

11/08/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 31-7043A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HALL DAIRY LLC C/O KEN HALL 1543 N 1900 E TERRETON, ID 83450 (208)663-4510

Original Owner	MRS DON R BYBEE
Original Owner	CLYSTA VADNAIS
Original Owner	TED L VADNAIS HAMER, ID 83425

Priority Date:	11/12/1970
Basis:	License
Status:	Valid

<u>Source</u>	<u>Tributary to</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.25 CFS	35 AFA	
COMMERCIAL	01/01	12/31	0.28 CFS	35 AFA	
Total Diversion			0.28 CFS	35 AFA	

Point(s) of Diversion:							
Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County		
06N	35E	15	NE SE	0	JEFFERSON		

Place(s) of use:

Place of Use Legal Description: STOCKWATER

JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	35E	15		NESE										

Place of Use Legal Description: COMMERCIAL

JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	35E	15		NESE										

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>
bcontor	11/8/00	recommendation
bcontor	11/8/00	Forfeiture
bcontor	11/8/00	forfeiture, continued

Comment

Recommended per formal transfer 8/10/2000. No further analysis required; eCVR not completed.

This is a recent transfer of an irrigation right which was proposed to be recommended based on 1987 aerial photos. However there is some possibility that an un-documented period of non-use occurred after 1987 and before claim was filed.

Since this possibility is only speculative and not documented, the claim is recommended. The transfer proceeding provided a forum for the injured, as will the objection process.

Dates:

Licensed Date:
Claim Received Date: 06/02/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: OR
Overall Max Diversion Rate: 0.28
Overall Max Diversion Volume: 35
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Verification Log: No log entries

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 31-7043A
Date Received: 6/2/00
Receipt No:
Received By:

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

1. Name of Claimant(s)

HALL DAIRY LLC Phone: (208)663-4510

C/O KEN HALL
1543 N 1900 E
TERRETON ID USA 83450

2. Date of Priority: 11/12/1970

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
06N	35E	15	NE SE	JEFFERSON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.25	35
COMMERCIAL	01/01	12/31	0.28	35

7. Total Quantity Appropriated is:
0.28 C.F.S. and/or 35 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06N	35E	15	NE SE	STOCKWATER	
			NE SE	COMMERCIAL	

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:

14. Remarks:

REINSTATED 2-17-1976

SEE T5724 TO CHANGE NATURE OF USE, POU, POD. TRANSFER TAKEN AS AMENDED CLAIM; DATA ENTRY ON CLAIM ADJUSTED TO MATCH TRANSFER. TRANSFER ALSO USED AS DOCUMENTATION TO CHANGE OWNERSHIP. BCONTOR 11/1/2000.

15. Basis of Claim: License

RECEIVED

JUN 02 2000

Department of Water Resources
Eastern Region

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

Ident. Number: A31-07043A

Date Received: 6/1/00
Received by: [Signature]
BAC

NOTICE OF CLAIM
ACQUIRED UNDER

1. Name: TED L VADNAIS
Address: 2040 E 1900 N
HAMER ID
OR
Name: CLYSTA VADNAIS
Address: 2040 E 1900 N
HAMER ID

203-552-5208

203-552-5208

2. Date of Priority: NOV 12, 1978

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	35E	36	NW	NW			JEFFERSON

5. Description of diverting works:

6. Water is used for the following purposes:

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	36	NE	NW		IRR	5.0
			NW	NW		IRR	9.0

Section Acres 14.0



10. Place of Use: Continued

Total Acres 14.0

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:

14. Remarks:

REINSTATED 2-17-1976.

SEE T5693 TO CHANGE NATURE OF USE

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Christa Vadnais Date: May 27, 2000
Ed L. Vadnais Date: May 27, 2000

State of Idaho)

County of Jefferson)

) SS.

Subscribed and sworn (or affirmed) before me this 27 day

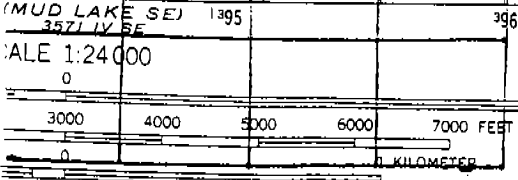
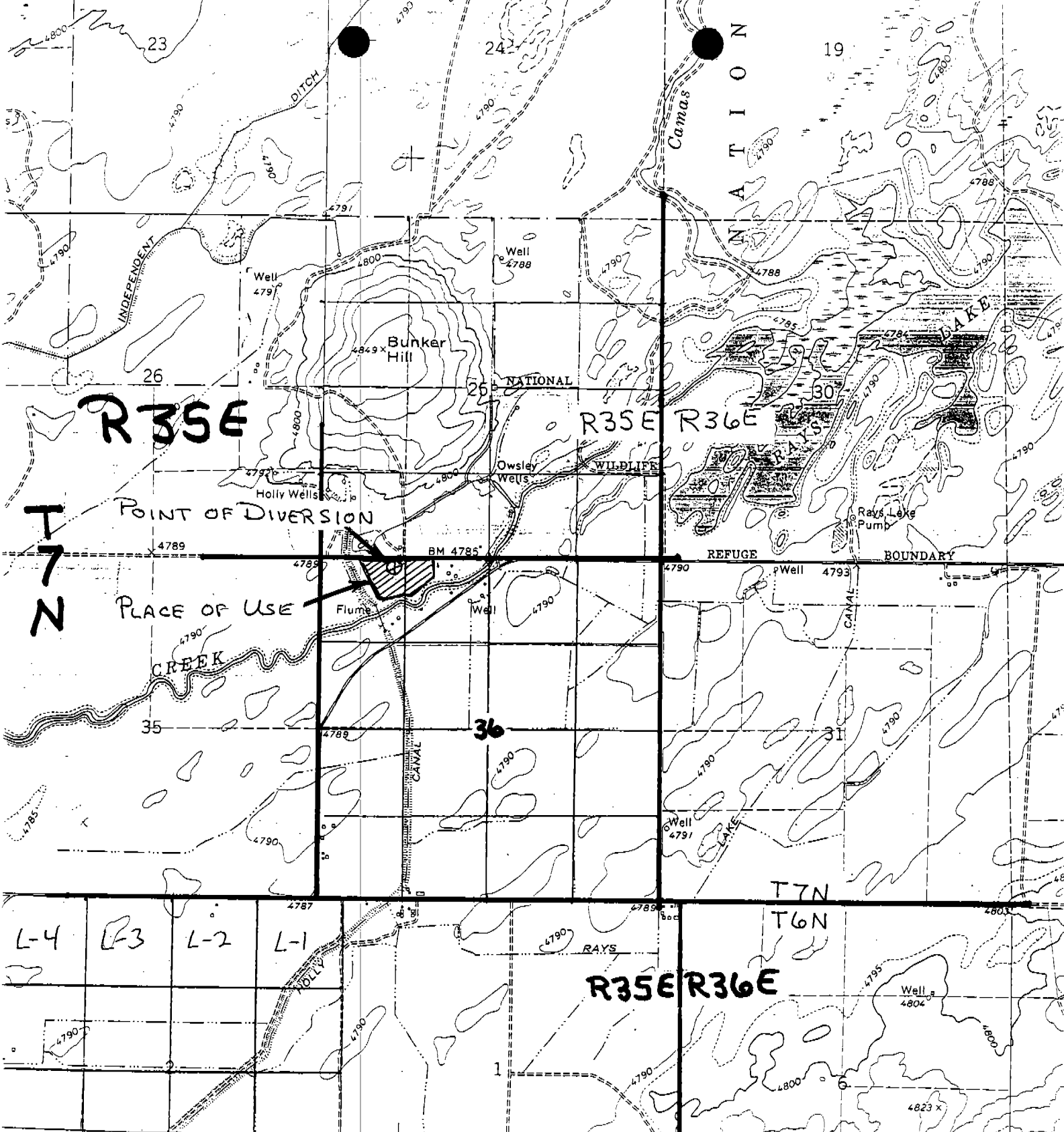
of May 2000

Karen M. Garry
Notary Public

Seal

Residing at Homer

My Commission Expires 10-30-2003



R35E

ROAD CLASSIFICATION
Medium-duty Light-duty
Unimproved dirt =====



DAYS LAKE IDA

10-07-1996 3:40PM

JEFFERSON COUNTY 208 745 6636

P. 2

PLACE OF USE

POINT OF DIVERSION
COWSLEY

Ted Janis own property

3190
Elwood L. Smith
Shirley Sholing

Ted Janis

236 273

5ac

9ac

7170
TAX 2
S 29° 52' W.

2455

NW¹/₄ NW¹/₄

NE¹/₄ NW¹/₄

CAMAS

CREEK

TAX 1

TAX 2

SW¹/₄ NW¹/₄

SE¹/₄ NW¹/₄

T
N
7

R35E

SEC 36

A31-07043A

SEC 36

4800

5400

7201

gan' 5000

23/24
26/25

14.9

11.5

12.9

A136 (A228)

A6
(A18)

10.7

13.2

A135
(A226)

A129

(A221)

26.00

not used
irrigated

(A238)

A136
(A230)

2500

600

15.6
A137
(A231)

4.4

35

25 30

36 31

POINT OF DIVERSION

26 25
35 36

5.00

Machine

500

APR 7/6/77

NOT TO SCALE

PLACE OF USE

A31-07043A

Eastern

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5724
WATER RIGHT NO. 31-07043A

RECEIVED

JUL 17 2000

Department of Water Resources
Eastern Region

This is to certify that: HALL DAIRY LLC
C/O KEN HALL
1543 N 1900 E
TERRETON ID 83450

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.28 CFS	35.0 AF
COMMERCIAL	01/01 to 12/31	0.28 CFS	35.0 AF
Totals		0.28 CFS	35.0 AF

SOURCE

GROUND WATER

Priority: 11/12/1970

LOCATION OF POINT(S) OF DIVERSION:

NESE, Sec. 15, Township 06N, Range 35E
JEFFERSON County

PLACE OF USE: STOCKWATER

TWN RGE SEC

06N 35E 15 NESE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

TRANSFER NO. 5724
WATER RIGHT NO. 31-07043A

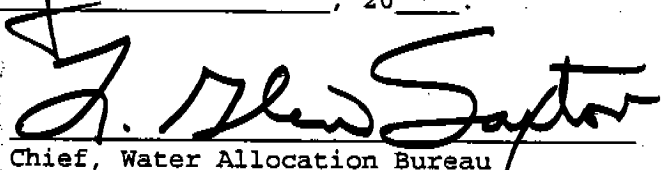
CONDITIONS OF APPROVAL AND REMARKS

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Commercial use is for a dairy.

Dated this 10th day of

July

, 2000.


Chief, Water Allocation Bureau

Total Acres _____

6. General Information:

a. Description of diversion system Two wells; Pump pressure tanks to stock trough; Commercial Dairy

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
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:
No longer irrigated

d. Remarks:

Commercial use is for a dairy (1200 milking cows + 200 dry cows)
Note: 31-10247 is for stockwater 200 head dry cows
(31-07043A corrected by T5693)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____

For the Director

FILE NUMBER _____ HALL DAIRY 31-07043
 REVIEWER _____ KCW

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE _____ 1200
 NUMBER OF DRY CATTLE _____ 0
 NUMBER OF REPLACEMENT CATTLE: 0-2 MONTHS _____ 0
 3-4 MONTHS _____ 0
 5-8 MONTHS _____ 0
 9-12 MONTHS _____ 0
 13-15 MONTHS _____ 0
 16-24 MONTHS _____ 0
 ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
 SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS _____ 1
 IF SPRINKLERS ARE USED: NUMBER OF SPRINKLERS IN HOLDING PEN _____ 0
 NOZZLE DISCHARGE (USE 5.0 GPM IF UNKNOWN) _____ 0.00
 OPERATION TIME OF SPRINKLERS (MIN/DAY) _____ 0
 NUMBER OF MILKINGS PER DAY _____ 3
 AVG. LBS. OF MILK PRODUCED PER DAY PER ANIMAL (IDAHO AVG IS 70 LBS.) _____ 55
 HOURS PER DAY PUMP OPERATES FOR STOCKWATER USE _____ 5.0
 HOURS PER DAY PUMP OPERATES FOR COMMERCIAL USE _____ 5.0
 IS RECYCLED WATER USED TO FLUSH MILKHOUSE AND PARLOR FLOORS? _____ Y
 IS RECYCLED WATER USED TO WASH COWS? _____ N
 IS A PLATE COOLER USED? _____ Y
 IS RECYCLED WATER USED FOR PLATE COOLER? (IF NO PLATE COOLER,
 LEAVE BLANK) _____ Y
 IF CORRAL MISTERS ARE USED: NUMBER OF MISTERS IN HOLDING PEN _____ 0
 NOZZLE DISCHARGE (GPM) _____ 0.00
 OPERATION TIME OF MISTERS (MIN/DAY) _____ 0
 DAYS PER YEAR MISTERS ARE USED _____ 0

CALCULATIONS

DIVERSION RATE (CFS):

STOCKWATER
 MILKING CATTLE (BASED ON MILK PRODUCTION) _____ 0.21
 DRY CATTLE @ 17.0 GPD/HD _____ 0.00
 REPLACEMENT CATTLE _____ 0.00
 TOTAL _____ 0.21

COMMERCIAL
 TOTAL _____ 0.02

TOTAL DIVERSION RATE _____ 0.23

DIVERSION VOLUME (AFA):

STOCKWATER
 MILKING CATTLE _____ 31.5
 DRY CATTLE _____ 0.0
 REPLACEMENT CATTLE _____ 0.0
 TOTAL _____ 31.5

COMMERCIAL
 WASHING OF BULK TANK AND RELATED EQUIPMENT _____ 0.6
 BACKFLUSH _____ 0.0
 PARLOR/MILKHOUSE/HOLDING PEN CLEANUP _____ 0.0
 CATTLE WASHING BASED UPON METHOD OF WASHING _____ 2.0
 PLATE COOLER _____ 0.0
 CORRAL MISTERS _____ 0.0
 TOTAL _____ 2.6

TOTAL DIVERSION VOLUME _____ 34.1

CONSUMPTIVE USE VOLUME (AFA)(assuming 100% consumptive):

STOCKWATER _____ 31.5
 COMMERCIAL _____ 2.6
 TOTAL CONSUMPTIVE USE _____ 34.1

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3	PUMP 4	PUMP 5
PUMP HORSEPOWER (HP) _____	2.50	5.00	0.00	0.00	0.00
LIFT (FT) _____	120	120	0	0	0
DISCHARGE PRESSURE (PSI) _____	40	40	0	0	0
FRICTION LOSSES (FT) _____	3.0	3.0	0.0	0.0	0.0
HOURS PER DAY PUMP OPERATES _____	4.0	4.0	0.0	0.0	0.0

CALCULATIONS

	PUMP 1	PUMP 2	PUMP 3	PUMP 4	PUMP 5
THEORETICAL FLOW RATE (CFS) * _____	0.07	0.14	0.00	0.00	0.00
DIVERSION VOLUME (AFA) ** _____	8.8	17.3	0.0	0.0	0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
 THEORETICAL FLOW RATE ASSUMING PUMP RUNS EVERY DAY OF THE YEAR.

EVALUATION OF EQUIVALENT IRRIGATED ACREAGE

IRRIGATION RIGHT (BEFORE CHANGE)

DIVERSION RATE _____	0.28 CFS
ACRES OF IRRIGATION _____	14.0 ACRES
DIVERSION VOLUME _____	3.0 AC-FT/AC
CONSUMPTIVE USE VOLUME _____	2.5 AC-FT/AC
IRRIGATION IS BEING CONVERTED FOR WHICH PORTION OF THE DAIRY OPERATION - STOCKWATER (S), COMMERCIAL (C), OR BOTH (B)? _____	
	B

CALCULATIONS

IRRIGATION DIVERSION RATE PER ACRE _____	0.020 CFS/AC
REDUCTION OF IRRIGATION BASED ON DIVERSION RATE _____	11.5 ACRES
REDUCTION OF IRRIGATION BASED ON DIVERSION VOLUME _____	11.4 ACRES
REDUCTION OF IRRIGATION BASED ON CONSUMPTIVE USE _____	13.8 ACRES

Trans. Hall DAIRY
 31-07043 A

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 31-07043A (T5693) 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 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 or priority 11/12/1970
5. Water is used for the following purposes:
- amount 0.28 cfs for IRRIGATION purposes from 4/1 to 11/1
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 0.28 cfs cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	36	7N	35E	Jefferson	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	35E	36					5	9											14

Total Acres 14

9. Describe any other water rights used for the same purpose as described above NONE

PART 2

TRANS NO. 5724

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 31-07043 T5693

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/01	<u>0.28</u> ~~0.90~~ CFS	135.0 AF

SOURCE

GROUNDWATER

Priority: 11/12/1970

LOCATION OF POINT(S) OF DIVERSION:NWNW , Sec. 36, Township 07N, Range 35E
JEFFERSON CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE	: NENW				NWNW	SWNW	SENW	: NESW				NWSW	SWSW	SESW	: NESE				NWSE	SWSE	SESE	:				
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	Lt	Ac	Lt	Ac	:	SUM
07N	35E	25	:											:									:									:	
07N	35E	36	:											:	05		09						:									:	14.0
																TOTAL ACRES								:	14								

CONDITIONS/REMARKS:

1. REINSTATED 2-17-1976.

Describe any other water rights used for the same purpose as described above:

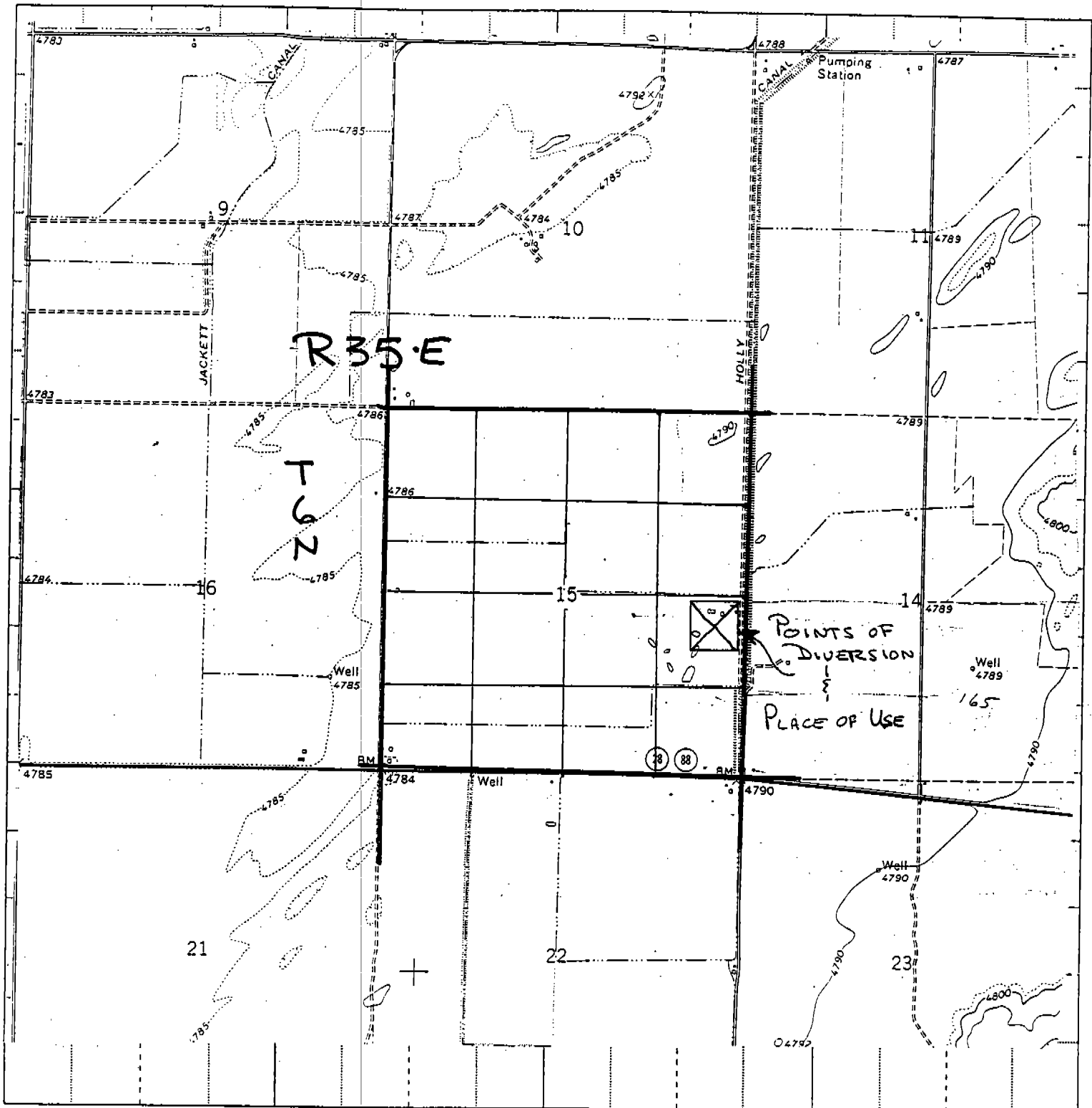
To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? NO If yes, describe:

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 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



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

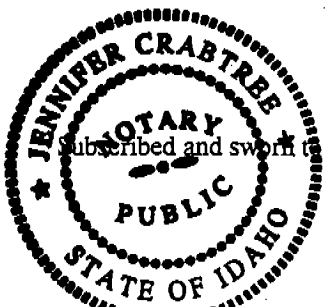
PART 3

B. CHANGES IN NATURE OF USE SEE ATTACHED: Dairy: Water Use Worksheet

- | <u>New Nature of Use</u> | <u>Amount(cfs/af-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|--------------------------|------------------------|----------------------|
| _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ to _____ |
- Quantity and quality of return flows and location of discharge:
NONE
- Describe effects on other water uses resulting from the proposed change:
NONE

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 willful misrepresentations made in this application may result in voiding its approval.



[Signature]

(Signature of Applicant)

Subscribed and sworn to before me this 10th day of April, 2000

Jennifer Crabtree

(Notary Public)

My commission expires 9/23/03

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and _____ attachments

Received by Kaw Date 4/10/2000 Protest filed by _____

Prelim. Check by _____ Fee \$100.00 E025735

Received by Kaw Date 4/10/2000

Published in Jefferson Star Copies of protest forwarded by _____

Pub. Dates April 26 & May 3, 2000 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

WR5809NP
No. 31-07043A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	HALL DAIRY LLC	11/12/1970	STOCKWATER COMMERCIAL	01/01 12/31 01/01 12/31	0.280 CFS 0.280 CFS
TOTAL DIVERSION:					0.280 CFS

Water Source: GROUND WATER

Tributary to:

Stage: L

Point(s) of Diversion:

T06N R35E S15

NESE

JEFFERSON

Place of use Legal Description for: STOCKWATER

				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	Lt	Ac	Lt	Ac
06N	35E	15	:																										

Place of use location for COMMERCIAL is the same location as described for: STOCKWATER

Pou County: JEFFERSON

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 067 - The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
- 081 - Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Commercial use is for a dairy.

Dates:	App. Received:	11/12/1970	Priority Date:	11/12/1970
	Proof Due Date:	02/01/1981	Proof Made Date:	11/03/1976
	Exam Made Date:	07/06/1977	Exam Sent to S.O.:	
	Licensed Date:	05/07/1979		

Misc: Water District Number: Field Exam Fee:

Transfer 5724 changed POA, POD, purpose
of unchanged portion of 31-07043, split off
by T 5693

WR5809NP
No. 31-07043A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

=====

Comments: Date: 03/22/2000 User-ID: SCOX Subject: TRANSFER NO. 5693
I WANT TO MAKE THE ACRES FIT A WIPER PIVOT I HAVE ON THE PLACE OF
USE DESCRIBED.

Date: 04/19/2000 User-ID: SCOX Subject: TRANSFER NO. 5724
CHANGING NATURE OF USE FROM IRRIGATION TO DAIRY USE.

Date: 07/05/2000 User-ID: SCURTIS Subject: STOCKWATER USE
Stockwater use is for 1200 dairy cattle.

Audit: 03/22/00 SCOX 04/19/00 SCOX 07/05/00 SCURTIS 07/06/00 SCURTIS

Contor, Bryce

From: Contor, Bryce

Sent: Wednesday, May 31, 2000 10:00 AM

To: Vandermeulen, Cheri

Subject: FW: A31-07043A, Ted & Clysta Vadnais

Keith mailed these folks a claim form. When it comes in, will you please give it to me?

Thanks, Bryce

-----Original Message-----

From: Contor, Bryce

Sent: Wednesday, May 31, 2000 9:59 AM

To: Wilson, Keith

Subject: A31-07043A, Ted & Clysta Vadnais

Thanks. That's exactly what needed to be done.

Memorandum

TO: Bryce Contor

May 24, 2000

From: Keith C. Wilson

RE: **A31-07043A** Ted & Clysta Vadnais
Request from lien holder P/U T5724 (31-07043A) Hall Dairy LLC

Ted & Clysta Vadnais came into the office today with a letter from their lien holder Metwest Mortgage Services, Inc. (for T5724 Hall Dairy). They wanted to see you to make their adjudication filing?

Unsure what needed to be done until researched. Research revealed the following:

A31-07043A needed to be filed for that portion of 31-07043 owned by Mr. Vadnais within the N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 36, T07N, R35E. Completed (from information in T5724) and mailed copy to Mr. & Mrs. Vadnais to be signed, notarized, and returned to this office to be filed.

Letter from Metwest Mortgage Services needed to be in transfer file T5724.

NOTE: Mr. & Mrs. Vadnais will be gone all summer with no way to contact them except by mail (mail pick-up on weekends).



Keith C. Wilson
Senior Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 24, 2000

Ted & Clysta Vadnais
2040 E 1900 N
Hamer, ID 83425

RE: Adjudication Claim A31-07043A

Dear Mr. & Mrs. Vadnais:

Enclosed for your information is a copy of the letter and information that was sent to Metwest Mortgage Services requesting a notarized statement agreeing to the transfer of ownership of your portion of 31-07043 to Ken Hall. The letter requests that Metwest Mortgage Services send the notarized letter agreeing to the transfer directly to this office of the Department of Water Resources.

As you requested today I have also enclosed a copy of "Notice of Claim to a Water Right Acquired Under State Law" for the portion of water right 31-07043 that is appurtenant to your property. Please review the adjudication claim, sign in front of a notary, and return the completed claim to this office with the \$64.00 filing fee on or before June 6, 2000.

Your prompt response will be appreciated.

Thank you,

Keith C. Wilson
Senior Resource Agent

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

Ident. Number: A31-07043A

Date Received: / /

Receipt No: _____

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TED L VADNAIS 208-662-5208
Address: 2040 E 1900 N
HAMER ID 83425

OR
Name: CLYSTA VADNAIS 208-662-5208
Address: 2040 E 1900 N
HAMER ID 83425

2. Date of Priority: NOV 12, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	35E	36	NW	NW			JEFFERSON

5. Description of diverting works:

6. Water is used for the following purposes:

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	35E	36	NE	NW		IRR	5.0
			NW	NW		IRR	9.0

Section Acres 14.0

10. Place of Use: Continued

Total Acres 14.0

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:

14. Remarks:

REINSTATED 2-17-1976.

SEE T5693 TO CHANGE NATURE OF USE

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

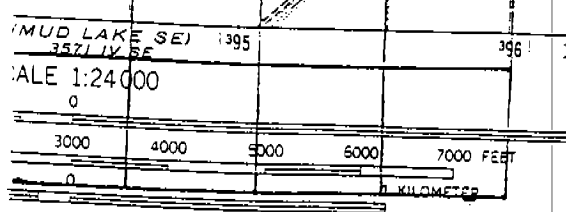
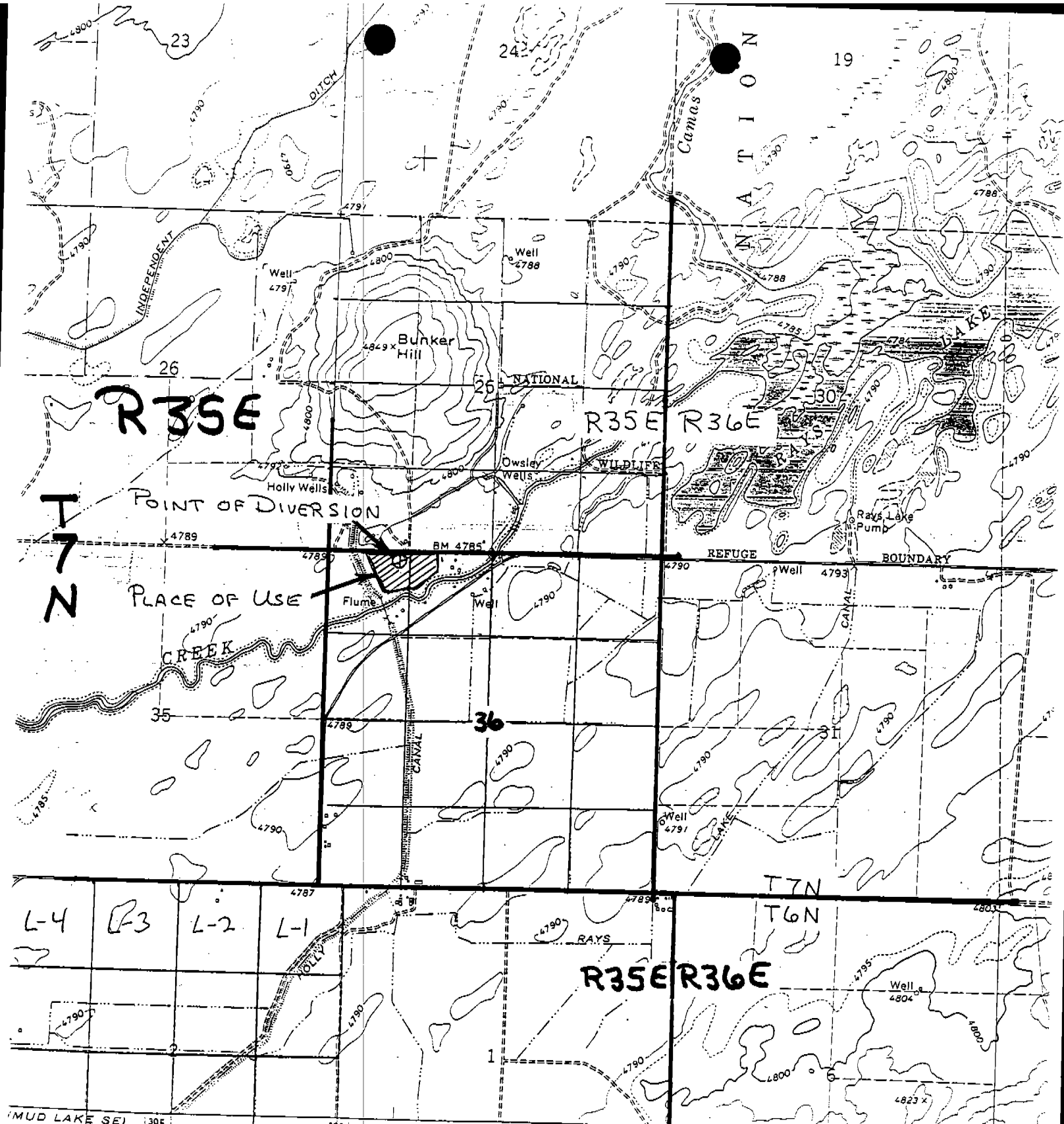
Subscribed and sworn (or affirmed) before me this _____ day
of _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



R35E

R35E R36E

INTERIOR-GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1966
399000m. E

ROAD CLASSIFICATION

Medium-duty _____ Light-duty _____
Unimproved dirt =====



QUADRANGLE LOCATION

RAY'S LAKE IDAHO

10-07-1996 3:40PM

JEFFERSON COUNTY 208 745 6636

P. 2

PLACE OF USE

POINT OF DIVERGENCE

3190
Elwood L. Smith
Elmway Shelling
256640

Ted Valner
336 273
9ac

170.5
7170
Tax 2
S 29° 52' W.
5400

2455
M.L. 7
256640

NW 1/4 NW 1/4

NE 1/4 NW 1/4

CAMAS

TAX 5
ROAD

Tax 2

SW 1/4 NW 1/4

SE 1/4 NW 1/4

T
7
N R35E

SEC 36

A31-07043 A

SEC 36

48036

5400

7201

gan. 8000

23 24
26 25

14.9

11.5

12.9

A136 (A228)

A6
(A18)

10.2

13.2

A135
(A226)

A122
(A221)

26.00
not out
irrigated

(A238)

A136
(A230)

6.00

25.00

A137
(A231)

15.6

35

4.4

25 30

36 31

Point of Diversion

26 25

35 36

5.00
9.00

5.00

PLACE OF
USE

APR 27/67

NOT TO SCALE

A31-07043A