

02/12/2003

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

RIGHT NUMBER: 29-72A

NAME AND ADDRESS: VAL J DAVIDS
1178 CHESTERFIELD RD
BANCROFT ID 83217

SOURCE: TWENTYFOUR MILE CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 1.790 CFS

PRIORITY DATE: 08/08/1882

POINT OF DIVERSION:

T06S R39E S33 SWNWNE Within CARIBOU County Source: TWENTYFOUR MILE CREEK

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	1.790 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T06S R39E S33	NENE	39.0	T06S R39E S33	NWNE	31.0
T06S R39E S33	SWNE	33.0	T06S R39E S33	SENE	39.0
T06S R39E S33	NENW	1.7	T06S R39E S33	SENE	12.0

155.7 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 143.2 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

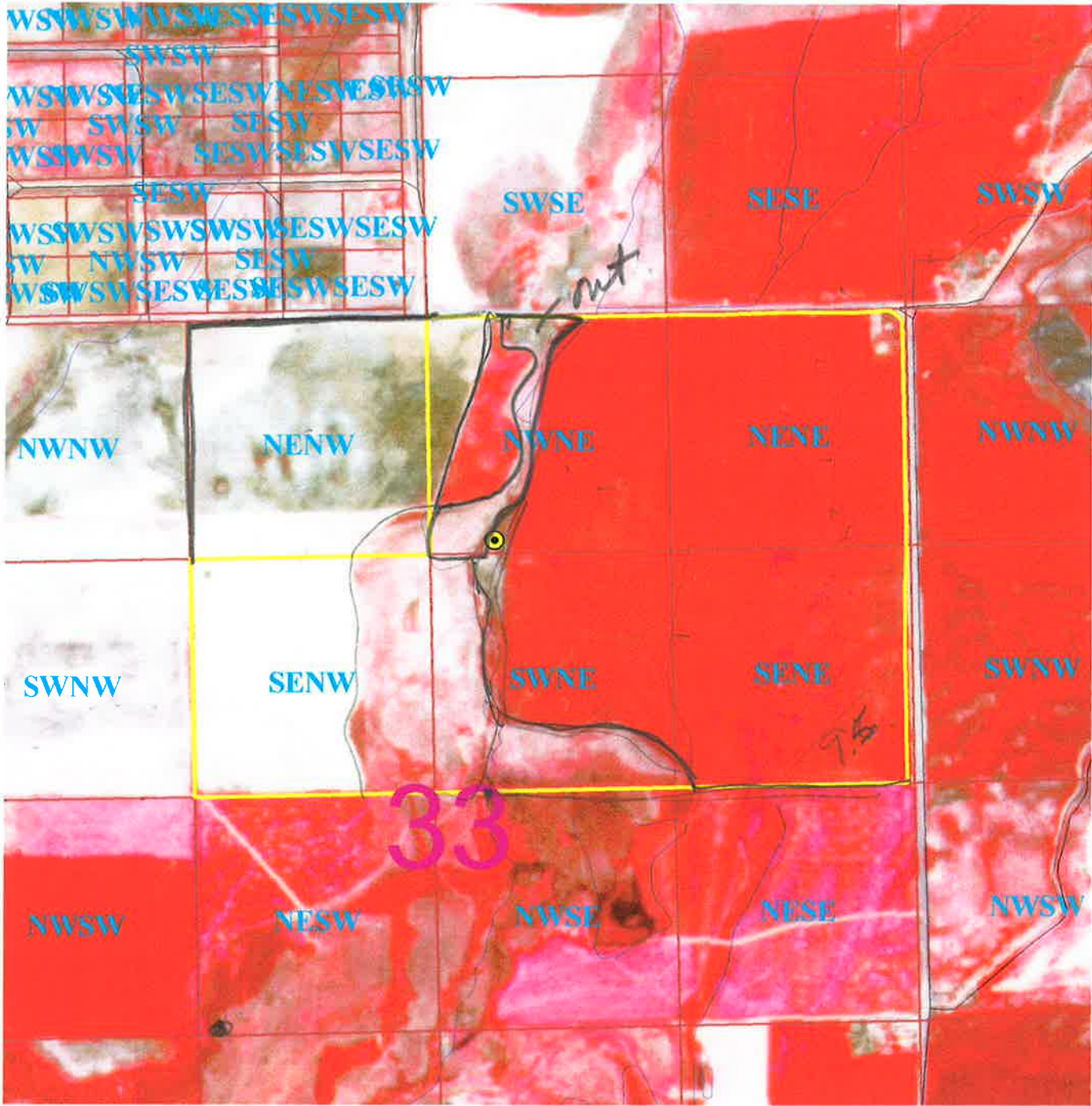
USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
CHESTERFIELD CANAL & IRRIGATION COMPANY.

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 Right Claim Number A29-00072A
Township , 6S39E

09/08/2000



Irrigated Area

Place of Diversion

Section Line

Quarter Section Line

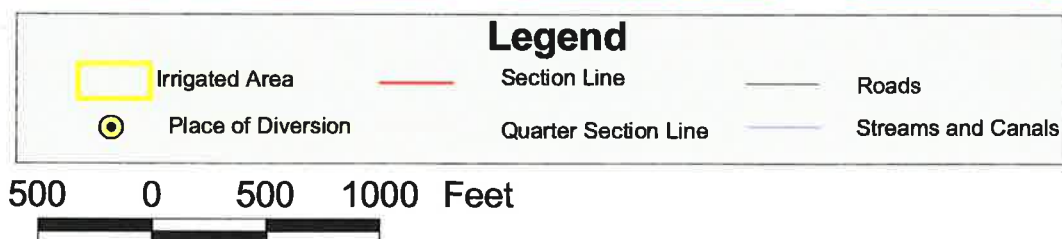
Roads

Streams and Canals

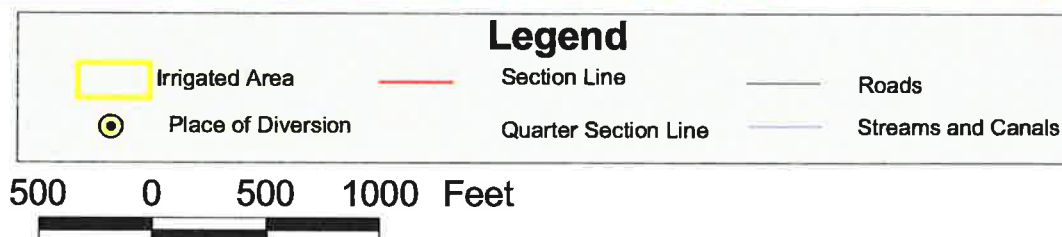
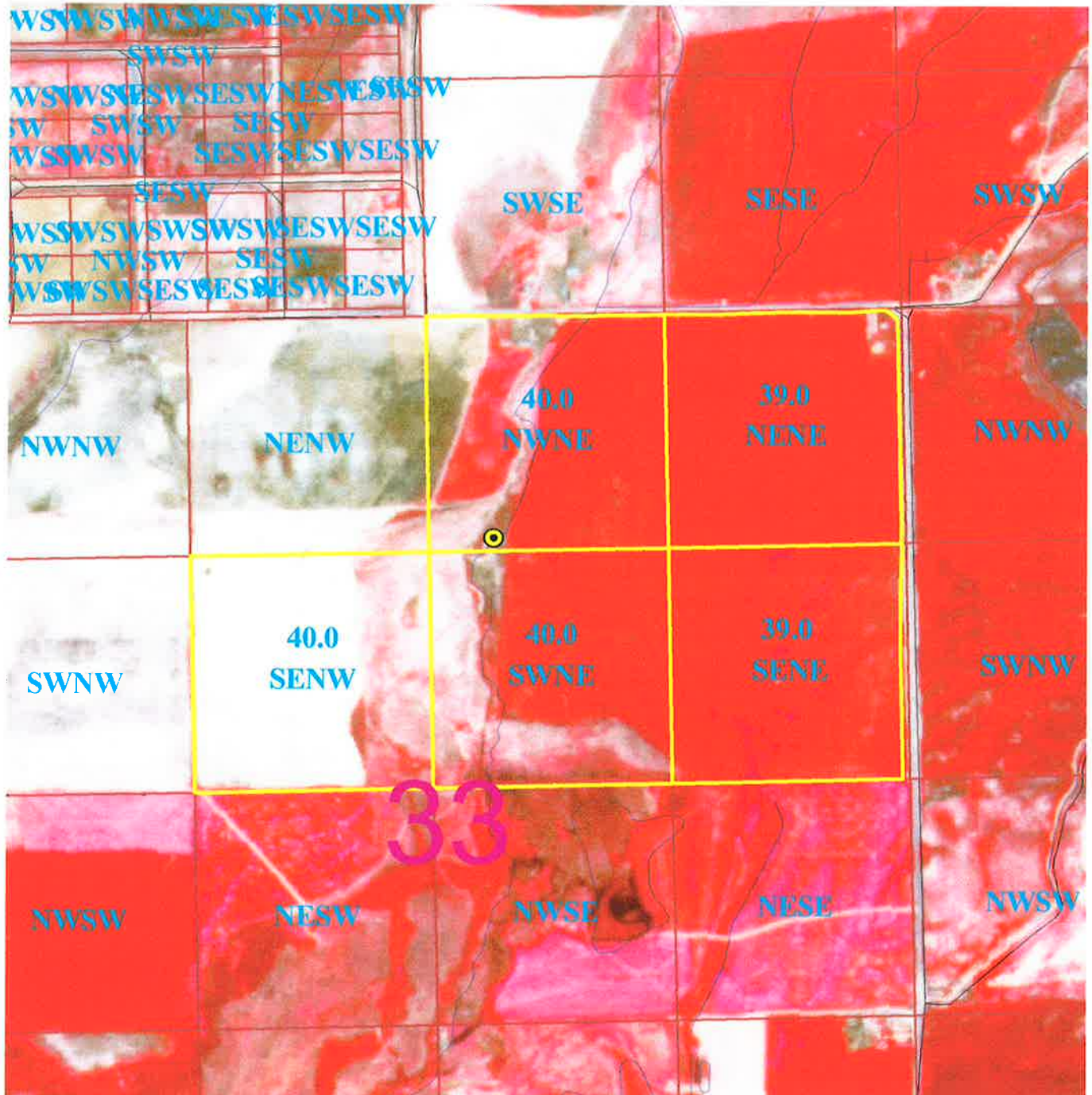
Legend



09/08/2000

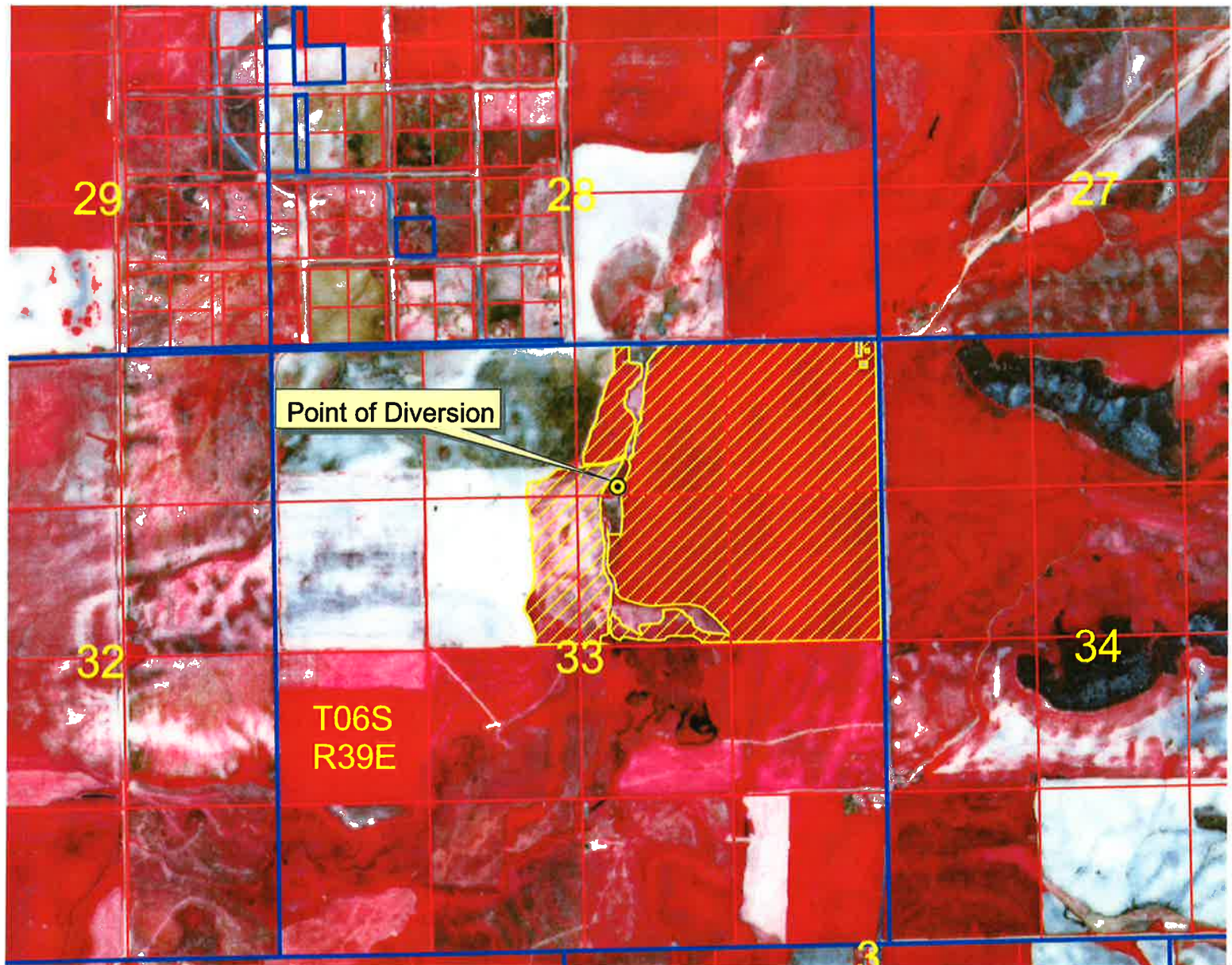


09/08/2000





State of Idaho
Department of Water Resources
Eastern Region
Water Right 29-72A, 29-226



0.5 0 0.5 1 Miles

1:16000



- Point(s) of Diversion
- ▨ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

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JUN 22 2005

GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: P. Meyer
Date: February 2003

Priority Date Data Entry Form

Claim Number: 29-72A

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒

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:

UG + E SurveyReviewer: CBDate: 1/8/03SCANNED
JUN 22 2005

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Point of Diversion and Source Data Entry Form

Claim Number: 29-72A

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

Source:_____ Tributary:_____

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

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	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
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:

UG + E decree Holbrook ditch No. 2.

Transfers Changing POD _____

Reviewer: CB

SCANNED

Date: 1/8/03

JUN 22 2005

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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:

* SENW Sec. 33, T6S, R39E IS NOT COVERED
 by the decree - IT doesn't appear to be irrigated on
 the 1974 Orthoquad or 1987 NAPP Photography so I'm not
 -also has canal shares for stored water at Chesterfield Canal & Res. Co. recommending
 E29
 See map 1987 imagery for boundaries

Transfers Changing POU _____

Reviewer: CBDate: 1/8/83

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Purpose of Use Data Entry Form

Claim Number: 29-72 A Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			142	

Document how the Purpose of Use was verified:

46 & F. d. d. d. d.

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 4/8/03

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Period of Use and Quantity Data Entry Form

Claim Number: 29-72A☐ 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
Irrigation	4/15	9/15	1.79	

Overall Diversion Rate 1.79 Overall Diversion Volume _____

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

See breakdown
UG + E duce

Reviewer: CRDate: 4/8/03

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Claim No.: _____

Summary Data Entry Form

Remarks and Conditions (Include Type, Category and Code if applicable):

C18

also uses Coral Shores

C05

Split or Combined Right Analysis:

see attached sheets

Attached Field Notes or Other Documents:

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Claim No.:

JUN 22 2005

Reviewer

CB

Date

1/8/13

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

06/14/2002

WATER RIGHT NO. 29-72A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VAL J DAVIDS 1178 CHESTERFIELD BANCROFT, ID 83217 (208)648-7703
Attorney	RANDALL C BUDGE RACINE OLSON NYE COOPER BUDGE PO BOX 1391 POCATELLO, ID 832041391

Priority Date: 08/08/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
TWENTYFOUR MILE CREEK	PORTNEUF RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/15	9/15	2.84 CFS	
Total Diversion			2.84 CFS	

Location of Point(s) of Diversion:

TWENTYFOUR MILE CREEK	SWNWNE	Sec. 33	Township 06S	Range 39E	CARIBOU County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06S	39E	33		NENE	40		NWNE	40		SWNE	40		SENE	27.5
				SENE	40									

Total Acres: 187.5

Remarks:

1.	General	WATER DIVERTED FROM TWENTY-FOUR MILE CREEK BY MEANS OF AN EARTHEN DAM INTO A HOLDING POND FROM WHICH THE WATER IS PUMPED BY MEANS OF AN ELECTRIC MOTOR AND CENTRIFUGAL PUMP INTO A SPRINKLER IRRIGATION SYSTEM. AMENDED ACRES PAID ON RECEIPT E012008. CONFORMED ADDRESS DMS 3/29/95
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Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

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Jul. 22 2005

CALLS EAST DITCH, diverts from the said Creek in the Southeast quarter of the Southeast quarter, Section 21, Township 6 South, Range 39 East. From the Southeast corner of Section 21, Township 6 South, Range 39 East, the point of diversion bears North 9 degrees and 10 minutes West, 1865 feet.

HOLBROOK DITCH No. 1, diverts from the said Creek in the Southeast quarter of the Southeast quarter, Section 28, Township 6 South, Range 39 East. From the Southeast quarter of Section 28, Township 6 South, Range 39 East, the point of diversion bears North 52 degrees and 50 minutes West, 1636 feet.

HOLBROOK DITCH NO. 2, diverts from the said Creek in the Northwest quarter of the Northeast quarter, Section 33, Township 6 South, Range 39 East, from the North quarter corner of Section 33, Township 6 South, Range 39 East, the point of diversion bears South 88 degrees East, 1100 feet.

60. CALL, I. B.
9 7007 1882 August 8

6.0 c.f.s.

T. Paul Davids

For the irrigation of 40 acres of land in the Southwest quarter of the Northeast quarter, Section 28, Township 6 South, Range 39 East.

SW NE 2

CALL, OSMOND

H. Crump

For the irrigation of 114.28 acres of land in the West half of the Southeast quarter, the East half of the Northeast quarter, and the East half of the Southeast quarter, Section 28, Township 6 South, Range 39 East.

MUIR, M. V. & S.

W. J. Treasure

For the irrigation of 5 acres in the Northwest quarter of the Northwest quarter, Section 33, Township 6 South, Range 39 East.

CALL, OSMOND

H. Crump

For the irrigation of 178.62 acres of land in the East half of the Northeast quarter, the East half of the Southeast quarter, Section 28, the Southwest quarter of the Northwest quarter, the West half of the Southwest quarter, Section 27, Township 6 South, Range 39 East.

CORNEILSON, FOREST L.

HOLBROOK, JONATHAN

Val Davids

For the irrigation of 40 acres in the Northeast quarter of the Northeast quarter, Section 33 Township 6 South, Range 39 East.

For the irrigation of 102 acres in the West half of the Northeast quarter, the Southeast quarter of the Northeast quarter, Section 33, Township 6 South, Range 39 East. That the said I. B. Call, Osmond Call, Jonathan Holbrook and Forest L. Corneilson have the right to inaugurate any equitable system of irrigation devised by them for securing higher efficiency of water, and that at all times when said waters are being distributed through Calls West Ditch under any system, the said M. V. and S. Muir shall have distributed to them 5 inches of water, or their proportionate quantity, in the event that there is not sufficient water available to give the other users in said ditch the maximum quantity to which they are respectively entitled.

claimed

T. Paul Davids Jr. 29-72D (.80)

B. Crump 29-72C 0.37

H. Crump 29-72B 3.29

Val Davids 29-72A 2.84

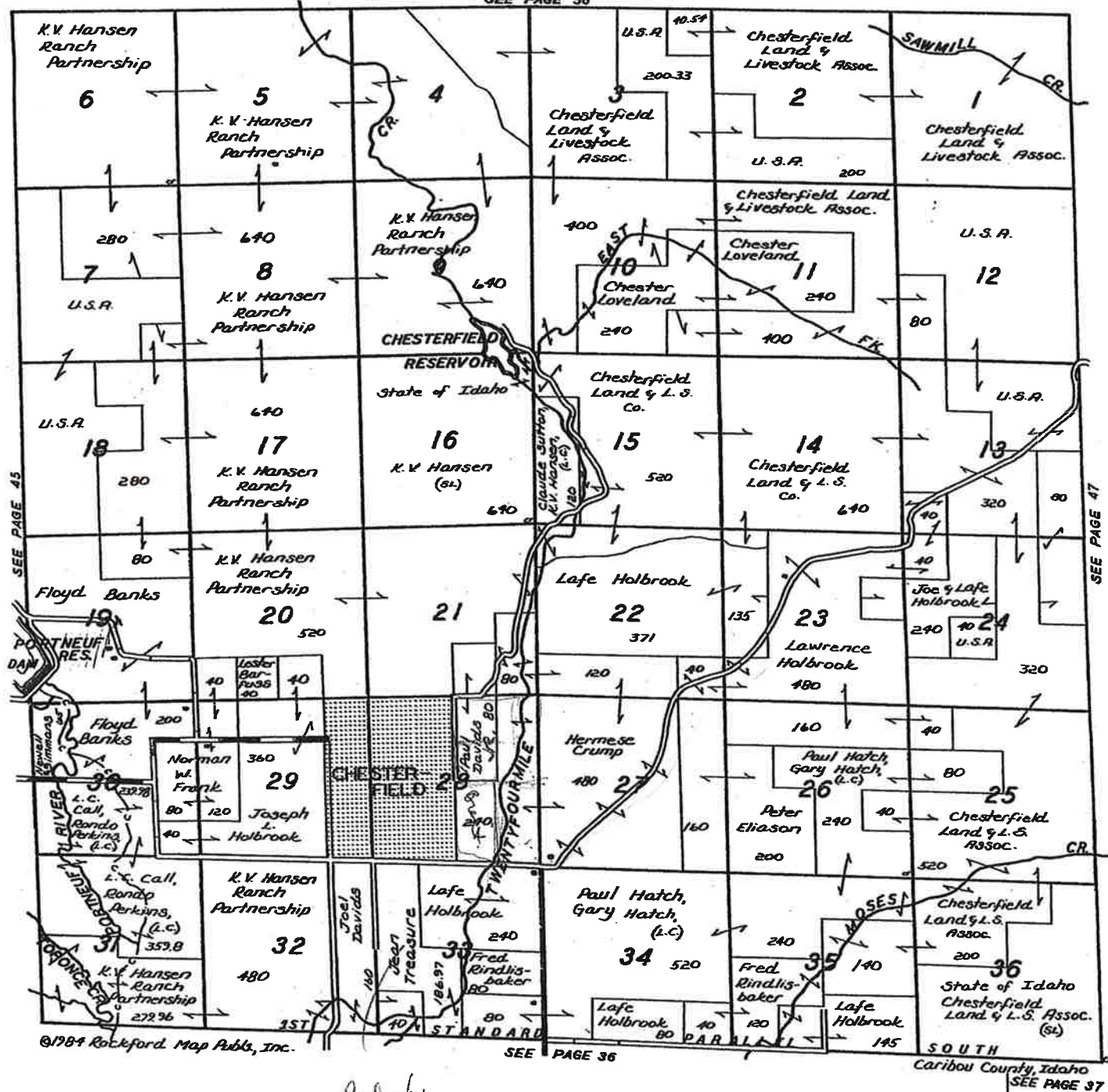
RECEIVED

SCANNED MAY 15 1986

JUN 22 2005

PROFESSIONAL

SEE PAGE 56



Ralph
Kilgus

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JUN 22 2005

PROFIT 77

4/12/02 This w/r 29-72 is overclaimed.
decreed at 6.0 cfs.
Claimed at 7.3 cfs.

29-72A	2.84	Val Davids
29-72B	3.29	Hermese Crump.
29-72C	0.37	Brent Crump
29-72D	0.80	Theron Paul Davids jr.

4/7/02 meeting with Val, Daniel & Troy Davids.

Based on 29-72 w/r, Val owns 140 acres. and the
rate per acre under this w/r is 0.01 or (1.775 cfs.)

Val purchased this property in the late 1986,

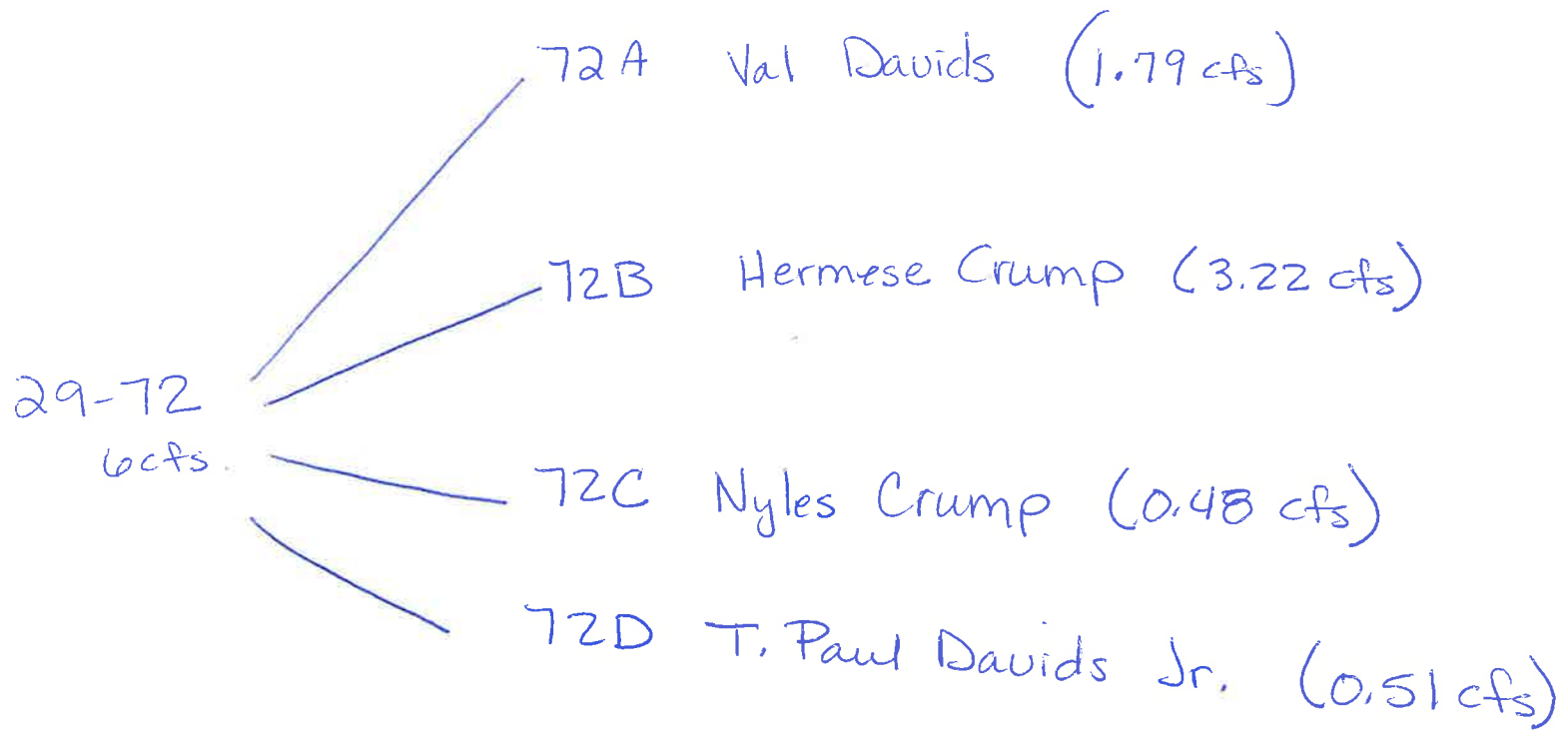
Val also owns the land in NE NW of section 33. (240 acres
total).

They also have rights in Chesterfield Canal & Reservoir.
and irrigate this same 240 acres with. With the
leased water Val owns 53% of the stored water.

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Recommended Split of 29-72



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PROFILING

29-72 6.0 cfs 8-8-1882

I.B. Call: 40 ac. SWNE Sec. 28 T. Paul Davids Jr.

OSMOND CALL 114.28 ac. $\left\{ \begin{array}{l} W/2 SE 80 \\ E/2 NE 80 \\ E/2 SE 80 \end{array} \right\}$ Sec. 28
Brent 114.28 (.33) = 38
Hermese 114.28 (.67) = 76.28
H-Grump 0.67
B-Grump 0.33
 $80/240 = 0.33$
 $160/240 = 0.67$
240.

not claimed
Muir
already
declared
T. Paul Davids Jr.

OSMOND CALL 178.62 ac. H. Grump

Sec. 28 $\left\{ \begin{array}{l} E/2 NE \\ E/2 SE \end{array} \right\}$
Sec. 27 $\left\{ \begin{array}{l} SW NW \\ W/2 SW \end{array} \right\}$

Forest Cornelison: 40 ac. NENE Sec. 33

John Holbrook?
John Holbrook?
John Holbrook?

Jonathan Holbrook 102 ac.
Sec. 33 $\left\{ \begin{array}{l} SW/2 NE \\ SE NE \end{array} \right\}$

Total acres: 479.9
Total diversion: 6.0 cfs
Take out the 5 ac. (decreed) 474.9

diversion per acres: $\frac{6.0}{474.9} = 0.012634$ cfs/acre

*Decreed at less than an inch - per acre.

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7/1/02 how I think it should be claimed according to the decree and land ownership

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29-72	6.0 (474.9 AC)	T. Paul Davids Jr. 40 (0.51) $40 * 0.0126 = (0.51)$	<u>Claimed.</u> 40 (0.80) ↓	29-72D
		254.9 AC. (3.22 cfs) H. Crump. $(254.9 * 0.012634 = 3.22)$	240 AC - (3.29) ↓	29-72B
		38 AC. (0.48) B. Crump $(38 * 0.0126 = 0.48)$	27 ACs. (0.37) ↑	29-72C
		142 AC. (1.79 cfs) Val. Davids $(142 * 0.0126 = 1.79)$	187.5 AC. (2.84) ↓	29-72A
		5 acres. (0.06 cfs) William Treasure? NWNW sec 33	⊘	Not claimed in A.J.

Since the UG+E decreed this at less than an inch/acre, we taken the 5 acres owned by Jean Treasure out of the total acreage to calculate the ratio.

WR5809NP
No. 29-00072

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/27/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	OSMOND CALL	08/08/1882	IRRIGATION	04/15 09/15	6.000 CFS	
C	M. V. MUIR					
C	FOREST L. CARNEILSON					
C	I. B. CALL			TOTAL DIVERSION:	6.000 CFS	
C	JONATHAN HOLBROOK					
C	S. MUIR					

Water Source: TWENTY FOUR MILE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R39E S21

SENE

CARIBOU County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06S	39E	27	:																
06S	39E	28	:	I		I	I	:									I	I	
06S	39E	33	:	I		I	I	:			I								

Pou County: CARIBOU

Other Water Rights Listing Overlapping Place(s) of use:

29-00073 29-00226 29-00227 29-02455 29-02538 29-02558

Remarks: GEN ACRES IRR. 479.90.
P/U INCOMPLETE.
P/D IMPLIES CALLS WEST DITCH.

Dates:	App. Received:	Priority Date:	08/08/1882
	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: 07/15/85 05/22/88 CONVERT 06/20/89 CURTIS 07/19/89 CURTIS



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 28, 2001

A29-72A, A29-226, A29-227

Val J. Davids

1178 Chesterfield Road

Bancroft, ID 83217

REF: Snake River Basin Adjudication (SRBA)

SUBJECT: CRP Contract

Dear Claimant(s);

The Idaho Department of Water Resources has recently begun its water right review in Basin 29. The Notice(s) of Claim identified with the number shown above in the "address" label has been filed in the Snake River Basin Adjudication (SRBA).

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. A field examination to verify items in the Notice will be conducted by Department personnel as soon as the weather permits. I was able to visit some of you this year before the snow arrived. While waiting for the weather to cooperate again I would like to collect some of the necessary documentation needed to recommend your claim to the SRBA court. The statute (42-104) requires the water be put to beneficial use to have a valid water right. One exception to the statute is if the land has been put into CRP. But evidence must be submitted to the Department of Water Resources to retain the water right otherwise the water right will not be recommended to the SRBA court.

If you have previously irrigated land that has been put into CRP, I would appreciate it if you could send me a copy of the contract when the land was put into CRP for my records, **by March 1, 2002. If you do not have any land in CRP please disregard this notice.** With no response from you, we will assume that you do not have any land in CRP. You may contact either the Farm Service Agency (FSA) or Natural Resource Conservation Service (NRCS) in Soda Springs at 547-4396 for a copy of the contract.

PROFILED

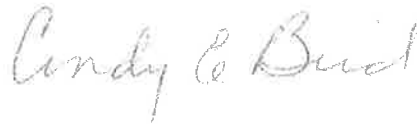
- 1 -

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JUN 22 2005

Please feel free to contact me in Soda at (208) 547-3993 if you have any additional questions. Have a safe and happy holiday.

Sincerely;

A handwritten signature in cursive script that reads "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

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JUN 22 2005

MAY 4 2001

Log for claim A29-00072A

Spatial Dynamics LTD

9/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s39e	33	NENE	40	39	
06s39e	33	NWNE	40	40	
06s39e	33	SWNE	40	40	
06s39e	33	SENE	27	39	
06s39e	33	SENE	40	40	
Totals:			187	198	

AJ5809NP
No. A29-00072A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/28/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VAL J DAVIDS 1178 CHESTERFIELD BANCROFT ID 83217 (208) 648-7703	08/08/1882	IRRIGATION	04-15 09-15	2.840 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					2.840 CFS	282.00 AFA

Water Source: TWENTYFOUR MILE CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T06S R39E S33 SWNWNE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
06S	39E	33	:	40		40		40		27		40						:	187.5	
																			TOTAL ACRES	187.5

POU County: CARIBOU

Non-Irrigation Uses: NONE

Other Rights: CHESTERFIELD CANAL & RESERVOIR COMPANY STORAGE WATER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A29-00226 A29-00227

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00071 A29-00072 A29-00226 A29-00227 A29-02558

Remarks: GEN WATER DIVERTED FROM TWENTY-FOUR MILE CREEK BY MEANS OF AN
EARTHEN DAM INTO A HOLDING POND FROM WHICH THE WATER IS PUMPED
BY MEANS OF AN ELECTRIC MOTOR AND CENTRIFUGAL PUMP INTO A
SPRINKLER IRRIGATION SYSTEM.

AMENDED ACRES PAID ON RECEIPT E012008.
CONFORMED ADDRESS DMS 3/29/95

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 01/24/90 KEISER 02/09/90 OLENICHA 04/01/94 THOMPSON 03/29/95 DSMITH
03/29/95 POST-STD 04/12/00 CVANDERM

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
REED W. LARSEN
CARY B. COLAIANNI
BRENT O. ROCHE
FRED J. LEWIS
KIRK B. HADLEY

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-0391

TELEPHONE
AREA CODE 208
232-6101

TELEX
208-232-6109

February 8, 1990

*ALSO MEMBER ILLINOIS BAR

Department of Water Resources
Eastern Regional Office
150 Shoup, Suite #15
Idaho Falls, Idaho 83402

Re: SRBA Claims - Caribou County

Gentlemen:

Enclosed please find a new SRBA Claim which we are filing on behalf of Theron Paul Davids, Jr. pertaining to .08 cfs of water from Twenty-Four Mile Creek tributary to the Portneuf River with a priority date of August 8, 1882.

Also enclosed please find Amended No. A29-00072A. The Amendment from the original filing is reflect in Paragraph 10 where an additional 45 acres have been added. Also enclosed for filing is Amended Claim No. A29-00227 to amend Paragraph 10 to reflect a change in the place of use of the three and one-eighth irrigated acres to the southeast quarter of the northeast quarter.

Enclosed is our check for additional filing fees as follows:

\$ 90.00 - Theron Paul Davids, Jr. claim
(\$50.00 plus 40 acres)
45.50 - for 45 additional acres on Amended A29-00072A
\$135.50

We have enclosed extra copies of each of the above claims and would appreciate it if you would conform and return the copies along with your receipt. If you have any questions, please contact me. Thank you for your assistance.

Very truly yours,


RANDALL C. BUDGE

RCB:gr
Enclosures

RECEIVED

FEB - 9 1990

Department of Water Resources
Eastern District Office

MICROFILMED
NOV 13 1992

LOUIS F. RACINE, JR.
WILLIAM D. OLSON
W. MARCUS W. NYE
GARY L. COOPER
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL*
JOHN B. INGELSTROM
DANIEL C. GREEN
REED W. LARSEN
CARY B. COLAIANNI
BRENT O. ROCHE
FRED J. LEWIS
KIRK B. HADLEY

LAW OFFICES OF
RACINE, OLSON, NYE, COOPER & BUDGE
CHARTERED
CENTER PLAZA-CORNER FIRST & CENTER
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-0391

TELEPHONE
AREA CODE 208
232-6101

TELEX
208-232-6109

January 19, 1990

*ALSO MEMBER ILLINOIS BAR

Department of Water Resources
Eastern Regional Office
150 Shoup, Suite #15
Idaho Falls, Idaho 83402

RECEIVED

JAN 22 1990

Re: SRBA Claims - Caribou County

Department of Water Resources
Eastern District Office

Gentlemen:

Enclosed please find for filing the original and an extra copy of the following SRBA Claims pertaining to the Portneuf River drainage in Caribou County.

1. (2) domestic claims in the name of Theron Paul Davids, Jr. 4.07 CFS with a 4-1-13 priority date and 4.04 CFS with a 4-1-64 priority date;
2. (2) domestic claims for Val J. Davids 4.06 CFS with a priority of 4-1-54 and 4.06 CFS with a priority of 10-1-88;
3. (3) irrigations claims in the name of Val J. Davids, (2) of which are in the amount of .06 CFS with priority dates of 5-1-1883 and (1) in the amount of 2.84 CFS with a priority date of 8-8-1882.

Also enclosed is our check for filing fees in the sum of \$404.50 for the (4) domestic claims at \$25.00 each together with the (3) irrigation claims at \$50.00 each plus \$1.00 per acre on the total irrigated acreage of 154.5 acres. Please file the original and conform and return the extra copy along with your receipt for the filing fees. Please contact me if you have any questions. Thank you for your assistance.

Very truly yours,

Randall C. Budge
RANDALL C. BUDGE

RCB:gr

Enclosures

cc: Val Davids
Paul Davids, Jr.
Dan Davis

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NOV 13 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME David S.CLAIM IDENT. NO. A29-00072ADATE RECEIVED 1-22-1990# 5337AMOUNT \$ 1,000

YES NO Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A *
- Is the consumptive use correct? ☒ YES ☐ NO N/A *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: Ernest Carlson Date: 1-23-1990Claim must be returned to claimant: ☐ (Yes) ☒ (No)Claimant must be notified of modifications: ☐ (Yes) ☒ (No)Receipt Prepared by: LK
Claim data entered by: LK
Sent to claimant by: LKDate: 1/24/90 Checked by: _____ Date: _____Comments: _____

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NOV 13 1992

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: A29-00072A
Date Received: 2/09/1990
Receipt No: E012008
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: VAL J. DAVIDS 208-648-7703
Address: 1178 CHESTERFIELD
BANCROFT, ID 83217

2. Date of Priority: AUG 08, 1882

3. Source: TWENTY-FOUR MILE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	39E	33	SW	NW	NE		CARIBOU

5. Description of diverting works:
REFER TO REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. / (or)	A.F.A.
IRRIGATION	04/15	09/15	2.840	

reduce to 1.79 cfs.

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

8. Total consumptive use is 282.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	39E	33	NE	NE	✓	IRR	40.0
			NW	NE	✓	IRR	40.0
			SW	NE	✓	IRR	40.0

A29-00072A

Page 1

Date: 02/09/90

*Spring
1986 - applied the
water to
land in
payant*

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NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	39E	33	SE	NE	IRR	27.5
			SE	NW	IRR	40.0
Section Acres						187.5
Total Acres						187.5

not covered under decree

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:
CHESTERFIELD CANAL & RESERVOIR COMPANY STORAGE WATER

14. Remarks:
WATER DIVERTED FROM TWENTY-FOUR MILE CREEK BY MEANS OF AN EARTHEN DAM INTO A HOLDING POND FROM WHICH THE WATER IS PUMPED BY MEANS OF AN ELECTRIC MOTOR AND CENTRIFUGAL PUMP INTO A SPRINKLER IRRIGATION SYSTEM.
|
AMENDED ACRES PAID ON RECEIPT E012008.

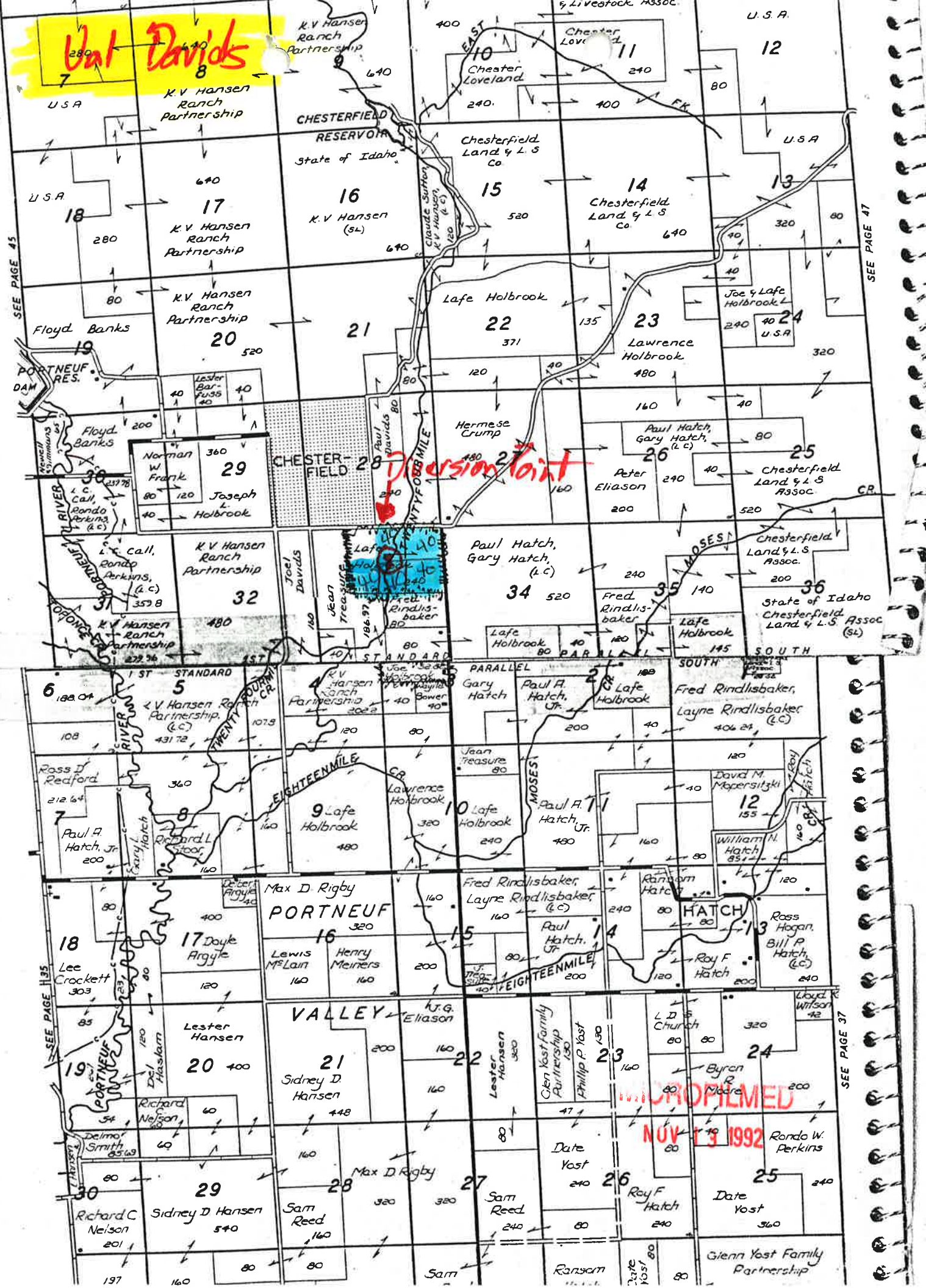
15. Basis of Claim: DECREED
Water Right Number: 290072
Case Number: 22003
Court : FIFTH
Decree date: 12/02/1922

UNION GRAIN & ELEVATOR CO.
Decree Plaintiff

vs

MC CAMMON DITCH CO., ET AL
Decree Defendant

Val David's



SEE PAGE 45

SEE PAGE 47

SEE PAGE 45

SEE PAGE 37

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

AMENDED

Ident. Number: A29-00072A

Date Received: 1-23-90

Receipt No: E011834/E012008

Received By: ec/jo

RECEIVED

FEB - 9 1990

Department of Water Resources
Eastern District Office

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

1. Name of Claimant(s) Val J. Davids Phone (208) 648-7703
Mailing Address: 1178 Chesterfield Zip: 83217
Bancroft, Idaho

2. Date of Priority: August 8, 1882

3. Source of water supply (a) Twenty Four Mile Creek which
which is tributary to (b) the Portneuf River.

4. a. Location of existing point of diversion is:

Township 6 S. Range 39 East Section 33, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$,
Govt. Lot, _____ B.M., County of Caribou.

Additional points of diversion if any: _____

5. Description of diverting 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.

Water diverted from Twenty-Four Mile Creek by means of an
earthen dam into a holding pond from which the water is pumped
by means of an electric motor and centrifugal pump into a
sprinkler irrigation system.

6. Water is used for the following purposes:

(both dates are inclusive) (cfs) (acre ft)
For Irrigation purposes from 4-15 to 9-15 amount 2.84 or

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7. Total Quantity claimed (a) 2.84 (cfs) and/or (b) _____
(acre feet)

8. Total consumptive use claimed is 282 acre feet per annum.

9. Non-irrigation uses; described fully (eg. Domestic: Give number of households served, Stockwater: type and number of livestock, etc.) None

10. Description of place of us:

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	
6S	39E	33	40	40	40	27.5				40									187.5

Total number of acres irrigated 187.5

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

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 water rights used at the same place and for the same purposes as described above. Chesterfield Canal and Reservoir Company Storage Water or None ()

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14. Remarks:

15. Basis of Claim (check one) Beneficial Use _____ Posted _____
Notice _____ License _____ Permit _____ Decree X

If applicable provide IDWR Right Number: 29-0072

Court: Fifth Judicial District, Case Number: 22-03, Decree
Date: 12-2-22.

Plaintiffs v. Defendant: Union Grain and Elevator Company,
Plaintiff v. McCammon Ditch Company, et al., Defendants, Decreed
Right No. 60, page 36.

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 Adjudication." (b) I/We do
_____ do not X wish to received and pay a small annual
fee for monthly copies of the docket sheet.

Number of attachments

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

Signature of Claimant(s) *Hal David* Date 2/5/90

State of Idaho)
: ss
County of Caribou)

Subscribed and sworn (or affirmed) before me this 5 day
of February, 1990
of ~~December, 1989~~.

(SEAL)

Randall C. Budge
NOTARY PUBLIC FOR IDAHO
Residing at Pocatello, Id
My Commission expires 10/15/90

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NOV 13 1992

17. Notice of Appearance:

Notice is hereby given that I, Randall C. Budge, of the firm of Racine, Olson, Nye, Cooper & Budge, Chartered, 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: _____

Randall C. Budge

Address: P. O. Box 1391
Pocatello, Idaho 83204

Date: 2/5/90

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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Copies: White-State, Yellow-Claimant

Ident No.

Last Name Vol J. Dawids

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: A29-00072A
Date Received: 1/22/1990
Receipt No: E011834
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VAL J. DAVIDS
Address: 1178 CHESTERFIELD
BANCROFT, ID 83217 208-648-7703

2. Date of Priority: AUG 08, 1882

3. Source: TWENTY-FOUR MILE CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	39E	33	SW	NW	NE		CARIBOU

5. Description of diverting works:
REFER TO REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	2.840		

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

8. Total consumptive use is 282.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	39E	33	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0

A29-00072A

Page 1

Date: 01/24/90

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NOV 13 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	39E	33	SE	NE		IRR	22.0

Section Acres 142.0

Total Acres 142.0

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:

CHESTERFIELD CANAL & RESERVOIR COMPANY STORAGE WATER

14. Remarks:

WATER DIVERTED FROM TWENTY-FOUR MILE CREEK BY MEANS OF AN
EARTHEN DAM INTO A HOLDING POND FROM WHICH THE WATER IS PUMPED
BY MEANS OF AN ELECTRIC MOTOR AND CENTRIFUGAL PUMP INTO A
SPRINKLER IRRIGATION SYSTEM.

15. Basis of Claim: DECREED

Water Right Number: 290072

Case Number: 22003

Court : FIFTH

Decree date: 12/02/1922

UNION GRAIN & ELEVATOR CO.

Decree Plaintiff

vs

MC CAMMON DITCH CO., ET AL

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
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 _____

192⁰⁰

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: A29-00072A
Date Received: 1-22-90
Receipt No: E011834
Received By: SC/p

RECEIVED

JAN 22 1990

Department of Water Resources
Eastern District Office

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

1. Name of Claimant(s) Val J. Davids Phone (208) 648-7703
Mailing Address: 1178 Chesterfield Zip: 83217
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2. Date of Priority: August 8, 1882
3. Source of water supply (a) Twenty Four Mile Creek which
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4. a. Location of existing point of diversion is:

Township 6 S. Range 39 East Section 33, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$,
Govt. Lot, _____ B.M., County of Caribou.

Additional points of diversion if any: _____

5. Description of diverting 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.

Water diverted from Twenty-Four Mile Creek by means of an earthen dam into a holding pond from which the water is pumped by means of an electric motor and centrifugal pump into a sprinkler irrigation system.

6. Water is used for the following purposes:

(both dates are inclusive) (cfs) (acre ft)
For Irrigation purposes from 4-15 to 9-15 amount 2.84 or

A2900072A

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NOV 13 1992

7. Total Quantity claimed (a) 2.84 (cfs) and/or (b) _____
(acre feet)

8. Total consumptive use claimed is 282 acre feet per annum.

9. Non-irrigation uses; described fully (eg. Domestic: Give number of households served, Stockwater: type and number of livestock, etc.) None

10. Description of place of us:

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	
6S	39E	33	40	40	40	22													142

Total number of acres irrigated 142

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

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 water rights used at the same place and for the same purposes as described above. Chesterfield Canal and Reservoir Company Storage Water or None ()

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14. Remarks:

15. Basis of Claim (check one) Beneficial Use _____ Posted _____
Notice _____ License _____ Permit _____ Decree X

If applicable provide IDWR Right Number: 29-0072

Court: Fifth Judicial District, Case Number: 22-03, Decree
Date: 12-2-22.

Plaintiffs v. Defendant: Union Grain and Elevator Company,
Plaintiff v. McCammon Ditch Company, et al., Defendants, Decreed
Right No. 60, page 36.

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 Adjudication." (b) I/We do
_____ do not X wish to received and pay a small annual
fee for monthly copies of the docket sheet.

Number of attachments

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

Signature of Claimant(s) *Valgeria* Date 1-18-90

State of Idaho)
: ss
County of Caribou)

Subscribed and sworn (or affirmed) before me this 18th day
of January, 1990.
~~December, 1989.~~

(SEAL)

Randall C. Budge
NOTARY PUBLIC FOR IDAHO
Residing at Pocatello, Id.
My Commission expires 10-15-90

MICROFILMED
NOV 13 1992

17. Notice of Appearance:

Notice is hereby given that I, Randall C. Budge, of the firm of Racine, Olson, Nye, Cooper & Budge, Chartered, 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: _____

Randall C. Budge

Address: P. O. Box 1391
Pocatello, Idaho 83204

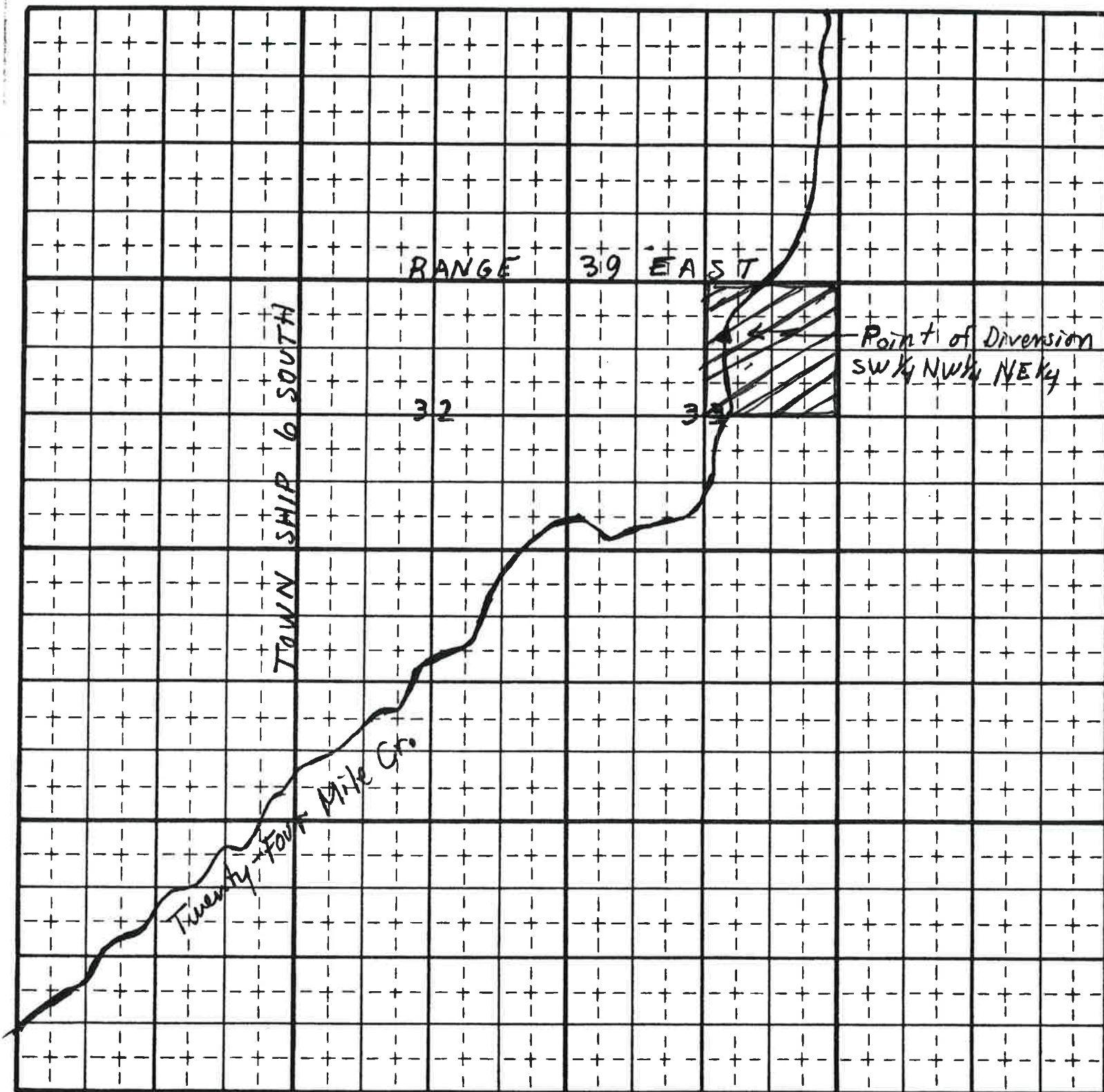
Date: 1-18-90

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NOV 13 1992

Map of Project: show clearly the p of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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NOV 13 1992

Last Name Val J. Dawids Ident No. _____

Copies: White-State, Yellow-Claimant