

06/19/2003

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

RIGHT NUMBER: 29-125

NAME AND ADDRESS: C V CATTLE INC
3124 NIPPER ROAD
BANCROFT ID 83217

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 1.080 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.69 CFS. COMBINED RIGHT NOS.: 29-121,
29-122, 29-123, 29-125, 29-10320 AND 29-13499

PRIORITY DATE: 06/01/1910

POINT OF DIVERSION:

T06S R38E S33 SWSESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	1.080 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 CARIBOU County

T06S R38E S25	NWNW	40.0	T06S R38E S25	SWNW	39.0
T06S R38E S25	NESW	36.0	T06S R38E S25	NWSW	37.0
T06S R38E S25	SWSW	33.0	T06S R38E S25	SESW	40.0
T06S R38E S25 Lot 19 NESE		6.5	T06S R38E S25	NWSE	39.0
T06S R38E S25	SWSE	35.0	T06S R38E S25 Lot 20 SESE		4.0
T06S R38E S26	NENE	40.0	T06S R38E S26	SENE	39.0
T06S R38E S26	NESE	37.0	T06S R38E S26	SESE	12.0

437.5 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 437.5 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 29-121, 29-122, 29-123, 29-125, 29-10320 AND
29-13499

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 54 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.

06/19/2003

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

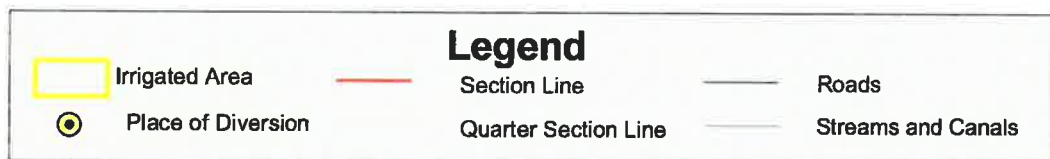
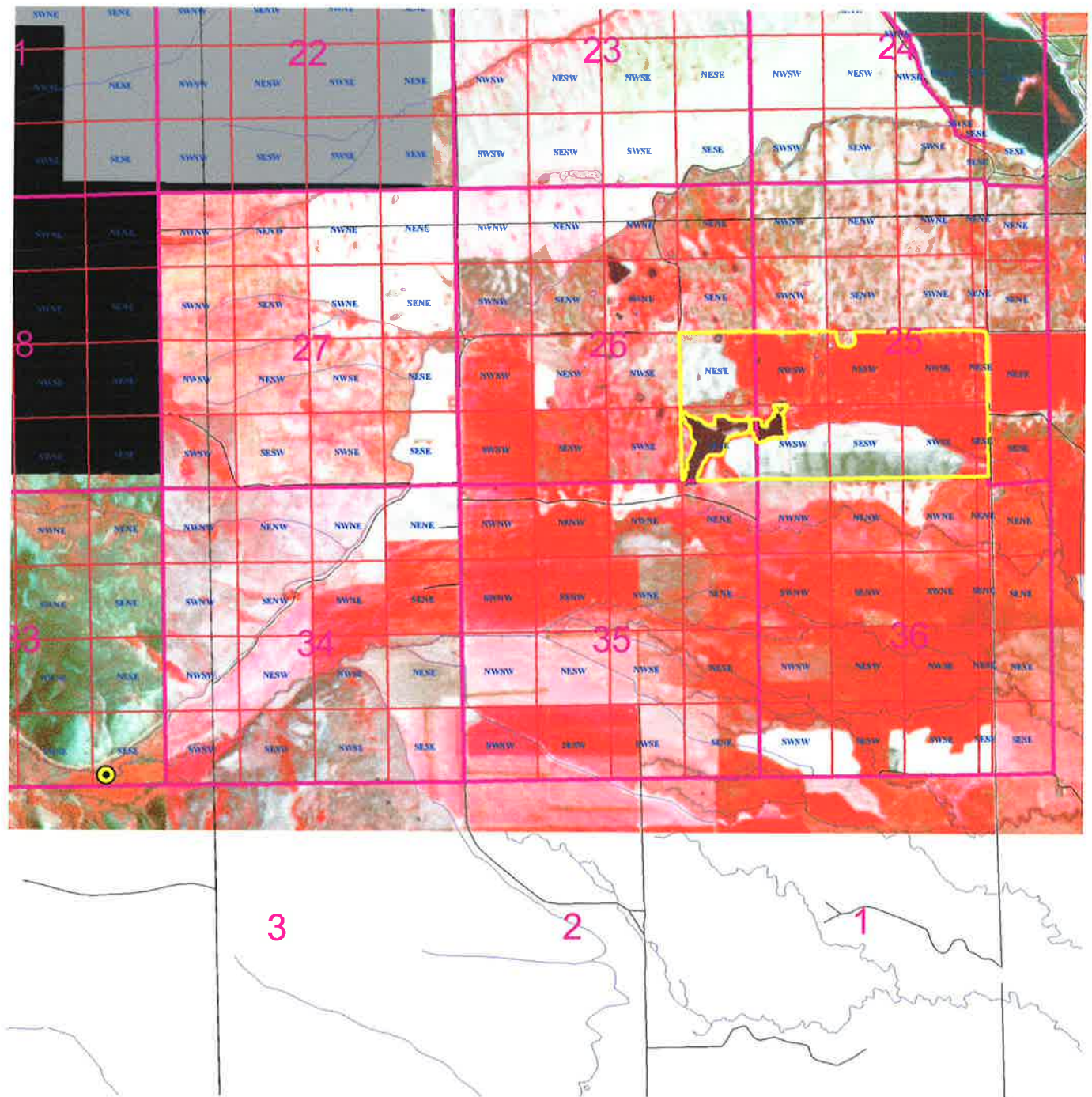
EXPLANATORY MATERIAL: Decreed

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

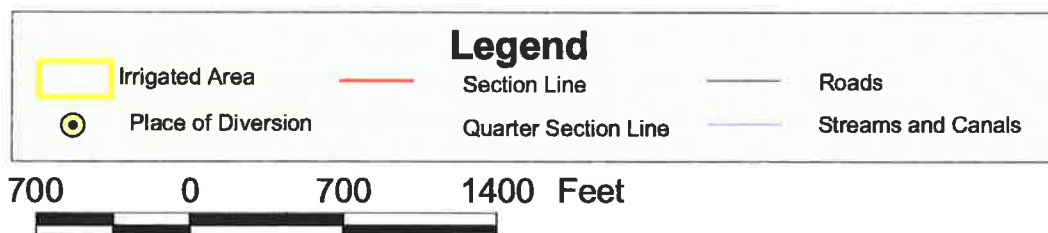
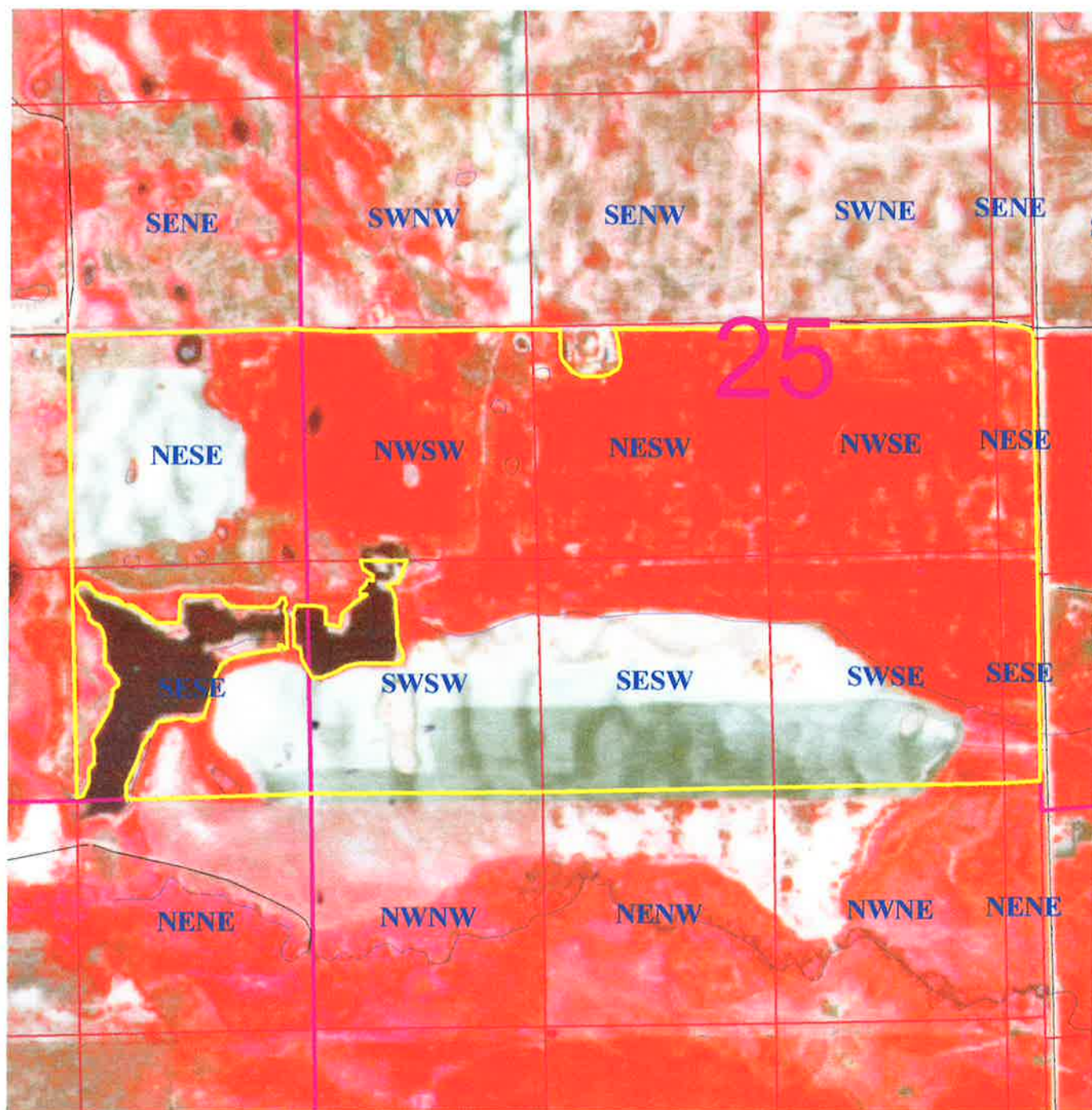
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

RIGHT NO. 29-13499 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

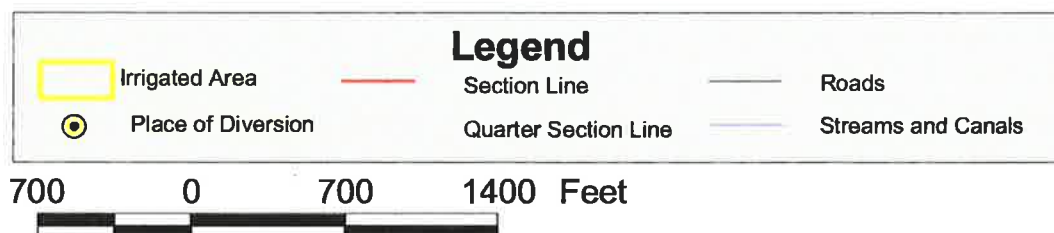
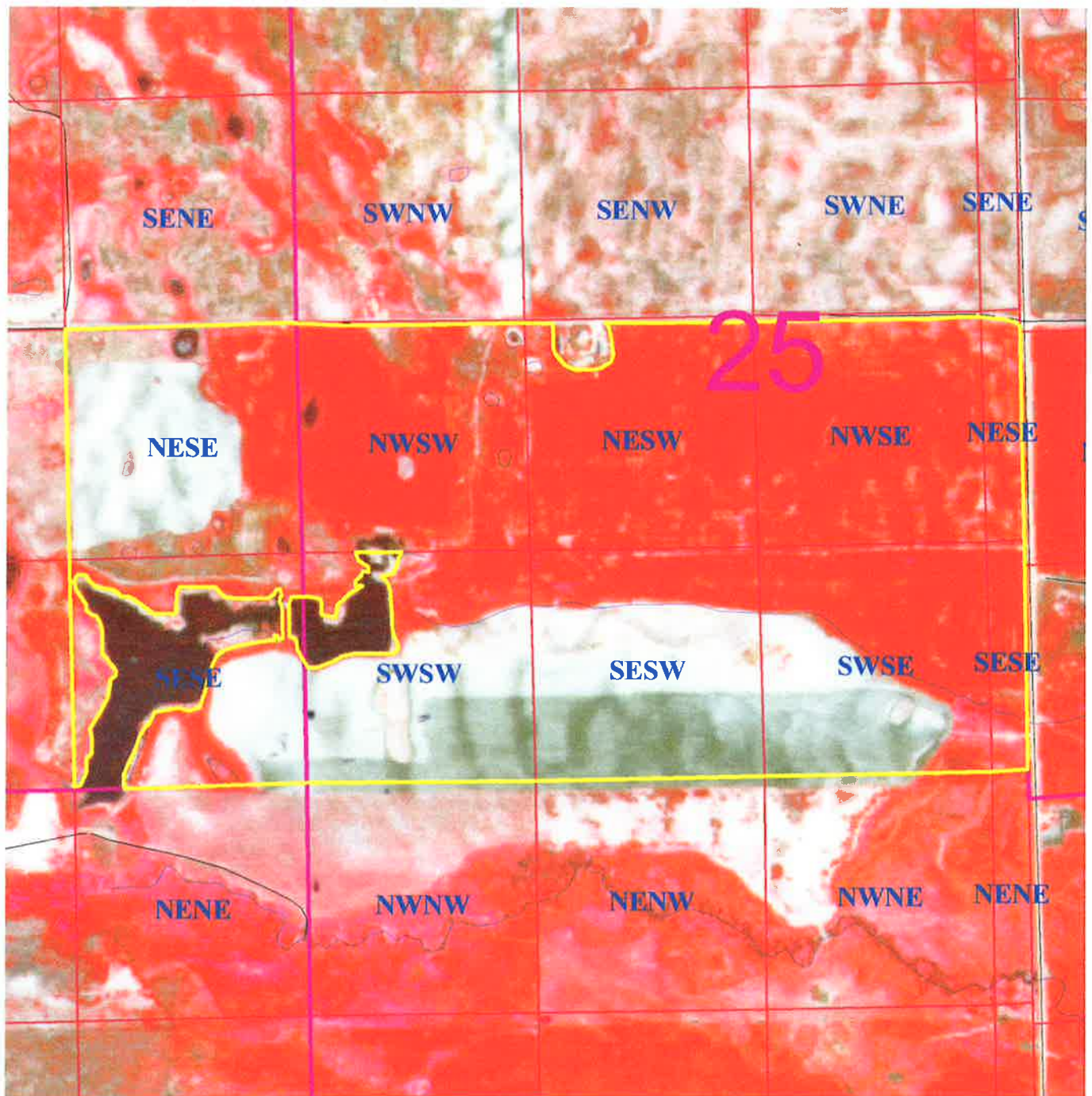
Township , 6S38E



Township , 6S38E



Township , 6S38E



SENE SWNW SENW SWNE SENE

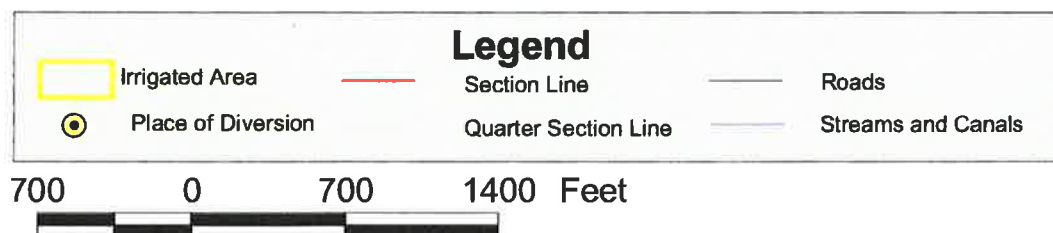
41.0 NESE 40.0 NWSW 38.0 NESW 39.0 NWSE 6.5 NESE

25

SESE 35.0 SWSW 40.0 SESW 40.0 SWSE 6.5 SESE

25.0

NENE NWNW NENW NWNE NENE

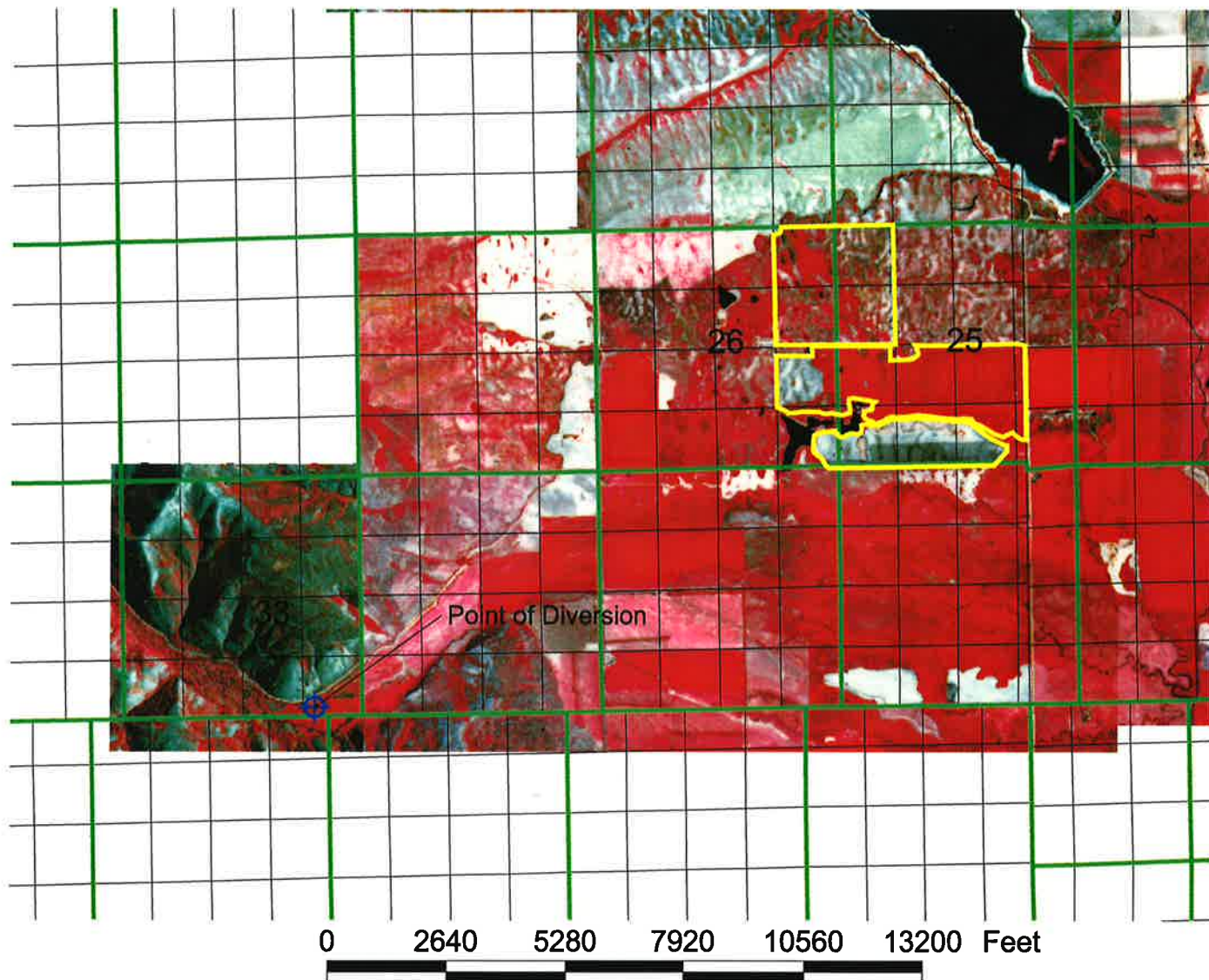




Department of Water Resources

Claim Nos: 29-121, 29-122, 29-123,
29-125, 29-10320, 29-13499

Twp 06S Rge 38E



Irrigated Acres = 437.5

- Place of use.shp
 - Diversion.shp
 - Sections
 - QQ
- SCANNED
JUN 24 2005



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: April 2003

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

RIGHT NUMBER: 29-125

NAME AND ADDRESS: C V CATTLE INC
3124 NIPPER ROAD
BANCROFT ID 83217

SOURCE: TOPONCE CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 1.080 CFS

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PRIORITY DATE: 06/01/1910

POINT OF
DIVERSION: T06S R38E S33 SWSESE Within CARIBOU County

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PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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PLACE OF USE: IRRIGATION Within CARIBOU County

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T06S R38E S25	NESW	36.0	T06S R38E S25	NWSW	37.0
T06S R38E S25	SWSW	33.0	T06S R38E S25	SESW	40.0
T06S R38E S25 Lot 19	NESE	6.5	T06S R38E S25	NWSE	39.0
T06S R38E S25	SWSE	35.0	T06S R38E S25 Lot 20	SESE	4.0
T06S R38E S26	NENE	40.0	T06S R38E S26	SENE	39.0
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437.5 ACRES TOTAL

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

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 437.5 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 29-121, 29-122, 29-123, 29-125, 29-10320 AND
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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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.

RIGHT NO. 29-13499 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

CLAIM NO. A29-125* should may be 29-125AIDWR SUPPLEMENTAL CLAIM VERIFICATION REPORT
FOR DOCUMENTING CHANGES TO CVR

- 1.
- ☒
- NAME - No change
-
- ☐
- NEW OWNER:

C.V. Cattle

(SUPPORTING DOCUMENTATION REQUIRED - ATTACH COPY)

- ☐
- ADDRESS - No change

- ☒
- NEW ADDRESS:

3124 Nipper Rd.Bancroft ID 83217

- 2.
- ☒
- SOURCE - No change
- N. FK. TOPONCE CRK

- ☐
- CHANGE - New source and/or tributary is:

1.08

- 3.
- ☐
- QUANTITY - No change

- ☒
- CHANGE - New amounts:

1.015

CFS and/or

(50-76 inches)Andrus doesn't have a valid claim on 29-125

AFY

- 4.
- ☒
- PRIORITY DATE - No change

- ☐
- CHANGE - Priority date to:

6-1-1910

(EVIDENCE OF PRIORITY REQUIRED - ATTACH COPY)

- 5.
- ☐
- POINT OF DIVERSION - No Change

- ☒
- CHANGE - New point of diversion is: T
- 6S
- , R
- 38E
- , S
- 33
- ,
- SE 1/4
- ,
- SE 1/4
- ,
- SE 1/4

DECREED AS. NEW Sect 35. T 6S, R 38E. (LOCATION OF POD(S) SHOULD BE SHOWN ON MAP)

- 6.
- ☒
- PURPOSE AND PERIOD OF USE - No change

- ☐
- CHANGE New purpose of use

4/15-9/15

New period of use

New amount(s)

_____ from _____ to _____ cfs _____ af

_____ from _____ to _____ cfs _____ af

_____ from _____ to _____ cfs _____ af

- 7.
- ☐
- PLACE OF USE - No change

- ☒
- CHANGE New place(s) of use: (LOCATION(S) AND ACRES SHOULD ALSO BE SHOWN ON MAP)

Decreed under this POH (TS25) @ 117.3 acres. Increased to 323 acres described in same POH.

T	R	S	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

REMARKS Limit to 117.3 Acres.

CONDITIONS _____

Reviewer

Candy Bird

Date

9/4/01

03/19/98

SCANNED

JUN 24 2005

1/31/03 1525. Moved all of the water

under moats. 2912? thru 125

into . All cattle property. Roads

moved the water to the west side

a Kelly Terrace Rd. prior to 1987.

Recommending allowed for only

to the south of the area limit

David. 252.71 acres. I'm meeting

with Bonds. Just want to have

from the an improvement

clump in any additional

imagined as for.

First 1987 Bonds. Fickens has

been taking the water through

the back corner (as remark)

added.

29-7071 (license for bond) was

also recommended for 285 acres

on this plot from the road stream

1987 FSA Photo shows farming of 291 acres.

(52.1 + 14.5 + 9.7 + 74.5 + 37.5 + 86.5 + 29 + 3.9 + 9.4)

IN the E 1/2 SE Sec. 26 and the SE 1/4 Sec. 26

of section 25, T10S, R38E. Photo located in

SCANNED

JUN 24 2005

PROTECTED

file 29-121.

Claim No.: 29-125

Summary Data Entry Form

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

C18

C03

C05

Split or Combined Right Analysis:

No, Andrus

Attached Field Notes or Other Documents:

Claim No.:

PROFILE

Reviewer

SCANNED
Date
JUN 24 2005

MAY 4 2001

Log for claim A29-00125

Spatial Dynamics LTD

6/8/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s38e	25	NESW	40	38	
06s38e	25	NWSW	40	40	
06s38e	25	SWSW	35	35	
06s38e	25	SESW	40	40	
06s38e	25	NESE	10	6.5	
06s38e	25	NWSE	40	39	
06s38e	25	SWSE	40	40	
06s38e	25	SESE	10	6.5	
06s38e	26	NESE	40	41	
06s38e	26	SESE	28	25	
Totals:			323	311	

AJ5809NP
No. A29-00125

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 29

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C V CATTLE INC RT 1 BOX 1360 BANCROFT ID 83217	06/01/1910	IRRIGATION	04-15 09-15	1.079 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					1.079 CFS	1130.50 AFA

Water Source: TOPONCE CREEK, NORTH FORK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion:

T06S R38E S33

SESESE

CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
06S	38E	25	:											40	40	35	40		19-10	40	40	20-10	:	255.0	
06S	38E	26	:																40			28	:	68.0	
																						TOTAL ACRES			323.0

POU County: CARIBOU

Other Rights: TOPONCE CREEK, NORTH FORK RIGHTS.

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

A29-00090A A29-00091A A29-00092A A29-00093A A29-00094A A29-00121 A29-00122 A29-00123 A29-00124 A29-10248
A29-10318 A29-10319 A29-10320

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

A29-00121 A29-00122 A29-00123 A29-00123B A29-00124 A29-00125B A29-04346 A29-10318 A29-10319 A29-10320

Remarks: GEN THIS CLAIM IS A RECOMBINATION OF WATER RIGHTS 29-00125A AND
29-00125B.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 07/06/90 SHAFF 12/05/90 SMITH 04/04/94 THOMPSON 03/29/95 POST-STD

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
--------------	------	------------------	-------------------	--------------

	Knollin, A. J.	1.08		29-0125
525	First Trust Co. of St. Paul	1.02	0.06	29-0125A

T

R

A

N

S

E

L

See 29-0121 for
correspondence
relating to Transfer
No. 525.

29-0125

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF WATER RIGHT
Transferred Right No. 525

That said decree has been entered in the records of the

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 4 of Decrees at page 292.

That the said First Trust Company of St. Paul has become the owner of said water right through foreclosure of mortgage.

That, now, upon the application of First Trust Company of St. Paul for a transfer of 140.76 inches of said water rights, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of the following water rights, to-wit:

24.00 inches	-	July 1, 1882
36.00 inches	-	June 17, 1902
30.00 inches	-	July 1, 1903
50.76 inches	-	June 1, 1910

totalling 140.76 inches of the waters of the North Fork of Toponce Creek, a tributary of Portneuf River, upon the lands above described, is hereby ABANDONED, and the lands to be irrigated under such rights, and to which the water rights hereby confirmed shall become appurtenant, by this certificate, for irrigation and domestic purposes, is described as follows:

Lots Nineteen (19) and Twenty (20), the Southwest Quarter (SW $\frac{1}{4}$), the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-five (25); East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26), all in Township Six (6) South of Range Thirty-eight (38) East, of the Boise Meridian,

situate, lying and being in the County of Bannock, State of Idaho, said water to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

24.00 inches,	as of July 1, 1882
36.00 inches,	as of June 17, 1902
30.00 inches,	as of July 1, 1903
50.76 inches,	as of June 1, 1910

and that the remaining portion of the aforesaid Right No. 92, to-wit:

85.84 inches	-	July 1, 1903
154.10 inches	-	July 1, 1908
3.24 inches	-	June 1, 1910

totalling 162.58 inches of the waters of the North Fork of Toponce Creek, tributary to the Portneuf River, shall be appurtenant to ONLY that portion

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
FIRST TRUST COMPANY OF ST. PAUL, MINN.,)
a corporation, for a transfer of water,)
Bannock County, Idaho.)

ORDER GRANTING TRANSFER

The FIRST TRUST COMPANY OF ST. PAUL, MINNESOTA, applicant, having heretofore applied to the undersigned, as Commissioner of Reclamation of the State of Idaho, for a Certificate authorizing it to transfer the use of 140.76 inches of water of the waters of the Portneuf River and its tributaries, all as decreed in that certain decree made and entered by the District Court of the Fifth Judicial District of the State of Idaho in and for the County of Bannock in that certain action entitled: "Union Grain and Elevator Company, a corporation, plaintiff, vs. McCammon Ditch Company, et al, defendants," from the lands to which it was decreed, namely:

Northeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$);
Northwest Quarter of Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$);
Lot Three (3); Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$); Southwest Quarter of Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$);
Lot Four (4), all in Section Twenty-five (25), Township Six (6) South of Range Thirty-eight (38) East, B. M.;
Lot One (1), Lot Two (2), Section Thirty-six (36), Township Six (6) South of Range Thirty-eight (38) East, B. M.; Lot Two (2) and the North Half of Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$) Section Thirty-one (31), Township Six (6) South of Range Thirty-nine (39) East, B. M.,

to the following described lands, to-wit:

Lots Nineteen (19) and Twenty (20), and the Southwest Quarter (SW $\frac{1}{4}$), and the West Half of Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-five (25), Township Six (6) South of Range Thirty-eight (38) East, B. M., and East Half of Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Twenty-six (26), Township Six (6) South of Range Thirty-eight (38) East, B. M.,

such lands being a part or portion of the first described lands; and that there shall be transferred from such lands first herein described the use

of a portion of said waters to the said lands herein described, such water being more particularly described as follows, to-wit:

24 inches (.48 c. f. s.)	of water right--July 1, 1882
36 " (.72 c. f. s.)	of water right dated June 17, 1902
30 "	of water right dated July 1, 1903
50.76 "	of water right of June 1, 1910

all as referred to in said certain Decree aforementioned, thereby making appurtenant to the said lands last herein described the said 140.76 inches of such waters and that the said lands last herein described shall be entitled to the use of such waters and after such application was filed, a notice was issued, based upon such application and due publication made of such notice, and thereafter, a remonstrance having been filed signed by Jasper W. Perkins, Parley P. Jensen, I. R. Bowler, O. R. Brangham, Thomas E. Reese, Lester Smith, J. C. Evans, and thereafter, a hearing having been had before the undersigned as Commissioner of Reclamation of the State of Idaho, and all of the Statutory requirements as provided by said Section 41-216, Idaho Code, Annotated, having been complied with, and the Watermaster of the said Portneuf River having given his non-approval of such transfer and the undersigned, as Commissioner of Reclamation, being fully advised in the premises, and it appearing to the undersigned, the Commissioner of Reclamation, that no one shall be injured by the transfer of the use of such water as applied for, and that the evidence does not disclose that the change of place of the use of waters as provided for in Section 41-216, Idaho Code, Annotated, would, in any way, injure the persons remonstrating within the contemplation of the provisions of said section as amended, and that the right to transfer the use of such water comes within the purview of the rule announced in the case of *Crockett, et al, vs. Jones, et al*, 47 Idaho 497, 277 Pac. 550.

and it is hereby decreed, that the said certain Decree aforementioned, and there is hereby transferred 140.76 inches of water and the right to the use of such water, to-wit: The right of the use of 140.76 inches of water of the waters of the Portneuf River, and its tributaries, all as is decreed in that particular decree made and entered by that certain

566 8-6-32

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF
BARNOCK

ELEVATOR COMPANY, a corporation
Plaintiff,

Number 1

-vs-

McCammon Ditch Co., a corporation, defendants

McCammon Ditch Company, a corporation; Portneuf Irrigating Company, a corporation; Sunnyside Ditch Company, a corporation; Topaz Irrigation Company, a corporation; Dempsey Irrigation Company, a corporation; Toponce Canal Company, Limited, a corporation; Portneuf-Marsh Valley Canal Company, Limited, a corporation; Portneuf Marsh Valley Irrigation Company, a corporation; Oregon Short Line Railroad Company, a corporation; Elizabeth Kinport, Administratrix of the estate of Harry B. Kinport, deceased; George Goodenough, William Lewis, Edward Murphy, C. C. Peoples, Charles West, A. J. Knollin, W. A. Hibner, Andrew Cutler, W. A. Barron, George Remriell, Frank Warner, John Symons, Joseph Simons, S. J. Palmer, W. A. Cooper, John Hall, Roe White, Willard Bell, Patrick Bell, J. F. Dunn, Charles J. McGuinn, Leslie Gillett, and Fish Creek Irrigating Company, a co-partnership composed of John Hall, Charles J. McGuinn, Frank C. Potter, J. F. Dunn and J. A. Eldredge,

Defendants.

The following parties were upon application of the attorneys for the plaintiff, by reason of the statute in such cases made and provided, afterwards brought in as parties defendant in order that a complete determination of the controversy could be had, to-wit:

Roy Faulkner, Kepler Sessions, Thomas J. Nipper, Stephen Grims, George John, Emmel Byington, Frank Reed, Smita Ranch (Donald Monson and R. Monson), Charles Byington, James Byington, Noah Reese, Tom Hallinan, George A. Whitworth, J. T. Gittens, George Lewis, Joseph Cutler, Thomas E. Grull, John Gooch, Fred Johnson, Ira Call, C. V. Call, Chris Call, Carl Loveland, Josiah Loveland, David Butterfield, Andrew Butterfield, Osmond Call, Earl Holbrook, Chester Call Estate (Sarah Call, Administratrix), Arthur Naylor, Bryant Parsons, Parley Jensen, Forest Cornelison, West Side Canal Co., a corporation, I. E. Thompson, Ben D. Jansen, George Brangham, Jas. A. Eldredge, John Gooch, Robert Redford, Alma Hogan, Joseph Purvis, Dave Butterfield, Thomas J. Nipper, Thomas J. Nipper, M. Whitworth, John Whitworth, Neal Williams, J. Buckendorf, J. F. Corbett, Peter Aaron, Joseph Smith, Earl Moss, E. J. Dolbeer, Hall City Ditch, a co-partnership composed of C. J. McGuinn, Rebecca Warner, A. W. Hall, John Hall Estate, Thomas F. Terrell, Mrs. J. G. Bristol, Leslie Sharp, Lee White, Leslie Bowden, James Kofod, David Aslett, James C. Allen, Mrs. Anna Norton, Lee Merrick, Rebecca Warner, John Potter, George Harrison, A. M. Boyce, J. H. Maughn, G. H. Maughn, F. D. Pageant, Nephew Hemingway, E. V. Briscoe, Clarence Avery, John N. Avery, Joan Avery, E. E. Godfrey, Emma Avery, Jesse Avery, J. M. Jensen, E. Lee Jensen, Claus Jensen, Arthur Russell, H. A. Fendoli, Ray Blakes, Charles Blakes, Joseph Bell, Harold Byington, John Ramsey, H. A. Ward, C. E. Potter, Adrian Campbell, Ira Byington, Alfred Baker, Charley Bell, Ernest Byington, D. A. Monroe Martin, O. K. Evans, A. A. Kofod, Tom Harper, Brady Stolpe, Spencer Godfrey, A. B. Cheney, Bert Lish, Archie Lish, James Higgins, John M. Fairchilds, Foster, Edward Wilmore, Edgar Beebe, James T. Benson, Arthur Popront, Ray Kodley, James Roudy, George Chapman, D. K. Merrick, L. S. Wight, Lee

1902 June 17	.72 c.f.s.
(noon)	(36 inches)
1903 July 1	1.1 c.f.s.
(noon)	(54.24 inches)
1903 July 1	2.63 c.f.s.
(noon)	(134.11 inches)
1910 June 1	1.03 c.f.s.
(noon)	(54 inches)
Total	6.06 c.f.s.

ter of the Northwest quarter, Section 35, Township 6 South, Range 33 East. From the Northwest corner of Section 35, said Township and Range, the point of diversion bears South 71 degrees and 10 minutes East 1748 feet, for the irrigation of land described as follows: 5 acres in the Northeast quarter of the Southwest quarter; 10 acres in the Northwest quarter of the Southeast quarter, 5 acres Lot 3; 2 acres in the Southeast quarter of the Southwest quarter; 20 acres in the Southeast quarter of the Southeast quarter; 23 acres in Lot 4; all in Section 25, Township 6 South, Range 33 East; 33.4 acres in Lot 1; 33.4 acres in Lot 2; Section 36, Township 6 South, Range 33 East; 40 acres in Lot 2; 51.44 acres in the North half of the Northwest quarter, Section 31, Township 6 South, Range 39 East.

KING CREEK, TRIBUTARY TO THE PORTNEUF RIVER.

93. NIPPER, THOMAS J.
1902 June 17 (noon) 1.0 c.f.s.

Said water to be diverted through the Nipper Ditch which diverts from King Creek in the Southwest quarter of the Southwest quarter, Section 14, Township 7 South, Range 33 East. From the West quarter corner of Section 14, Township 7 South, Range 33 East, the point of diversion bears South 20 degrees East, 1680 feet, for the irrigation of 50 acres of land in the legal subdivision hereinafter described: Lot 4, the Southwest quarter of the Southeast quarter, the Southeast quarter of the Southeast quarter, section 18; Lots 1 and 2, the Northeast quarter of the Northeast quarter, the Northeast quarter of the Northeast quarter, the Southwest quarter of the Northeast quarter, Section 19, Township 7 South, Range 33 East.

94. WHITWORTH, MICHAEL
1902 June 13 .40 c.f.s.

Said water to be diverted through the Howarth Ditch No. 1, which diverts from King Creek in the Southwest quarter of the Southeast quarter, Section 14, Township 7 South, Range 33 East. From the South quarter corner of Section 14, Township 7 South, Range 33 East, the point of diversion bears North 3 degrees 45 minutes East, 400 feet, for the irrigation of 20 acres of land in the South half of the Northeast quarter, section 23; the South half of the Northwest quarter, Section 24, Township 7 South, Range 33 East.

95. KELLEY, R. P.
1902 June 13 .40 c.f.s.

Said water to be diverted through the said Howarth Ditch No. 1, last now described, for the irrigation of 20 acres of land in the North half of the Northeast quarter, section 23, and the North half of the Southwest quarter, Section 24, Township 7 South, Range 33 East.

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: A29-00125
Date Received: 2/13/1990
Receipt No: CO/4654
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 16 1990

Department of Water Resources
Eastern District Office

1. Name: C V CATTLE INC.
Address: RT 1, BOX 1360
BANCROFT, ID

83217

2. Date of Priority: JUN 01, 1910

3. Source: TOPONCE CREEK, NORTH FORK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	38E	33	SE	SE	SE		CARIBOU

5. Description of diverting works:
FORMER FEEDER DITCH, RESERVOIR, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	1.079		

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

A.F.A.

8. Total consumptive use is 1130.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	38E	25	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	35.0
			SE	SW		IRR	40.0

A29-00125

Page 1

Date: 02/13/90

MICROFILMED

NOV 13 1992

A2900125



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	38E	25	NE		SE	19	IRR	10.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE	20	IRR	10.0
							Section Acres	255.0
		26	NE		SE		IRR	40.0
			SE		SE		IRR	28.0
							Section Acres	68.0
							Total Acres	323.0

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:
TOPONCE CREEK, NORTH FORK RIGHTS.

14. Remarks:
THIS CLAIM IS A RECOMBINATION OF WATER RIGHTS 29-00125A AND
29-00125B.

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

Decree Plaintiff

vs

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 PRESIDENT of _____
Title

C.V. CATTLE CO., INC., that I have signed the foregoing
Organization

document in the space below as PRESIDENT of _____
Title

C.V. CATTLE CO., INC. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

PRESIDENT C.V. CATTLE CO., INC.
Title and Organization

2/13/90

Date

State of Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of February 19 90

[Signature]
Notary Public

Seal

Residing at Boise, ID

My Commission Expires June 10, 1994