

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: A22-07005B
Date Received: 8/25/1988
Receipt No: E001770
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUMMERS FARM AND RANCH INC. 208-356-3465
Address: RTE 1
SUGAR CITY, ID 83448

2. Date of Priority: FEB 10, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	41E	27	SE	SE			MADISON

5. Description of diverting works:
WELL & PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	26	NE	NW		IRR	34.0
			NW	NW		IRR	38.0
			SW	NW		IRR	35.0

A22-07005B

Page 1

Date: 11/20/89

OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	26	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	307.0
		27	SE	SE		IRR	18.0
						Section Acres	18.0
		34	NE	NE		IRR	39.0
						Section Acres	39.0
		35	NE	NW		IRR	37.0
			NW	NW		IRR	39.0
						Section Acres	76.0
						Total Acres	440.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE.

14. Remarks:

5.45 CFS IS THE DIVERSION CAPACITY OF THIS WELL AS MEASURED BY THE DEPT. ON 7-6-1979. CONDITION: THIS RIGHT WHEN COMBINED WITH RIGHT OF NEDROW FARMS, INC. UNDER APPLICATION FOR TRANSFER OF WATER RIGHT OF THIS SAME DATE PERTAINING TO RIGHT NO. 22-2260/22-7005 SHALL NOT EXCEED 12.59 CFS.

*****MEMO*****
THIS RIGHT WAS ORIGINALLY FILED UNDER A22-07005A. SO THE ADJ. NUMBER WOULD CORRESPOND WITH WATER RIGHT NUMBER, IT WAS CHANGED TO A22-07005B. A22-07005A WILL BE FILED ON BY DAN NEDROW.
20 NOV. 89, ERNEST CARLSEN

15. Basis of Claim: LICENSE

OCT 29 1992

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 _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

Renumbered A22-07005B *20 NOV 89 EMC*
Ident. Number: ~~A22-07005A~~

Date Received: 8/25/1988

Receipt No: E001770

Received By: SM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUMMERS FARM AND RANCH INC. 208-356-3465
Address: RTE 1
SUGAR CITY, ID 83448

2. Date of Priority: FEB 10, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	41E	27		SE	SE		MADISON

5. Description of diverting works:
WELL & PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	26	NE	NW		IRR	34.0
			NW	NW		IRR	38.0
			SW	NW		IRR	35.0

A22-07005A

Page 1

Date: 08/25/88

ADROFILE

OCT 29 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	41E	26	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
						Section Acres	307.0
		27	SE	SE		IRR	18.0
						Section Acres	18.0
		34	NE	NE		IRR	39.0
						Section Acres	39.0
		35	NE	NW		IRR	37.0
			NW	NW		IRR	39.0
						Section Acres	76.0
						Total Acres	440.0

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE.

14. Remarks:
5.45 CFS IS THE DIVERSION CAPACITY OF THIS WELL AS MEASURED BY THE DEPT. ON 7-6-1979. CONDITION: THIS RIGHT WHEN COMBINED WITH RIGHT OF NEDROW FARMS, INC. UNDER APPLICATION FOR TRANSFER OF WATER RIGHT OF THIS SAME DATE PERTAINING TO RIGHT NO. 22-2260/22-7005 SHALL NOT EXCEED 12.59 CFS.

15. Basis of Claim: LICENSE

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: _____

For Organizations:

I do solemnly swear or affirm that I am Pres _____ of
Title
Summers Farm & Ranch Inc., that I have signed the foregoing
Organization
document in the space below as Pres _____ of
Title
Summers Farm & Ranch Inc. and that the statements contained in the
Organization
foregoing document are true and correct.
Signature of Authorized Agent
Pres Summers Farm & Ranch Inc
Title and Organization
8/25/88
Date

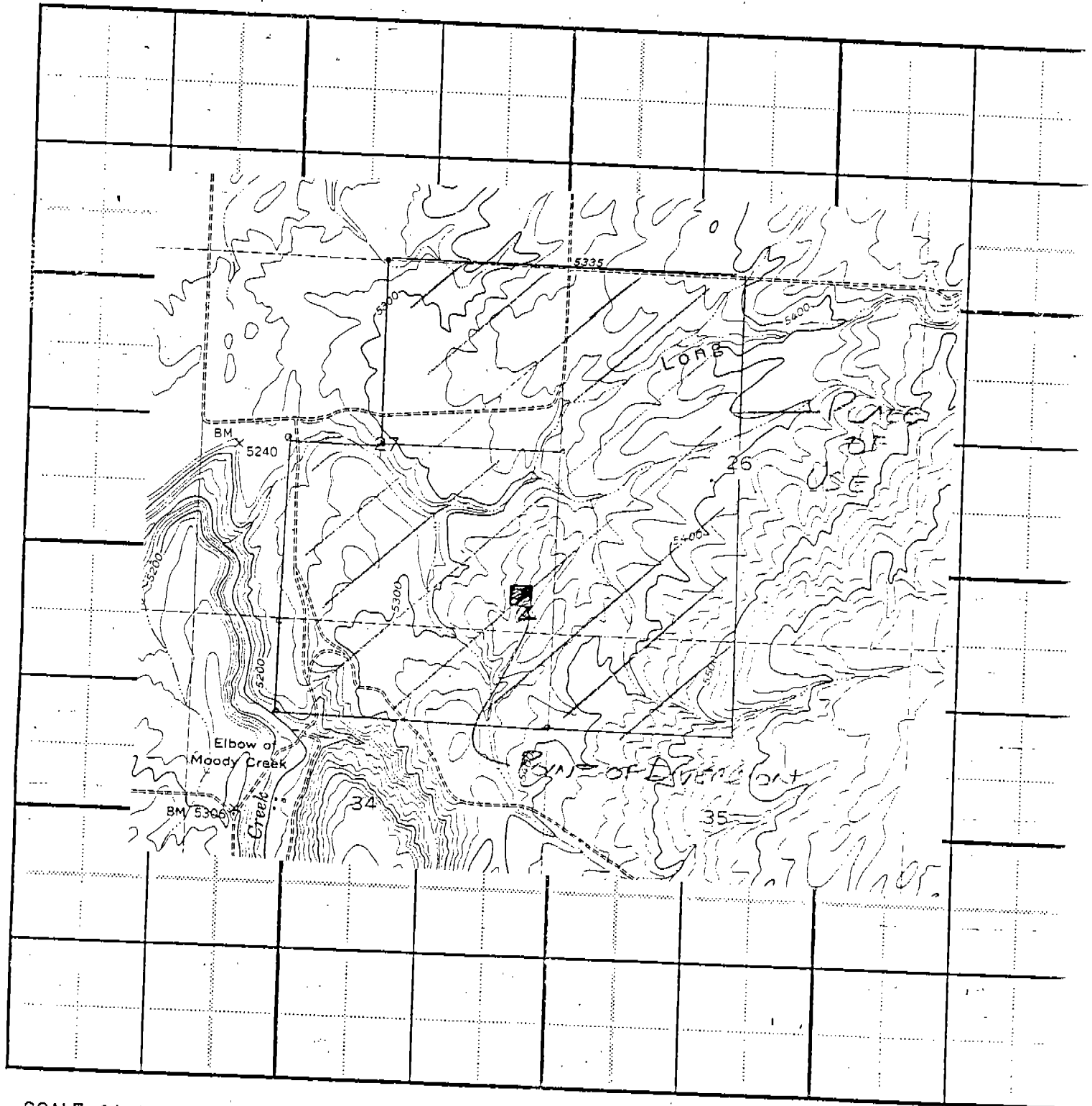
State of Idaho)
County of Barnesville) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of August 19 88
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 5/29/1991

2. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.



A22-07005A



12 MAY OCT 20 1992
H.W. Jones

Log for claim 22-07005B

Spatial Dynamics LTD

8/9/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
06n41e	26	NENW	34	35	
06n41e	26	NWNW	38	38	
06n41e	26	SWNW	35	36	
06n41e	26	SENW	40	39	
06n41e	26	NESW	40	40	
06n41e	26	NWSW	40	39	
06n41e	26	SWSW	40	39	
06n41e	26	SESW	40	39	
06n41e	27	SESE	18	38	Indiscernible
06n41e	34	NENE	39	36	
06n41e	35	NENW	37	39	
06n41e	35	NWNW	39	39	
Totals:			440	457	

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 PROPOSED CHANGE

Name of applicant Summers Farm & Ranch Phone _____Post Office address c/o Danny J. Summers, Rt. 1, Sugar City, Idaho 83448

1. Explain Fully purpose of transfer

- ☒ Change point of diversion
 ☐ Add diversion point(s)
 ☒ Change place of use
 ☐ Change in nature of use from _____ to _____
 ☐ Other _____

Describe the reason for the proposed changes _____

DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

2.	Right Number	Priority	Amount	Nature of Use	Period of Use	
a.	22-2260	9/30/1965	5.45	Irrigation	4/1	to 11/1
b.	22-7005 <u>B</u>	2/10/1968	4.04	Irrigation	4/1	to 11/1
c.	_____	_____	_____	_____	_____	to _____
d.	_____	_____	_____	_____	_____	to _____
e.	_____	_____	_____	_____	_____	to _____

3. Total amount of water under right: a. *5.45 cubic feet per second and/or _____ acre feet per annum4. Source of water groundwater tributary to _____

5. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
6N	41E	27		SE	SE	Madison							

6. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
License #22-2260																			
6N	41E	27	38	38	38	38					34			37	27	25	35	22	332
		34		38			15												53
																			385
License #22-7005																			
6N	41E	26					34	38	35	40	40	40	40						307
		27																18	18
		34	39																39
		35					37	39											76
																			440

Total Acres 825

7. General Information

- a. Description of diverting works Well with pump to sprinkler system.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
*5.45 cfs is the diversion capacity of this well as measured by the Department
examiner on July 6, 1979. Right is conditioned as follows: "This right when
combined with right of Nedrow Farms, Inc. under application for transfer of water
right of this same date pertaining to right no. 22-2260 & 22-7005 shall not exceed
12.59 cfs."
- d. Remarks

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-2260B & 22-7005B
And said application is hereby APPROVED, subject to the following limitations and conditions:
The rate of diversion of Right 22-2260B and 22-7005B, when combined, shall not
exceed 5.45 cfs nor shall the annual volume exceed 2313.3 acre feet.

MICROFILMED

SEP 24 1987

Witness my hand this

14th

day of

September, 19 87

J. Glen Saxton
Chief, Operations Bureau

APPL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
WATER RIGHT AS PRESENTLY RECORDED
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated in _____ in _____ county of _____
b. License No. 22-2260 issued by the Idaho Department of Water Resources
c. Claim No. _____ on file with the Idaho Department of Water Resources
d. Transfer No. _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date of priority 9/30/1965

5. Water is used for the following purpose:

amount 12.59 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. 12.59 cfs cubic feet per second
and/or
b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
6N	41E	26		SE	NE	Madison							
		27		SE	SE	Madison							

8. Place(s) of Use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	41E	25					38	28	40	40									138
		26	29	31	40	40	34	38	35	40	40	40	40	40		40			487
		27									22			37			35	40	134
		34	39	38			15												92
		35						39											39

Total Acres 890

APPLICATION FOR TRANSFER OF WATER RIGHT.

PART 2

WATER RIGHT AS PRESENTLY RECORDED

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs _____
 dated in _____ in _____ county of _____
- b. License No. 22-7005 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date of priority 2/10/1968

5. Water is used for the following purpose:

amount *8.0 for Irrigation purposes from 4-1 to 11-1
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. *8.0 cubic feet per second

and/or
 b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
6N	41E	26		SE	NE	Madison							
		27		SE	SE	Madison							

8. Place(s) of Use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	41E	25									34	40	40	36					150
		26													40		40	40	120
		27	38	38	38	38					12								216
		35		28			37												65
		36					40	40	40	40	40	40	40	40					320

Total Acres 871

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

ADDITIONAL INFORMATION & SIGNATURE

1. If transfer changes nature of use, answer FULLY the following items.

a. New Nature of Use Amount Hours/day Period of Use
_____ to _____b. Quantity and quality of return flows and location of discharge.

_____c. Describe affects on other water uses resulting from the proposed change.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

SUMMERS FARM & RANCH, INC.

ATTEST:

Berniece N. Summers
Berniece N. Summers, Sec.By: Danny J. Summers
President (Signature of Applicant)Subscribed and sworn to before me this 12th day of May, 19 86Portia Jenkins
Notary PublicMy commission expires 7/15/91

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 5-14-86

Protest filed by _____

Prelim. check by DM Fee 50⁰⁰Receipted by HWT 37623 Date 5-12-86Published in Standard Journal 2-19-26-87Pub. dates NJC 3-19-87 & 3-26-87

Watermaster recommendation requested on _____

Copies of protest forwarded by _____

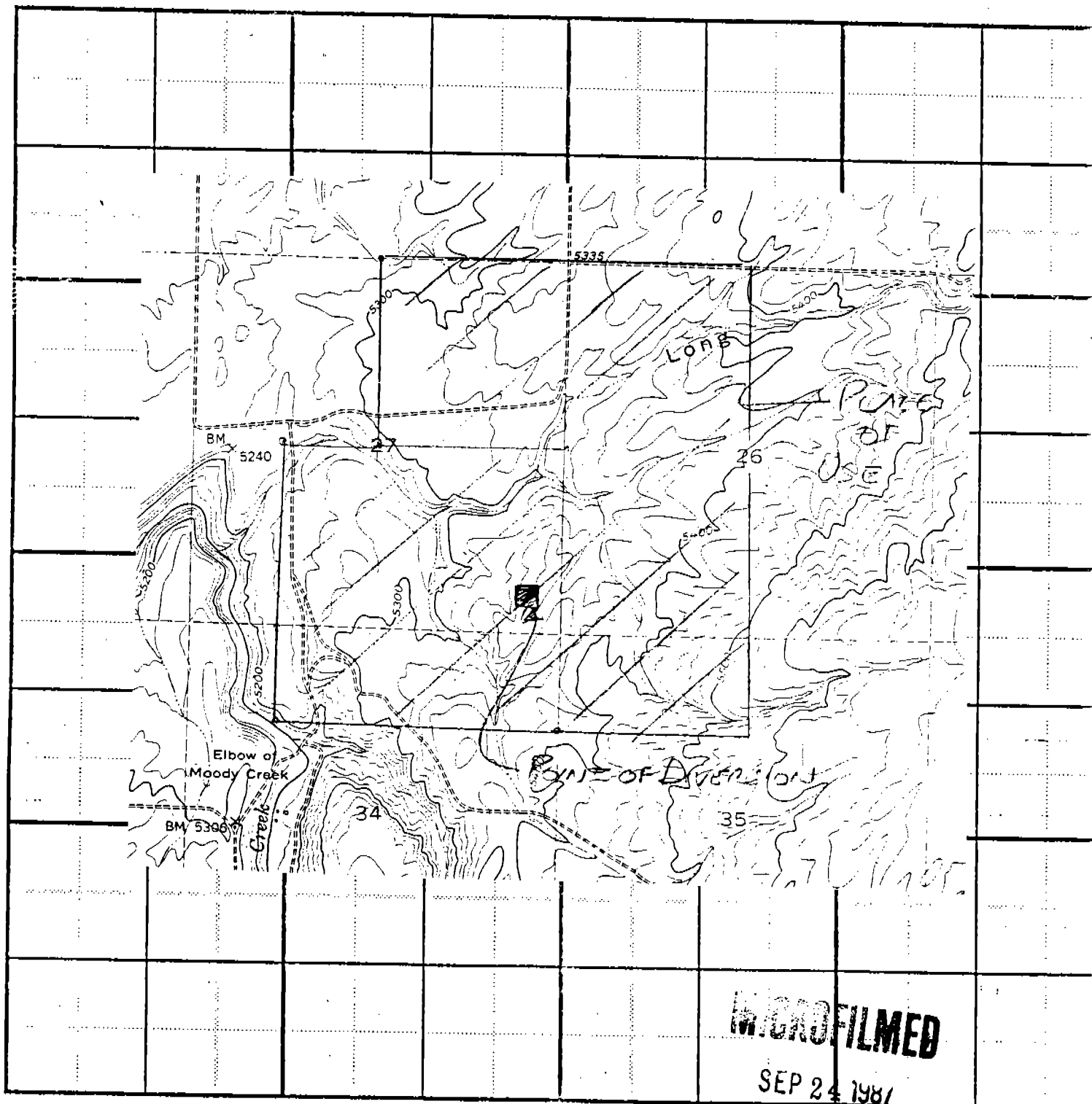
Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denialby BDC Jim

Copy of transfer sent to lien holder _____

MICROFILMED
SEP 24 1987

2. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

12 MAY 86
H.W. Jones

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Paul E. Nedrow

Post office address 270 South 5th West, Rexburg, Idaho Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ Subterranean

(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount 8 c.f.s. for irrigation

AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____

AF/Annum (nature of use)

Period of Use: from _____ to _____

(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____

AF/Annum (nature of use)

Period of Use: from _____ to _____

(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 22-7005

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 8 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 41E E/W, B.M., Section 26, Subdivision SE 1/4 NE 1/4 Madison

County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

County

Other Points of Diversions: _____

Description of diverting works: 700 h.p. motor, with a zoo h.p. Booster, 16" bowls pump, 20 inches to 18 inches, well is 900' deep & water rises to about 500 to 600'.

Measuring device required: yes ☒ no ☐ Not Substantiated 6/10/11 JLP

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	41E	25								20	40	40	40	40					180
6N	41E	26													40	20	40	40	140
6N	41E	35			40		40												80
6N	41E	25					25	30	40	20									115
6N	41E	26	30	15	40	40	25	40	30	40	40	40	40			20			440
6N	41E	27									35			40	35	20	35	40	205
6N	41E	34	40	35			15												90
6N	41E	35						40											40
TOTAL ACREAGE																			1290

COPY 11/10/11

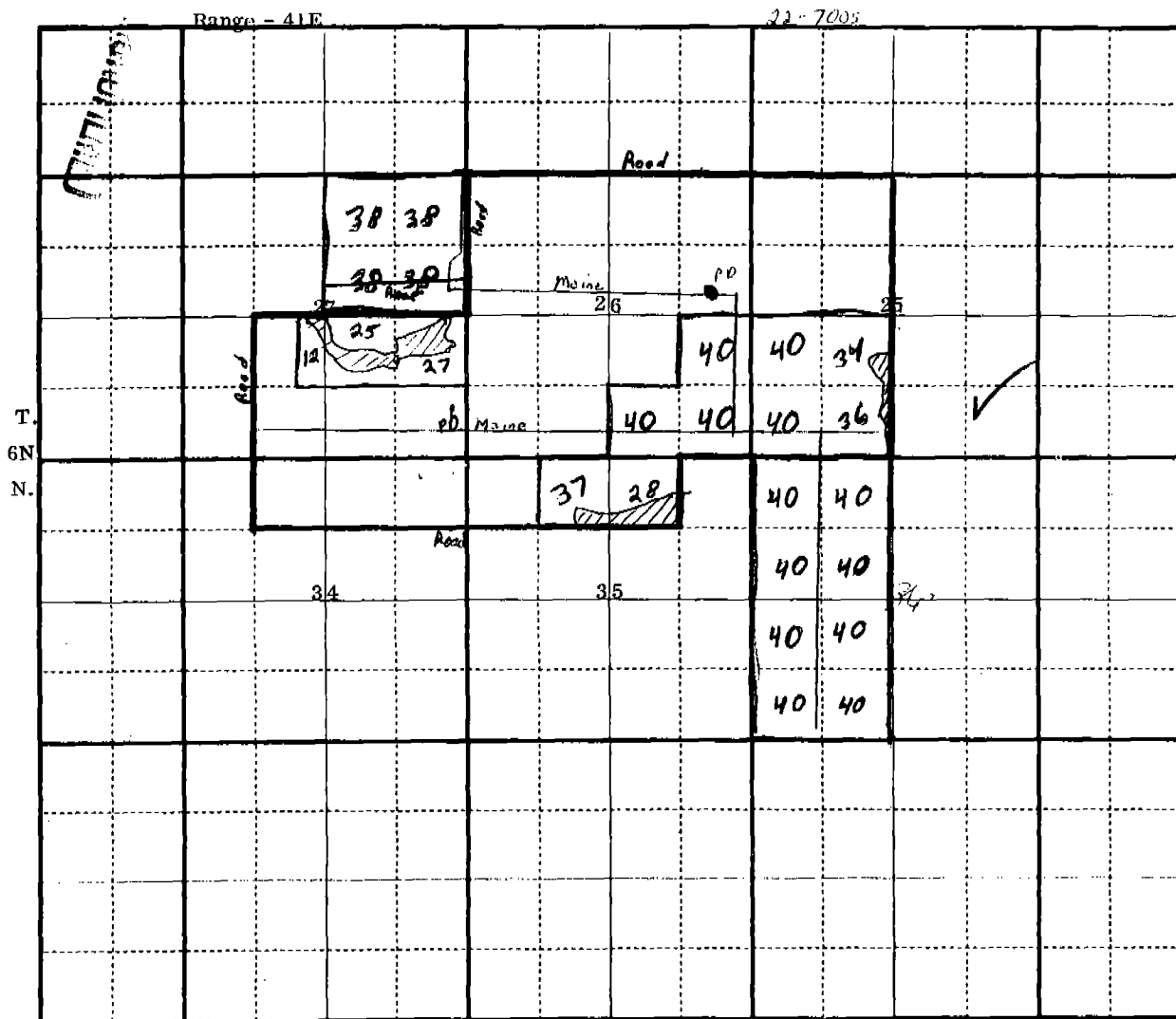
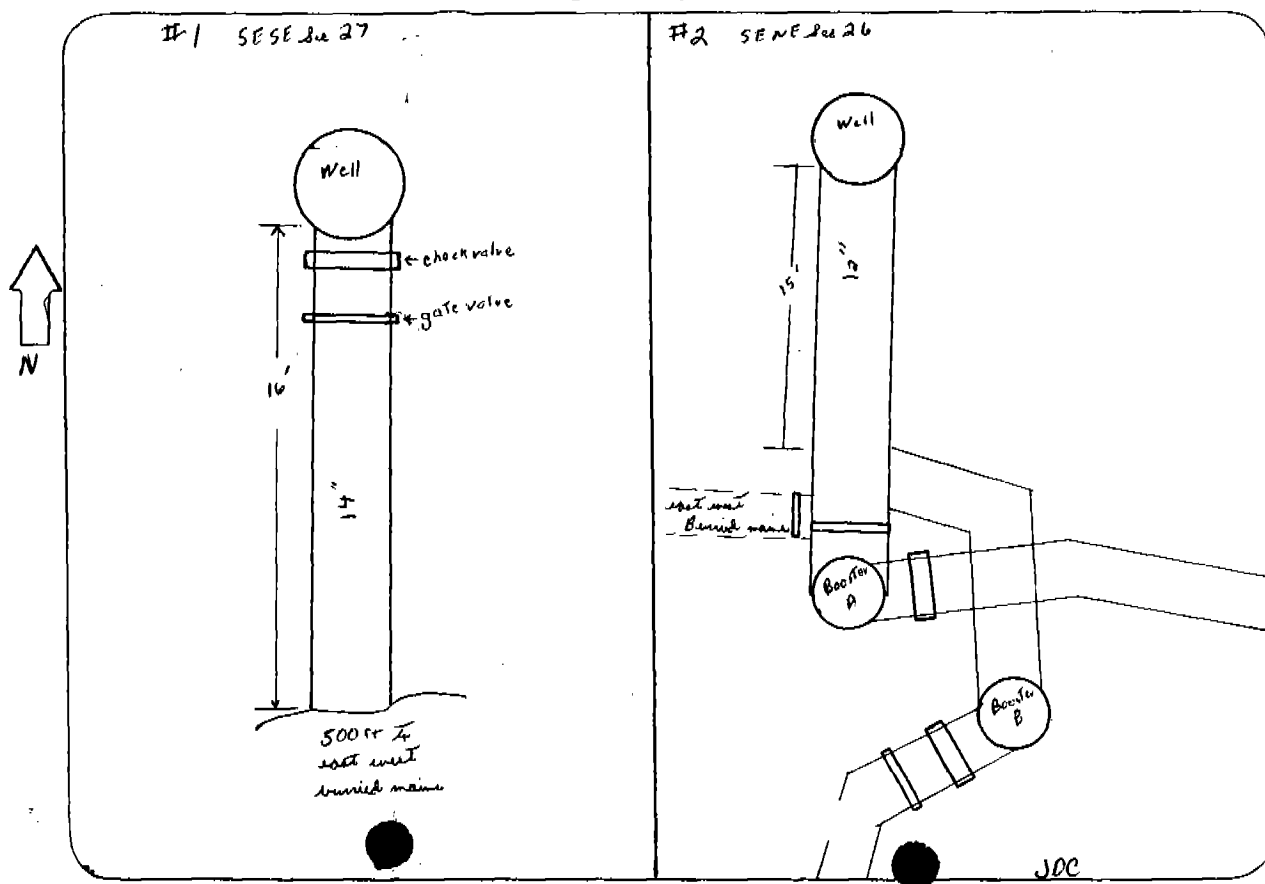


Diagram of System



DATE OF EXAM 7/6/79

ACREAGE
Found 871 Ac
Recommended 871 Ac

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 8.00 c.f.s. V = 3048.5 AF/Ann. from April 1 to Nov 1 214 days
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: n/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 12.59 cfs Method of measurement Flow Meter

Total Q recommended 8.00 cfs Meter No. 76 12 231 Type McCrometer Condition Std.

Total V recommended 3048.5

Recommended Amendments:

P.D. Add. SE SE 1/4 27
Place of Use Sec Amendment
Other _____
None _____

MEASUREMENT CALCULATION:

#1 SE SE 1/4 27 DIA. 15" in 80 ac. = $435.6 \div 80 \text{ ac.} = 5.45 \text{ cfs} = 12.59 \text{ cfs}$
#2 SE NE 1/4 26 DIA. 15" in 61 ac. = $435.6 \div 61 \text{ ac.} = 7.14 \text{ cfs}$

$871 \text{ Ac} \times 3.5 \text{ Ac Ft/Ac} = 3048.5 \text{ Ft} \times 8.0 \text{ cfs} \times 1.9835 \text{ cfs/days} \times 214 \text{ days} = 104,000 \text{ AF/ann.}$

SYSTEM DESCRIPTION:

#1 Groundwater is diverted by a U.S. 700-hp motor 700-hp, Ser # J1427279 and a Johnson Vertical Turbine pump Ser # CC1511. Booster 150-hp. 4.53 pump motor Ser # C1004949, Johnson Vertical Turbine pump Ser # C1004949, Johnson Vertical Turbine pump Ser # C1004949.
#2 U.S. 700-hp motor 700-hp, Ser # 5200849885 and a Johnson Vertical Turbine pump Ser # C1004949.
Booster A, U.S. 700-hp motor 700-hp, Ser # B2024210 and a Johnson Vertical Turbine pump Ser # 157131. Booster B, U.S. 700-hp motor 700-hp, Ser # CC1010314 and a Johnson Vertical Turbine pump. System is interconnected, only runs booster when pump is up.

REMARKS:

System shown and operated by Paul Anderson.
P-22-7048 overlaps this license
1. The W 1/2 Sec 36 and the NE 1/4 of 27

Examiner's Signature John D. Carlson Date 1/30/80

Checked by William J. Hargrave Date 2-27-80

Approved by Ray Walker Date 8-3-1984

