

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 47-11876

WATER RIGHT NUMBER: 47-11876

| <u>Owner Type</u> | <u>Name and Address</u>                                     |
|-------------------|-------------------------------------------------------------|
| Current Owner     | RANGEN INC<br>PO BOX 706<br>BUHL, ID 83316<br>(208)543-6421 |

Priority Date: 05/01/1986

Basis: Beneficial Use

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> |
|-----------------------|-------------------------|-----------------------|----------------------|
| COMMERCIAL            | 1/01 to 12/31           | 0.040 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.040 CFS             |                      |

Location of Point(s) of Diversion

|                   |                 |                                 |
|-------------------|-----------------|---------------------------------|
| GROUND WATER      | SW1/4SE1/4SE1/4 | Sec. 22, Twp 10S, Rge 18E, B.M. |
| TWIN FALLS County |                 |                                 |

Place of Use

COMMERCIAL

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 10S | 18E | 22  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X      |

Conditions of Approval:Remarks:

- General BEAN WAREHOUSE

Comments:Dates and Other Information:

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 47-11876

Claim Received Date: 12/1/1988

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
 Southern Region, 22 Shoshone St. East, Twin Falls, Idaho 83401 (208) 736-3033

A47-11876

GOVERNOR  
 Governor PHILIP E. BATT

R. KEITH HIGGINSON  
 Director

January 10, 1995

A47-11876  
 RANGEN, INC..  
 BY TERRY CUMMINS, MGR.  
 BX. 706  
 BUHL

ID 83316

RE: Evidence of Priority

\*\*\*\*\*  
 \* RESPONSE DEADLINE \*  
 \* MARCH 15, 1995 \*  
 \*\*\*\*\*

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

**SPECIAL NOTE:** The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995  
 page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,

Douglas Jones, P.E.  
 Water Rights Supervisor

Enc.

NOV 28 1995

**ELLSWORTH, MAY, SUDWEEKS, STUBBS,  
IPSEN & PERRY  
ATTORNEYS AT LAW**

BART D. BROWNING  
MAURICE O. ELLSWORTH  
LOREN C. IPSEN  
THOMAS D. KERSHAW, JR.  
J. MICHAEL KULCHAK  
J. DEE MAY  
MARK B. PERRY  
MARK D. STUBBS  
JAY D. SUDWEEKS

With Attorneys Licensed to Practice  
in Idaho, Arizona, Nevada and Oregon

516 Second Street East  
P.O. Box 1846  
Twin Falls, Idaho 83303  
Telephone (208) 733-7180  
Facsimile (208) 733-7967

**BOISE, IDAHO**

Alaska Center  
1020 Main Street, Suite 400  
P.O. Box 637  
83701  
Telephone (208) 338-1001  
Facsimile (208) 338-8400

**HAILEY, IDAHO**

219 S. Main  
83333  
Telephone (208) 786-0634

March 15, 1995

**RECEIVED**

**MAR 15 1995**

**HAND DELIVERED**

**Department of Water Resources  
Southern Region**

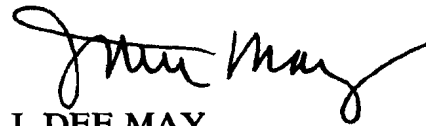
Idaho Department of Water Resources  
222 Shoshone East  
Twin Falls, ID 83301

**RE: RANGEN, INC. WATER RIGHTS**

**TO WHOM IT MAY CONCERN:**

Pursuant to notice on behalf of Rangen, Inc. I am submitting the enclosed Affidavit as proof of priority for water right no. A-47-11876.

Very truly yours,



**J. DEE MAY**

JDM/kb

Enclosure

**NOV 28 1996**

**AFFIDAVIT OF THORLEIF RANGEN**

RECEIVED

MAR 15 1995

STATE OF IDAHO                     )  
                                              : ss.  
County of Twin Falls                )

Department of Water Resources  
Southern Region

THORLEIF RANGEN, Being first duly sworn on oath, deposes and says:

1. That Rangen, Inc. is the claimant on water right no. A-47-11876.

2. That the Idaho Department of Water Resources has requested evidence of priority date for the above referenced water right given the fact that they are based on a statutory claim. This affidavit is prepared and submitted to the Idaho Department of Water Resources as evidence of said priority date. The priority date claimed for said water right is May 1, 1986.

3. That the water right referenced above is for the bean warehouse owned by Rangen, Inc., the claimant.

4. The bean warehouse went into production May 1, 1986. The water has been used in that commercial venture continuously since that date. The water referenced in the above water right is essential to the use of the bean warehouse facility and the facility would not be able to operate without the use of the water. The water and the facility have been in constant operation since May 1, 1986.

NOV 28 1996

RECEIVED

DATED This 15<sup>th</sup> day of March, 1995.

MAR 15 1995

Department of Water Resources  
Southern Region

  
\_\_\_\_\_  
THORLEIF RANGEN

SUBSCRIBED AND SWORN To before me this 15<sup>th</sup> day of March, 1995.

  
\_\_\_\_\_  
Notary Public for State of Idaho  
Residing at Twins Falls, therein.  
Commission Expires: 11/2/99

RECEIVED

NOV 15 2006

DEPT. OF WATER RESOURCES  
SOUTHERN REGION

08/24/2006

NOTICE OF ERROR  
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: See cover letter

Water right number: 47-11876

RANGEN INC

PO BOX 706

BUHL ID 83316

Telephone Number: (208)543-6421

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Quantity: the quantity under this water right should not be limited.

2. Describe the changes you wish to make in the proposed recommendation:

Remove paragraph under quantity that indicates the quantity of water under this right shall not exceed 2500 gallons per day.

3. Give a brief explanation as to why you disagree with these portions:

There is no basis for a daily limitation on the quantity for this water right.

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11/14/06

SIGNATURE:

RANGEN, Inc

Please print your name:

J WAYNE COURTNEY

Exec. Vice President

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

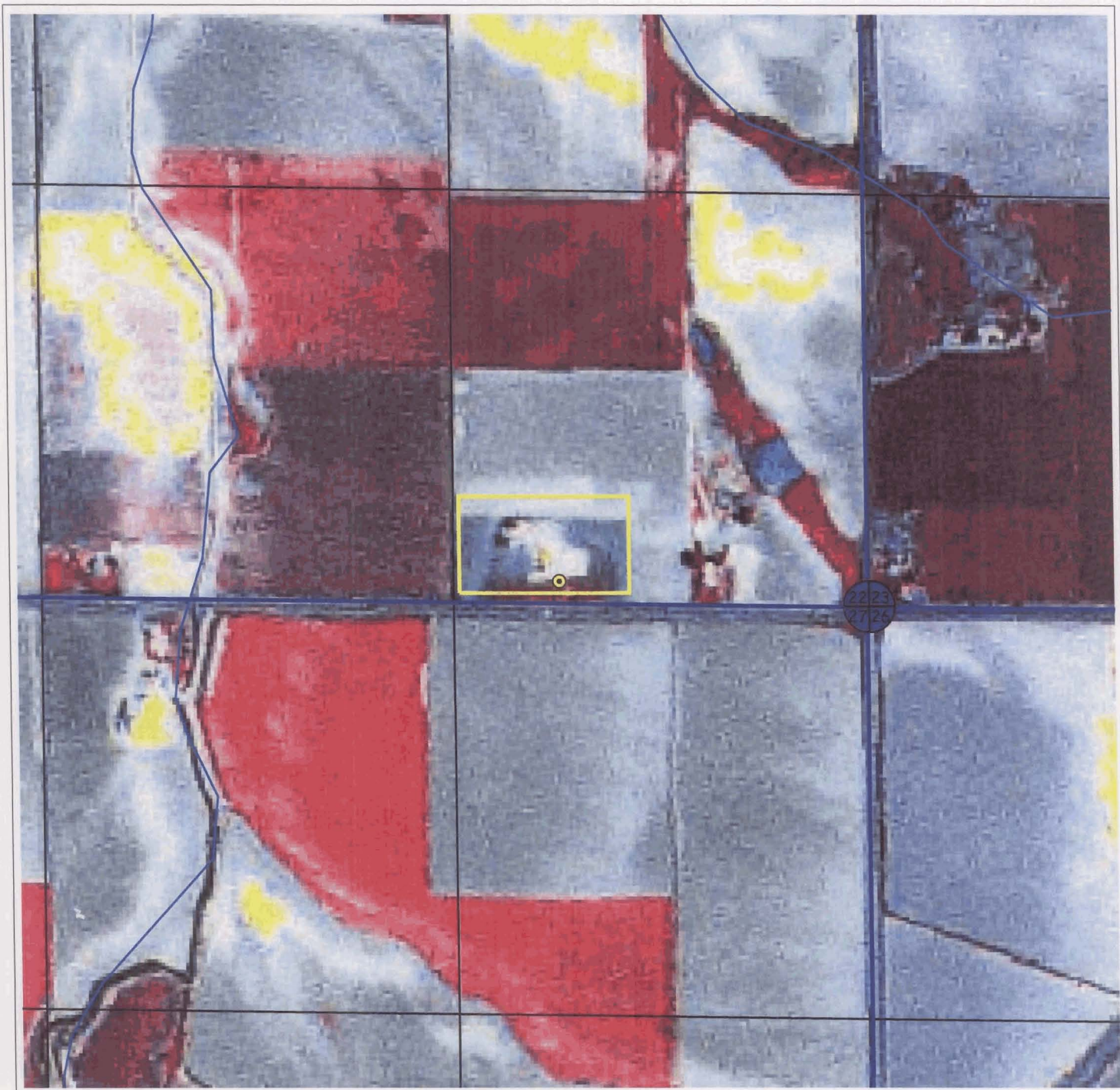
IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

1

# Idaho Department of Water Resources

Right(s): 47-11876

Recommended Place of Use  
TWP 10S RNG 18E S22  
Prepared June 29, 2005



660 0 660 1320 Feet

- Recommended Point of Diversion
- Recommended Place of Use
- Section Lines
- Quarter Section Lines



GIS Place of Use Presentation  
1987 NAPP Aerial Photography

Prepared by Amanda Kriwox

## IDWR EXPLANATION

**Folder No.** 74  
**Name:** Rangen, Inc.  
**Claim No** A47-11876  
**Photo ID #** None  
**Tag No.** None  
**GPS ID#** 1187674

**Remarks:**

The water is only used for domestic, bathroom, sinks and watering of small lawn in front of building.

1 employee, they only receive and transfer product to Buhl Facility.

Best regards,



Glen Gier  
June 27, 2005

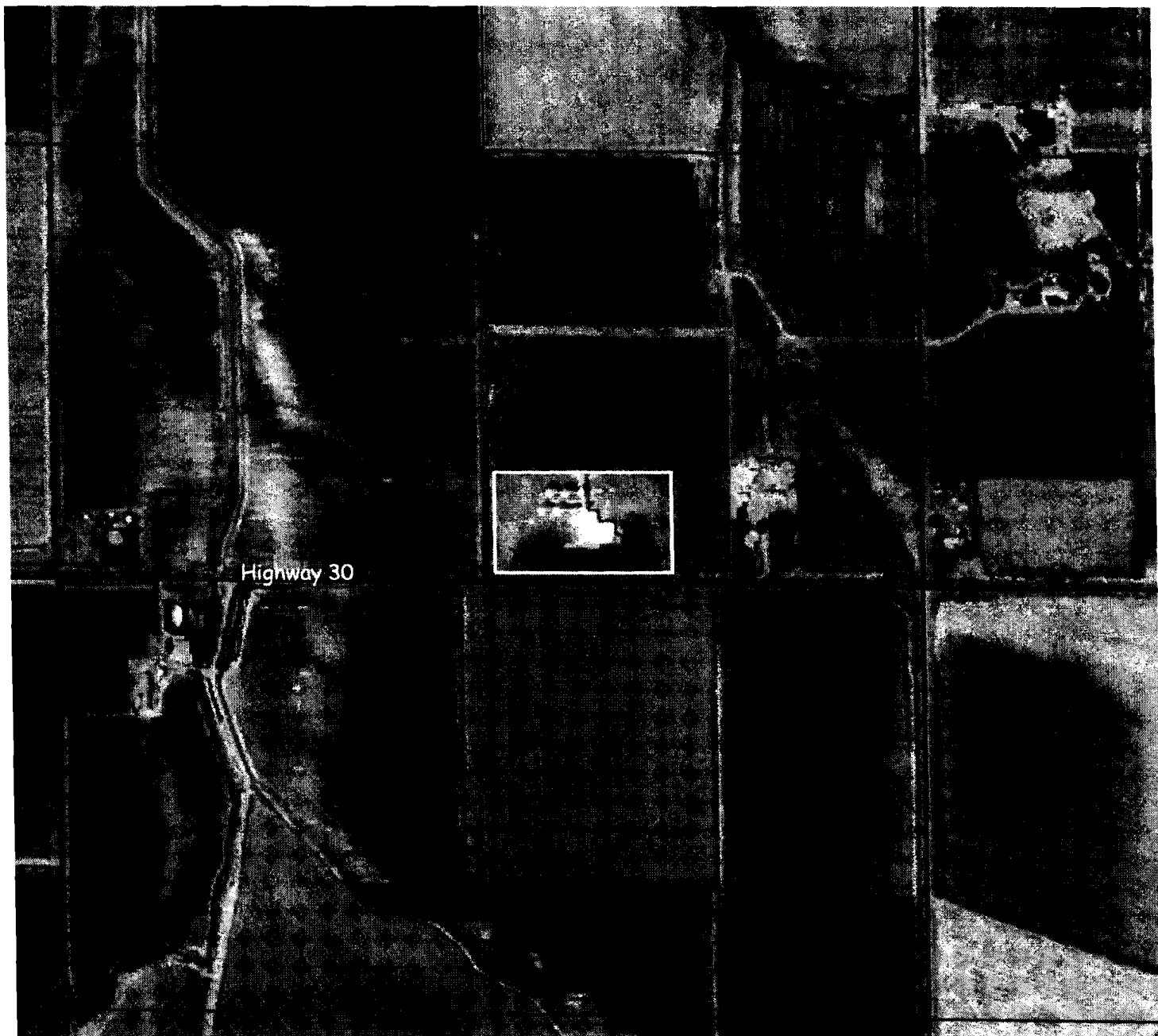
rec. as domestic  
under pt B

condition

nbe 2.500 gal/day  
0.04cfs 2AF

note

47-11876



## Rangen, Inc.

GPS POD

What is the water used for?

How many employees? /

47-11876

Beneficial Use

4-18-05

5-1-1986

Ground Water

Commercial

0.04 CFS

Evidence of Priority  $\Rightarrow$  not sure what is in file is enough...  
do they have info re: when the well was

Field Exam

dug, etc?



① well needs gaged

③ water used for?

② how many employees

Domestic pt. B

For Commercial

$\rightarrow$  after 1963... permits have to have been obtained to have  
a valid WR claim.

? need to send a letter to claimant... ammend claim

• to fit 42-111 pt b

Could fit under Domestic pt. B if the div. rate is  
under 0.04 cfs/day & div. volume doesn't exceed 2,500 g/day.

\* just recommend as Domestic @ 0.04 cfs

• comment that domestic use is for beam warehouse