

06/25/2003

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

RIGHT NUMBER: 29-13532

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

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 4.290 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.29 CFS. COMBINED RIGHT NOS.: 29-10313, 29-10314
AND 29-13532

PRIORITY DATE: 04/01/1975

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T06S R39E S30 NESWNW Lot 2 Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.290 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, 29-13531, 29-13532 AND
29-2420

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

06/25/2003

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

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.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.
29-10313 AND 29-10314 PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

THIS RIGHT IS FOR AN ENLARGEMENT OF 545.3 ACRES WITHIN THE PLACE
OF USE DESCRIBED FOR THIS RIGHT.

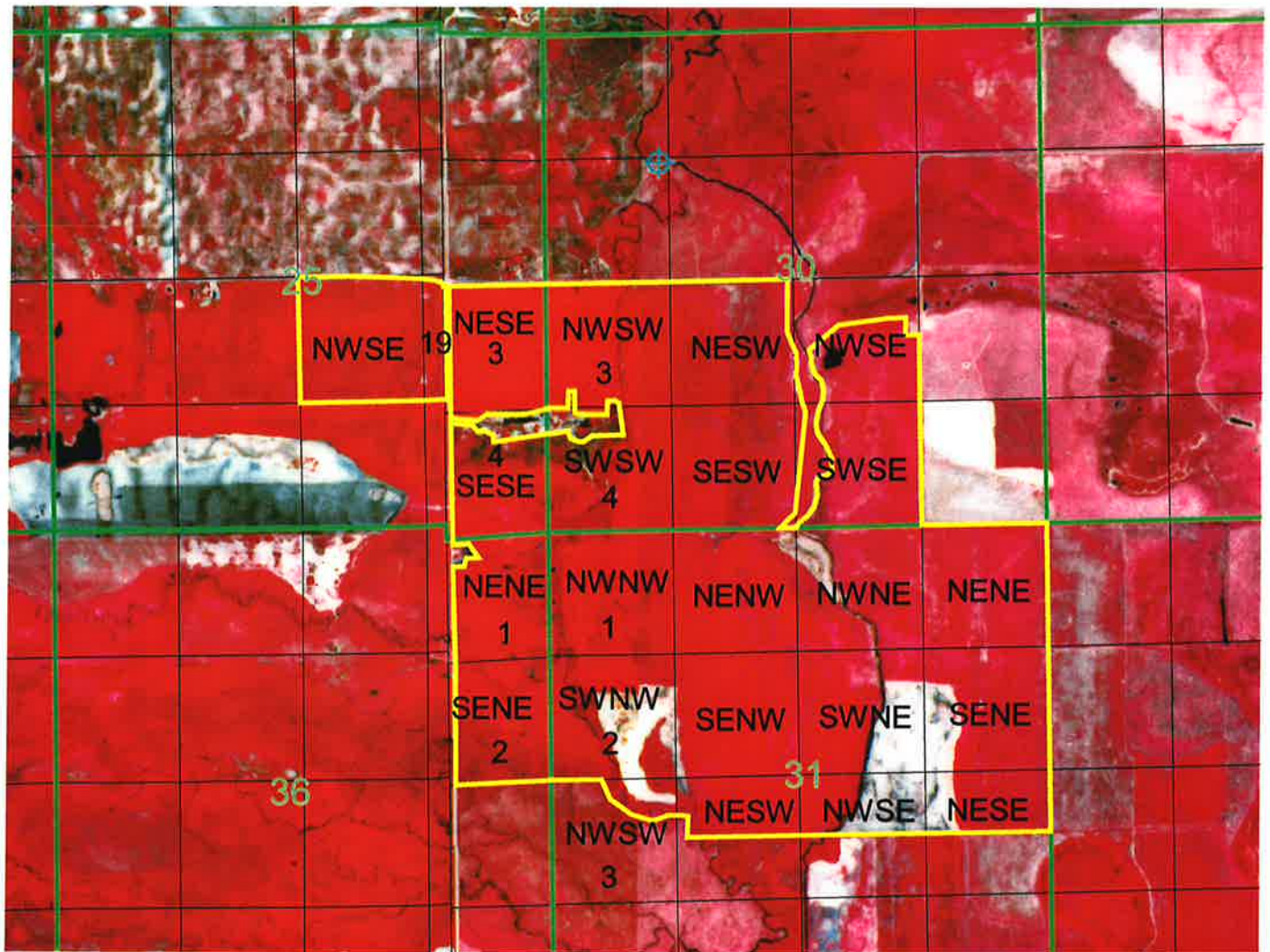


Department of Water Resources

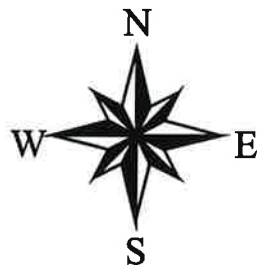
Claim No: 29-10313. 29-10314
29-13532

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

PUBLIC NOTICE

First Time Published

**NOTICE OF
ENLARGEMENT OF
WATER RIGHT**

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Caribou County are shown to the nearest section--more specific locations are available upon request.

Water Right 29-10065

NAME & ADDRESS: NORMAN W. & WANDA J. FRANK, 835 West 100 South, Blackfoot, ID 83221

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1974
POINT OF DIVERSION: T06S, R39E, S19, SWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T06S, R39E, S29, SWNW, NWSW, S30, SENE, NESE

This right is for an enlargement of 56.0 acres within the total 133.0 acres recommended.

Water Right: 29-10171

NAME & ADDRESS: DON C & VIRGINIA E. RIGBY, P.O. BOX 187, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T08S, R40E, S16, SENWSE, S21, NENESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E, S27, SWNW, NWSW, SWSW, S28, NENE, SENE, NESE, SESE

This right is for an enlargement of 280.0 acres within the total 280.0 acres recommended.

Water Right: 29-10176

NAME & ADDRESS: DEAN SMITH, 826 WOOD ROAD, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T07S, R39E, S09, SESWSW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S, R39E, S09, SWNE, SENE, SENW

This right is for an enlargement of 100.0 acres within the total 100.0 acres recommended.

Water Right: 29-10247

NAME & ADDRESS: MAX D. & BONNIE K. RIGBY, P.O. BOX 12, BANCROFT, ID 83217

SOURCE: GROUNDWATER
PRIORITY DATE: 04-01-1987
POINT OF DIVERSION: T08S, R39E, 16, SENESW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R39E, 16, NWNW, SWNW, SENW, NESW, NWSW

This right is for an enlargement of 12.0 acres within the total 107.0 acres recommended.

Water Right: 29-10310

NAME & ADDRESS: JON L. JONSSON, 2040 IVINS ROAD, BANCROFT, ID 83217

SOURCE: TEN MILE SPRING
TRIBUTARY: SINKS
PRIORITY DATE: 04/01/1980
POINT OF DIVERSION: T08S, R40E, S22

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T08S, R40E, S22, NESW, NWSW, SWSW, SESW, NWSE, SWSE

This right is for an enlargement of 200.0 acres within the total 240.0 acres recommended.

**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his oath, states:

That he is publisher of the Caribou County Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County that said newspaper has been published in said County uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement;

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for

two

successive weekly issues thereof, the date of the first publication being the

18th day of

December, 2003

The date of the last publication

being the 25th day of

December, 2003

On this 30th day of December

in the year of 2003, before me, a Notary Public, personally appeared

Mark Steele

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Cal Judson
Notary Public for Idaho
Residing at Soda Springs, Idaho
My commission expires:

March 11, 2006



Water Right: 29-13396

NAME & ADDRESS:
WILLIAM JEAN & MARY
ARLENE TREASURE, 2888
CHESTERFIELD ROAD, BANCROFT, ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1975
POINT OF DIVERSION:
T06S, R39E, S33, NWNWSE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S33, NWNW, SWNW, NESW,
NWSW, SESW

This right is for an enlargement
of 91.0 acres within the total 131.0
acres recommended.

Water Right: 29-13408

NAME & ADDRESS: ALAN
& ADA K. SMITH, 2620 KELLY
TOPONCE ROAD, BANCROFT,
ID 83217

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION: T07S,
R38E, S24, SWSWNE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T07S, R38E,
S23, SWNE, SENE, NESE,
NWSE, S24, SWNW, SENW,
NESW, NWSW

This right is for an enlargement
of 145.0 acres within the total
297.0 acres recommended.

Water Right: 29-13421

NAME & ADDRESS: STOD-
DARD FARMS OF GRACE, 2004
TWO MILE ROAD, GRACE, ID
83241

SOURCE: GROUNDWATER

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T09S,
R39E, S14, NENE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T09S, R39E,
S11, NENW, NWNW, SWNW,
SESW, SWSW, SESE, SWSE,
SESE, S14, NENE, NWNE,
NENW, NWNW

This right is for an enlargement
of 23.0 acres within the total 330.0
acres recommended.

Water Right: 29-13428

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: TWENTY FOUR
MILE CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1987
POINT OF DIVERSION:
T06S, R39E, S33, SWSW, T07S,
R39E, S04, LOT 4(SWNW), S05,
SESWE, S08, NESWNE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S33, SWSW, T07S, R39E, S03,
NWSW, S04, LOT 2(SWNE), LOT
2(SENE), LOT 3(SENW), NESW,
NWSW, NESE, NWSE, S05,
NESE, NWSE, SWSE, S08,
NWNE, SWNE, NENW, SENW

This right is for an enlargement
of 223.5 acres within the total
572.0 acres recommended.

Water Right: 29-13429

NAME & ADDRESS: CRAN-
DALL FARMS, INC., 2919
HANSEN ROAD, BANCROFT,
ID 83217

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 04/01/1974

POINT OF DIVERSION:
T06S, R39E, S31, NWSE, T07S,
R39E, S05, LOT 4(NWNW)

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R39E,
S31, NESE, NWSE, SWSE, SESE,
S32, NWNE, SWNE, NWSE,

SWSE, NENW, NWNW, SWNW,
SESW, NESW, NWSW, SWSW,
SESW, S33, SWSW, T07S, R39E,
S03, NWSW, S04, LOT 2(SWNE),
LOT 1(SENE), LOT 4(SWNW),
LOT 3(SENW), NESW, NWSW,
NESE, NWSE, S05, LOT
2(SWNE), LOT 1(SENE), LOT
4(SWNW), LOT 3(SENW),
NESW, NWSW, SWSW, SESW,
NESE, NWSE, SWSE, S08,
NENW, NWNW, SENW

This right is for an enlargement
of 373.0 acres within the total
1400.7 acres recommended.

Water Right: 29-13482

NAME & ADDRESS: WAYNE
C. PERKINS, 13825 NORTH 7TH
STREET, STE. M, PHOENIX, AZ
85022

SOURCE: TOPONCE CREEK
TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/15/1946
POINT OF DIVERSION:
T06S, R38E, S33, SWSESE
PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S26, NESW, SESW

This right is for an enlargement
of 9.0 acres within the total 60.0
acres recommended.

Water Right: 29-13499

NAME & ADDRESS: C V
CATTLE INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217

SOURCE: TOPONCE CREEK
TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1975
POINT OF DIVERSION:
T06S, R38E, S33, SWSESE

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S25, NWNW, SWNW, NESW,
NWSW, SWSW, SESW, LOT
19(NESE), NWSE, SWSE, LOT
20(SESE), S26, NENE, SENE,
NESE, SESE

This right is for an enlargement
of 202.5 acres within the total
437.5 acres recommended.

Water Right: 29-13532

NAME & ADDRESS: C V
RANCHES, 3124 NIPPER ROAD,

BANCROFT, ID 83217

SOURCE: PORTNEUF RIVER
TRIBUTARY: SNAKE RIVER
PRIORITY DATE: 04/01/1975
POINT OF DIVERSION: T06S,
R39E, S30, LOT 2(NESWNW)
PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S25, LOT 3(NESE), NWSE, LOT
4(SESE), S36, LOT 1(NENE),
LOT 2(SENE), R39E, S30, NESW,
LOT 3(NWSW), LOT 4(SWSW),
SESW, NWSE, SWSE, S31,
NENE, NWNE, SWNE, SENE,
NENW, LOT 1(NWNW), LOT
2(SWNW), SENW, NESW, LOT
3(NWSW), NESE, NWSE

This right is for an enlargement
of 545.3 acres within the total
759.7 acres recommended.

Water Right: 29-13556

NAME & ADDRESS: C V
CATTLE, INC., 3124 NIPPER
ROAD, BANCROFT, ID 83217
SOURCE: TOPONCE CREEK
TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 04/01/1970
POINT OF DIVERSION: T06S,
R38E, S35, NWNESW, S36,
SESW

PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T06S, R38E,
S35, NESE, SESE, S36, NESW,
NWSW, SWSW, SESW, SWSE,
LOT 20(SESE)

This right is for an enlargement
of 35.5 acres within the total 169.5
acres recommended.

Water Right: 29-13621

NAME & ADDRESS: LARRY
& LANA NAEF, 5513 EAST OLD
OREGON TRAIL ROAD, LAVA
HOT SPRINGS, ID 83246

SOURCE: WEST BOB SMITH
CREEK

TRIBUTARY: PORTNEUF
RIVER

PRIORITY DATE: 07/15/1976
POINT OF DIVERSION: T09S,
R37E, S15, SENENW, SESENW
PURPOSE OF USE: IRRIGA-
TION

PLACE OF USE: T09S, R37E,
S22, NENE, NENW

This right is for an enlargement
of 2.0 acres within the total 6.2
acres recommended.

The water rights will be subject
to all prior water rights. Those
asserting injury from the enlarge-
ments may file petitions with the
Director, Idaho Department of
Water Resources, Eastern Region,
900 North Skyline Drive, Ste. A,
Idaho Falls, ID 83402-3653 on or
before March 25, 2004.

Published Dec. 18 and 25, 2003
in the Caribou County Sun.

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 29-13532
Date Received: 4/23/2003
Receipt No: ED2869B
Received By: EMC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A2913532



1. Name of Claimant(s)

C V RANCHES Phone: (208) 547-7487
3124 NIPPER RD
BANCROFT ID USA 83217

2. Date of Priority: 04/01/1975

3. Source: PORTNEUF RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	39E	30	NE SW NW 2	CARIBOU	

5. Description of diverting works:

Headgate on Portneuf River.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	4.29	

7. Total Quantity Appropriated is:

4.29 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:

This claim is based on an enlargement of claim 29-10313 and 29-10314

15. Basis of Claim: Beneficial Use

16. Signature(s)

