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PD# 1

T9N R36E

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

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07128

2002 JUN 14 PM 4:06

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BLAINE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.20 CFS
64.10 AFY

THE QUANTITY OF WATER FOR DOMESTIC USE UNDER THIS RIGHT SHALL
NOT EXCEED 2,500 GALLONS PER DAY.

PRIORITY DATE: 07/30/1974

POINT OF DIVERSION: T09N R36E S28 NWNE Within Clark County

2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic	01-01 TO 12-31	0.02 CFS 0.60 AFY
Commercial	10-15 TO 08-31	0.20 CFS 63.50 AFY

DOMESTIC USE IS FOR LAVATORIES AND BREAK AREA.
COMMERCIAL USE IS FOR HUMIDIFIERS IN 15 CELLARS AND WASHING
AND PROCESSING POTATOES IN A PROCESSING PLANT.

PLACE OF USE: Commercial Within Clark County
T09N R36E S28 NWNE
Domestic Within Clark County
T09N R36E S28 NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR DOMESTIC USE UNDER THIS WATER
RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JUN 14 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

)
)
)
)
CERTIFICATE OF MAILING

Water Right(s): 31-07128

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 31-07128 was mailed
on June 14, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

BLAINE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
06/14/02

RECEIVED

JUN 14 2002
2002 JUN 14 PM 4:06
Department of Water Resources
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

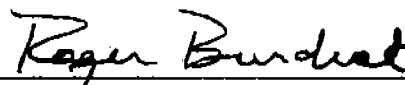
In Re SRBA)
Case No. 39576) **ORDER OF PARTIAL DECREE**
) **For Water Right 31-07128**
)

On April 16, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 31-07128 is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED June 14, 2002



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

12/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-7128
NAME AND ADDRESS: BLAINE L LARSEN
PO BOX 188
HAMER ID 83425-0188

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
64.10 AFY

PRIORITY DATE: 07/30/1974

POINT OF
DIVERSION:

T09N R36E S28 NWNWNE WITHIN CLARK COUNTY
2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.020 CFS 0.60 AFY
COMMERCIAL	10/15 8/31	0.200 CFS 63.50 AFY

PLACE OF USE:

DOMESTIC WITHIN CLARK COUNTY
T09N R36E S28 NWNE
COMMERCIAL WITHIN CLARK COUNTY
T09N R36E S28 NWNE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ0749NP
No. R31-07128

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE
C	BLAINE LARSEN P.O. BOX 188 HAMER ID 83425	07/30/1974	COMMERCIAL DOMESTIC	10-15 08-31 01-01 12-31	0.200 CFS 0.020 CFS
TOTAL DIVERSION:					0.200 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: L10

Point(s) of Diversion: T09N R36E S28

NWNWNE

CLARK County

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE						
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac
09N	36E	28	:					:					:					:				
			:	C				:					:					:				

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE						
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac
09N	36E	28	:					:					:					:				
			:					:					:					:				

POU County: CLARK

Conditions of Approval:

- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks: POD 2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/30/2000 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.
TRANS. 3642. ADDS A POINT OF DIVERSION.

Date: 03/30/2000 User-ID: ARUBERRY Subject: PERIOD OF USE

3/30/2k
No CVR n
THIS CLAIM
LICENSE.

AJ0749NP
No. R31-07128

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

Comments: Date: 03/30/2000 User-ID: ARUBERRY Subject: PERIOD OF USE
CLAIM HAS A HAND WRITTEN CHANGE TO PERIOD OF USE FOR ENTIRE YEAR.
RECOMMEND PERIOD OF USE AS LICENSED. NO SUPPORTING DOCUMENTS TO
CHANGE PERIOD OF USE.

Audit: 03/30/00 ARUBERRY

120
RECEIVED

MAR 24 2000

Department of Water Resources
Eastern RegionIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A31-07128

Date Received: 1/28/2000

Receipt No: FO25693Received By: B. A. C.NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A3107128

1. Name: BLAINE LARSEN
Address: P.O. BOX 188
HAMER ID

83425

2. Date of Priority: JUL 30, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	Count
09N	36E	28	NW	NE			CLARK

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	~~10/15~~ 08/31	0.200		63.50
DOMESTIC		01/01 12/31	0.020		0.60

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or) 64.10 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
09N	36E	28	NW	NE		COMMER	

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

14. Remarks:

2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.
TRANS. 3642.

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 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.

Blaine Larsen
Signature of Authorized Agent

Pres.
Title and Organization

3-23-2000
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of March 20 000

Jammi Antill
Notary Public

Seal

Residing at Dubois

My Commission Expires 09/01/01

RECEIVED

SEP 10 2001

Department of Water Resources

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

In Re SRBA

Case No. 39576

A. Subcase 31-07128

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Blaine L. Larsen

Address: P.O. Box 188; Hamer, Idaho 83425-0188

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

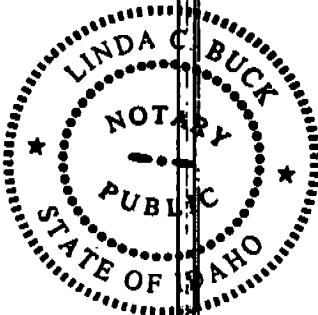
That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Sam C. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: September 7, 2001

Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho
Residing at: Mountain Home, ID.
My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on September 7, 2001, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Blaine L. Larsen
Address: P.O. Box 188; Hamer, Idaho 83425-0188

Name:
Address: ;

Name:
Address: ;

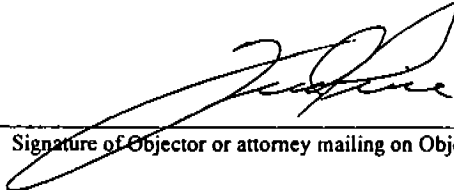
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449


Signature of Objector or attorney mailing on Objector's behalf

05/04/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 31-7128
NAME AND ADDRESS: BLAINE L LARSEN
PO BOX 133
HAMER ID 83425-0138

MIXED OWNERSHIP

- Place of use description
is incomplete for domestic
USE.

TRIBUTARY:

- THE UNITED STATES OWNS
PROPERTY WITHIN SECTION 28.

SOURCE: GROUND WATER

QUANTITY: 0.200 CFS
64.10 AFY

PRIORITY DATE: 07/30/1974

POINT OF
DIVERSION:

T09N R36E S28 NWNE Within CLARK County
2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.^^

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
1/01 12/31

QUANTITY
0.020 CFS
0.60 AFY

COMMERCIAL

10/15 8/31

0.200 CFS
63.50 AFY

PLACE OF USE:

DOMESTIC Within CLARK County

T09N R36E S28 NWNE

COMMERCIAL Within CLARK County

T09N R36E S28 NWNE

Correct 40 acre description is
probably same as Point of Diversion
and place of use for commercial
use.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

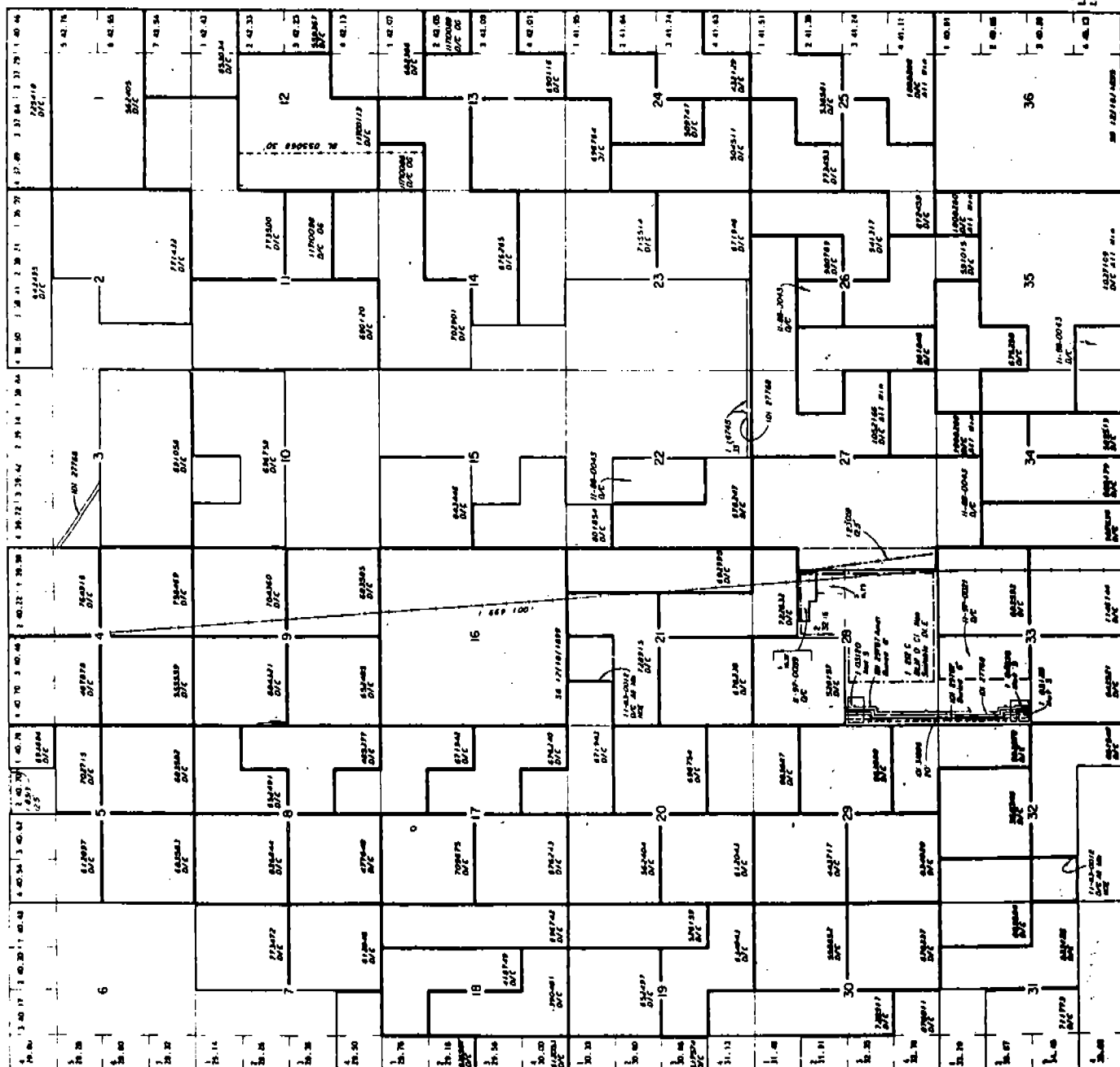
Issue:

Place of use describes entire section. A portion of
Section 28 is public land.

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLESCLARK COUNTY 033
IDAMO FALLS DISTRICT SEC 3

MT PLAT

INDEX TO SEGREGATED TRACTS		
ORIGINAL NUMBER	TRACT NO.	SEC.
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
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[illegible]

THE NOTATION SHOWN ON WITHDRAWALS REPRESENTS THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITHDRAWAL ORDER.

SCALE in Ounces

676238
D/C

692995
D/C

676.
D/C

83587
D/C

16.37
11-97-0039
D/C

722832
D/C

T09N
R36E
S28

526157
D/C

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32.16

28

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Met S

IDI 29787 Amdt
Buried 6'

BLM

1 212 C
BLM O Ci Non
Suitable DLE

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11.73

123058
12.5'

83580
D/C

IDI 31886
20'

IDI 29787
Buried 6'

IDI 27768

11-97-0021
D/C

11-88
D/C

593078
D/C

1 04935
Met S

683593
D/C

33

1 03120
Met S



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

June 21, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BLAINE & CONNIE LARSEN
LARSEN FARMS
PO BOX 188
HAMER ID 83425

RE: REQUEST TO CHANGE CONTACT REPRESENTATIVE

Dear Mr. and Mrs. Larsen:

The water rights listed on the enclosed page have been modified to show Steve Vadnais and Tina Bradley as the current representative.

If you have any questions feel free to contact this office at 525-7161.

Respectfully submitted,

Cheri Vandermeulen

Cheri Vandermeulen
Records Clerk

Enclosure (1)

*For a list of
Claim #'s
please see
31-42.*

RECEIVED

JUN 15 2001

Department of Water Resources
Eastern Region

LARSEN FARMS

P.O. BOX 188, HAMER, ID 83425 Phone: 662-5770 Fax: 662-5773

June 13, 2001

Cheri Vandermeulen
Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Re: Change of Contact Representative

Dear Ms. Vandermeulen:

This letter is to let you know of the change we are making regarding our contact representative for Larsen Farms and the water rights. Please change our contact representatives from David Jensen and Jason Freckleton to Steve Vadnais and Tina Bradley. This will include all water rights pertaining to Blaine Larsen and Larsen Farms.

If you have any questions, please feel free to call me at 662-5501.

Thank you for your time.

Sincerely,



Blaine Larsen
President, Larsen Farms

21 22

28 27

PD# 1

T9N R36E



P.O. BOX 188 • HAMER, IDAHO 83425
208-662-5501 • FAX 208-662-5553

RECEIVED
MAR 24 2000
Department of Water Resources
Eastern Region

March 23, 2000

Bryce A. Contor
State of Idaho
Department of Water Resources
900 N. Skyline Dr.
Suite A
Idaho Falls, ID 83402-1718

Dear Bryce:

Please find enclosed the four notices of claim to water rights. We have changed the usage dates from April 15th through October 15th to April 1st through October 31st.

Sincerely,

A handwritten signature in black ink, appearing to read "David R. Jensen".

David R. Jensen
Vice President and CFO



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

January 18, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Blaine Larsen
Jason Freckleton
PO Box 188
Hamer, Idaho 83425

Re: 31-07128, 31-07396A, 31-07396B

Dear Mr. Larsen and Mr. Freckleton:

In preparation for the review of Adjudication Claims in Basin 31, I am going through the transfer files and making sure the Adjudication Claims are updated to reflect transfers. In that process I have come across three of your water rights for which an Adjudication Claim is not on file with Idaho Department of Water Resources.

You may wish to claim these rights, so that they may be considered in the Adjudication. Rights that are not claimed in the Adjudication will not be valid after the decree is issued.

Enclosed for your convenience are printouts of the Licensed Water Rights, and Adjudication Claims generated from the license database. Please review these carefully; the license database may or may not reflect what you wish to claim. If you wish to change these claims before signing, please contact me at 525-7161 and I can print new claim forms with the changes you request. The enclosed instructions outline the fees that will be required with these claims.

No doubt we will find that the transfers have affected other Adjudication Claims. IDWR procedures provide that the transfer constitutes an amended claim, so you will not need to file additional claims at this point. Once the review and update are accomplished, we will send you notification of how the claims have been modified.

Please feel free to call at any time. During this review and during claims review, it is likely that we will contact you again with questions. I look forward to working with you to see that your water rights are properly recommended to the court.

Sincerely,

Bryce A. Contor

Page 1 of

RECEIVED
DEPARTMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

3642

OCT 5 1989

Department of Water Resources
Eastern District Office

PART 1

Department of Water Resources
Eastern District Office

Eastern District Office
Name of applicant Blaine Larsen Phone 662-5501
Post Office address P.O. Box 188, Hamer, Idaho 83425

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes to add a new point of diversion so that a portion of the water right can be used at nearby storage cellars.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|----------------------|---|------------------------------|--|
| <u>31-7128</u> | <u>July 30, 1974</u> | <u>0.02</u> | <u>Domestic</u> | <u>January 1</u> to <u>December 31</u> |
| <u>31-7128</u> | <u>July 30, 1974</u> | <u>0.20</u> | <u>Commercial</u> | <u>October 15</u> to <u>August 31</u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| <u> </u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> to <u> </u> |
| 2. Total amount of water being transferred | | <u>0.20</u> | cubic feet per second and/or | <u>64.1</u> acre-feet per annum |
| 3. Source of water | | <u>groundwater</u> tributary to <u> </u> | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system The old well (at the Beaver Creek Plant) is a
 foot well with a h.p. pump. The new well (at the cellars)
is to be a foot well with a h.p. pump.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X 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:

N/A

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. 31-7128

And said application is hereby APPROVED, subject to the following limitations and conditions:

The Director retains jurisdiction to require the installation of measuring devices
upon a determination that such are needed.

Witness my hand this

7th day of

February, 19 90

J. Glen Saxton
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(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 county of
- b. License No. 31-7128 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 or priority July 30, 1974

5. Water is used for the following purpose:

amount 0.02 cfs for Domestic purposes from January 1 to December 31
(cfs/ac-ft)
amount 0.20 cfs for Commercial purposes from October 15 to August 31
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right 0.20 cubic feet per second and/or 64.1 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	28	9N	36E	Clark	"Old" Beaver Creek Plant Well

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
9N	36E	28		X															

Total acres

9. Describe any other water rights used for the same purpose as described above 31-7489

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

PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

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

Blaine Larsen
Blaine Larsen (Signature of Applicant)

Subscribed and sworn to before me this 3rd day of October, 19 89

John R. Van
(Notary Public)

My commission expires 8-19-91

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWS Date 10-05-89 Protest filed by _____

Prelim. check by HWS Fee \$50

Receipted by HWS Date 10-13-89 # E011005

Published in Post-Register Copies of protest forwarded by _____

Pub. dates 11-29-89 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RDC TFL 11/15/90 Bary

Copy of transfer sent to lien holder _____

WR0749NP
No. 31-07128

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/30/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BLAINE LARSEN P.O. BOX 188 HAMER ID 83425	07/30/1974	COMMERCIAL DOMESTIC	10/15 08/31 01/01 12/31	0.200 CFS 0.020 CFS	63.50 AFA 0.60 AFA
TOTAL DIVERSION:					0.200 CFS	64.10 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09N R36E S28 NWNE CLARK County

Place of use Legal Description for: COMMERCIAL

	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
09N 36E 28	:				:				:				:			

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

Pou County: CLARK

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

31-07489 ⇒ *PERMIT, No ADJ.*

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.

Remarks: GEN 2 POINTS OF DIVERSION LOCATED IN NWNE, S28, T9N, R36E.
TRANS. 3642.

Dates:	App. Received:	Priority Date:	07/30/1974
	Proof Due Date: 08/01/1979	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 08/15/1983		

Misc: Water District Number: Field Exam Fee:

Audit: 02/26/85 05/22/88 CONVERT 02/12/90 CURTIS 05/22/97 SCURTIS

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31-7128 Priority July 30, 1974 (Late Proof) Amount 0.20 cfs

THIS IS TO CERTIFY, that Beaver Creek Ranch
of Idaho Falls, ID has complied with the terms and conditions of Permit
No. 31-7128 issued pursuant to Application for Permit dated July 24, 1974
and has submitted proof to the Department of Water Resources on August 7, 1979
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.27 cfs of water from a groundwater source
tributary to _____ and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from January 1 to December 31	at 0.02 cfs and	0.6 Acre Feet
Commercial	from October 15 to August 31	at 0.20 cfs and	63.5 Acre Feet
	from _____ to _____ at _____ cfs and _____		
(both dates inclusive)			

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
64.1 acre feet per year, said waters to be diverted within the NW 1/4, Sec. 28,
Twp. 9 N., Rge. 36 E. in the County of Clark

Description and location of 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	
9N	36E	28		X															

Total number of acres irrigated _____

Domestic and Commercial use is a potato processing plant.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of

July, 19 83

[Signature]
Director

No H' CODES USED
IN RECOMMENDATION.

TOTAL ACREAGE

DATE OF EXAM Aug. 31, 80

ACREAGE
Found *N/A*
Recommended *N/A*

Irrigation Requirement *N/A* Ac Ft/Ac

USE
Irrigation Q = *0.22* c.f.s. V = *0.6*
Domestic Q = *0.22* c.f.s. V = *0.6*
Livestock Q = *0.20* c.f.s. V = *85.7*
Processing *0.20* c.f.s. V = *23.5*
0.20 c.f.s. V = *24.1*

AF/Ann. from *Jan 1* to *Dec 31*
AF/Ann. from *Jan 1* to *Dec 31*
AF/Ann. from *Oct. 15* to *Aug 31*

Is water co-mingled? yes ☐ no ☒

Name source: *N/A* E/W, B.M., Sec. Sub. *1/4* *1/4* County

Exchange? yes ☐ no ☒

Name source exchanged with: *N/A* E/W, B.M., Sec. Sub. *1/4* *1/4* County

Point of injection *N/A* E/W, B.M., Sec. Sub. *1/4* *1/4* County

Point of exchange: *N/A* E/W, B.M., Sec. Sub. *1/4* *1/4* County

Total Q measured *0.27 cfs*

Method of measurement *Barn + separate*

Total Q recommended *0.20* Meter No.

Type Condition

Total V recommended *96.3 AF/Ann*

Recommended Amendments:

P.D.
Place of Use
Other
☒ None

MEASUREMENT CALCULATION:

Large holding tank with side glass. 60 dia. radius 2.5' *12' respectively*
 $Area = \pi r^2 = 3.1416 (2.5')^2 = 19.64'$ *0.27 cfs x 90.175 sec. = 24.25' 11/16"*
water raised 54" in 329.2 sec. 4.5' 19.64' x 88.38 cfs = 329.2 sec x 0.27 cfs = 88.38 cfs

SYSTEM DESCRIPTION:

Groundwater is diverted from a pump of unknown size and made to a potate processing plant and to 15 potate seedling boxes. Groundwater is then in plant and used for irrigating and processing potatoes and 3 watermelon & melon processing. Water is also used for mining and processing fertilizer. 5 polyphosphate and plant

REMARKS:

System shown and discussed by well endman

Examiner's Signature

John P. Carson

Checked by

John P. Carson

Approved by

John P. Carson

Date *6/17/81*

Date *2/1/81*

Date *4/1/83*

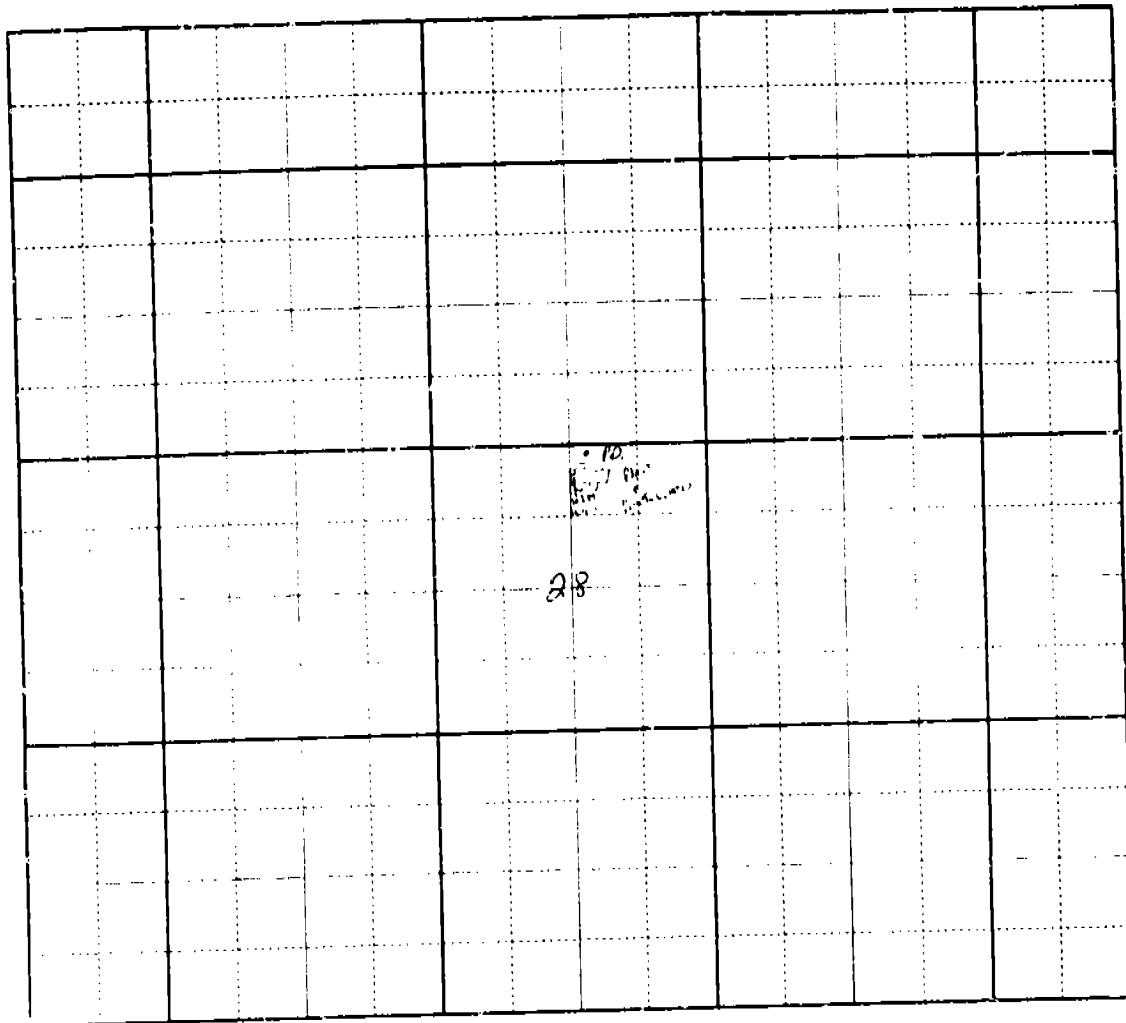


Diagram of System

