

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
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	Cheney, A. B.	0.2		29-0006
1572	Arkansas Ranches, Inc.	0.2	0	29-0006A

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Identification No. 29-0006 29-0007 29-0004 29-0005

Transfer No. 1572

Department of Reclamation STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use APPROVED

1. Name of Right Holder Arkansas Ranches Inc. Ruel Christensen Pres.
Post office address Box 156 Arimo, Idaho 83214
2. Right obtained by:
a. Decree to Cheney, A.B. Lish, R & Romriell, Lester in Case of (Name) Lish, Albert
vs. (Name), Dated 26, Sept. 1931 in Seventh Judicial Dist.
Judge- John G. Rice (Name of Court)
Court. County of _____
- b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water West Bob Smith Creek tributary to Portneuf river
(Name of stream or source)
4. Date of Priority Inclosed on separate sheet
5. Amount of water a. _____ c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for Irrigation from Apr. 15 to Sept 15 if water available
(Month, Day) (Month, Day)
7. Original location of point of diversion is Attached $\frac{1}{4}$ _____ $\frac{1}{4}$ of Section _____,
Township 9, Range 37, B.M., in Bannock County;
Additional points of diversion, if any _____
8. Lands presently irrigated or place of use:

RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
		NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
37 E	10									x								10 acres
37 E	15						x											5 acre
37 E	15								x									22 acres
37 E	15			x														10 acres

Total number of acres presently irrigated _____

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By purchase of land decreed to

a. Quantity to be diverted at new point: 94 c.f.s c.f.s. and/or _____ acre feet

b. New point of diversion: Southw 1/4 Northeast 1/4, Section 10, Township 9 S

37 Range East B.M.

c. Description of method of diversion and conveyance from new points of diversion:_____

Through Wilmore Ditch

d. Is water to be conveyed to the lands previously irrigated? Yes x No x

Some is and some isn't

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

To consolidate several small rights into one larger stream. I already have right no.149 in the Wilmore Ditch. Other rights would flow through Wilmore ditch for about 1500 feet then diverted to new ditch on my property.

f. Do you intend to make the transfer permanent? yes

g. Do you intend to abandon completely the old point of diversion? yes

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

a. Describe the new lands on which you wish to use your right.

Plus right 149

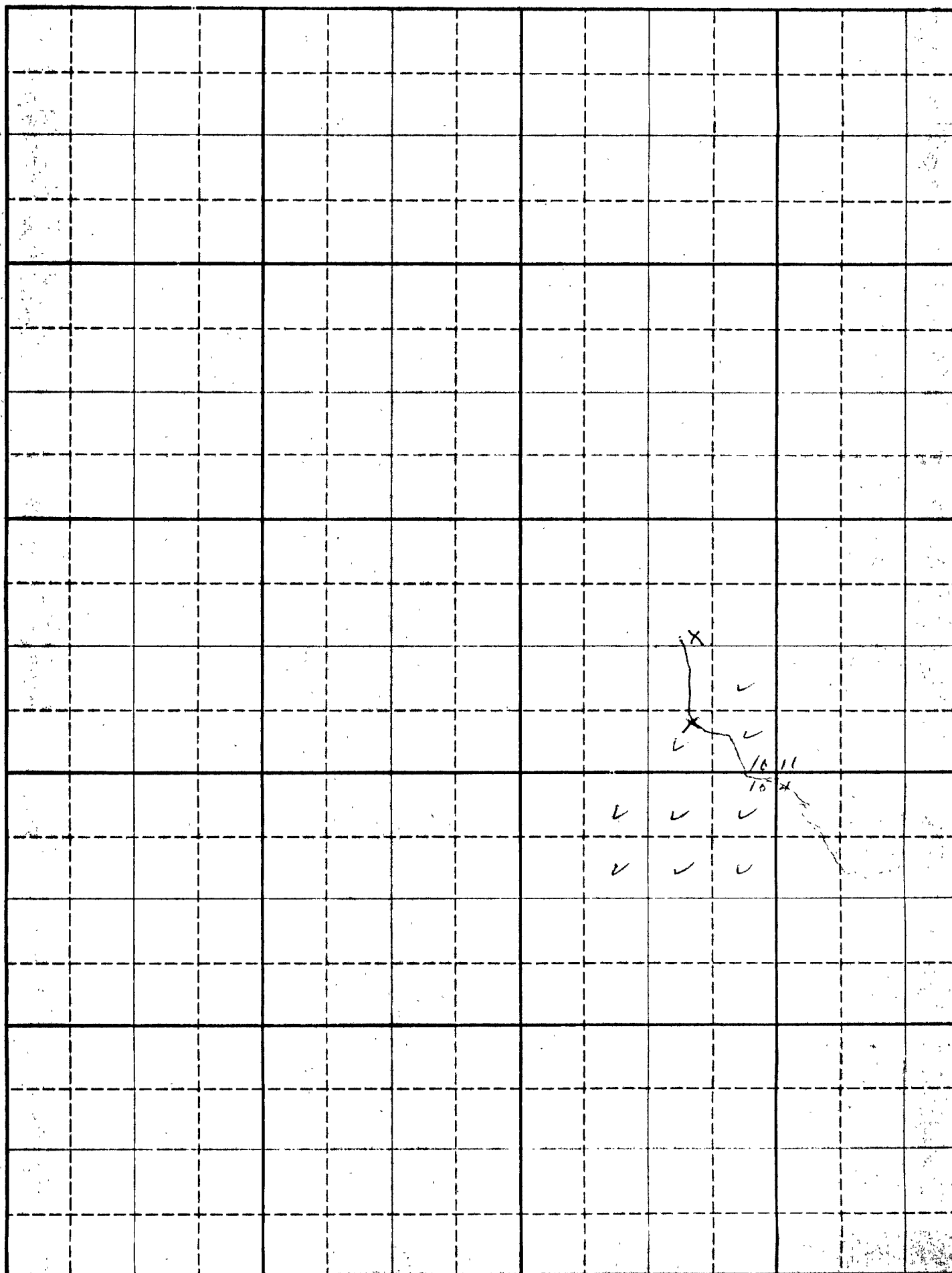
47 acres
10

Total number of acres to be irrigated 57

55

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SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

X New Point of Diversion
✓ Land to be irrigated

b. Do you intend to make the transfer permanent? Yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your position.

No, it will be diverted back from new point of diversion, now and then as we rotate the ground irrigated by sprinkling. This is not for expansion of acres but to consolidate the water so as to have enough in one diversion to take care of the sprinkling system.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer right:

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my risk. The information contained in this application is true to the best of my knowledge.

Arkansas Ranches Inc.

Paul Christensen (signature of applicant)

Subscribed and sworn to before me this 21st day of August, 1966

James J. Hyde
(notary public)

Residing at Downey, Idaho

My commission expires My Commission Expires May 4, 1970

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1572

and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

That a weir and headgate be installed at the point of diversion.

The total amount of water diverted during any one season shall not exceed 164.5 acre feet.

2. Denial of said application is for the following reasons:

Witness my hand this 28 day of May, 1969

R. Keith Hiji
State Reclamation Engineer

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WATER RIGHTS TO TRANSFERRED AS COPIED FROM DECREE BOOK OF RIVER MAN
FRANCIS POTTER

142 Cheney, A.B.
1909 June 1..

.20 c.f.s.

Said water to be diverted thru the Cutler Ditch, which diverts from West Bob Smith Creek in the Northwest quarter of the Northeast quarter, Section 10, Township 9 South, Range 37 East. From the Northquarter corner of Section 10, the point of diversion bears south 4 degrees and 30 minutes East, 510 feet, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter of Section 10, T 9 South, R. 37 E.

144. Lish, R and
Romriell, Leslie
1913 June 1

.10 c.f.s.

Said water to be diverted through the said Cutler Ditch, last above described, for the Irrigation of 5 acres of land in the Northwest quarter of the Northwest quarter of section 15. T. 9 S. R. 37 E

159. Cheney, A.B.
1909 July 1
1914 July 1
1917 July 1
1918 July 1

.20 c.f.s.

.16 c.f.s.

.04 c.f.s.

.04 c.f.s.

Said water to be diverted through the Cheney Ditch, which diverts from West Bob Smith Creek in the Southeast quarter of the ~~northeast~~ Northwest quarter of Section 15, T. 9 S. R. 37 E. From the Southwest corner of Section 10, the point of diversion bears South 85 degrees, East 3030 feet, for the irrigation of 22 acres of land in the Southeast quarter of the Northwest quarter, Section 15, T. 9 S. R. 37 E.

157 Lish, Albert
1910 July 1

.20 c.f.s.

Said water to be diverted through the Lish-Higgins Ditch, which diverts from West Bob Smith Creek in the Northeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East, for the irrigation of 10 acres of land in the southwest quarter of the Northeast quarter, Section 15, T. 9 S. R. 37 East.

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FRANCIS POTTER

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL
DISTRICT OF THE STATE OF IDAHO, IN
AND FOR BANNOCK COUNTY.

Union Grain & Elevator Company,
a Corporation, (Substituted for
Idaho Rose Milling Company,
a corporation),

Plaintiff,

vs.

McCannan Ditch Company, a corporation,
Portneuf Irrigating Company, a cor-
poration, Sunnyside Ditch Company, a
corporation, Topas Irrigation Company,
a corporation, Dempsey Irrigation
Company, a corporation, Toponce Canal
Company, Limited, a corporation,
Portneuf Marsh Valley Canal Company,
Limited, a corporation, Portneuf Marsh
Valley Irrigation Company, a corporation,
Oregon Short Line Railroad Company, a
corporation, Elizabeth Kinport, Adminis-
tratrix of the estate of Harry B. Kinport,
deceased, Sarah Harkness, Administratrix
of the estate of H. O. Harkness, deceased,
George Goodenough, William Lewis, Edward
Murphy, O. O. Peoples, Charles West, A. J.
Knollin, W. A. Hibner, Andrew Cutler,
W. A. Barron, George Romrell, Frank
Warner, John Symons, Joseph Simons, S. J.
Palmer, W. W. Cooper, Frank Warner,
John Hall, Roo White, Willard Bell, Patrick
Bell, J. F. Dunn, Charles J. McGuinn,
Leslie Gillett, and Fish Creek Irrigating
Company, a co-partnership composed of John
Hall, Charles J. McGuinn, Frank C. Potter,
J. F. Dunn and J. A. Eldredge, Defendants;

The following parties were upon application
of the attorneys for the plaintiff, by
reason of the statute in such cases made
and provided, afterwards brought in as
parties defendant in order that a complete
determination of the controversy could be
had, to-wit:

Roy Faulkner, Kepler Sessions, Thomas J.
Nipper, Stephen Grinn, George John, Emel
Byington, Frank Reed, Seith Ranch, (Donald
Hanson and R. Monson), Charles Byington,
James Byington, Noah Hesse, Tom Hallinan
George A. Whitworth, J. T. Gittens, George
Lewis, Joseph Cutler, Thomas F. Orgill,
John Goech, Fred Johnson, Ira Call, C. V.
Call, Chris Call, Carl Loveland, Josiah
Loveland, David Butterfield, Andrew

Butterfield, Osmond Call, Earl Holbrook,
 Chester Call Estate (Sarah Call Adm'r.),
 Arthur Naylor, Bryant Perkins, Parley
 Jensen, Forest Cornelison, West Side
 Canal Co., a corporation, I. E. Thompson,
 Ben D. Jensen, George Brangham, Jas. A.
 Eldredge, John Gooch, Robert Redford,
 Alma Hogan, Joseph Purvin, Dave Butter-
 field, Thomas J. Hipper, Thomas J. Hipper,
 M. Whitworth, John Whitworth, Neal
 Williams, J. Buckindorf, J. P. Corbett,
 Peter Zairon, Joseph Smith, Earl Moss,
 E. J. Dolbeer, Hall City Ditch, a co-
 partnership composed of C. J. McGuinn,
 Rebecca Warner, A. W. Hall, John Hall
 Estate, Thomas P. Terrell; Mrs. J. G.
 Bristol, Leslie Sharp, Lew White, Leslie
 Bowden, James Kofoed, David Aslett,
 James O. Allen, Mrs. Anna Horton, Lee
 Merriok, Rebecca Warner, John Potter,
 George Harrison, A. M. Royce, J. H.
 Maughn, G. H. Maughn, F. D. Fagnant,
 Nephi Hemmingsway, F. V. Briscoe, Clarence
 Avery, John E. Avery, John Byington, W.
 R. Godfrey, Alonso Avery, Jesse Avery, J.
 H. Jensen, W. Leo Jensen, Olaus Jensen,
 Arthur Roswell, H. A. Weidell, Ray Elstrom,
 Charles Strom, Joseph Bell, Herbert
 Byington, John Ramsey, H. E. Ward, C. F.
 Potter, Adrian Campbell, Ira Byington, Alfred
 Baker, Charley Bell, Earnest Byington,
 D. A. Monroe Martin, O. E. Exum, A. A.
 Kofoed, Tom Harper, Erady Stolpe, Spencer
 Godfrey, A. B. Cheney, Bert Lish, Archie
 Lish, James Higgins, John M. Fairchild,
 Foster, Edward Wilmore,
 Edgar Beebe, James T. Benson, Arthur Popront,
 Ray Kelley, James Roddy, George Chapman,
 D. K. Merrick, L. B. Wight, Leo Hansen,
 Reuben Hansen, Nephi Liljenquist, H. Hawken,
 R. L. Redford, Earl Lloyd, Daniel Lloyd,
 Nels Hogan, Alma Hogan, William Higginson,
 Robert Higginson, George Higginson, Thomas
 Hatch, Margaret Hatch, Adm'r. Estate of
 R. Hatch, Donald Benson, Charles Miles,
 Chesterfield Reservoir & Canal Company,
 a corporation.

This cause came on regularly for trial on the
 29th day of November, 1920, before the court sitting without
 a jury, a jury having been expressly waived by the respective
 parties.

Messrs. D. W. Standard and James E. Bacon appeared
 on behalf of the plaintiff, Union Grain & Elevator Company.

WEST BOB SMITH CREEK, TRIBUTARY TO THE PORTNEUF RIVER.

Name of Claimant Amount in Point of diversion and Place
and Date of Priority Second Feet of Use.

ship 9 South, Range 37 East.

155. Cheney, A. B.
1904-July 1

.06 c.f.s.
(3 inches)

Said water to be diverted through the LISH-HIGGINS DITCH, which diverts from West Bob Smith Creek, in the Northeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East. From the Southwest corner of Section 10, the point of diversion bears South 85 degrees East, 2850 feet, for the irrigation of 3 acres of land in the Southeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East.

156. Lish, Archie
1910-April 15

.20 c.f.s.

Said water to be diverted through the said LISH-HIGGINS DITCH, last above described, for the irrigation of 10 acres of land in the Southwest quarter of the Northeast quarter, Section 15, Township 9 South, Range 37 East.

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157. Lish, Albert,
1908-July 1

.30 c.f.s.

Said water to be diverted through the said LISH-HIGGINS DITCH, last above described, for the irrigation of 15 acres in the North half of the Southeast quarter, Section 15, Township 9 South, Range 37 East.

158. Stolpe, Brady,
1908-July 1

.18 c.f.s.
(9 inches)

Said water to be diverted through the said LISH-HIGGINS DITCH, last above described, for the irrigation of 9 acres in the Southwest quarter of the Southeast quarter, Section 15, Township 9 South, Range 37 East.

29 0006

159. Cheney, A. B.
1908-July 1

.20 c.f.s.

1914-July 1

.14 c.f.s.

1917-July 1

.04 c.f.s.
(2 inches)

1918-July 1

.04 c.f.s.
(2 inches)

Said water to be diverted through the CHENEY DITCH, which diverts from West Bob Smith Creek in the Southeast quarter of the Northwest quarter of Section 15, Township 9 South, Range 37 East. From the southwest corner of Section 10, the point of diversion bears South 85 degrees East, 3030 feet, for the irrigation of 22 acres of land in the Southeast quarter of the Northwest quarter, Section 15, Township 9 South, Range 37 East.

Original transfer
in 29-0004

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