

03/13/2002

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

RIGHT NUMBER: 29-4
NAME AND ADDRESS: ARKANSAS RANCHES INC
8450 S BOB SMITH RD
LAVA HOT SPRINGS ID 83246
SOURCE: WEST BOB SMITH CREEK TRIBUTARY: PORTNEUF RIVER
QUANTITY: 0.20 CFS
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.08 CFS. COMBINED RIGHT NOS.: 29-00004,
29-00006, 29-00007, 29-00203, 29-11743, 29-11745, 29-13251.
PRIORITY DATE: 06/01/1909
POINT OF DIVERSION:
T09S R37E S10 NWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.200 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R37E S10	NESE	1.0	T09S R37E S10	SWSE	24.0
T09S R37E S10	SESE	35.0	T09S R37E S14	SWNW	9.0
T09S R37E S15	NENE	20.0	T09S R37E S15	NWNE	15.0
T09S R37E S15	SWNE	30.0	T09S R37E S15	SENE	23.0

157 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 157 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-00004, 29-00006, 29-00007, 29-00203,
29-11743, 29-11745, 29-13251.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10 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.

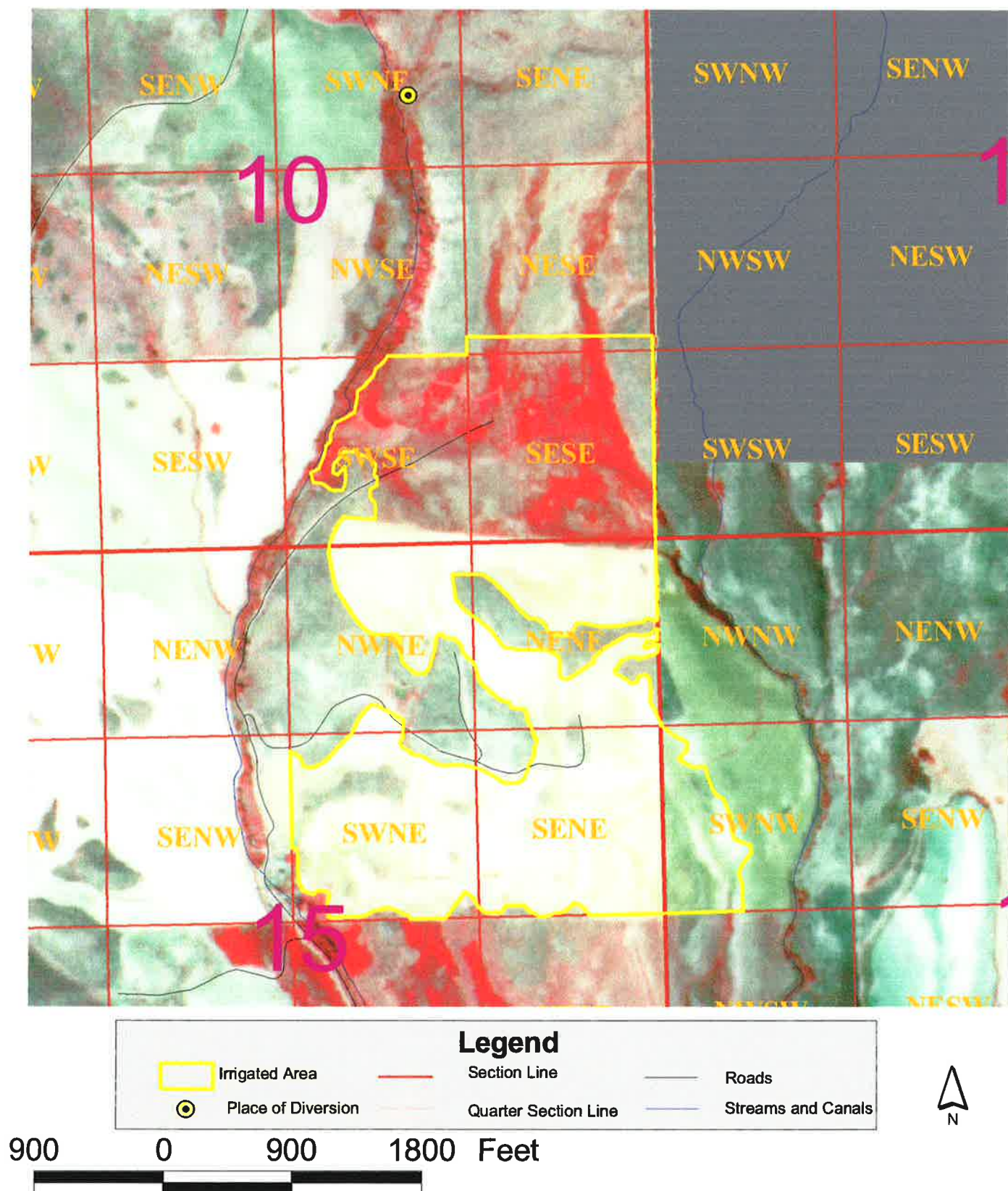
EXPLANATORY MATERIAL: Decreed

03/13/2002

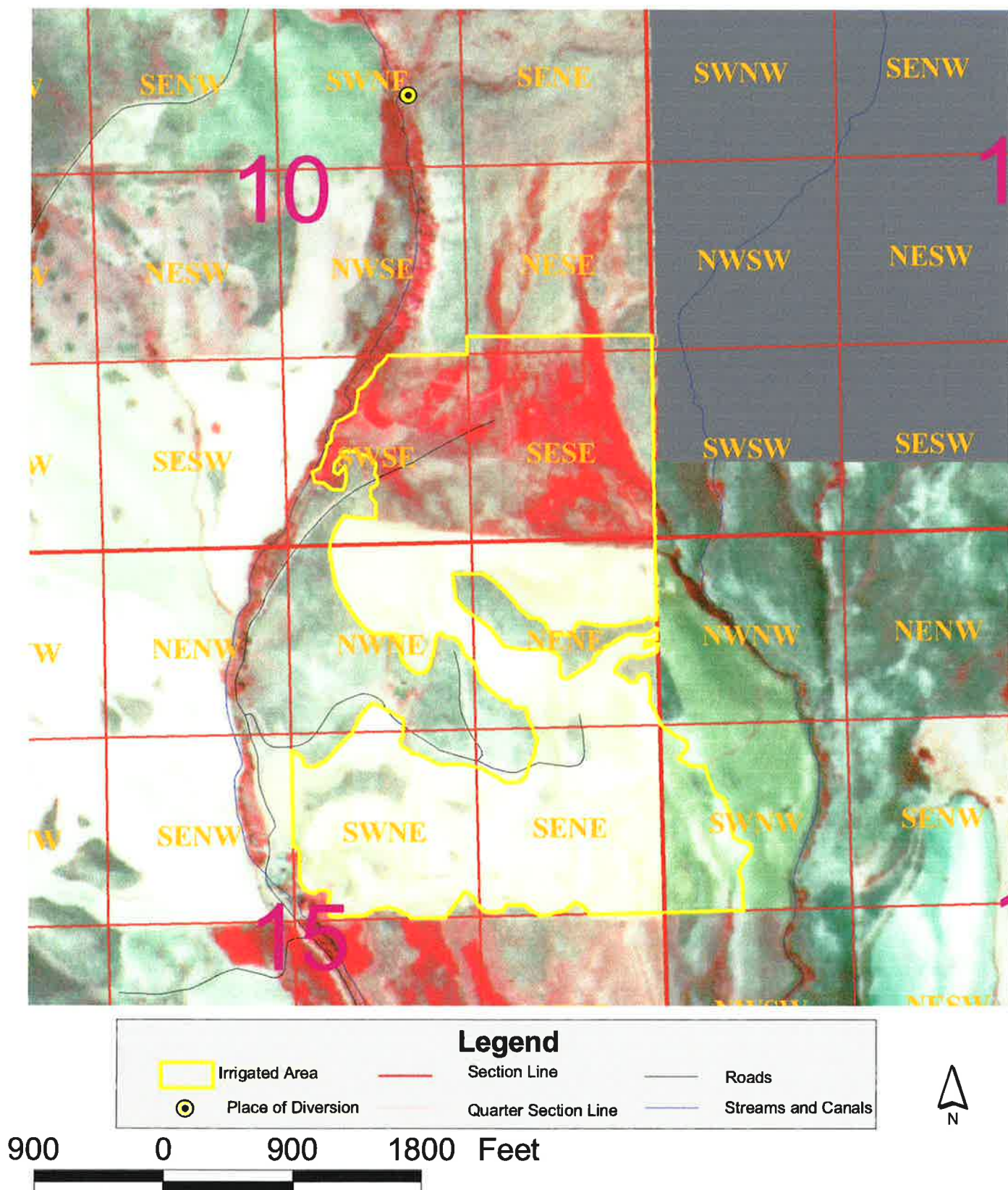
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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: 29-00004, 29-00006, 29-00007, 29-00203,
29-11743, 29-11745, 29-13251.
RIGHT NO. 29-13251 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

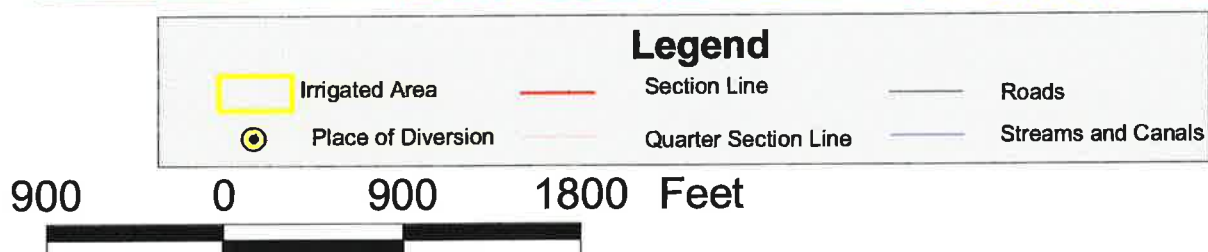
Township , 9S37E



Township , 9S37E



07/28/2000



SCANNED
MAY 11 2005

2) Also claimed by Arkansas Ranch, PPL w/owners. (AGE 1#3
SUNB Sec. 10, 9537E FOR 10 ACRES (WHICH INCLUDES DEEDS)
1) 29-00203 (BY DEEDS) IS DIVERTED FROM WILLIAMS DITCH @

Shows 47 acres. But, Also adds 10 ac or right 149.
a) Deeds right NO. 149 APPEARS TO RELATE TO 29-00203.
OF 168 AC. DEEDS AND IX 1572

2) All claim Pool OF 168 AC. DEEDS AND IX 1572
No ADMINISTRATIVE ACTION TO CHANGE POOL.
Diverter thru Cherry Ditch (FROM W. BOB
Smith Ct) @ SE NW SEC. 15 9537E.

8/16/01 GPSA POOL
0654766
0174573
No Tag

a) Claims common POOL w/ 29-0004-29-0007.
b) Deeds states 29-0021 thru 29-0023 AND
Diverter thru Cherry Ditch (FROM W. BOB
Smith Ct) @ SE NW SEC. 15 9537E.
2) 29-0021 thru 29-0023 ARE NOT RESTORED
BT IX 1572.

1) 29-0004 thru 29-0007 same POOL @ 9537E Sec. 10
SUNB. MAPS ACCOMPANYING IT SHOW POOL TO
BE @ SE SW SEC. 10 TO WILLIAMS DITCH
AND ANOTHER "New Division" (OFF WILLIAMS DITCH)
@ NE SW SEC. 10. THIS IS NOT A POOL, IF
OFF A PRIVATE DITCH.
2) MORE THAN ONE? NO!
3) WHICH IS THE REAL POOL? GPSA 8/16/01
4) WHICH IS THE REAL POOL? GPSA 8/16/01

b) Approved transfer # 1572. Approved 5/28/1969.
9537E SEC. 10 NW SW SEC. 10
a) MAPS ACCOMPANYING CLAIMS SHOW POOL @
9537E SEC. 10 SW SEC. 10 POOL.
1) All claim the same POOL/Source on W. BOB Smith Ct @

29-0004 thru 0007, 29-0021 thru 0023 AND 29-00203 (PPL R. 2 B. 1969)

(2)

29-00004 thru 29-00007 AND 29-00221 thru 29-00223 AND 29-00203

b.) Dishes specifies amounts for each right as listed

	RIGHT #	Dishes #	Priority	The Limit
	19-07-2018		O	

RIGHT #	DATE	PRIORITY	AC LIMIT
29-00004	142	0	10
* 29-00005	144	0.10	5
29-00006	159 ^{pt.}	0.20	22 *
29-00007	157	0.20	10
29-00203	149	0.14	10
* 29-00221	159 ^{pt.}	0.16	22 *
* 29-00222	159 ^{pt.}	0.04	22 *
* 29-00223	159 ^{pt.}	0.04	22 *
0.84¢ 57^{ac} (355 b.z. below)			
47^{ac} per Tx 1572 Adds 10^{ac} to Tx 1572 1.08¢ 57^{ac} (Limiting)			

1.) As claimed, some of these rights have been combined as follows:

a.) 29-00005 AND 29-00221 - Claims AS 29-11743
b.) 29-00222 AND 29-00223 - Claims AS 29-11745

NOTE: Priority Dates, BOTH CASES, ADVANCE TO MOST FAVORABLE.

REFERENCE IS MADE TO TX #1592. THIS TX INDICATES A TOTAL OF 0.94 cfs IS DIVERTED. THIS HOWEVER IS AN ERROR. THE TOTAL CFS OF RIGHTS ADDRESSED IS 0.84 cfs. ^{SEE ABOVE} AND 0.84 cfs WILL BE USED IN RECOMMENDATIONS.

29-00004 THRU 29-00007 AND 29-00221 THRU 29-00223 AND 29-00203.

(2) b. CONTINUED

3.) SRBA CLAIMS 29-00004, 00006, 00007, 203, 11743 AND 11745 ALL CLAIM THE SAME 168[±] AC. HOWEVER, BY DECREES THOSE RIGHTS ARE LIMITED TO A TOTAL OF 57[±] AC AND 1.08 cfs. SEE TABLE @ (2) b. pg. 2

2.) APPEARS POTENTIALLY AN ENLARGEMENT CLAIM (42-1426) IS INDICATED FOR 10[±] AC.

CØ5

Q: CAN AN ENLARG CLAIM BE DONE WHEN WATER IS LIMITED? If so, when? _____

b.) DECREED SECTIONS ARE SEC. 10 AND 15. CLAIMS POU IN SEC. 14 AND ENLARG... OF ACRES.

AFFIDAVIT IS REQ'D.
FOR PRIORITY DATE.
(PRIOR TO 1987)

(3.) FIELD EXAM IS INDICATED TO ADDRESS Q's

a. POO(s) CØ3 — 2 POO's 4300

b. POU CØ5 - more than decreed by ~10[±]

c. ENLARG... CLAIM - needed ⇒ SEE 29-13251

(4.) TX # 1572 LIMITS AFA TO 1645^{AFA} PUTE SEASON (SEE APPROVAL CONDITION OF TX). RE: 29-00004, 00005, 00006, 00007.

Q: ^① WHAT ABOUT AFA FOR 29-00203

00221
00222
00223

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ESPECIALLY SINCE SOME ARE COMBINED? SOME NOT?

PROFILED

5 September 2001

ARKANSAS RANCHES INC
ATTN ALAN CHRISTENSEN
8450 S BOB SMITH RD
LAVA HOT SPRINGS ID 83246

*10/9/01 Met w/ Dannah Christensen.
Visited POH (Somo) Discussed this
Letter and meanings. He Authorizes
an Enlarg... Claim for 168
- 57
111 ac.*

Re: RESULTS OF FIELD EXAM 8/16/01

Dear Mr. Christensen;

Thank you for taking the time from your busy farming practice to tour me around and explain your operation, particularly the water rights usage. In review of the water rights, as decreed, I find that the rights are decreed for a total of 57.0 acres. Your claims, however, claim a total of 168.0 acres. This, of course, excludes 29-00216, which is claimed separately and claims only 3.0 acres, as decreed.

A tabulation of the recorded decreed water rights follows;

Right #	Decree #	Priority	Quantity (cfs)	Acre Limit
29-00004	142	1909-June 1	0.20	10.0
29-00005	144	1913-June 1	0.10	5.0
29-00006	159 pt.	1909-July 1	0.20	22.0*
29-00007	157	1910-April 15	0.20	10.0
29-00203	149	1911-May 1	0.14	10.0
			-----	-----
			0.84	57.0 limited by Tx #1572
29-00221	159 pt.	1914-July 1	0.16	22.0*
29-00222	159 pt.	1917-July 1	0.04	22.0*
29-00223	159 pt.	1918-July 1	0.04	22.0*
			-----	-----
			1.08	57.0

* Limited to 22.0 acres, by decree.

11/0 AC

Regarding water rights claims; A29-00004, A29-00006, A29-00007, A29-00203, A29-11743 (combines 29-00005 and 29-00221), and A29-11745 (combines 29-00222 and 29-00223), a total of 168.0 acres is claimed, the 1932 Decree (as amended) authorizes 57.0 acres; it appears that the water rights are over claimed by some 101.0 acres. A remedy to this situation is for you to file an enlargement claim pursuant to 42-1426 IC for the 101.0 acres not authorized by the decree. An enlargement claim will neither authorize nor allow additional water use but will authorize the use of the 1.08 cfs decreed to your lands to be used on the entire 168.0 acres you have claimed. However, as with all water right claims, a priority date is required. Therefore, should you elect to file the enlargement claim you will need to show documented evidence that the practice of irrigating the entire 168.0 acres was an established practice prior to November 1987. I have enclosed a GIS photo for your use in studying this situation.

BPS Shows 100⁰ ac - Enlargement action for Somo
PROFILED
SCANNED
MAY 11 2005
10/16/01
[Signature]

Thank you for your cooperation and attention to this important matter. Should you have questions regarding your water rights please feel free to contact me at this office. I look forward to your timely response.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

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MAY 11 2005



Upper Diversion FROM
W. BOB SMITH CROOK

29-00004

29-00006

29-00007

29-00203

29-11743 (Comb.)

29-11745 (Comb.)

29-13251 (ENLARG.)



CLEANER AT PIPELINE INTAKES.

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MAY 11 2005

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ABR 8/16/01

Harkness Creek, and shall divert from said Crystal Springs more than such amount. The said parties, being at all times during the irrigation season, entitled to divert from said Crystal Springs, and said Harkness Creek, the maximum amount of 5.52 c.f.s. The Harkness ditch diverts first from Crystal Springs and carries water over a divide, dropping contents into Harkness Creek, at a point $\frac{1}{2}$ mile below the point where water is dropped into Harkness Creek, it is rediverted by another ditch or a continuation of the Harkness Ditch, and distributed on the land.

9-0004 (replaces -0196)

142. CHENEY, A. B.
1909 Jun. 1. .20 c.f.s.
Tr. 1572

Said water to be diverted through the Cutler Ditch, which diverts from West Bob Smith Creek in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the North quarter corner of Section 10, the point of diversion bears South 4 degrees and 30 minutes East, 510 feet for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter, Section 10, Township 9 South, Range 37 East.

9-0197

143. FIRST NATIONAL BANK
OF OGDEN.
1909 July 1 .44 c.f.s.

Said water to be diverted through said Cutler Ditch last above described, for the irrigation of 22 acres of land in the Southeast quarter of the Northeast quarter, the Northwest quarter of the Southeast quarter, Section 17 Township 9 South, Range 37 East.

9-0005 (replaces -0198)

144. LISH, R and
ROMRIELL, LESLIE
1913 June 1. .10 c.f.s.
Tr. 1572

Said water to be diverted through the said Cutler Ditch, last above described, for the irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter Section 15, Township 9 South, Range 37 East.

9-0199

145. ROMRIELL, CHARLES
1911, June 1. .10 c.f.s.

Said water to be diverted through the said Cutler Ditch last above described, for the irrigation of 5 acres of land in the Southeast quarter of the Southeast quarter, Section 9, Township 9 South, Range 37 East.

9-0200

146. GITTINS, JOHN T.
1892, July 1. .22 c.f.s.

Said water to be diverted through the said Cutler Ditch, last above described, for the irrigation of 11 acres of land, in Lot 4, and the Northwest quarter of the Northeast quarter, Section 20, Township 9 South, Range 37 East.

9-0201

147. GITTINS, JOHN T.
1892. July 1. .17 c.f.s.

Said water to be diverted through the said Cutler Ditch last above described, for the irrigation of 8.6 acres of land in the Southwest quarter of the Southeast quarter, Sec-

SCANNED

MAY 11 2005

PROFILED

2978

Water Right Number - 29-00004

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ARKANSAS RANCHES INC.

1 - P.O. BOX 156
2 -
3 -
City- ARIMO State- ID Zip- 83214
Phone -

*** O - ORIGINAL OWNER ***
CHENEY

A. B.

1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1909 15 EASTERN D - DECREED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
WEST BOB SMITH CREEK PORTNEUF RIVER

Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
09S	37E	10	SW NE		(5)	BANNOCK			

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/15	09/15	0.200	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
09S	37E	10	NE SE			01	IRRIGATION	(5) BANNOCK
09S	37E	10	SW SE			01	IRRIGATION	(5) BANNOCK
09S	37E	10	SE SE			01	IRRIGATION	(5) BANNOCK
09S	37E	15	NE NE			01	IRRIGATION	(5) BANNOCK
09S	37E	15	NW NE			01	IRRIGATION	(5) BANNOCK
09S	37E	15	SW NE			01	IRRIGATION	(5) BANNOCK
09S	37E	15	SE NE			01	IRRIGATION	(5) BANNOCK
09S	37E	15	NE NW			01	IRRIGATION	(5) BANNOCK
09S	37E	15	SE NW			01	IRRIGATION	(5) BANNOCK

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

uu

AUG 22 1968

29-0006+29-0007
Identification No. 29-0004 29-0005
Transfer No. 1572

Department of Reclamation STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

1. Name of Right Holder Arkansas Ranches Inc. Ruel Christensen Pres.
Post office address Box 156 Arimo, Idaho 83214
2. Right obtained by: Cheney, A.B.
a. Decree to Lish, R & Romriell, Lester in Case of (Name)
(Name), Albert
vs. (Name), Dated 26, Sept. 1931 in Seventh Judicial Dist.
Judge- John C. Rice (Name of Court)
Court, County of _____
b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water West Bob Smith Creek tributary to Portneuf river
(Name of stream or source)
4. Date of Priority Inclosed on separate sheet
5. Amount of water a. _____ c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from Apr. 15 to Sept 15 if water available
(Month, Day) (Month, Day)
7. Original location of point of diversion is Attached $\frac{1}{4}$ of Section _____,
Township 9, Range 37, B.M., in Bannock County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
142	9 S.	37 E	10								x								10 acres
144	9 S	37 E	15					x											5 acre
159	9 S	37 E	15							x									22 acres
157	9 S	37 E	15			x													10 acres

Total number of acres presently irrigated _____

9. If applicant was not original holder of this right explain how it was acquired: _____
 By purchase of land decreed to _____

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 94 c.f.s. _____ c.f.s. and/or _____ acre feet
- b. New point of diversion: Southwest 1/4 Northeast 1/4, Section 10, Township 9 S
37, Range East, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: _____
Through Wilmore Ditch

- d. Is water to be conveyed to the lands previously irrigated? Yes x No x
 Some is and some isn't
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
To consolidate several small rights into one larger stream. I already
have right no. 149 in the Wilmore Ditch. Other rights would flow through
Wilmore ditch for about 1500 feet then diverted to new ditch on my property.

- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes

- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9 S	37 E	10													x		x	x	
9 S	37 E	15	x	x	x	x	x			x									47 acres

The total of 57 acres to irrigator at any time either by irrigation or sprinkling

Plus right 149 47 acres
 Total number of acres to be irrigated 57

MICROFILMED

RECEIVED

AUG 22 1968

Identification No. 29-0006+29-000
29-0004 29-000

Transfer No. 1572

Department of Reclamation STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

1. Name of Right Holder Arkansas Ranches Inc. Ruel Christenson Prop.
Post office address Box 156 Arimo, Idaho 83414
2. Right obtained by Cheney, A.B.
a. Decree to Lish, R & Rosaroff, Lester in Case of
(Name) Lish, Albert
vs. Dated 26, Sept. 1931 in Seventh Judicial Dist.
Judge- John C. Bluff Court
Court. County of _____
b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water West Bob Smith Creek tributary to Portneuf river
(Name of stream or source)
4. Date of Priority Included on separate sheet
5. Amount of water a. _____ c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from Apr. 15 to Sept 15 if water availa
(Month, Day) (Month, Day)
7. Original location of point of diversion is Attached $\frac{1}{4}$ of Section _____
Township 9, Range 37, B.M. in Bannock County;
Additional points of diversion, if any. _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2	9 S.	37 E	10								X								10 acres
4	9 S	37 E	15					X											5 acre
2	9 S	37 E	15							X									22 acres
7	9 S	37 E	15			X													10 acres

Total number of acres presently irrigated _____

RECEIVED

9. If applicant was not the original holder of this right explain how it was acquired: _____
 By purchase of land deeded to _____

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: $\frac{1}{4}$ c.f.s. and/or _____ acre feet
 b. New point of diversion: Center st $\frac{1}{4}$ North-east $\frac{1}{4}$, Section 10, Township 9 S
37, Range East, B.M.

c. Description of method of diversion and conveyance from new points of diversion:
Through Wilmore Ditch

d. Is water to be conveyed to the lands previously irrigated? Yes ☒ No ☒
 Some is and some isn't
 If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:
To consolidate several small rights into one larger stream. I already
have right no. 149 in the Wilmore Ditch. Other rights would flow through
Wilmore ditch for about 1500 feet then diverted to new ditch on my property.

f. Do you intend to make the transfer permanent? yes

g. Do you intend to abandon completely the old point of diversion? yes

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

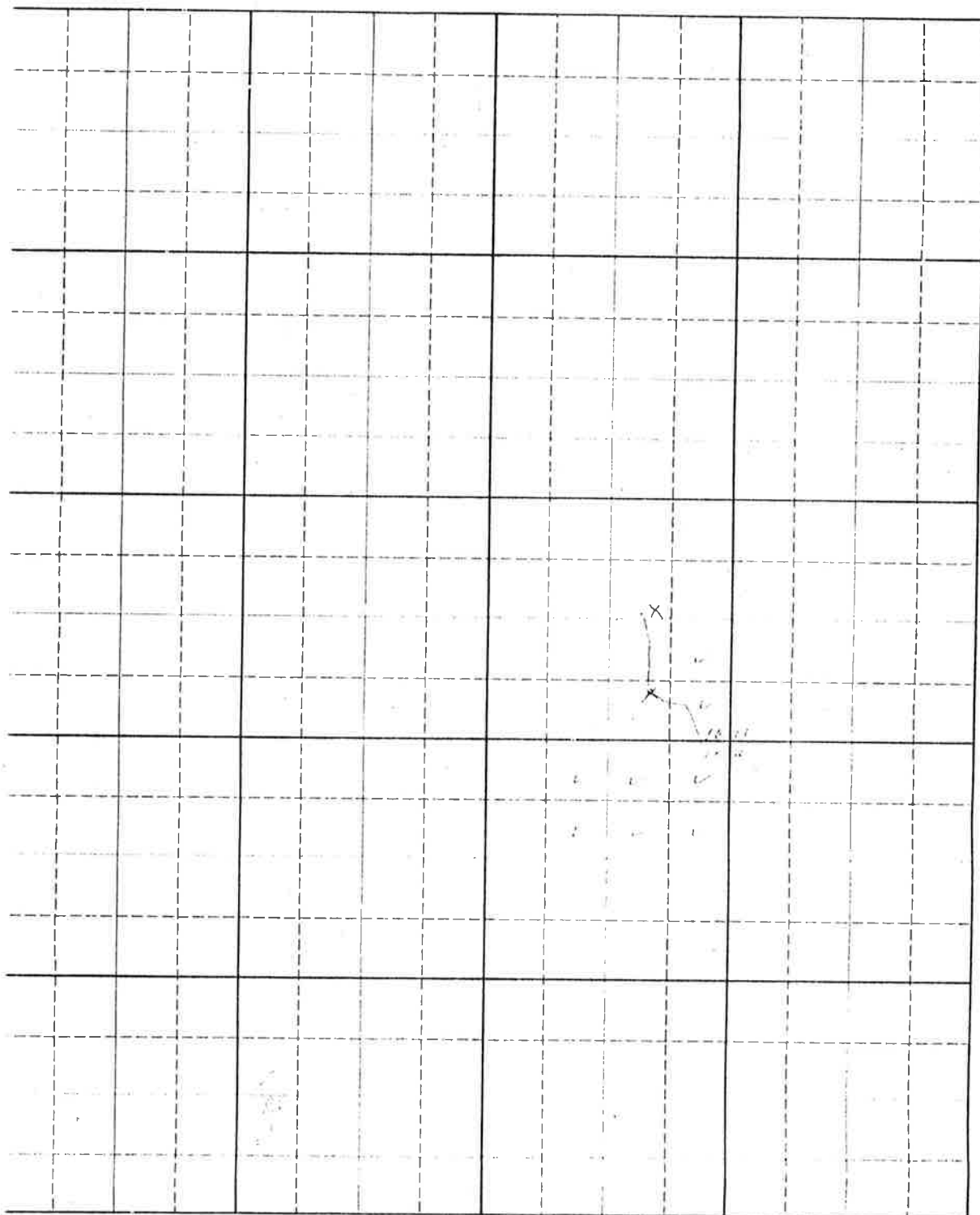
a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S	37 E	10																	
9 S	37 E	15	x	x	x	x	x										x		
																			47 acres

The total of 47 acres to be irrigated at any time either by irrigation or sprinkling

Plus right 149 47 acres
 Total number of acres to be irrigated 51

CONFIDENTIAL



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

X New point of collision
1 Point of collision

b. Do you intend to make the transfer permanent? Yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

No, it will diverted back from now point of diversion, now and then
28 29 rotate the ground irrigated by sprinkling. This is not for expansion
of acres but to consolidate the water so as to have enough in one diversion
to take care of the sprinkling system.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Arthur J. Sanchez, Jr.
(signature of applicant)

Subscribed and sworn to before me this 20th day of August, 1965

My commission expires Residing at Downey, Idaho
My Commission Expires May 4, 1970

ACTION OF STATE RECLAMATION ENGINEER AND CERTIFICATE OF TRANSFER

This is to certify that I have examined Application for Transfer of Water Rights No. 1572
and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

That a weir and headgate be installed at the point of diversion.

The total amount of water diverted during any one season shall not exceed 164.5 acre feet.

2. Denial of said application is for the following reasons:

Witness my hand this 28 day of May, 1969

L. Kirk Hays
State Reclamation Engineer

UNCLASSIFIED

00004
142 Cheney, A.B.
1909 June 1..

.20 c.f.s.

Said water to be diverted thru the Cutler Ditch, which diverts from West Bob Smith Creek in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the Northquarter corner of Section 10, the point of diversion bears south 4 degrees and 30 minutes East, 510 feet, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter of Section 10, T 9 South, R. 37 E. 10

00005
144. Lish, R and
Romriell, Leslie
1913 June 1

.10 c.f.s.

Said water to be diverted through the said Cutler Ditch, last abive described, for the Irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter of section 15. T. 9 S. R. 37 E. 5

00006
00221
00222
00223
159. Cheney, A.B.
1909 July 1
1914 July 1
1917 July 1
1918 July 1

.20 c.f.s.

.16 c.f.s.

.04 c.f.s.

.04 c.f.s.

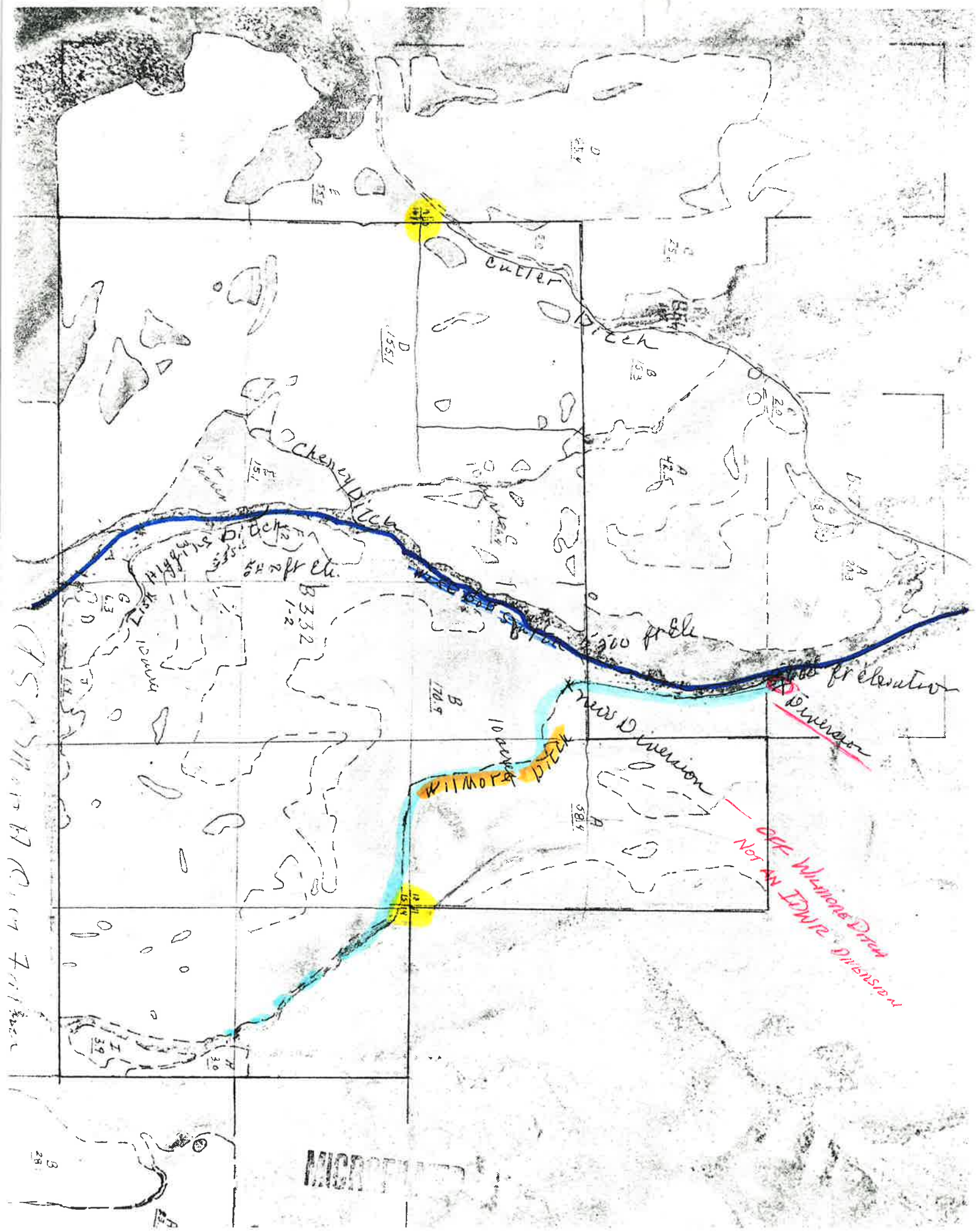
Said water to be diverted through the Cheney Ditch, which diverts from West Bob Smith Creek in the Southeast quarter of the ~~northeast~~ Northwest quarter of Section 15, T. 9 S. R. 37 E. From the Southwest corner of Section 10, the point of diversion bears South 85 degrees, East 3030 feet, for the irrigation of 22 acres of land in the Southeast quarter of the Northwest quarter, Section 15, T. 9 S. R. 37 E. 22

00007
157 Lish, Albert
1910 July 1

.20 c.f.s.

Said water to be diverted through the Lish-Higgins Ditch, which diverts from West Bob Smith Creek in the Northeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East, for the irrigation of 10 acres of land in the southwest quarter of the Northeast quarter, Section 15, T. 9 S. R. 37 East. 10
47

MICRO



APPENDAGE TO THE FILING OF WATER OF

Arkansas Ranches, Inc.

Our present decreed water rights are jeopardized by

1. Illegal loss free transportation of storage water in the river channel. We ask the adjudication process to correct this situation by requiring the users of the storage water to stand the loss or require all the water users in the river district to share in the loss on a percentage basis according to the cubic feet of water they have decreed to them.
2. Many years after established use rights and decreed rights numerous wells have been allowed in the upper basin area, draining the aquifer. We ask an in depth study be made to determine the affect on the river flow before a decision is made.

Historically the amount of our water has been cut down during the irrigation season because there is not enough water to fill all the rights. Of necessity we have used the water at any time during the non irrigating season in any amount needed first come first serve down the river. We request this use right recognized and established as a legitimate water right.

Arkansas Ranches
Danell Christensen Vice Pres

4-26-90

MICROFILMED

NOV 13 1992

SCANNED

JUN 14 2000

Log for claim A29-00004

Spatial Dynamics AMH

7/28/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
09s37e	10	NESE	4	3.4	
09s37e	10	SWSE	28	25	
09s37e	10	SESE	35	39	
09s37e	14	SWNW	8	12	
09s37e	15	NENE	21	29	
09s37e	15	NWNE	16	15	
09s37e	15	SWNE	29	32	
09s37e	15	SENE	27	35	
Totals:			168	190.4	



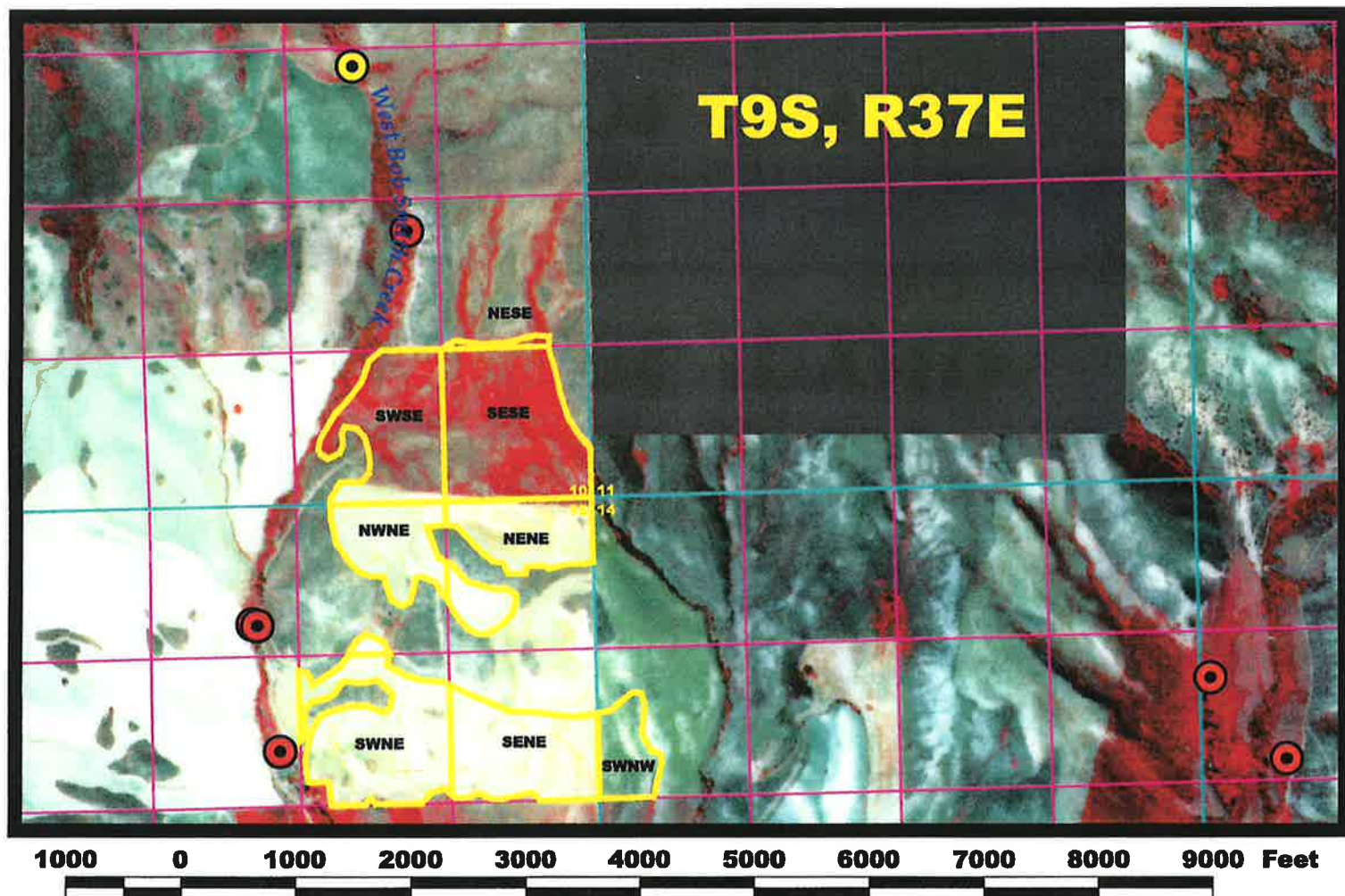
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s): 29-00004,
29-00006, 29-00007,
29-00203, 29-11743,
29-11745, 29-13251



LEGEND

 Place of Use

 Section

 Quarter-Quarter

 Point of Diversion

Place of Use: T9S, R37E
(parts of) Secs. 10, 14, 15

Point(s) of Diversion: T9S, R37E
Sec. 10 NWSWNE



SCANNED
MAY 11 2005

PROFILED

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: March 2002

T9S, R37E

Arkansas Ranches, Inc.
29-00004, 29-00006,
29-00007, 29-00203,
29-11743, 29-11745,
29-13251

West Bob Smith Creek

NESE

SWSE
24

SESE
35

NWNE
15

NENE
20

SWNE
30

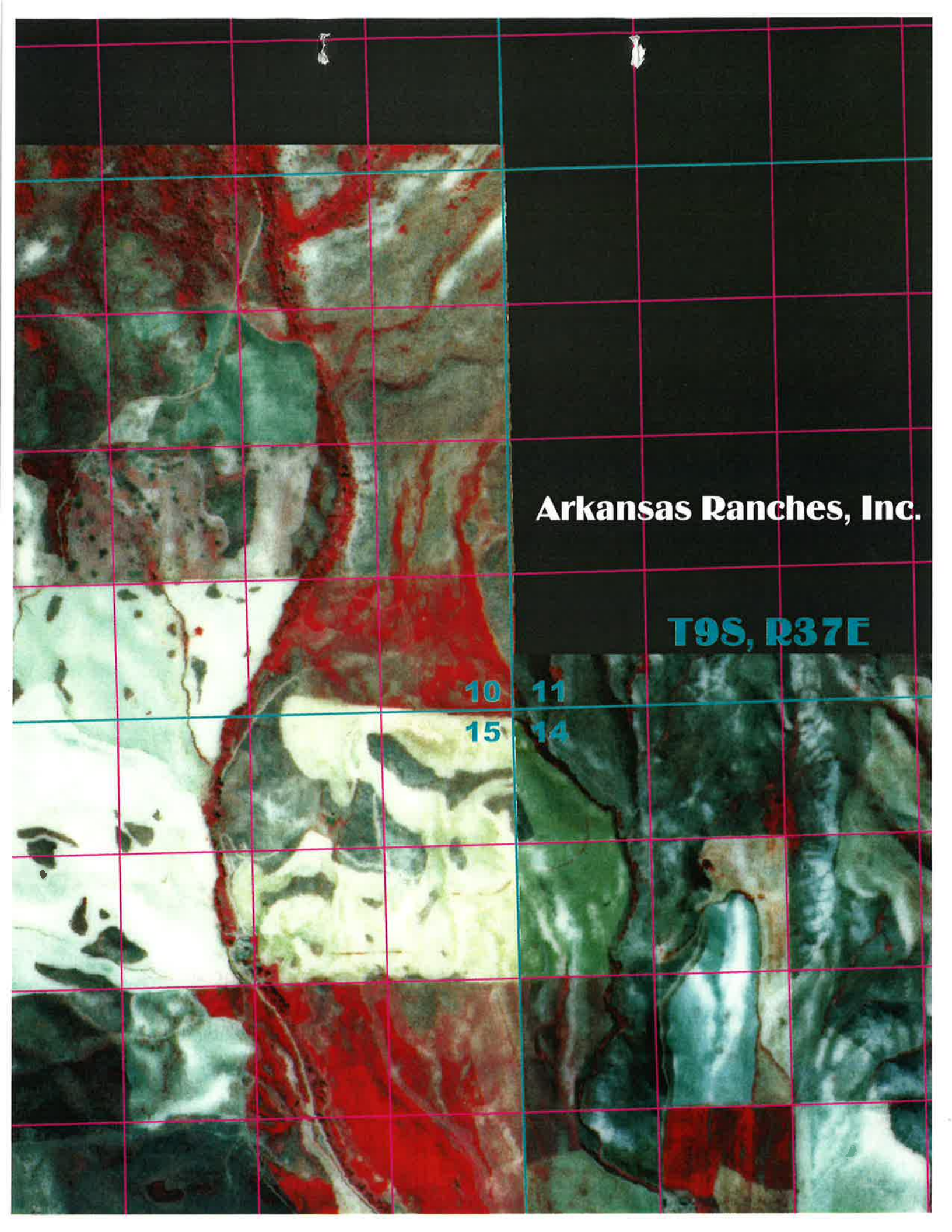
SENE
23

SWNW
9

10 11
13 14

Arkansas Ranches Inc.
29-00004, 29-00005,
29-00006, 29-00007,
29-00203, 29-00221,
29-00222, 29-00223

Enlargement area/acres



Arkansas Ranches, Inc.

T9S, R37E

10 11
15 14

JUN 06 2001

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: A29-00004
Date Received: 4/26/1990
Receipt No: 6013692
Received By: CV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARKANSAS RANCHES INC. 208-776-5898
Address: 8450 S. BOB SMITH RD.
LAVA HOT SPRINGS, ID 83246

2. Date of Priority: JUN 01, 1909

3. Source: WEST BOB SMITH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	37E	10	SW	NE			BANNOCK

5. Description of diverting works:
HEADGATE TO GRAVITY FLOW PIPELINE TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 420.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	37E	10	NE	SE		IRR	4.0
			SW	SE		IRR	28.0
			SE	SE		IRR	35.0

A29-00004

Page 1

Date: 04/26/90

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NOV 13 1992

A29000004

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	67.0
		14	SW	NW	IRR	8.0
					Section Acres	8.0
		15	NE	NE	IRR	21.0
			NW	NE	IRR	16.0
			SW	NE	IRR	29.0
			SE	NE	IRR	27.0
					Section Acres	93.0
					Total Acres	168.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
A29-11743 AND A29-11745 AND OTHERS

14. Remarks:
AFA STATED IS THAT WHEN ALL RTS. COMBINED ON THIS POU ARE IN
FORCE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

UNION GRAIN AND ELEVATOR
Decree Plaintiff

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Vice Pres of
Arkansas Ranches, Inc. that I have signed the foregoing
Organization document in the space below as Vice Pres of
Arkansas Ranches, Inc. and that the statements contained in the
Organization foregoing document are true and correct.

Danell Christens
Signature of Authorized Agent
Vice Pres Arkansas Ranches
Title and Organization
4-26-90
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of April 19 90

[Signature]
Notary Public

Seal

Residing at Valley Falls, Mo.
My Commission Expires 22 Aug 1994

NOV 13 1992

SPRILL MED

K13A

NOT TO SCALE
FEB
1991

① Avenian SW 1/4 NE 1/4 S10 T9S R37E

A29-00004

10	11
3	2

10	6
3	4