

RECEIVED

NOV 7 1989

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

RECEIVED

NOV 6 1989

Ident. Number: A25-02119

Date Received: 10/31/1989

Receipt No: 5010369

Received By: Adm 11/1/89

Department of Water Resources  
Southern Region Office  
**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name: EVANS GRAIN & ELEVATOR CO.  
Address: P.O. BOX 515  
RUPERT, ID

208-436-0400

83350

2. Date of Priority: JUN 10, 1955

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 02N      | 38E   | 10      | SE     | SW     | SW  |     | BONNEVILLE |
|          |       |         | SW     | SE     | SE  |     | BONNEVILLE |

5. Description of diverting works:  
FIVE WELLS & PUMPS TO PIPELINES

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| INDUSTRIAL | 01/01 | 12/31 | 5.560  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
1/SUGAR BEET PROCESSING PLANT.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 02N      | 38E   | 10      | SE     | SW  |     | INDUST |       |
|          |       |         | SW     | SE  |     | INDUST |       |

A25-02119

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Date: 10/31/89

MICROFILMED  
NOV 10 1992

A2502119



11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A24-02126 & A24-04071

14. Remarks:

THE ORIGINAL INDUSTRIAL USE FOR THE SUGAR REFINERY HAS BEEN  
CHANGED TO INDUSTRIAL PROCESSING & STORAGE OF GRAIN, ECT.

15. Basis of Claim: LICENSE

Water Right Number: 25743

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 Gen Mgr of

Title

Evans Grain & Elev Co. that I have signed the foregoing  
Organization

document in the space below as Gen Mgr of

Title

Evans Grain & Elevator Co and that the statements contained in the  
Organization

foregoing document are true and correct.

Signature of Authorized Agent

Gen Mgr Evans Grain Elev Co  
Title and Organization

11-2-89

Date

State of Idaho )  
County of CASSIA ) SS.

Subscribed and sworn (or affirmed) before me this 3rd day  
of November 19 89

Kim [Signature]  
Notary Public

Seal

Residing at Burley Id.

My Commission Expires 4/92

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

03/06/96 11:57:44  
Page 1

Water Right Number - R25-02119

Prefix Translation:

RESEARCH

Old (D) Number - 25743

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
EVANS GRAIN & ELEVATOR CO

1 - PO BOX 3765

2 -

3 -

City- OGDEN

State- UT Zip- 84409

Phone - 801-476-0277

\*\*\* O - ORIGINAL OWNER \*\*\*  
UTAH IDAHO SUGAR CO

1 -

2 -

3 -

City- SALT LAKE CITY

State- UT Zip- 000000000

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
06/10/1955 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
GROUNDWATER

+ - - - - Point of Diversion - - - - - +  
Twn Rng Sec Tract Lot RFlg County

02N 38E 10 SE SW (19) BONNEVILLE

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume

07 - INDUSTRIAL 04/01 10/31 5.560 33.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
5.560 33.00 0.0

+ - - - - Place of Use - - - - - +  
Twn Rng Sec Tract Lot Acres Code Description County

02N 38E 10 SE SW 07 INDUSTRIAL (19) BONNEVILLE

02N 38E 10 SW SE 07 INDUSTRIAL (19) BONNEVILLE

Total Acres:

+ - - Diversion Means - WELL & PUMP TO PIPELINES

+ - - Non-Irrigation Use - I/AIR QUALITY DUST CONTROL.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +  
No Remarks found.

AJ0743NP  
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIMS PROOF READING REPORT  
(REGIONAL)

03/06/96 11:57:45  
Page 2

Water right number - R25-02119

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION  
- PURSUANT TO IDAHO CODE 42-1425.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000

+ - - - - Comments - - - - - +

Date: 03/06/1996 User Id: ECARLSEN Subject: COPIED FROM REMARKS  
THE ORIGINAL INDUSTRIAL USE FOR THE SUGAR REFINERY HAS BEEN

+ - - Audit Fields - - +

03/06/96 ECARLSEN

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 12/11/1995 | Civil Case Number       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - Y          | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District   | -       |
| Claim Received Date  | - 11/06/1989 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - S010369    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | -            | Presumption Flag        | - C     |
|                      |              |                       |              | Notice of Error Flag    | -       |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

09:10:16  
01/22/96

PAGE: 1  
GENERAL INFORMATION

1  
CLAIM NUMBER: 425-02019

LAST: UTAH IDAHO SUGAR CO  
ADDRESS:  
CITY: SALT LAKE CITY  
PHONE NUMBER: 808-000-0000  
STATE: UT ZIP: 0000000000  
OWNER CODE: 0

LAST: EVANS GRAIN & ELEVATOR CO  
ADDRESS: PO BOX 3765  
CITY: OGDEN  
PHONE NUMBER: 801-476-0277  
STATE: UT ZIP: 84409  
OWNER CODE: C

FIELD EXAM REQUIRED?  
VERIFICATION REQUIRED DUE TO REMARKS? DATABASE Y FIELD EXAMINER Y( ) N( )  
CLAIM REMARKS: THE ORIGINAL INDUSTRIAL USE FOR THE SUGAR REFINERY HAS BEEN CHANGED TO INDUSTRIAL PROCESSING & STORAGE OF GRAIN, ECT.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: Kim Kearsley PHONE NUMBER: ( )  
DATE OF FIELD EXAM: 11 DEC 95 APPOINTMENT MADE: Y( ) N( ) TIME: ( ) A( ) P( )  
ACCOMPANIED BY: Harold Jones PHONE NUMBER: ( )  
RELATIONSHIP TO CLAIMANT: Former employee  
DIRECTIONS TO PROPERTY / NOTES:

Harold and I met Kim Kearsley at the scale house located on the site once occupied by the sugar factor.

PAGE: 2  
PRIORITY DATE REVIEW PAGE

CLAIM NUMBER: A25-02119

- A. AJ CLAIM: # A25-02119 PRIORITY DATE: 06-10-1955 STAGE: L
- B. WR RECORD: # 25-02119 PRIORITY DATE: 06-10-1955 STAGE: L
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?  
(IF YES, DESCRIBE BELOW) Y(☒) N(☐)
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- |                                   |                                                                                             |
|-----------------------------------|---------------------------------------------------------------------------------------------|
| PROOF OF BENEFICIAL USE SUBMITTED | N/A( <input type="checkbox"/> ) Y( <input type="checkbox"/> ) N( <input type="checkbox"/> ) |
| FIELD EXAM COMPLETED              | N/A( <input type="checkbox"/> ) Y( <input type="checkbox"/> ) N( <input type="checkbox"/> ) |
| FIELD EXAM SENT TO STATE OFFICE   | N/A( <input type="checkbox"/> ) Y( <input type="checkbox"/> ) N( <input type="checkbox"/> ) |
| LICENSE ISSUED                    | N/A( <input type="checkbox"/> ) Y( <input type="checkbox"/> ) N( <input type="checkbox"/> ) |
- \* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,  
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)
- \* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,  
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES:

C. Priority verified by checking microfilm of 25-02119.

E. According to Kim Kearsley, 1979 was the last year of operation for the processing plant. From then until 1985 the plant was idled and <sup>no</sup> water was diverted. The property was purchased in 1985 by Bob Evans and that same year 3, 1/4 mile sprinkler lines were used to <sup>keep</sup> a lime heap moist. This practice continued through 1987. From 1983 to 1993, for about 6 months each year, BECO diverted 30,000 gal/wk to control air pollution at its asphalt mixing plant. Because of the reduce use of water since 1979

RECOMMENDED PRIORITY DATE:

06-10-1955

22 JAN 96.

*IDWR must consider partial forfeiture of the right.*

PAGE: 3  
POINT OF DIVERSION REVIEW SHEET

CLAIM NUMBER: A25-02119

## A. CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY     | DIVERSION NAME | DIVERSION NUMBER |
|-----------|------|------|------|-----|-----|-----|-----|-------------|------------|----------------|------------------|
| A25-02119 | 02N  | 03E  | 10   |     | SE  | SW  |     |             | SONNEVILLE |                |                  |
| A25-02119 | 02N  | 03E  | 10   |     | SW  | SE  |     |             | SONNEVILLE | ABANDONED.     |                  |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A25-02126 NONE  
A25-04240

WR RECORDS IN SAME 40 ACRE TRACT  
25-02126  
25-04240

SOURCE: GROUNDWATER

TRIB:

## B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY     | DIVERSION NAME | DIVERSION NUMBER |
|----------|------|------|------|-----|-----|-----|-----|-------------|------------|----------------|------------------|
| 25-02119 | 02N  | 03E  | 10   |     | SW  | SE  |     |             | SONNEVILLE |                |                  |

OTHER WR RECORDS WITH SAME WR POD  
25-04240

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX  
A25-02126 NONE  
A25-04240

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y(☒) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? - EXAMINED 11 DEC 95 Y(☒) N( )

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? EXAMINED 11 DEC 95. Y(☒) N( )

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM \_\_\_\_\_) Y( ) N( )

AJ FIELD EXAM (DATE OF FIELD EXAM 11 DEC 95) NAME OF EXAMINER Ernest Carlson, E Y( ) N( )

OTHER (DESCRIBE IN NOTES BELOW) Harold Jones.

NOTES: HAROLD & I VISIT THE WELL SITES WITH KIM KEARSLEY. THE MOTORS & PUMPS HAVE BEEN REMOVED FROM ALL THE WELLS. ONE WELL IN THE SW SE SEC 10 WAS ABANDONED IN 1995.

PRESUMPTION FLAG: C - WELL IN SE SW IS BEING ADDED AS POINT OF DIVERSION - Based on operation of both wells to provide water for the same purpose in the place of use.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY     | DIVERSION NAME | DIVERSION NBR |
|------|------|------|-----|-----|-----|-----|-------------|------------|----------------|---------------|
| 02N  | 30E  | 10   |     | SE  | SW  |     |             | HONNEVILLE |                |               |
| 02N  | 30E  | 10   |     | SW  | SE  |     |             | HONNEVILLE | ABANDONED.     |               |

Condition Code: C03.

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: Ernest Carlson

DATE: 22 JAN 96

SYSTEM DESCRIPTION: DESCRIBED BELOW ( ), SEE LICENSE FILE ( ), OR SEE ATTACHMENT ( )

NO DIVERSION WORKS PRESENT.

A. ROOT WATER RIGHT NUMBERS: A25-02119

B. POOL LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                                         | AJ<br>+/ACRES | WR<br>+/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|----------------------------------------------|---------------|---------------|-----------------|----------------|------------------|
| 02N | 38E | 10  | SE  | SW  |     | EVANS GRAIN & ELEVATOR CO                    | A25-02119 /   | -             | -               | 33.0           |                  |
|     |     |     | SE  | SW  |     | CENTRAL LINCOLN DOMESTIC WATER               | A25-10226 /   | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | FARMERS FRIEND IRRIGATION CO LA01-1020920/   | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006520/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-0011020/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006420/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006620/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0024120/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0012220/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0400620/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338320/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338520/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338620/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338820/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338920/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1339420/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1339020/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A25-0408320/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0408820/ | 40.0          | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | EVANS GRAIN & ELEVATOR CO                    | A25-02126 /   | -             | -               |                |                  |
|     |     |     | SE  | SW  |     | PROGRESSIVE IRRIGATION DISTRICT              |               | 01-00241      | -               |                |                  |
|     |     |     | SE  | SW  |     | COX, EDWARD                                  |               | 25-00065      | -               |                |                  |
|     |     |     | SE  | SW  |     | COX, EDWARD                                  |               | 25-00140      | -               |                |                  |
|     |     |     | SE  | SW  |     | CENTRAL LINCOLN WATER USERS AS               |               | 25-04134      | -               |                |                  |
| 02N | 38E | 10  | SW  | SE  |     | EVANS GRAIN & ELEVATOR CO                    | A25-02119 /   | 25-02119      | -               | 33.0           |                  |
|     |     |     | SW  | SE  |     | CENTRAL LINCOLN DOMESTIC WATER               | A25-10226 /   | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | FARMERS FRIEND IRRIGATION CO LA01-1020920/   | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | MUNGERSON, AP                                | A25-04240 /   | 4.0           | 25-04240        | -              | 4.0              |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006520/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-0011020/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006420/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0006620/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0024120/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0012220/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0400620/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338320/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338520/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338620/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338820/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1338920/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1339420/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-1339020/ | 35.0          | -             | -               |                |                  |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A25-0408320/ | 35.0          | -             | -               |                |                  |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                                        | AJ<br>#/ACRES | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECORD<br>ACRES |
|-----|-----|-----|-----|-----|-----|---------------------------------------------|---------------|---------------|-----------------|----------------|-----------------|
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT A01-0403920 | 35.0          | -             | /               |                |                 |
|     |     |     | SW  | SE  |     | EVANS GRAIN & ELEVATOR CO A25-02126         | /             | 25-02126      | /               |                |                 |
|     |     |     | SW  | SE  |     | PROGRESSIVE IRRIGATION DISTRICT             |               | 01-00241      | /               |                |                 |
|     |     |     | SW  | SE  |     | CENTRAL LINCOLN WATER USERS ASS             |               | 25-04114      | /               |                |                 |

ADDITIONAL POU FOUND

TOTAL ACRES A25-02119 53.00

POU COUNTY: MONNEVILLE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) NO(X)

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO.   | SOURCE                  | NAME                            | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-------------|-------------------------|---------------------------------|-----------|----------------|-----------|----------------|
| A01-0006420 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 160.000   | 0.006          |           |                |
| A01-0006520 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 340.000   | 0.012          |           |                |
| A01-0006620 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 300.000   | 0.011          |           |                |
| A01-0024120 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 300.000   | 0.011          |           |                |
| A01-0032220 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 80.000    | 0.003          |           |                |
| A01-0400620 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 200.000   | 0.007          |           |                |
| A01-0403920 | SNAKE RIVER, SOUTH FORK | PROGRESSIVE IRRIGATION DISTRICT | 1.200     |                |           |                |
| A01-1020920 | SNAKE RIVER, SOUTH FORK | FARMERS FRIEND IRRIGATION CO L  | 16.900    |                |           |                |
| A25-0011020 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 0.240     |                |           |                |
| A25-0408320 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 1.200     |                |           |                |
| A25-04240   | GROUNDWATER             | HENDERSON, AK                   | 0.280     | 0.070          |           |                |
| A25-1338320 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 27.440    | 0.001          |           |                |
| A25-1338420 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 86.170    | 0.003          |           |                |
| A25-1338520 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 24.900    |                |           |                |
| A25-1338620 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 5.540     |                |           |                |
| A25-1338720 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 8.800     |                |           |                |
| A25-1338920 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 4.300     |                |           |                |
| A25-1339020 | WILLOW CREEK            | PROGRESSIVE IRRIGATION DISTRICT | 13.100    |                |           |                |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES   | NAME                           | MONTH/DAY           | RATE      | VOLUME |
|-----------|------------|--------------------------------|---------------------|-----------|--------|
| A25-02119 | INDUSTRIAL | EVANS GRAIN & ELEVATOR CO      | FROM 01-01 TO 12-31 | 5.560 CFS |        |
| A25-10226 | DOMESTIC   | CENTRAL LINCOLN DOMESTIC WATER | FROM 01-01 TO 12-31 | 0.330 CFS |        |
| A25-02126 | INDUSTRIAL | EVANS GRAIN & ELEVATOR CO      | FROM 01-01 TO 12-31 | 5.560 CFS |        |
| A25-04240 | DOMESTIC   | HENDERSON, AR                  | FROM 01-01 TO 12-31 | 0.200 CFS |        |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y( ) N( )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A25-02126 & A25-04071

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(X) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOGRAPHY? N/A( ) Y(X) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? EXAMINED 11 DEC 95 Y(X) N( )

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? SEE EXPLANATION ON PAGE 2. Y(X) N( )

CHECK DOCUMENTS USED TO VERIFY POU: (X) ORTHOPHOTO QUAD, TOWR NO. X 93.; ( ) TOPOGRAPHIC QUAD, TOWR NO. \_\_\_\_\_;  
( ) NAPP, TOWR NO. \_\_\_\_\_; ( ) ASES PHOTO; ( ) OTHER \_\_\_\_\_

NOTES:

ANALYSIS OF WATER USE ON LIME HEAP. FROM 1985 to 1987.

3, 1/4 milc sprinkler lines x 150 gpm/line = 450 gpm = 1 gph.

1 gph x 1.9835 <sup>AF</sup>/Day x 214 days = 424 AF.A.

Period of use is based on irrigation season of April 1 to Oct 31. This represents an accomplished charge in the period of use from Oct 1 to Dec 31 as noted on beneficial use field report.

RECOMMENDATIONS:

TOTAL ACRES: \_\_\_\_\_ N/A ( )

REVIEWED BY: EMC

DATE: 14 Feb 96

A. CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A25-02119 INDUSTRIAL        | FROM 01-01 TO 12-31       | 5.560 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 5.560 CFS              |                        |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 25-02119 INDUSTRIAL         | FROM TO                   | 5.560 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 5.560 CFS              |                        |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INQUIRY ANALYSIS PERFORMED AND ENTER FLAG 'C' WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☐) N(☒)

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☒) Y(☐) N(☐)

NOTES: License 25-02119 did not identify a period of use. However annotation on the engineer's report states the well is shutdown between beet processing operations. The engineer's report for license 25-02126, for the same purpose, implies the period of use for beet processing is Oct 1 to Dec 31. Since 1979 the majority of water use has occurred essentially during the irrigation season though not for irrigation purposes. ∴ there has been an accomplished change in the season of use from Oct 1 to Dec 31 to April 1 to Oct 31.

AJ CLAIM TOTAL DIVERSION RATE: 5.560 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 5.560 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y( ) N(☒)

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(☒) N( )

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? *CAN NOT BE VERIFIED.* Y( ) N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES \_\_\_\_\_ x 0.02 CFS/ACRE = \_\_\_\_\_ CFS  
(Taken from pov review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N( )

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

*VOLUME CALCULATIONS*

*FOR ORIGINAL LICENSE.*

2. IRRIGATION DIVERSION VOLUME

$$5.56 \text{ cfs} \times 92 \text{ days} \times 1.9835 \text{ AF/day/cfs} = \underline{1014.6 \text{ AFA.}}$$

CLAIMED DIVERSION VOLUME = \_\_\_\_\_ AE/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AE/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = \_\_\_\_\_ AE/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

(SWSE - now abandoned)

NOTES: BASED on information provided by Kim Kearsley from 1985 to 1987 one of the wells was used to provide water for sprinkling a lime heap in the N $\frac{1}{2}$ SE $\frac{1}{4}$  Sec 10 covering 10 to 15 acres. Kim recalled the purpose was to reduce air pollution. They used the equivalent of three  $\frac{1}{4}$  mile hand lines (1 cfs.) Then from 1988 to 1993, BECO used one well to supply water for dust abatement & other uses associated with operation of an asphalt mixing plant. Plant operated for 6 months/year and required 30,000 gal/wk during peak operation for around 3 months.

$$30,000 \text{ gal} \div 5 \text{ days/wk} \div 12 \text{ hrs/day} \div 60 \text{ min/hr} \div 4.49 \text{ ft}^3/\text{min} = 0.0185 \text{ cfs.}$$

0.02 cfs will provide 30,000 gal/wk when diverted for 12 hours/day for 5 days/wk.

23 JAN 96 TELECON: Spoke to Doyle Beck about use of water by BECO reference above. Doyle recalled that typically the well in SE $\frac{1}{4}$  Sec 10 was turned on 2 to 3 times weekly to fill two unlined ponds 100' x 40' x 5'. He estimated it took about 1 hour to fill ponds, but he didn't know the capacity of the pump. The asphalt plant operates May thru Oct. The unlined ponds have been replaced with concrete lined ponds & they now use the wells that formerly provided water for homes in the community of Lincoln.

rate of fill -  $(100' \times 40' \times 2\frac{1}{2}') (2 \text{ ea}) = 20,000 \text{ ft}^3/\text{hr} = 5.55 \text{ cfs.}$

$$20,000 \text{ ft}^3 \div 43560 \frac{\text{cfs}}{\text{AF}} = 0.459 \text{ AF per fill.}$$

diversion volume -  $72 \text{ fills} \times 0.459 \text{ AF} = 33 \text{ AFA.}$

MAY - 8 fills/month.

JUNE - 8

JULY - 12 } 7 MONTHS OF PEAK  
AUGUST - 12 } OPERATION. 3 fills/wk.

SEPT - 8

OCT. - 8  
72 fills.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| REC.<br>PURPOSE OF USE | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS       | REC. DIV<br>VOL. AC/A       | REC. CONS.<br>USE        |
|------------------------|------------------------|----------------------------|-----------------------------|--------------------------|
| INDUSTRIAL             | 01 01 12-31            | DATABASE EXAMINER<br>5.560 | DATABASE EXAMINER<br>33 AFA | DATABASE EXAMINER<br>0.0 |
|                        | 4-1 10-31              |                            |                             |                          |
|                        |                        |                            |                             |                          |
|                        |                        |                            |                             |                          |
|                        |                        |                            |                             |                          |
| TOTAL FOR THIS RIGHT   |                        | 5.560                      |                             | 0.0                      |

NON-IRRIGATION USES CLAIMED: I/SUGAR BEET PROCESSING PLANT.  
NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

REVIEWED BY: EMC DATE: 14 Feb 96

FLAG: C  
STANDARD CONDITIONS (CODE): C031

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                        |            |        |
|------------------------|------------|--------|
| OWNERSHIP              | ACCEPTED   | NETDS  |
| FORFEIT/ABANDON        | AS CLAIMED | REVIEW |
| ADDITIONAL DIV. AMOUNT | (X)        | ( )    |
|                        | ( )        | (X)    |
|                        | (X)        | ( )    |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 25-02119

|                                   |          |          |     |
|-----------------------------------|----------|----------|-----|
| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE | EXAMINER | CFS |
|                                   | 5.560    |          |     |

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| -                 | A25-02119             | 5.560          | -                      |               | 25-02119         | 5.560          |
| TOTAL CFS         |                       | 5.560          |                        |               |                  | 5.560          |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

|          |           |
|----------|-----------|
| DATABASE | FIELD     |
| Y        | EXAMINER  |
|          | Y( ) N( ) |

NOTES:

- NO SPLIT.

AUTHENTICATION:

|                                               |                             |
|-----------------------------------------------|-----------------------------|
| SIGNATURE: <u>Ernest Carlsen</u>              | DATE: <u>14 Feb 96</u>      |
| NAME OF FIELD EXAMINER: <u>Ernest Carlsen</u> | TITLE: <u>WR Supervisor</u> |

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|-------------------------------------------|--------------------------------------------------------|------------------------|
| (X) ORTHOPHOTOQUAD                        | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| ( ) TOPOGRAPHIC                           | DATE FIELD CHECKED _____ IDWR ID NO. _____             | Y( ) N( )              |
| ( ) NAAPP                                 | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )              |
| ( ) ASCS AERIAL PHOTO                     | DATE OF PHOTO _____                                    | Y( ) N( )              |
| ( ) ASCS COLOR SLIDE                      | DATE OF PHOTO _____                                    | Y( ) N( )              |
| ( ) BLM OR USFS AERIAL PHOTO              | DATE OF PHOTO _____                                    | Y( ) N( )              |
| ( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)     | DATE OF SURVEY _____                                   | Y( ) N( )              |
| ( ) SCS SOIL SURVEY MAP                   | DATE ISSUED _____                                      | Y( ) N( )              |
| ( ) SUBDIVISION PLAT MAP                  | DATE OF MAP _____                                      | Y( ) N( )              |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )              |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )              |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )              |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|-----------------------------------------|---------------------------------------------|--------------|-------|
| (X) LICENSING FIELD EXAM                | DATE OF FIELD EXAM <u>23 JUNE 1957</u>      |              |       |
| ( ) WATER RIGHT LICENSE                 | DATE LICENSE SIGNED _____                   |              |       |
| ( ) IDWR APPROVED TRANSFER              | DATE TRANSFER APPROVED _____                |              |       |
| ( ) SYSTEM DESCRIPTION                  | DATE DRAWN _____                            |              |       |
| ( ) PHOTOGRAPHS                         | DATE(S) PHOTOS TAKEN _____                  |              |       |
| ( ) SPLIT RIGHT REVIEW                  | DATE REVIEW COMPLETED _____                 |              |       |
| ( ) HUBBLE ANALYSIS                     | DATE ANALYSIS COMPLETED _____               |              |       |
| ( ) CONVEYANCE LOSS ANALYSIS            | DATE ANALYSIS COMPLETED _____               |              |       |
| ( ) FLOW MEASUREMENT CALCULATIONS       | DATE SYSTEM MEASURED _____                  |              |       |
| ( ) OTHER _____                         | DATE _____                                  |              |       |
| ( ) OTHER _____                         | DATE _____                                  |              |       |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

09:10:16  
01/22/96

PAGE: 16  
QUICKLOOK INFORMATION

16  
CLAIM NUMBER: A25-02119

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                            |                                                 |                            | N                      | EMC<br>22 JAN 96                   |                                  | EMC<br>6 MAR 96                      |                               |
| POINT OF DIV              | Y                          |                                                 | EMC<br>11 DEC 95           | Y                      | /                                  |                                  | /                                    |                               |
| SOURCE                    |                            |                                                 |                            | N                      | /                                  |                                  | /                                    |                               |
| PLACE OF USE              | Y                          |                                                 | EMC<br>11 DEC 95           | N                      | /                                  |                                  | /                                    |                               |
| DIV. AMOUNT<br>CFS/VOLUME |                            |                                                 | EMC<br>11 DEC 95           | Y                      | /                                  |                                  | /                                    |                               |
| CONSUMPTIVE USE           | -                          |                                                 |                            |                        | /                                  |                                  | /                                    |                               |
| PURPOSES OF USE           |                            |                                                 |                            | N                      | /                                  |                                  | /                                    |                               |
| PERIOD OF USE             | Y                          |                                                 | EMC<br>11 DEC 95           | Y                      | /                                  |                                  | /                                    |                               |
| BASIS OF CLAIM            |                            |                                                 |                            | N                      | /                                  |                                  | /                                    |                               |
| REMARKS                   | Y                          |                                                 |                            | Y                      | /                                  |                                  | /                                    |                               |

CONDITION

C#3.

BARCODE UPDATED  
WHOM/DATE

CIX 89 12/11/95  
CWC 55 3/6/96.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

09:17:58  
01/22/96  
17

PAGE: 17  
PROFILE REPORT

CLAIM NUMBER: A25-02119

| OWNER<br>CODE    | NAME & ADDRESS            | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO               | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------|------------------|------------|-------------------------------------|-------------------|---------------------|
| C                | EVANS GRAIN & ELEVATOR CO | 06/10/1955       | INDUSTRIAL | <del>01-01-12-31</del><br>4-1-10-31 | 5.56 CFS          |                     |
| TOTAL DIVERSION: |                           |                  |            |                                     | 5.56 CFS          |                     |

Water Source: GROUNDWATER

Tributary to:

33 AFA  
Stage: LICENSE

Point(s) of Diversion: T02N R38E S10

QSW

~~SWQ~~

BONNEVILLE County

Place of use Legal Description for: INDUSTRIAL

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |    |    |    |    |    |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 02N | 38E | 10 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

POU County: BONNEVILLE

Non-Irrigation Uses: I/~~SUGAR BEET PROCESSING PLANT~~ DUST CONTROL.

Other Rights: ~~A25-02126 & A25-04071~~

Remarks: THE ORIGINAL INDUSTRIAL USE FOR THE SUGAR REFINERY HAS BEEN CHANGED TO INDUSTRIAL PROCESSING & STORAGE OF GRAIN, ECT. } comments.

Dates: Exam Made Date: Verified Date:

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

1/24/96

## COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

**IDWR Employee/Agent** Ernest Carlsen

**DATE**

February 14, 1996 10:32am

**CUSTOMER**

Turk McMurtrey

**SUBJECT:** BECO's use of water from U&I Sugar well  
phone call (x.) walk-in (.)

Turk is the Operation Manager at BECO. He indicated the hot mix plant required water for the wet wash. Water is sprayed to wash the aggregate and act as a dust control for air quality compliance. The water The hot plant usually starts operation sometime between April 15 and May 1 and runs until October 30. During the peak months of operation, July and August, the ponds have to be refilled three to four times a week, when the water level has dropped between 1 and 1.5 feet. For the remainder of the season the ponds only need refilling twice a week. explained peak demand, fill ponds three times per week, August, two ponds 20x30x 3.5, Normall start april 15 to first of May run thru October 30 peak demand july and august, none peak fill two times a week. Turk McMurtrey, Operation Manager BECO  
Water used in wet wash for dust control part of air quality compliance.

11 Dec 95

- Kim Keirsley - "Evans"

- 79 last operated by Sugar Factory.

Purchased in 85 - by Bob Evans.  
(facility was ideal from 79 to 85).

- 85 86 & 87 - water used to irrigate lime  
heap covered about 15 acres. well north  
of stock.

- Summer of 86 - Factory razed.

- Added domestic line for office.

- 88 to 93 - BECO used well for water west  
in their hot plant to mix asphalt. - well  
sit was just north of factory location.

- Domestic well also used to fill system  
for fire protection - until 93.

- Well east of stock was not utilized by  
Evans and was ~~closed~~ in summer of  
95. (abandoned).

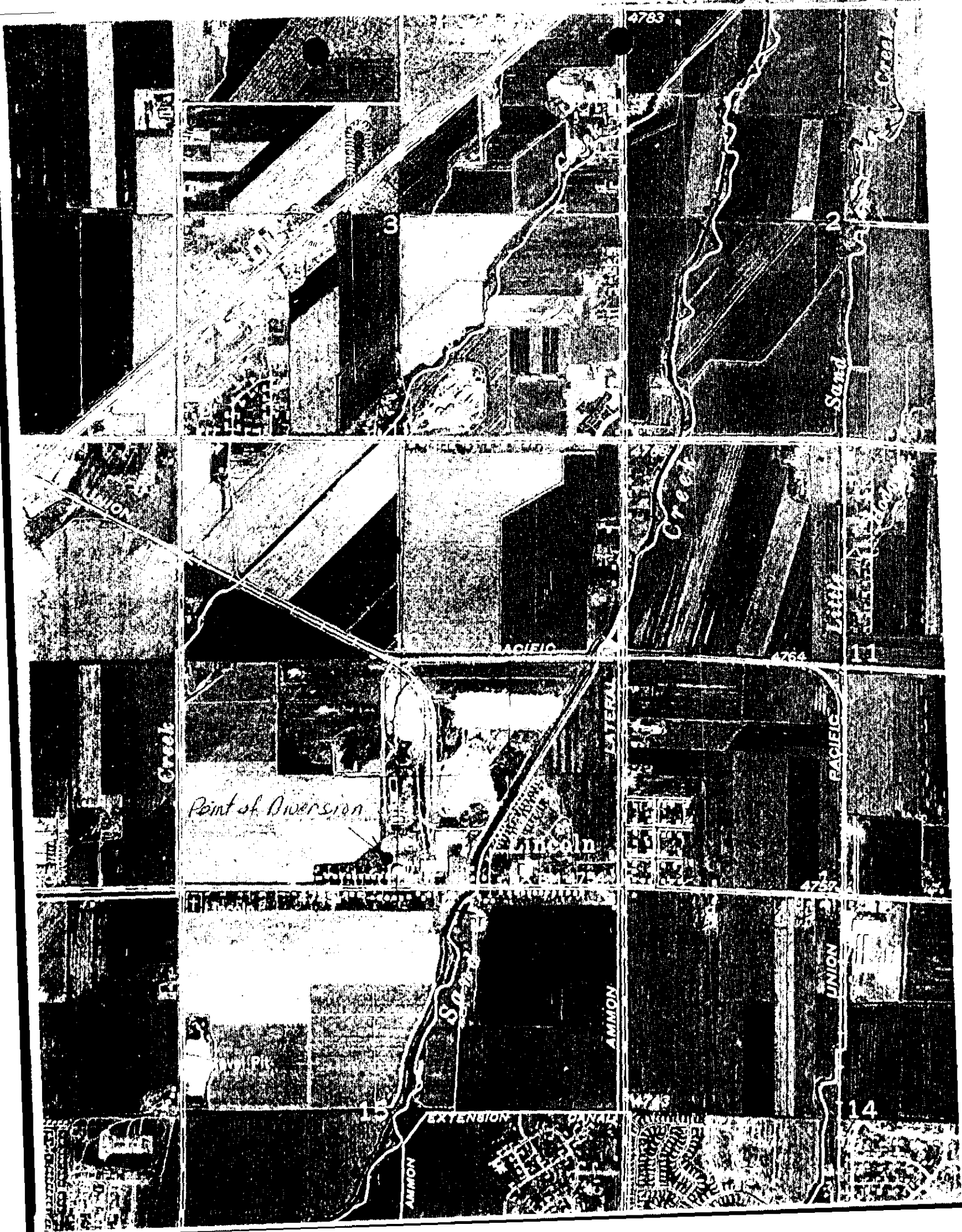
- Well north of stock was used by factory  
to flame cherts into factory.

- Irrigation with 4" pipe using about  
3 1/4 mile lines.

- Kim doesn't know how much water they used.

BECO - used about 30,000 gals/wk <sup>to control</sup>  
air pollution. used water for about a  
6 month period. - Needed full supply for  
about 3 months.

25-02119 25-02126.



IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT CLAIMS PROOF READING REPORT

10/11/89 10:13:53  
Page 1

Water Right Number - 25-02119

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 25743

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
UTAH IDAHO SUGAR CO.

1 -  
2 -  
3 -  
City- SALT LAKE CITY State- UT Zip-  
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
06/10/1955 15 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
GROUNDWATER

+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 38E 10 SW SE (19) BONNEVILLE

+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume

07 - INDUSTRIAL 5.560

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +  
5.560 560

+ - - - - Place of Use - - - - - +  
TwN Rng Sec Tract Lot Acres Code Description County

02N 38E 10 SW SE 07 INDUSTRIAL (19 ) BONNEVILLE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use - 1/SUGAR BEET PROCESSING PLANT.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +  
No Remarks found.

+ - - - - Conditions of Approval - - - - - +  
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +  
00/00/0000

+ - - Audit Fields - 04/01/87 05/22/88 CONVERT 08/11/89 CURTIS

DO NOT FILM

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT CLAIMS PROOF READING REPORT

Water right number - 25-02119

Adj. flag translation: Standard Water Right Number

+ - - - - Water Rights Dates and Flags Area - - - - - +

|                  |              |                 |              |                  |     |
|------------------|--------------|-----------------|--------------|------------------|-----|
| Proof Due Date   | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee   | -   |
| Approved/Denied  | - 00/00/0000 | Protested Date  | - 00/00/0000 | Swan Falls       | -   |
| Proof Made Date  | - 00/00/0000 | Hearing Date    | - 00/00/0000 | Temporary Right  | - P |
| Start Work Date  | - 00/00/0000 | Verified Date   | - 00/00/0000 | DLE/Carey Act    | -   |
| Order Show Cause | - 00/00/0000 | Receipt Number  | -            | Water District   | -   |
| Licensed Date    | - 08/01/1979 | Appl Received   | - 00/00/0000 | Transfer/Amended | -   |
| Decree Date      | - 00/00/0000 |                 |              |                  |     |

DO NOT FILM

**State of Idaho**  
**License and Certificate of Water Right**

Water License No. G-25743

Amount.....\$5.56 c.f.s.

Water District No.

Priority June 10, 1955.

THIS IS TO CERTIFY that UTAH-IDAHO SUGAR COMPANY  
of Salt Lake City, Utah, made application for permit to appropriate the  
public waters of the State of Idaho, dated June 10, 1955; that Permit No. G-25743  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
5.56 second feet, was issued thereunder on August 1, 1957, showing that said works  
were completed on the 13th day of May, 1957; and that on the 13th  
day of May, 1957, T. W. COCKAYNE, Vice President  
Utah-Idaho Sugar Company

of Salt Lake City, State of Utah, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean, for the purpose of Industrial use, under Use Permit No. G-25743 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 10 of Licenses at page 6061, on the 1st day of August, 1957; The right hereby confirmed dates from June 10, 1955;

**The Point of Diversion is located**

In the St.  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Sec. 10, Tp. 2 N., R. 38 E., E. M. County Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.56 cubic feet per second.

**Description and location of use:**

| Twp. | Range         | Sec.                                                               | Forty-acre Tract                           | XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX<br>XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX<br>XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX |
|------|---------------|--------------------------------------------------------------------|--------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 N. | FOR:<br>38 E. | Industrial purposes at the<br>10 SW $\frac{1}{4}$ SE $\frac{1}{4}$ | sugar beet processing plant located in the |                                                                                                                                                                                         |

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this  
1st day of August, 1957.

/s/ Mark h. kulp  
State Reclamation Engineer.

(SEAL)

STATE OF IDAHO

## DEPARTMENT OF RECLAMATION

BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. 100-10

This proof is for completion of the work filed in the Water District No. 100-10

1. Name of applicant: J. H. Johnson, Boise, Idaho
2. Source of water supply: Subterranean flow from well
3. Location of point of diversion: Is in the NE 1/4 of Section 20, T. 2 N. R. 33 E., Co. of Blaineville
4. Describe works as they exist, giving dimensions and capacities of same: *Drilled well 19" dia. > 200' deep*  
*Pump: Worthington 11 109 224, bowl setting 200', 4 stage, column 12"*  
*Total discharge head 271.04 ft - yield 2500 G.P.M.*  
*Motor - U.S. # 1043403, 200 H.P., 440 V., 240 Amp., 1800 R.P.M.*
5. Water is used for: Industrial purposes for sugar beet processing plant.
6. State whether or not water has been turned into works of diversion: *Yes*
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Signed, of Dec. 1, 1910, T. 2 N., R. 33 E., Co. of Blaineville

A plan or map of the property showing location and details of above description

8. What is the structure or structures for the purpose of the work?

Remarks: *Well idle due to shut-down between beet-processing operations*

This examination was made on the

23

day of June

1917

(Signed)

J. H. Johnson

Permit

J 35743

R-38E.

T  
2  
N

10

JLP



→ To Sugar Plant

Subdivisions 1

SW 1/4 Sec 10, R 38E, T 2N

Use it for Sugar processing

Quantity of water specified in

pump permit is 2000 gpm

2500 x 400 = 1,000,000

Assuming 70% overall efficiency

$$2000 \text{ gpm} \times 400 \text{ ft} = 800,000 \text{ ft}^3$$

$$\text{gpm} = 2050$$