

06/16/2003

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

RIGHT NUMBER: 29-13321

NAME AND ADDRESS: CARL L PHILLIPS
2884 W 1400 S
ABERDEEN ID 83210

NOLA RAE PHILLIPS
2884 W 1400 S
ABERDEEN ID 83210

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 3.430 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-31 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.43 CFS.

PRIORITY DATE: 08/08/1932

POINT OF DIVERSION:

T07S R39E S18 NENESE 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	3.430 CFS
STOCKWATER	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R38E S24 Lot 1 NENE	1.6	T07S R38E S24 Lot 2 SENE	2.8
T07S R39E S17 NWSW	38.0	T07S R39E S17 SWSW	40.0
T07S R39E S18 NESE	5.6	T07S R39E S18 SESE	4.8
T07S R39E S19 NENE	16.0	T07S R39E S19 SWNE	28.0
T07S R39E S19 SENE	40.0	T07S R39E S19 Lot 2 SENW	4.5
T07S R39E S19 Lot 3 NESW	13.0	T07S R39E S19 Lot 4 SESW	3.3
T07S R39E S19 NESE	37.0	T07S R39E S19 NWSE	21.0
T07S R39E S19 SWSE	7.2	T07S R39E S19 SESE	1.4
T07S R39E S20 NWNW	40.0	T07S R39E S20 SWNW	40.0
T07S R39E S20 NWSW	38.0		

STOCKWATER same as IRRIGATION

382.2 ACRES TOTAL

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 29.

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 and right 29-31 is limited to the irrigation of 172 acres within
the place of use described above in a single irrigation season.

Water Right 29-13321

1

06/16/2003

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

EXPLANATORY MATERIAL: Beneficial Use

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

RIGHT NO. 29-30, , 29-31 AND 29-13320 IS ALSO DIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE.

07/11/2002

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

RIGHT NUMBER: 29-13321

NAME AND ADDRESS: CARL L PHILLIPS
2884 W 1400 S
ABERDEEN ID 83210

NOLA RAE PHILLIPS
2884 W 1400 S
ABERDEEN ID 83210

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.43 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-31 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.43 CFS.

PRIORITY DATE: 08/08/1932

POINT OF DIVERSION:

T07S R39E S18 NENESE 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	3.430 CFS
STOCKWATER	04/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R39E S17	NWSW	32.0	T07S R39E S17	SWSW	40.0
T07S R39E S18	NESE	5.0	T07S R39E S18	SESE	5.0
T07S R39E S19 Lot 3	11.0		T07S R39E S19 Lot 4	15.0	
T07S R39E S19	NENE	15.0	T07S R39E S19	SWNE	28.0
T07S R39E S19	SENE	39.0	T07S R39E S19 Lot 2	SWSW	5.0
T07S R39E S19	NESE	40.0	T07S R39E S19	NWSE	20.0
T07S R39E S19	SWSE	12.0	T07S R39E S19	SESE	4.0
T07S R39E S20	NWNW	40.0	T07S R39E S20	SWNW	40.0
T07S R39E S20	NWSW	37.0	T07S R39E S24	NENE	1.0
T07S R39E S24	SENE	3.0			

STOCKWATER same as IRRIGATION

392 ACRES TOTAL

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 29.

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 and right 29-31 is limited to the irrigation of 172 acres within
the place of use described above in a single irrigation season.

EXPLANATORY MATERIAL: Beneficial Use

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

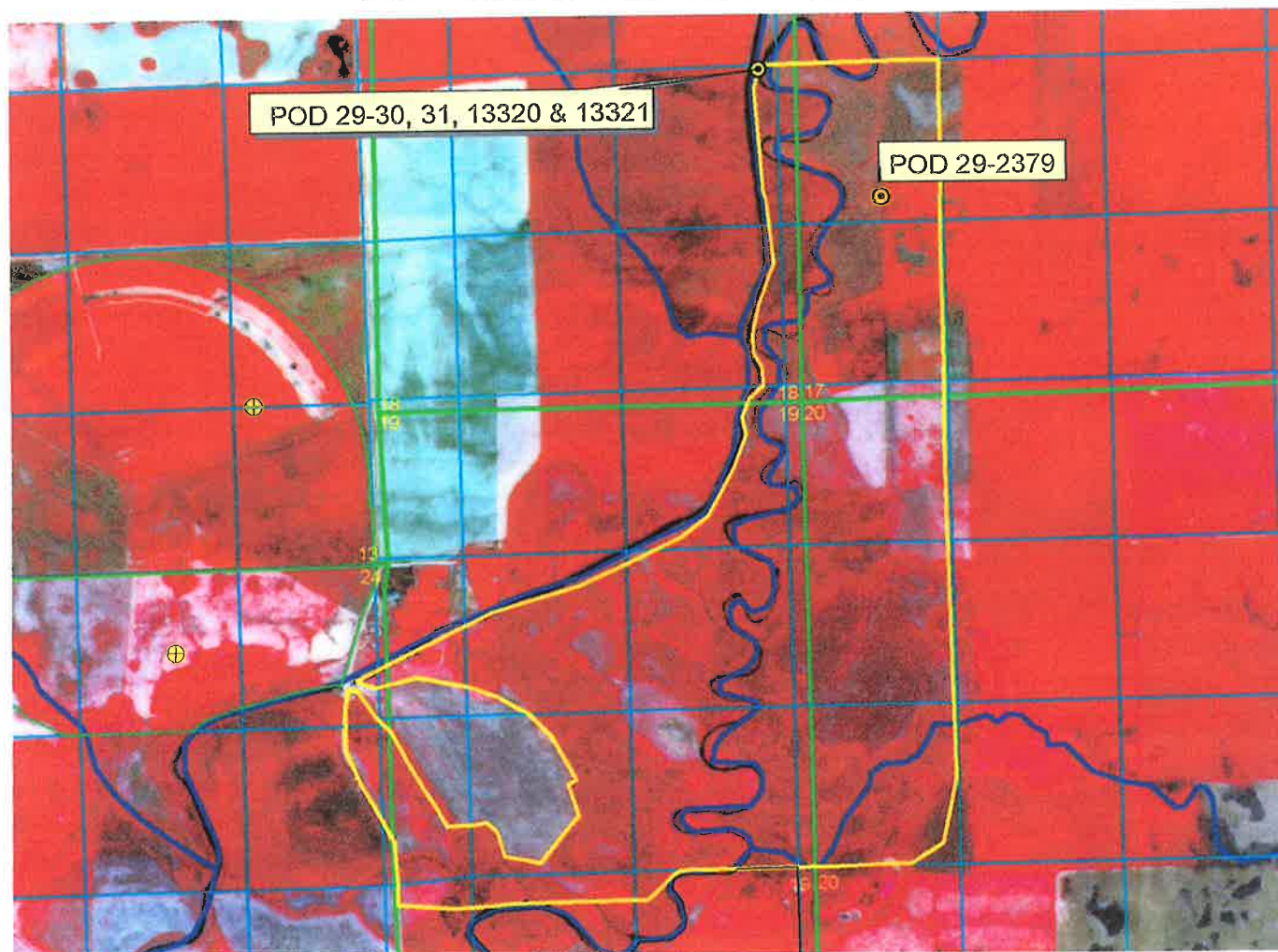
RIGHT NO. 29-30, , 29-31 AND 29-13320 IS ALSO DIVERTED THROUGH
POINT OF DIVERSION DESCRIBED ABOVE.



STATE OF IDAHO

Department of Water Resources
Eastern Region

**Water Rights 29-30, 29-31, 29-2379,
29-13320 and 29-13321.**



0.09 0 0.090.18 Miles



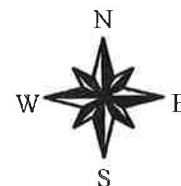
IRRIGATED ACRES: 382.2

LEGEND

- Point of Diversion
- Place of Use
- STREETS
- SECTIONS
- QUATER-QUATERS
- STREAMS

Place of Use: T7S, R39E,
(part of) Sections 17, 18, 19, 20 and 24

Points of Diversion: T7S, R39E
Sec. 17 SENWSW and Sec. 18
NENESE



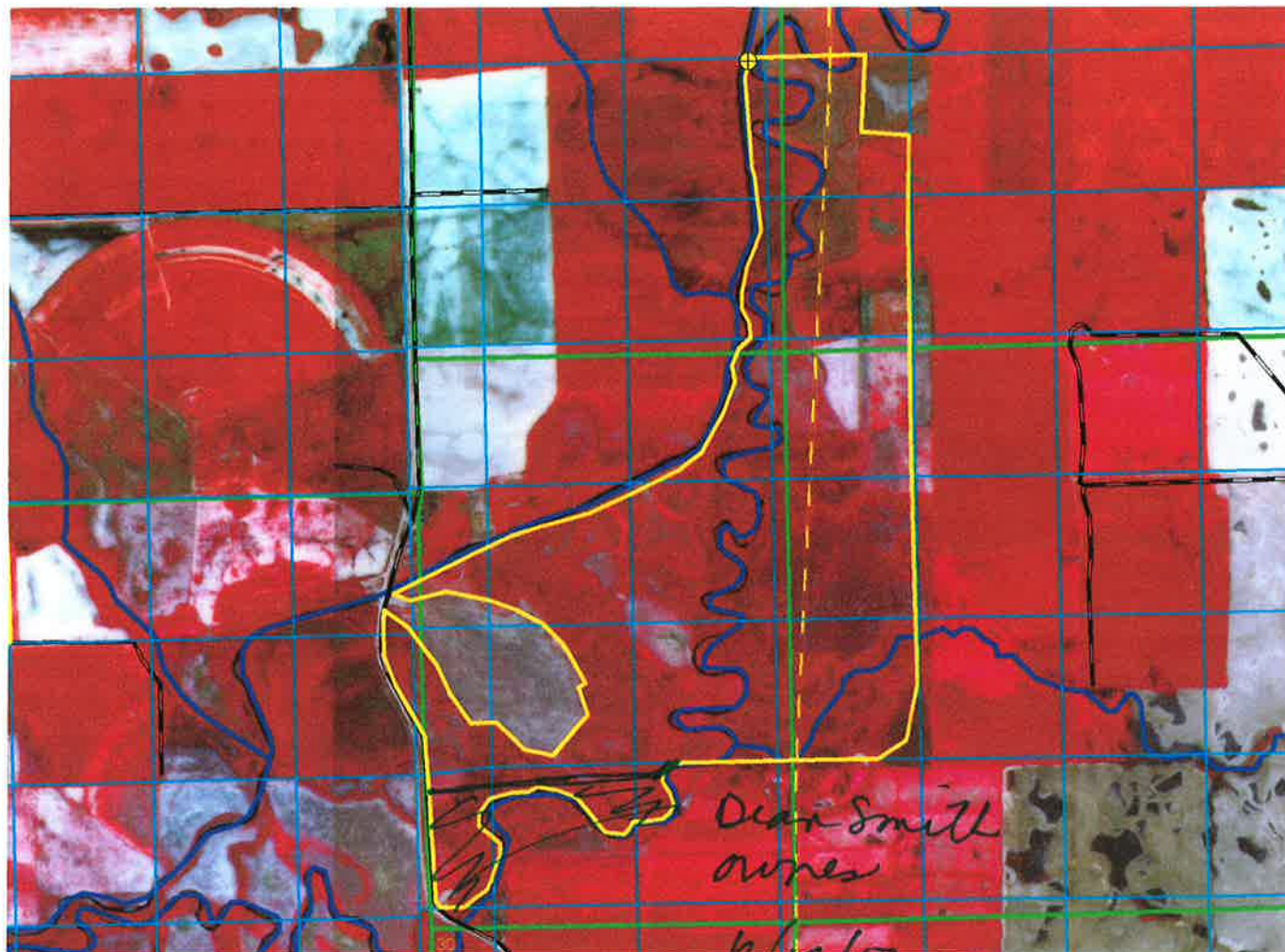
GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: June, 2003



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right 29-30, 29-31, 29-13320 and 29-13321



1000 0 1000 2000 3000 Feet

LEGEND

-  Point of Diversion
-  Place of Use
-  STREETS
-  SECTIONS
-  QUATER-QUATERS
-  STREAMS

Place of Use: T7S, R39E,
(part of) Sections 17, 18, 19, 20 and 24

Points of Diversion: T7S, R39E
Sec. 18 NENESE

Carla G. Assessor's Office
Preston Phelps



GIS Place of Use Illustration
1987/88 NAPP PHOTOGRAPHY
Prepared by C. Bird
Date: July 2002

Priority Date Data Entry Form

Claim Number: 29-13321

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/1/1887 Claimed Basis: B. U.Recommended Priority Date: 8/8/1932. Recommended Basis B. U.☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

- priority date must be 1-day after the U.G. & Elev. decree 8/7/1932.
- evidence of priority in file 29-13320.
- 7/2/02 emailed Ernie Carlson to see if this claim and 29-13320 is actually expansions to the decreed rights.
- A29-31 - extending the son from decree.

Reviewer: CBDate: 7/2/02

Claim Number: 29-13321

Source: Portneuf River Tributary: Snake River

Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
-----	-----	-----	---------	----------------	--------	--------

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

GPS Coordinates: _____

Other rights from this POD? ex (29-31) 29-30, 29-13320

Document how the POD and Source were verified and/or Pump and Motor data:

extended SO4 to claim 29-31

Transfers Changing POD NO

Reviewer: CB

Date: 7/2/02

Place Of Use Data Entry Form

Claim Number: 29-13321☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres ~~443~~ 392.

Document how the POU was verified:

Same as 29-31, 29-30, 29-13320.1987/88 NAPP Photography
Accomplished chg in POU Remark needed.Transfers Changing POU XFDReviewer: CBDate: 7/2/02.*See
shape
file.*

Purpose of Use Data Entry Form

Claim Number: 29-13321☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation			392	

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation.			171.86	
Stock		400		

Document how the Purpose of Use was verified:

UG & E decreeTransfers Changing Purpose of Use NOReviewer: CBDate: 7/2/02

Period of Use and Quantity Data Entry Form

Claim Number: 29-13321☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	3.43	

Overall Diversion Rate 3.43

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/1	10/31	3.43	
Stock	4/1	10/31	0.09	

Overall Diversion Rate 3.43

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

- Administrative SOU is 4/1 - 10/31, UG & E decree decreed the SOU as 4/15 - 9/15, this claim includes the addition irrigation season.

Reviewer: CBDate: 7/2/02

Contacts Data Entry Form

[illegible]

Current Owner _____

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ **Phone Number:** _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ **Time:** _____

Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Reviewer: CB

Date: 11/2/62

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 29-13321
Date Received: 3/11/2002
Receipt No:
Received By:

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

1. Name of Claimant(s)

CARL L PHILLIPS Phone: (208)397-4690
2884 W 1400 S
ABERDEEN ID USA 83210

NOLA RAE PHILLIPS Phone: (208)397-4690
2884 W 1400 S
ABERDEEN ID USA 83210

2. Date of Priority: 05/01/1887

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
07S	39E	17	NW SW	CARIBOU	

5. Description of diverting works:

PRIVATE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	3.43	

7. Total Quantity Appropriated is:
3.43 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
----------	-------	---------	----------------	-----	-------



07S	39E	17	NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	40
						Section Acres	80
07S	39E	18	NE	SE		IRRIGATION	6
			SE	SE		IRRIGATION	6
						Section Acres	12
07S	39E	19	NE	NE		IRRIGATION	6
			NW	NE	2	IRRIGATION	8
			NW	NE	3	IRRIGATION	20
			SW	NE		IRRIGATION	30
			SE	NE		IRRIGATION	38
			NE	SE		IRRIGATION	38
			NW	SE		IRRIGATION	40
						Section Acres	180
07S	39E	20	NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			NW	SW		IRRIGATION	40
						Section Acres	120
						Total Acres	392

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:

OTHER WATER RIGHTS A29-30, A29-31 AND A29-2379
THIS B/U CLAIM WAS FILED TO EXTEND THE SEASON OF USE TO ADMINISTRATIVE SEASON ON
CLAIM A29-31

STOCKWATER, 400 RANGE CATTLE

15. Basis of Claim: Beneficial Use

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 29-13321Date Received 3-11-02Receipt Number E027526

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Carl L. & OR Nola Rae Phillips Phone (208) 397-4690Mailing Address 2884 W. 1400S. Aberdeen, ID Zip 832102. Date of Priority (Only one (1) per claim) May 1, 18873. Source of water supply (a) Portneuf River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 07S Range 39E Section 17,
1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Caribou

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. private ditch.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 4/15 amount 3.43 or _____

For Irrigation purposes from 9/16 to 10/31 amount 3.43 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.43 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 950 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 400 head of range cows

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>015</u>	<u>39E</u>	<u>17</u>										<u>40</u>	<u>40</u>						<u>80</u>
		<u>18</u>													<u>6</u>			<u>6</u>	<u>12</u>
		<u>19</u>	<u>6</u>	<u>2-28</u> <u>2-3/20</u>	<u>30</u>	<u>38</u>									<u>38</u>	<u>40</u>			<u>180</u>
		<u>20</u>						<u>40</u>	<u>40</u>			<u>40</u>							<u>120</u>

Total number of acres irrigated 392

11. In which county (ies) are lands listed above as place of use located? Caribou

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A29-30, A29-31, A29-2379. or None ()

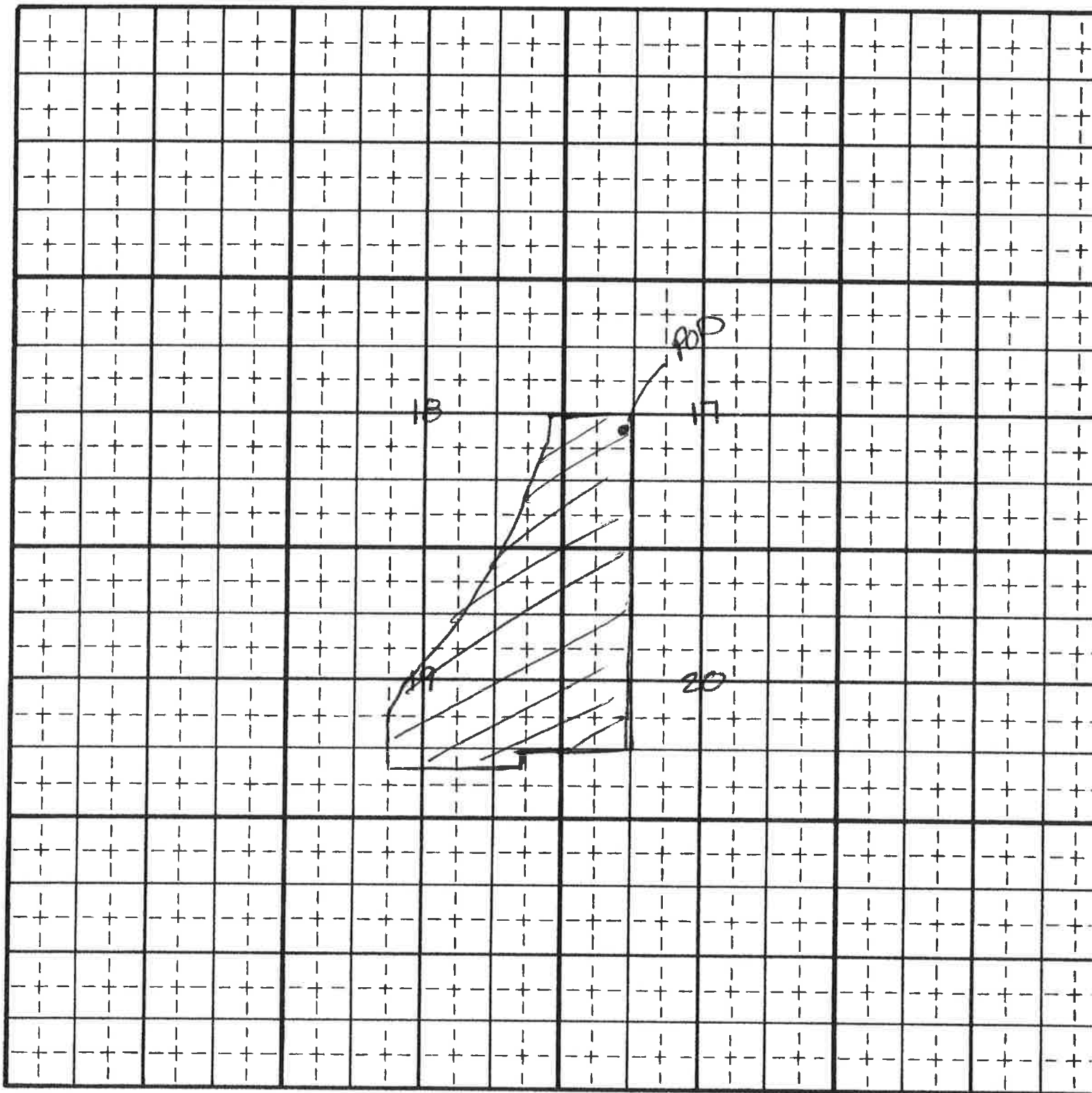
14. Remarks: This Btu claim was filed to extend the season of use to administrative season on claim A29-31

Last Name Phillips Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

7S 39E



Last Name

Phillips

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Carl Phillips Date 3/7/02

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

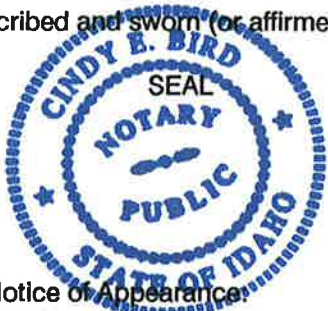
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 7th day of March 19 2002



Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Phillips Ident. Number _____

Copies White-State, Yellow-Claimant

R38E R39E

