

RECEIVED

SEP 21 1992

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

Department of Water Resources
Western Regional Office

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: A63-03244

Date Received: 9/21/92

Receipt No: 62015425

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHYLLIS INDART 208-337-4143
Address: 23441 USTICK RD
WILDER ID 83676

2. Date of Priority: JUN 27, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	31	SW	SE			CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER			0.360		
DOMESTIC					

7. Total Quantity Appropriated is:
0.360 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D & S/FEED YARD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	31	SW	SE		STOCK	

11. Place of use in counties: CANYON

MICROFILMED

JUL 25 1994

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

13. Other Water Rights Used:

14. Remarks:

2 P/D IN SWSE, S31, T4N, R4W.

15. Basis of Claim: LICENSE

Water Right Number: 29873

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: _____

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): Raymond J. Hunt Date: 9-15-92

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 15 day

of September 19 92

Seal

[Signature]
Notary Public

Residing at Calwell

My Commission Expires 8-20-96

MICROFILMED

JUL 25 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No:

W015425

Date:

Time: 9/21/1992

14:50:36

Received

From:

INDART, PHYLLIS

Type of Payment

Program A cct

Amount

ADJUDICATION CLAIM FEE

41503

337

1155

86.00

LATE FEE

41503

337

1155

~~30.00~~

Total

\$136.00

CHECK

6333

Water Right Numbers

Ac3-03244

Region: WESTERN

Signature:

Lori Harris

MICROFILMED
JUL 25 1994

05/23/2006

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

RIGHT NUMBER: 63-3244

NAME AND ADDRESS: PHYLLIS INDART
23441 USTICK RD
WILDER ID 83676

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.360 CFS
38.700 AFY

PRIORITY DATE: 06/27/1961

POINT OF DIVERSION:

T04N R04W S31 SWSE Within CANYON County

T04N R04W S31 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.360 CFS 37.50 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
Domestic use is for 1 home.		

PLACE OF USE: STOCKWATER Within CANYON County

T04N R04W S31 SWSE

DOMESTIC same as STOCKWATER

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Parcel No. R04N04W318400

Stockwater use is for 2800 dairy heifers.

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
04N 04W 31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
															X		

DOMESTIC same as STOCKWATER

Conditions of Approval:

- 2 P/D IN SWSE, S31, T4N, R4W.

Remarks:

Comments:

EXP: Parcel # R04N04W 318400

how many cows? →

how many homes? → 1 home

as licensed

per claimant 5/23/04

maximum of 2800 hd. dairy for heifers

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3244

WATER RIGHT NUMBER: 63-3244

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUN VALLEY FARMS INC PO BOX 964 CALDWELL, ID 83605

Priority Date: 06/27/1961

Basis: License

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>
STOCKWATER	/ to /	0.360 CFS	
DOMESTIC	/ to /		
<u>Total Diversion:</u>		0.360 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 31, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	31																X	

DOMESTIC same as STOCKWATERConditions of Approval:

1. 2 P/D IN SWSE, S31, T4N, R4W.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3244

02/01/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3244	Claim	04N	04W	31	SW	SE		STOCKWATER		PHYLLIS INDART
3244	Water Right	04N	04W	31	SW	SE		STOCKWATER		SUN VALLEY FARMS INC

NO OK

Receipt Details for ID W015425

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/21/1992 2:50:36 PM	9/21/1992	Western	\$136.00	Check
Payer		INDART, PHYLLIS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6333			
Card Expiration Date	Credit Card Transaction #		

Comment LATE FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$86.00	ADJUDICATION CLAIM FEE	41503	337	0	0	1155
\$50.00	LATE FEE	41503	337	0	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3244		\$136.00	Claim

claim & late fee.

Print Report

REAL PROPERTY INQUIRY

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*****
01 5R36525-000- -0 068-00 SCH139+ 02 2,200 7.00
*****
INDART, PHYLLIS A-TRUST + 13 50,000 25.00
+ 19 1.70
+ 32 79,600
+
+
23411 USTICK RD +
WILDER ID 83676 +
*****
31-4N-4W SE + TOTAL 131,900 36.50
W1/2 OF SE1/4 S OF MORA CANAL *****
+ SURVEY INST 9318914
+ DRAIN DR VALUE APPR MKB
+ CLASS BF REAP 98 MAN 97 UNIT 0
USTICK RD, CA + PARCEL 5R04N04W318400 H/O N C/B N
+ PRIOR ACCOUNT 4R36525-000- -0
+ 02 MH on Property NO
MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R36525000 0 UNIT 001 TOTAL UNITS

SITE USTICK RD CA SEC/TWN/RNG 31-4N-4W
ASSESSED VALUE 131,900 ACREAGE 36.50
SUB/PARK NAME YEAR/MAKE
CLASS BF FARM OUTBUILDINGS WITH NO RESIDEN SPACE LOT BLOCK
*****
YR BUILT 0 AIR COND AIR - NONE CARPORT N
STORY NO BLDG HEATING CARPORT SQ FT
FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N
SECOND SQ FT ROOF UNKNOWN POOL? N
BEDS 0 BSMT SQ FT SPA? N
BATHS .00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
*****
COMMENTS FARM IMPROVEMENTS ONLY MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

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State of Idaho
License and Certificate of Water Right

Water License No. G-29873

Amount 36 g.f.s.

Water District No. _____

Priority.....June 27, 1961

THIS IS TO CERTIFY that **SUN VALLEY FARMS, Inc.**

of Caldwell, Idaho , made application for a permit to appropriate the
public waters of the State of Idaho, dated June 27 , 19 61 ; that Permit No. G-29873
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.36 second feet, was issued thereunder on August 10 , 1962 , showing that said works
were completed on the 11th day of May , 1962 ; and that on the 11th
day of May , 19 62 .

SUN VALLEY FARMS, Inc.

of Caldwell, Idaho, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of two wells, a tributary of subterranean flow, for the purpose of culinary & livestock water in feed yard, under Use Permit No. G-29873 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7388, on the 10 day of August, 1962; The right hereby confirmed dates from June 27, 1961;

The Point of Diversion is located two points
in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 4 N., R. 4 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .36 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
R. W.	4 W.	31	SW $\frac{1}{4}$ SE $\frac{1}{4}$ for	culinary and livestock	water in feed yard

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 10th day of August, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-29873

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Sun Valley Farms, Inc.

2. Source of water supply: (2 wells) Subterranean

3. Location of point of diversion: Is in the SW 1/4 Sec. 31 of Section 31

T. 4 N R. 4 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 5 HP Submersible

pump #434 2 1/2" X 230' Column 8" X 520' Casing h: 120' Well depth 520'
2" discharge into 2000 gallon pressure tank @ 100 lbs pressure

10 HP Submersible pump #68 8 stage submergible

2" X 210' Column 8" X 420' Casing h: 120' Well depth 420' 2" discharge
into 1000 gallon pressure tank @ 100 lbs pressure

5. Water is used for: culinary and watering livestock in feed yard

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

POINT OF USE: SW 1/4 Sec. 31, Twp. 4 N., Rge. 4 W.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Seth Forsgren along

pump #1 produces 2400 gallons an hour 40 gpm

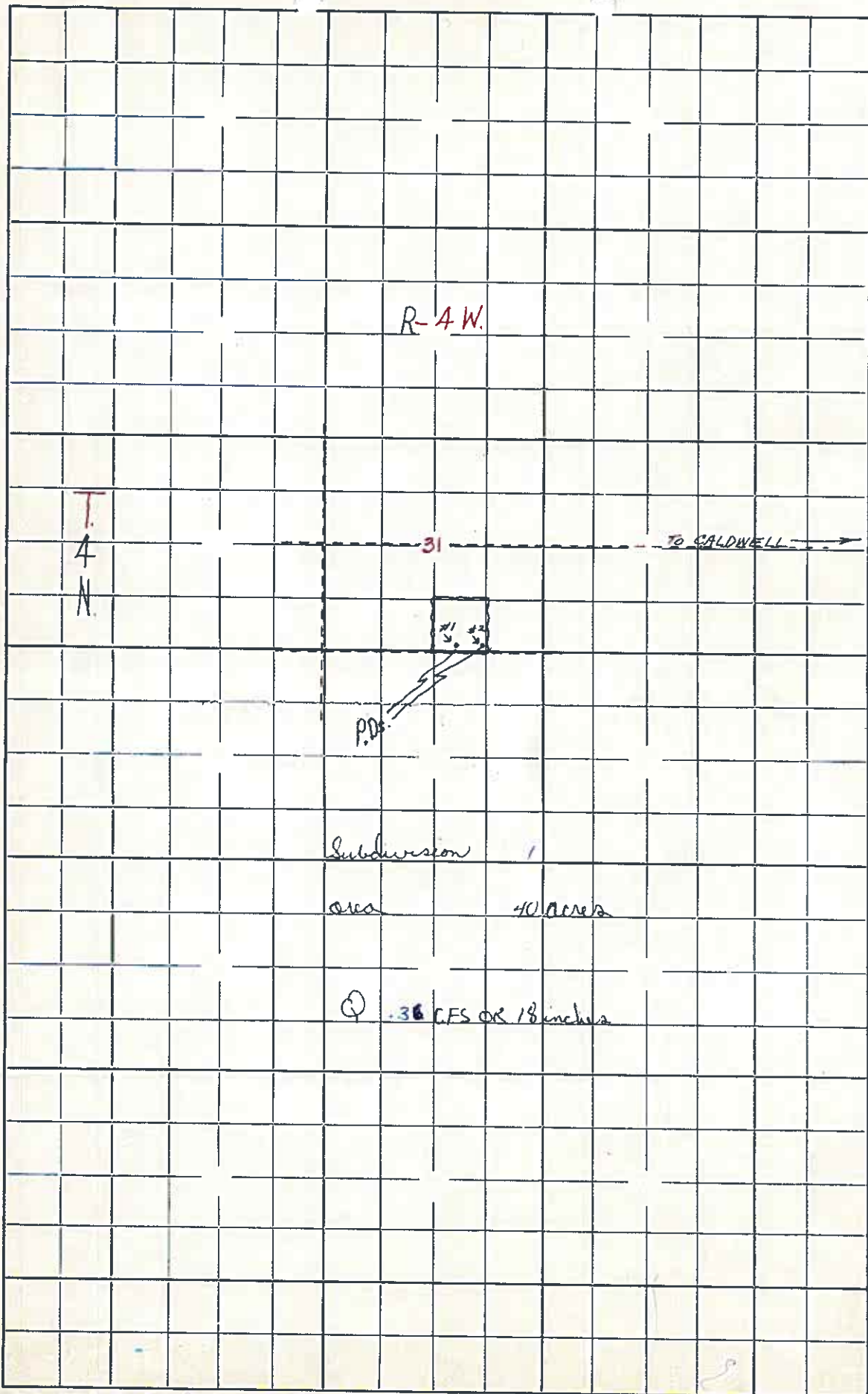
pump #2 produces 4000 gallons an hour 133 gpm } 173 gpm

Both pumps are connected to the same system which consists
of pumping water into cattle tanks

This examination was made on the 24th day of July, 1962

(Signed) Ron Heberger Examiner

29873



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

29873

NAME OF APPLICANT.....SUN.....LLEY FARMS, INC.....

Form No. 0

31

Locating wells

T4N R4W

Permit Map No. 29873

As Approved

GEORGE N. CARTER JUL 3 1961
Registration Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

29873

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37885
Permit No. G- 29873
District No.

1. Name of Applicant: Sun Valley Farms, Inc.
P.O.Box 964
Postoffice address: Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 160 gallons per minute
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: subterranean
4. Location of point of diversion or well: are 2 points
in the SW 1/4 of the SE 1/4 of Section 31
Twp. 4 N , Rge. 4 W , B.M., County of Canyon
5. Water is to be used for: culinary & watering livestock in feed yard
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the SW 1/4 of the SE 1/4 of Section 31 , Twp. 4 N.
Rge. 4 W. , B.M.
 - (b) Waste water or sewage effluent is to be returned to septic tank
at a point in the SW 1/4 of the SE 1/4 of Section 31 , Twp. 4 N , Rge. 4 W , B.M.
7. Kind of works: Wells, pumps and pipe
8. Estimated cost of works: \$ 9,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: Oregon 1945
(b) Amount of capital stock: \$ 11,000 (c) Amount paid in: \$22,000
(d) Names and addresses of directors: Howard Eismann P.O.Box 964, Caldwell, Idaho;
Charles C. Kelley, P.O.Box 964, Caldwell, Idaho; Katherine Eismann, John Day, Oregon
 - II. The financial resources of the applicant are (a) Cash on hand: \$0,217.09
(b) Treasury stock: 48,600 (c) Bonds to be issued: none
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE¼ NE¼NW¼SW¼SE¼	NW¼ NE¼NW¼SW¼SE¼	SW¼ NE¼NW¼SW¼SE¼	SE¼ NE¼NW¼SW¼SE¼	Totals
			Permit No. G-29873 CERTIFICATE OF COMPLETION OF WORKS ✓				
TO ALL WHOM IT MAY CONCERN:							
This is to certify that SUN VALLEY FARMS, Inc. of Caldwell, County of Canyon, and State of Idaho, the holder Permit No. G-29873, issued upon Application No. G-37885, bearing date of priority of June 27, 1961, authorizing the diversion of 160 gal. per min. of waters of two wells, County of Canyon, State of Idaho, for culinary, livestock and feed yard purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the point of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .36 second feet of the waters of two wells from subterranean flow; the point of diversion of said waters two points in SW¼SE¼, Sec. 31, T. 4 N., R. 4 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: culinary and livestock water in SW¼SE¼, Sec. 31, T. 4 N., R. 4 W., B. M. Witness my hand this 10th day of August, A. D. 1962. a/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: May 11, 1962 LICENSE ISSUED FOR 2.36 SEC. FT. <i>Page 7388</i>							