

03/15/2002

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

RIGHT NUMBER: 29-543

NAME AND ADDRESS: PARLEY L SCHENK & SONS FARMS INC
1803 LUND RD
BANCROFT ID 83217

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.04 CFS
1.9 AFY

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

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION:

T09S R39E S4 NENE Lot 8 Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.020 CFS 0.70 AFY
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: STOCKWATER Within CARIBOU County

T09S R39E S04 Lot 8 NENE

DOMESTIC Within CARIBOU County

T09S R39E S04 Lot 8 NENE

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

EXPLANATORY MATERIAL: Decreed

TABLE 1, RECOMMENDED DIVERSION RATES FOR STOCKWATER

In cubic feet per second (cfs)

<u>No. of head</u>	<u>Dairy cows</u>	<u>Other cattle, horses & mules</u>	<u>Hogs</u>	<u>Sheep & goats</u>
0 - 25	0.02	0.02	0.02	0.02
26 - 50	0.04	0.02	0.02	0.02
51 - 100	0.07	0.03	0.02	0.02
101 - 200	0.13	0.05	0.02	0.02
201 - 300	0.20	0.07	0.02	0.02
301 - 400	0.26	0.09	0.03	0.02
401 - 500	0.33	0.12	0.04	0.02
501 - 600	0.39	0.14	0.05	0.03
601 - 700	0.46	0.16	0.05	0.03
701 - 800	0.52	0.19	0.06	0.03
801 - 900	0.58	0.20	0.07	0.04
901 - 1000	0.65	0.23	0.08	0.04

For chickens, round to the next highest 100 and multiply this number by 0.0000018.
For turkeys, round to the next highest 100 and multiply this number by 0.0000033.

If you have more than 1000 head of stock (other than poultry), round the number of head to the next highest 100, and multiply this number by one of the following factors:

RATE
For dairy cows, multiply by 0.00065
For other cattle, horses, or mules, multiply by 0.00022
For hogs, multiply by 0.000074
For sheep or goats, multiply by 0.000037

VOL
DAIRY - .0391 * 60 = 2.346
RANGE - .0134 * 50 = 0.67

Round the amount you calculate to the nearest 0.01 cfs and enter this amount in the appropriate space on your claim. You may claim 0.01 cfs even if your calculated amount is less than 0.01 cfs.

VOLUME FACTORS

<u>STOCK</u>	<u>GPD/HEAD</u>
dairy cattle	35
range cattle	12
horses	12
mules	12
hogs	4
goats & sheep	2

Sources of information for this page include SRBA Claim Instructions, revised 6/89, and Field Examiners Handbook, 1986, currently under revision.

SL 6/18/92

SCANNED

DEC 08 2005

FILE NUMBER 36-08478
REVIEWER AF

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE 60
NUMBER OF DRY CATTLE 9
NUMBER OF REPLACEMENT CATTLE: 0-2 MONTHS 6
3-4 MONTHS 0
5-8 MONTHS 0
9-12 MONTHS 0
13-15 MONTHS 0
16-24 MONTHS 0
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS 2
IF SPRINKLERS ARE USED: NUMBER OF SPRINKLERS IN HOLDING PEN 0
NOZZLE DISCHARGE (USE 5.0 GPM IF UNKNOWN) 0.00
OPERATION TIME OF SPRINKLERS (MIN/DAY) 0
NUMBER OF MILKINGS PER DAY 2
AVG. LBS. OF MILK PRODUCED PER DAY PER ANIMAL (IDAHO AVG IS 70 LBS.) 70
HOURS PER DAY PUMP OPERATES FOR STOCKWATER USE 2.0
HOURS PER DAY PUMP OPERATES FOR COMMERCIAL USE 2.0
IS RECYCLED WATER USED TO FLUSH MILKHOUSE AND PARLOR FLOORS? N
IS RECYCLED WATER USED TO WASH COWS? N
IS A PLATE COOLER USED? Y
IS RECYCLED WATER USED FOR PLATE COOLER? (IF NO PLATE COOLER,
LEAVE BLANK)
IF CORRAL MISTERS ARE USED: NUMBER OF MISTERS IN HOLDING PEN 0
NOZZLE DISCHARGE (GPM) 0.00
OPERATION TIME OF MISTERS (MIN/DAY) 0
DAYS PER YEAR MISTERS ARE USED 0

CALCULATIONS

DIVERSION RATE (CFS):

STOCKWATER
MILKING CATTLE (BASED ON MILK PRODUCTION) 0.04
DRY CATTLE @17.0 GPD/HD 0.00
REPLACEMENT CATTLE 0.00
TOTAL 0.04

COMMERCIAL
TOTAL 0.06

TOTAL DIVERSION RATE 0.10

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE 1.9
DRY CATTLE 0.1
REPLACEMENT CATTLE 0.0
TOTAL 2.1

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT 0.4
BACKFLUSH 0.1
PARLOR/MILKHOUSE/HOLDING PEN CLEANUP 2.0
CATTLE WASHING BASED UPON METHOD OF WASHING 0.5
PLATE COOLER 0.5
CORRAL MISTERS 0.0
TOTAL 3.5

TOTAL DIVERSION VOLUME 5.6

CONSUMPTIVE USE VOLUME (AFA)(assuming 100% consumptive):

STOCKWATER 2.1
COMMERCIAL 3.5
TOTAL CONSUMPTIVE USE 5.6

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3	PUMP 4	PUMP 5
PUMP HORSEPOWER (HP)	1.50	15.00	0.00	0.00	0.00
LIFT (FT)	37	152	0	0	0
DISCHARGE PRESSURE (PSI)	45	45	0	0	0
FRICTION LOSSES (FT)	10.0	10.0	0.0	0.0	0.0
HOURS PER DAY PUMP OPERATES	2.0	2.0	0.0	0.0	0.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) *	0.06	0.35	0.00	0.00	0.00
DIVERSION VOLUME (AFA) **	3.7	21.0	0.0	0.0	0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS EVERY DAY OF THE YEAR.

EVALUATION OF EQUIVALENT IRRIGATED ACREAGE

IRRIGATION RIGHT (BEFORE CHANGE)

DIVERSION RATE 0.00 CFS
ACRES OF IRRIGATION 0.0 ACRES
DIVERSION VOLUME 0.0 AC-FT/AC
CONSUMPTIVE USE VOLUME 0.0 AC-FT/AC
IRRIGATION IS BEING CONVERTED FOR WHICH PORTION OF THE
DAIRY OPERATION - STOCKWATER (S), COMMERCIAL (C), OR
BOTH (B)?

CALCULATIONS

IRRIGATION DIVERSION RATE PER ACRE	#DIV/0!	CFS/AC
REDUCTION OF IRRIGATION BASED ON DIVERSION RATE	0.0	ACRES
REDUCTION OF IRRIGATION BASED ON DIVERSION VOLUME	0.0	ACRES
REDUCTION OF IRRIGATION BASED ON CONSUMPTIVE USE	0.0	ACRES

SCANNED

DEC 08 2005

PROVIDED

Schenk

8/7/01.

Milking 40-50 Cows.
200 head - Barn Capacity.

700
COW milking, 9

29-544 - Sold the home to:

Alberta Daniels
1799 Lund Dr.

expecting a week ago.
648-7109

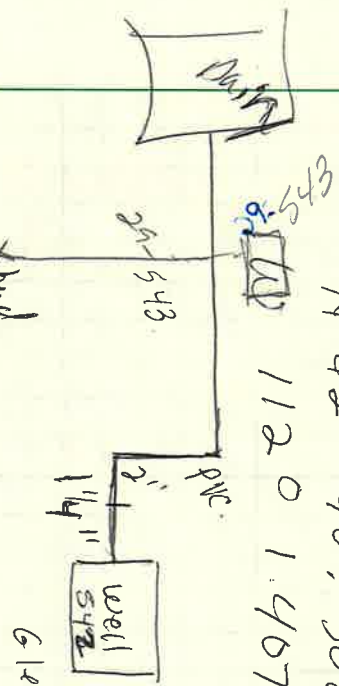
29-542 - Glen's home.

29-543. Parley's home. - Stockwater.

- Parley / Glen's home doesn't irrigate from the dom. well. The land is irrigated with canal shares.
039, 50
09, 550

Schenk - Domestic - 29-543 (Parley) 29-542

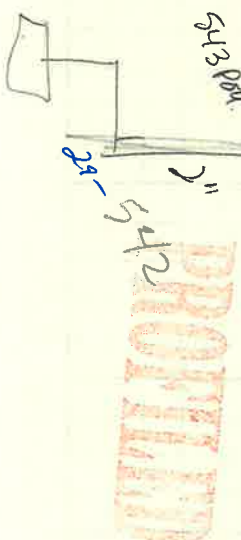
N 420 40, 308'
1120 1407'



Connected to dairy in 1981 as a back-up system.

1 1/2 hp - Submergeable Pump.

at Glen's home.



PROTECTED

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Dairy is leased to: Troy & Val Davids,
- operated. approx 8 yrs

543 POD. N 42° 40.431'
W 111° 53.287'

Photo 3- Barn/hyd. Schenk farmers

Photo 4- Auto water -

2 west east side

1- ~~east~~ west - side. } in use.

40 - milking cows.

5 - dry

5-6 - calves.

Photo 5- Parley's domestic well

Photo 6- Parley's home - looking 9:18 AM

Photo 7- Barn looking N. South
From Parley's home.

543-POD- Parley's domestic well.

N 42° 40.353'
W 111° 53.285'

PROFILED

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DEC 08 2005

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

DATE: NOV-12-1991

PAGE: A-6

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
29-00543	PARLEY L. SCHENK & SONS FARMS INC. 1803 LUND RD. BANCROFT ID 83217	06/01/1900	STOCKWATER	01-01 12-31	.02 CFS	BENEFICIAL USE
			DOMESTIC	01-01 12-31	.7 AFY	
					.04 CFS	
					1.2 AFY	
					.04 CFS	
					1.9 AFY	
	TOTAL QUANTITY:					
	NON-IRRIGATION-USES:					
	STOCK, 50 RANGE; DOMESTIC, 1 HOME					
	POINT OF DIVERSION:					
	T09S R39E S04 8					
	PLACE OF USE: STOCKWATER					
	T09S R39E S04 Lot 8 (SENE)					
	PLACE OF USE: DOMESTIC					
	SAME AS OTHER USE					
29-00573	ROGER B. WILSON BRENDA WILSON 1444 BANCROFT SUBSTATION RD. BANCROFT ID 83217	06/01/1900	STOCKWATER	01-01 12-31	.07 CFS	BENEFICIAL USE
			DOMESTIC	01-01 12-31	4.0 AFY	
					.04 CFS	
					1.8 AFY	
					.11 CFS	
					5.8 AFY	
	TOTAL QUANTITY:					
	NON-IRRIGATION-USES:					
	STOCK, 60 DAIRY; DOMESTIC, 2 HOMES					
	POINT OF DIVERSION:					
	T09S R39E S15 SENE					
	PLACE OF USE: STOCKWATER					
	T09S R39E S15 SENE					
	PLACE OF USE: DOMESTIC					
	SAME AS OTHER USE					
29-00537	OLIVER F. BARFUSS P.O. BOX 53 BANCROFT ID 83217	10/01/1900	DOMESTIC	01-01 12-31	.04 CFS	BENEFICIAL USE
					1.2 AFY	
					.04 CFS	
					1.2 AFY	
	TOTAL QUANTITY:					
	NON-IRRIGATION-USES:					
	DOMESTIC, 1 HOME					
	POINT OF DIVERSION:					
	T08S R39E S34 NWNE					
	PLACE OF USE: DOMESTIC					
	T09S R39E S34 NWNE					

*? verify POU stockwater -
NENE GPS'D Points - 8/8/01.*

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Claim No. A 29-00543.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

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. 09S, Rge. 39E, Sec. 4, ^{lot 8} 1/4 NE 1/4 NE 1/4.
Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☒ Incomplete description, complete items missing, IF KNOWN.
☐ Additional description in comments.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irrigation _____
6. ☐ No Change - WATER USES:
☒ Different uses, (list uses found). 60 head dairy.
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☐ No Change - TOTAL VOLUME:
☐ Change found, The new total is - 60 x 35 gal day = 2100 gal. _____ cfs _____ af
8. Not applicable 9 x 12 gal = 108 gal
9. ☐ No Change - NON-IRRIGATION USES: Completed on claim 2208 gal
☐ Incomplete on claim - Exam found: 13,000 gal.
Domestic - No. of homes 1 Other: Dairy barn
Stockwater - No. of head and kind 60 milking (EXP Remark)
9 dry + calves

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

☐ Place of use is different than the claim

New P/U:

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

Remarks: (Include type and code)

as have B/u claim A29-12880.

- I've contacted Ernie Carlson (8/2/01) to see if the B/u claim is allowed because it was not claimed in the Brancraft - Lund decree.

Comments pertinent to field examination:

- They no longer have 50 range cows. They have a dairy barn with a capacity of 200 cows. But the lease only has 60 milking cows. They use automatic water in the Barn. In 1981 the domestic well on claim A29-542 was connected to the dairy barn.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Claim File.

PHOTOS

MAP

SYSTEM DIAGRAM

☐
☐
☐

☐
☐
☐

☒ Changes found during exam or additional information in the claim file, see claim file.

DATE EXAM CONDUCTED:

8/8/01

FIELD EXAMINER:

Cindy E. Bird

Signature

SCANNED

Cindy E Bird

DEC 08 2005

SCANNED

MAY 4 2001

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

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHTS TO THE
USE OF THE SURFACE AND GROUNDWATERS
IN THE BANCROFT-LUND AREA.

CIVIL CASE NUMBER: 2919

Ident. Number: A29-00543
Date Received: 9/12/1995
Receipt No: E021493
Received By: Kaw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PARLEY L SCHENK & SONS FARMS INC 208-648-7876
Address: 1803 LUND RD
BANCROFT ID 83217

2. Date of Priority: JUN 1, 1900

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	39E	4	NE	NE	NE	8 ✓	CARIBOU

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		0.70
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.90 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK, 50 RANGE; DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	39E	4	NE	NE	8	STOCK	
			NE	NE	8	DOMEST	

MICROFILMED

A2900543

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 Organizations:

I do solemnly swear or affirm that I am VICE - PRESIDENT of _____
Title

PARLEY L. SCHENK AND SONS FARMS INC. that I have signed the foregoing
Organization

document in the space below as VICE PRESIDENT of _____
Title

PARLEY L. SCHENK AND SONS FARMS INC. and that the statements contained in the
Organization

foregoing document are true and correct.

Steven L. Schenk
Signature of Authorized Agent

VICE - PRESIDENT
Title and Organization

9-12-95
Date

State of Idaho)
County of Bonneville.) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Sept. 19 95

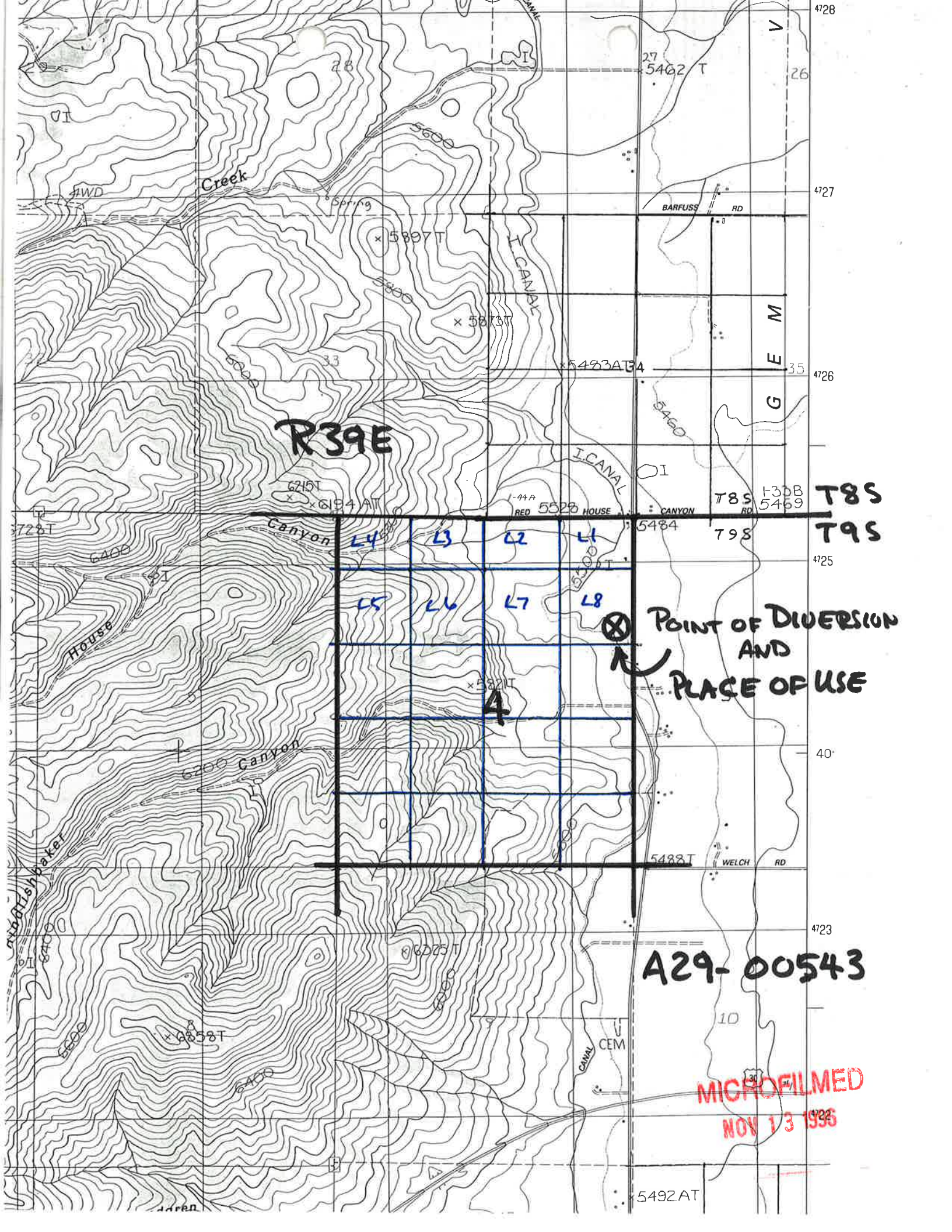
Ernest Carlson.
Notary Public



Residing at Lake Falls

My Commission Expires 6/14/2000

MICROFILMED
NOV 13 1996



R39E

L1 L2 L3 L4
L5 L6 L7 L8

POINT OF DIVERSION
AND
PLACE OF USE

A29-00543

MICROFILMED
NOV 13 1936

5492AT

AJS834NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: AUG-19-1997
PAGE: A-35

RIGHT NUMBER: 29-00543

NAME & ADDRESS: PARLEY L SCHENK & SONS FARMS INC
1803 LUND RD
BANCROFT ID 83217

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS
1.9 APY

PRIORITY DATE: 06/01/1900

POINT OF DIVERSION: T09S R39E S04 LOT 8 (NENE)

Within CARIBOU County

PERIOD OF USE:

PURPOSE OF USE
STOCKWATERPERIOD OF USE
01-01 12-31QUANTITY
0.02 CFS

DOMESTIC STOCK, 50 RANGE; DOMESTIC

01-01 12-31

0.06 CFS
1.2 APY

PLACE OF USE:

STOCKWATER

Within CARIBOU County

T09S R39E S04 Lot 8 (NENE)

DOMESTIC

Within CARIBOU County

T09S R39E S04 Lot 8 (NENE)

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

2939

McGullogh, C. Michael

1770 Cedar View Rd

Soda Springs, ID 83276

5 outbuildings

Verified by John
@ City Assessor's Office
JMS



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

December 4, 1997

C. Michael McCullough
1770 Cedar View Rd
Soda Springs ID 83276

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right Nos. 29-00542, 29-00543, 29-00544, A29-12880,
& A29-12881

*Bancroft Lind
'D' code on SRBA*

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by December 18, 1997.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of Nos. A29-00542, A29-00543, A29-00544, A29-12880, & A29-12881
water right filing

*1-15-98
no response to
this letter
DMS*