

04/29/2003

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

RIGHT NUMBER: 29-7071

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

SOURCE: SPRINGS
UNNAMED STREAM

TRIBUTARY: TOPONCE CREEK
TRIBUTARY: TOPONCE CREEK

QUANTITY: 78.000 AFY

PRIORITY DATE: 09/24/1971

POINT OF DIVERSION:

T06S R38E S25 NWSWSW Within CARIBOU County Source: SPRINGS

T06S R38E S25 NWSWSW Within CARIBOU County Source: UNNAMED STREAM

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	04/01 11/01	78.00 AFY
IRRIGATION STORAGE	01/01 12/31	78.00 AFY

PLACE OF USE: IRRIGATION FROM STORAGE 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

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: License

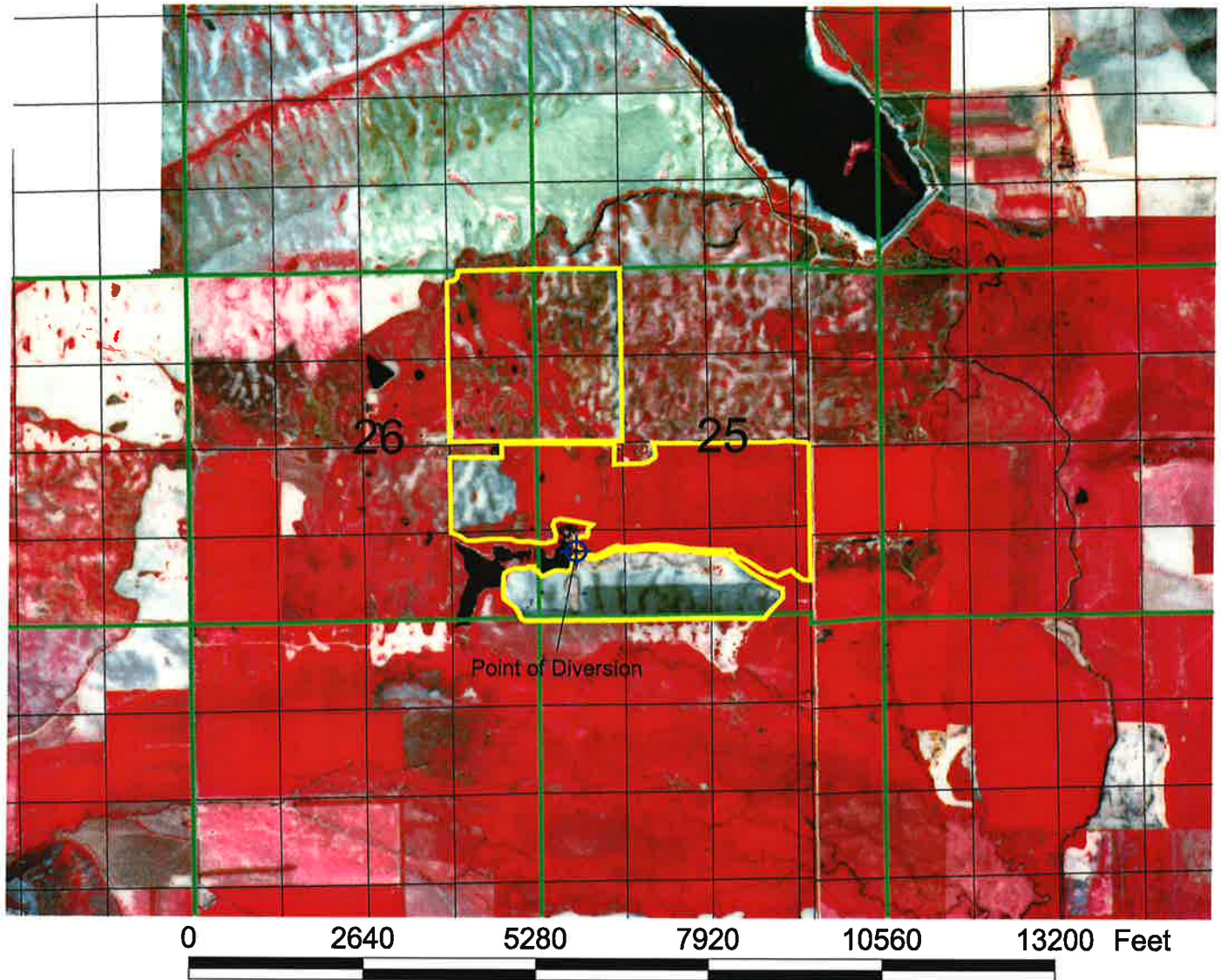
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.



Department of Water Resources

Claim Nos: 29-7071

Twps 06S Rge 38E



Irrigated Acres = 437.5

SCANNED

APR 13 2006

-  Diversion.shp
-  Place of use.shp
-  Sections
-  QQ



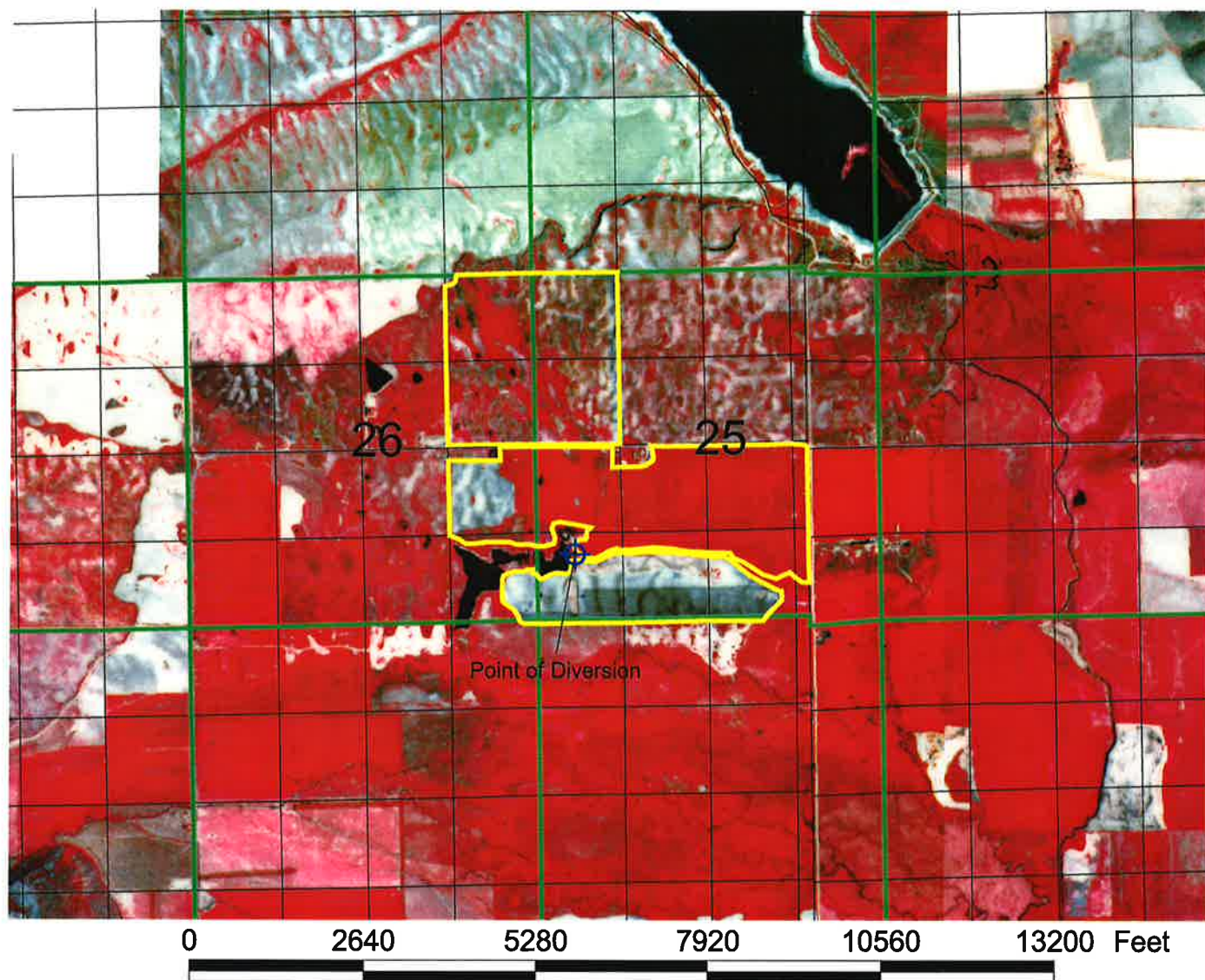
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: April 2003



Department of Water Resources

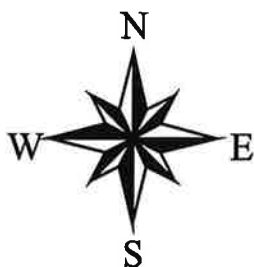
Claim Nos: 29-7071

Twp 06S Rge 38E



Irrigated Acres = 437.5

-  Diversion.shp
-  Place of use.shp
-  Sections
-  QQ



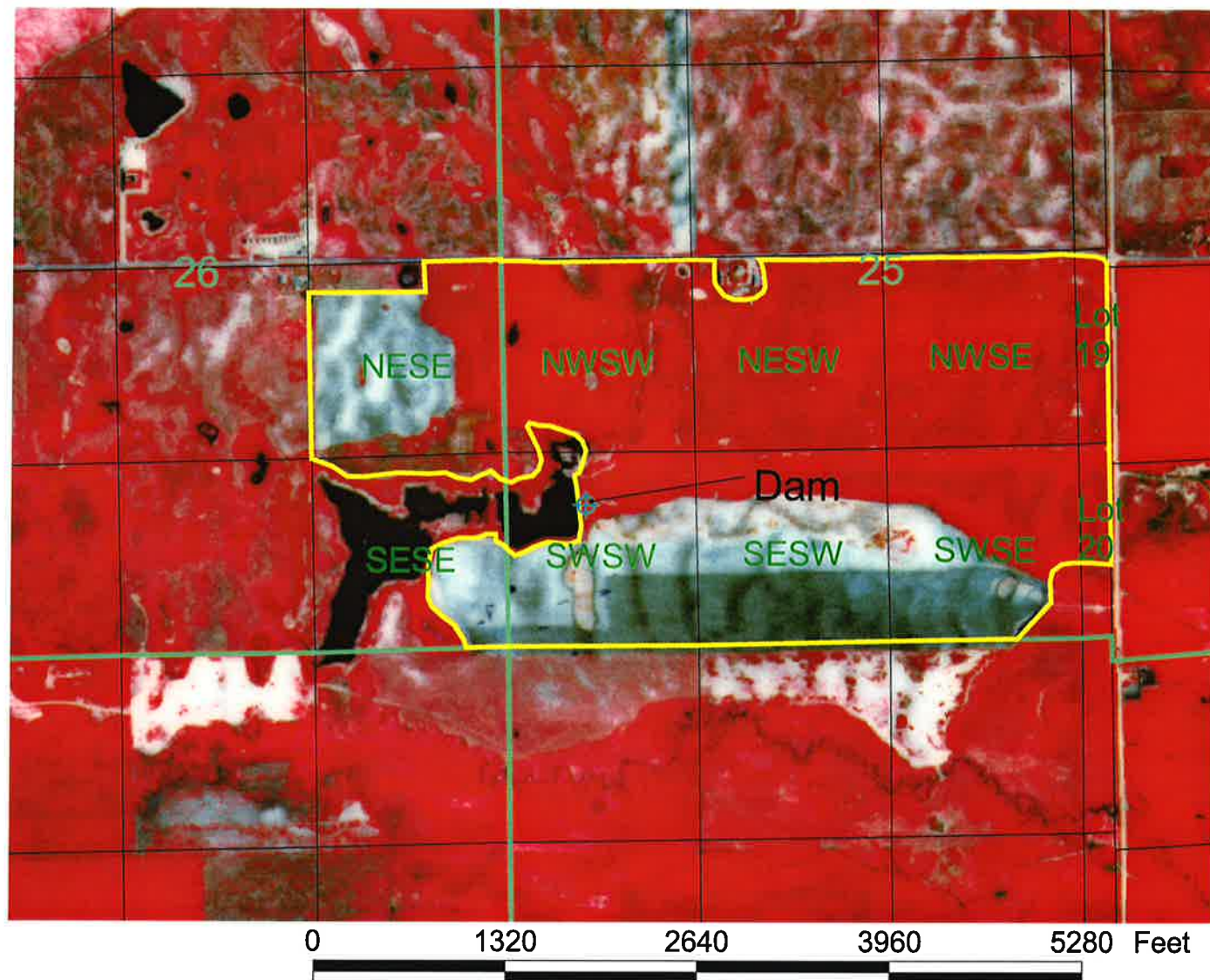
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: April 2003



Department of Water Resources

Claim No.: 29-7071

Twp 06S, Rge 38E



Irrigated Acres = 285

- ⊕ Diversion.shp
- Place of use.shp
- Sections
- QQ

PROFILED

SCANNED
APR 13 2006



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

Bird, Cindy

From: Carlsen, Ernie
Sent: Thursday, January 09, 2003 4:30 PM
To: Bird, Cindy
Subject: Perkins reservoir

Cindy, license 29-7071, see insert, covers storage of water in the Perkins reservoir. Lewis Rounds explained to me that the original dam, which now extends across reservoir at about the middle of it, washed out prior to 1971. The new dam with a large pool was built in 1971 and filed on under permit 29-7071. Note that the source of water is springs and unnamed stream (snowmelt). I think we should renumber 29-10319 to 29-7071 and recommend the claim as licensed. Put a note on the file to that effect and I will bring the file back here to renumber it.



29-7071.RTF

Ernie

PROFILED

SCANNED
APR 13 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-7071

WATER RIGHT NUMBER: 29-7071

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M DELOS PERKINS
	BANCROFT, ID 83217
Original Owner	MAURICE J PERKINS
	, ZZ

Priority Date: 09/24/1971

Basis: License

Status: Active

SourceSPRINGS
UNNAMED STREAMTributaryTOPONCE CREEK
TOPONCE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION FROM STORAGE	4/01 to 11/01		78.00 AF
IRRIGATION STORAGE	11/01 to 4/01		78.00 AF
	<u>Total Diversion:</u>		78.00 AF

Location of Point(s) of Diversion

SPRINGS	SW1/4SW1/4	Sec. 25, Twp 06S, Rge 38E, B.M.
CARIBOU County		
UNNAMED STREAM	SW1/4SW1/4	Sec. 25, Twp 06S, Rge 38E, B.M.
CARIBOU County		

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	38E	25									36.0	38.0	32.0	40.0		30.0	30.0		206.0
06S	38E	26													39.0		40.0		79.0

Total Acres: 285

IRRIGATION FROM STORAGE same as IRRIGATION STORAGEConditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. R29 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-7071

3. R40 The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

Remarks:

1. General Sources are springs & snowmelt tributary to Toponce Creek.

Comments:Dates and Other Information:

Licensed Date: 6/14/1988
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Claim No.: _____

Summary Data Entry Form

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

Split or Combined Right Analysis:

needs at least 1.0 cfs additional under 29-10320

Attached Field Notes or Other Documents:

Claim No.: _____

APR 13 2006

Reviewer _____

PROFILED

Date _____

Claim A29-10319



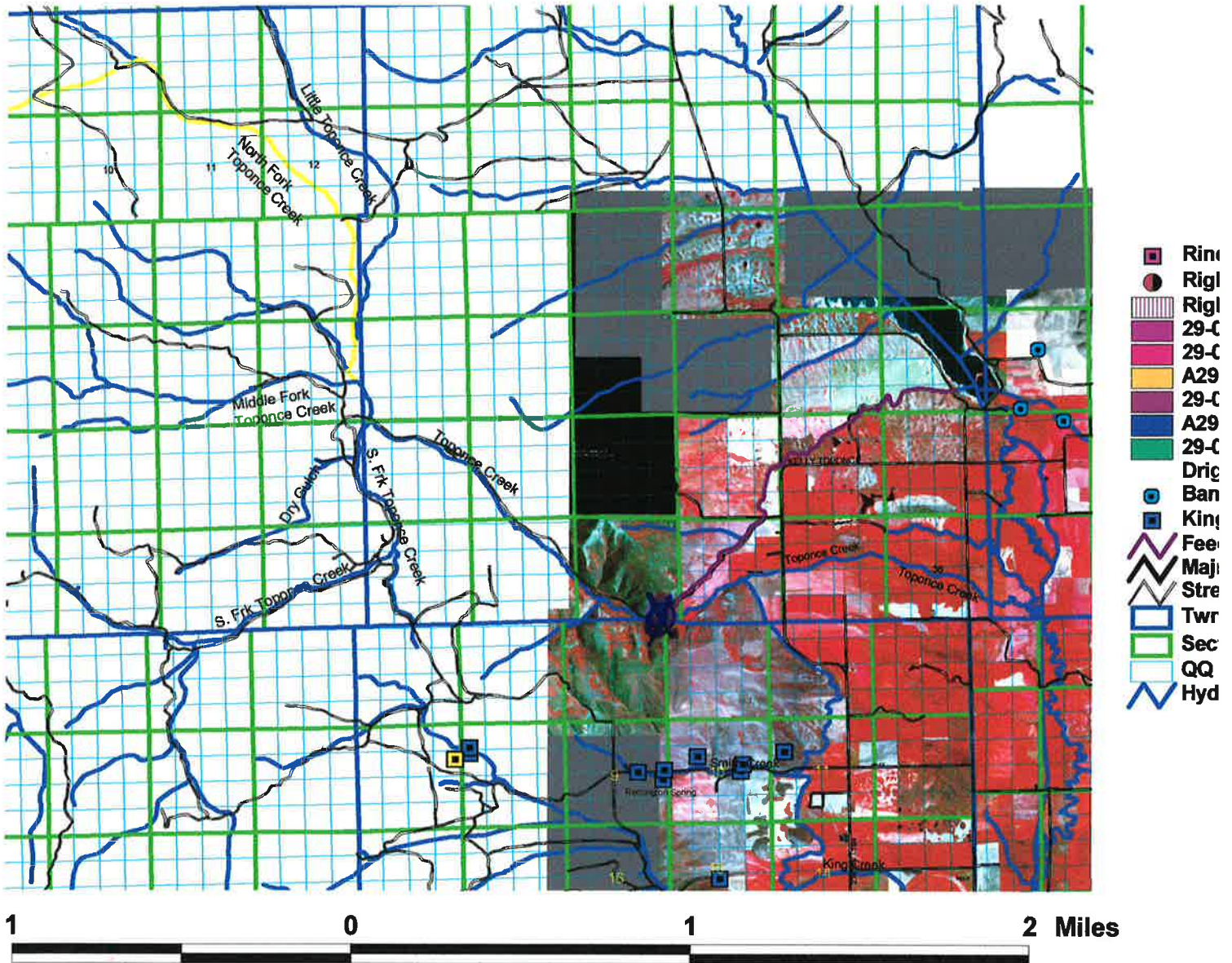
Looking west at Rondo's irrigation storage pond for Toponce Creek water. Photo was taken 11-20-2001 at 4:56 pm, while accompanied by Rondo Perkins and his son-in-law.

Same PO4 As
29-10318.

SCANNED
APR 13 2006

PROFILED

View1



FILED

SCANNED
APR 13 2006

C.V. Cattle



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID 29 10319
POD ID 214096
Quad Bear Camp Gulch
Claim Type L
Easting 662834
Northing 196113
GPSID A0012516

Diversion Description

FORMER FEEDER DITCH, RESERVOIR, PIPELINES. POD is a V shaped structure on the upstream side with both legs measuring 20 ft. across x 5 ft. deep. North leg opening is approximately 18 ft. x 5 ft. South leg is a double opening each measuring approximately 5 ft. x 5 ft. In each opening, water level and diversion is controlled by boards.

Assumptions

Assume slope, and a 0.5 average water depth during irrigation season.

Invoice #

Phase-0 (No Attention)
 Phase-I (Ready to Go to Field)
 Phase-II (Site Visit - Data Missin)
 Phase-III (Complete w/issues)
 Phase-IV (Total Complete)

Linked

POD ID 214096 01.jpg

Photos

POD ID 214096 02.jpg

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

56.7188293719419

Open Channel Flow

☒ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0.5

☒ Rectangular Channel

Width 28

Depth 0.5

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ **Manning** (If used, include photo of representative channel section)

Channel Slope 0.005

Channel Description

Concrete lined .016
 Smooth earth .025
 Earth .033
 Rough bed, weeds on sides .04
 Smooth natural stream .033
 Rough natural stream .1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

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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 29-7071
Date Received: 1/20/2003
Receipt No:
Received By:

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

A2907071



1. Name of Claimant(s)

C V CATTLE INC Phone:

3124 NIPPER ROAD
BANCROFT ID USA 83217

2. Date of Priority: 09/24/1971

3. Source: SPRINGS , UNNAMED STREAM Trib. to: TOPONCE CREEK , TOPONCE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	38E	25	SW SW	CARIBOU	
06S	38E	25	SW SW	CARIBOU	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE			10/01	04/15
78				
IRRIGATION FROM STORAGE			04/15	10/91
78				

SwP 4-28-03

7. Total Quantity Appropriated is:
78 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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06S	38E	25	NW	NW	IRRIGATION FROM STORAGE	
40			SW	NW	IRRIGATION FROM STORAGE	
39			NE	SW	IRRIGATION FROM STORAGE	
36			NW	SW	IRRIGATION FROM STORAGE	
37			SE	SW	IRRIGATION FROM STORAGE	
40			NE	SE	19	IRRIGATION FROM STORAGE
6.5			NW	SE		IRRIGATION FROM STORAGE
39			SW	SE		IRRIGATION FROM STORAGE
35			SE	SE	20	IRRIGATION FROM STORAGE
			SW	SW		IRRIGATION FROM STORAGE
33						

4

Section Acres 309.5

06S	38E	26	NE	NE	IRRIGATION FROM STORAGE
40			SE	NE	IRRIGATION FROM STORAGE
39			NE	SE	IRRIGATION FROM STORAGE
37			SE	SE	IRRIGATION FROM STORAGE
12					

Section Acres 128

Total Acres 437.5

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:

14. Remarks:

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

THIS RIGHT IS A RENUMBER OF FORMER RIGHT 29-10319.

15. Basis of Claim: License

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.

01/20/2003

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

RIGHT NUMBER: 29-7071

NAME AND ADDRESS: C V CATTLE INC
RT 1 BOX 1360
BANCROFT ID 83217

SOURCE: SPRINGS
UNNAMED STREAM

TRIBUTARY: TOPONCE CREEK
TRIBUTARY: TOPONCE CREEK

QUANTITY: 78.000 AFY

PRIORITY DATE: 09/24/1971

POINT OF DIVERSION:

T06S R38E S25 NWSWSW Within CARIBOU County

T06S R38E S25 NWSWSW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	04/01 11/01	78.00 AFY
IRRIGATION STORAGE	01/01 12/31	78.00 AFY

PLACE OF USE: IRRIGATION FROM STORAGE Within CARIBOU County

T06S R38E S25	NESW	38.0	T06S R38E S25	NWSW	38.0
T06S R38E S25	SWSW	34.0	T06S R38E S25	SESW	40.0
T06S R38E S25 Lot 19	NESE	6.0	T06S R38E S25	NWSE	39.0
T06S R38E S25	SWSE	37.0	T06S R38E S25 Lot 20	SESE	4.0
T06S R38E S26	NESE	37.0	T06S R38E S26	SESE	12.0

285 ACRES TOTAL

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: License

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-7071

WATER RIGHT NUMBER: 29-7071

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	C V CATTLE INC RT 1 BOX 1360 BANCROFT, ID 83217

Priority Date: 09/24/1971

Basis: License

Status: Active

SourceSPRINGS
UNNAMED STREAMTributaryTOPONCE CREEK
TOPONCE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION FROM STORAGE	4/01 to 11/01		78.00 AF
IRRIGATION STORAGE	11/01 to 4/01		78.00 AF
	<u>Total Diversion:</u>		78.00 AF

Location of Point(s) of Diversion

SPRINGS	SW1/4SW1/4	Sec. 25, Twp 06S, Rge 38E, B.M.
CARIBOU County		
UNNAMED STREAM	SW1/4SW1/4	Sec. 25, Twp 06S, Rge 38E, B.M.
CARIBOU County		

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	38E	25									36.0	38.0	32.0	40.0		30.0	30.0		206.0
06S	38E	26													39.0		40.0		79.0

Total Acres: 285

IRRIGATION FROM STORAGE same as IRRIGATION STORAGEConditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 29-7071

Remarks:

1. Explanatory THIS RIGHT IS A RENUMBER OF FORMER RIGHT 29-10319.

Comments:

Dates and Other Information:

Claim Received Date: 1/20/2003
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

MAY - 7 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

Renumber : 29-7071

~~Ident. Number:~~ A29-10319

Date Received: 2/13/1990

Receipt No: 0014654

Received By: DP

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: APR 15, 1965

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 SW	SE	SE		CARIBOU

A2910319



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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			160.00
IRRIGATION FROM STORAGE	04/15	09/15			160.00
DIVERSION TO STORAGE	01/01	09/15	7.000		

7. Total Quantity Appropriated is: ^{3/31} 7.000 C.F.S. (and/or) 160.00 A.F.A.

*natural flow up to
7 cfs.*

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	Lot	Use	Acres
06S	38E	25	NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A29-10319

Page 1

Date: 02/13/90

MICROFILMED

NOV 16 1992

10. Place of Use: Continued

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
			NE	SE	3	IRR	30.0
			NE	SE	19	IRR	10.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE	4	IRR	30.0
			SE	SE	20	IRR	10.0

Section Acres 395.0

26	NE	NE	IRR	40.0
	SE	NE	IRR	40.0
	NE	SE	IRR	40.0
	SE	SE	IRR	28.0

Section Acres 148.0

36	NE	NE	1	IRR	30.0
	SE	NE	2	IRR	30.0

Section Acres 60.0

Total Acres 603.0

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:
STORAGE AND USE BEGAN WITH CONSTRUCTION OF RESERVOIR BY MY DAD
IN 1963 AND FINISHED IN 1965.

15. Basis of Claim: BENEFICIAL USE

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