

Meeting with V. Conrad
12-09-09
02/03/2009

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

RIGHT NUMBER: 2-2154

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION REVOCABLE TRUST
PO BOX 27
BOISE ID 83707-0027

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.760 CFS
695.00 AFY

The rights listed below are limited to a total combined diversion rate of 5.76 cfs and to a total combined annual diversion volume of 1405 AF. Combined Right Nos.: 02-02153, 02-02154, & 02-02423.

60
1462

PRIORITY DATE: 10/26/1959

POINT OF
DIVERSION:

T05S R04E S34 SWSESW Lot 9 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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IRRIGATION	03/15 11/15	2.760 CFS 695.00 AFY
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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 irrigation use and a priority date earlier than the date

a

partial decree is entered for this right.

PLACE OF USE: IRRIGATION in OWYHEE County

T06S R03E S02	SWNE	2.00	T06S R03E S02	NESE	30.00
T06S R03E S02	NWSE	40.00	T06S R03E S02	SESE	33.00
T06S R03E S11	NENE	34.00			

139 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 441 acres in a single irrigation season. Combined Right Nos.: 02-02153, 02-02154, 02-02423, 57-00187B, & 57-02152.

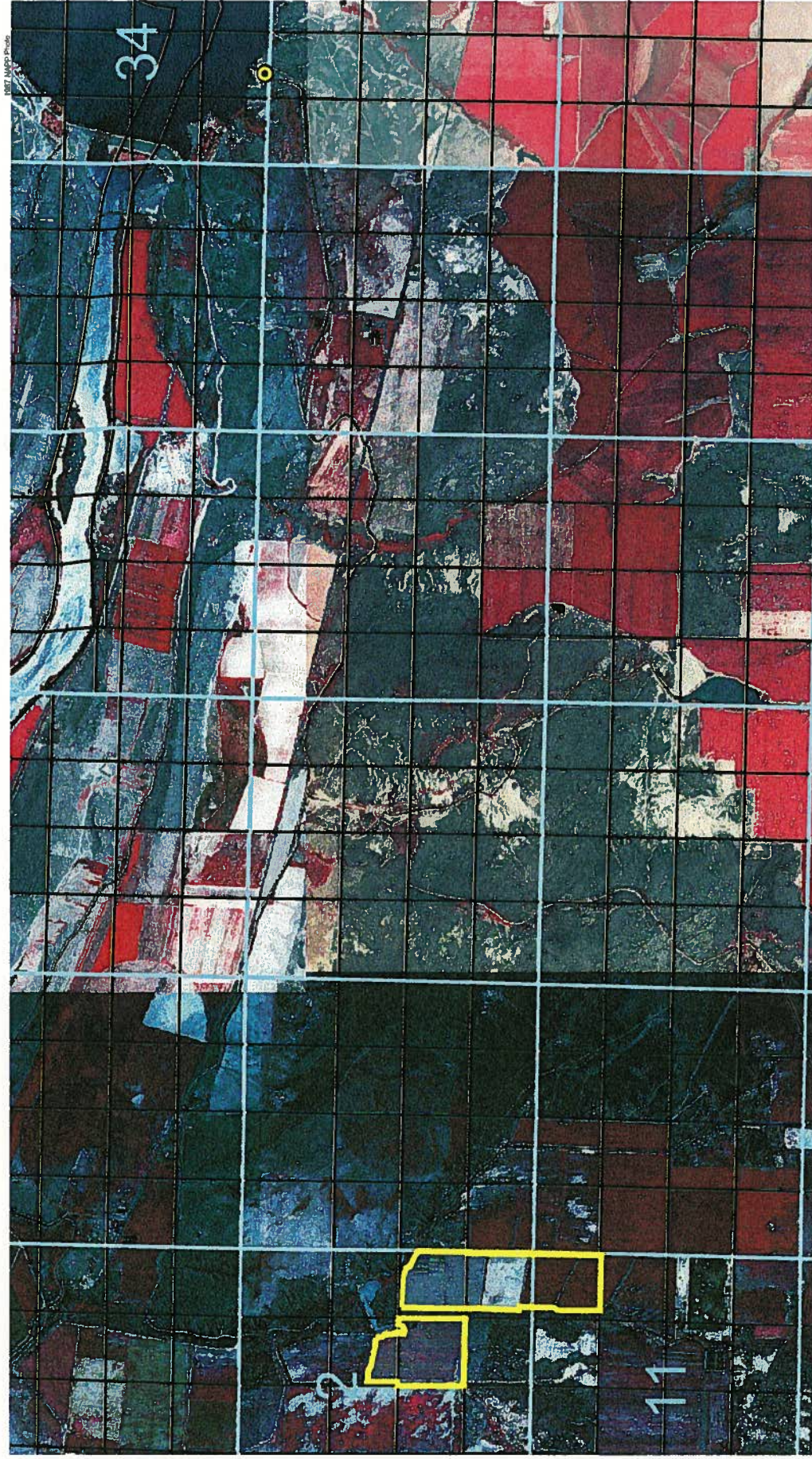
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

The following rights are also diverted through point of diversion described above: 02-02153, 02-02154, 02-02308, 02-02423, 02-02424, 02-07206.

Idaho Department of Water Resources



- Claim Number: 02-02154
Legal: T05S, R04E, S34 & T06S, R03E, S2 & S11
Reviewed By: JLD 5/24/05
- Place of Use
 - Point of Diversion
 - Section Lines
 - Quarter Quarter Lines

06/17/2005

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

RIGHT NUMBER: 2-2154

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.760 CFS
695.000 AFY

The rights listed below are limited to a total combined diversion rate of 5.76 cfs and to a total combined annual diversion volume of 1403 AF. Combined Right Nos.: 02-02153, 02-02154, & 02-02423.

PRIORITY DATE: 10/26/1959

POINT OF DIVERSION:

T05S R04E S34 SWSESW Lot 9 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.760 CFS 695.00 AFY

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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R03E S02	SWNE	2.0	T06S R03E S02	NESE	30.0
T06S R03E S02	NWSE	40.0	T06S R03E S02	SESE	33.0
T06S R03E S11	NENE	34.0			

139 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 441 acres in a single irrigation season. Combined Right Nos.: 02-02153, 02-02154, 02-02423, 57-00187B, & 57-02152.

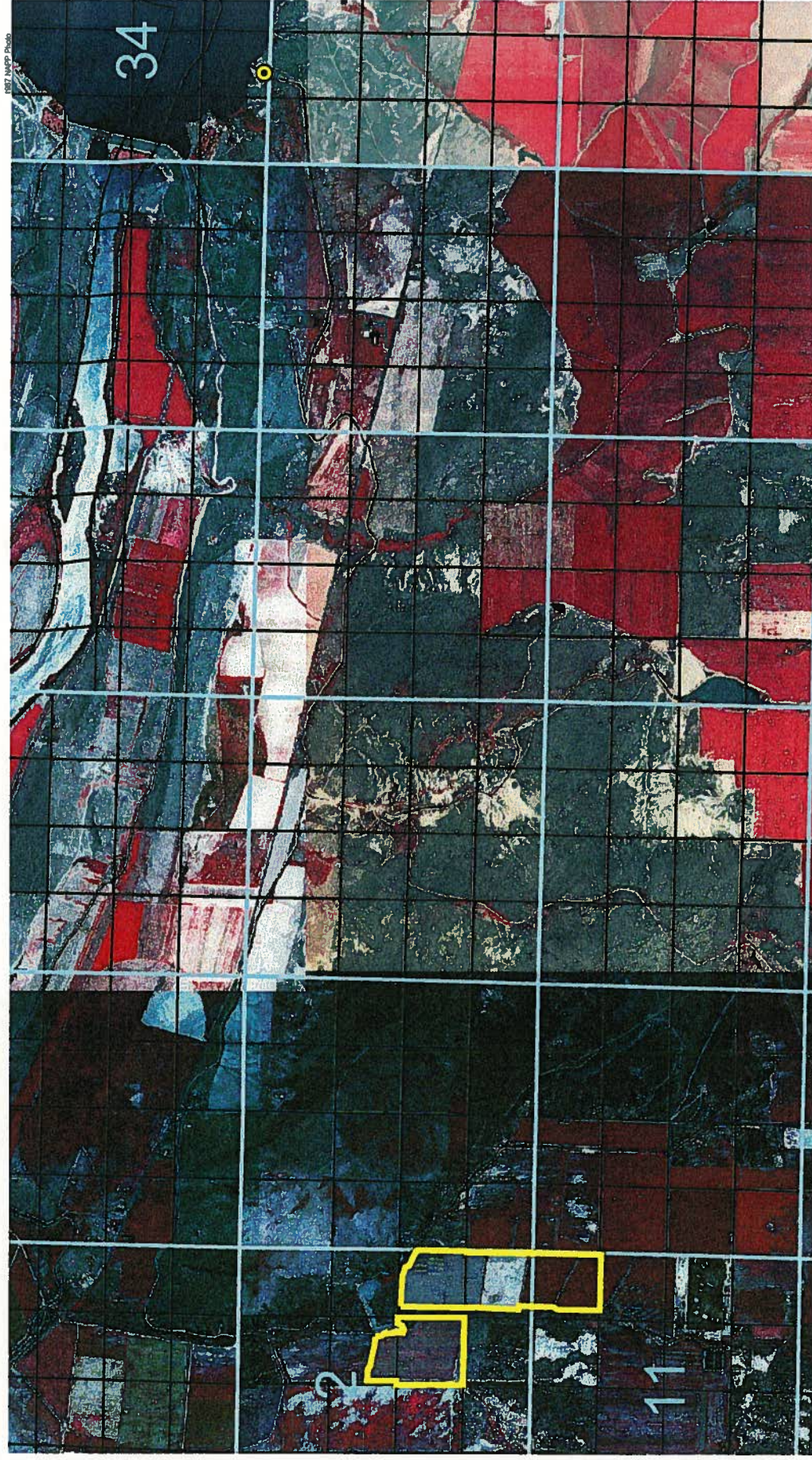
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This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of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

EXPLANATORY MATERIAL: License

The following rights are also diverted through point of diversion described above: 02-02153, 02-02154, 02-02308, 02-02423, 02-02424, 02-07206.

Idaho Department of Water Resources



0 1 2 3 4 5 Miles



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

Claim Number: 02-02154
Legal: T05S, R04E, S34 &
T06S, R03E, S2 & S11
Reviewed By: JLD 5/24/05

05/26/2005

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

RIGHT NUMBER: 2-2154

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.760 CFS
691.000 AFY

Use of this right with rights listed below is limited to a total combined annual diversion volume of 695 af. Combined Right Nos.: 02-02423, 57-00187B, & 57-02153

PRIORITY DATE: 10/26/1959

POINT OF DIVERSION:

T05S R04E S34 SWSESW Lot 9 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.760 CFS 691.00 AFY

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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R03E S02	SWNE	2.0	T06S R03E S02	NESE	30.0
T06S R03E S02	NWSE	40.0	T06S R03E S02	SESE	33.0
T06S R03E S11	NENE	34.0			

139 ACRES TOTAL

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: License

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 28244/02-2154 Priority Oct. 26, 1959 Amount 2.76 cfs

THIS IS TO CERTIFY, that BARBARA TATE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 28244/02-2154 issued pursuant to Application for Permit dated October 26, 1959
and has submitted proof to the Department of Water Administration on August 18, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 13.96 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 2.76 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 2.76 cfs of water be diverted at
any one time, said waters to be diverted within the _____

(SE $\frac{1}{4}$ SW $\frac{1}{4}$) Lot # 9, Sec. 34, Twp. 5 S, Rge. 4 E, B. M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 691 acre feet per year or
5.0 acre feet per acre.

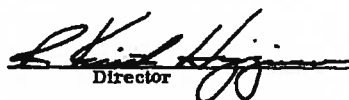
Description and location of place of use:

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	2			16										29.8	40		32.8	104.2
		11	34																34.0

Total number of acres irrigated 138.2

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
March, 19 72.


Director

02-2154

POU Overlap analysis 2-2308, 2-7206, 2-10187

		<u>2-2308</u>	<u>2-7206</u>	<u>2-10187</u>
T6S, R3E, S11	NWNW	40		40
	SW NW	40		40
	SE NW		38	38

2-2308

23 cfs → subject to condition max div rate shall not exceed 23 cfs
 6760 AFY when combined with all other prev. licenses using same POD
 5 AFY/acre

Lot 9

5/20/64

→ .017 cfs/acre
 1352 acres

2-2308 + 2-10187

1352 + 608 - 80 = 1880 acres

.02 (1880) = 37.6 cfs

5(1352) + 3.35(528) = 8,528.8 AFY

23 + 12.16 = 35.16

6760 + 2035.2

= 8795.2

2-7206

.76 cfs

190 AFY/acre

Lot 9

10/30/75

→ .02 cfs/acre

5 AFY/acre ←

38 acres

2-7206 + 2-10187

38 + 608 - 38 = 608 acres

.02 (608) = 12.16 cfs

5 (38) + 3.35 (570) = 2300 AFY

10186

56.34 cfs

14287.8 AFY

6S 11E S9 NWSW

2/25/63

325.7 acres

.017 cfs/acre

4.39 AFY/acre

2-2308 + All 57

1461.5 acres + 29.23 cfs

2-2209D

12.16 cfs

2035.2 AFY

Lot 9

2/25/63

→ .02 cfs/acre

3.35 AFY/acre ←

608 acres

10187

12.16 cfs

2035.2 AFY

Lot 9

2/25/63

→ .02 cfs/acre

3.35 AFY/acre ←

608 acres

57-185, 57-187A, 57-187B, 57-2152,
 57-11632, -57-11654

2-2380, 2-10187, 2-10261

Triangle Dairy POD

2-2153, 2-2154, 2-2424

Aug 27 1971

15.22 cfs

Motors

CAJ324179

100hp GE

ZYJ1216363

50hp GE

Pumps

D11818

Layne/Bowler Ultra-line

Johnston vertical pump

2-2308, 2-2423

July 17 1975

23.01 cfs

From Byke Canal

Motors

D35033

150hp Holloshaft

CAJ124187

150hp GE

VYJ314154

75hp GE

Pumps

Vertiline

Vertiline

Johnson

2-7206

Oct 1984

38.84 cfs

Motors

HR1031539

100hp US

CZYJ1216363

50hp GE

CAJ324179

100hp GE

GKJ717141

100hp GE

Pumps

035276

Vertiline

Johnson

D11818

Vertiline

V76-70355

Vertiline

3-150hp : 1-75hp @ rediversion

Other water rights w/ same pod 2-2308, 2-2152 (Temp), 2-2153, 2-2423

Water Right	Priority Date	Diversion Rate	Cumulative Rate	Capacity
02-02153	10/26/1959	1.55	1.55	
02-02154	10/26/1959	2.76	4.31	
02-02424	6/28/1960	4.16	8.47	15.22
02-02423	2/24/1964	1.86	10.33	
02-02308	5/20/1964	23	33.33	
02-07206	10/30/1975	0.76	34.09	38.84

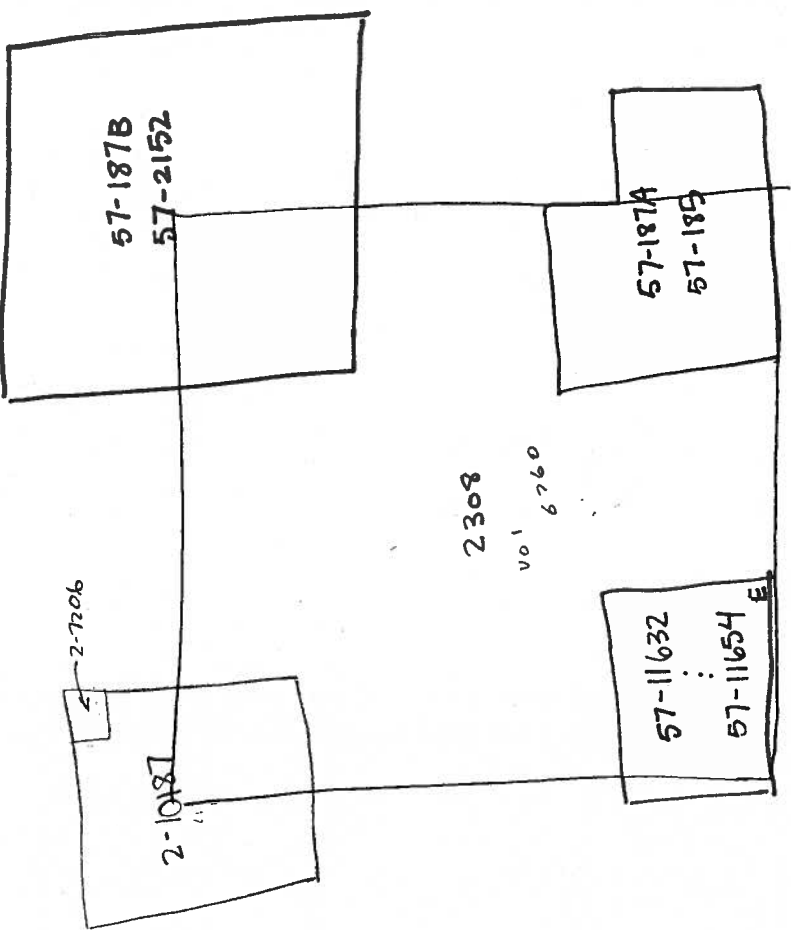
Condition: The following rights are diverted through point of diversion described above:

2-2153 2-2154 2-2424 2-2423 2-2308 2-7206

neck overlap
acres

14 NENW 6
11 SWSE 7

One w/ no volume?
licensee/decree don't add to in/acre?



1308
Conditions: List of rights shall not exceed 2070 acres
List of rights shall not exceed 41.41 cfs
2308: 10187 shall not exceed 8536 AFY
2-7206
10187
Conditions: 2-10187 + 2-2308 shall not exceed 1760 acres
3 rights shall not exceed 35.2 cfs : 8555 AFY

2-10187, 2-2308, 2-7206
4.5 (2-10187 - Overlap) + 5 (2-2308 + 2-7206)
4.5 (608 - 118) + 5 (232 + 38) = 8555 AFY

4.5 (608 - 38) + 5 (38) = 2755 AFY
2635.2 + 190 = 2225.2 AFY
12.16 (608) = 12.16 cfs
12.16 + .76 = 12.92 cfs

(2-10187, 2-2308)
4.5 (2-10187 - Overlap) + 5 (2-2308)
4.5 (608 - 80) + 5 (1232) = 8536 AFY

Conditions 7206:
Copy P&D from 2308
7206 + 10187 not exceed 608 acres
12.16 cfs

10187 POV Overlap

$$\begin{array}{r} 10187 - 12.16 \text{ cfs} \\ 2308 - 23 \text{ cfs} \\ 7206 - .76 \text{ cfs} \\ \hline 35.92 \text{ cfs} \end{array}$$

Overlapping Acres = 1760

$$\begin{array}{r} .02 \\ \times 1760 \\ \hline 35.2 \text{ cfs} \end{array}$$

$$\begin{array}{r} 10187 - 2035.2 \text{ AFY} \\ 2308 - 6760 \text{ AFY} \\ 7206 - 190 \text{ AFY} \\ \hline 8985.2 \text{ AFY} \end{array}$$

$$\begin{array}{r} 4.5 \\ \times 1760 \\ \hline 7920 \text{ AFY} \end{array}$$

$$\begin{aligned} & 4.5(2-10187-\text{Overlap}) + 5(2-2308+2-7206) \\ & = 4.5(608-118) + 5(1232+38) \\ & = 8555 \text{ AFY} \end{aligned}$$

GIS

02-02153 - 75 acres

02-02154 - 148 acres

02-02423 - 86 acres

02-02153; 02-02423 - ^{159.5}~~161~~ acres

of 161 acres

02-02154; 02-02423 - 194 acres

of 234 acres

02-02153; 02-02154; 02-02423 - 266.5 acres

of 309 acres

License

45

02-02153 - 77.3 acres, 02 cfs

Volume Limit

02-02154 - 138.3 acres, 02 cfs

$$4.5 \times (77-3) + 5 \times (214) = 1403$$

02-02423 - 93 acres, 02 cfs

02-02153; 02-02423 - 3 acres overlap - 167.3 acres of 170.3

02-02154; 02-02423 - ¹⁷~~16~~ acres overlap - 214.3 acres of 231.3

02-02153; 02-02154; 02-02423 - ²⁰~~20~~ acres overlap - 288.3 acres of 308.3

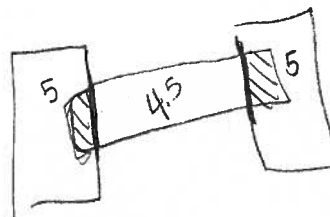
Conditions

b

02-02153 + 02-02423 are limited to 167.3 acres and 3.34 cfs

02-02154 + 02-02423 are limited to 214.3 acres and 4.2 cfs

→ 02-02423 + 02-02153 + 02-02154 are limited to 288.3 acres; 5.7 cfs.
1403 AUY



$$288 \times 5 = 1440$$

$$1403$$

Rec Cond.

02-02423 + 02-02153 + 02-02154 +

57-00187B + 57-02152

441 acres



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02154

Date: 7-16-02

	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	2			2										30	40		33	105
GIS						28										31	40		33	132
License						1.6										28.8	40		32.8	104.2
Claim			11	34																34
GIS				33																33
				34																34
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 139

Overlapping POU Claim #'s:

Total GIS Acres: 165

02-02423

COMMENTS:

Per claim map, overlapping claim + image interpretation.
Only licensed for 138.2 acres.

Idaho Department of Water Resources

Claim Number: 02-02154

Legal: T06S, R03E, S02 & 11

Reviewed By:



Point of Diversion
(located outside view)



Place of Use

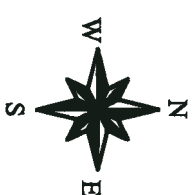
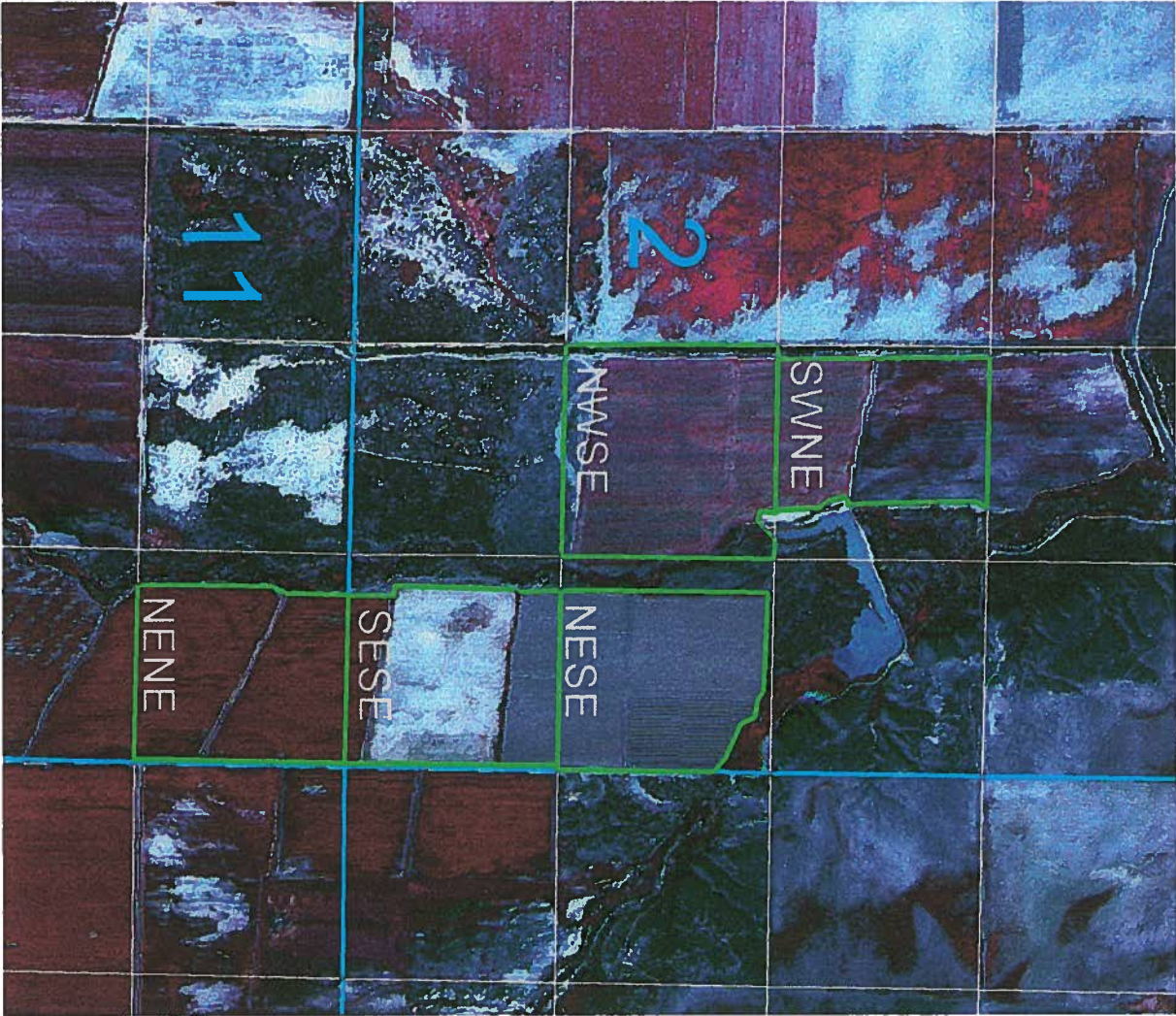


Section Lines



Quarter Quarter Lines

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 02-02154

Legal: T06S, R03E, S02 & 11

Reviewed By:



Point of Diversion
(located outside view)



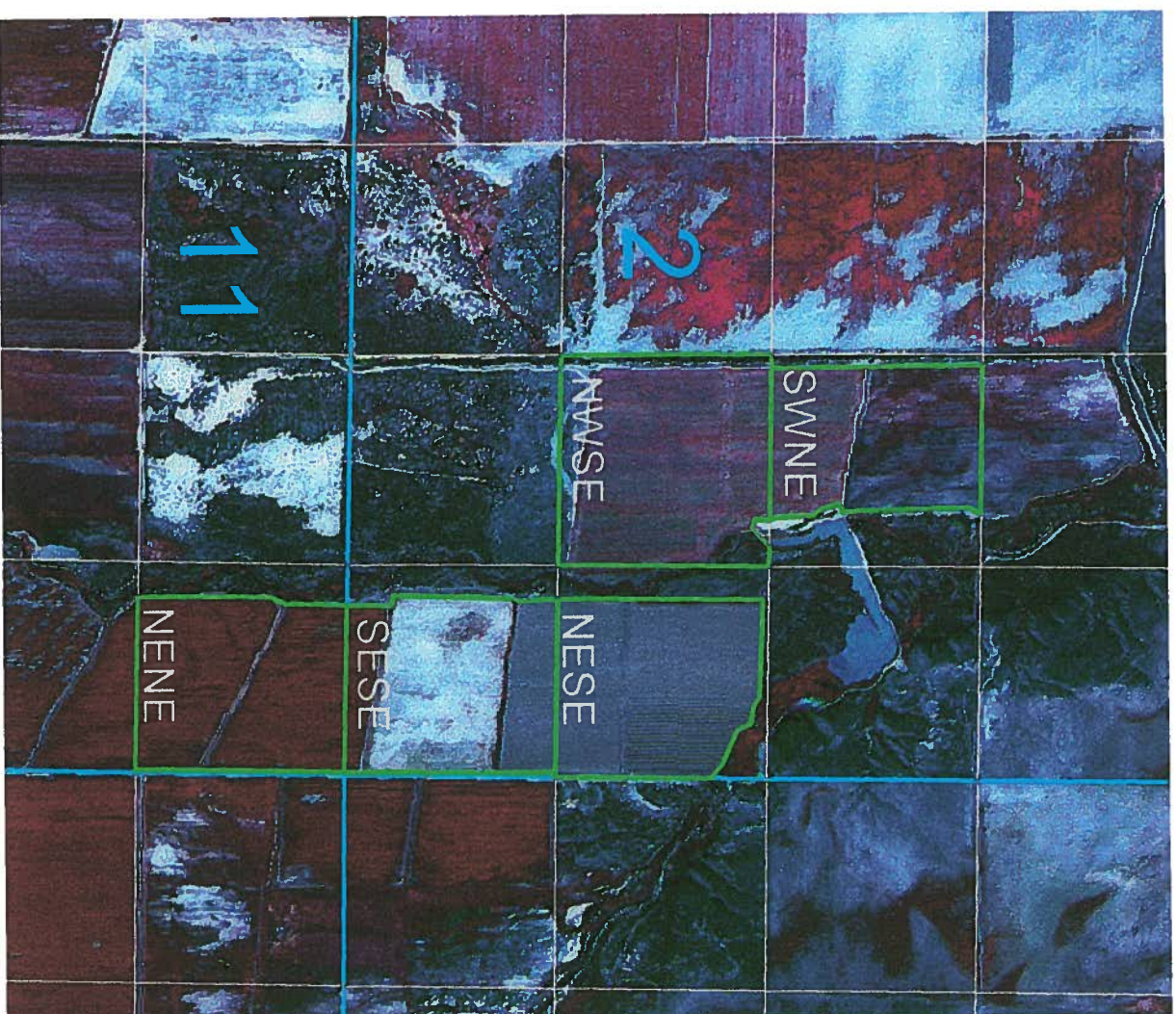
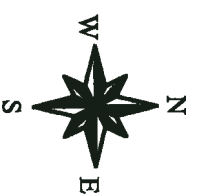
Place of Use



Section Lines



Quarter Quarter Lines



1987 Nepp Photo

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: A02-02154
Date Received: 1/11/1989
Receipt No: W002037
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRIANGLE DAIRY, INC. 208-345-3130
Address: P.O. BOX 7526
BOISE, ID 83707
2. Date of Priority: OCT 26, 1959
3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05S | 04E | 34 | SW | SE | SW | 9 | OWYHEE |
5. Description of diverting works:
3 150 HP PUMPS, 1 50 HP PUMP, 1 250 HP PUMP, CANAL & DITCHES.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.760 | | 691.00 |
7. Total Quantity Appropriated is:
2.760 C.F.S. (and/or) 691.00 A.F.A.
8. Total consumptive use is 487.0 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	2	SW	NE		IRR	2.0
			NE	SE		IRR	30.0
			NW	SE		IRR	40.0
			SE	SE		IRR	33.0

Section Acres 105.0

A02-02154

Page 1

Date: 04/03/89

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	03E	11	NE NE		IRR	34.0
Section Acres						34.0
Total Acres						139.0

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:
57-2152

14. Remarks:

WATER IS DIVERTED FROM THE SNAKE RIVER AND TRANSPORTED BY CANAL TO THE TRIANGLE DAIRIES PROPERTY. IT IS FURTHER DISTRIBUTED BY RELIFT PUMPS AND/OR LATERAL DITCHES, DEVELOPED DRAIN DITCHES AND THE NATURAL CHANNEL OF SHOOFLY CREEK.

15. Basis of Claim: LICENSE
Water Right Number: 28244

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 02-02154Date Received 1-11-89Receipt Number W002037-5 W002478

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JAN 11 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

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

2. Date of Priority (Only one (1) per claim) 10/26/59

3. Source of water supply (a) Snake River
which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 5S Range 4E Section 34,
SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot, 9 B.M., County of Owyhee

Additional points of diversion if any: None

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

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

Three 100 HP pumps, one 50 HP pump, one 250 HP pump, canal and lateral ditches.

MICROFILMED

AUG 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 2.76 or 691

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.76 (cfs) and/or (b) 691 (acre feet)

8. Total consumptive use claimed is 487 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6S	3E	2			2										30	40		333	105
6S	3E	11	34																34

Total number of acres irrigated 139

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
57-2152 or None ()

14. Remarks:
Water is diverted from the Snake River and transported by canal to the Triangle
Dairies property. It is further distributed by relift pumps and/or lateral
ditches, developed drain ditches and the natural channel of Shoofly Creek.

MICROFILMED

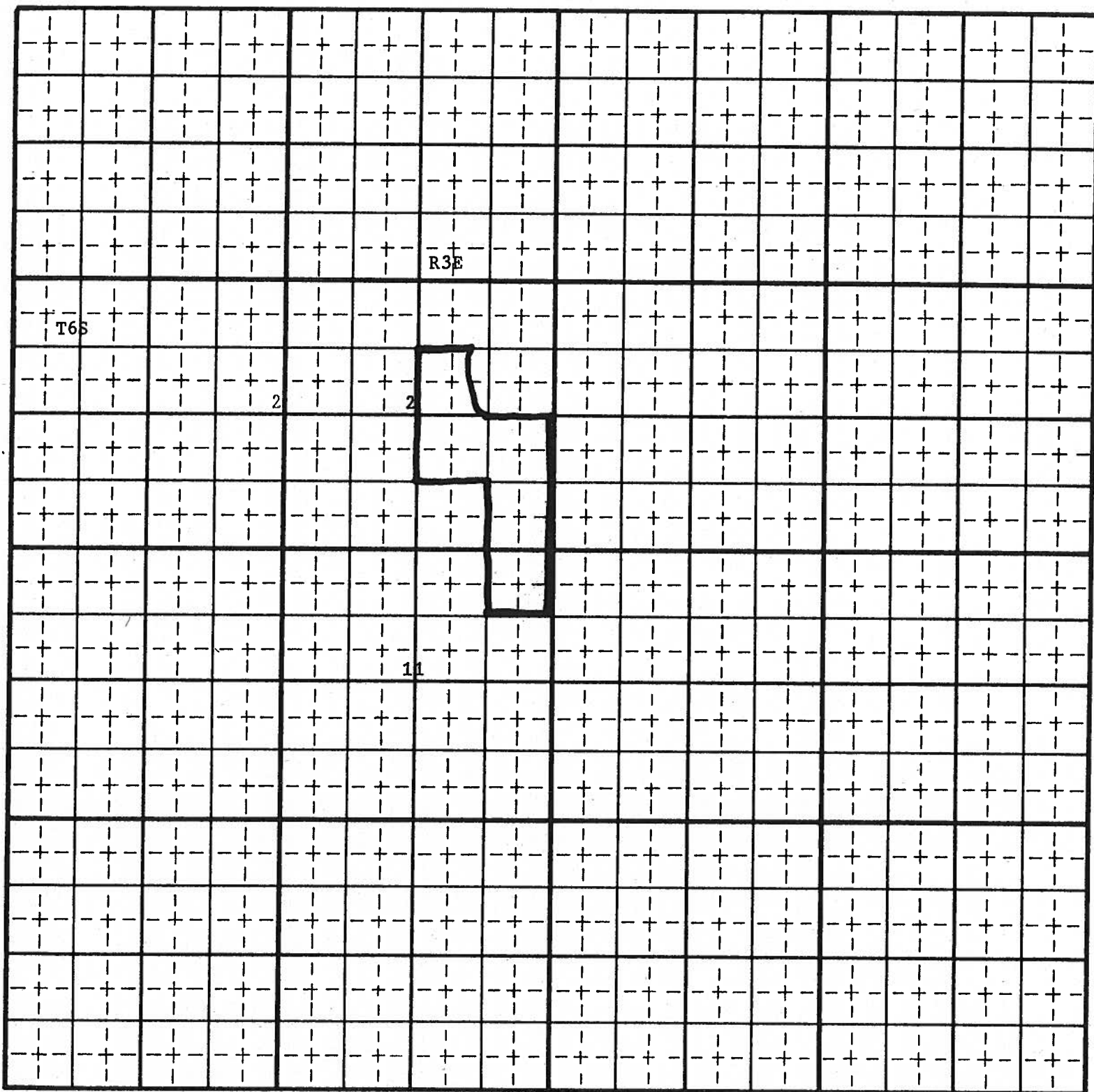
AUG 07 1992

Last Name Triangle Dairy, Inc. Ident No. _____

Copies: White-State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



NOTE: PD is shown on Attachment "A"

Last Name Triangle Dairy, Inc. Ident No. _____

MICROFILMED

Copies: White-State, Yellow-Claims
AUG 07 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 02-2154
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

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

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

For Organizations: I do solemnly swear or affirm that I am President

of Triangle Dairy, Inc. Title _____
Organization _____, that I have signed the foregoing
document in the space below as President of Triangle Dairy, Inc.
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

[Signature]

Title and Organization President, Triangle Dairy, Inc. Date 1/6/89

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

Subscribed and sworn (or affirmed) before me this 6 day of January 19 89

Notary Public

Sherl Chapman

Residing at

451 Willowbrook Meridian Id

My Commission Expires

6/14/94

Please Print Name

Sherl Chapman

17. Notice of Appearance:

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

Signature _____

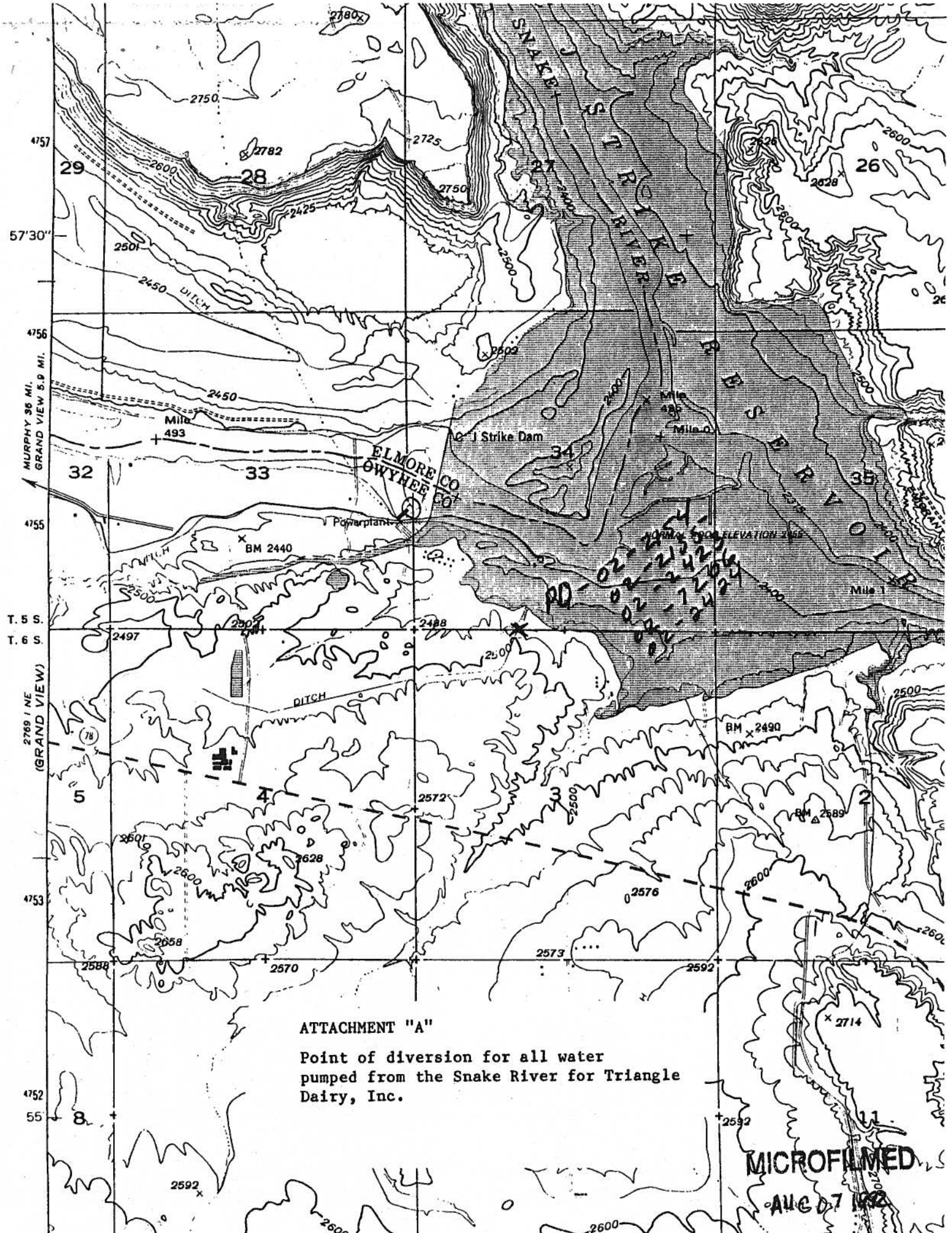
Address _____

Date _____

Last Name Triangle Dairy, Inc. Ident. Number _____

MICROFILMED

Copies White-State Gov. Claim **AUG 07 1992**



ATTACHMENT "A"

Point of diversion for all water
pumped from the Snake River for Triangle
Dairy, Inc.

MICROFILMED

AUG 07 1962

1/23/1988

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Triangle Dairy

CLAIM IDENT. NO.

02-2154

DATE RECEIVED

1-11-89

CK #

AMOUNT \$

YES NO Require Info

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ * Require Info
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ *
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ *
Is the period of use included? ☒ YES ☐ NO ☐ *
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ *
Is the consumptive use correct? ☒ YES ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO ☐ *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ *
22. Should this claim be receipted and data entered? ☒ YES ☐ NO ☐ *

Claim checked by:

LW

Date:

3-22-89

Claim must be returned to claimant:

☐ (Yes) ☐ (No)

Claimant must be sent a copy of amended claim for approval:

☐ (Yes) ☐ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

AUG 07 1992

IN THE DISTRICT COURT OF THE FOURTH

JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAIN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
Snake River from base of MilnerDam to Oregon ~~DRAINAGE BASIN~~
Border.NOTICE OF CLAIM
TO A
WATER RIGHT

<u>02-2154</u> I.D. No.	Map No.
\$ <u>10-</u> Fee Paid	<u>19427</u> Receipt No.

Notice is hereby given that Triangle Dairy, Inc.
(Name of Claimant)3310 Gekeler Lane, Boise, ID 83706

(Mailing Address)

(Zip Code)

Telephone No. 342-4603

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) 10-26-59 ✓(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia(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 2.76 cfs ✓ Use irrigation ✓ Period of Use From 3/15 ✓ To 11/15 ✓
(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)Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)(4) 2.76 cfs ✓ TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)(5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 9 ✓ SE 1/4 SW 1/4 ✓
Sec. 34 ✓, Twp. 5S ✓, Rge. 4E ✓, B.M., Owyhee ✓ CountyAdditional Points: SE 1/4 T22.0 (1) 492.5B) 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. pumping plant, penstocks, canals, relift pump and ditches

(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	2			1.6										29.8	40		32.8	104.2
		11	34													29	33		34.0
		2			1										34	35	35		104 ✓
		11	34																34 ✓

Source outside BasinTotal no. of acres 138.2 138 ✓

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(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. 02-2154Department of Water Resources
Western Regional Office

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.

June 12, 1981

(Date)

State of Idaho

Organization

County of Ada

ss.

Seal

TRIANGLE DAIRY, INC.

(Signature of Claimant)

BY: William D. TatePresident
Organization

(Signature of Spouse)

(Signature of Authorized Agent)

On this 12th day of June, in the year 1981 before mea notary public, personally appeared William D. Tate, President, Triangle Dairy, 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

My commission expires

8-12-82

Notary Public residing at

Boise, Idaho

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by 2KH

Date _____

Right No. 02-2154

Claimant Triangle Dairy Inc

Recommendation differs from claim: ☐ Yes ☒ No ☐ Disallow
(Document any differences)

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. 1977 attached

☐ 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 11/18/82

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

Measurement 39 cfs. Amount recommended 2.76 cfs.

Type of measuring device: anemometer Meter No. 091477

Condition good Date 11/18/82 Time 1 P.M.

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

Field Photographs Taken ☐ Yes ☐ No

Memorandum in file ☐ Yes ☐ No

Remarks See 02-2308 for map etc.

NOV 10 1982

RECORDED

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POOR ORIGINAL

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02-2154

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02-2423

(3)

336

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19.6

02-2154

(2)

23.5

127

02-2154

(34)

02-2154

(34)

02-2154

(34)

G
22.6

F
35.1

Overlap
of two photos

2.8

2.8

02-2423

(1)

02-2154

2.40

State of Idaho
Department of Water Administration

License of Water Right No. 28244/02-2154 Priority Oct. 26, 1959 Amount 2.76 cfs

THIS IS TO CERTIFY, that BARBARA TATE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 28244/02-2154 issued pursuant to Application for Permit dated October 26, 1959
and has submitted proof to the Department of Water Administration on August 18, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 13.96 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
amount 2.76 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
amount _____ for _____ from _____ to _____ (both dates inclusive)
amount _____ for _____ from _____ to _____ (both dates inclusive)
subject, however, to the condition that no more than _____ (both dates inclusive)

Subject, however, to the condition that no more than 2.76 cfs of water be diverted at any one time, said waters to be diverted within the (SE $\frac{1}{4}$ SW $\frac{1}{4}$) Lot # 9, Sec. 34, Twp. 5 S, Rge. 4 E, B.M. in the county of Owyhee; and that the amount of water so diverted and to which such right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 691 5.0 acre feet per acre or _____

Description and location of place of use:

STATE AGRICULTURAL EXPERIMENT STATION

REPORT OF THE DIRECTOR

STATE OF IOWA

REPORT OF THE DIRECTOR

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REPORT OF THE DIRECTOR

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of March, 19 72.

[Signature]
Director

62-2423

62.7306

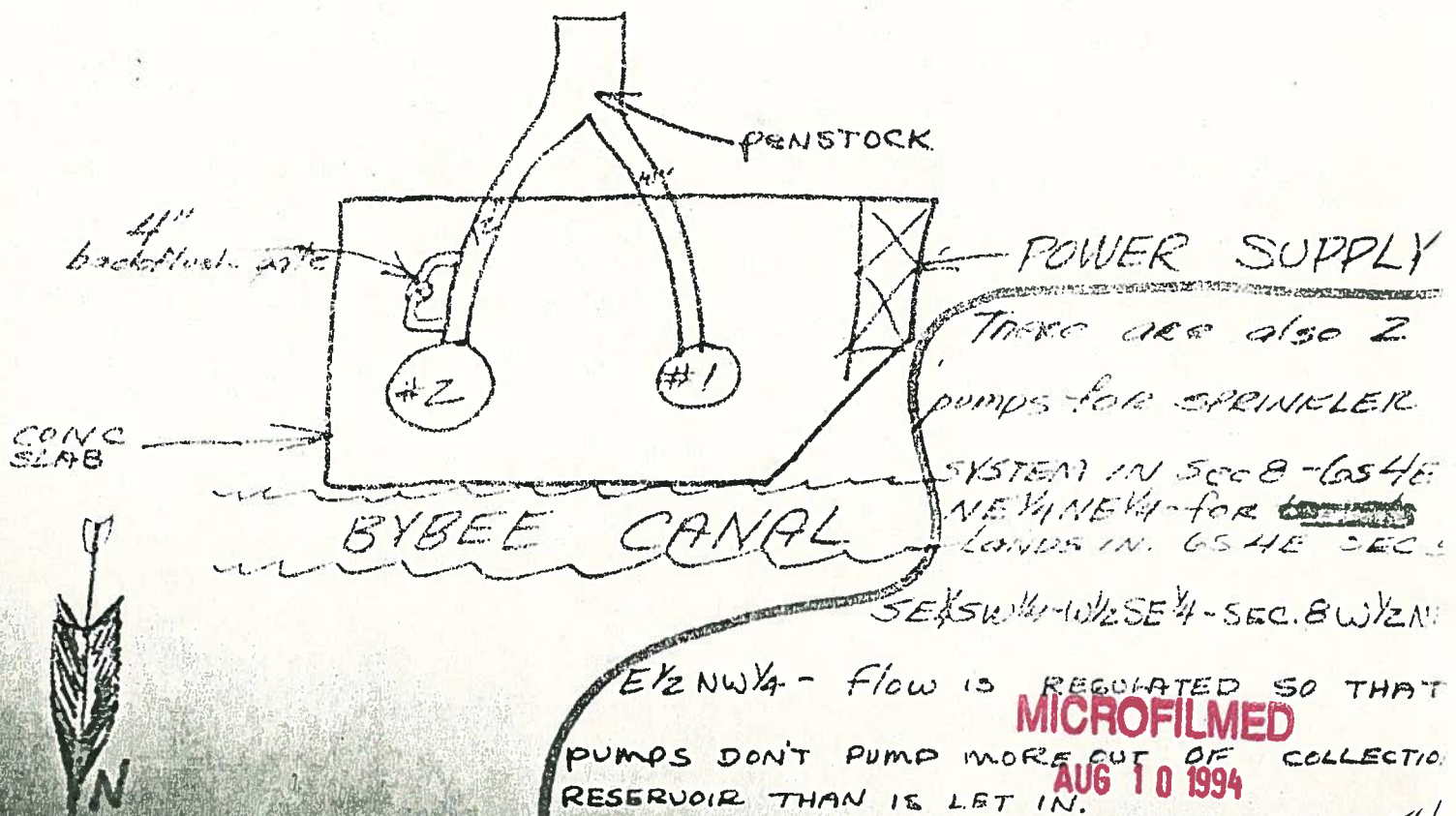
WOLFE

A2-2154

There are two relief pumps in 6S 4E NW 1/4 NE 1/4 Sec. 6 pumping out of BYBEE CANAL.

1 GE pump motor - 75 hp - 60 cy. 3 ph. 440 Volts
1775 RPM - SER# VJ3814154 - Johnston Vertical pump
6" discharge south for 18' to 30" PENSTOCK south
for 1/4 mile to OPEN DITCH

2 GE pump motor - 150 hp - 60 cy. 3 ph. 440 Volts
1775 RPM - SER# CAJ324187 - Layne & Bowler
Verti-Line pump - 4500 gpm - 1770 RPM - model
14FHH - SER# D11819 - 12" discharge for 18' to 30"
penstock south for 1/4 mile to open ditch
(this pump has 4" backflush gate valve)



8-41-11
RAC

#1 U.S. Motors Hollowshaft pump motor. 75 hp. 3 ph. 60 c
220/440 Volts. SER# 1406729. LB pump. #44423
12" discharge to MAIN STEEL PIPE WHICH RUNS WEST SOUTH

#2 U.S. Motors Hollowshaft pump motor. 75 hp. 3 ph. 60
220/440 Volts. SER# 4029082. 1770 RPM. LB pump #44489
8" discharge for 1 1/2' then to 12" discharge to MAIN PIPE
which RUNS WEST SOUTH

#3 G.E. pump motor. 100 hp. 60 cy. 3 ph. 440 Volts. 1770 RPM
#CAJ324179. Layne, Bowler Verti-line pump #D11818
12" discharge to main steel pipe which runs WEST SOUTH

#4 GE. pump motor. 50 hp. 60 cy. 3 ph. 440 Volts. 1770 RPM
see # 2YJ1216363. Johnston Vertical pump. No #.
10" discharge to main pipe which RUNS WEST SOUTH

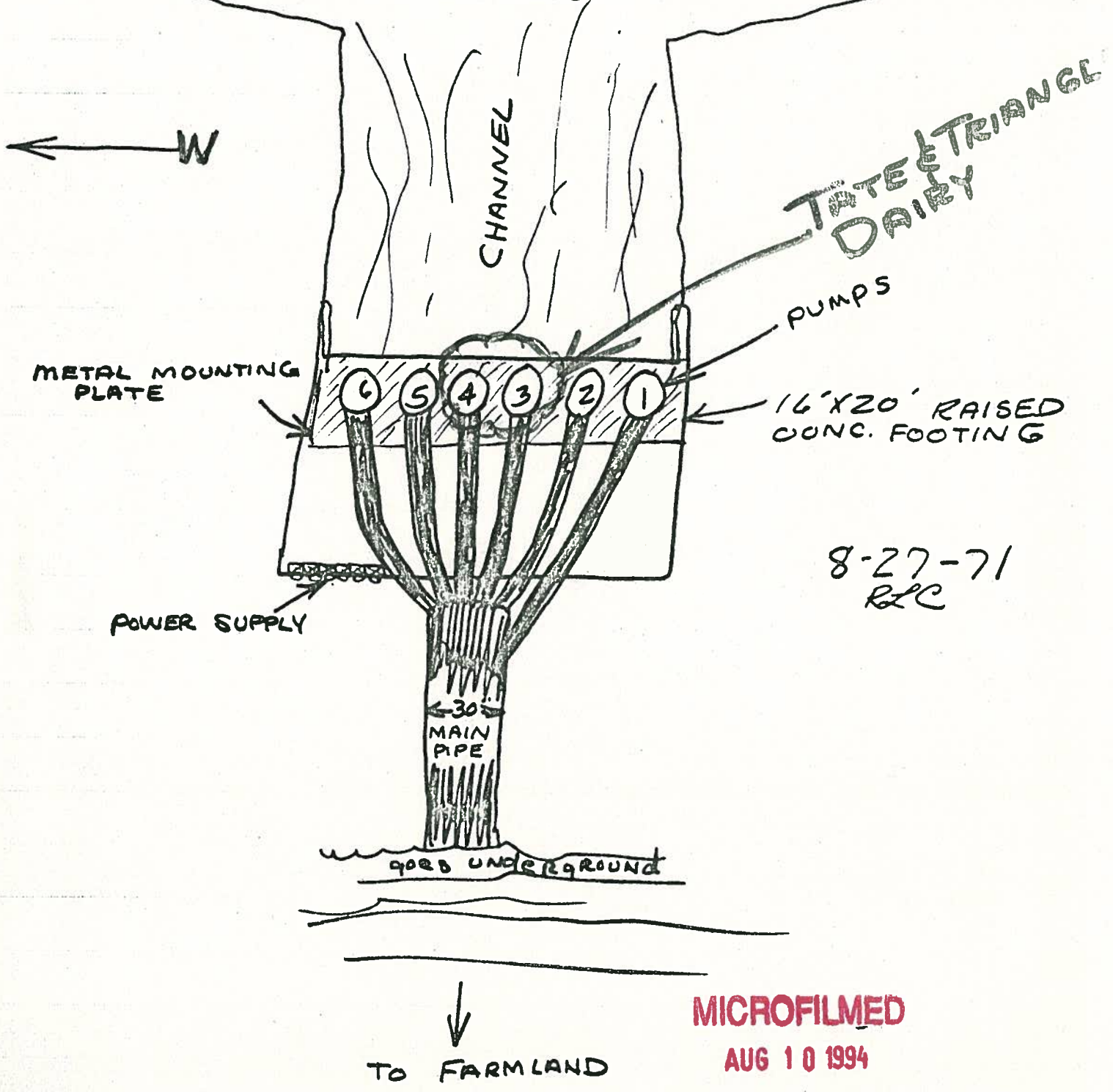
#5 U.S. Motors Hollowshaft pump motor. 75 hp. 60 cy. 3 ph.
1800 RPM. 440 Volts. SER# 3999664. LB pump
#44369. 10" discharge for 1 1/2' then 12" discharge
to main pipe which RUNS WEST SOUTH

MICROFILMED

AUG 10 1994

#6 U.S. Motors pump. 75 hp. 60 cy. 3 ph. 220/440 Volts. 1770 RPM. #4
LB. pump. 44492. 10" discharge for 1 1/2' then 12" dis
charge to mainline which runs WEST SOUTH
MAIN PIPE RUNS TO FIELDS ON TOP OF HILL AND IS (

C.I. STRIKE



8-27-71
RLC

MICROFILMED
AUG 10 1994

02-2154

to mainline which runs west SOUTH
(NOTE) MAIN PIPE RUNS TO FIELDS ON TOP OF HILL AND IS 30"

Year	1900	1910	1920	1930	1940	1950	1960	1970	1978
Population (millions)	1.0	1.5	2.0	2.5	3.0	3.5	4.0	4.5	5.0

LJ-200
1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
19 -- DISCHARGE MEASUREMENT NOTES

Date _____, 19__ DISCHARGE MEASUREMENT NOTES

River et -

[illegible]

MICROFILMED
AUG 10 1994

02-2154

(NOTE) MAIN PIPE RUNS TO FIELDS ON HILL AND IS DO

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
10 — DISCHARGE MEASUREMENT NOTES

Date _____, 19____ DISCHARGE MEASUREMENT NOTES

River at

[illegible]

PUMPING	DOT OF
RYRE	CANAL
LANDS	1157 E/D

POOR ORIGINAL

A

33.5

R3E

OUT

1

10.5

OUT

29.8

39

C

20.1

40

210

OUT

2

22.2

T
G
S

OUT

21.0

26.1

34.9

29.4

B

12.2

9.0

I

13.4

J

12.0

26.5

02-2154

APR 10 1984

RECEIVED