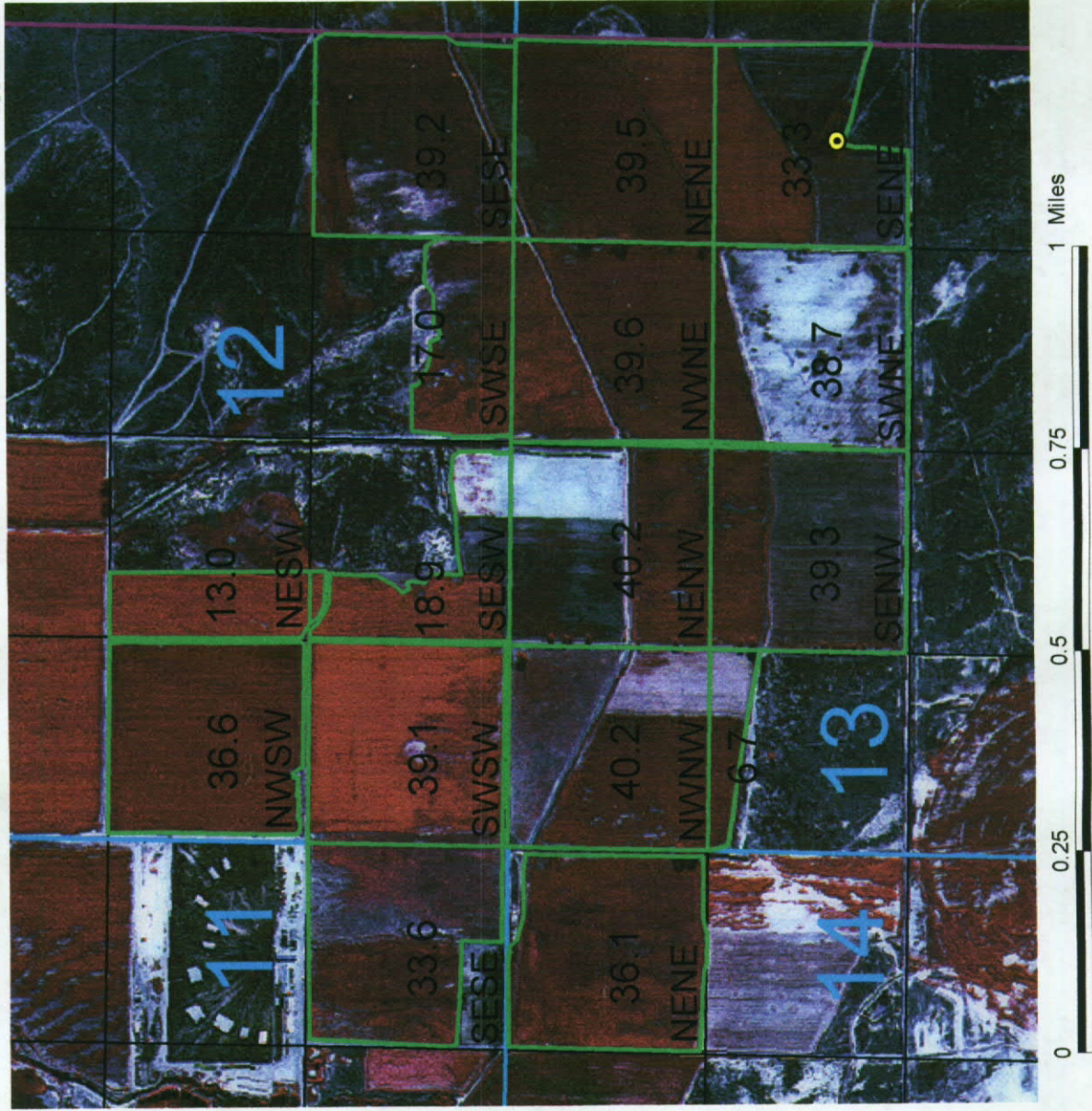


Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 57-00187A
 Legal: T06S, R03E, S11, 12,
 13, 14
 Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



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: A57-00187A

Date Received: 1/19/1989

Receipt No: X777777

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRIANGLE DAIRY INC. 208-345-3130
Address: PO BOX 7526
BOISE ID 83707
2. Date of Priority: APR 1, 1922
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County
06S 03E 13 SE NE OWYHEE
5. Description of diverting works:
WELL WITH PUMP, UNDERGROUND LINES, FLOOD AND SPRINKLER IRRIGATION
6. Water is used for the following purposes:
Purpose From To C.F.S (or) A.F.A.
IRRIGATION 03/15 11/15 0.960
7. Total Quantity Appropriated is:
0.960 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 of	Lot	Use	Acres
06S	03E	11	SE	SE		IRR	36.0

MICROFILMED

OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	36.0
		12	NE	SW		IRR	13.0
			NW	SW		IRR	37.0
			SW	SW		IRR	37.0
			SE	SW		IRR	15.0
			SW	SE		IRR	18.0
			SE	SE		IRR	38.0
						Section Acres	158.0
		13	NE	NE		IRR	39.0
			NW	NE		IRR	38.0
			SW	NE		IRR	39.0
			SE	NE		IRR	35.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	6.0
			SE	NW		IRR	40.0
						Section Acres	277.0
		14	NE	NE		IRR	40.0
						Section Acres	40.0
						Total Acres	511.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,788.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER

14. Remarks: Continued

DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

WALTER J. HINTON ET. AL.

Decree Plaintiff

LOUIS C. NEISWANGER

vs Decree Defendant

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 _____ 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

Ident. Number: A57-00187
Date Received: 1/11/1989
Receipt No: W002037
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRIANGLE DAIRY, INC. 208-345-3130
Address: P.O. BOX 7526
BOISE, ID 83707
2. Date of Priority: APR 01, 1922
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	03E	11	SW	NW	SW		OWYHEE
				SW	SW		OWYHEE
		12		NW	SE		OWYHEE
		13		NW	NE		OWYHEE
				SW	NE		OWYHEE
				SE	NE		OWYHEE
				SE	NW		OWYHEE
				NE	SW		OWYHEE
				NW	SE		OWYHEE
		14		SE	NE		OWYHEE
				NW	NW		OWYHEE
				SW	NW		OWYHEE
				SE	NW		OWYHEE
				NE	SW		OWYHEE
				NW	SW		OWYHEE
				NW	SE		OWYHEE
	04E	18		SW	NW		OWYHEE

5. Description of diverting works:
17 WELLS AND/OR PUMPS. IRRIGATION THROUGH SPRINKLERS AND FURROWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.330		644.00

7. Total Quantity Appropriated is:
1.330 C.F.S. (and/or) 644.00 A.F.A.

8. Total consumptive use is 644.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	03E	11	SW	SE		IRR	5.0
						Section Acres	5.0
		12	NE	NW		IRR	39.0
			NE	SW		IRR	12.0
			SW	SW		IRR	40.0
			SE	SW		IRR	20.0
			SE	SE		IRR	38.0
						Section Acres	149.0
		13	NE	NE		IRR	39.0
			NW	NE		IRR	38.0
			SW	NE		IRR	40.0
			SE	NE		IRR	35.0
			NE	NW		IRR	38.0
			NW	NW		IRR	38.0
			SW	NW		IRR	5.0
			SE	NW		IRR	40.0
						Section Acres	273.0
		14	NE	NE		IRR	40.0
			NW	NE		IRR	17.0
			SW	NE		IRR	5.0
			SE	NE		IRR	15.0
			NE	NW		IRR	4.0
			NW	NW		IRR	36.0
			SE	NW		IRR	16.0
						Section Acres	133.0
						Total Acres	560.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

02-2308, 57-2136, 2142, 2180, 2135, 2225, 185, 186, 188, 189, 190, 191.

14. Remarks:

AC. IRR. = 560. WATER IS COMINGLED FROM THE WELLS ON THE PROPERTY AND DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS. THE WATER MAY BE DIVERTED THROUGH MAINLINES TO SPRINKLERS OR INTO LATERAL DITCHES AND/OR THE SHOOFLY CREEK CHANNEL FOR DISTRIBUTION. THE SURFACE WATER FROM THE SNAKE RIVER IS DIVERTED THROUGH THE MAIN CANAL FOR DISTRIBUTION IN A LIKE MANNER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

WALTER J. HINTON ET. AL.

Decree Plaintiff

vs

LOUIS C. NEISWANGER

Decree Defendant

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 _____ 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: 39356

Ident. Number 57-0087

Date Received 1-11-89

Receipt Number W002037 & W002478

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JAN 11 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Triangle Dairy, Inc. Phone (208) 345-3130
Mailing Address P. O. Box 7526
897-Park-Blvd., Boise, Idaho Zip 83707

2. Date of Priority (Only one (1) per claim) 4/1/22

3. Source of water supply (a) Ground Water
which is tributary to (b) N/A

4. a. Location of existing point of diversion is: Township SEE ATTACHMENT "A" Range SEE ATTACHMENT "A" Section SEE ATTACHMENT "A"
1/4 of 1/4 of 1/4, Govt. Lot, B.M., County of

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is: N/A

Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

SEE ATTACHMENT "B"

MICROFILMED
Copies: White-State, Yellow-Claimant

OCT 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.33 or 644

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.33 (cfs) and/or (b) 644 (acre feet)

8. Total consumptive use claimed is 644 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	3E	11															5		5
6S	3E	12					39				12		40	20				38	149
6S	3E	13	39	38	40	35	38	38	5	40									273
6S	3E	14	40	17	5	15	4	36		16									133

Total number of acres irrigated 560

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
02-2308; 57-2136; 57-2142; 57-2180; 57-2135; 57-2225; 57-0185; 57-0186; or None ()
57-0188; 57-0189; 57-0190; 57-0191

14. Remarks:
Water is comingled from the wells on the property and directed to the appropriate
land depending upon crop needs. The water may be diverted through mainlines to
sprinklers or into lateral ditches and/or the Shoofly Creek channel for distribution.
The surface water from the Snake River is diverted through the main canal for
distribution in a like manner.

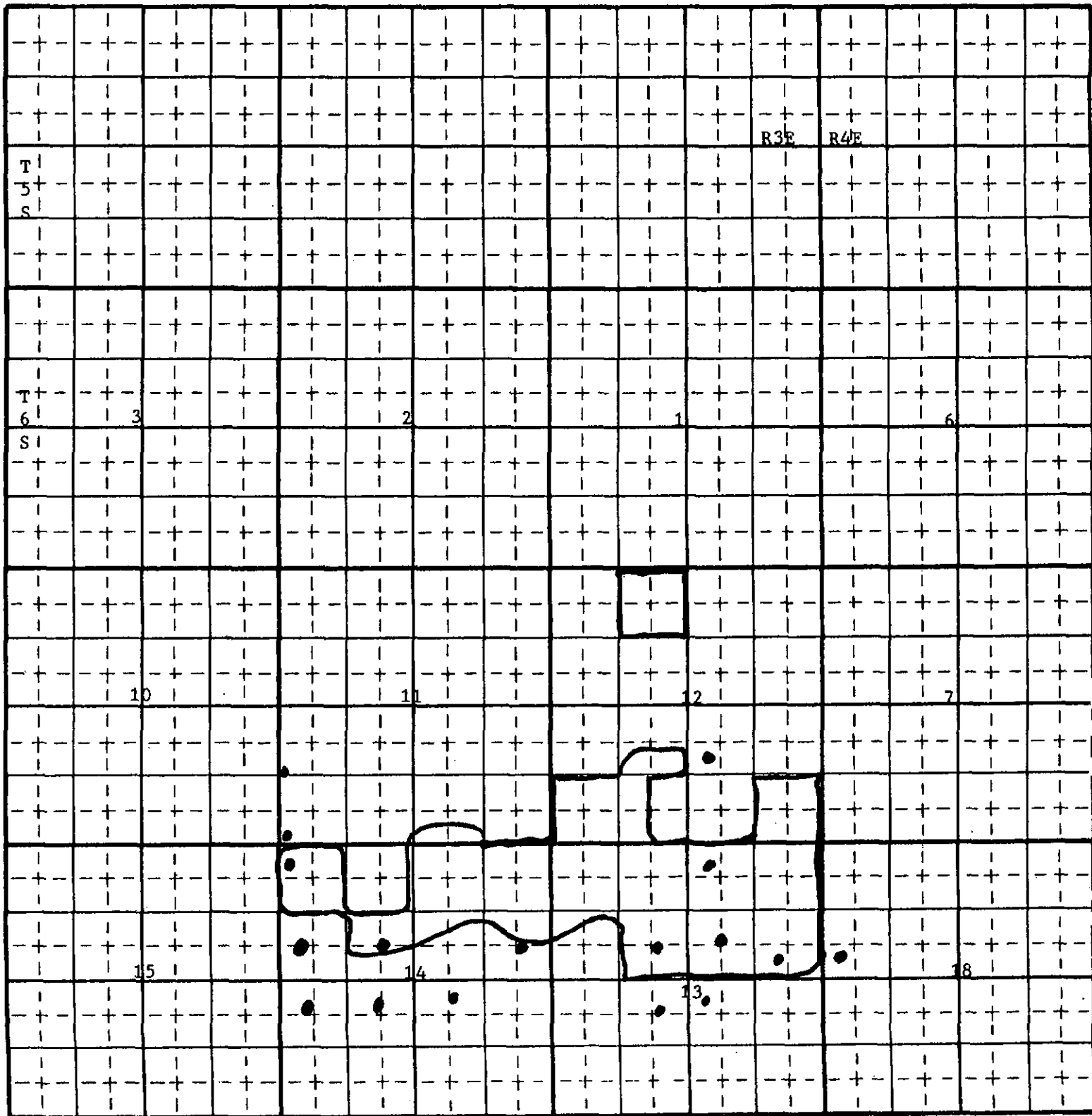
Last Name Triangle Dairy, Inc. Ident No. _____

MICROFILMED
 Copies Made State, Federal, Claimant

OCT 07 1992

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



•• Points of Diversion

Last Name Triangle Dairy, Inc. Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant

OCT 07 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 57-0187
Court Third District Case Number 1400 Decree Date 7/21/1932
Plaintiff vs Defendant Hinton et. al. V Neiswanger

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

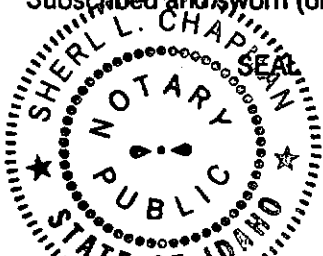
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____ Title _____
of Triangle Dairy, Inc. _____ that I have signed the foregoing
Organization
document in the space below as President _____ of Triangle Dairy, Inc. _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent William D. Telle
Title and Organization President, Triangle Dairy, Inc. Date 1/6/89

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6 day of January 19 89
Notary Public Sherl Chapman
Residing at 451 W Willowbrook Meridian Id
My Commission Expires 6/14/94
Please Print Name Sherl Chapman



17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name Triangle Dairy, Inc Ident. Number _____

Copies White-State, Yellow-Claimant
MICROFILMED
OCT 07 1992

ATTACHMENT "A"
ITEM 4a

SW/4 NW/4 SW/4, SEC. 11; SW/4 SW/4, SEC. 11; NW/4 SE/4, SEC. 12; NW/4 NE/4, SEC. 13; SE/4 NW/4, SEC. 13; SW/4 NE/4, SEC. 13; NW/4 SE/4, SEC. 13; SE/4 NE/4, SEC. 13; NE/4 SW/4, SEC. 13; SE/4 NE/4, SEC. 14; NW/4 NW/4, SEC. 14; SW/4 NW/4, SEC. 14; SE/4 NW/4, SEC. 14; NW/4 SW/4, SEC. 14; NE/4 SW/4, SEC. 14; NW/4 SE/4, SEC. 14; ALL IN T6S, R3E; AND SW/4 NW/4, SEC. 18, T6S, R4E, OWYHEE COUNTY.

ATTACHMENT "B"

Seventeen drilled wells and/or pumps for withdrawing and distributing water. Irrigation is accomplished through sprinkler and furrow techniques.

MICROFILMED

OCT 07 1992

State- ID Zip- 83709

1 -
2 -
3 -
City
Phone

Stream Index (Blank if no Index Code)

1.330

1.330

[illegible]

MICROFILMED
OCT 07 1992

Water right number - 57-00187

Adj. flag translation: Standard Water Right Number

Trn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
06S	03E	12	NW NW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SW NW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SE NW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	NE SW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	NW SW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SW SW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SE SW			01	IRRIGATION	(73) OWYHEE
06S	03E	12	NW SE			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SW SE			01	IRRIGATION	(73) OWYHEE
06S	03E	12	SE SE			01	IRRIGATION	(73) OWYHEE
06S	03E	13	NE NE			01	IRRIGATION	(73) OWYHEE
06S	03E	13	NW NE			01	IRRIGATION	(73) OWYHEE
06S	03E	13	SW NE			01	IRRIGATION	(73) OWYHEE
06S	03E	13	SE NE			01	IRRIGATION	(73) OWYHEE
06S	03E	13	NE NW			01	IRRIGATION	(73) OWYHEE
06S	03E	13	SW NW			01	IRRIGATION	(73) OWYHEE
06S	03E	13	SE NW			01	IRRIGATION	(73) OWYHEE
06S	03E	13	NW SE			01	IRRIGATION	(73) OWYHEE
06S	03E	14	NE NE			01	IRRIGATION	(73) OWYHEE
06S	03E	14	NW NE			01	IRRIGATION	(73) OWYHEE
06S	03E	14	SW NE			01	IRRIGATION	(73) OWYHEE
06S	03E	14	SE NE			01	IRRIGATION	(73) OWYHEE
06S	03E	14	NE NW			01	IRRIGATION	(73) OWYHEE
06S	03E	14	NW NW			01	IRRIGATION	(73) OWYHEE
06S	03E	14	SE NW			01	IRRIGATION	(73) OWYHEE
04E		18	SW NW			01	IRRIGATION	(73) OWYHEE

Total Acres:

+ - - Diversion Means - WELLS & DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - AC. IRR. = 560.

+ - - Old Water Right Numbers - - - - - Old Water Right Numbers found.
No Old Water Right Numbers found.+ - - Conditions of Approval - - - - - Conditions of Approval found.
No Conditions of Approval found.+ - - Decree Plaintiff - - - - - + - - - Decree Defendant - - - - - +
WALTER J. HINTON ET. AL. LOUIS C. NEISWANGER+ - - Audit Fields - 04/01/85 05/01/88 CONVERT + - - Decree Date - +
07/21/1932

MICROFILMED

OCT 07 1992

Water right number - 57-00187

Adj. flag translation: Standard Water Right Number

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	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	- T
Decree Date	- 07/21/1932	Microfilm Roll No	-	Presumption Flag	-

MICROFILMED

OCT 07 1990

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00187A

Date: 3-12-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	6S	3E	11																36	36
GIS																			33.6	33.6
Claim			12									13	37	37	15			18	38	158
GIS												13	36.6	39.1	18.9			17	39.2	116.3
Claim			13	39	38	39	35	40	40	6	40									277
GIS				39.5	39.6	38.7	33.3	40.2	40.2	6.7	39.3									277
Claim			14	40																40
GIS				36.1																36.1

Number of POD's 1

Total Claimed Acres: 511

Overlapping FOU Claim #'s:

57-00185

Total GIS Acres: 511

COMMENTS:

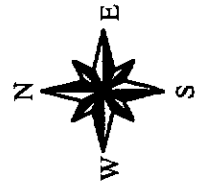
County data indicates claimant doesn't own any of those parcels. Per image interpretation, & claim map in 57-00185 file.

Idaho Department of Water Resources

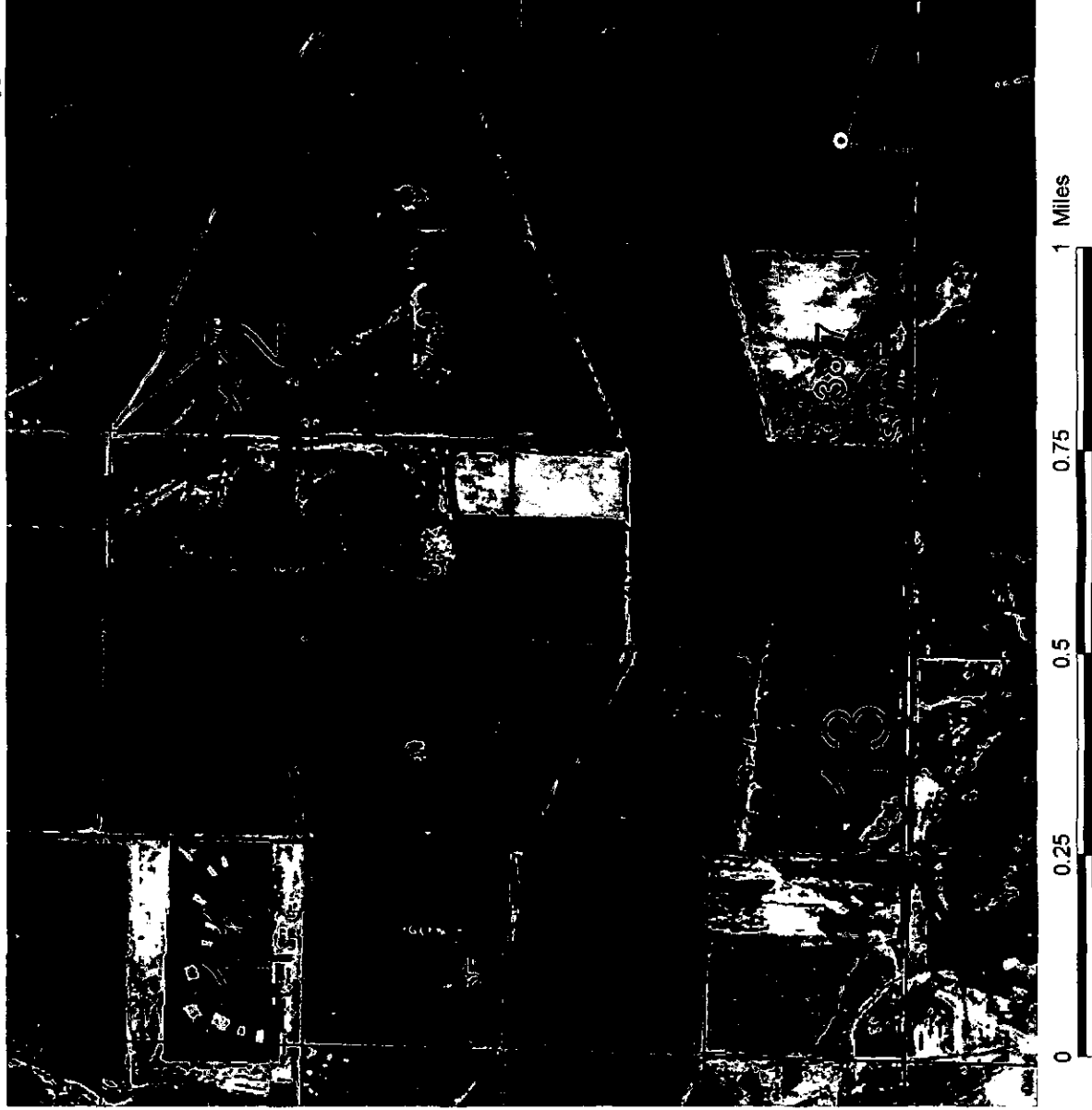
Claim Number: 57-00187A
 Legal: T06S, R03E, S11, 12,
 13, 14

Reviewed By:

- ☐ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines
- ☐ Township/Range Lines



1987 Napp Photo



District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

October 25, 2002

RECEIVED

OCT 28 2002

Triangle Dairy Inc.
PO Box 7526
Boise, ID 83707

Department of Water Resources

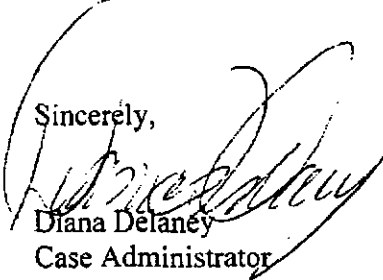
Dear Water Right Claimant(s):

Attached to this letter is a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 57-187A. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the **Order** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the **Order**, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This **Order** also incorporates into the **Partial Decree** an express statement that the **Partial Decree** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). December 15, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the **Partial Decree** to show evidence of this water right. The original of this **Order** and the original of the **Partial Decree** for this water right are on file with SRBA Court. If you do not have a copy of the original **Partial Decree**, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the **Order** is entered **Nunc Pro Tunc**, meaning that the **Order** will be treated as if it were issued on the same date that the **Partial Decree** was originally issued.

Sincerely,


Diana Delaney

Case Administrator

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 25 2002

By _____

Clerk

Deputy Clerk

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

Water Right 57-187A

ORDER AMENDING IRRIGATION PERIOD OF USE
ELEMENT IN PARTIAL DECREE and
INCORPORATING INTO PARTIAL DECREES AN
EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 15, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on July 26, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 57, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-01 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated October 25, 2002.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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 57-00187A

1997 DEC 15 AM 10:48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: TRIANGLE DAIRY INC
PO BOX 7526
BOISE ID 83707

SOURCE: GROUNDWATER

QUANTITY: 0.96 CFS

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF.

PRIORITY DATE: 04/01/1922

POINT OF DIVERSION: T06S R03E S13 SENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE IRRIGATION	PERIOD OF USE Irrigation Season	QUANTITY 0.96 CFS
-------------------------------	------------------------------	------------------------------------	----------------------

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T06S R03E S11	SESE 36
	S12	NESW 13 NWSW 37 SWSW 37 SESW 15
		SWSE 18 SESE 38
	S13	NENE 39 NWNE 38 SWNE 39 SENE 35
		NENW 40 NWNW 40 SWNW 6 SENW 40
	S14	NENE 40
	511 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE
IRRIGATION SEASON.

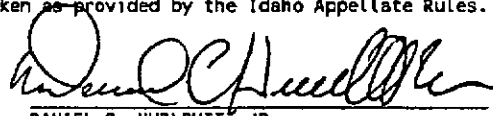
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

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.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-00187A

PAGE 1
DEC-4-1997

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 57-00187A

1997 DEC 15 AM 10:48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: TRIANGLE DAIRY INC
PO BOX 7526
BOISE ID 83707

SOURCE: GROUNDWATER

QUANTITY: 0.96 CFS

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF.

PRIORITY DATE: 04/01/1922

POINT OF DIVERSION: T06S R03E S13 SENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.96 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T06S R03E S11	SESE 36			
	S12	NESW 13	NWSW 37	SWSW 37	SESW 15
		SWSE 18	SESE 38		
	S13	NENE 39	NWNE 38	SWNE 39	SENE 35
		NENW 40	NWNW 40	SWNW 6	SENW 40
	S14	NENE 40			
	511 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

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.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-00187A

PAGE 1
DEC-4-1997

DATE: 11/13/97
PAGE: 1

Stage: DECREE
OWYHEE County

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

AJ0749NP
No. R57-00187A

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

DATE: 11/13/97
PAGE: 2

=====

Dates: Exam Made Date: Verified Date: 11/13/1997 Objection Filed Date:

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

Comments: Date: 12/10/1991 User-ID: HOWERTON Subject: COPIED FROM REMARKS
WATER IS CO-MINGLED FROM THE WELL AND SNAKE RIVER RIGHTS, AND
DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS.

Date: 12/10/1991 User-ID: HOWERTON Subject: CHANGE
BILL TATE BOUGHT THE LAND IN 1957, HE THEN STARTED TO RE-DO THE
IRRIGATION.
THE IRRIGATION WAS MOSTLY COMPLETED APPROXIMATELY 1960 AND 1962.
MOST OF HIS SNAKE RIVER WATER RIGHTS WERE ADDED IN 1959 AND EARLY
1960'S.

Date: 12/10/1991 User-ID: HOWERTON Subject: RECEIPT
ORIGINAL RECEIPT PRIOR TO SPLIT, W002037.

Audit: 11/13/97 RHOWERTO

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

DATE: NOV-13-1997

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-00187A

NAME AND ADDRESS: TRIANGLE DAIRY INC
PO BOX 7526
BOISE ID 83707

SOURCE: GROUNDWATER

QUANTITY: 0.96 CFS

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF.

PRIORITY DATE: 04/01/1922

POINT OF DIVERSION: T06S R03E S13 SENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	0.96 CFS
		<u>03/18 11/18</u>	

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T06S R03E S11	SESE 36			
	S12	NESW 13	NWSW 37	SWSW 37	SESW 15
		SWSE 18	SESE 38		
	S13	NENE 39	NWNE 38	SWNE 39	SENE 35
		NENW 40	NWNW 40	SWNW 6	SENW 40
	S14	NENE 40			

511 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A TOTAL

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

DATE: NOV-13-1997

PAGE: A-2

57-00187A (CONT.)

COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,788.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO IDAHO CODE 42-1416(1).

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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

AJ0749NP
No. R57-00187A

OWNER CODE : C
NAME & ADDRESS : TRIANGLE DAIRY INC
PO BOX 7526
BOISE ID 83707
(208) 345-3130

Water Source: GROUNDWATER
Tributary to: SENE
T06S R03E S13

Point(s) of Diversion: T06S R03E S13

Place of use Legal Description for: IRRIGATION

T	R	S	NE			NW			SW			SE			SUM
			NE	NW	SE	NE	NW	SE	NE	NW	SE	NE	NW	SE	
06S 03E 11	39	38	39	35	40	40	06	40	13	37	37	15	18	38	36.0
06S 03E 12															158.0
06S 03E 13															277.0
06S 03E 14															40.0
TOTAL ACRES															511.0

POU County: Owyhee

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

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

57-00185	57-00187A	57-00185	57-00186	57-00187	57-00187A	57-00188	57-00189	57-00190	57-00191
57-02135	57-02136	57-02138	57-02142	57-02149	57-02152	57-02180	57-02225A	57-02225B	57-07008
A57-07114									

Other Water Rights Listing Overlapping Place(s) of Use:

57-00185	57-00187A	57-02225A	A02-02308	57-00185	57-00186	57-00187	57-00187A	57-00188	57-00189
57-00190	57-00191	57-02135	57-02136	57-02142	57-02149	57-02180	57-02225A	57-02225B	57-07008

Conditions of Approval:

- ~~601~~ THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO

- TO IDAHO CODE 42-1416(1).

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION

- PURSUANT TO SECTION 42-1425, IDAHO CODE.

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

- SECTION 42-1425, IDAHO CODE.

Remarks: GEN

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,788.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE

105 = .2 cfs
107A = .96 cfs
1.16 TOTAL
511 AC
= .002/AC
POU FOR
CMAA/ISS/PA/AM

Remarks:

IRRIGATION SEASON.

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

EXPLOS

I own for

Pou Koe
(48 Acres)

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag: D

Comments:

Date: 12/10/1991 User-ID: HOWERTON Subject: COPIED FROM REMARKS WATER IS CO-MINGLED FROM THE WELL AND SNAKE RIVER RIGHTS, AND DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS.

Date: 12/10/1991 User-ID: HOWERTON Subject: CHANGE BILL TATE BOUGHT THE LAND IN 1957, HE THEN STARTED TO RE-DO THE IRRIGATION. THE IRRIGATION WAS MOSTLY COMPLETED APPROXIMATELY 1960 AND 1962. MOST OF HIS SNAKE RIVER WATER RIGHTS WERE ADDED IN 1959 AND EARLY 1960'S.

Date: 12/10/1991 User-ID: HOWERTON Subject: RECEIPT ORIGINAL RECEIPT PRIOR TO SPLIT, W002037.

Audit:

11/13/97 RHOWERTO

ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/29/93
PAGE: 1

AJ5809NP
No. 57-00187A

OWNER CODE NAME & ADDRESS

C TRIANGLE DAIRY INC
PO BOX 7526
BOISE ID 83707
(208) 345-3130

PRIORITY DATE WATER USE

04/01/1922 IRRIGATION

DIVERSION RATE

0.96 CFS
0.96 CFS

USE PERIOD FROM TO

03-15 11-15

DIVERSION VOLUME

TOTAL DIVERSION:

Water Source: GROUNDWATER
Tributary to: SENE
Point(s) of Diversion: T06S R03E S13
Place of use Legal Description for: IRRIGATION

Stage: DECREED
OWYHEE County

T	R	S	NENE			SENE			NENE			SENE			SENE			SENE			SENE			SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06S 03E 11	:	:	39	38	39	35	:	:	40	40	06	40	:	:	13	37	37	15	:	:	36	:	:	36.0
06S 03E 12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	158.0
06S 03E 13	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	277.0
06S 03E 14	:	:	40	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40.0
																								511.0

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

Conditions of Approval:

- C01 - THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO IDAHO CODE 42-1416(1).
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,788.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

MICROFILMED
JUL 20 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. 57-00187A

Dates: Exam Made Date: 10/09/1990 Verified Date: 03/05/1992

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

Comments: Date: 12/10/1991 User-ID: HOWERTON Subject: COPIED FROM REMARKS
WATER IS CO-MINGLED FROM THE WELL AND SNAKE RIVER RIGHTS, AND
DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS.

Date: 12/10/1991 User-ID: HOWERTON Subject: CHANGE
BILL TATE BOUGHT THE LAND IN 1957, HE THEN STARTED TO RE-DO THE
IRRIGATION.
THE IRRIGATION WAS MOSTLY COMPLETED APPROXIMATELY 1960 AND 1962.
MOST OF HIS SNAKE RIVER WATER RIGHTS WERE ADDED IN 1959 AND EARLY
1960'S.

Date: 12/10/1991 User-ID: HOWERTON Subject: RECEIPT
ORIGINAL RECEIPT PRIOR TO SPLIT, W002037.

Audit: 12/09/91 HOWERTON 12/10/91 HOWERTON 01/10/92 HOWERTON
03/05/92 HOWERTON 07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED

JUL 20 1994

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME

C TRIANGLE DAIRY INC 04/01/1922 IRRIGATION 03-15 11-15 0.96 CFS

PO BOX 7526

BOISE ID 83707

(208) 345-3130

TOTAL DIVERSION: 0.96 CFS

Water Source: GROUNDWATER Tributary to: SENE Stage: DECREED

Point(s) of Diversion: T06S R03E S13 ONYHEE County

Place of use Legal Description for: IRRIGATION

	NE	ENE	NWNE	SWNE	SENE	NE	NW	SW	ENE	NWSE	SWSE	SESE	SUM
	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
T R S	39	38	39	35	40	40	06	40	13	37	37	15	
06S 03E 11	:	:	:	:	:	:	:	:	:	:	:	:	36.0
06S 03E 12	:	:	:	:	:	:	:	:	:	:	:	:	158.0
06S 03E 13	:	:	:	:	:	:	:	:	:	:	:	:	277.0
06S 03E 14	:	:	:	:	:	:	:	:	:	:	:	:	40.0
													511.0

TOTAL ACRES

POJ County: ONYHEE

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

Other Water Rights with Same Point(s) of Diversion and Source:

A57-00185 A57-00186 A57-00187 A57-00188 A57-00189 A57-00190 A57-00191 A57-02135 A57-02136 A57-02138

A57-02142 A57-02149 A57-02152 A57-02180 A57-02225A A57-02225B A57-07008 A57-07114 A57-00185 R57-00187

R57-02225A R57-07008 R57-07114

Other Water Rights Listing Overlapping Place(s) of use:

A02-02308 A57-00185 A57-00186 A57-00187 A57-00188 A57-00189 A57-00190 A57-00191 A57-02135 A57-02136 A57-02138

A57-02142 A57-02180 A57-02225A R57-00185 R57-02225A

Conditions of Approval:

- C01 - THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO IDAHO CODE 42-1416(1).
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-00185 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2,299.5 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1,788.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 511 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHT NO. 57-00185 IS ALSO DIVERTED THROUGH POINT OF

MICROFILMED

OCT 07 1992

Remarks:

DIVERSION DESCRIBED ABOVE.
RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

Dates:

Exam Made Date: 10/09/1990 Verified Date: 03/05/1992

Misc:

Water District Number: Field Inspection Flag: D
Presumption Flag:

Comments:

Date: 12/10/1991 User-ID: HOWERTON Subject: COPIED FROM REMARKS WATER IS CO-MINGLED FROM THE WELL AND SNAKE RIVER RIGHTS, AND DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS.

Date: 12/10/1991 User-ID: HOWERTON Subject: CHANGE BILL TATE BOUGHT THE LAND IN 1957, HE THEN STARTED TO RE-DO THE IRRIGATION.
THE IRRIGATION WAS MOSTLY COMPLETED APPROXIMATELY 1960 AND 1962. MOST OF HIS SNAKE RIVER WATER RIGHTS WERE ADDED IN 1959 AND EARLY 1960'S.

Date: 12/10/1991 User-ID: HOWERTON Subject: RECEIPT ORIGINAL RECEIPT PRIOR TO SPLIT, W002037.

Audit:

00/00/00

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-00187A

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD	DATA ENTRY COMPLETED BY DATE	FINAL RECOMMENDATION BY DATE
PRIORITY*	N	22h 10/9/90	6	N	N				
PT. OF DIV.	Y		2,5	Y					
SOURCE	N		6	N					
PL. OF USE	Y		2,4,5	Y					
DIV. AMOUNT CFS/AF	N		6	Y					
CONSUMPTIVE USE			5	Y					
NATURE OF USE			6	N					
PERIOD OF USE			6	N					
BASIS OF CLAIM			6	N					
REMARKS			5	Y					

VERIFICATION CODES
 TOPO MAP/ORTHO PHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE COMMENTS) = 6

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
 SUBMITTED - YES ___ NO ___

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
 CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: SAME AS DECREE

MAPS AND PHOTO'S IN A57-00185, ACRES WERE
DETERMINED BY THESE MAPS AND NAPP.

MICROFILMED
 OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:11:18
09/02/90

CLAIM NUMBER: A57-00187

PAGE: 1
GENERAL INFORMATION

LAST: TURMES
ADDRESS:
CITY: XXXXXX
PHONE NUMBER: 208-000-0000
OWNER CODE: O
FIRST: WENZEL
STATE: ID ID ZIP: 00000

LAST: TATE DAIRY
ADDRESS: RT. 5
CITY: BOISE
PHONE NUMBER: 208-000-0000
OWNER CODE: O
FIRST:
STATE: ID ID ZIP: 83709

LAST: TRIANGLE DAIRY, INC.
ADDRESS: P.O. BOX 7526
CITY: BOISE
PHONE NUMBER: 208-345-3130
OWNER CODE: C
FIRST:
STATE: ID ID ZIP: 83707

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

Ron Howerton

CLAIM REMARKS: AC. IRR. = 560. WATER IS COMINGLED FROM THE WELLS ON THE PROPERTY AND DIRECTED TO THE APPROPRIATE LAND DEPENDING UPON CROP NEEDS. THE WATER MAY BE DIVERTED THROUGH MAINLINES TO SPRINKLERS OR INTO LATERAL DITCHES AND/OR THE SHOOFLY CREEK CHANNEL FOR DISTRIBUTION. THE SURFACE WATER FROM THE SNAKE RIVER IS DIVERTED THROUGH THE MAIN CANAL FOR DISTRIBUTION IN A LIKE MANNER.

MICROFILMED

OCT 07 1992

CONTACT PERSON: BILL TATE/KENT PRICH/SHERL CHAPMAN

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 10/9/90 APPOINTMENT MADE: Y () N ()

TIME: : A () P ()

ACCOMPANIED BY: ABOVE

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: OWNER/FOREMAN/ENGINEER

DIRECTIONS TO PROPERTY / REMARKS:

SOUTH-OFF-GRAND-VIEW

MICROFILMED

OCT 07 1992

A. AJ CLAIM: # A57-00187 PRIORITY DATE: 04-01-1922 STAGE: D
B. WR RECORD: # 57-00187 PRIORITY DATE: 04-01-1922 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

~~Ron~~ Howerton

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)

REMARKS:

RECOMMENDED PRIORITY DATE:

04-01-1922

Reviewed BY Ron Howerton

DATE

12-11-91

MICROFILMED

OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-00187	06S	03E	11	SW	NW	SW		OWYHEE
A57-00187	06S	03E	11		SW	SW		OWYHEE
A57-00187	06S	03E	12		NW	SE		OWYHEE
A57-00187	06S	03E	13		NW	NE		OWYHEE
A57-00187	06S	03E	13		SE	NW		OWYHEE
A57-00187	06S	03E	13		SW	NE		OWYHEE
A57-00187	06S	03E	13		NW	SE		OWYHEE
A57-00187	06S	03E	13		SE	NE		OWYHEE
A57-00187	06S	03E	13		NE	SW		OWYHEE
A57-00187	06S	03E	14		SE	NE		OWYHEE
A57-00187	06S	03E	14		NW	NW		OWYHEE
A57-00187	06S	03E	14		SW	NW		OWYHEE
A57-00187	06S	03E	14		SE	NW		OWYHEE
A57-00187	06S	03E	14		NW	SW		OWYHEE
A57-00187	06S	03E	14		NE	SW		OWYHEE
A57-00187	06S	03E	14		NW	SE		OWYHEE
A57-00187	06S	04E	18		SW	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A57-02136	NONE
A57-00185	
A57-00188	
A57-00189	
A57-00190	
A57-00191	
A57-02135	
A57-02138	
A57-02142	
A57-02149	
A57-02180	
A57-0225A	
A57-0225B	
A57-07008	
A57-07114	
A57-10778	
A57-02152	
A57-00186	
A57-10783	

WR RECORDS IN SAME 40 ACRE TRACT

57-02149
57-02142
57-02135
57-02180
57-02136
57-02138
57-0225A
57-07008
57-07114
57-07114
57-0225B

SOURCE: GROUNDWATER

WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-00187	06S	03E	11					OWYHEE
A57-00187	06S	03E	12					OWYHEE
A57-00187	06S	03E	13					OWYHEE

TRIB:

OWYHEE

14

03E

57-00187

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

57-00185
57-00186
57-00188
57-00189
57-00190
57-00191

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE

Y

N

DUE TO POD DISCREPANCY? (Y/N)

DUE TO SOURCE DISCREPANCY? (Y/N)

Ron Howerton

REMARKS:

ONLY ONE POINT OF DIVERSION, SEE MY COMMENT SHEET

MICROFILMED

OCT 07 1992

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
6S	3E	13	SE	NE		Owy

SOURCE: GROUNDWATER

REVIEWED BY: Ron Howerton

TRIB:

DATE: 12-11-91

A. ROOT WATER RIGHT NUMBERS: A57-00187

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06S	03E	11	SW	SE		TRIANGLE DAIRY, INC.	A57-00187 / 5.0	57-00187 /	37.0		
						TRIANGLE DAIRY, INC.	A57-00186 / 5.0	57-00186 /			
						TRIANGLE DAIRY, INC.	A57-00185 / 5.0	57-00185 /			
						TRIANGLE DAIRY, INC.	A57-00188 / 5.0	57-00188 /			
						TRIANGLE DAIRY, INC.	A57-00189 / 5.0	57-00189 /			
						TRIANGLE DAIRY, INC.	A57-00190 / 5.0	57-00190 /			
						TRIANGLE DAIRY, INC.	A57-00191 / 5.0	57-00191 /			
						TRIANGLE DAIRY, INC.	A57-10783 /	-			
						TRIANGLE DAIRY INC.		A02-02308 / 6.0			
06S	03E	12	NE	NW		TRIANGLE DAIRY, INC.	A57-00187 / 39.0	57-00187 /	37.0		
						TRIANGLE DAIRY, INC.	A57-00186 / 39.0	57-00186 /			
						TRIANGLE DAIRY INC.	A02-02308 / 40.0	02-02308 / 40.0			
						TRIANGLE DAIRY, INC.	A57-00185 / 39.0	57-00185 /			
						TRIANGLE DAIRY, INC.	A57-00188 / 39.0	57-00188 /			
						TRIANGLE DAIRY, INC.	A57-00189 / 39.0	57-00189 /			
						TRIANGLE DAIRY, INC.	A57-00190 / 39.0	57-00190 /			
						TRIANGLE DAIRY, INC.	A57-00191 / 39.0	57-00191 /			
						TRIANGLE DAIRY, INC.	A57-10783 /	-			
						TRIANGLE DAIRY, INC.	A57-02152 / 40.0	57-02152 / 40.0			
						TRIANGLE DAIRY INC.		A02-02308 / 35.0			
06S	03E	12	SW	SW		TRIANGLE DAIRY, INC.	A57-00187 / 40.0	57-00187 /	41.0		
						TRIANGLE DAIRY, INC.	A57-00186 / 40.0	57-00186 /			
						TRIANGLE DAIRY INC.	A02-02308 / 40.0	02-02308 / 40.0			
						TRIANGLE DAIRY, INC.	A57-00185 / 40.0	57-00185 /			
						TRIANGLE DAIRY, INC.	A57-00188 / 40.0	57-00188 /			
						TRIANGLE DAIRY, INC.	A57-00189 / 40.0	57-00189 /			
						TRIANGLE DAIRY, INC.	A57-00190 / 40.0	57-00190 /			
						TRIANGLE DAIRY, INC.	A57-00191 / 40.0	57-00191 /			
						TRIANGLE DAIRY, INC.	A57-10783 /	-			
						TRIANGLE DAIRY INC.		A02-02308 / 39.0			
06S	03E	12	SE	SW		TRIANGLE DAIRY, INC.	A57-00187 / 20.0	57-00187 /	38.0		
						TRIANGLE DAIRY, INC.	A57-00186 / 20.0	57-00186 /			
						TRIANGLE DAIRY INC.	A02-02308 / 40.0	02-02308 / 40.0			
						TRIANGLE DAIRY, INC.	A57-00185 / 20.0	57-00185 /			
						TRIANGLE DAIRY, INC.	A57-00188 / 20.0	57-00188 /			
						TRIANGLE DAIRY, INC.	A57-00189 / 20.0	57-00189 /			
						TRIANGLE DAIRY, INC.	A57-00190 / 20.0	57-00190 /			
						TRIANGLE DAIRY, INC.	A57-00191 / 20.0	57-00191 /			
						TRIANGLE DAIRY, INC.	A57-02142 / 11.0	57-02142 / 11.0			
						TRIANGLE DAIRY, INC.	A57-10783 /	-			
						TRIANGLE DAIRY INC.		A02-02308 / 16.0			
06S	03E	12	SE	SE		TRIANGLE DAIRY, INC.	A57-00187 / 38.0	57-00187 /	40.0		
						TRIANGLE DAIRY, INC.	A57-00186 / 38.0	57-00186 /			
						TRIANGLE DAIRY, INC.	A57-00185 / 38.0	57-00185 /			
						TRIANGLE DAIRY, INC.	A57-00188 / 38.0	57-00188 /			

TRIANGLE DAIRY, INC.	A57-00185	/38.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/38.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/38.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/38.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/38.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-02142	/25.0	57-02142	/25.0
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/37.0

06S 03E 13 NW NW				40.0
TRIANGLE DAIRY, INC.	A57-00187	/38.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/38.0	57-00186	/
TRIANGLE DAIRY, INC.	A02-02308	/40.0	02-02308	/40.0
TRIANGLE DAIRY, INC.	A57-00185	/38.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/38.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/38.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/38.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/38.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/35.0

06S 03E 13 SW NW				27.0
TRIANGLE DAIRY, INC.	A57-00187	/5.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/5.0	57-00186	/
TRIANGLE DAIRY, INC.	A02-02308	/40.0	02-02308	/40.0
TRIANGLE DAIRY, INC.	A57-00185	/5.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/5.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/5.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/5.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/5.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/14.0

06S 03E 13 SE NW				39.0
TRIANGLE DAIRY, INC.	A57-00187	/40.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/40.0	-	/
TRIANGLE DAIRY, INC.	A02-02308	/40.0	02-02308	/40.0
TRIANGLE DAIRY, INC.	A57-00185	/40.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/40.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/40.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/40.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/40.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-02142	/27.0	57-02142	/27.0
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/40.0

06S 03E 14 NE NE				39.0
TRIANGLE DAIRY, INC.	A57-00187	/40.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/40.0	57-00186	/
TRIANGLE DAIRY, INC.	A57-02136	/40.0	57-02136	/40.0
TRIANGLE DAIRY, INC.	A02-02308	/40.0	02-02308	/40.0
TRIANGLE DAIRY, INC.	A57-00185	/40.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/40.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/40.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/40.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/40.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/34.0

06S 03E 14 NW NE				34.0
TRIANGLE DAIRY, INC.	A57-00187	/17.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/17.0	57-00186	/
TRIANGLE DAIRY, INC.	A02-02308	/15.0	02-02308	/15.0
TRIANGLE DAIRY, INC.	A57-00185	/17.0	57-00185	/

MICROFILMED

OCT 07 1992

06S 03E 14 SW NE	TRIANGLE DAIRY, INC.	A57-00188 /17.0	57-00188 /	15.0
	TRIANGLE DAIRY, INC.	A57-00189 /17.0	57-00189 /	
	TRIANGLE DAIRY, INC.	A57-00190 /17.0	57-00190 /	
	TRIANGLE DAIRY, INC.	A57-00191 /17.0	57-00191 /	
	TRIANGLE DAIRY, INC.	A57-10783 /	-	
		A02-02308	-	
				36.0
	TRIANGLE DAIRY, INC.	A57-00187 /5.0	57-00187 /	
	TRIANGLE DAIRY, INC.	A57-00186 /5.0	57-00186 /	
	TRIANGLE DAIRY, INC.	A02-02308 /10.0	02-02308 /	10.0
	TRIANGLE DAIRY, INC.	A57-00185 /5.0	57-00185 /	
	TRIANGLE DAIRY, INC.	A57-00188 /5.0	57-00188 /	
	TRIANGLE DAIRY, INC.	A57-00189 /5.0	57-00189 /	
	TRIANGLE DAIRY, INC.	A57-00190 /5.0	57-00190 /	
	TRIANGLE DAIRY, INC.	A57-00191 /5.0	57-00191 /	
	TRIANGLE DAIRY, INC.	A57-10783 /	-	
		A02-02308	-	
				4.0
06S 03E 14 SE NE	TRIANGLE DAIRY, INC.	A57-00187 /15.0	57-00187 /	
	TRIANGLE DAIRY, INC.	A57-00186 /15.0	57-00186 /	
	TRIANGLE DAIRY, INC.	A57-02136 /2.0	57-02136 /	2.0
	TRIANGLE DAIRY, INC.	A02-02308 /30.0	02-02308 /	30.0
	TRIANGLE DAIRY, INC.	A57-00185 /15.0	57-00185 /	
	TRIANGLE DAIRY, INC.	A57-00188 /15.0	57-00188 /	
	TRIANGLE DAIRY, INC.	A57-00189 /15.0	57-00189 /	
	TRIANGLE DAIRY, INC.	A57-00190 /15.0	57-00190 /	
	TRIANGLE DAIRY, INC.	A57-00191 /15.0	57-00191 /	
	TRIANGLE DAIRY, INC.	A57-10776 /	-	
	TRIANGLE DAIRY, INC.	A57-10783 /	-	
		A02-02308	-	
				34.0
06S 03E 14 NE NW	TRIANGLE DAIRY, INC.	A57-00187 /4.0	57-00187 /	
	TRIANGLE DAIRY, INC.	A57-00186 /4.0	57-00186 /	
	TRIANGLE DAIRY, INC.	A57-00185 /4.0	57-00185 /	
	TRIANGLE DAIRY, INC.	A57-00188 /4.0	57-00188 /	
	TRIANGLE DAIRY, INC.	A57-00189 /4.0	57-00189 /	
	TRIANGLE DAIRY, INC.	A57-00190 /4.0	57-00190 /	
	TRIANGLE DAIRY, INC.	A57-00191 /4.0	57-00191 /	
	TRIANGLE DAIRY, INC.	A57-10783 /	-	
		A02-02308	-	
				5.0
06S 03E 14 NW NW	TRIANGLE DAIRY, INC.	A57-00187 /36.0	57-00187 /	
	TRIANGLE DAIRY, INC.	A57-00186 /36.0	57-00186 /	
	TRIANGLE DAIRY, INC.	A02-02308 /38.0	02-02308 /	40.0
	TRIANGLE DAIRY, INC.	A57-00185 /36.0	57-00185 /	
	TRIANGLE DAIRY, INC.	A57-00188 /36.0	57-00188 /	
	TRIANGLE DAIRY, INC.	A57-00189 /36.0	57-00189 /	
	TRIANGLE DAIRY, INC.	A57-00190 /36.0	57-00190 /	
	TRIANGLE DAIRY, INC.	A57-00191 /36.0	57-00191 /	
	TRIANGLE DAIRY, INC.	A57-02225A /38.0	57-02225A /	38.0
	TRIANGLE DAIRY, INC.	A57-10783 /	-	
		A02-02308	-	
				35.0
06S 03E 14 SE NW	TRIANGLE DAIRY, INC.	A57-00187 /16.0	57-00187 /	
	TRIANGLE DAIRY, INC.	A57-00186 /16.0	57-00186 /	
	TRIANGLE DAIRY, INC.	A02-02308 /25.0	02-02308 /	34.0
	TRIANGLE DAIRY, INC.	A57-00185 /16.0	57-00185 /	
	TRIANGLE DAIRY, INC.	A57-00188 /16.0	57-00188 /	
	TRIANGLE DAIRY, INC.	A57-00189 /16.0	57-00189 /	

MICROFILMED

OCT 07 1992

TRIANGLE DAIRY, INC.	A57-00190	/16.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/16.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-10780	/	-	/
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/17.0

34.0

TRIANGLE DAIRY, INC.	A57-00187	/12.0	57-00187	/
TRIANGLE DAIRY, INC.	A57-00186	/12.0	57-00186	/
TRIANGLE DAIRY, INC.	A02-02308	/30.0	02-02308	/30.0
TRIANGLE DAIRY, INC.	A57-00185	/12.0	57-00185	/
TRIANGLE DAIRY, INC.	A57-00188	/12.0	57-00188	/
TRIANGLE DAIRY, INC.	A57-00189	/12.0	57-00189	/
TRIANGLE DAIRY, INC.	A57-00190	/12.0	57-00190	/
TRIANGLE DAIRY, INC.	A57-00191	/12.0	57-00191	/
TRIANGLE DAIRY, INC.	A57-02142	/11.0	57-02142	/11.0
TRIANGLE DAIRY, INC.	A57-10783	/	-	/
TRIANGLE DAIRY, INC.			A02-02308	/13.0

768.00

560.00

TOTAL ACRES A57-00187

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? DATABASE Y FIELD EXAMINER Ron Howerton

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: D

REMARKS:

"PERMISSIBLE PLACE OF USE", SEE COMMENT SHEET, SEE MAP

RECOMMENDATIONS:

TOTAL ACRES: 511 ACRES

REVIEWED BY: Ron Howerton

DATE: 12-11-91

MICROFILMED

OCT 07 1992

12/91

FIELD EXAMINER: RON HOWERTON

DATE OF EXAM: 10/09/90

OVERLAP/CFS BREAKDOWN OF TRIANGLE DAIRIES WATER RIGHTS1ST PERMISSIBLE PLACE OF USE RIGHTS

WELL(S)	"R" FILE	RECOMMENDED CFS	MAX. THEORETICAL CFS & ACRES	CONDITIONS & REMARKS
1&4	R57-02135	3.48	174 AC/59 AC	C03, C05, C09, E01, F06, F07, K06.
	R57-02136	1.18	4.66 CFS	
2&3	R57-02138	0.6	... 30 AC ...	C01, C03, C05, E01, F06, F07 & K06.
	R57-00186	3.02	1028.5 AC	
	R57-00188	1.38	"	NOTE: C01 ONLY ON DECREE RIGHT'S
	R57-00189	1.9	"	
	R57-00190	1.15	"	
	R57-00191	1.23	"	
	R57-02142	1.48	... 74 AC ...	
	R57-02149	1.8	... 90 AC ...	
	R57-02180	1.0	... 50 AC ...	
TOTALS.....		18.22 CFS	1028.5 AC	

$$\frac{18.22 \text{ CFS}}{1028.5 \text{ AC}} = 0.018/\text{ACRE}$$

2ND PERMISSIBLE PLACE OF USE RIGHTS

WELL	"R" FILE	RECOMMENDED CFS	MAX. THEORETICAL CFS & ACRES	CONDITIONS & REMARKS
6	R57-00185	0.2	1.16 CFS &	C01, C03, C05, E01, F05 & F07.
	R57-00187A	0.96	511 ACRES	
TOTALS.....		1.16 CFS	511 ACRES	

NON- PERMISSIBLE PLACE OF USE

WELL	"R" FILE	REC.'D CFS	NON-THEORETICAL	COND./REMARKS
7	R57-02225B	0.85	0.85 CFS/42.7AC	C09
TOTALS.....		0.85CFS	42.7 ACRES	= 0.02/ACRE

This Non-Permissible Place of Use has no supplemental water on Departments records.

3RD PERMISSIBLE PLACE OF USE RIGHTS

WELL	"R" FILE	RECOMMENDED CFS	MAX. THEORETICAL CFS & ACRES	CONDITIONS & REMARKS
9	R57-00187B	0.3	0.3 CFS & 335 AC	C01, C03, C05, C09, E01 & F07.
TOTALS.....		0.3 CFS	335 ACRES	

MICROFILMED

OCT 07 1992

ACRES IRRIGATED BY
WELL # 6
511 ACRES AT 1.16 CFS

0.

36.00 +
40.00 +
37.00 +
37.00 +
40.00 +
6.00 +
13.00 +
15.00 +
40.00 +
40.00 +
18.00 +
38.00 +
39.00 +
38.00 +
39.00 +
35.00 +
511.00 *

MICROFILMED

OCT 07 1992

OVERLAPPING TRIANGLE DAIRY IRRIG. RIGHTS

FOR
"PERMISSABLE PLACE OF USE."

57-00185 AND 57-00187A

NUMBER 7 above	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
	65	3 E	11																36	36	
			12									13	37	37	15			18	30	158	
			13	39	38	39	35	40	40	6	40									277	
			14	40																40	511

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

02-WATER RIGHTS WILL BE LOOKED AT LATER

MICROFILMED

OCT 07 1992

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-00187 IRRIGATION	FROM 03-15 TO 11-15	1.330 CFS 644.00 AF/A
	TOTAL DIVERSION RATE/VOLUME CLAIMED	1.330 CFS 644.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-00187 IRRIGATION	FROM TO	1.330 CFS
57-00187 DOMESTIC	FROM TO	1.330 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	1.330 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD	DATABASE	EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	Y	Y
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	Y	Y
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	Y	Y

Ron Howerton

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(✓) N()

Y() N()

Explain in remarks, below.

REMARKS:

DECREE DID NOT LIST DATES

MICROFILMED

OCT 07 1992

PAGE: 13
DIVERSION AMOUNT REVIEW SHEET

Y(✓) N()

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

1.330 CFS
1.330 CFS

AJ TOTAL CLAIMED DIVERSION RATE:

WR ROOT RIGHT TOTAL DIVERSION RATE: ***

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FIELD

EXAMINER

RON Howerton

DATABASE

N

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FLOW MEASUREMENT

, SEE ATTACHED CALCULATIONS.

MEASUREMENT METHOD

SEE AND MAP

C. ARE OTHER WATER RIGHTS USED? (Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 02-2308, 57-2136, 2142, 2180, 2135, 2225, 185, 186, 188, 189, 190, 191.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-00187	GROUNDWATER	TRIANGLE DAIRY, INC.	1.330	0.002	644.00	1.15
A57-00186	GROUNDWATER	TRIANGLE DAIRY, INC.	3.020	0.005	1548.00	2.76
A57-00188	GROUNDWATER	TRIANGLE DAIRY, INC.	1.384	0.002	670.00	1.19
A57-00189	GROUNDWATER	TRIANGLE DAIRY, INC.	1.900	0.003	920.00	1.64
A57-00190	GROUNDWATER	TRIANGLE DAIRY, INC.	1.150	0.002	557.00	0.99
A57-00191	GROUNDWATER	TRIANGLE DAIRY, INC.	1.230	0.002	595.00	1.06
A02-02308	GROUNDWATER	TRIANGLE DAIRY, INC.	23.000	0.018	6760.00	5.48
A57-02152	GROUNDWATER	TRIANGLE DAIRY, INC.	2.400	0.020	600.00	5.00
A57-02142	GROUNDWATER	TRIANGLE DAIRY, INC.	1.480	0.020	370.00	5.00
A57-02180	GROUNDWATER	TRIANGLE DAIRY, INC.	1.000	0.010	500.00	5.00
A57-02225A	GROUNDWATER	TRIANGLE DAIRY, INC.	5.460	0.013	2045.00	5.00
A57-02135	GROUNDWATER	TRIANGLE DAIRY, INC.	3.480	0.020	870.00	5.00
A57-02136	GROUNDWATER	TRIANGLE DAIRY, INC.	1.640	0.020	410.00	5.00

MICROFILMED
OCT 07 1992

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

CLAIM NO.	PURPOSES	NAME	FROM	MONTH/DAY	TO	RATE	VOLUME
A57-10783	STOCKWATER	TRIANGLE DAIRY, INC.	FROM	01-01	TO 12-31	1.950 CFS	1412.00 AF/A
A57-10775	DOMESTIC	TRIANGLE DAIRY, INC.	FROM	01-01	TO 12-31	.020 CFS	
A57-10776	DOMESTIC	TRIANGLE DAIRY, INC.	FROM	01-01	TO 12-31	.040 CFS	
A57-10780	DOMESTIC	TRIANGLE DAIRY, INC.	FROM	01-01	TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 511 x 0.02 CFS/ACRE = 10.22 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 644.0 AF/A

ACRES 511 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 1,788.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 644.00 AF/A

ACRES 511 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 2,299.5 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

COMBINED ACRES = 511 CW VOL = 1788.5, DIU VOL = 2,299.5

MICROFILMED

OCT 07 1992

THEORETICAL CALCULATIONS*****
GROUNDWATER ANALYSIS:FX DATE: 10-9-90WR/CLAIM NO. (S) 57 - 00185BY: RON HOWERTONWELL # (5) 57 - 00187ATYPE OF SYSTEM: I= IRRIGATION, D= DOMESTIC, S= STOCK C= COMMERCIAL1. SYSTEM.....I=X D= S= C= _____
(OTHER)PUMPING INFORMATION: A= ACTUAL, E= ESTIMATED BY REP./OWNER1. HORSE POWER OF PUMP A=X E= + BOOSTER 252. PRESSURE/FLOW A= E=X MEASURED= 40

*IF PRESSURE IS UNKNOWN USE: (20 PSI FOR SMALL DOM./STK., COMM.)

(25 PSI TO 40 PSI FOR LRG. DOM./STK., COMM.)

(40 PSI FOR SMALL IRRIGATION, 60 PSI FOR LRG. IRRIGATION)

(IF OPEN FLOW OR ARTESIAN USE 0 PSI)

4. DYNAMIC PUMPING LEVEL A= E=X MEASURED= 40
(LIFT, DEPTH TO WATER IN FT. FROM LAND SURFACE TO PUMPING LEVEL)5. EFFICIENCY ELECTRICAL MOTORS= 0.7=X DIESEL= 0.6= *****
FOR IRRIGATION USE:... 1, 2 AND 3. FOR NON-IRRIGATION USE:..... 2 AND 31. $\frac{\text{FOUND ACRES} \times \text{IRR. REQ.}}{\text{X}} = \text{AFA}$ 2. $\frac{(25) \text{ HP} \times 8.8 \times (.7) \text{ EFFICIENCY}}{(40) \text{ DYN. LEVEL} + ((2.31 \times (40) \text{ PSI})) + (*)} = \frac{(154)}{(172.4)} = 1.16 \text{ CFS}$
THEOR. DIV. RATE3. $\frac{\text{THEOR. RATE} \times \text{DAYS IN SEASON} \times 1.9835}{\text{X} \times \text{FACTOR}} = \text{AFA}$

* = FRICTION IF KNOWN ()

IF THE THEORETICAL VOLUME (# 3) IS GREATER THAN THE IRRIGATION
REQUIREMENT (# 1) THEN NO MEASUREMENT IS NECESSARY.MEASUREMENT REQUIRED ... MEASUREMENT NOT REQUIRED XNOTES ON SYSTEM: (IF AVAILABLE)

MOTOR MAKE: _____ SER# OR I.D. _____

PUMP MAKE: _____ SER# OR RATING _____

COMMENTS: _____

MICROFILMED

OCT 07 1992

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 57-00105
57-00187A

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 6S, Rge 3E, Sec. 13, SE 1/4 NE 1/4 or Lot _____.

2. Owner: _____
Address _____, City _____, St _____

3. Casing > 12 inches above ground: Yes ☒ No ☐

4. Access Port: Yes _____ No ☒ Static Water Level: UNK
Pressure Gauge: Yes _____ No ☒ Casing Diameter: UNK
Flowing: Yes _____ No ☒ Temperature: UNK
Properly Valved: Yes _____ No _____

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks:
TRIANGLE DAIRY WELL # 6 25 HP TURBINE # R-2983-02-795

MICROFILMED

OCT 07 1992

RECOMMENDATIONS:

REC.
PURPOSESREC. PERIOD
FROM TOREC. DIV
RATE CFSREC. DIV
VOL. AF/AREC. CONS.
USE

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

03/15 11/15

0.96

2,299.5

1,788.5

TOTAL FOR THIS RIGHT

REVIEWED BY: Ron Howerton

DATE: 12-11-91

COMBINED

MICROFILMED

OCT 07 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP FORFEIT/ABANDON ADDITIONAL DIV. AMOUNT

ACCEPTED AS CLAIMED	NEEDS REVIEW
(X)	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-00187

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE 1.330 EXAMINER Ron Howerton CFS

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-00187	1.330	-	57-00187	1.330
TOTAL CFS		1.330			1.330

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 sheet attached? (Y/N)

DATABASE Y FIELD EXAMINER Ron Howerton

REMARKS:

SEE COMMENT SHEET AND OVERLAP BREAKDOWN
FOR CONDITIONS AND REMARKS

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE: 12-11-91

NAME OF FIELD EXAMINER:

Ron Howerton

TITLE: SR WATER AGENT

MICROFILMED

OCT 07 1992

TRIANGLE DAIRY'S BASIN "57" CLAIMS

December 11, 1991

Comments made by
Field Examiner: Ron Howerton
Date of Exam: 10/9/90

Ref: Triangle Dairy's Irrigation System

1. The claims that were licensed or decreed all listed 17 points of diversion.
2. Claim 57-02152 was a surface water right, but listed 17 wells for the source and points of diversion.
3. During the Field Exam I was told several times by the owner that each well could divert the water on any piece of ground that the others could irrigate.
4. During the field exam I found that only seven wells were being used. Well No. 7 I found, was the only source for its place of use.
5. The system was a mixture of sprinklers, underground pipelines furrows, and flood irrigation.
6. The remaining wells were inconclusive as to whether they could divert to any place that the others could irrigate, however the owner still insisted that they could.
7. I went with that statement and started figuring up the claims for permissible place of use.
8. I started by making a map that showed what lands they claimed. In some cases the licenses overlapped each other. The decrees were claimed for separate lands, and their own place of use with little or no exceptions to the licenses.
9. I added up the CFS of both the licenses and decrees, this amount was more than an inch per acre.
10. Then, after my research I only found that six wells may possibly irrigate 1 big PERMISSIBLE PLACE OF USE. I did theoretical calculations for each well, for the maximum rate of flow with the exception of the artesian well, it was an open flow, open casing, with no logical way of measuring it, as waste water from Triangle Dairy's fields were comingling with it. The only possible way that I knew to measure it, was in the ditch after the irrigation season was over. This was later obtained with an affidavit for 15 inches.

MICROFILMED

OCT 07 1992

11. I finished all of the calculations based from upon what I saw and what I could obtain from Mr. Tate and his foreman, Kent and Sherl Chapman, and put it all together.
12. After much time spent to show that the land was 1 permissible place of use, I could tell that wasn't going to work.
13. I called Sherl Chapman, as he helped Mr. Tate file his claims and accompanied me on this field exam too. My request was to have Sherl contact Mr. Tate, and set up another field examination date to show proof of the system by plotting the underground lines etc., that the wells could be diverted as such, and that all were somehow tied in together.
14. Sherl, went ahead and got with Bill Tate and by using the map that I drew, plotted in the system, then we met to go over what he found. From this I then drew up a master copy, based upon what I seen and what Sherl had drawn.
15. After studying and putting the master copy together, I found that 3 separate area's would well work as permissible places of use. Not 1 large PPOU...

SUMMARY:

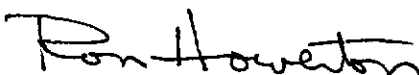
The places of use and points of diversion that were claimed had to be totally re-drawn from the beginning.

Of the 17 wells that were originally claimed, only 7 remain, the rest do not exist for irrigation.

The entire system was re-worked as Mr. Tate stated from the time he bought it in 1957, and had it completed by 1960 and 1962.

The system works ONLY because of the overlapping Snake River Water Rights, without it, the 3 systems would not work as a "PERMISSIBLE PLACE OF USE."

See the CVR and Map of the System, for additional information:



Ron Howerton
Senior Water Agent

cc: Irrigation Files

MICROFILMED

OCT 07 1992