

07/08/2003

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

RIGHT NUMBER: 29-53
NAME AND ADDRESS: PORTNEUF MARSH VALLEY CANAL CO LTD
C/O DERYL PARRIS
18746 S WASHINGTON AVE
DOWNEY ID 83234
SOURCE: TOPONCE CREEK TRIBUTARY: PORTNEUF RIVER
POINT OF INJECTION INTO PORTNEUF RIVER. POINT OF REDIVERSION FROM
PORTNEUF RIVER.
QUANTITY: 164.430 CFS
16,410.000 AFY
THIS RIGHT WHEN COMBINED WITH 29-589 IS LIMITED TO A COMBINED TOTAL
OF 16410 AFA.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 23695 AF. COMBINED RIGHT NOS.: 29-53,
29-589, 29-4060, 29-13319.

PRIORITY DATE: 07/06/1912

POINT OF DIVERSION:

T06S R38E S33 SWSESE Within CARIBOU County
T06S R39E S19 SWSWSW Injection Within CARIBOU County
T09S R37E S22 NWNESW Rediversion Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	09/16 04/14	164.430 CFS
IRRIGATION STORAGE	01/01 12/31	16,410.00 AFY
IRRIGATION FROM STORAGE	04/15 09/15	16,410.00 AFY

PLACE OF USE:

LARGE PLACE OF USE

5103.2 ACRES TOTAL

Place of use is within the area served by the Portneuf Marsh Valley Canal
Co. LTD.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 5103.2 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589,
29-4060, 29-13318, 29-13319.

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

IDAHO DEPARTMENT OF WATER RESOURCES
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SUITABLE MEASURING DEVICES SHALL BE INSTALLED ON THE PORTNEUF RIVER ABOVE THE FLOW LINE OF THE PORTNEUF-MARSH VALLEY IRRIGATING COMPANY RESERVOIR AT WHICH POINT THE WATER COMES INTO THE RESERVOIR AT T6S R38E S11 NWSESW AND IMMEDIATELY BELOW THE DAM OF SAID RESERVOIR AT T6S R39E S19 SWSWSW SO THAT THE WATER RELEASED MAY BE MORE ACCURATELY DETERMINED. THE NORMAL FLOW OF THE PORTNEUF RIVER MAY NOT BE OBSTRUCTED BY THE RESERVOIR WITH REFERENCE TO THE AMOUNT OF WATER DELIVERED THROUGH THE RESERVOIR DURING THE IRRIGATING SEASON. NO CHARGE SHALL BE MADE AGAINST THE NORMAL STREAM FLOW FROM THE POINT ABOVE THE RESERVOIR LOCATED AT T 6S R38E S11NWSESW AND THE POINT BELOW THE RESERVOIR LOCATED AT T6S R39E S19 SWSWSW.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT #29.

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

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

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

WATER IS DELIVERED THROUGH PORTNEUF MARSH VALLEY CANAL.

06/19/2003

IDAHO DEPARTMENT OF WATER RESOURCES
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NAME AND ADDRESS: PORTNEUF MARSH VALLEY CANAL CO LTD
C/O DERYL PARRIS
18746 S WASHINGTON AVE
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SOURCE: TOPONCE CREEK TRIBUTARY: PORTNEUF RIVER
POINT OF INJECTION INTO PORTNEUF RIVER, POINT OF REDIVERSION FROM
PORTNEUF RIVER.

QUANTITY: 164.430 CFS
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PRIORITY DATE: 07/06/1912

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T06S R38E S33 SWSESE Within CARIBOU County
T06S R39E S19 SWSWSW Injection Within CARIBOU County
T09S R37E S22 NWNESW Rediversion Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	09/16 04/14	164.430 CFS
IRRIGATION STORAGE	01/01 12/31	16,410.00 AFY
IRRIGATION FROM STORAGE	04/15 09/15	16,410.00 AFY

PLACE OF USE:

Large Place of Use

5103.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 5103.2 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589,
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EXPLANATORY MATERIAL: Decreed

06/19/2003

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

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

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

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IDAHO DEPARTMENT OF WATER RESOURCES

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PRIORITY DATE: 07/06/1912

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T06S R38E S33 SWSSE Within CARIBOU County
T06S R39E S19 SWSWSW Injection Within CARIBOU County
T09S R37E S22 NWNESW Rediversion Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	09/16 04/14	164.430 CFS
IRRIGATION STORAGE	01/01 12/31	16,410.00 AFY
IRRIGATION FROM STORAGE	04/15 09/15	16,410.00 AFY

PLACE OF USE:

IRRIGATION FROM STORAGE Within BANNOCK County

T10S R37E S05	NESW	4.7	T10S R37E S05	NWSW	14.0
T10S R37E S05	SWSW	11.0	T10S R37E S05	SESW	7.8
T10S R37E S08	SWSE	30.0	T10S R37E S08	SESE	8.3
T10S R37E S17	NENE	11.0	T10S R37E S17	NWNE	31.0
T10S R37E S17	SWNE	31.0	T10S R37E S17	SENE	31.0
T10S R37E S17	NESW	16.0	T10S R37E S17	NWSW	12.0
T10S R37E S17	SWSW	20.0	T10S R37E S17	SESW	31.0
T10S R37E S17	NESE	29.0	T10S R37E S17	NWSE	31.0
T10S R37E S17	SWSE	28.0	T10S R37E S17	SESE	24.0
T10S R37E S19	SENE	17.0	T10S R37E S19	NESE	5.9
T10S R37E S20	NENE	3.3	T10S R37E S20	NWNE	40.0
T10S R37E S20	SWNE	23.0	T10S R37E S20	NENW	18.0
T10S R37E S20	NWNW	0.6	T10S R37E S20	SWNW	30.0
T10S R37E S20	SENW	13.0	T10S R37E S20	NESW	4.0
T10S R37E S20	NWSW	20.0	T10S R37E S20	SWSW	0.1
T10S R37E S20	SESW	23.0	T10S R37E S20	NWSE	0.5
T10S R37E S20	SWSE	16.0	T10S R37E S28	SWSW	38.0
T10S R37E S28	SESW	40.0	T10S R37E S28	SWSE	37.0

IDAHO DEPARTMENT OF WATER RESOURCES
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T10S R37E S29	NENE	3.0	T10S R37E S29	NWNE	37.0
T10S R37E S29	SWNE	27.0	T10S R37E S29	NENW	26.0
T10S R37E S29	NWNW	11.0	T10S R37E S29	SWNW	21.0
T10S R37E S29	SESW	33.0	T10S R37E S29	NESW	31.0
T10S R37E S29	NWSW	17.0	T10S R37E S29	SWSW	7.2
T10S R37E S29	SESW	31.0	T10S R37E S29	NESE	0.9
T10S R37E S29	NWSE	15.0	T10S R37E S29	SWSE	33.0
T10S R37E S29	SESE	38.0	T10S R37E S30	SWNE	1.0
T10S R37E S30	SENE	20.0	T10S R37E S30	NESE	5.1
T10S R37E S30	NWSE	22.0	T10S R37E S30	SWSE	9.3
T10S R37E S31	SENE	3.1	T10S R37E S32	NENE	38.0
T10S R37E S32	NWNE	36.0	T10S R37E S32	SWNE	40.0
T10S R37E S32	SENE	35.0	T10S R37E S32	NENW	23.0
T10S R37E S32	SWNW	40.0	T10S R37E S32	SESW	33.0
T10S R37E S32	NESW	35.0	T10S R37E S32	NWSW	6.4
T10S R37E S32	SWSW	5.0	T10S R37E S32	SESW	31.0
T10S R37E S32	NESE	33.0	T10S R37E S32	NWSE	40.0
T10S R37E S32	SWSE	39.0	T10S R37E S32	SESE	34.0
T10S R37E S33	NWNE	22.0	T10S R37E S33	NENW	36.0
T10S R37E S33	NWNW	39.0	T10S R37E S33	SWNW	0.1
T10S R37E S33	SWSW	0.3	T11S R37E S04	SWNE	9.3
T11S R37E S04 Lot 3	NENW	40.0	T11S R37E S04 Lot 4	NWNW	35.0
T11S R37E S04	SWNW	23.0	T11S R37E S04	SESW	35.0
T11S R37E S04	NESW	35.0	T11S R37E S04	NWSW	36.0
T11S R37E S04	SWSW	35.0	T11S R37E S04	SESW	36.0
T11S R37E S04	NWSE	25.0	T11S R37E S04	SWSE	6.6
T11S R37E S05 Lot 1	NENE	37.0	T11S R37E S05 Lot 2	NWNE	40.0
T11S R37E S05	SWNE	38.0	T11S R37E S05	SENE	35.0
T11S R37E S05 Lot 3	NENW	36.0	T11S R37E S05 Lot 4	NWNW	26.0
T11S R37E S05	SWNW	19.0	T11S R37E S05	SESW	18.0
T11S R37E S05	NESW	23.0	T11S R37E S05	NWSW	0.3
T11S R37E S05	SWSW	28.0	T11S R37E S05	SESW	26.0
T11S R37E S05	NESE	40.0	T11S R37E S05	NWSE	40.0
T11S R37E S05	SWSE	34.0	T11S R37E S05	SESE	38.0
T11S R37E S07	SWSE	35.0	T11S R37E S07	SESE	28.0
T11S R37E S08	NENE	37.0	T11S R37E S08	NWNE	37.0
T11S R37E S08	SWNE	38.0	T11S R37E S08	SENE	36.0
T11S R37E S08	NENW	22.0	T11S R37E S08	SESW	2.0
T11S R37E S08	NESE	38.0	T11S R37E S08	NWSE	23.0
T11S R37E S08	SWSE	5.1	T11S R37E S08	SESE	33.0
T11S R37E S09	NWNE	0.2	T11S R37E S09	NENW	40.0
T11S R37E S09	NWNW	35.0	T11S R37E S09	SWNW	33.0

IDAHO DEPARTMENT OF WATER RESOURCES
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T11S R37E S09	SENW	38.0	T11S R37E S09	NESW	14.0
T11S R37E S09	NWSW	36.0	T11S R37E S09	SWSW	39.0
T11S R37E S09	SESW	34.0	T11S R37E S15	SWSW	36.0
T11S R37E S15	SESW	40.0	T11S R37E S15	SWSE	13.0
T11S R37E S16	NWNE	37.0	T11S R37E S16	SWNE	26.0
T11S R37E S16	SENE	14.0	T11S R37E S16	NENW	37.0
T11S R37E S16	NWNW	40.0	T11S R37E S16	SWNW	40.0
T11S R37E S16	SENW	40.0	T11S R37E S16	NESW	39.0
T11S R37E S16	NWSW	33.0	T11S R37E S16	SWSW	0.2
T11S R37E S16	SESW	26.0	T11S R37E S16	NESE	8.1
T11S R37E S16	NWSE	28.0	T11S R37E S16	SWSE	37.0
T11S R37E S16	SESE	38.0	T11S R37E S17	NENE	28.0
T11S R37E S17	SENE	11.0	T11S R37E S17	NESE	0.1
T11S R37E S18	NENE	34.0	T11S R37E S20	NWNE	19.0
T11S R37E S21	NENE	39.0	T11S R37E S21	NWNE	38.0
T11S R37E S21	SWNE	37.0	T11S R37E S21	SENE	38.0
T11S R37E S21	NENW	30.0	T11S R37E S21	SENW	20.0
T11S R37E S21	NESW	5.4	T11S R37E S21	NESE	33.0
T11S R37E S21	NWSE	40.0	T11S R37E S21	SWSE	27.0
T11S R37E S21	SESE	36.0	T11S R37E S22	SWNE	18.0
T11S R37E S22	NENW	40.0	T11S R37E S22	NWNW	35.0
T11S R37E S22	SWNW	40.0	T11S R37E S22	SENW	26.0
T11S R37E S22	NESW	25.0	T11S R37E S22	NWSW	40.0
T11S R37E S22	SWSW	33.0	T11S R37E S22	SESW	35.0
T11S R37E S22	NWSE	7.7	T11S R37E S22	SWSE	5.1
T11S R37E S27	NWNE	29.0	T11S R37E S27	SWNE	29.0
T11S R37E S27	NENW	38.0	T11S R37E S27	NWNW	40.0
T11S R37E S27	SWNW	38.0	T11S R37E S27	SENW	32.0
T11S R37E S27	NESW	33.0	T11S R37E S27	NWSW	39.0
T11S R37E S27	SWSW	17.0	T11S R37E S27	SESW	26.0
T11S R37E S27	NWSE	30.0	T11S R37E S27	SWSE	29.0
T11S R37E S28	NENE	38.0	T11S R37E S28	NWNE	23.0
T11S R37E S28	SWNE	0.1	T11S R37E S28	SENE	32.0
T11S R37E S28	NESW	0.1	T11S R37E S28	NWSW	18.0
T11S R37E S28	SWSW	20.0	T11S R37E S28	SESW	36.0
T11S R37E S28	NESE	15.0	T11S R37E S28	SESE	1.1
T11S R37E S33	NENE	19.0	T11S R37E S33	NWNE	34.0
T11S R37E S33	NENW	8.7	T11S R37E S33	NWNW	8.6
T11S R37E S34	NWNE	3.3	T11S R37E S34	SWNE	2.0
T11S R37E S34	NENW	17.0	T11S R37E S34	NWNW	5.6
T11S R37E S34	SENW	10.0	T11S R37E S34	NESW	19.0
T11S R37E S34	NWSW	18.0	T11S R37E S34	SWSW	21.0

06/19/2003

IDAHO DEPARTMENT OF WATER RESOURCES
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T11S R37E S34	SESW	13.0	T11S R37E S34	NWSE	17.0
T11S R37E S34	SWSE	16.0			

5103.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~4136~~ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589, 29-4060, 29-13318, 29-13319.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT #29.

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

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

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

WATER IS DELIVERED THROUGH PORTNEUF MARSH VALLEY CANAL.

02/07/2003

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RIGHT NUMBER: 29-53
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PRIORITY DATE: 07/06/1912

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T06S R39E S19 SWSWSW Injection Within CARIBOU County
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PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	09/16 04/14	164.430 CFS
IRRIGATION STORAGE	01/01 12/31	16,410.00 AFY
IRRIGATION FROM STORAGE	04/15 09/15	16,410.00 AFY

PLACE OF USE:

4136 ACRES TOTAL

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IRRIGATION OF A COMBINED TOTAL OF 4136 ACRES IN A SINGLE
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IDAHO DEPARTMENT OF WATER RESOURCES
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T10S R37E S31	NENE	0.1	T10S R37E S31	SENE	3.1
T10S R37E S32	NENE	38.0	T10S R37E S32	NWNE	32.0
T10S R37E S32	SWNE	39.0	T10S R37E S32	SENE	33.0
T10S R37E S32	NENW	22.0	T10S R37E S32	NWNW	0.1
T10S R37E S32	SWNW	35.0	T10S R37E S32	SENW	30.0
T10S R37E S32	NESW	36.0	T10S R37E S32	NWSW	6.0
T10S R37E S32	SWSW	4.4	T10S R37E S32	SESW	32.0
T10S R37E S32	NESE	33.0	T10S R37E S32	NWSE	40.0
T10S R37E S32	SWSE	39.0	T10S R37E S32	SESE	32.0
T10S R37E S33	NENW	11.0	T10S R37E S33	NWNW	39.0
T10S R37E S33	SWNW	0.1	T10S R37E S33	SWSW	0.3
T11S R37E S04 Lot 3	NENW	39.0	T11S R37E S04 Lot 4	NWNW	34.0
T11S R37E S04	SWNW	22.0	T11S R37E S04	SENW	34.0
T11S R37E S04	NESW	35.0	T11S R37E S04	NWSW	28.0
T11S R37E S04	SWSW	29.0	T11S R37E S04	SESW	33.0
T11S R37E S04	SWSE	0.2	T11S R37E S05 Lot 1	NENE	37.0
T11S R37E S05 Lot 2	NWNE	39.0	T11S R37E S05	SWNE	33.0
T11S R37E S05	SENE	34.0	T11S R37E S05 Lot 3	NENW	33.0
T11S R37E S05 Lot 4	NWNW	26.0	T11S R37E S05	SWNW	17.0
T11S R37E S05	SENW	11.0	T11S R37E S05	NESW	15.0
T11S R37E S05	SESW	15.0	T11S R37E S05	NESE	39.0
T11S R37E S05	NWSE	37.0	T11S R37E S05	SWSE	28.0
T11S R37E S05	SESE	30.0	T11S R37E S07	SWSE	35.0
T11S R37E S07	SESE	28.0	T11S R37E S08	NENE	36.0
T11S R37E S08	NWNE	36.0	T11S R37E S08	SWNE	35.0
T11S R37E S08	SENE	36.0	T11S R37E S08	NENW	0.1
T11S R37E S08	SENW	2.0	T11S R37E S08	NESE	30.0
T11S R37E S08	NWSE	21.0	T11S R37E S08	SWSE	4.8
T11S R37E S08	SESE	33.0	T11S R37E S09	NWNE	0.2
T11S R37E S09	NENW	40.0	T11S R37E S09	NWNW	35.0
T11S R37E S09	SWNW	32.0	T11S R37E S09	SENW	36.0
T11S R37E S09	NESW	14.0	T11S R37E S09	NWSW	36.0
T11S R37E S09	SWSW	37.0	T11S R37E S09	SESW	34.0
T11S R37E S15	NESW	0.7	T11S R37E S15	NWSW	0.3
T11S R37E S15	SWSW	36.0	T11S R37E S15	SESW	39.0
T11S R37E S15	NWSE	0.1	T11S R37E S15	SWSE	5.9
T11S R37E S16	NWNE	37.0	T11S R37E S16	SWNE	22.0
T11S R37E S16	SENE	14.0	T11S R37E S16	NENW	36.0
T11S R37E S16	NWNW	40.0	T11S R37E S16	SWNW	40.0
T11S R37E S16	SENW	39.0	T11S R37E S16	NESW	37.0
T11S R37E S16	NWSW	33.0	T11S R37E S16	SWSW	0.2
T11S R37E S16	SESW	26.0	T11S R37E S16	NESE	6.7

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

T11S R37E S16	NWSE	28.0	T11S R37E S16	SWSE	35.0
T11S R37E S16	SESE	30.0	T11S R37E S17	NENE	28.0
T11S R37E S17	SENE	11.0	T11S R37E S17	NESE	0.1
T11S R37E S18	NENE	34.0	T11S R37E S20	NWNE	19.0
T11S R37E S21	NENE	39.0	T11S R37E S21	NWNE	33.0
T11S R37E S21	SWNE	36.0	T11S R37E S21	SENE	38.0
T11S R37E S21	NENW	30.0	T11S R37E S21	SENW	20.0
T11S R37E S21	NESW	5.4	T11S R37E S21	NESE	28.0
T11S R37E S21	NWSE	39.0	T11S R37E S21	SWSE	27.0
T11S R37E S21	SESE	36.0	T11S R37E S22	NENW	24.0
T11S R37E S22	NWNW	33.0	T11S R37E S22	SWNW	40.0
T11S R37E S22	SENW	14.0	T11S R37E S22	NESW	20.0
T11S R37E S22	NWSW	39.0	T11S R37E S22	SWSW	33.0
T11S R37E S22	SESW	35.0	T11S R37E S22	SWSE	5.1
T11S R37E S27	NWNE	29.0	T11S R37E S27	SWNE	29.0
T11S R37E S27	NENW	38.0	T11S R37E S27	NWNW	40.0
T11S R37E S27	SWNW	37.0	T11S R37E S27	SENW	32.0
T11S R37E S27	NESW	23.0	T11S R37E S27	NWSW	39.0
T11S R37E S27	SWSW	11.0	T11S R37E S27	SESW	4.5
T11S R37E S27	NWSE	26.0	T11S R37E S27	SWSE	2.2
T11S R37E S28	NENE	35.0	T11S R37E S28	NWNE	8.6
T11S R37E S28	SWNE	0.1	T11S R37E S28	SENE	32.0
T11S R37E S28	SESW	37.0	T11S R37E S28	NESE	15.0
T11S R37E S28	SESE	24.0	T11S R37E S33	NENE	19.0
T11S R37E S33	NWNE	26.0	T11S R37E S33	NENW	11.0
T11S R37E S34	SENW	0.2	T11S R37E S34	NESW	18.0
T11S R37E S34	NWSW	0.2			

4136 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4136 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589, 29-4060, 29-13318, 29-13319.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT #29.

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

02/06/2003

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

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

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

WATER IS DELIVERED THROUGH PORTNEUF MARSH VALLEY CANAL.

29-52
29-53
29-589
29-4060
29-13318
29-13319

Portneuf Marsh Valley
Canal Co

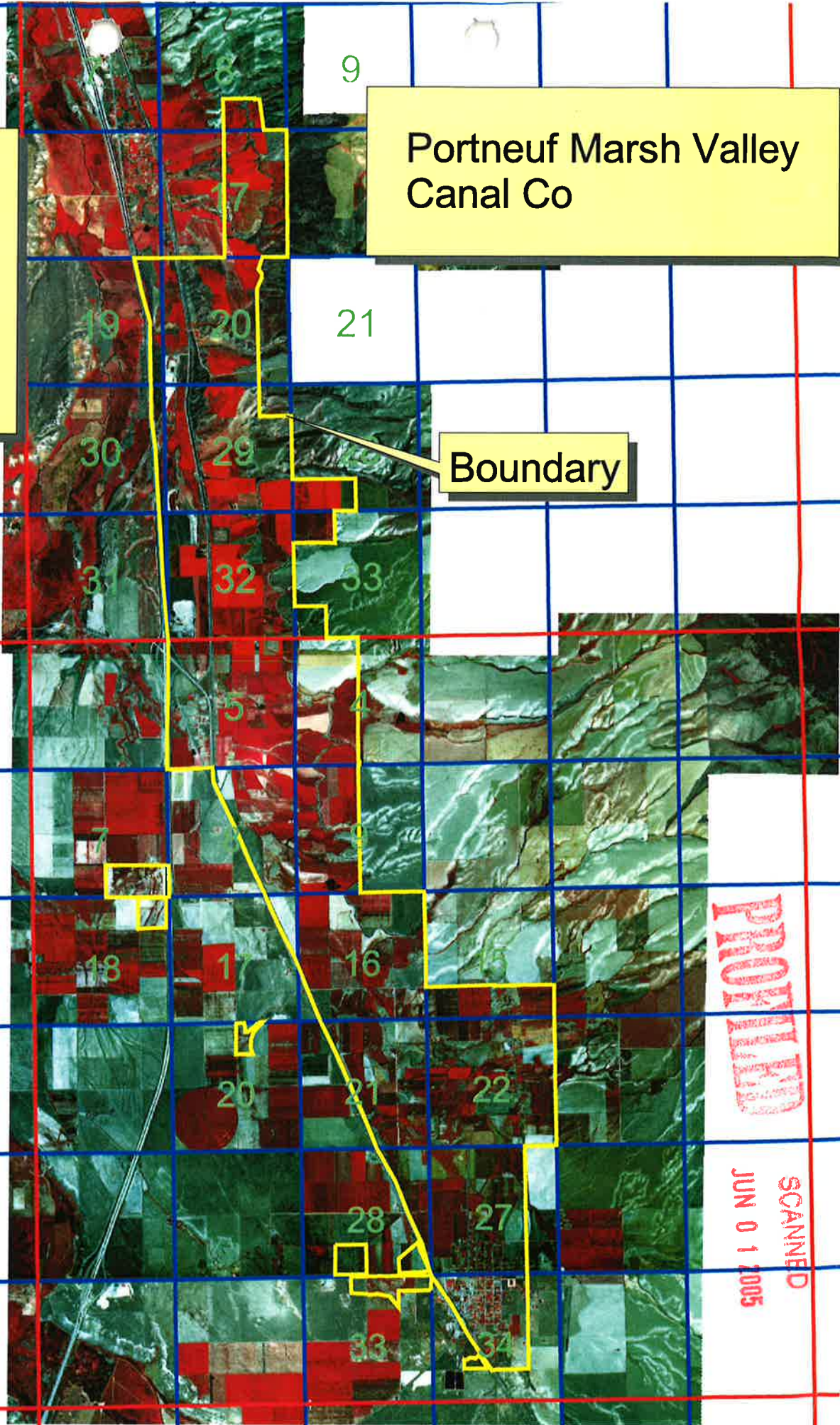
Boundary

T10S R37E

T11S R37E

FILED

SCANNED
JUN 01 2005



Portneuf Marsh Valley Canal Co LTD

- Boundary
- Township/Range
- Sections



0 0.5 1 1.5 2 Miles

Prepared by: Ernie Carlsen June 2004

10S37E

11S37E

SCANNED
JUN 0 2005

UNITED
STATES

City of Arimo

City of Virginia

City of Downey

Birch Creek redirection to Birch Creek Canal (attach)

UNRECORDED
JUN 2 2005
SCANNED

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

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

Place of use is within the area served by the Portneuf Marsh Valley Canal Co. LTD.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 5103.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589, 29-4060, 29-13318, 29-13319.

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

SUITABLE MEASURING DEVICES SHALL BE INSTALLED ON THE PORTNEUF RIVER ABOVE THE FLOW LINE OF THE PORTNEUF-MARSH VALLEY IRRIGATING COMPANY RESERVOIR AT WHICH POINT THE WATER COMES INTO THE RESERVOIR AT T6S R38E S11 NWSESW AND IMMEDIATELY BELOW THE DAM OF SAID RESERVOIR AT T6S R39E S19 SWSWSW SO THAT THE WATER RELEASED MAY BE MORE ACCURATELY DETERMINED. THE NORMAL FLOW OF THE PORTNEUF RIVER MAY NOT BE OBSTRUCTED BY THE RESERVOIR WITH REFERENCE TO THE AMOUNT OF WATER DELIVERED THROUGH THE RESERVOIR DURING THE IRRIGATING SEASON. NO CHARGE SHALL BE MADE AGAINST THE NORMAL STREAM FLOW FROM THE POINT ABOVE THE RESERVOIR LOCATED AT T 6S R38E S11NWSESW AND THE POINT BELOW THE RESERVOIR LOCATED AT T6S R39E S19 SWSWSW.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT #29.

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 POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

WATER IS DELIVERED THROUGH PORTNEUF MARSH VALLEY CANAL.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 29-52, 29-53, 29-589,
29-4060, 29-13318, 29-13319

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ I.C. § 42-222 transfer
- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 28, 2003.

Ernest Calver
Signature of IDWR Representative

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

RIGHT NUMBER: 29-53

NAME AND ADDRESS:

PORTNEUF MARSH VALLEY CANAL CO
LTD
C/O ELLIS GILBERT
2777 E HAWKINS RD
DOWNEY ID 83234

SOURCE:

Source:

TOPONCE CREEK

Tributary:

PORTNEUF RIVER

POINT OF INJECTION INTO PORTNEUF RIVER. POINT OF REDIVERSION FROM
PORTNEUF RIVER.

QUANTITY:

164.430 CFS 16,410.000 AFY

THIS RIGHT WHEN COMBINED WITH 29-589 IS LIMITED TO A COMBINED TOTAL
OF 16410 AFA.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 23695 AF. COMBINED RIGHT NOS.: 29-53,
29-589, 29-4060, 29-13319.

PRIORITY DATE: 07/06/1912

POINT OF DIVERSION:

T06S R38E S33 SWSESE	Within CARIBOU County
T06S R39E S19 SWSWSW Injection	Within CARIBOU County
<u>T09S R37E S22 SWSENW Lot 3 Rediversion</u>	<u>Within BANNOCK County</u>
T09S R37E S22 NWNESEW Rediversion	Within BANNOCK County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION STORAGE	01/01 12/31	16,410.00 AFY
IRRIGATION FROM STORAGE	04/15 09/15	16,410.00 AFY
DIVERSION TO STORAGE	09/16 04/14	164.430 CFS

PLACE OF USE:

5103.2 ACRES TOTAL

Place of use is within the area served by the Portneuf Marsh Valley Canal Co. LTD.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 5103.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-52, 29-53, 29-589, 29-4060, 29-13318, 29-13319.

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

SUITABLE MEASURING DEVICES SHALL BE INSTALLED ON THE PORTNEUF RIVER ABOVE THE FLOW LINE OF THE PORTNEUF-MARSH VALLEY IRRIGATING COMPANY RESERVOIR AT WHICH POINT THE WATER COMES INTO THE RESERVOIR AT T6S R38E S11 NWSEW AND IMMEDIATELY BELOW THE DAM OF SAID RESERVOIR AT T6S R39E S19 SWSWSW SO THAT THE WATER RELEASED MAY BE MORE ACCURATELY DETERMINED. THE NORMAL FLOW OF THE PORTNEUF RIVER MAY NOT BE OBSTRUCTED BY THE RESERVOIR WITH REFERENCE TO THE AMOUNT OF WATER DELIVERED THROUGH THE RESERVOIR DURING THE IRRIGATING SEASON. NO CHARGE SHALL BE MADE AGAINST THE NORMAL STREAM FLOW FROM THE POINT ABOVE THE RESERVOIR LOCATED AT T6S R38E S11 NWSEW AND THE POINT BELOW THE RESERVOIR LOCATED AT T6S R39E S19 SWSWSW.

~~THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT #29.~~

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 POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

~~WATER IS DELIVERED THROUGH PORTNEUF MARSH VALLEY CANAL.~~

06/27/2003

**NOTICE OF ERROR
REPLY**

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: 29-53

PORTNEUF MARSH VALLEY CANAL CO LTD
C/O DERYL PARRIS
18746 S WASHINGTON AVE
DOWNEY ID 83234
Telephone Number: (208)897-5928

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:

7/14/2003

SIGNATURE:

Ellis Gilbert

Please print your name:

Ellis Gilbert

IDWR Regional Office,

PROFILED

SCANNED

JUN 01 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 25, 2003

PORTNEUF MARSH VALLEY CANAL CO
C/O ELLIS GILBERT
2777 E HAWKINS RD
DOWNEY ID 83234

RE: Notice of Change of Address for 29-52, 29-53, 29-589, 29-4060,
29-13318, 29-13319
Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Gilbert:

On July 15, 2003, the Idaho Department of Water Resources (IDWR) received a change of address for the above referenced water right(s). Based on this change, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

PROFILED

SCANNED
JUN 01 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department
of a change in address for Department records
(Please print or type)

Name(s): Portneuf- MARSH VALLEY CANAL COMPANY
c/o Ellis Gilbert

[] Old Mailing Address: _____

[] New Mailing Address: 2777 E HAWKINS RD
Downey Idaho
83234

Telephone Number: (208) 897 - 5917
208 681- 5917

[] Signature(s) _____
(must be signed by all
individuals listed unless
you have authority to sign
on their behalf) Chairman of Board
(include your title if on behalf of company or organization)

Date: 7/14/2003

RECEIVED

When complete, please mail or FAX this form to the IDWR office nearest you: JUL 15 2003

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
FAX: (208) 769-1454

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
FAX: (208) 334-2348
Department of Water Resources
Eastern Region

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
FAX: (208) 525-7177

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
FAX: (208) 736-3037

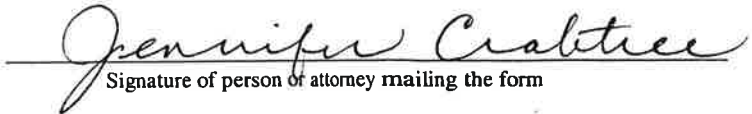
PROFILED

SCANNED
JUN 01 2005

CERTIFICATE OF MAILING

I certify that on July 25, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
PORTNEUF MARSH VALLEY CANAL CO LTD
C/O ELLIS GILBERT
2777 E HAWKINS RD
DOWNEY ID 83234
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
N/A
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

SCANNED

JUN 01 2005

PROFILED

**NOTICE OF ERROR
REPLY**

RECEIVED

APR 23 2003

Department of Water Resources
Eastern District Office

Water Right No.: 29-53

Portneuf Marsh Valley Canal Co Ltd.
c/o Ellis Gilbert, President
2777 East Hawkins Road
Downey, Idaho 83234

Claimant returns this Notice of Error Reply form to IDWR to request IDWR change its Preliminary Recommendation or to let IDWR know that Claimant agrees with its recommendation as indicated below.

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

Place of use.

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

Increase the number of irrigated acres to 5066.8 acres as claimed. Additionally, the irrigated acres should be located within the boundaries of Claimant's Irrigation System. This boundary is described in the December 4, 1922 Decree entered in *Union Grain & Elevator Co. v. McCammon Ditch Company, et al*, Case No. 2205, Right No. 42, page 24. Claimant is in the process of reviewing IDWR maps to identify more accurately a legal description for the current boundary and place of use, and will supply this information to IDWR.

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

The recommended 4136 acres omitted certain acres that have been historically irrigated by Claimant.

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

Portneuf Marsh Valley Canal Company, Ltd.

Date: April 21, 2003

By: 
ELLIS GILBERT, President

Print: _____

PROFILED

**SCANNED
JUN 01 2005**

Mailed to: IDWR Regional Office, 900 N. Skyline Drive, Ste A, Idaho Falls, Idaho 83402, 208-525-7161

Please direct any questions and send a copy of all Notices and other communications to Claimant's attorney:

Randall C. Budge
Racine, Olson, Nye, Budge & Bailey,
Chartered
P.O. Box 1391
Pocatello, Idaho 83204-1391
Telephone: 208-232-6101
Fax: 208-232-6109
E-mail: rcb@racinelaw.net

PROFILED

PROFILED

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

MAR 11 2002

Department of Water Resources
 Eastern Region

Claim Number(s):

A29-52, A29-53, A29-589, A29-4000

Previous Mailing Address:

Portneuf Marsh Valley Canal Co. LTD.
c/o Thayne Thompson
18526 S. Olson Rd.
Downey, ID.

New Mailing Address:

Portneuf Marsh Valley Canal Co. LTD.
c/o Deryl Parris
18746 S Washington Ave
Downey Idaho 83234

Telephone Number:

(208) 897-5928

Signature of Claimant(s):

Ellis Lillian
Board of Director PMUC

Please return this completed form to:

Adjudication Bureau
 Idaho Dept. of Water Resources
 1301 N. Orchard St.
 Boise, ID 83706-2237
 Ph. 1/800/451-4129 or
 FAX 208/327-5400

Adjudication Bureau
 Idaho Dept. of Water Resources
 2735 Airport Way
 Boise, ID 83705-5082
 Ph. 208/334-2190 or
 FAX 208/334-2348

correct
 contact id
 # 67937

Adjudication Bureau
 Idaho Dept. of Water Resources
 1341 Fillmore St., Ste. 200
 Twin Falls, ID 83301-3380 or
 FAX 208/736-3037

Adjudication Bureau
 Idaho Dept. of Water Resources
 900 N. Skyline, Ste. A
 Idaho Falls, ID 83402-3653 or
 FAX 208/525-7177

SS
 ADDRESS FM
 Revised 12/13/1999

SCANNED

JUN 01 2005

IDWR Use Only:
 Data Entry: _____

Date: _____

PROCLAIM

MAY 14, 2001

DEAR SIR OR MADAM:

WATER RIGHT NUMBERS A29-00052, A29-00053, A29-00589 AND
A29-04060 HAVE BEEN CHANGED TO REFLECT THE ADDRESS ON THE
FRONT OF THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



PORTNEUF MARSH VALLEY CANAL CO LTD
C/O THAYNE THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748

PROFILED

SCANNED
JUN 01 2005

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A29-0052, -53, -589 and -4060

(I don't know if the above are
the numbers you asked for, but I
don't know of any others.

[] Old Mailing Address: _____

[] New Mailing Address: _____

71 Hampton Pl
Logan UT 84341-1748

18526 S Olson Rd

Downey Id 83234

[] Telephone Number: 1-435-753-7782

[] Signature of Claimant: Betty M. Thompson

[] Date: 9 May 2001

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

I goofed. The Downey address is the
old one and the Logan one is the new.

I think I already have the new one
though because today's letter came to
my Logan address. I'm enclosing the
address from it.

SCANNED

JUN 01 2005

RECEIVED

MAY 14 2001

Department of Water Resources
Eastern Region

PROFILED

PORTNEUF MARSH VALLEY CANAL CO LTD
C/O THAYNE THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 7, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PORTNEUF MARSH VALLEY CANAL CO LTD
C/O THAYNE THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748

RE: CHANGE OF ADDRESS FOR A29-00052, A29-00053, A29-00589 AND A29-04060

Dear Sir or Madam:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Portneuf Marsh Valley Canal Co LTD
C/O Thayne Thompson
18526 S Olson Rd
Downey ID 83234

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

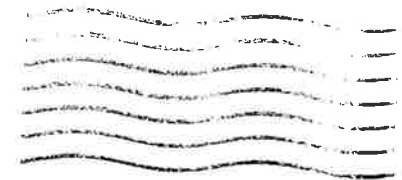
Enclosure(s)

PROFILED

SCANNED
JUN 01 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED



29-52
29-53
29-589
29-4060

THOM 526

PORTNEUF MARSH VALLEY CANAL CO
LTD

THOM526 832342006 1900 05 05/03/01
RETURN TO SENDER
THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748
RETURN TO SENDER

SCANNED
JUN 01 2005

83234+15

PROFIT

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

SGS GPS ILLUSTRATION OF POU AND TABULAR INDEX
OF RECOMMENDATION FOR POU.

Transfers Changing POU _____

Reviewer: _____

Date: _____

PROFILED

SCANNED
JUN 01 2005

Contacts Data Entry Form

29-00053

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	Portland Marsh Vanner Canal Co.					
Name connector: and	, or , and/or					
Current Owner	% Ellis Gilbert					
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DISCLOSED UNDER UNION GRANT & ELEVATOR vs McCann
Ditch, 1932

This is a ret. for Dm. to Storage only, and must
BE USED WITH 29-589 WHICH IS A STORAGE RT AND
IRRLG FROM STORAGE. HOWEVER, THE IRRIGATION
STORAGE COMPONENT FROM 29-589 @ 16410 AFA IS ADDED
TO THIS CLAIM Limiting AFA when used with 29-589.
ACTUALLY 29-53 AND 29-589 SHOULD BE COMBINED - But
ARE NOT (BOTH DO HAVE SAME Priority Date).

Zomank

Reviewer: _____

Date: _____

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JUN 01 2005

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 7/6/1902 Claimed Basis: DOCR55DRecommended Priority Date: 7/6/02 Recommended Basis: DOCR55D

____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Match vs DOCR55

Reviewer: _____

Date: _____

PROFILED**SCANNED**
JUN 01 2005

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

* Claimed Point of Diversion: T 75, R 38E, Sec. 4, 24, SW, SW. County: CARIBOU

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County: _____

Source: _____ Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	OOQ of Q	County	Source
<u>65</u>	<u>38E</u>	<u>33</u>		<u>SW SESE</u>	<u>CARIBOU</u>	<u>TOPONCO CK</u>

GPS Coordinates: _____

<u>65</u>	<u>39E</u>	<u>19</u>	<u>4</u>	<u>SW SW SW</u>	<u>"</u>	<u>TOPONCO CK</u>
-----------	------------	-----------	----------	-----------------	----------	-------------------

GPS Coordinates: _____

<u>95</u>	<u>37E</u>	<u>22</u>	<u>3</u>	<u>NW NE SW</u>	<u>BANNOCK</u>	<u>TOPONCO CK</u>
-----------	------------	-----------	----------	-----------------	----------------	-------------------

GPS Coordinates: _____

--	--	--	--	--	--	--

GPS Coordinates: _____

--	--	--	--	--	--	--

GPS Coordinates: _____

--	--	--	--	--	--	--

GPS Coordinates: _____

--	--	--	--	--	--	--

GPS Coordinates: _____

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

* THERE IS NOTABLE DIFFERENCE BETWEEN GPSd POD AND USGS QUAD. RECTIFICATION OF GCDDB TO PHOTO IS NOT ACCURATE ($\approx 250'$ ERROR). THE POD IS RECOMMENDED PER GPS REPRESENTATION.

Transfers Changing POD _____

Reviewer: _____

Date: SCANNED

JUN 01 2005

PROFILED

To REBOR CANAL

THIS
Pointwest Riv.POI TO CANAL
(RIVER)RE DIV TO CANAL
OFF RIVER

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
To STORAGE	9/16	4/14	164.43	
Prong Storage	01/01	12/31		16410
Prong Run Stn	4/15	9/15		16810

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Prong Storage is 10000 But Limited to Combined AFA
with (ALWAYS) used w/ 29-589 which also has EXTENDED
SOL under Rt. 29-13319.

Reviewer: _____

Date: _____

PROFILED

SCANNED
JUN 01 2005

WR5809NP
No. 29-00053

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/24/01
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PORTNEUF MARSH VALLEY CANAL CO.	07/06/1912	DIVERSION TO STORAGE	09/16 04/14	164.430 CFS	
TOTAL DIVERSION:					164.430 CFS	

Water Source: TOPONCE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R38E S33

SESE

CARIBOU County

Pou County:

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-00082	29-00083	29-00084	29-00085	29-00086	29-00087	29-00088	29-00089	29-00090	29-00091
29-00092	29-00093	29-00094	29-00095	29-00107A	29-02027	29-02032A	29-02032B	29-04346	29-04347

Remarks: GEN P/U INCOMPLETE - SEE DECREE.
THIS IS A STORAGE RIGHT.

Dates:	App. Received:	Priority Date:	07/06/1912
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 29 Field Exam Fee:

Audit: 08/18/86 05/22/88 CONVERT 07/20/89 CURTIS

MAY - 4 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: A29-00053
Date Received: 2/14/1990
Receipt No: E012060
Received By: ELC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PORTNEUF MARSH VALLEY CANAL CO., LTD. 208-897-5206
Address: C/O THAYNE THOMPSON
18526 S. OLSON RD.
DOWNEY, ID 83234

2. Date of Priority: JUL 06, 1912

3. Source: TOPONCE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	38E	4	NE	NE	NE	1	CARIBOU

5. Description of diverting works:
HEADING FOR THE TOPONCE FEEDER CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DIVERSION TO STORAGE	09/16	04/30	164.430		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	37E	5	NW	SW		IRR	2.0
			SW	SW		IRR	12.4
			SE	SW		IRR	8.0

Section Acres 22.4

A29-00053

Page 1

Date: 02/14/90

MICROFILMED
NOV 13 1992

A2900053



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	37E	8	SW	SE		IRR	38.0
			Section Acres				38.0
		17	NW	NE		IRR	38.0
			SE	NE		IRR	15.0
			NE	SW		IRR	7.0
			NW	SW		IRR	16.0
			SW	SW		IRR	37.0
			SE	SW		IRR	40.0
			NE	SE		IRR	30.0
			NW	SE		IRR	25.0
			SW	SE		IRR	35.0
			SE	SE		IRR	30.0
			Section Acres				273.0
		19	SE	NE		IRR	5.5
			NE	SE		IRR	5.5
			Section Acres				11.0
		20	NW	NE		IRR	40.0
			SW	NE		IRR	23.0
			NE	NW		IRR	20.0
			SW	NW		IRR	15.0
			SE	NW		IRR	21.0
			NE	SW		IRR	2.0
			NW	SW		IRR	25.0
			SE	SW		IRR	14.3
			SW	SE		IRR	27.5
			Section Acres				187.8
		28	SW	SW		IRR	30.0
			SE	SW		IRR	40.0
			Section Acres				70.0
		29	NW	NE		IRR	26.0
			SW	NE		IRR	25.0
			NE	NW		IRR	30.0
			NW	NW		IRR	8.0
			SW	NW		IRR	11.0

MICROFILMED

NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres			
10S	37E	29	SE		NW		IRR	24.0			
			NE		SW		IRR	40.0			
			NW		SW		IRR	16.0			
			SE		SW		IRR	30.0			
			NW		SE		IRR	24.0			
			SW		SE		IRR	38.0			
			SE		SE		IRR	40.0			
							Section Acres	312.0			
		32	NE		NE		IRR	40.0			
			NW		NE		IRR	35.0			
			SW		NE		IRR	37.5			
			SE		NE		IRR	40.0			
			NE		NW		IRR	25.0			
			SW		NW		IRR	40.0			
			SE		NW		IRR	37.5			
			NE		SW		IRR	34.2			
			NW		SW		IRR	4.0			
			SW		SW		IRR	4.0			
			SE		SW		IRR	34.2			
			NE		SE		IRR	40.0			
			NW		SE		IRR	40.0			
			SW		SE		IRR	40.0			
			SE		SE		IRR	30.0			
										Section Acres	481.4
					33	NE		NW		IRR	40.0
NW		NW					IRR	40.0			
							Section Acres	80.0			
11S	36E	13	SW		NE		IRR	40.0			
			SE		NE		IRR	40.0			
							Section Acres	80.0			
	37E	4	SW		NE		IRR	10.0			
NE				NW		IRR	40.0				
NW				NW		IRR	38.0				
SW				NW		IRR	25.0				
SE				NW		IRR	38.0				
NE				SW		IRR	40.0				
NW				SW		IRR	38.0				

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	37E	4	SW		SW		IRR	38.0
			SE		SW		IRR	38.0
			NW		SE		IRR	10.0
			SW		SE		IRR	5.0
							Section Acres	320.0
		5	NE		NE		IRR	38.0
			NW		NE		IRR	40.0
			SW		NE		IRR	36.0
			SE		NE		IRR	40.0
			NE		NW		IRR	30.0
			NW		NW		IRR	15.0
			SW		NW		IRR	30.0
			SE		NW		IRR	15.0
			NE		SW		IRR	20.0
			SW		SW		IRR	27.0
			SE		SW		IRR	27.0
			NE		SE		IRR	40.0
			NW		SE		IRR	30.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	468.0
		7	SW		SE		IRR	40.0
			SE		SE		IRR	32.0
							Section Acres	72.0
		8	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	35.8
			SE		NE		IRR	40.0
			NE		NW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	24.0
			SW		SE		IRR	21.0
			SE		SE		IRR	40.0
							Section Acres	320.8
		9	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11S	37E	9	SE		NW		IRR	40.0
			NE		SW		IRR	26.0
			NW		SW		IRR	39.0
			SW		SW		IRR	34.0
			SE		SW		IRR	30.0

Section Acres 289.0

15	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	SW	SE	IRR	10.0

Section Acres 90.0

16	NW	NE	IRR	40.0
	SW	NE	IRR	20.0
	SE	NE	IRR	20.0
	NE	NW	IRR	38.0
	NW	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	40.0
	NW	SW	IRR	33.0
	SE	SW	IRR	28.0
	NE	SE	IRR	10.0
	NW	SE	IRR	30.0
	SW	SE	IRR	40.0
	SE	SE	IRR	40.0

Section Acres 459.0

18	NE	NE	IRR	33.0
----	----	----	-----	------

Section Acres 33.0

19	SW	NW	IRR	40.0
	NW	SW	IRR	32.5
	SW	SW	IRR	32.5

Section Acres 105.0

20	NW	NE	IRR	18.0
----	----	----	-----	------

Section Acres 18.0

21	NE	NE	IRR	40.0
----	----	----	-----	------

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	21	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	41.5
			NE	NW		IRR	38.0
			SE	NW		IRR	22.6
			NE	SW		IRR	5.7
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	35.0
			SE	SE		IRR	38.0

Section Acres 380.8

22	SW	NE	IRR	16.0
	NE	NW	IRR	40.0
	NW	NW	IRR	39.0
	SW	NW	IRR	10.0
	SE	NW	IRR	20.0
	NE	SW	IRR	40.0
	NW	SW	IRR	40.0
	SW	SW	IRR	40.0
	SE	SW	IRR	40.0
	NW	SE	IRR	15.0
	SW	SE	IRR	8.0

Section Acres 308.0

27	NW	NE	IRR	26.0
	SW	NE	IRR	28.0
	NE	NW	IRR	40.0
	NW	NW	IRR	40.0
	SW	NW	IRR	40.0
	SE	NW	IRR	40.0
	NE	SW	IRR	28.6
	NW	SW	IRR	39.0
	SW	SW	IRR	10.0
	SE	SW	IRR	10.0
	NW	SE	IRR	7.0
	SW	SE	IRR	17.0

Section Acres 325.6

28	NE	NE	IRR	40.0
	NW	NE	IRR	15.0
	SE	NE	IRR	35.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	28	NW	SW		IRR	20.0
			SW	SW		IRR	20.0
			NE	SE		IRR	20.0
						Section Acres	150.0
		33	NE	NE		IRR	13.0
			NW	NE		IRR	30.0
			NW	NW		IRR	10.0
						Section Acres	53.0
		34	NE	NW		IRR	10.0
			NW	NW		IRR	10.0
			SW	NW		IRR	10.0
			SE	NW		IRR	10.0
			NE	SW		IRR	31.0
			NW	SW		IRR	10.0
			SW	SW		IRR	10.0
			SE	SW		IRR	10.0
			NW	SE		IRR	8.0
			SW	SE		IRR	10.0
						Section Acres	119.0
						Total Acres	5066.8

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
A29-00052/00589/04060

14. Remarks:

PLACE OF USE IS OWNED BY THE SHARE HOLDERS OF THE PORTNEUF MARSH VALLEY CANL CO.
THE TOPONCE FEEDER CANAL DIVERTS WATER FROM TOPONCE CREEK AND DELIVERS IT TO THE PORTNEUF (CHESTERFIELD) RESERVOIR. THIS WATER IS THEN DIVERTED DURING THE IRRIGATION SEASON UNDER RIGHT 29-00589.

15. Basis of Claim: DECREED
Case Number:
Court :

A29-00053

Page 7

Date: 02/14/90

MICROFILMED

NOV 15

Decree date: 12/04/1922

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

MC CAMMON DITCH CO., ET AL
Decree Defendant

vs

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 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 President of
Title
Portneuf Marsh Valley Canal Co. that I have signed the foregoing
Organization
document in the space below as President of
Title
Portneuf Marsh Valley Canal Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Thayne Thompson
Signature of Authorized Agent

Pres Portneuf Marsh Valley Canal Co.
Title and Organization

Feb. 14, 1990
Date

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 14 day

of Feb 14 19 90

Ernest Carlsen
Notary Public

Residing at Alto Falls, ID

My Commission Expires 6-14-1994

