

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: A25-11143
Date Received: 11/14/1988
Receipt No: E004008
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MUIR - ROBERTS COMPANY INC 208-745-6651
Address: PO BOX 356
RIGBY ID 83442

2. Date of Priority: JUN 1, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	39E	30	NW	NW	NW		JEFFERSON

5. Description of diverting works:
90' WELL (30' TO WATER) W/ 5HP PUMP TO POTATO WAREHOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL USE FOR WASHING, PROCESSING FRESH-PACK POTATOES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	39E	30	NW	NW		INDUST	

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIM AMENDED 8/99 PER THEORETICAL CALCULATION REDUCING DIVERSION
RATE FROM 0.28 CFS TO 0.24 CFS. BCONTOR.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Organizations:

I do solemnly swear or affirm that I am Asst Manager of
Title

Muir-Roberts Co, Inc., that I have signed the foregoing
Organization

document in the space below as Asst Manager of
Title

Muir Roberts Co Inc. and that the statements contained in the
Organization

foregoing document are true and correct.

Brent Steggell

Brent Steggell
Signature of Authorized Agent

Asst. Manager - Muir-Roberts Co.
Title and Organization

8-16-99
Date

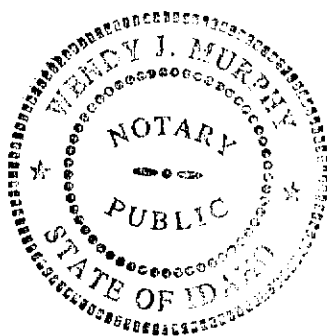
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of August 19 99

Wendy J. Murphy
Notary Public

Seal



Residing at Idaho Falls

My Commission Expires 6/23/00

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RIGBY, ID 83442

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04N	39E	30	NW	NW	NW		JEFFERSON

5. Description of diverting works:
90' WELL (30' TO WATER) W/ 5HP PUMP TO POTATO WAREHOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.280		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL USE FOR WASHING, PROCESSING FRESH-PACK POTATOES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	39E	30	NW	NW		INDUST	

11. Place of use in counties: JEFFERSON

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Date: 11/14/88

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A2511143

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

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NONE

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(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: 0

For Organizations:

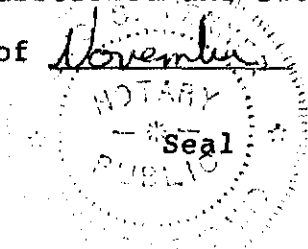
I do solemnly swear or affirm that I am Assn't Manager of Muir-Roberts Co., Inc. that I have signed the foregoing document in the space below as Assn't Manager of Muir-Roberts Co., Inc. and that the statements contained in the foregoing document are true and correct.

Don Stegell
Signature of Authorized Agent
Assn't Manager M-R Co.
Title and Organization
14 Nov 88
Date

State of Idaho)
County of Boonneville) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of November 19 88

[Signature]
Notary Public



Residing at Idaho Falls, ID
My Commission Expires 22 Aug 1994
2 Date: 11/14/88

NOV 11 1988

RIGBY

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73N

Muir Roberts Theoretical

A25-11143

$$\text{GPM} = \frac{\text{Water horsepower} \times 3960}{(30 + 10 + 40 \times 2.31)} = 75 \text{ gpm}$$

$$\text{Water horsepower} = 5 \text{ hp} \times 50\% \text{ eff} = 2.5 \text{ hp.}$$

$$\text{TQH} \begin{cases} 32' \text{ lift} \\ 10' \text{ friction} \\ 40 \times 2.31 \text{ discharge head @ } 40 \text{ psi} \end{cases}$$

Byce A. Contor 8/16/99

April 29, 1991

Muir - Roberts Company, Inc.
P.O. Box 356
Rigby, ID 83442

RE: Evidence of Priority

Dear Don Steggell:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

ENCLOSURE

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Muir - Roberts Comapny, INC.

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Please submit the required evidence supporting the priority date by May 29, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-11143
MUIR - ROBERTS COMPANY, INC.
P.O. BOX 356

RIGBY

ID 83442

MICROFILMED
NOV 11 1992