

06/30/2003

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

RIGHT NUMBER: 29-10318

NAME AND ADDRESS: C V RANCHES
3124 NIPPER RD
BANCROFT ID 83217

SOURCE: UNNAMED DRAIN

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 06/01/1967

POINT OF DIVERSION:

T06S R39e S31 NESWNE Within CARIBOU County
T06S R39e S31 NESWNE Injection Within CARIBOU County
T06S R39e S31 NWNWSE Rediversion Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 9/15	3.200 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T06S R38E S25 Lot 3 NESE	32.0	T06S R38E S25 Lot 19 NESE	6.4
T06S R38E S25 NWSE	40.0	T06S R38E S25 Lot 4 SESE	27.0
T06S R38E S36 Lot 1 NENE	30.0	T06S R38E S36 Lot 2 SENE	30.0
T06S R39E S30 NESW	39.0	T06S R39E S30 Lot 3 NWSW	40.0
T06S R39E S30 Lot 4 SWSW	35.0	T06S R39E S30 SESW	40.0
T06S R39E S30 NWSE	21.0	T06S R39E S30 SWSE	34.0
T06S R39E S31 NENE	40.0	T06S R39E S31 NWNE	40.0
T06S R39E S31 SWNE	40.0	T06S R39E S31 SENE	40.0
T06S R39E S31 NENW	40.0	T06S R39E S31 Lot 1 NWNW	40.0
T06S R39E S31 Lot 2 SWNW	40.0	T06S R39E S31 SENW	40.0
T06S R39E S31 NESW	19.0	T06S R39E S31 Lot 3 NWSW	6.3
T06S R39E S31 NESE	20.0	T06S R39E S31 NWSE	20.0

759.7 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 759.7 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 29-10313, 29-10314, 29-10315, 29-10318,
29-13531, 29-13532 AND 29-2420

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

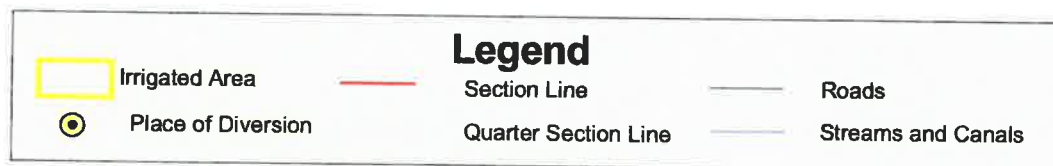
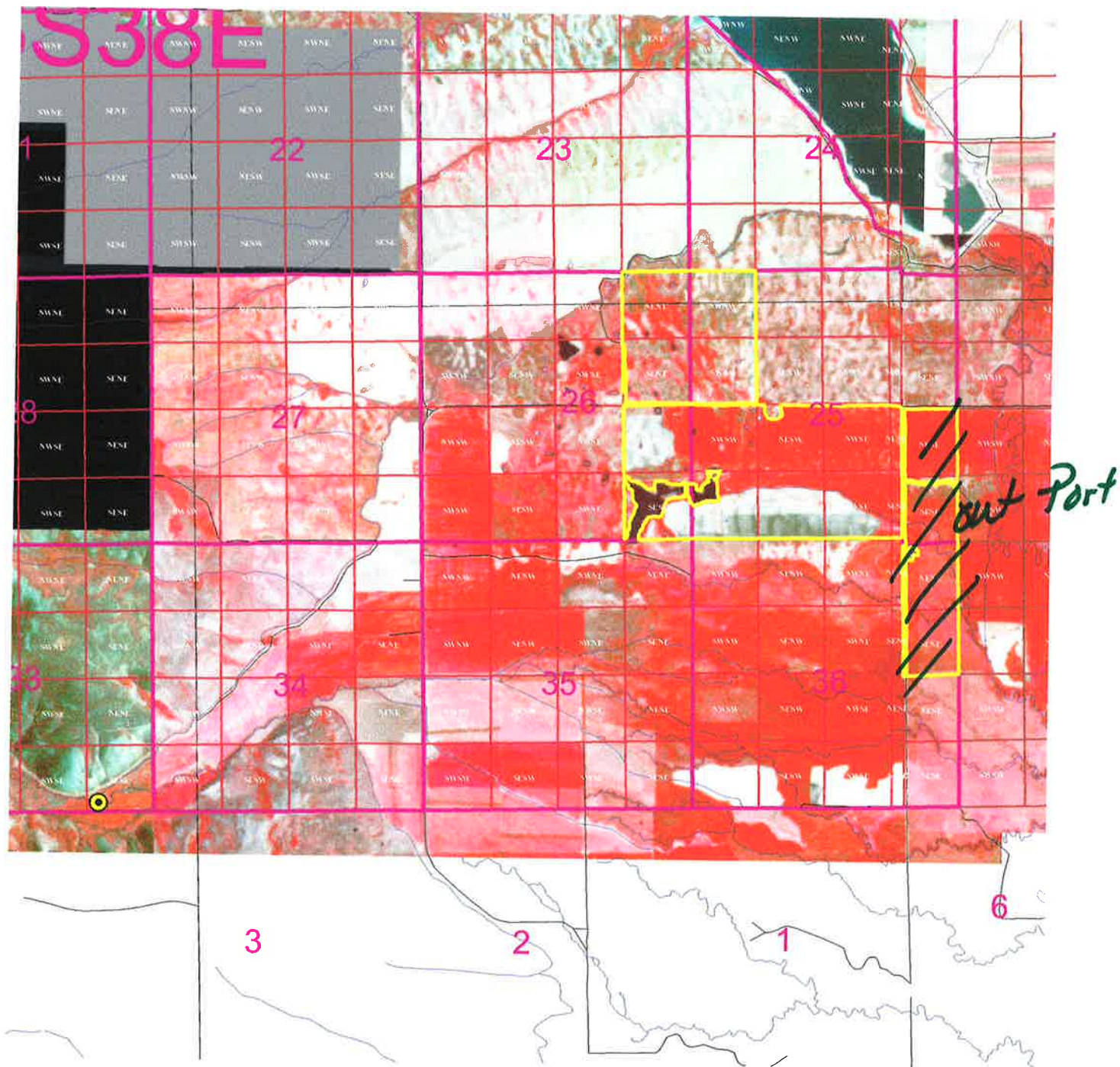
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use

Water Right Claim Number A29-10318

06/19/2000

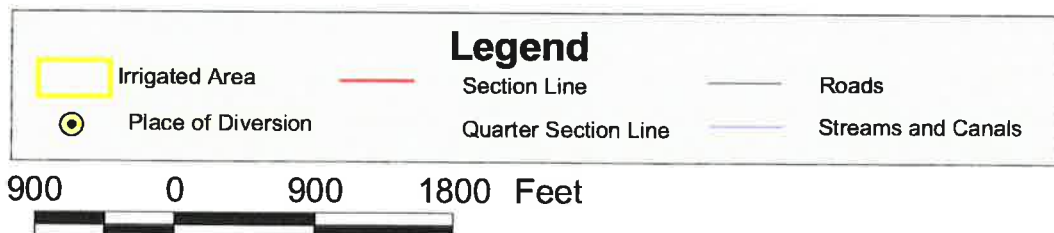
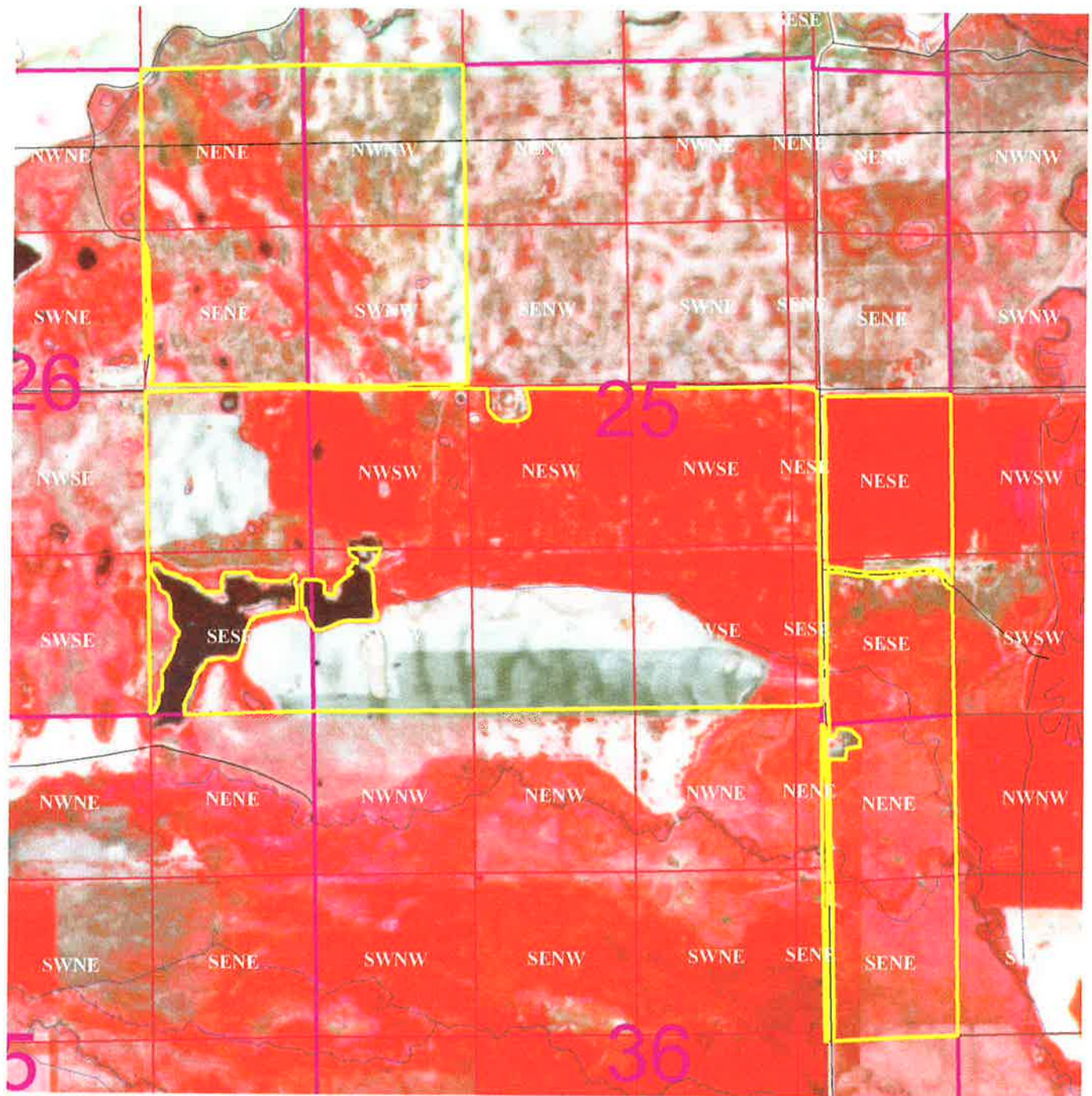
Township , 6S38E



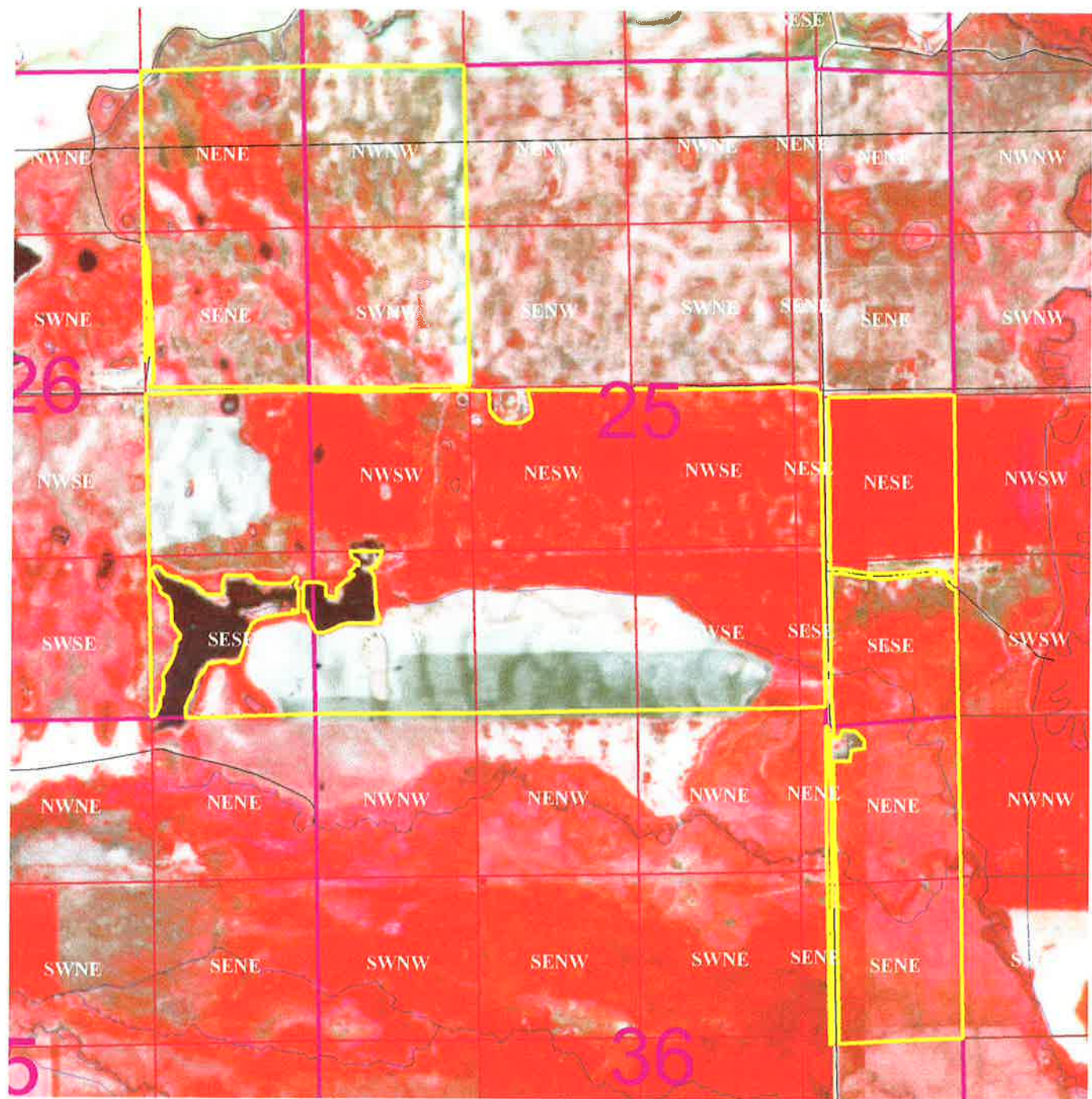
2000 0 2000 4000 Feet



Township , 6S38E



Township , 6S38E



 Irrigated Area

 Place of Diversion

 Section Line

 Quarter Section Line

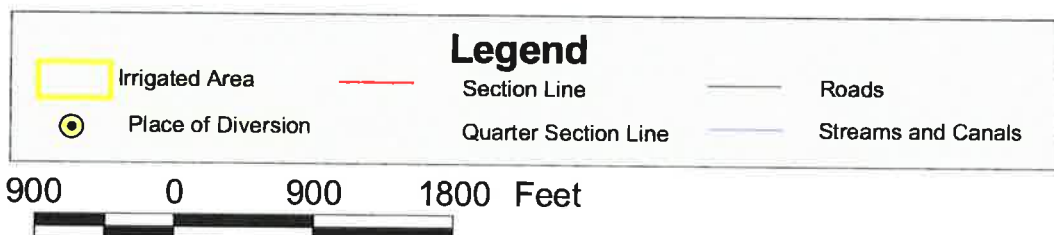
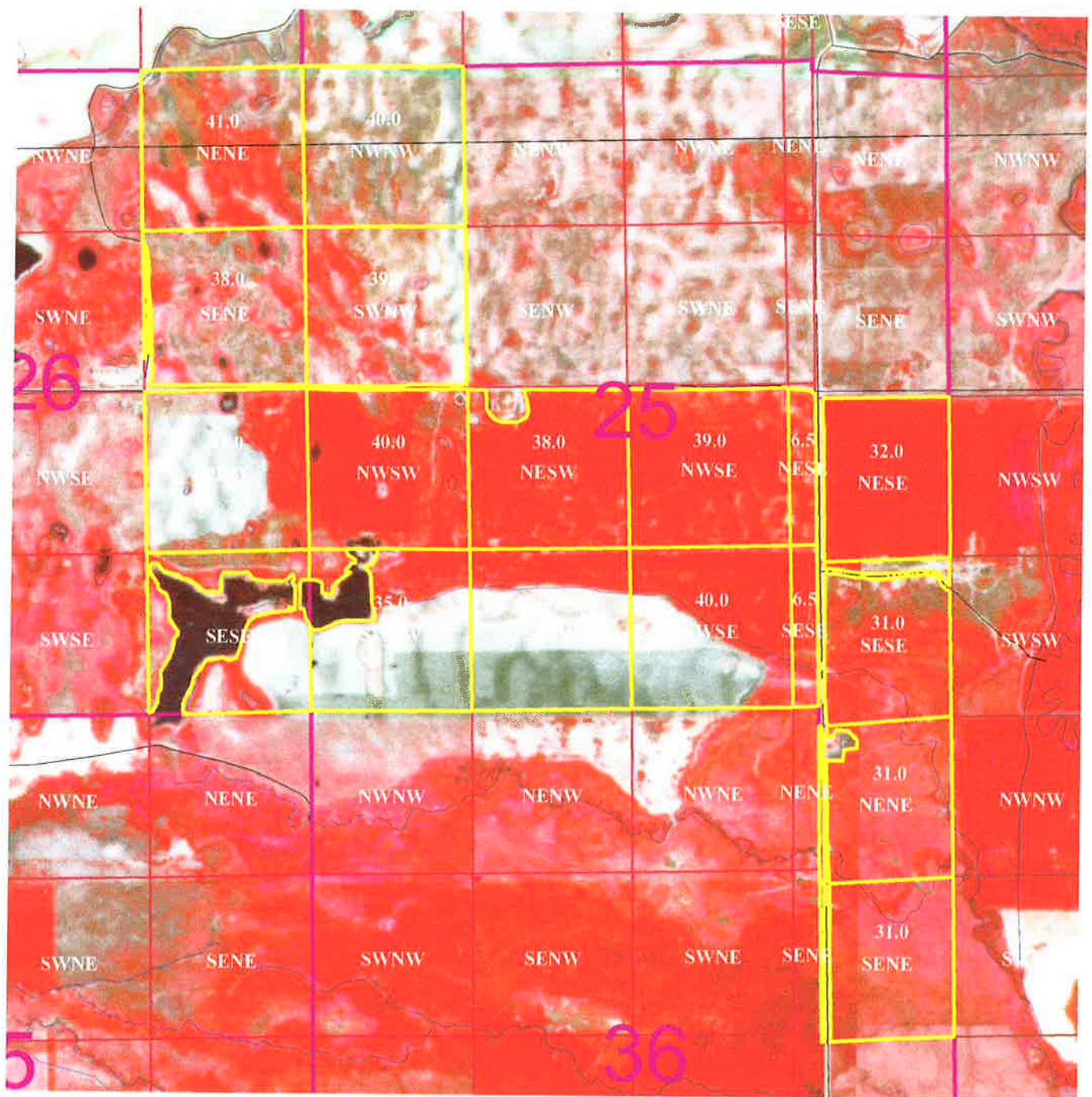
 Roads

 Streams and Canals

Legend



Township , 6S38E



July 3, 2003

To Whom It May Concern:

I have done some research in regards to the tile drain, east of the Portneuf Canal. I purchased a 1965 International 10 wheeler in 1967 that I used to haul the gravel to put around the tile. The reason I remember the year was that I got the 10 wheeler stuck, loaded with gravel, and pulled the front axel out from under it.

The tile drain was completed in 1967 and 1968. The open drain on the west side of the Portneuf Canal was done one year later in 1969.

If there are any other questions please call. I can be reached on my cel phone @ 801-557-7740.

Sincerely,



Rondo Perkins

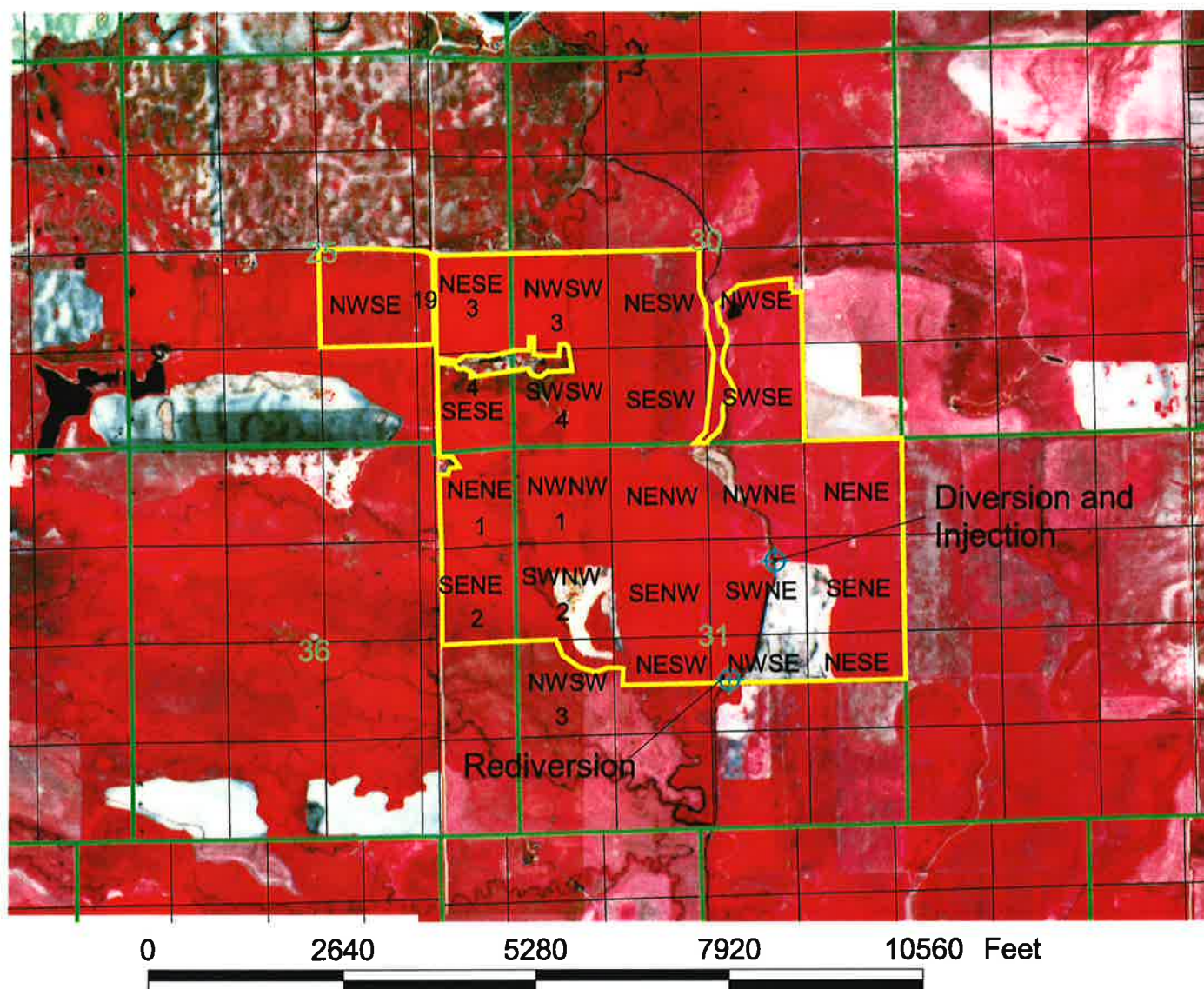


Department of Water Resources

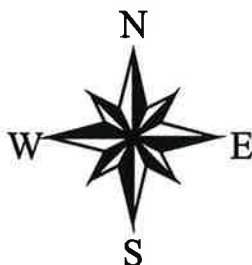
Claim No: 29-10318

TwP 06S Rge 38E

TwP 06S Rge 39E



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



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

Summary Data Entry Form

Claim No.: _____

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

disallow

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Claim No.: _____

Reviewer _____ Date _____



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

PIPELINES. POD is a concrete structure measuring approx. 10' x 40'. Structure is covered with borads. Depth of structure is estimated at 4 ft. POD is fed from POD ID No. 196601 via two 24" waterman canal gates. POD feeds a 12 to 14 inch pipeline which is buried for about 1/4 of a mile then surfaces approximately half way between POD ID no. 214096 and POD ID No. 196601.

Assumptions

Free discharge, and stream can maintain head.

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

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

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 Depth ☐ Rectangular ChannelWidth Depth

Flow Calculation

☐ ContinuityVelocity ☒ 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

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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MAY 7 2001

Log for claim A29-10318

Spatial Dynamics LTD

6/19/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06s38e	25	NWNW	40	40	
06s38e	25	SWNW	40	39	
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	NESE	30	32	
06s38e	25	NWSE	40	39	
06s38e	25	SWSE	40	40	
06s38e	25	SESE	30	31	
06s38e	25	SESE	10	6.5	
06s38e	26	NENE	40	41	
06s38e	26	SENE	40	38	
06s38e	26	NESE	40	41	
06s38e	26	SESE	28	25	
06s38e	36	NENE	30	31	
06s38e	36	SENE	30	31	
Totals:			603	594	

AJ5809NP
No. A29-10318

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 158

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	04/15/1881	IRRIGATION	04-15 09-15	3.200 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					3.200 CFS	2210.50 AFA

Water Source: TOPONCE CREEK, NORTH FORK

Tributary to: PORTNEUF RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T06S R38E S33

SESESE

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	38E	25	:							40		40				40		40		35	40	:	395.0
06S	38E	25	:															19-10		40	04-30	:	20-10
06S	38E	26	:		40				40									40			28	:	148.0
06S	38E	36	:	01-30					02-30													:	60.0
																				TOTAL ACRES	:	603.0	

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 A29-00125
A29-10248 A29-10319 A29-10320

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

A29-00121 A29-00122 A29-00123 A29-00123A A29-00123B A29-00124 A29-00125 A29-00125A A29-00125B A29-04346
A29-10314 A29-10315 A29-10319 A29-10320

Remarks: GEN CLAIM SUPPORTED BY ABSTRACT DEED ATTACHED AND EXPLAINED AS IN
A29-10315.

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

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

Audit: 07/06/90 SHAFF 08/01/94 THOMPSON 03/29/95 POST-STD

Abstract No. 10900.

William J. West and Maud
G. West, his wife,

to

A. J. Knollin.

RECEIVED

FEB 28 1995

Department of Water Resources
Eastern District Office

WARRANTY DEED

Dated: July 19, 1907

Filed: July 23, 1907

at 4 P. M.

Recorded: Book 17 Deed

Record Page 38

Consideration: \$18,941.80

Grant, bargain, sell, convey and confirm land in Bannock County,
Idaho:

Lots numbered three and four, Southwest quarter of Southeast quarter, Southeast quarter of Southwest quarter and West half of Southwest quarter of Section twenty-five; and East half of Southeast quarter of Section twenty-six, Township six South of Range thirty-eight East. (Also certain other property not now under search) according to Official Plat of survey of said lands returned to General Land Office by Surveyor General.

Together with all water, water rights, water privileges and water franchises belonging to or in anywise used with or upon said land or any part thereof and all ditches, dams, canals and other works for diversion and conveyance of said water to and upon said land and particularly one hundred sixty inches of water appropriated from North Fork of Toponce Creek about twenty-six years ago, same having been continually used upon said land or some part thereof since date of said appropriation; four cubic feet per second of time of waters of Toponce Creek appropriated by Lucinda E. Metcalf June 18, 1902 and recorded in Book "2" of Water Locations at Page "152" of Records of Bannock County, Idaho, two hundred forty inches of waters from Portneuf River appropriated by Jacob West April 12, 1889 and recorded in Book "1" of Water Locations at Page "279" of records of Bannock County, Idaho; two hundred forty inches of waters of Portneuf River appropriated by W. J. West April 12, 1889 and recorded in Book "1" of Water Locations at Page "281" of Records of Bannock County, Idaho; eight hundred inches of waters of Portneuf River appropriated by Jacob West, W. J. West and C. S. West in June, 1891 and which is recorded in Book "1" of Water Locations at Page "427" of Records of Bannock County, Idaho, these waters being diverted by appropriators through what is known as "High Line" or "East Side" ditch, also whole of waters of Portneuf River as same passes through land above described diverted by means of dams and headgates in said river which back up said water upon and over and floods hay lands belonging to said first party.

All above described waters having heretofore been used upon said lands or some part thereof.

This Deed is given and accepted subject to taxes for year 1907 which

BANNOCK TITLE-ABSTRACT COMPANY

PAGE NUMBER

13

NOV 13 1907

Abstract No. 10900.

William J. West and Maud
G. West, his wife,

to

A. J. Knollin.

RECEIVED
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Department of Water Resources
Eastern District Office

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BANNOCK TITLE-ABSTRACT COMPANY

PAGE NUMBER

13

Abstract No. 10900.

A29-10318

William J. West and Maud
G. West, his wife,

to

A. J. Knollin.

WARRANTY DEED

Dated: July 19, 1907

Filed: July 23, 1907

at 4 P. M.

Recorded: Book 17 Deed

Record Page 38

Consideration: \$18,941.80

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All above described waters having heretofore been used upon said lands or some part thereof.

This Deed is given and accepted subject to taxes for year 1907 which

BANNOCK TITLE-ABSTRACT COMPANY

PAGE NUMBER

second party herein assumes and agrees to pay.

Covenants of quiet and peaceable possession and general warranty.

One Witness

William J. West (Seal)

Maud G. West (Seal)

Acknowledged: Bannock County, Idaho; July 19, 1907; by William J. West and Maud G. West, wife of said William J. West; before Fred G. Caldwell, Notary Public in and for said County. (Seal)

MICROFILMED

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 29-10318
Date Received: 2/14/1990
Receipt No: C014654
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

C V RANCHES Phone: (208) 547-7487

3124 NIPPER RD
BANCROFT ID USA 83217

2. Date of Priority: 06/01/1973

3. Source: UNNAMED DRAIN

Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	39E	31	NE SW NE	CARIBOU	
06S	39E	31	NE SW NE	CARIBOU	I
06S	39E	31	NW NW SE	CARIBOU	R

5. Description of diverting works:

DRAIN INJECTS WATER INTO THE PORTNEUF RIVER. THE CO-MINGLED WATER IS
REDIVERTED BY PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/1	10/31	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
06S	38E	25	NE	SE	3	IRRIGATION	32
			NE	SE	19	IRRIGATION	6.4
			NW	SE		IRRIGATION	40
			SE	SE	4	IRRIGATION	27
						Section Acres	105.4
06S	38E	36	NE	NE	1	IRRIGATION	30
			SE	NE	2	IRRIGATION	30
						Section Acres	60
06S	39E	30	NE	SW		IRRIGATION	39
			NW	SW	3	IRRIGATION	40
			SW	SW	4	IRRIGATION	35
			SE	SW		IRRIGATION	40
			NW	SE		IRRIGATION	21
			SW	SE		IRRIGATION	34
						Section Acres	209
06S	39E	31	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	40
			SW	NW	2	IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	19
			NW	SW	3	IRRIGATION	6.3
			NE	SE		IRRIGATION	20
			NW	SE		IRRIGATION	20
						Section Acres	385.3
			Total Acres	759.7			

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:

3



C< RANCHES

Cattle, Grain & Trucking

(208) 648-7863

Rondo W. Perkins
Julie Perkins

Route 1 Box 1360
Bancroft, ID 83217

Drain # 2

Drain 2 was dug in June of 1973 it was tiled and finished in August of 1973 we put that drain in so we could dry up the cattails and get the water off of approximately 60 acres.

We got 40 to 50 inches of water. We ended the drain in the canal and started pumping it through the south pump in June of 1976.

Rondo W. Perkins

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS

1/20/2003

Disallowed

RIGHT NUMBER: 29-10318

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

SOURCE: NORTH FORK TOPONCE CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 04/15/1881

POINT OF DIVERSION:

T06S R38E S33 SESESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 9/15	3.200 CFS

PLACE OF USE:

IRRIGATION Within CARIBOU County

T06S R38E S25	NWNW	40.0	T06S R38E S25	SWNW	40.0
T06S R38E S25	NESW	40.0	T06S R38E S25	NWSW	40.0
T06S R38E S25	SWSW	35.0	T06S R38E S25	SESW	40.0
T06S R38E S25 Lot 3	NESE	30.0	T06S R38E S25 Lot 19	NESE	10.0
T06S R38E S25	NWSE	40.0	T06S R38E S25	SWSE	40.0
T06S R38E S25 Lot 4	SESE	30.0	T06S R38E S25 Lot 20	SESE	10.0
T06S R38E S26	NENE	40.0	T06S R38E S26	SENE	40.0
T06S R38E S26	NESE	40.0	T06S R38E S26	SESE	28.0
T06S R38E S36 Lot 1	NENE	30.0	T06S R38E S36 Lot 2	SENE	30.0

603 ACRES TOTAL

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

RIGHT NOT CLAIMED IN PRIOR ADJUDICATION: This is included for a claim that is PROPOSED to be disallowed because rights to water from the source claimed were determined in a prior general adjudication, the right was not decreed in the prior adjudication, and the claim cannot be recommended based upon beneficial use.

RIGHT NOT CLAIMED IN PRIOR ADJUDICATION.

EXPLANATORY MATERIAL: Posted Notice

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

Ident. Number: A29-10318
Date Received: 2/13/1990
Receipt No: 2014654
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: APR 15, 1881

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

A2910318



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	04/15	09/15	3.200		160 inches

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

A.F.A.

8. Total consumptive use is 2210.5 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	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
06S	38E	25	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:
CLAIM SUPPORTED BY ABSTRACT DEED ATTACHED AND EXPLAINED AS IN
A29-10315.

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