

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-2598

WATER RIGHT NUMBER: 37-2598

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN R ROGERS INC 28 HILLSIDE RANCH RD BELLEVUE, ID 83313 (208)788-3644

Priority Date: 09/27/1957

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	STALKER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	2.280 CFS	957.60 AF
	<u>Total Diversion:</u>	2.280 CFS	957.60 AF

Location of Point(s) of Diversion

UNNAMED DRAIN	SE1/4NE1/4	Sec. 18, Twp 01S, Rge 19E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	19E	17					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
01S	19E	18				40.0									40.0			40.0	120.0
01S	19E	20					5.0	25.0											30.0

Total Acres: 470

Conditions of Approval:Remarks:Comments:

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 37-2598

Water Supply Bank:

37-02598



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s):

(SEE ATTACHED LIST)

☐ Old Mailing Address:

Dean R Rogers INC
RT 1 Box 305

☐ New Mailing Address:

28 HILLSIDE RANCH RD
BELLEVUE ID 83313

Same

☒ New Telephone Number:

1 788 - 3644

☐ Signature of Claimant(s):

Dean R Rogers

Date:

3-17-88

FOR IDWR USE ONLY
Initial Review and Data Entry
Date: 3/17/99 By: SCC
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data Entry
Date: By:

A37-02598

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: A37-02598
Date Received: 10/11/1988
Receipt No: m 1570
Received By: LW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DEAN R. ROGERS, INC. 208-788-3644
Address: RT 1, BOX 305
BELLEVUE, ID 83313
2. Date of Priority: SEP 27, 1957
3. Source: UNNAMED DRAIN Trib. to: STALKER CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	19E	18	SE	NE			BLAINE

5. Description of diverting works:
DRAINAGE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.280		957.60

7. Total Quantity Appropriated is:
2.280 C.F.S. (and/or) 957.60 A.F.A.

8. Total consumptive use is 1325.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	19E	17	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0

A37-02598

Page 1

Date: 10/12/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	19E	17	NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
							Section Acres	320.0
		18	SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	120.0
		20	NE		NW		IRR	5.0
			NW		NW		IRR	25.0
							Section Acres	30.0
							Total Acres	470.0

doesn't own

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-02643

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27085

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: 2

For Organizations:

I do solemnly swear or affirm that I am Sec of Deard Wiggins Inc Title Sec Organization, that I have signed the foregoing document in the space below as Sec of Deard Wiggins Inc Title and that the statements contained in the foregoing document are true and correct.

Deard Wiggins Inc Signature of Authorized Agent

Sec - Deard Wiggins Inc Title and Organization

Oct 12 - 1988 Date

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Oct 19 88

John Dal Corno Notary Public

Seal

Residing at Blaine, Id

My Commission Expires 6/2/94



A37-2598



STEPHAN, KVANVIG, STONE & TRAINOR

ATTORNEYS AT LAW

RUSSELL G. KVANVIG
LAIRD B. STONE
KEVIN F. TRAINOR

TELEPHONE 208-733-2722
FAX 208-733-3619

WELLS FARGO BANK BUILDING
102 MAIN AVENUE SOUTH
POST OFFICE BOX 83
TWIN FALLS, IDAHO 83303-0083

FRANK L. STEPHAN 1886-1952
DANIEL A. SLAVIN 1938-1987
ROBERT W. STEPHAN 1918-2003

E-MAIL: sks&t@idaho-law.com

RECEIVED

MAR 28 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

March 20, 2007

RECEIVED

MAR 23 2007
DEPARTMENT OF
WATER RESOURCES

David R. Tuthill
Interim Director
State of Idaho, Dept. of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Water Rights in Reporting Area 16, Basin 37, Part 3, Snake River Basin Adjudication
Dean R. Rogers, Inc.
28 Hillside Ranch Road
Bellevue, Idaho 83313

Dear Mr. Tuthill:

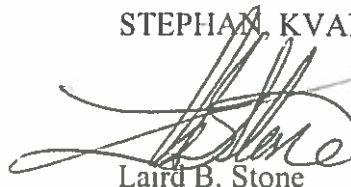
I would request that you add my name to the notification list on behalf of Dean R. Rogers, Inc. Any future notices in regard to the water rights should be sent not only to them at their Bellevue, Idaho address but to me at:

Laird B. Stone
Stephan, Kvanvig, Stone & Trainor
P. O. Box 83
Twin Falls, ID 83303-0083

as their attorney.

Respectfully yours,

STEPHAN, KVANVIG, STONE & TRAINOR



Laird B. Stone

LBS:lm

cc: Dean Rogers

12/14/2006

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

RIGHT NUMBER: 37-2598

NAME AND ADDRESS: DEAN R ROGERS INC
28 HILLSIDE RANCH RD
BELLEVUE ID 83313

SOURCE: UNNAMED STREAM

TRIBUTARY: STALKER CREEK

QUANTITY: 2.280 CFS
957.600 AFY

Right Nos. 37-2598 and 37-11614 are limited to a total combined diversion rate of 2.28 cfs.

PRIORITY DATE: 09/27/1957

POINT OF DIVERSION:

T01S R19E S18 NESENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.280 CFS 957.60 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R19E S07	NESE	39.00	T01S R19E S07	NWSE	39.00
T01S R19E S07	SWSE	40.00	T01S R19E S07	SESE	38.00
T01S R19E S17	NENW	36.00	T01S R19E S17	NWNW	38.00
T01S R19E S17	SWNW	40.00	T01S R19E S17	SENW	34.00
T01S R19E S17	NESW	40.00	T01S R19E S17	NWSW	40.00
T01S R19E S17	SWSW	38.00	T01S R19E S17	SESW	34.00
T01S R19E S18	NENE	40.00	T01S R19E S18	NWNE	40.00
T01S R19E S18	SWNE	39.00	T01S R19E S18	SENE	40.00
T01S R19E S18	NESE	40.00	T01S R19E S18	SESE	37.00
T01S R19E S19	NENE	7.50			

699.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 699.5 acres in a single irrigation season. Combined Right Nos.: 37-2598, 37-2642, 37-2643, 37-2661, 37-7633, 37-11614

This right is limited to the irrigation of 407 acres within the place of use described above in a single irrigation season.

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

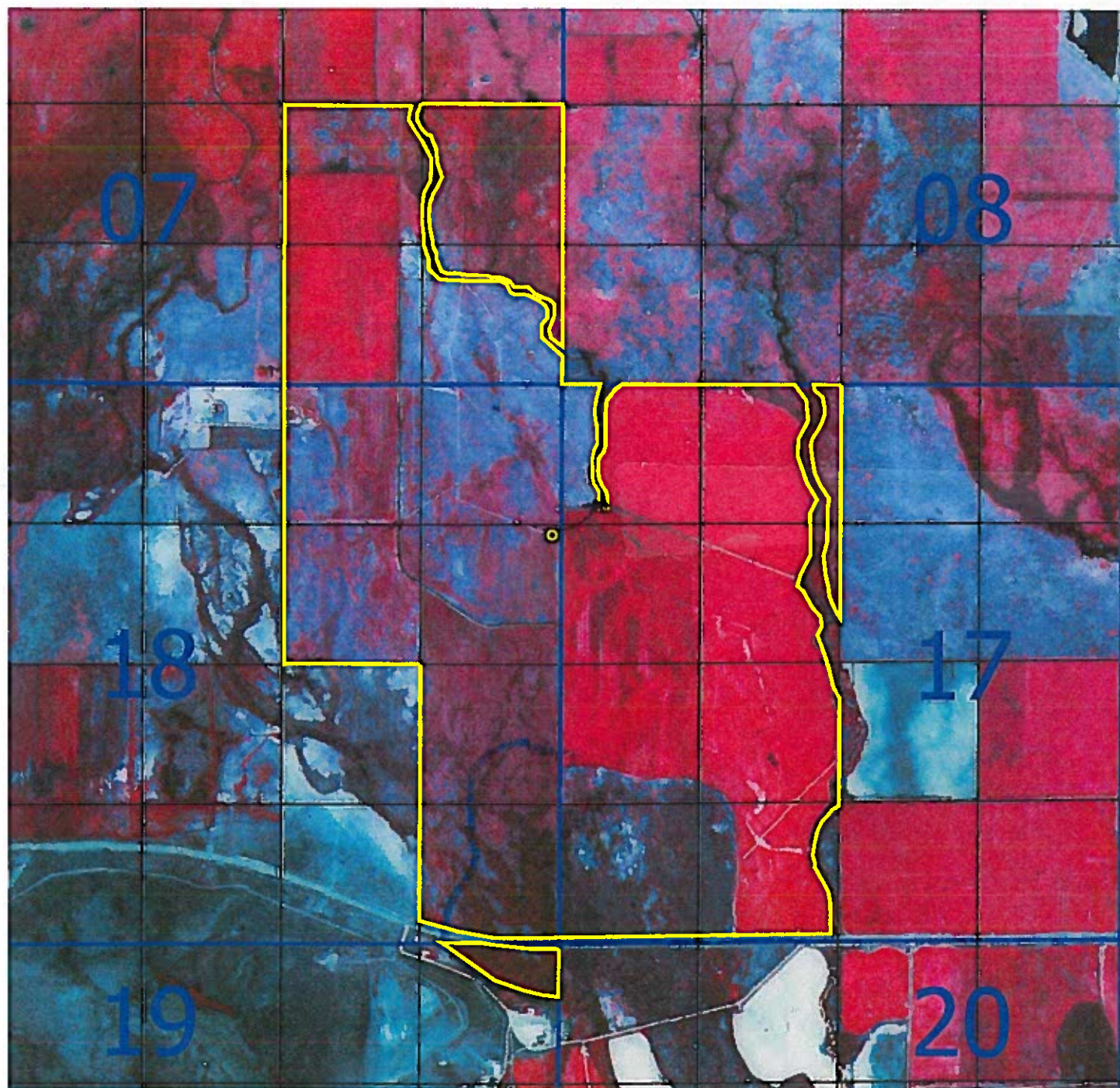
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

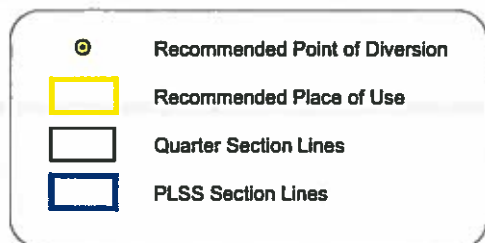
Idaho Department of Water Resources

Right(s): 37-2598, 11614

Recommended Place of Use
TWP 01S RNG 19E S07, 17, 18, 19,
Prepared December 14, 2006



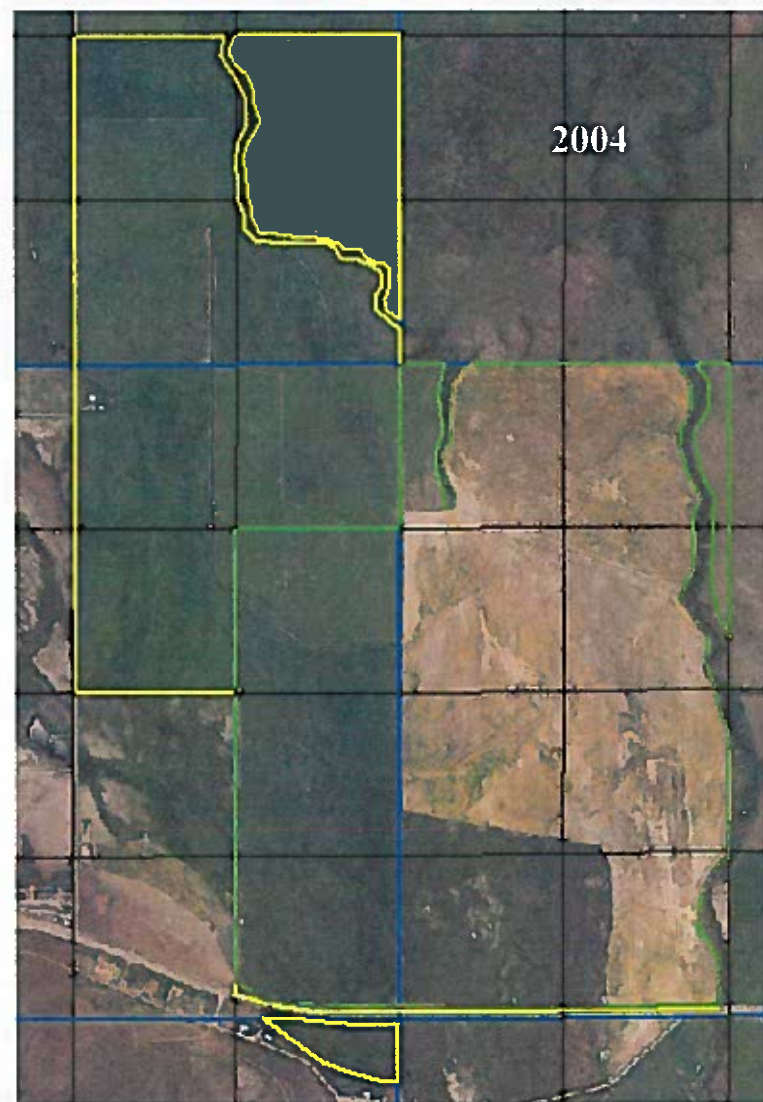
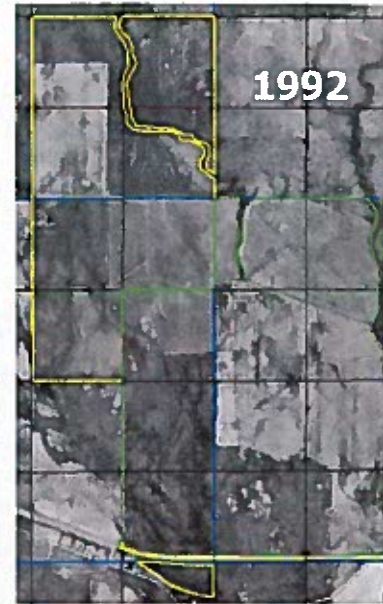
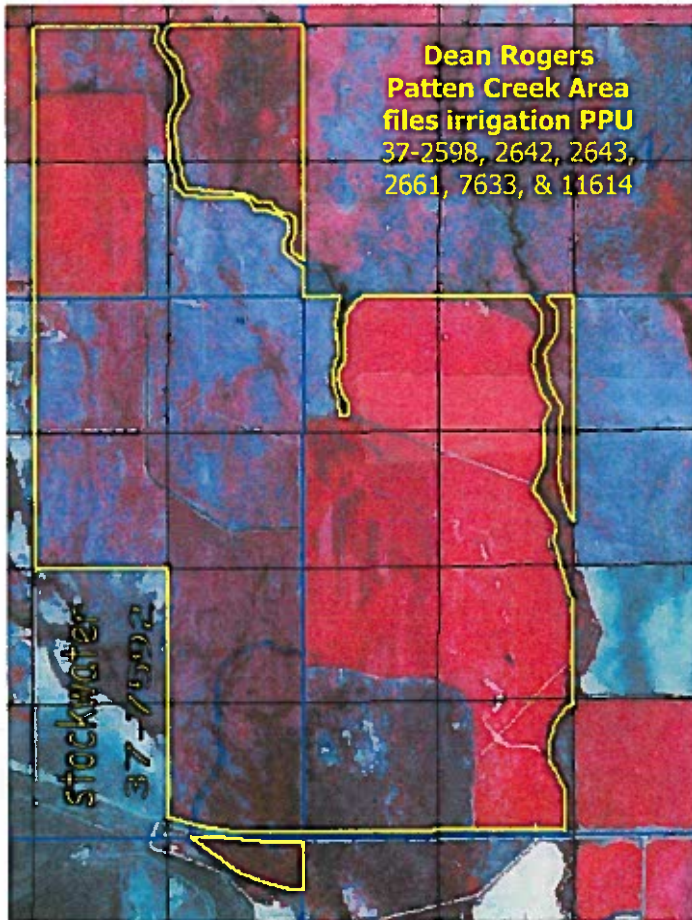
660 0 660 1320 Feet



GIS Place of Use Presentation
1987 NAPP Aerial Photography

Prepared by Amanda Kriwox

Rogers Patten Cr Area PPU



37-2598

407 acres of irrigation ... no property owned in S.20 N.20W & N.20W.

PPU $\Rightarrow$ 699.5 acres

K06 $\rightarrow$ 407

E51 $\rightarrow$ 2598 + 11614 nte 2.28 cfs

E56 $\rightarrow$ 2598, 2642, 2661, 7633, 2643, 11614 nte 699.5 acres

Source - unnamed drain ... Change to "Unnamed Stream"

Tributary - per USGS; Steller Creek

State of Idaho

WATER LICENSE

Water License No. G-27085/37-2598 Priority September 27, 1957 Amount 2.28 c.f.s.

THIS IS TO CERTIFY, that DEAN R. ROGERS
of Gooding, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated September 27, 1957; that Permit G-27085/37-2598 was issued pursuant
to said application; that the proposed works were completed on or about December 17, 1960
with a storage/or carrying capacity of 2.28 c.f.s., said works consisting of
drainage ditch; and that on December 17, 1960
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 957.60
acre feet per season, with a maximum rate of diversion of 2.28 cubic feet per second of the waters
of drainage ditch, tributary of
for the purpose of Irrigation from April 1 to October 31
and for from to; and for
from to; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 18, T. 1 S, R. 19 E, B.M., and
other additional points, in the County of
Blaine; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 957.60 acre feet per year.

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 $\frac{1}{4}$	
1 S	19 E	17					40	40	40	40	40	40	40						320
		18				40									40			40	120
		20					5	25											30

Total number of acres irrigated 470

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

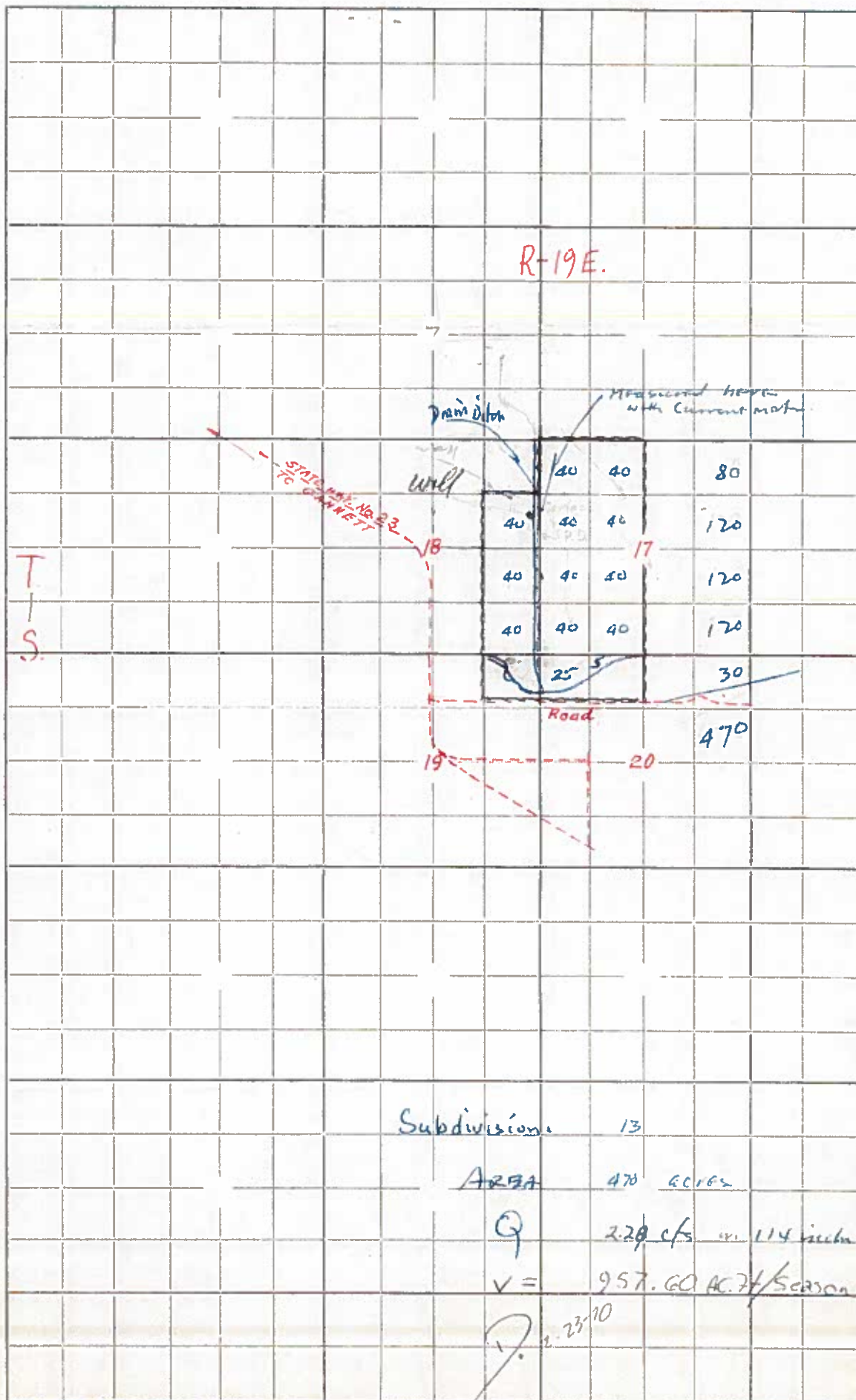
Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

23rd day of February, 19 70.

[Signature]
State Reclamation Engineer

37 2598

37-2598
27025



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

27096

SD-0601-2 Last Name: DEAN R ROGERS INC

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
DEAN R ROGERS INC							
	C	A37-11620	12/31/1889	GROUNDWATER	0.040	43	DOMEST
	C	A37-11621	05/31/1959	GROUNDWATER	0.120	04	STOCK
	C	A37-11626	10/31/1969	GROUNDWATER	0.150	43	DOMEST
	C	A37-02598	09/27/1957	UNNAMED DRA	2.280	01	IRR
	C	A37-02641A	09/27/1960	GROUNDWATER	4.070	01	IRR
	C	A37-02641B	09/27/1960	GROUNDWATER	0.930	01	IRR
	C	A37-02642	09/27/1960	GROUNDWATER	3.000	01	IRR
	C	A37-02643	09/27/1960	GROUNDWATER	3.400	01	IRR
	C	A37-02661	05/24/1961	GROUNDWATER	2.320	01	IRR
	C	A37-02662A	05/24/1961	GROUNDWATER	2.100	01	IRR
	C	A37-02662B	05/24/1961	GROUNDWATER	1.320	01	IRR
	C	A37-04289A	06/01/1961	GROUNDWATER	0.160	01	IRR
	C	A37-04289B	06/01/1961	GROUNDWATER	0.080	01	IRR
	C	A37-11614	09/27/1957	UNN DRAIN	2.280	01	IRR
	C	A37-00114B	05/01/1886	BIG WOOD RI	15.000	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0601-2 Last Name: DEAN R ROGERS INC

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
DEAN R ROGERS INC							
	C	A37-00117B	05/01/1902	BIG WOOD RI	6.000	01	IRR
	C	A37-07633	06/20/1977	GROUNDWATER	6.440	01	IRR
	C	37-11620	12/31/1889	GROUNDWATER	0.040	43	DOMEST
	C	37-11621	05/31/1959	GROUNDWATER	0.120	04	STOCK
	C	37-11626	10/31/1969	GROUNDWATER	0.150	43	DOMEST

17 separate claims
3 decreed in D&S

D&S to get Neaps

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

ATTACHMENT TO CHANGE OF ADDRESS
3/17/99 *sw*

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

✓ REPORT OF ENGINEER

Permit No. G-27085

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

1. Name of applicant: Dean R. Rogers2. Source of water supply: Subterranean water from surface well, drainage ditch and/ collecting gallery.3. Location of point of diversion: Is in the SE 1/4 of Section 18T. 18 R. 19 E. 1 N. County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same: A long ditch
on section line 8' bottom width 12' top width 4' deep.
used for irrigating by controlling the sub. water can
be elevated to surface with check dams. Portable pumped
sprinkler systems can be used to divert water also. (Could call this
a sub surface drainage ditch)

5. Water is used for: irrigation6. 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):

W 1/2 Sec. 17, SE 1/4, E 1/4, Sec. 18, NE 1/4 (lying and being North of that certain Public
Road or running thru said sub-division); Sec. 19, NE 1/4 (lying and being North of that cert
public road or running thru said sub-division) Sec. 20 all in Twp. 18, Rge. 19 E. 1 N.

Amend land list

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

8. What large stream would the water here appropriated finally reach? Silver Creek to Big Lost RiverRemarks: Mr. Dean R. Rogers and son along

There are two drilled artesian wells on this place

Sparking Meter and Current Meter (5.0v 20 in 1 sec)
Measured by Current Meter.

This examination was made on the 19th day of July, 19 62(Signed) Loren Johnson

Examiner

27085

Jan 5 1982

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

Temp 55° F

WATER RESOURCES DIVISION
Date 7/18, 1967 DRAIN DITCH AND COLLECTING GULLY
DISCHARGE MEASUREMENT NOTE

Date 7/18, 1961 **DISCHARGE MEASUREMENT NOTES**
 Permit # 627085 River at Middle drain ditch above well

[illegible]

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

Trench $3/8$ miles long 8' wide on bottom
11' wide entry. 5' deep. Bottom of
trench is in a sandy gravelly vein
that drains the collected seepage
water into a tributary of Silver Creek.

Well ~~170' x 12" cased all the way~~
~~with a 12" gate valve into 6' x 10' x 2'~~
concrete distribution box.
