

Idaho Department of Water Resources

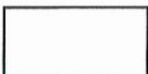
Claim Number: 57-02285B

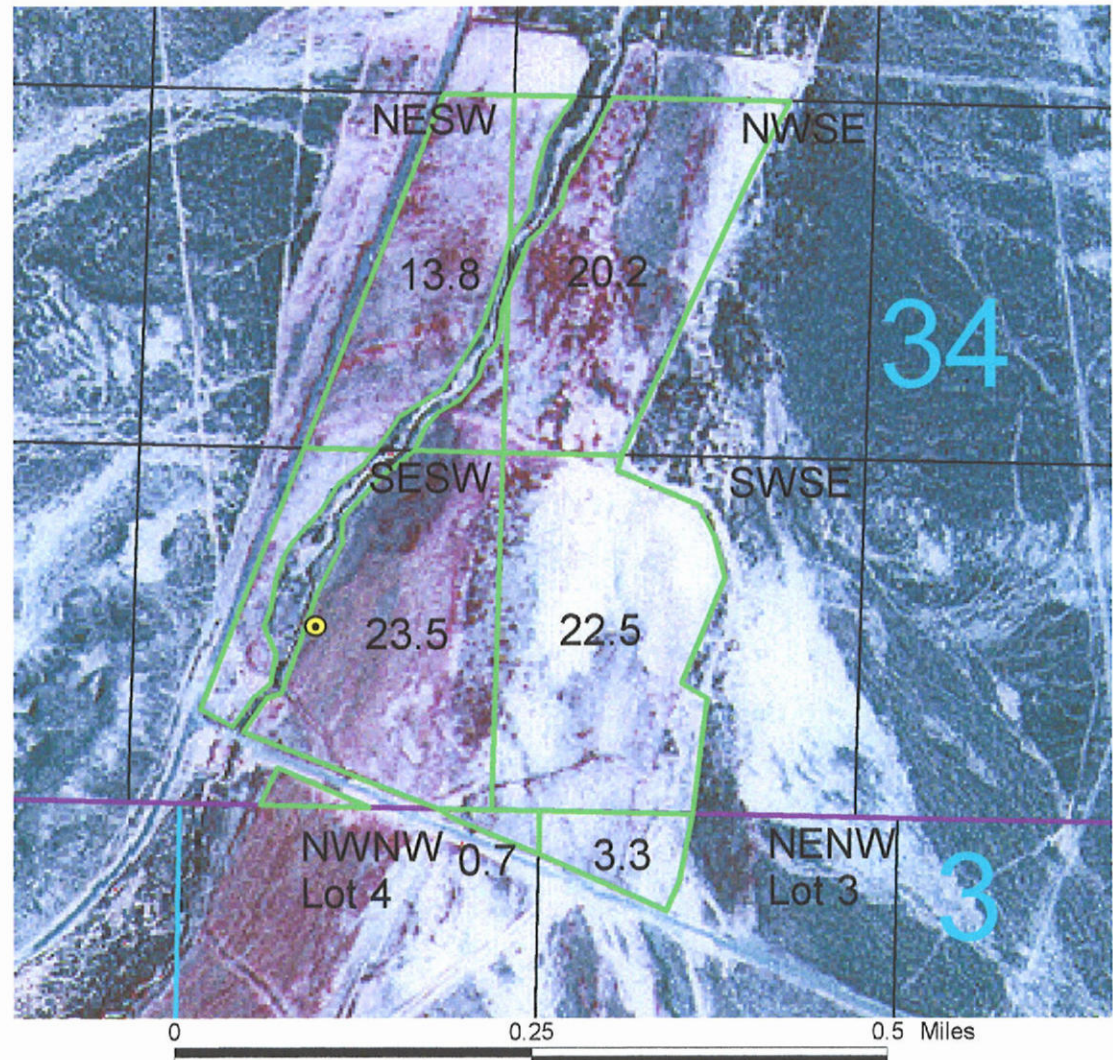
Legal: T06S, R03E, S34

T07S, R03E, S03

Reviewed By:

1987 Napp Photo

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

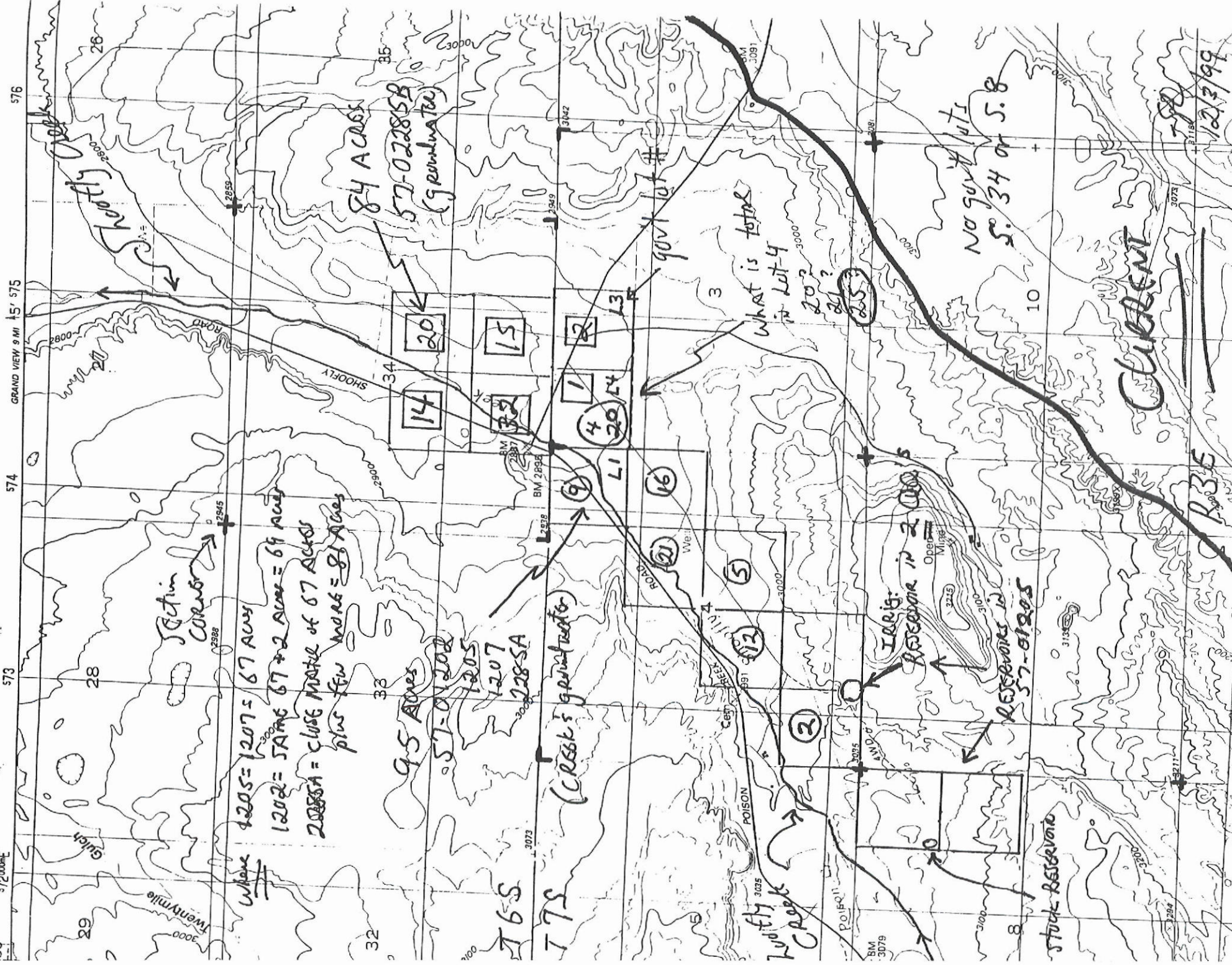


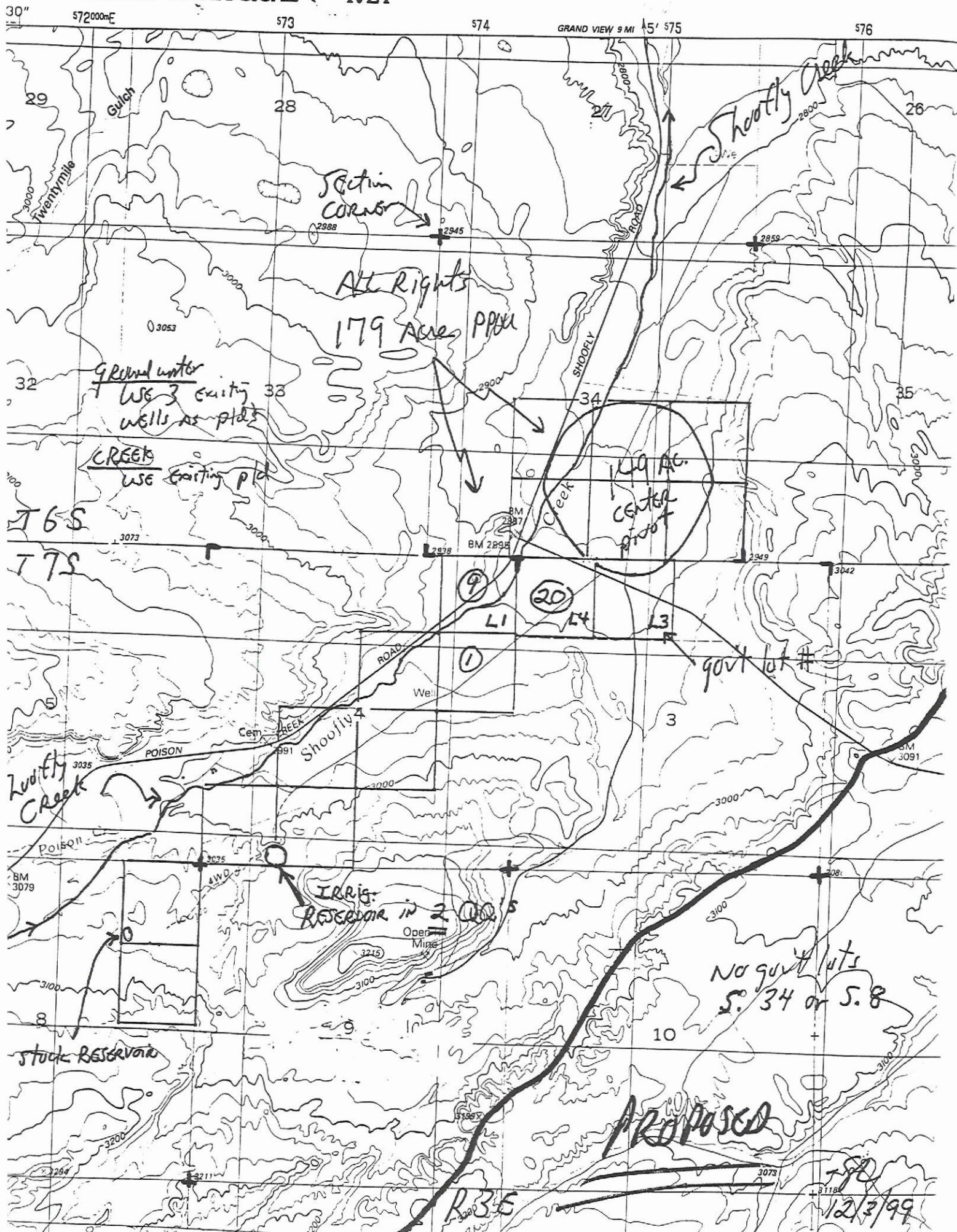
130" 572000mF

4/20/00

GRAND VIEW 9 MI 45' 575

576





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: A57-02285B
Date Received: 3/10/1989
Receipt No: W002635
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LULU M. BURGHARDT
Address: P.O. BOX 121
GRANDVIEW, ID 83624

2. Date of Priority: JUN 05, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	03E	34	SE	SW			OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.420		420.00

7. Total Quantity Appropriated is:
1.420 C.F.S. (and/or) 420.00 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 of	Lot	Use	Acres
06S	03E	34	SW	NE		IRR	4.0
			SE	NW		IRR	2.0
			NE	SW		IRR	14.0
			SE	SW		IRR	26.0

A57-02285B

Page 1

Date: 03/10/89

MICROFILMED

OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	03E	34	NW	SE		IRR	20.0
			SW	SE		IRR	15.0
						Section Acres	81.0
07S	03E	3	NE	NW	3	IRR	2.0
			NW	NW	4	IRR	1.0
						Section Acres	3.0
						Total Acres	84.0

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:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 32379

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

Signature of Claimant(s): Burghardt Co Date: _____
By Lulu M. Burghardt Date: _____
Sec - Treas Date: 4/28/89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of April 19 89 Jan Spurt
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(Late Proof)

License of Water Right No. 32379/57-2285B Priority June 5, 1965 Amount 1.42 cfs

THIS IS TO CERTIFY, that Lulu M. Burghardt
of Grand View, Idaho, has complied with the terms and conditions of Permit
No. 32379/57-2285B issued pursuant to Application for Permit dated June 1, 1965,
and has submitted proof to the Department of Water Resources on June 8, 1970,
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 1.42 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
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 1.42 cfs and</u>	<u>420.0 acre feet</u>
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.42 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
420.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34,
Twp 6S, Rge 3E in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals

MICROFILMED
OCT 07 1992

Water Right Number - 57-02285B

Adj. Flag Translation: WATER RIGHT

Old (D) Number - 32379

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BURGHARDT

LULU M.

1 - P.O. BOX 121

2 -

3 -

City- GRANDVIEW

State- ID Zip- 83624

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
06/05/1965 14 ERROR IN REGION L - LICENSE DECEASED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
06S 03E 34 SE SW (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.420 420.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.420 420.00

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	03E	34	SW NE		4.0	01	IRRIGATION	(73) OWYHEE
06S	03E	34	SE NW		2.0	01	IRRIGATION	(73) OWYHEE
06S	03E	34	NE SW		14.0	01	IRRIGATION	(73) OWYHEE
06S	03E	34	SE SW		26.0	01	IRRIGATION	(73) OWYHEE
06S	03E	34	NW SE		20.0	01	IRRIGATION	(73) OWYHEE
06S	03E	34	SW SE		15.0	01	IRRIGATION	(73) OWYHEE
07S	03E	3	NE NW	3	2.0	01	IRRIGATION	(73) OWYHEE
07S	03E	3	NW NW	4	1.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 84.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

MICROFILMED
OCT 07 1993

Water right number - 57-02285B

Adj. flag translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
R33 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 5.0 afa per acre for the
- lands above.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 07/01/85 05/01/88 CONVERT

+ - - - - Comments - - - - - +
No Comments Found

+ - - - - Water Rights Dates and Flags Area - - - - - +

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	- 07/01/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 06/18/1985	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-	Microfilm Roll Number	-

MICROFILMED

OCT 07 1992

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
UPPER SHOOFLY CREEK
DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

<u>57-2285B</u>	
I.D. No. <u>1000</u>	Map No. <u>#24139</u>
Fee Paid	Receipt No.

Notice is hereby given that Burghardt Co., Inc., an Idaho corporation, c/o Lulu Burghardt
(Name of Claimant)

Grand View, Idaho
(Mailing Address)

83624
(Zip Code)

Telephone No. (208) 834-2523

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) Water Permit No. 57-2285 (Old No. G-32379) Priority Date June 5, 1965, 6.4 CFS
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Ground water - subterranean
tributary to _____

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- Quantity 6.4 CFS 1.42 Use Irrigation A Period of Use From March 15 To Oct. 31 11/5
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity 0.04 CFS Use Stock Period of Use From Jan 1 To Dec 31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

- (4) 6.4 CFS 1.42 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SW 1/4
Sec. 34, Twp. 6S, Rge. 3E, B.M., Owyhee 73 County
Additional Points: SE 1/4, Sec. 4, T7S, R3E, B.M., SW 1/4, Sec. 4, T7S, R3E, B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. No. 1-Lower all 358' depth, water level 186', pump-2.40' of 8"x24"x1 1/2" column, tube & shaft, 5 bowls, 1600
No. 2-Upstream 12" dia., 804' depth, pump same as for No. 1 well. Started 1958, cased, tested,

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
~~6S~~	~~3E~~	~~25~~						~~40~~	~~40~~										~~80~~
~~6S~~	~~3E~~	~~27~~	~~40~~			~~40~~								~~26~~	~~40~~	~~20~~	~~15~~	~~40~~	~~160~~
6S	3E	34		~~40~~	~~40~~					<u>2</u>	<u>19</u>			<u>26</u>	<u>40</u>	<u>20</u>	<u>15</u>	<u>40</u>	<u>320 81</u>
~~7S~~	~~3E~~	~~3~~		~~40~~			~~40~~												~~80~~
7S	3E	3					<u>1.3</u>	<u>1.4</u>											<u>3</u>
							<u>2</u>	<u>1</u>											<u>3</u>

Total no. of acres 640 84

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: occasional use for stock water during both irrigation and non-irrigation season.

NOTE: Include here the type and number of stock watered: 350 head of cattle

- (7) If you are claiming water as a member of an organization, list name of organization: Burghardt Co., Inc.
- (8) Remarks Same 350 head of cattle are listed in all claims.

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

KEYPUNCHED
3/07/85

- ☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 57-2285 (Old No. 79)

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

9-2-82
(Date)

Individual

SEP 3 1982

(Signature of Claimant)

Department of Water Resources

(Signature of Spouse) Western Regional Office

State of Idaho

County of Ada

Organization

Seal

Organization
BURGHARDT CO., INC.

(Signature of Authorized Agent)

On this 2nd day of September, in the year 1982, before me

a notary public, personally appeared Laurie Frank Burghardt, President of Burghardt Co., Inc.
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires _____

Notary Public residing at _____

Boise, Idaho

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

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
UPPER SHOOFLY CREEK
DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

<u>57-2285</u> I.D. No.	Map No.
\$ <u>10.00</u> Fee Paid	# <u>24139</u> Receipt No.

Notice is hereby given that Burghardt Co., Inc., an Idaho corporation, c/o Lulu Burghardt
(Name of Claimant)

Grand View, Idaho
(Mailing Address)

83624
(Zip Code)

Telephone No. (208) 834-2523

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) Water Permit No. 57-2285 (Old No. G-32379) Priority Date June 5, 1965, 6.4 CFS
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Ground water - subterranean
tributary to _____

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|--|--|--|
| Quantity <u>6.4 CFS</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>March 1</u> To <u>Oct. 31</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity <u>0.04 CFS</u>
(CFS, GPD, AF) | Use <u>Stock</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>Jan 1</u> To <u>Dec 31</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |

- (4) 6.4 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 34, Twp. 6S, Rge. 3E, B.M., Owyhee County
Additional Points: SE $\frac{1}{4}$ Sec. 4, T7S, R3E, B.M., SW $\frac{1}{4}$ Sec. 4, T7S, R3E, B.M.

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. No. 1-Lower well 358' depth, water level 186', pump-2.40' of 8"x2 1/2"x1 1/2" colume, tube & shaft, 5 bowls, 1600 GPM. No. 2-Upstream 12" dia., 804' depth, pump same as for No. 1 well. Started 1958, cased, tested, pump-

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for ed
irrigation, place an "X" in appropriate box to show location. 1970

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	3E	26						40	40										80
6S	3E	27	40			40									40			40	160
6S	3E	34		40	40						40			40	40	40	40	40	320
7S	3E	3		40			40												80

Total no. of acres 640

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Occasional use for stock water during both irrigation and non-irrigation season.

NOTE: Include here the type and number of stock watered: 350 head of cattle

- (7) If you are claiming water as a member of an organization, list name of organization: Burghardt Co., Inc.

- (8) Remarks Same 350 head of cattle are listed in all claims.

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____

- ☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 57-2285 (Old No. _____)

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

9-2-82
(Date)

Individual

(Signature of Claimant)

Department of Water Resources
(Signature of Spouse) Western Regional Office

State of Idaho

County of Ada

Organization

Seal

Organization
BURGHARDT CO., INC.

Laurie Frank Burghardt, President
(Signature of Authorized Agent)

On this 2nd day of September, in the year 1982, before me
a notary public, personally appeared Laurie Frank Burghardt, President of Burghardt Co., Inc.
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that he/she/they, corporation,
partnership or _____) executed the same.

My commission expires _____

Notary Public residing at Boise, Idaho

RECEIVED
SEP 3 1982

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(Late Proof)
License of Water Right No. 32379/57-2285B Priority June 5, 1965 Amount 1.42 cfs

THIS IS TO CERTIFY, that Lulu M. Burghardt
of Grand View, Idaho, has complied with the terms and conditions of Permit
No. 32379/57-2285B issued pursuant to Application for Permit dated June 1, 1965,
and has submitted proof to the Department of Water Resources on June 8, 1970,
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 1.42 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>1.42</u> cfs and	<u>420.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.42 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
420.0 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34,
Twp 6S, Rge 3E in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	3E	34			4					2	14			26		20	15		81
7S	3E	3					L. 3	L. 4											3

Total number of acres irrigated 84

This right when combined with all other rights shall provide no more than .02 cfs
per acre nor more than 5.0 afa per acre for the lands above.

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 20TH day of
NOVEMBER, 19 84.

Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 27, 2001

OWYHEE CALCIUM PRODUCTS
PO BOX 159
GRANDVIEW ID 83624

Dear Sirs:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right.

The change to your water right was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right. You will be notified of any future action on your water right by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

AJ5809NP
No. 57-02285B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LULU M BURGHARDT PO BOX 121 GRAND VIEW ID 83624	06/05/1965	IRRIGATION	03-15 11-15	1.42 CFS	378.0 AFA
TOTAL DIVERSION:					1.42 CFS	378.0 AFA
CONSUMPTIVE USE:						294.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06S R03E S34

SESW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06S	03E	34	:			04						02		14		26		20	15	:	81.0
07S	03E	3	:					03-02	04-01											:	3.0
TOTAL ACRES																				:	84.0

POU County: OWYHEE

Other Rights: NONE

Dates: Exam Made Date: 01/11/1991 Verified Date:

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

Comments: Date: 07/14/1992 User-ID: WHITE Subject: DATA ENTRY
DELETED "THIS RIGHT WHEN...FOR THE LANDS ABOVE." PER LKH.

Audit: 02/06/91 HOLT 02/06/91 HOLT 02/19/91 HOLT 09/12/91 HOWERTON
11/17/91 HOWERTON 12/14/91 HOWERTON 01/09/92 HOWERTON 07/14/92 WHITE
07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02285 B

Date: 3-7-03

	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	65	3E	34									14			32		20	15		81
GIS												13.8			23.5		20.2	22.5		80
Claim	75	3E	3					-3	-4											3
GIS								2	1											4
								3.3	.7											
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 84

Overlapping FOU Claim #'s:

57-02285 A

Total GIS Acres: 84

COMMENTS:

Per image interpretation. PoD estimated.

Idaho Department of Water Resources

Claim Number: 57-02285B

Legal: T06S, R03E, S34

T07S, R03E, S03

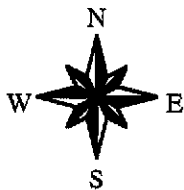
Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 Miles



MAIL14281



RECEIVED

MAY 28 1998

Department of Water Resources
Adjudication Bureau

RECEIVED

MAY 22 1998

OFFICE OF THE
ATTORNEY GENERAL

ROX

1998 MAY 20 PM 2:07

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

Subcase 57-02285B

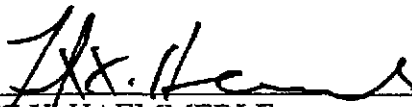
ORDER ON MOTION TO ALTER OR
AMEND

FINDINGS OF FACT AND CONCLUSIONS OF LAW

On January 7, 1998, the court issued a *Special Master's Report and Recommendation for Partial Decree* pursuant to a *Standard Form 5*. Because the *Special Master's Report and Recommendation for Partial Decree* did not accurately reflect the settlement reached by the parties, the parties and IDWR filed a *Joint Motion to Amend Special Master's Recommendation*. The *Joint Motion to Amend* is **GRANTED**; now therefore

IT IS THEREFORE RECOMMENDED that subcase 57-02285B be decreed as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

DATED May 20, 1997.


FRITZ X. HAEMMERLE
Special Master, 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 57-022858

1998 MAY 20 PM 2:07
DISTRICT COURT-SRBA
TWIN FALLS 20 IDAHO
FILED

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.42 CFS
378.0 AFY

PRIORITY DATE: 06/05/1965

POINT OF DIVERSION: T06S R03E S34 SESW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.42 CFS 378.0 AFY

PLACE OF USE:	IRRIGATION	Within OWYHEE County			
	T06S R03E S34	NESW 14	SESW 32	NWSE 20	SWSE 15
	T07S R03E S03	Lot 3 (NENW) 2	Lot 4 (NWNW) 1		
	84 ACRES TOTAL				

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

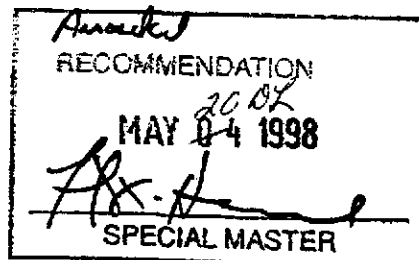
THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

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 57-022858

PAGE 1
APR-21-1998

1998 MAY 20 PM 2:09

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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

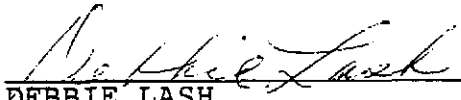
Water Right(s): 57-02285B

On May 20, 1998, Special Master FRITZ X HAEMMERLE
issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s)
pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party
to the adjudication including parties to the subcase, may file a Motion
to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate
in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION
shall constitute a waiver of the right to challenge it before the
Presiding Judge.

DATED May 20, 1998.


DEBBIE LASH
Deputy Clerk

1998 MAY 20 PM 2:09
DISTRICT COURT-SRBA
TWIN FALLS CO IDAHO
FILED 42

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): 57-02285B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S
REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE
OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed
on May 20, 1998, with sufficient first-class postage prepaid to
the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

OWYHEE CALCIUM PRODUCTS INC
Represented by:
DANIEL V. STEENSON
599 W BANNOCK ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

CERTIFICATE OF MAILING

PAGE 1
05/20/98

USDI BLM

Represented by:

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835



DEBBIE LASH
Deputy Clerk

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 57-2285B V2

WATER RIGHT NUMBER: 57-2285B V2

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LULU M BURGHARDT
	, ID
Current Owner	OWYHEE CALCIUM PRODUCTS INC
	PO BOX 159
	GRAND VIEW, ID 83624
	(208)834-2281

Priority Date: 06/05/1965

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	1.420 CFS	378.00 AF
	<u>Total Diversion:</u>		1.420 CFS	378.00 AF

Location of Point(s) of Diversion

GROUND WATER	<u>SE1/4NE1/4</u>	<u>Sec. 4, Twp 07S, Rge 03E, B.M.</u>
OWYHEE County		
GROUND WATER	<u>SW1/4SW1/4</u>	<u>Sec. 4, Twp 07S, Rge 03E, B.M.</u>
OWYHEE County		
GROUND WATER	<u>SE1/4SE1/4SW1/4</u>	<u>Sec. 34, Twp 06S, Rge 03E, B.M.</u>
OWYHEE County		

Place of UseIRRIGATION Within OWYHEE County

T06S R03E S34	NESW	17.0	T06S R03E S34	SESW	16.0
T06S R03E S34	NESE	19.0	T06S R03E S34	NWSE	36.0
T06S R03E S34	SWSE	40.0	T06S R03E S34	SESE	16.0
T07S R03E S03 Lot 3	NENW	5.0	T07S R03E S03 Lot 4	NWNW	20.0
T07S R03E S04 Lot 1	NENE	9.0	T07S R03E S04	SENE	1.0

Total Acres: 179

Conditions of Approval:Remarks:

1. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 84 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 57-2285B V2

2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. Quantity The total instantaneous diversion of water from the ground water point of diversion shall not exceed 3.32 cfs, nor a total combined annual volume of 810.2 af; and the total instantaneous diversion under Transfer 5665 shall not exceed 10.41 cfs, nor a total combined annual volume of 864.2 af for the irrigation of 179 acres, stockwater and storage uses as described under each right.

**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 Rights: 57-1202, 57-1205
57-1207, 57-57-2285A, 57-2285B
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- XX** IC § 42-222 transfer

- | | | | |
|--------------------------|---|--------------------------|---------------------|
| XX | Point of diversion | XX | Place of use |
| XX | Period of use | ☐ | Nature of use |
| ☐ | Split of water right | ☐ | Change in ownership |
| XX | Other – Annual Volume, Remarks & Conditions | | |

- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 8/27/01

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 27, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

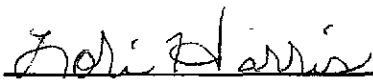
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Owyhee Calcium Products
PO Box 159
Grandview, ID. 83624

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

RECEIVED

JAN 19 2001

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5665

WATER RIGHT NO(S). 57-01202/57-02285A/57-02285B
57-01205/57-01207

RECEIVED

AUG 17 2000

WATER RESOURCES
WESTERN REGION

This is to certify that: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 57-01202 :			
Priority: 03/15/1954			
IRRIGATION	03/15 to 11/15	0.50 CFS	256.9 AF
STOCKWATER	01/01 to 12/31	<u>0.04 CFS</u>	<u>4.7 AF</u>
		0.50 CFS	261.6 AF
Right No. 57-02285A :			
Priority: 06/05/1965			
IRRIGATION	03/15 to 11/15	1.40 CFS	364.5 AF
Right No. 57-02285B :			
Priority: 06/05/1965			
IRRIGATION	03/15 to 11/15	1.42 CFS	378.0 AF
Right No. 57-01205 :			
Priority: 04/01/1948			
IRRIGATION STORAGE	01/01 to 12/31		49.3 AF
IRRIGATION FROM ST	03/15 to 11/15		49.3 AF
STOCKWATER STORAGE	01/01 to 12/31		4.7 AF
STOCKWATER FROM ST	01/01 to 12/31		4.7 AF
DIVERSION TO STORA	01/01 to 12/31	<u>7.00 CFS</u>	
		7.00 CFS	49.3 AF
Right No. 57-01207 :			
Priority: 04/01/1943			
IRRIGATION	03/15 to 11/15	1.34 CFS	301.5 AF
STOCKWATER	01/01 to 12/31	<u>0.09 CFS</u>	<u>4.7 AF</u>
		1.43 CFS	306.2 AF

Total * 10.41 CFS 864.2 AF *

TRANSFER NO. 5665
WATER RIGHT NO(S). 57-01202/57-02285A/57-02285B
57-01205/57-01207

SOURCE

Right Nos. 57-01202/57-02285A/57-2285B :
GROUND WATER

Right Nos. 57-01205/57-01207 :
SHOOFLY CREEK SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 57-01202/57-02285A/57-2285B :

SESESW , Sec. 34, Township 06S, Range 03E
SENE , Sec. 4, Township 07S, Range 03E
SWSW , Sec. 4, Township 07S, Range 03E
OWYHEE County

Right Nos. 57-01205/57-01207 :

SWNW , Sec. 8, Township 07S, Range 03E
OWYHEE County

PLACE OF USE: IRRIGATION, IRRIGATION FROM STORAGE & STOCKWATER

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
07S	03E	3	5	20		25
		4	9	1		10
		34	17	16	19	144
			36	40	16	179 **

Total number of acres irrigated:

PLACE OF USE: STOCKWATER FROM STORAGE

TWN	RGE	SEC
07S	03E	8

NENE

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 5665
WATER RIGHT NO(S). 57-01202/57-02285A/57-02285B
57-01205/57-01207

CONDITIONS OF APPROVAL AND REMARKS

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 6. The total instantaneous diversion of water from all ground water points of diversion shall not exceed 3.32 cfs, nor a total combined annual volume of 810.2 af; the total instantaneous diversion of water from the surface water point of diversion shall not exceed 8.43 cfs, nor a total combined annual volume of 355.5 af; and the total instantaneous diversion under Transfer 5665 shall not exceed 10.41 cfs, nor a total combined annual volume of 864.2 af for the irrigation of 179.0 acres, stockwater and storage uses as described under each right.
- ** 7. Right 57-01202 is limited to the irrigation of 69.0 acres in the place of use described above in a single irrigation season.
- ** 8. Right 57-01205 is limited to the irrigation of 67.0 acres in the place of use described above in a single irrigation season.
- ** 9. Right 57-01207 is limited to the irrigation of 67.0 acres in the place of use described above in a single irrigation season.
- ** 10. Right 57-02285A is limited to the irrigation of 81.0 acres in the place of use described above in a single irrigation season.
- ** 11. Rights 57-01202, 57-01205, 57-01207 and 57-02285A when combined shall not exceed the irrigation of 95.0 acres and a total annual diversion volume of 427.5 af at the field headgate for irrigation use.
- ** 12. Right 57-02285B is limited to the irrigation of 84.0 acres in the place of use described above in a single irrigation season.
13. Rights 57-01202, 57-02285A and 57-01207 when combined shall not exceed the total combined diversion rate of 1.99 cfs.
- * 14. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
15. The quantity of water decreed for stockwater use under Rights Rights 57-01202, 57-01205 and 57-01207 is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day under each right.
16. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under Rights 57-01202 and 57-02285A, and shall only divert groundwater under these rights for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.

REMARK
OUT

REMARK
POU
KOB

POU
ADD
AF

** 12
KOB

13
POU

* 14
LEAVE

LEAVE
IN
ONES

GEN

Leave in
ON

57-01202
57-02285A

NO
NO

TRANSFER NO. 5665
WATER RIGHT NO(S). 57-01202/57-02285A/57-02285B
57-01205/57-01207

CONDITIONS OF APPROVAL AND REMARKS

17. If the surface water right(s) appurtenant to the place of use under Rights 57-01202 and 57-02285A is sold, transferred, leased or used on any other place of use, these rights to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
18. The irrigation storage pond is located within the S1/2SW, S4, and the stockwater storage pond is located within the NENE, S8, T07S, R03E.

Dated this 15 day of

August, 2000

J. Glen Saylor
Chief, Water Allocation Bureau

Should only go on the Court.

GEN

GEN 1305

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5665

(REVISED)

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

DEC 14 1999

WATER RESOURCES
WESTERN REGION

Name of applicant Owyhee Calcium Products, Inc. Phone (208) 834-2281

Post Office address P.O. Box 159, Grand View, Idaho 83624

A. PURPOSE OF TRANSFER - See Attachment A

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 _____

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|----------|-----------------------|------------------|----------------|
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred See Att. A cubic feet per second and/or _____ acre-feet per annum.
3. Source of water _____ tributary to _____
4. Point(s) of Diversion: See Attachment A

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system Existing wells, pumps and surface water
diversion systems to pivot sprinkler
- 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:
The lands from which these water rights are being transferred
will no longer be irrigated.
- d. Remarks:
Pivot system will cover 149 acres. 30 additional acres will also
be irrigated within this Permissible Place of Use.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

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: See attached copies of Special Master's Recommendations for descriptions of water rights as recorded.

a. Decree No. _____ Decreed to _____

In case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ 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: _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

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

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of 1 or more consecutive years of non-use?
 No If yes, describe _____

DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

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

PART 3**1. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				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.

Subscribed and sworn to before me this 13th day of December, 19 99.

Joy E. Buchwitz
(Notary Public)

My commission expires 9-27-2000

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by [Signature] Date 12/14/99 Protest filed by _____

Prelim. check by [Signature] Fee 100.00

Received by [Signature] Date 12/14/99 W0025983

Published in Owyhee Avalanche Copies of protest forwarded by _____

Pub. dates 3-14-8-00 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

ATTACHMENT A

A. PURPOSE OF TRANSFER

This transfer proposes to add existing points of diversion to groundwater right numbers 57-02285A, 57-02285B, and 57-01202, and to consolidate the irrigation place of use for these groundwater rights and overlapping surface water right numbers 57-01205 and 57-01207. The changes are proposed to facilitate installation of a pivot sprinkler irrigation system.

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
57-02285A	06/05/1965	1.40cfs/427.5AFA*	Irrigation	03/15 - 11/15
57-02285B	06/05/1965	1.42cfs/378.0AFA	Irrigation	03/15 - 11/15
57-01202	03/15/1954	.50cfs	Irrigation	03/15 - 11/15
		.04cfs	Stockwater	01/01 - 12/31
		.50cfs/427.5AFA*	Total	

Source: Groundwater

Points of Diversion:	T06S R03E Section 34 SESESW	Well	
	T07S R03E Section 04 SENE	Well	
	T07S R03E Section 04 SWSW	Well	All in Owyhee County

57-01205	04/01/1948	49.3AFA	Irrigation Storage	01/01 - 12/31
		49.3AFA	Irrigation f/Storage	03/15 - 11/15
		4.7AFA	Stockwater Storage	01/01 - 12/31
		4.7AFA	Stockwater f/Storage	01/01 - 12/31
		7.00cfs	Diversion to Storage	01/01 - 12/31
		7.00cfs/49.3AFA	Total	
57-01207	04/01/1943	1.34cfs	Irrigation	03/15 - 11/15
		.09cfs	Stockwater	01/01 - 12/31
		1.43cfs*	Total	

Source: Shoofly Creek tributary to the Snake River

Point of Diversion: T07S R03E Section 8 SWNW in Owyhee County

*Water rights 57-02285A and 57-01202 are limited to a combined diversion volume of 427.5AFA; Water rights 57-02285A, 57-01202 and 57-1207 are limited to a combined flow rate of 1.99 cfs.

2. Total Amount of Water being transferred is 854.8AFA and 10.41 cfs.
4. Points of Diversion: 3 existing wells to be used as points of diversion for all groundwater rights; 1 existing point of diversion on Shoofly Creek to be used for surface water rights.
5. Place of use: For irrigation place of use for all water rights, please see Page 1 of corrected Application for Transfer of Water Right.

Place of Use for Stockwater under Water Right nos 57-01202 and 57-1207 is the same as for Irrigation

Place of Use for Irrigation Storage under water right number 57-01205 is SWSW and SESW of T07S R03E S04.

Place of use for Stockwater Storage and Stockwater from Storage under water right number 57-01205 is as currently recorded.

IN 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 57-022858

1998 MAY 20 PM 2:07
DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.42 CFS
378.0 AFY

PRIORITY DATE: 06/05/1965

POINT OF DIVERSION: T06S R03E S34 SESW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.42 CFS 378.0 AFY

PLACE OF USE:	IRRIGATION	Within OWYHEE County		
	T06S R03E S34	NESW 14	SESW 32	NWSE 20
	T07S R03E S03	Lot 3 (NENW) 2	Lot 4 (NWNW) 1	SWSE 15
	84 ACRES TOTAL			

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

THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

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 57-022858

PAGE 1
APR-21-1998

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 57-01207

1998 MAR -2 PM 2:48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRANDVIEW ID 83624

SOURCE: SHOOFLY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.43 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NOS. 57-01202 AND 57-02285A IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.99 CFS.

PRIORITY DATE: 04/01/1943

POINT OF DIVERSION: T07S R03E S08 SWNW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.34 CFS
	STOCKWATER	01-01 12-31	0.09 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T07S R03E S03 Lot 4 (NWNW) 4
S04 Lot 1 (NENE) 9 SWNE 21 SENE 16 NESW 12
NWSE 5
67 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-01202, 57-01205 AND
57-02285A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 95
ACRES IN A SINGLE IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

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

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

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 57-01207

PAGE 1
JAN-15-1998

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 57-01205

1998 MAR -2 PM 2: 48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

SOURCE: SHOOFLY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 7.00 CFS
49.3 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1948

POINT OF DIVERSION: T07S R03E S08 SWNW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION STORAGE	01-01 12-31	49.3 AFY
	IRRIGATION FROM STORAGE	Irrigation Season	49.3 AFY
	STOCKWATER STORAGE	01-01 12-31	4.7 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	4.7 AFY
	DIVERSION TO STORAGE	01-01 12-31	7.00 CFS

PLACE OF USE: IRRIGATION STORAGE Within OWYHEE County
T07S R03E S04 SWSW

IRRIGATION FROM STORAGE Within OWYHEE County
T07S R03E S03 Lot 4 (NNW) 4
S04 Lot 1 (NENE) 9 SWNE 21 SENE 16 NESW 12
NWSE 5

67 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-01202, 57-01207 AND
57-02285A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 95
ACRES IN A SINGLE IRRIGATION SEASON.

STOCKWATER STORAGE Within OWYHEE County
T07S R03E S08 NENE

STOCKWATER FROM STORAGE Within OWYHEE County
T07S R03E S08 NENE

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

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

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 57-01202

1998 MAR -2 PM 2: 48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS
PO BOX 159
GRANDVIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.5 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NO. 57-02285A IS LIMITED TO A
COMBINED ANNUAL DIVERSION VOLUME OF 427.5 AF.

PRIORITY DATE: 03/15/1954

POINT OF DIVERSION: T07S R03E S04 SWSW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.5 CFS
	STOCKWATER	01-01 12-31	0.04 CFS

PLACE OF USE:	IRRIGATION	Within OWYHEE County
	T07S R03E S03 Lot 4 (NNW) 4	
	S04 Lot 1 (NENE) 9	SWNE 21 SENE 16 NESW 12
		SWSW 2 NWSE 5
	69 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NOS. 57-01205, 57-02285A, AND
57-01207 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 95
ACRES IN A SINGLE IRRIGATION SEASON.

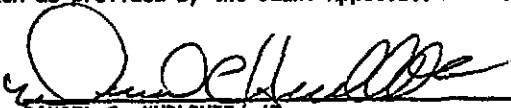
Place of use for STOCKWATER is same as IRRIGATION

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

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

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

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 57-02285A

1998 MAR -2 PH 2: 48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.4 CFS

USE OF THIS RIGHT WITH RIGHT NO. 57-01202 IS LIMITED TO A
COMBINED ANNUAL DIVERSION VOLUME OF 427.5 AF.

USE OF THIS RIGHT WITH RIGHT NO. 57-01207 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.99 CFS.

PRIORITY DATE: 06/05/1965

POINT OF DIVERSION: T07S R03E S04 SENE Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.4 CFS

PLACE OF USE:	IRRIGATION	Within OWYHEE County
	T07S R03E S03 Lot 4 (NWNW)20	
	S04 Lot 1 (NENE) 9	SWNE 21 SENE 16 NESW 10
		NWSE 5
	81 ACRES TOTAL	

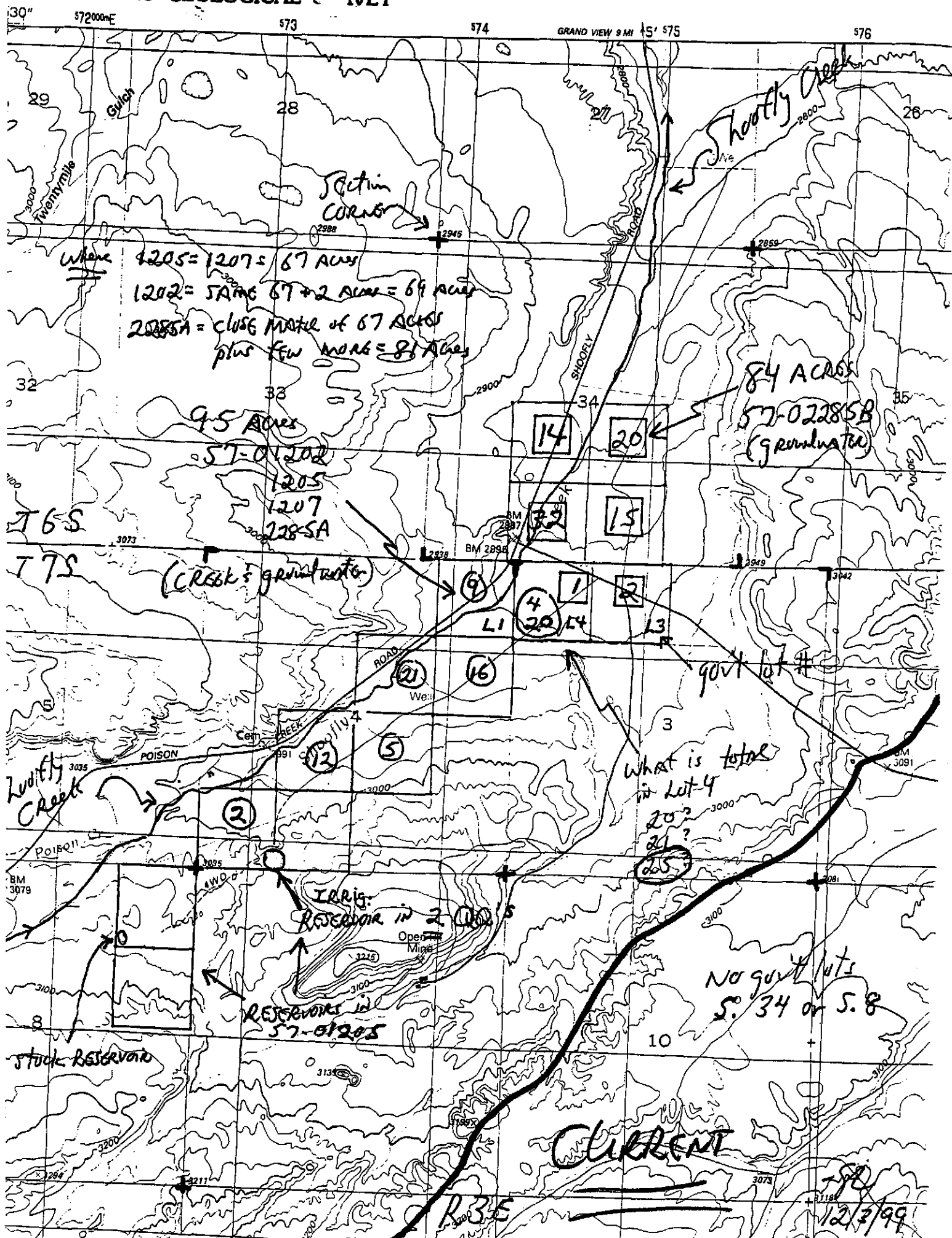
USE OF THIS RIGHT WITH RIGHT NOS. 57-01205, 57-01202 AND
57-01207 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 95
ACRES IN A SINGLE IRRIGATION SEASON.

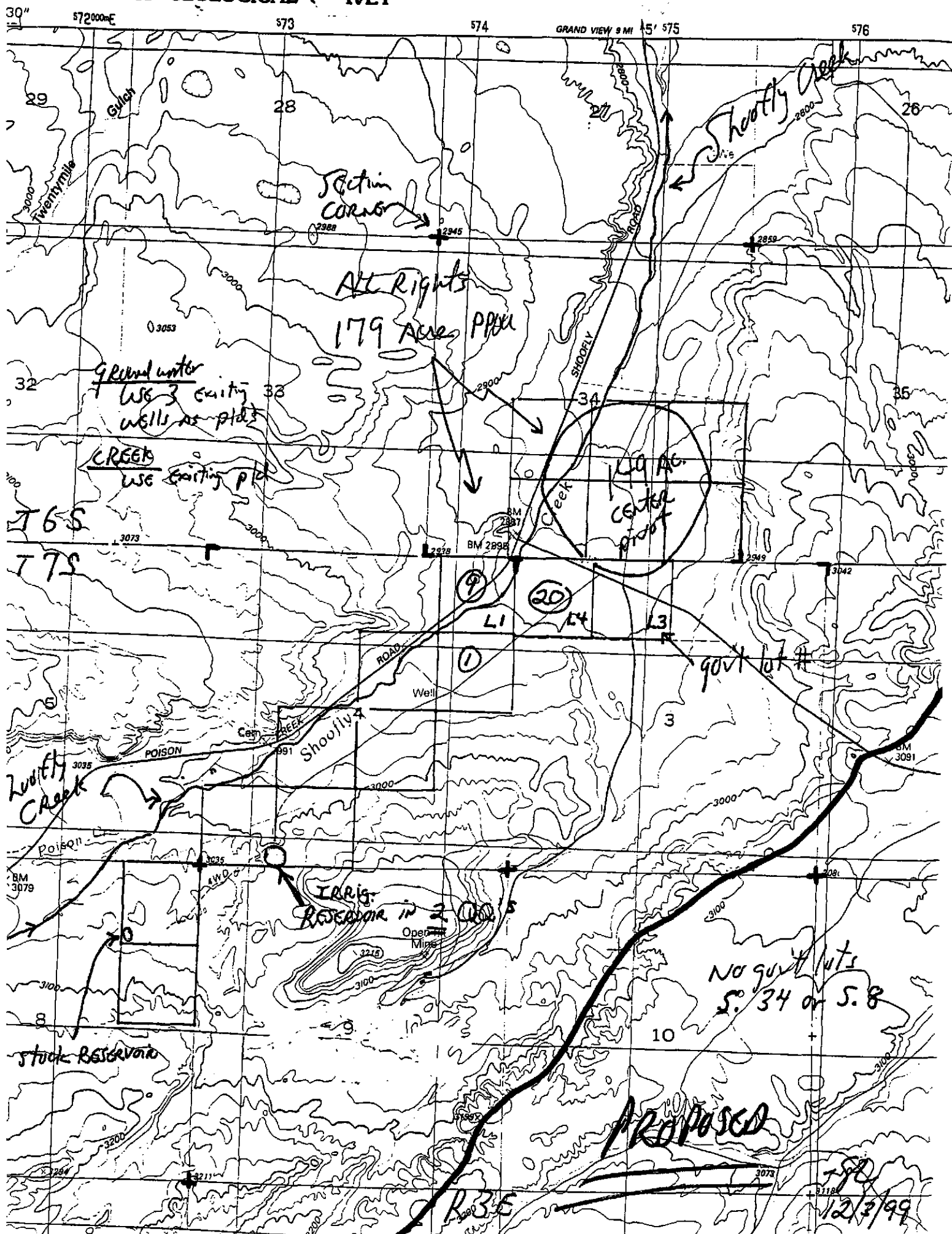
RULE 54(b) CERTIFICATE

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





RECEIVED

JAN 12 1998

Department of Water Resources
Adjudication Bureau

1998 JAN -7 AM 10:15

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

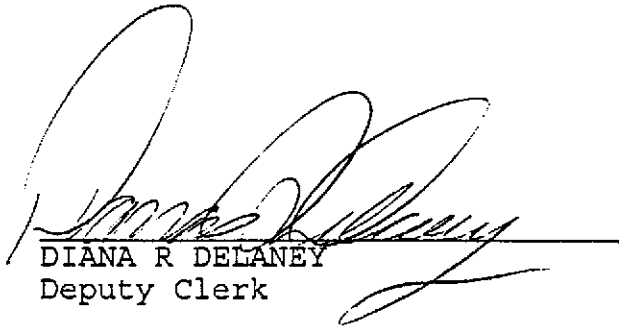
Water Right(s): 57-02285B

On January 07, 1998, Special Master DANIEL C. HURLBUTT issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 07, 1998.



DIANA R DELANEY
Deputy Clerk

1998 JUN -7 AM 10:14

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	)	Subcase 57-02285B
	)	
Case No. 39576	)	SPECIAL MASTER'S REPORT
_____	)	

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990). The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-02285A was filed. Subsequently, the objection was withdrawn by stipulation of the parties; therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-02285A be decreed as recommended in the attached *Special Master's Report and Recommendation for Partial Decree*.

DATED January 7, 1998.



FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
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)
_____)

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-02285B

1998 JAN -7 AM 10:15
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: OWYHEE CALCIUM PRODUCTS INC
PO BOX 159
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.42 CFS
378.0 AFY

PRIORITY DATE: 06/05/1965

POINT OF DIVERSION: T06S R03E S34 SESW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	1.42 CFS 378.0 AFY

PLACE OF USE:	IRRIGATION	Within OWYHEE County			
	T06S R03E S34	SWNE 4	SENE 2	NESW 14	SESW 26
		NWSE 20	SWSE 15		
	T07S R03E S03	Lot 3 (NENW) 2	Lot 4 (NWNW) 1		
	84 ACRES TOTAL				

DATED:


FRITZ A. HAEMMERLE
Special Master
Snake River Basin Adjudication

Western AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5106
WATER RIGHT NO. 57-02285B

RECEIVED
OCT 27 1997
WATER RESOURCES
WESTERN REGION

This is to certify that: **OWYHEE CALCIUM PRODUCTS INC**
PO BOX 159
GRAND VIEW ID 83624

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.42 CFS	378.0 AF

SOURCE

GROUNDWATER

Priority: 06/05/1965

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 34, Township 06S, Range 03E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	03E	34	NESW 14	SESW 32	NWSE 20	81
			SWSE 15			3
07S	03E	3	Lot 3(NENW) 2	Lot 4(NWNW) 1		84
Total number of acres irrigated:						84

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 5106
WATER RIGHT NO. 57-02285B

CONDITIONS OF APPROVAL AND REMARKS

4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Dated this 20th day of October, 1997.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NO. 57-02285B

FROM: PAM SKAGGS^{OS}/STATE OFFICE

SUBJECT: TRANSFER NO. 5106

DATE: October 17, 1997

old file

=====

Transfer No. 5106 changes the place of use ✓ under Right No. 57-02285B. The right as licensed and recommended in the SRBA Basin 57 Director's Report included 6 irrigated acres located on public land. The transfer relocates these acres to land owned by the applicant. BLM provided a release of these acres and agreed to the transfer.

Recommended conditions include irrigation overlap, future measuring devices & reporting, and standard transfer conditions.

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 57-02285B -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)
_____)

Respondents.)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: US BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
3. ☒ Quantity: I respond to the objection concerning:
- 3a. ☒ The total quantity of water used in cubic feet per second.
4. ☒ Priority Date: I respond to the objection concerning the priority date.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.
8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
- 9a. ☒ The legal description of the place of use.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.

12. ☒ Water Right Recommendation: I respond to the objection concerning:

12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 3, 3a, 4, 7, 8, 9, 9a, 10, 12 and 12a. and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR lacks sufficient information to form a belief as to whether any or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. IDWR denies the objection and all allegations of the not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A57-02285B	3

(Over)

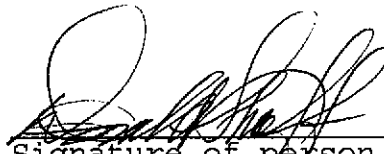
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

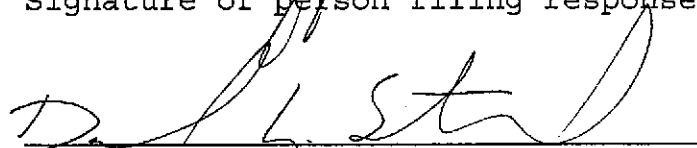
Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



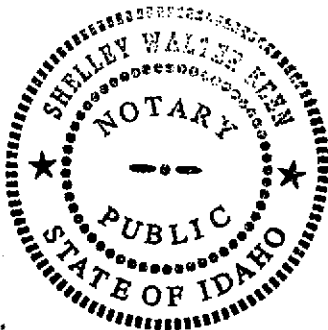
Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 16th day of June,
1993.



Notary Public for Idaho

Residing at: Boise, Idaho

My Commission expires: July 31, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of June, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

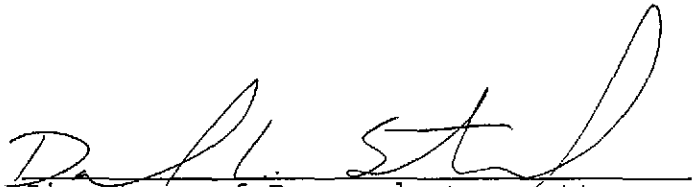
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: LULU M BURGHARDT
Address: PO BOX 121
GRAND VIEW ID 83624

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
PO BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A57-02285B
Date Received: 3/10/1989
Receipt No: W0028635
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LULU M. BURGHARDT
Address: P.O. BOX 121
GRANDVIEW, ID 83624

2. Date of Priority: JUN 05, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	03E	34	SE	SW			OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.420		420.00

7. Total Quantity Appropriated is:
1.420 C.F.S. (and/or) 420.00 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 of	Lot	Use	Acres
06S	03E	34	SW	NE		IRR	4.0
			SE	NW		IRR	2.0
			NE	SW		IRR	14.0
			SE	SW		IRR	26.0

A57-02285B

Page 1

Date: 03/10/89

MICROFILMED
MAY 20 1989
OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	03E	34	NW	SE		IRR	20.0
			SW	SE		IRR	15.0
						Section Acres	81.0
07S	03E	3	NE	NW	3	IRR	2.0
			NW	NW	4	IRR	1.0
						Section Acres	3.0
						Total Acres	84.0

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:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 32379

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

Signature of Claimant(s): Burghardt Co Date: _____
Lee - Treas Date: 4/28/89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of April 19 89 Jan Spurr
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

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

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 57-02285B
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED

JUL 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: United States of America
Bureau of Land Management
U.S. Department of the Interior
Idaho State Office
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of Land Management (BLM), is the owner of the land upon which this water right is claimed, and claimant does not have a valid water right.

2. Owner of the water right:

Name: Claimant: Lulu M. Burghardt
Address: P.O. Box 121
Grand View, Idaho 83624

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U.S. Department of Justice
550 West Fort Street
P.O. Box 33
Boise, Idaho 83734
Attorney Phone No.: (202) 272-8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☒ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☒ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Director's Report should be changed to recommend disallowance of this claim.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

Map of claim showing federal parcel(s).

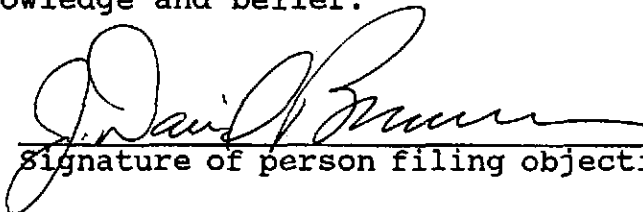
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


signature of person filing objection

By: _____

(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 23 day of February,
1993.


Notary Public for Ada County
Residing at: Boise Idaho
My Commission expires: April 26, 1997

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

^{served} I hereby certify that, on the 26th day of February, 1993, I ^{mailed} the original and ^{filed} copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

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

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Lulu M. Burghardt

Owner's Address: P.O. Box 121

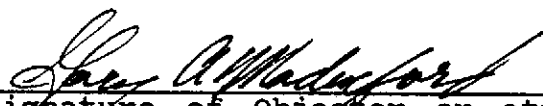
Grand View, Idaho 83624

3. One copy to:

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

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

POOR ORIGINAL

CLAIM NUMBER 57-02285B

☒ Denotes Public Land
Included in this claim

CHALK HILLS, ID

653E

MICROFILMED

JUL 20 1994

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LULU M BURGHARDT PO BOX 121 GRAND VIEW ID 83624	06/05/1965	IRRIGATION	03-15 11-15	1.42 CFS	378.0 AFA
					TOTAL DIVERSION: CONSUMPTIVE USE:	378.0 AFA 294.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06S R03E S34

SESW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
06S	03E	34	:				04	:							14			26	:			20	15	:	81.0
07S	03E	3	:					:		03-02	04-01	:							:					:	3.0
																						TOTAL ACRES		84.0	

POU County: OWYHEE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion and Source:
A57-02285B

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

A57-01202 A57-01207 A57-02285A A57-02285B R57-01202 R57-01207 R57-02285A

Dates: Exam Made Date: 01/11/1991 Verified Date:

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

Comments: Date: 07/14/1992 User-ID: WHITE Subject: DATA ENTRY
DELETED "THIS RIGHT WHEN...FOR THE LANDS ABOVE." PER LKH.

Audit: 00/00/00

MICROFILMED
OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-02285B

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)	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>	<u>Rch 1/11/91</u>	<u>6</u>	<u>N</u>		
PT. OF DIV.						DATA ENTRY COMPLETED
SOURCE						BY <u>LA</u> DATE <u>2-6-91</u> <u>2-19-91</u>
PL. OF USE						FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF						BY _____ DATE _____
CONSUMPTIVE USE			ADD CW			
NATURE OF USE			6			
PERIOD OF USE						
BASIS OF CLAIM						
REMARKS						

VERIFICATION CODES

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

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

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

COMMENTS: SAME AS DECREE
IN-OFFICE MATCH

MICROFILMED

OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET(use in place of the CVR for small ~~Domestic/Stock~~ exams)MATCH

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
Incomplete desc., complete items missing, IF KNOWN.
Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
Incomplete on claim, the total is, -- -- _____ cfs _____ af
Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

MICROFILMED

OCT 07 1992

10. ☒ No Change - PLACE OF USE: (If changed, list below.)

Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

CHAIN SHOWED BASIS OF CHAIN AS LICENSE,

CHANGED IT TO DECEED.

MAP FILED IN A57-01201

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 1/11/91

FIELD EXAMINER:

Ron Howerton

Signature

Ron Howerton

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 84 x 0.02 CFS/ACRE = 1.68 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES 84 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =
TOTAL CONSUMPTIVE USE 294 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 84 x DIVERSION VOL. AF/A FOR AREA 5.45 = $1.42 \times 1,9835 \times 246 = 692.9$
TOTAL DIVERSION VOLUME 420 AF/A

378

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

CHG'D.
PER
NEW
SEASON/VOL
MAP 1/6/92

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

MICROFILMED

OCT 07 1992

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 12/07/82

Right No. 57-2285B

Claimant BURGHARDT

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date _____

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. CHALK HILLS, _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks CLAIM FILED FROM PERMIT; LICENSE DIFFERS