

03/13/2002

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

RIGHT NUMBER: 29-203

NAME AND ADDRESS: ARKANSAS RANCHES INC
8450 S BOB SMITH RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.14 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.08 CFS. COMBINED RIGHT NOS.: 29-00004,
29-00006, 29-00007, 29-00203, 29-11743, 29-11745, 29-13251.

PRIORITY DATE: 05/01/1911

POINT OF DIVERSION:

T09S R37E S10 NWSWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.140 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE: IRRIGATION Within BANNOCK County

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

157 ACRES TOTAL

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: **DECREE**

03/13/2002

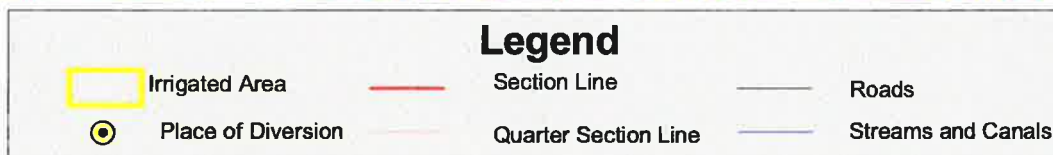
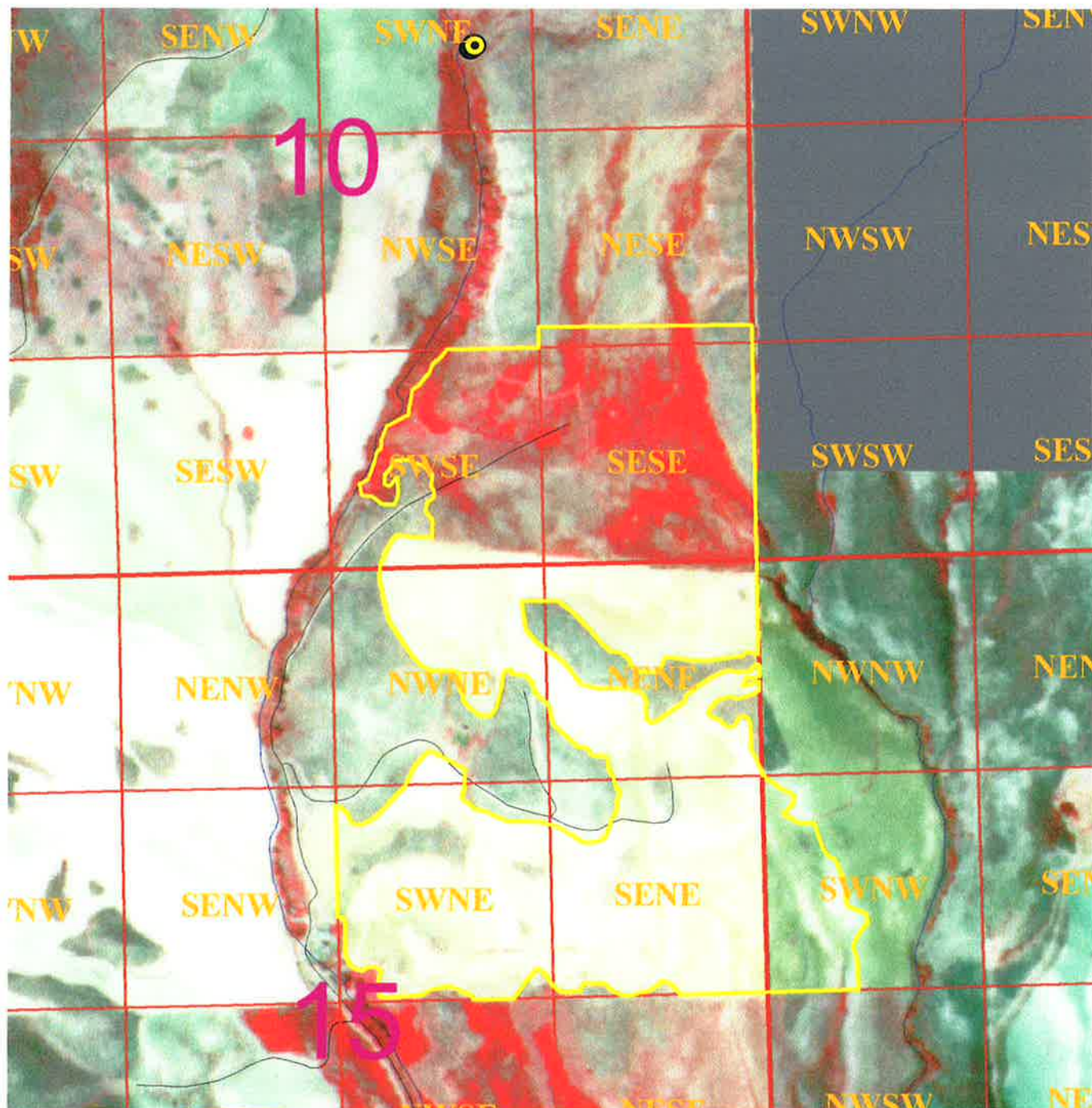
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 29-00004, 29-00006, 29-00007, 29-00203,
29-11743, 29-11745, 29-13251.
RIGHT NO. 29-13251 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

Water Right Claim Number A29-00203

08/09/2000

Township , 9S37E



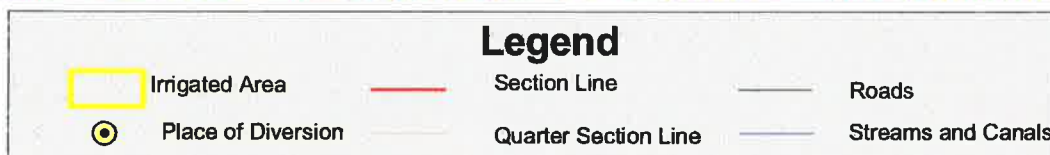
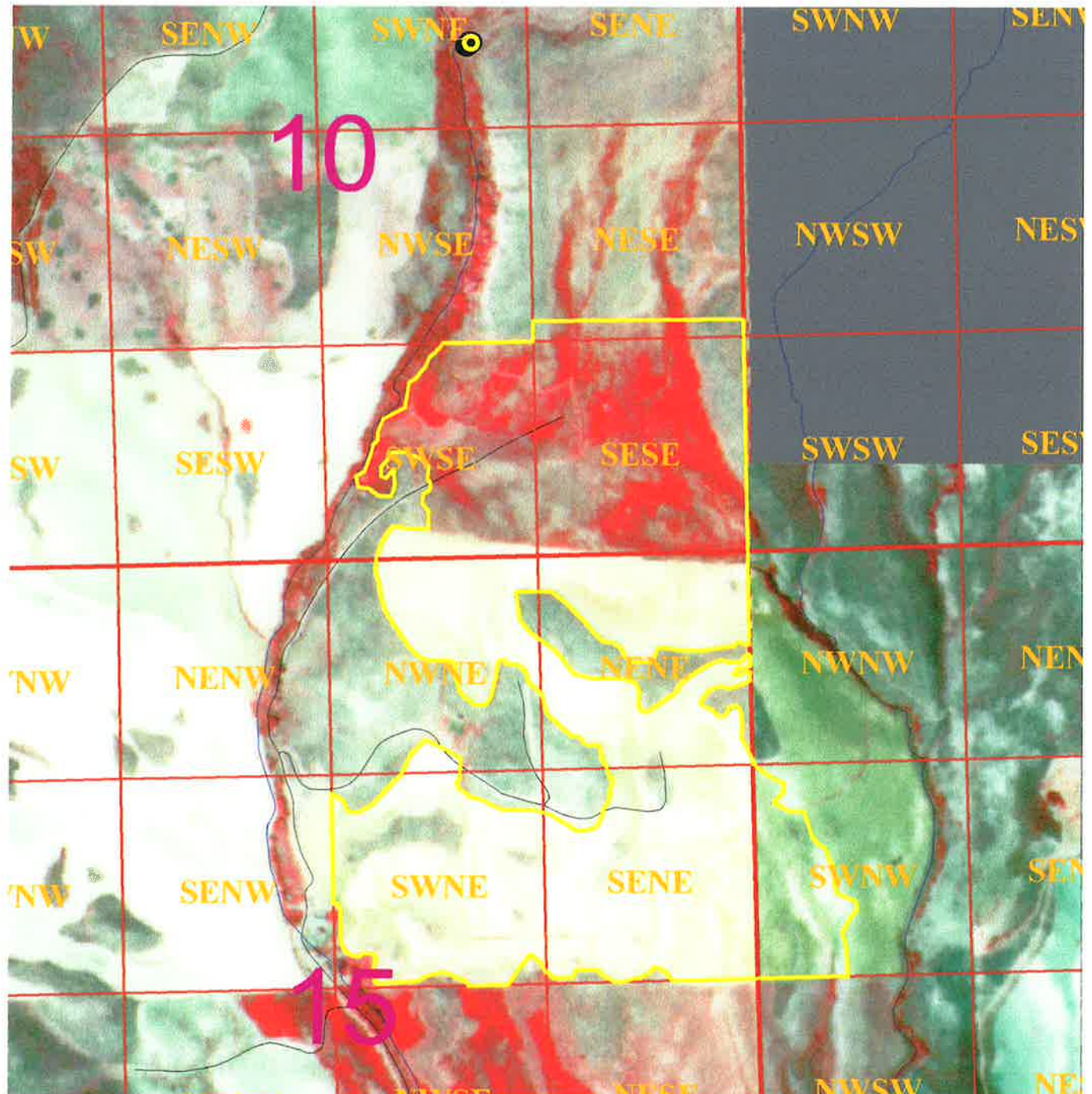
500 0 500 1000 Feet



Water Right Claim Number A29-00203

08/09/2000

Township , 9S37E



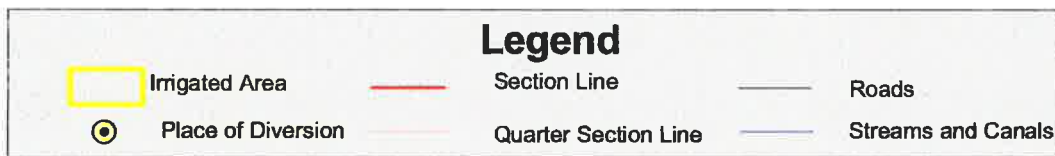
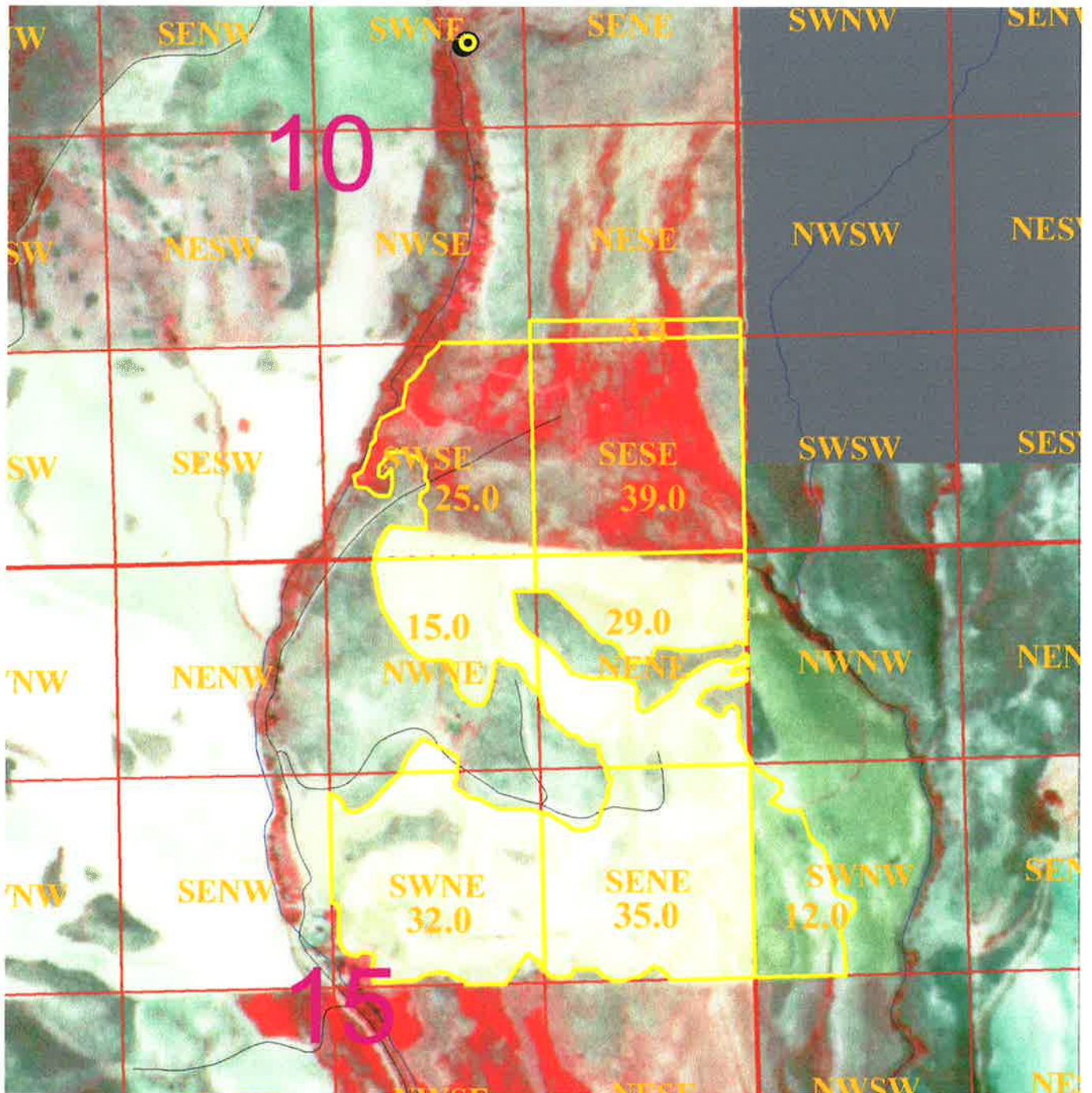
500 0 500 1000 Feet



Water Right Claim Number A29-00203

08/09/2000

Township , 9S37E





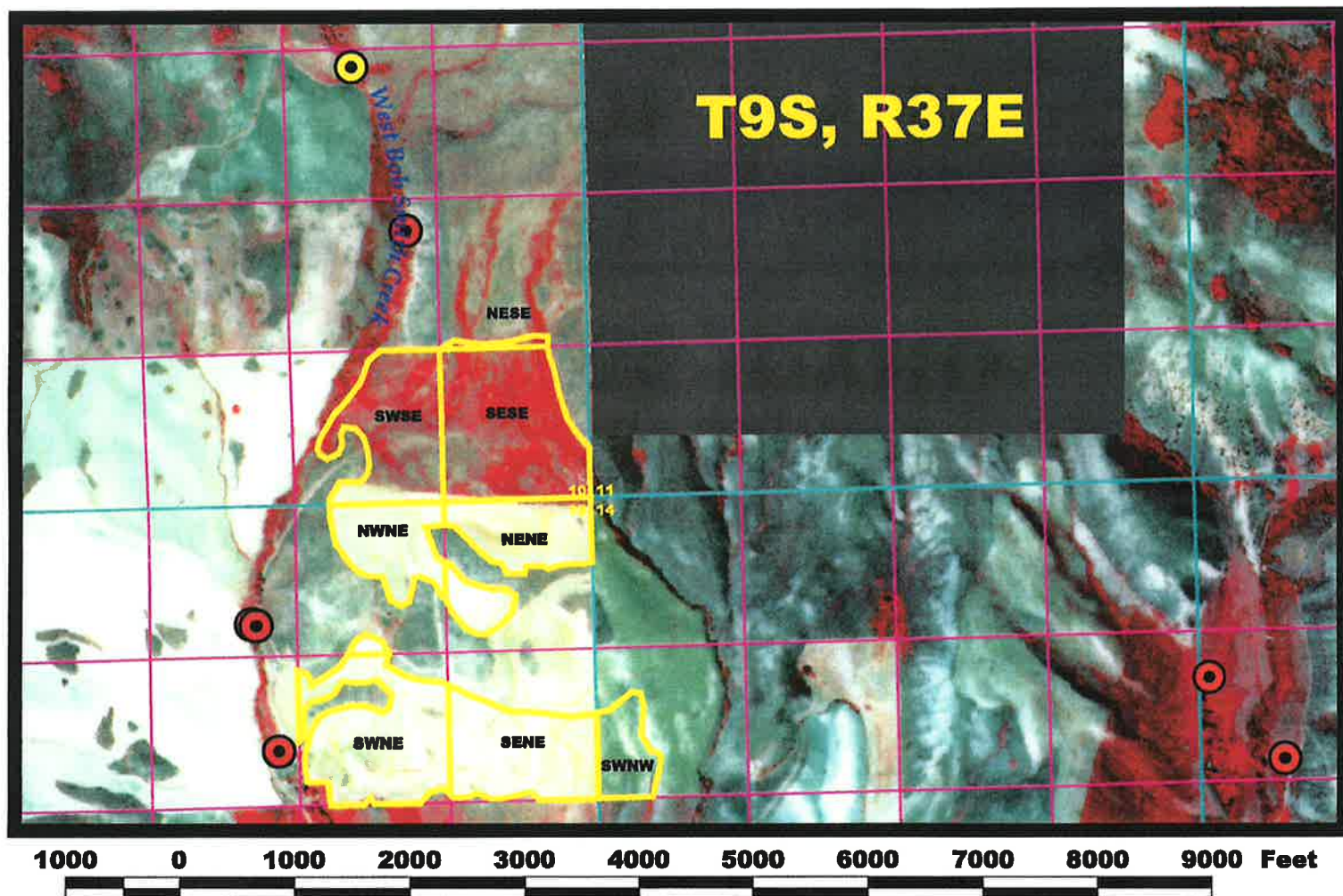
STATE OF IDAHO

Department of Water Resources

Eastern Region



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



LEGEND

- SESE** Place of Use
- Section**
- Quarter-Quarter**
- Point of Diversion**

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

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

PROFILED **SCANNED**
JUL 12 2005



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

See 29-00004 for Fao Exam notes

29-0202

148. LEWIS, J. G.
1892 July 1. .31 c.f.s.

tion 17, Township 9 South, Range 37 East.

Said water to be diverted through the said Cutler Ditch last above described, for the irrigation of 15.5 acres of land in Lot 3, and the North half of the Northwest quarter Section 20, Township 9 South, Range 37 East

9-0203

149. CHENEY, A. B.,
1911 May 1. .14 c.f.s.

Said water to be diverted through the Wilmore Ditch, which diverts from West Bob Smith Creek, in the Southwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the East quarter corner of Section 10, the point of diversion bears west, 1670 feet, for the irrigation of 10 acres of land in the South half of the Southeast quarter, Section 10, Township 9 South, Range 37 East.

150. WILMORE, EDWARD

9-0204 1908 May 1. .112 c.f.s.
(5.6 inches)
9-0205 1909 May 1. .098 c.f.s.
(4.9 inches)
29-0206 1911 Jan 19. 1.4 c.f.s.
(70 inches)

Said water to be diverted through the said Wilmore Ditch last above described, for the irrigation of 114.8 acres of land on the Southeast quarter of the Northwest quarter, the Northeast quarter of the Southwest quarter the Southeast quarter of the Southwest quarter, the Southwest quarter of the Southeast quarter, Section 14, Township 9 South, Range 37 East.

151. STOLPE, BRADY

9-0207 1902 June 20 .56 c.f.s.
(28 inches)
29-0208 1909 June 1 .30 c.f.s.
(15 inches)
29-0209 1915 July 1 .18 c.f.s.
(9 inches)
29-0210 1916 July 1 .40 c.f.s.
(20 inches)
29-0211 1917 July 1 .18 c.f.s.
(9 inches)

Said water to be diverted through the Stolpe Ditch, which diverts from West Bob Smith Creek in the Southeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East. From the Northwest corner of Section 15, the point of diversion bears South, 46 degrees and 45 minutes East, 3548 feet, for the irrigation of 81 acres of land in the Southwest quarter of the Southeast quarter, Section 15, the Northwest quarter of the Northeast quarter, Lots 2 and 3, Section 22, Township 9 South, Range 37 East.

152. FAIRCHILD, MRS. A. A.

9-0212 1912. May 1 .10 c.f.s.
(5 inches)

Said water to be diverted through the said Stolpe Ditch, last above described, for the Irrigation of 5 acres of land in Lot 4, Section 22, Township 9 South, Range 37 East.

153. LISH, ALBERT,

9-0213 1909 July .162 c.f.s.
(8.1 inches)

Said water to be diverted through the said Stolpe Ditch, last above described, for the irrigation of 2 parcels of land amounting to 10 acres in the Northwest quarter of the Southeast quarter, Section 15, Township 9 South, Range 37 East.

T9S, R37E

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

West Bob Smith Creek

NESE

SWSE
24

SESE
35

10 11
15 14

NWNE
15

NENE
20

SWNE
30

SENE
23

SWNW
9

WR5809NP
No. 29-00203

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/03/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A. B. CHENEY	05/01/1911	IRRIGATION	04/15 09/15	0.140 CFS	
TOTAL DIVERSION:					0.140 CFS	

Water Source: WEST BOB SMITH CREEK

Tributary to: PORTNEUF RIVER

Stage: DECREED

Point(s) of Diversion: T09S R37E S10

SWNE

BANNOCK 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
09S	37E	10	:																	:	
			:																	:	

Pou County: BANNOCK

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

29-00004 29-00005 29-00006 29-00007 29-00204 29-00205 29-00206 29-00221 29-00222 29-00223

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

29-00004 29-00005 29-00006 29-00007 29-00221 29-00222 29-00223

Remarks: GEN P/U INCOMPLETE, ACRES IRR. 10.

Dates:	App. Received:	Priority Date:	05/01/1911
	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

JUN 06 2001

Log for claim A29-00203

Spatial Dynamics AMH

8/9/00

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

APPENDAGE TO THE FILING OF WATER OF

Arkansas Ranches, Inc.,

Our present decreed water rights are jeopardized by

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

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

Arkansas Ranches

Danell Christensen Vice Pres

4-26-90

MICROFILMED

NOV 13 1992

JUN 06 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-00203

Date Received: 4/26/1990

Receipt No: 6013692

Received By: EV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: MAY 01, 1911

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

4. Point of Diversion:

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

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		

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

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

9. Non-irrigation uses:
NONE

10. Place of Use:

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

A29-00203

Page 1

Date: 04/26/90

MICROFILMED

NOV 13 1992

A2900203



10. Place of Use: Continued

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

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

A29-11743 ,A29-11745, A29-00004, A29-00006 AND OTHERS

14. Remarks:

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

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

UNION GRAIN AND ELEVATOR
Decree Plaintiff

vs MCCAMMON DITCH
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

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

Danell Christensen
Signature of Authorized Agent

Vice Pres. Arkansas Ranches
Title and Organization

4-26-90
Date

State of Idaho)
County of Bonneville) SS.

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

E. J. [Signature]
Notary Public

Seal

Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994

Arhansas Banc



NOT TO SCALE
FEB
1989

① Division S104 of NE 1/4 S10 T9S R37E

A29-00203

11	10
2	3

a)	b)
8	4