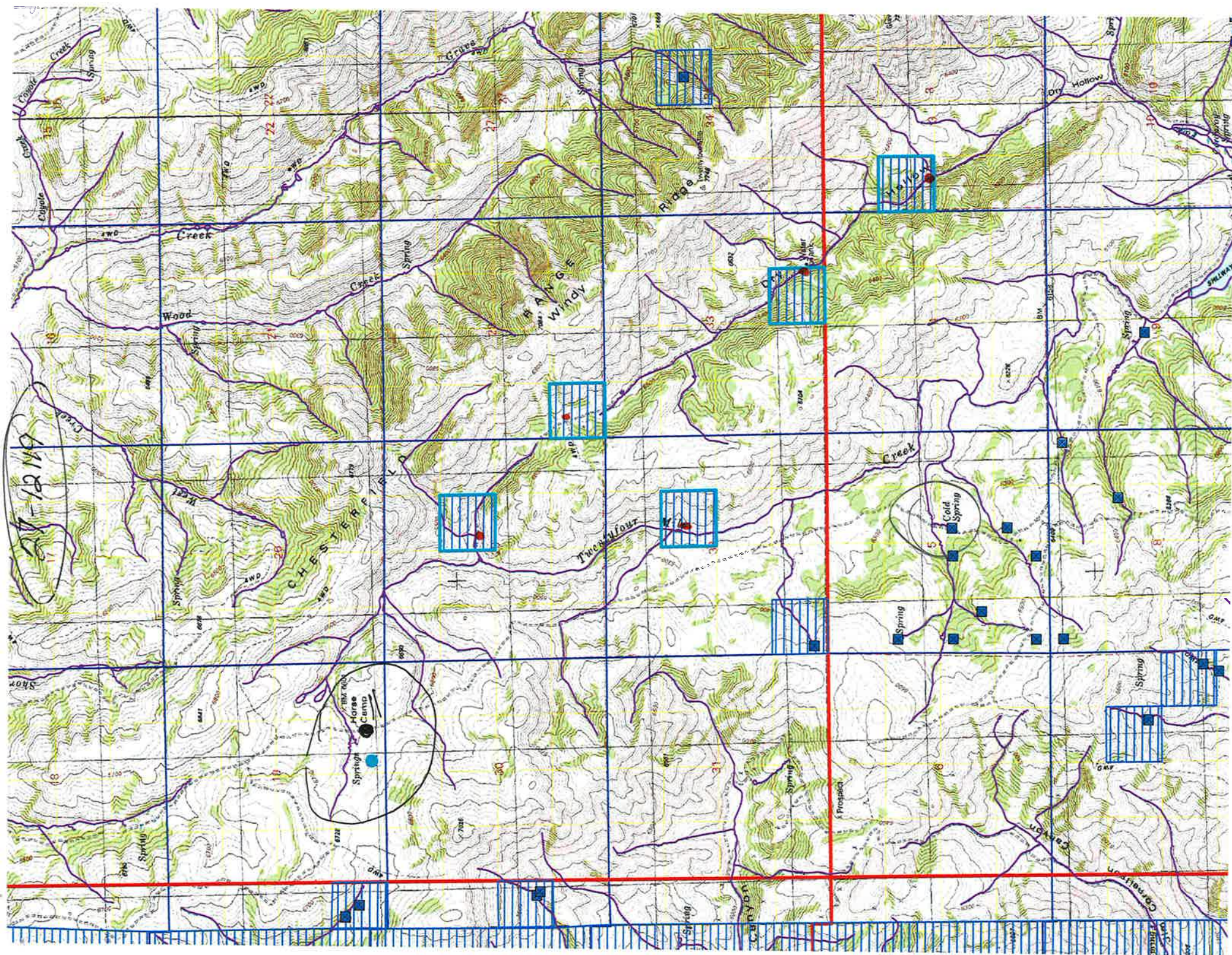
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PROFILED

Water Right 27-12119

APR 18 2006



Not instream Stock

Page 1

02/11/2009

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 27-12119 V1

WATER RIGHT NUMBER: 27-12119 V1

Owner Type

Current Owner

Name and Address

CHESTERFIELD LAND & LIVESTOCK ASSOC
1976 TELFORD RD
GRACE, ID 83241
(208)547-7396 X110

Attorney

RACINE OLSON NYE COOPER & BUDGE
C/O RANDALL C BUDGE
PO BOX 1391
POCATELLO, ID 83205
(208)232-6101

Source/Trib - Good
POU - Good
POD - 3 QQQ
Ann. Vol - Good

Priority Date: 06/01/1917

Basis: Beneficial Use

Status: Active

Source

COLD SPRING

Tributary

TWENTY FOUR MILE ✓

Beneficial Use

STOCKWATER

From To

05/01 to 11/01

Diversion Rate

0.020 CFS

Annual Volume

7.34 AF

Total Diversion:

0.020 CFS

7.34 AF

Location of Point(s) of Diversion

COLD SPRING

CARIBOU County

SE1/4SW1/4SE1/4

Sec. 19, Twp 05S, Rge 39E, B.M.

Claimed SE SW SE

T05S R39E Sec 19

SE SW SE

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05S	39E	28																	
05S	39E	29			X														
05S	39E	32			X														
05S	39E	33															X		
06S	39E	3							X										

1 1/2 PVC Pipe buried pipe to 5 troughs
Cold Spring by Horse Camp

Terrane
leaps separat

02/11/2009

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 27-12119 V1

Conditions of Approval:

- 700 max
1. X02 Stockwater use is for 1000 cow-calf pairs.
 2. E54 The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.35 AF. Combined Right Nos.: ~~27-12172, 27-12173, 27-12174, 27-12175, 27-12117, 27-12119, 27-12120, 27-12122, 27-12123, 27-12124 and 27-12125.~~ 27-12128 7.90
 3. C18 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.
 4. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Rate	Volume	Acres
	11.35	

Combined Water Rights: 27-12117 , 27-12119 , 27-12120 , 27-12122 ,
27-12123 , 27-12124 , 27-12125 , 27-12172 , 27-12173 , 27-12174 ,
27-12175

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Summary			10/28/2005	kjackson	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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01/25/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12119

NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK ASSOCIATION
C/O CAMERON WILLIAMS
1976 TELFORD RD
GRACE ID 83241-5045

SOURCE: COLD SPRING

TRIBUTARY: TWENTY FOUR MILE

QUANTITY: 0.020 CFS

11.35 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.35 af. Combined Right Nos.: 27-11245, 27-11988, 27-11989, 27-12117, 27-12119, 27-12120, 27-12122, 27-12123, 27-12124 and 27-12125.

PRIORITY DATE: 06/01/1917

POINT OF
DIVERSION:

T05S R39E S19 SESWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

05/01 11/01

0.020 CFS

11.35 AFY

PLACE OF USE: STOCKWATER in CARIBOU County

T05S R39E S28

SWSW

T05S R39E S29

SWNE

T05S R39E S32

SWNE

T05S R39E S33

SWSE

T06S R39E S03

SWNW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 - Beneficial Use

Stockwater use is for 1000 cow-calf pairs.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12119

NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK ASSOC
1976 TELFORD RD
GRACE ID 83241

SOURCE: SPRINGS ~~COLD SPRING~~

TRIBUTARY: TWENTYFOUR MILE CREEK

QUANTITY: 0.020 CFS
7.30 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

The rights listed below are limited to a total combined annual diversion volume for stockwater of 7.90 AF. Combined Right Nos.: 27-12119 and 27-12128.

~~The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.35 AF. Combined Right Nos.: 27-12172, 27-12173, 27-12174, 27-12175, 27-12117, 27-12119, 27-12120, 27-12122, 27-12123, 27-12124 and 27-12125.~~

PRIORITY DATE: 06/01/1917

POINT OF
DIVERSION:

T05S R39E S19 SESWSE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	<u>05/01 10/31</u>	0.020 CFS <u>7.30 AFY</u>
	<u>05/01 11/01</u>	<u>7.34 AFY</u>

PLACE OF USE: STOCKWATER in CARIBOU County

T05S R39E S28	SWSW	T05S R39E S29	SWNE
T05S R39E S32	SWNE	T05S R39E S33	SWSE
T06S R39E S03	SWNW		

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 - Beneficial Use

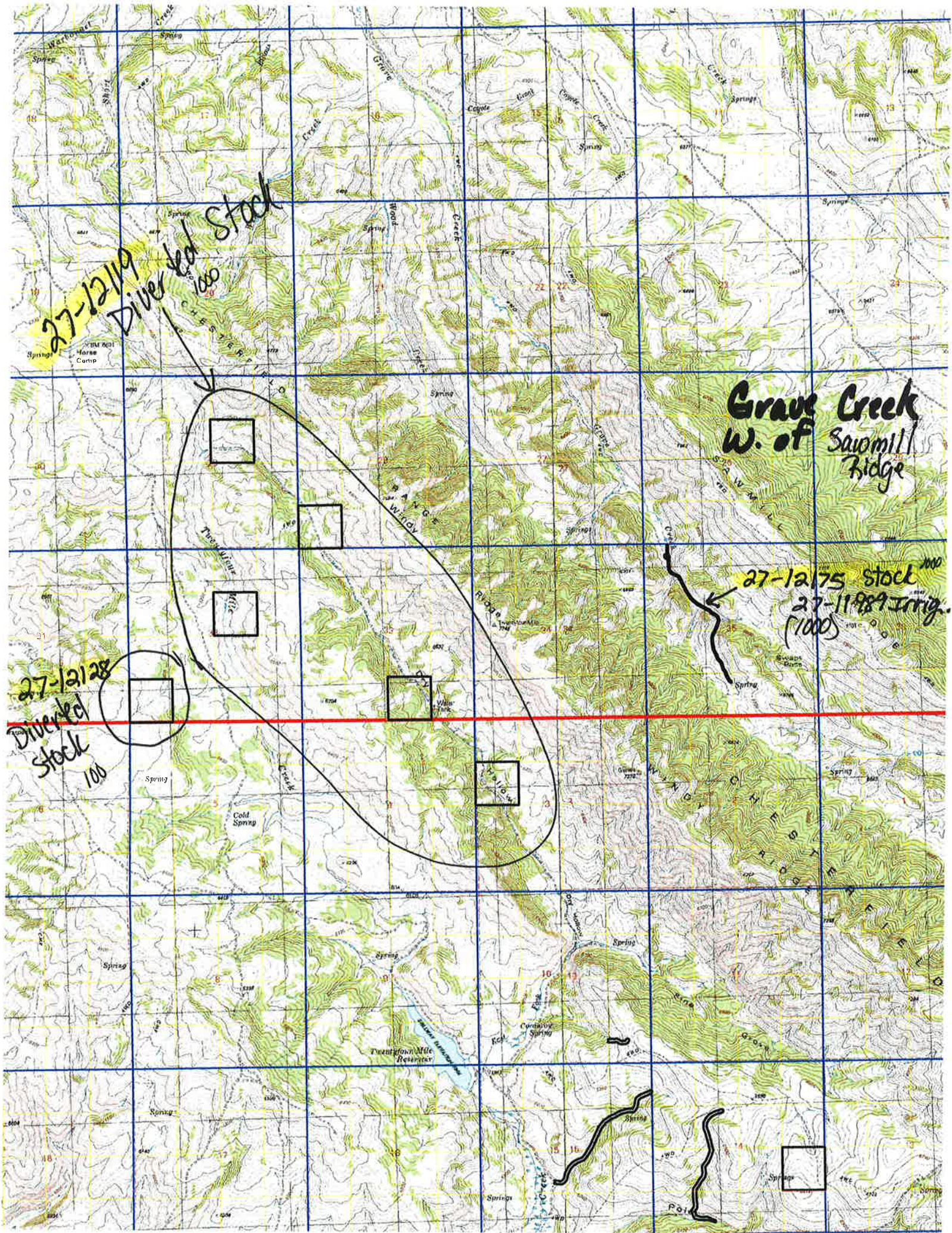
Stockwater use is for 700 cow-calf pairs.

~~Stockwater use is for 1000 cow-calf pairs.~~

Created By:

Denise Kidman:

Date: 4-16-09



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 27-12119
Date Received: 10/26/2005
Receipt No: E031388
Received By: BPD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHESTERFIELD LAND & LIVESTOCK CO Phone:
C/O DEAN SMITH
826 WOOD ROAD
BANCROFT ID USA 83207

2. Date of Priority: 06/01/1917

3. Source: COLD SPRING Trib. to: TWENTY FOUR MILE

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	39E	19	SE SW SE	CARIBOU	

5. Description of diverting works:

ONE AND ONE HALF INCH PVC PIPE BURIED TO FIVE TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	05/01	11/01	0.02	

7. Total Quantity Appropriated is:
0.02 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
05S	39E	28	SW	SW		STOCKWATER	
05S	39E	29	SW	NE		STOCKWATER	
05S	39E	32	SW	NE		STOCKWATER	
05S	39E	33	SW	SE		STOCKWATER	
06S	39E	3	SW	NW		STOCKWATER	

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:

14. Remarks:

15. Basis of Claim: Beneficial Use

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 27-12119

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Chesterfield L & L Phone (208) 648-7330Mailing Address % Dean Smith, 826 Wood Rd, Bannock Zip 832172. Date of Priority (Only one (1) per claim) 6/1/19173. Source of water supply (a) Cold Spring
which is tributary to (b) Twenty four mile.4. a. Location of existing point of diversion is: Township 5S Range 39E Section 19,
SE 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Caribou.

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.1 1/2 PVC pipe -
buried pipe to 5 troughs.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stock purposes from 5/1 to 11/1 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is — acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 400 head of range cows.

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	
5S	39E	29			S														
		32			S														
		28											S						
		33															S		
6S	39E	3							S										

Total number of acres irrigated —

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

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.

or None X

14. Remarks: Cold Spring by Horse Camp. GPS PT
"HRSESP"

Last Name Chesterfield Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

Copies: White-State, Yellow-Claimant

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.

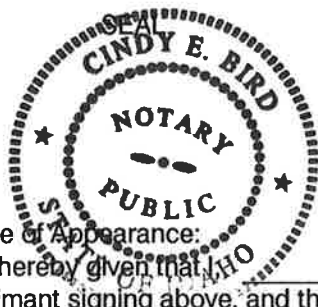
Number of attachments 0
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Board mem Title
of C. h & h Organization, that I have signed the foregoing
document in the space below as Board mem Title of C. h & h Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent H. W. Ruck
Title and Organization Board mem C. h & h Date 25-oct-05

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 25th day of October, 2005



Notary Public Cindy E Bird
Residing at Lava Hot Springs
My Commission Expires May 1, 2007
Please Print Name Cindy E. Bird

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 Chesterfield Ident. Number _____