

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: A36-02089
Date Received: 9/30/1988
Receipt No: S002629
Received By: *O/C TTB*

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: SHERMA F POTEET 208-531-4090
Address: 788 EAST 800 NORTH
RUPERT ID 83350
AND/OR
Name: RICHARD F POTEET 208-531-4090
Address: 788 EAST 800 NORTH
RUPERT ID 83350

2. Date of Priority: MAR 28, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	26E	16		NE	SW		BLAINE

5. Description of diverting works:
300HP PUMP, 240'X19"

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	10/01	4.840		

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

8. Total consumptive use is 1440.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	26E	16	SW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	26E	16	SE	NE		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 480.0

Total Acres 480.0

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:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 2/28/96 BY TLB.

15. Basis of Claim: LICENSE
Water Right Number: 21428

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/29/96 12:53:13

Page 1

Water Right Number - 36-02089 Prefix Translation: WATER RIGHT Old (D) Number - 21428

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
POTEET RICHARD F 1 - 788 EAST 800 NORTH
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4090

POTEET SHERMA F 1 - 788 EAST 800 NORTH
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4090

*** D - DIR RPT OWNER ***
DEWER DAIRY CO 1 - C/O HERBERT W POTEET
2 - RT 4 BOX 223
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4170

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/28/1950 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 26E 16 SW NE SW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 4.840 1700.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.840 1700.00 1275.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 26E 16 SW NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE NW 32.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW SW 5.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE SW 4.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SE 37.0 01 IRRIGATION (13) BLAINE

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Water right number - 36-02089

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	26E	16	SW SE		25.0	01	IRRIGATION	(13) BLAINE
08S	26E	16	SE SE		35.0	01	IRRIGATION	(13) BLAINE
Total Acres:					425.0			

+ - - Diversion Means - 300HP PUMP, 240'X19"

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -
No Remarks found.+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found+ - - - - - Conditions of Approval - - - - -
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000+ - - - - - Comments - - - - -
Date: 02/28/1996 User Id: TBACKLUN Subject: NAME CHANGE
OWNERSHIP CHANGE MADE WITH 42-1409(7). SF3 WAS SENT TO NEW OWNERS. CHAIN OF WARRANTY DEEDS INCLUDED.+ - - Audit Fields - - +
00/00/00

Adjudication Rights Dates and Flags Area			
Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000
Claim Received Date	- 09/30/1988	Last Amended Date	- 00/00/0000
		Receipt Number	- S002629
		POU Ownership Flag	- Y
		Name Connector	- AND/OR
		Civil Case Number	- 39576
		Old Case Number	-
		Old Judicial District	-
		Temporary Right	- P
		Water District	-
		Federal/State Indicator	- S
		Presumption Flag	- C
		Notice of Error Flag	-

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DEC 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FEBRUARY 29, 1996

ROBERT & SHERMA POTEET
788 EAST 800 NORTH
RUPERT ID 83350

RE: SRBA CLAIM 36-02089, 36-10852, & 36-10853
DEWER DAIRY

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION WITH A 42-1409(7) THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S). WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS. PLEASE REVIEW FOR ACCURACY.**

I AM ENCLOSING A STANDARD FORM THREE THAT IS TO BE FILLED OUT AND SENT TO SRBA COURT FOR THE RECORDS. IF YOU ALREADY HAVE THIS FORM, PLEASE DISREGARD IT. IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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RECEIVED

JAN 30 1996

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

Department of Water Resources
Southern Region

DATE OF CLOSING: 1-2-96

LEGAL DESCRIPTION OF PROPERTY: Township 8 South Range 26 East Boise Meridian
Section 16, ALL 1/4 of 1/4 of 1/4, Govt. Lot, BM.
Lot, Block, Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: 36-10852, 36-10853, 36-02089
- [] Name and Address of Former Owner/Claimant(s)(Seller): Dewer Dairy Co.
c/o Herbert W. Poteet
Rt. 4 Box 223 Rupert, ID 83350
- [] New Owner/Claimant (Purchaser): Richard F. and Sherma F. Poteet
- [] New Mailing Address: 788 East 800 North
Rupert, ID 83350
- [] New Telephone Number: (208) 531 - 4090
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s): Richard F. Poteet Date 1/2/96
- [] Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:	
Initial Review and Data-Entry	By: <u>ALB</u>
Date: <u>2/6/96</u>	
Further Action Needed	
Further Action Taken	
Date: _____	By: _____
Final Review and Data-Entry	
Date: <u>2/28/96</u>	By: <u>ALB</u>
Claim Numbers of Split, if any:	

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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DEC 03 1996

#18554

WARRANTY DEED

#EC1193
18554

For Value Received

WETU ENTERPRISES, General Partnership

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

RICHARD F. POTEET and SHERMA F. POTEET, husband and wife
Address: Rt. 4 Box 224 Rupert, ID 83350

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

Township 8 South, Range 26 East of the Boise Meridian, Blaine County, Idaho

SECTION 16: All

Together with all water and water rights, ditches or ditch rights, used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

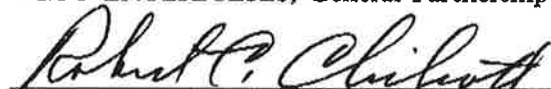
Reservations contained in those certain Deeds recorded January 28, 1952, as Instrument Nos. 100350 and 100351, records of Blaine County, Idaho.

Power Line Easement in favor of Idaho Power Company, recorded April 28, 1964, as Instrument No. 120228, records of Blaine County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 29, 1995

WETU ENTERPRISES, General Partnership



Robert C. Chilcott, General Partner



Elizabeth C. Hezlep, General Partner

STATE OF CALIFORNIA)

COUNTY OF) ss.

On this 2ND day of January, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert C. Chilcott and Elizabeth C. Hezlep, known or identified to me to be the partners in the partnership of WETU ENTERPRISES, and the partners who subscribed said partnership name to the within instrument, and acknowledged to me that they executed the same in said partnership name.

Notary Public
Residing at:
My Commission expires:BLAINE CO. RECORDS
OF
FIRST AMERICAN TITLE CO.
JAN 10 1996
3:55 PM
FEE \$ 6.00
1-10-96
3:55 PM
MARY GILL, CLERK
386041MICROFILMED
DEC 03 1996

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

State of CALIFORNIACounty of LOS ANGELESOn JANUARY 5, 1996
DATEbefore me, PATRICIA KAY MILLS

NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared ROBERT C. CHILCOTT AND ELIZABETH C. HEZLEP

NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that ~~he/she~~ they executed the same in ~~his/her~~ their authorized capacity(ies) and that by ~~his/her~~ their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Patricia Kay Mills
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☒ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
 NAME OF PERSON(S) OR ENTITY(IES)

WETU ENTERPRISES
GENERAL PARTNERSHIP

DESCRIPTION OF ATTACHED DOCUMENT

WARRANTY DEED

BLAINE COUNTY, IDAHO

TITLE OR TYPE OF DOCUMENT

ONE

NUMBER OF PAGES

DECEMBER 29, 1995

DATE OF DOCUMENT

NONE

SIGNER(S) OTHER THAN NAMED ABOVE

MICROFILMED

RECORDED
 AS AN
 S NOT
 CUTION
 TITLE

TO
 ANTOR.
 TO
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attorney in fact
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A and provisions
 sent March 10
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to
 4-1-1988

land
 filed for record

40 clock P.M.
 27

in Recorder.
 Deputy.

INSTRUMENT NO. 872917

THIS INSTRUMENT FILED FOR RECORD
 BY SUN VALLEY TITLE COMPANY
 BEING EXAMINED AS TO ITS EXECUTION
 AND AS TO ITS EFFECT ON THE TITLE

WARRANTY DEED

(CORPORATE FORM)

DEWEY DAIRY CO., a corporation
 organized and existing under the laws of the State of CA, with its principal office at 1149 N. Las Palmas
 Ave., Los Angeles, CA 90038, of County of Los Angeles State of CA,
 grantor, hereby CONVEYS or GRANTS and WARRANTS TO
 Robert C. Chilcott, a married man, as his separate property, and
 Elizabeth C. Heslep, a married woman, as her separate property,
 each as to an undivided 1/2 interest,
 of 1149 N. Las Palmas Ave., Los Angeles, CA 90038,
 the following described interests of land in Blaine
 State of Idaho:

Section sixteen (16), Township eight (8) South,
 Range Twenty-six (26) East, B.N., situated in
 Blaine County, Idaho.

Location of above described property Blaine, ID 83343

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly
 authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held
 and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly
 authorized officer this 1st day of September, A.D. 1988



DEWEY DAIRY CO.
 Robert C. Chilcott, President
 Elizabeth C. Heslep, Vice President

ACKNOWLEDGMENT - Corporate
 STATE OF CALIFORNIA
 County of Los Angeles
 On this 1st day of September, 1988, before me,
 P. E. Conill, a Notary Public,
 personally appeared Robert C. Chilcott
 and Elizabeth C. Heslep, known or
 identified to me to be the President and
 Vice President of the corporation that executed
 the document, the person who executed the instru-
 ment on behalf of said corporation, and acknowledged in
 me that such corporation executed the same.
 Notary Public
 P. E. Conill

STATE OF IDAHO, COUNTY OF Blaine
 I hereby certify that this instrument was filed for record at the
 request of Robert C. Chilcott and Elizabeth C. Heslep
 on the 1st day of September, 1988, in my office, and duly recorded in Book
 of Deeds at page 1000
 Mary Green
 County Clerk

By J. Dudley Deputy

OFFICIAL SEAL
 P. E. CONILL
 NOTARY PUBLIC
 STATE OF CALIFORNIA
 COMMISSION EXPIRES 12/31/90

SUN VALLEY TITLE COMPANY
 201 W. 5th Street
 Boise, Idaho 83702 - 238-5700

First American Title		# of pages = 1	
To	TERRI	From	CURT
Co.	LAND TITLE	Co.	FATCO
Dept.		Phone #	
Fax #	436-1199	Fax #	

RECEIVED

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FEB 28 1996
 DEC 03 1996

Department of Water Resources
 Southern Region

WARRANTY DEED

FOR VALUE RECEIVED

Robert C. Chilcott, a married man, as to his undivided 1/2 interest, and
Elizabeth C. Rezip, a married woman, as to her undivided 1/2 interest,

the Grantors do hereby grant, bargain, sell and convey unto

WETO ENTERPRISES, a General Partnership

the Grantee, whose address is 1149 N. Las Palmas Ave.

Los Angeles, CA 90038

the following described premises, to-wit:

Section Sixteen (16), Township Eight (8) South,
Range Twenty-six (26) East, S.M., situated in
Blaine County, Idaho.

THIS INSTRUMENT FILED FOR RECORD
BY SUN VALLEY TITLE COMPANY AS AN
ACCOMMODATION ONLY. IT HAS NOT
BEEN EXAMINED AS TO ITS EXECUTION
OR AS TO ITS EFFECT UPON THE TITLE.

207949
Blaine County
Idaho
207949

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
heirs and assigns forever. And the said Grantors do hereby covenant to
and with the said Grantee that but it is the owner in fee simple of said premises; that
said premises are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated, September 1, 1988

Robert C. Chilcott
Robert C. Chilcott
Elizabeth C. Rezip
Elizabeth C. Rezip

Janine M. Chilcott
Janine M. Chilcott, Spouse

STATE OF CA COUNTY OF Los Angeles

On this 1st day of September, 1988
before me, a notary public in and for said State, personally
appeared Robert C. Chilcott, Janine M.
Chilcott & Elizabeth C. Rezip

known to me to be the persons who so name C. etc.
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public

Residing at Sunland, California
Comm. Expires 8/17/92

STATE OF IDAHO, COUNTY OF

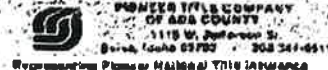
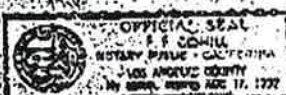
I hereby certify that this instrument was filed for record
at the request of

at _____ o'clock _____
this _____ day of _____
19 _____ in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy

Fees \$
Mail to:



First American Title		# of pages
To TERRI	From CURT	
Co. LAND TITLE	Co. FATCO	
Dept.	Phone #	
Box # 936-1199	Box #	

RECEIVED
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FEB 28 1996
DEC 03 1996
Department of Water Resources
Southern Region

E. RECEIVED

FEB 29 1996

Department of Water Resources
Southern Region

RECEIVED

JAN 17 1996

Department of Water Resources
Adjudication Bureau

RECEIVED

JAN 10 1996

ATTORNEY GENERAL

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

In Re SRBA

Case No. 39576

STANDARD FORM 3

(Check Appropriate Box)

☐ NOTICE OF CHANGE IN ADDRESS

OR

☒ CONSENT TO SUBSTITUTION OF
PARTY 36-10852, 36-10853, 36-02089*this document was accepted by the
SRBA court 1/19/96 CM system not
updated - no CM
record*

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

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CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of 36-10852, 36-10853, 36-Q2089

(Insert each water right number)

My name is Richard F. Poteet

My address is 788 E 800N Rupert

My phone number is: Work 531-4090 Home 531-5362

The name and address of the prior claimant/seller who I wish to be substituted for are:

Dewer Dairy Co. c/o Herbert W. Poteet

Rt. 4 Box 223 Rupert, ID 83350

Robert C. Chislett

Signature of prior claimant/seller

Richard F. Poteet

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water rights claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____

(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of 36-10852, 36-10853, 36-02089

(Insert each water right number)

My name is Richard F. Poteet

My address is 788 E 800 N Rupert

My phone number is: Work 531-4090 Home 531-5362

The name and address of the prior claimant/seller who I wish to be substituted for are:

Dewer Dairy Co. c/o Herbert W. Poteet

Rt. 4 Box 223 Rupert, ID 83350

X

Signature of prior claimant/seller

Richard F. Poteet
Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Minidoka

Richard F. Poteet, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.



Signature of person filing form

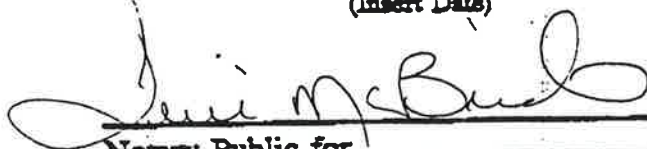
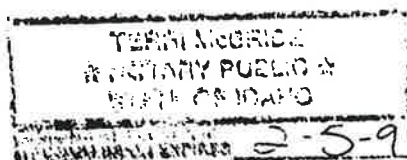
BY: _____

Attorney signing in representative capacity

Subscribed and sworn to before me on _____

January 2, 1996

(Insert Date)



Notary Public for _____

Residing at: _____

My Commission expires: _____

MICROFILMED
DEC 03 1996

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on January 10, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

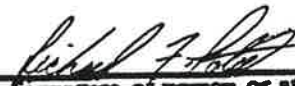
4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form

Tara,

Enclosed are the two warranty deeds you requested.

The first indicates Deweer Dairy was transferred to Robert & Elizabeth. The ~~name~~ second deed shows Robert & Elizabeth transferring to WETU Enterprises.

Thank you for your help regarding this matter.

Sincerely,

Rick Poter

(208) 531-5362 or 531-4090



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FEBRUARY 6, 1996

RICHARD & SHERMA POTEET
788 EAST 800 NORTH
RUPERT ID 83350

RE: SRBA CLAIMS FOR DEWER DAIRY

DEAR MR. & MS. POTEET:

THANK YOU FOR INFORMING US OF THIS OWNERSHIP CHANGE. I NEED TO HAVE SOME ADDITIONAL INFORMATION. I NEED TO HAVE A LINK BETWEEN DEWER DAIRY AND WETU ENTERPRISES. A WARRANTY DEED OR QUITCLAIM DEED COULD WORK.

IF YOU HAVE ANY QUESTIONS, PLEASE CALL ME AT THIS OFFICE. THANK YOU FOR YOUR TIME.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/tlb

MICROFILMED

DEC 03 1996

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: A36-02089
Date Received: 9/30/1988
Receipt No: S002629
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEWER DAIRY CO 208-531-4170
Address: % HERBERT W. POTEET
RT 4 BOX 223
RUPERT, ID 83350

2. Date of Priority: MAR 28, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	26E	16		NE	SW		BLAINE

5. Description of diverting works:
300HP PUMP, 240'X19"

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	10/01	4.840		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	26E	16	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			SW	NW		IRR	40.0

A36-02089

Page 1

Date: 09/30/88

MICROFILMED

JAN 25 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	26E	16	SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	480.0
							Total Acres	480.0

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:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 21428

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 Organizations:

I do solemnly swear or affirm that I am Manager of
Dewar Dairy Co, that I have signed the foregoing
document in the space below as Manager of
Dewar Dairy Co and that the statements contained in the
foregoing document are true and correct.

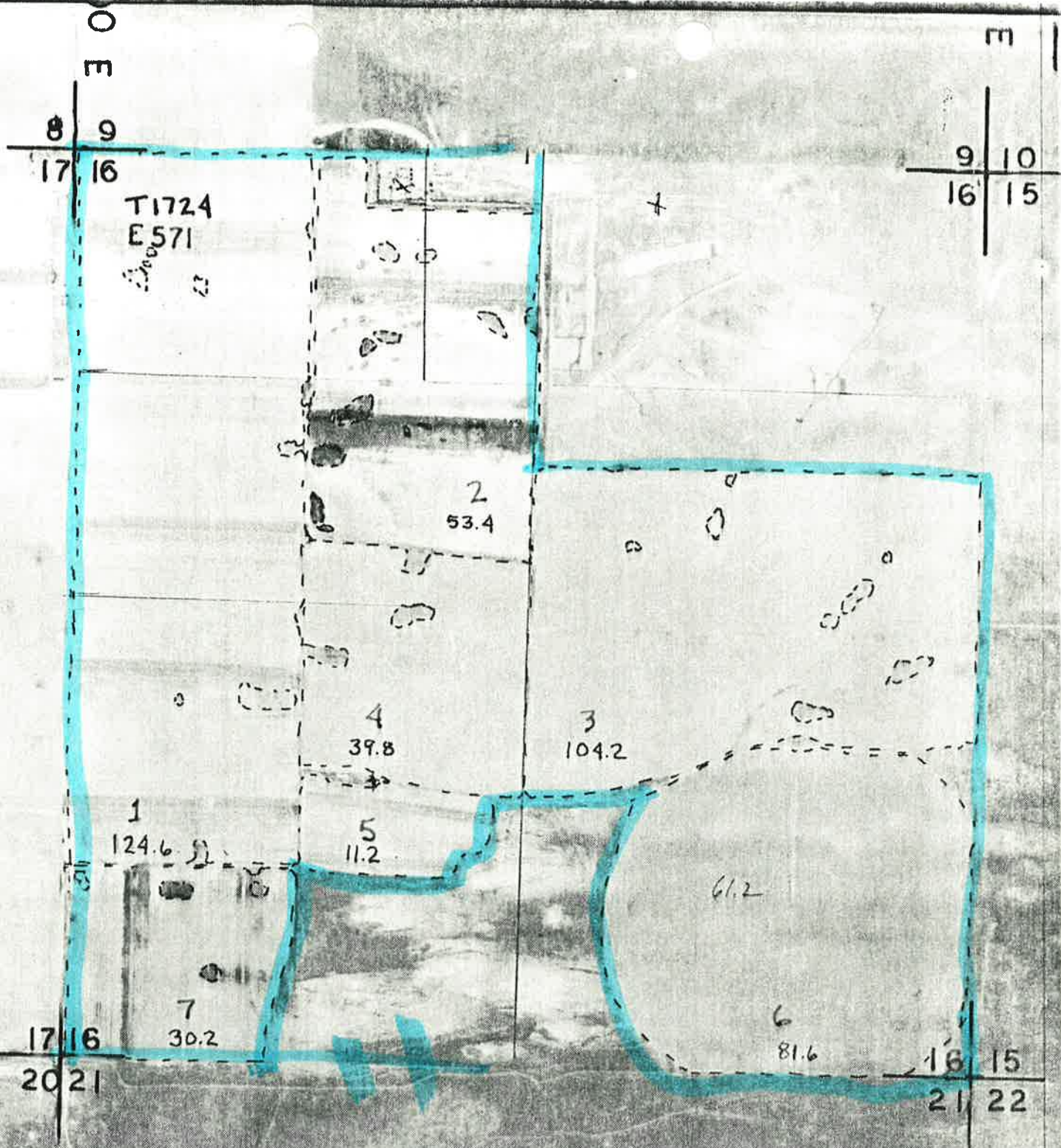
Herbert W. Bost
Signature of Authorized Agent
Manager of Dewar Dairy Co
Title and Organization
9-30-88
Date

State of Idaho)
County of TC) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Sept 19 88
Lois White
Notary Public

Seal
Residing at TC
My Commission Expires 5/89

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JAN 25 1993



T1720

J6

NOT TO SCALE

MICROFILMED

JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 18, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**RICHARD POTEET
788 E 800 N
RUPERT ID 83350**

RE: PARTIAL DECREE #36-02089

Dear Mr. Poteet,

Per our telephone conversation earlier today, I am sending you a profile report of your right and a copy of the GIS print-out showing the shapefile (or outline) of your place of use. We recommended 425 acres and these were later decreed. (We later did the GIS shapefile and it calculated to be about 6.9 acres larger.)

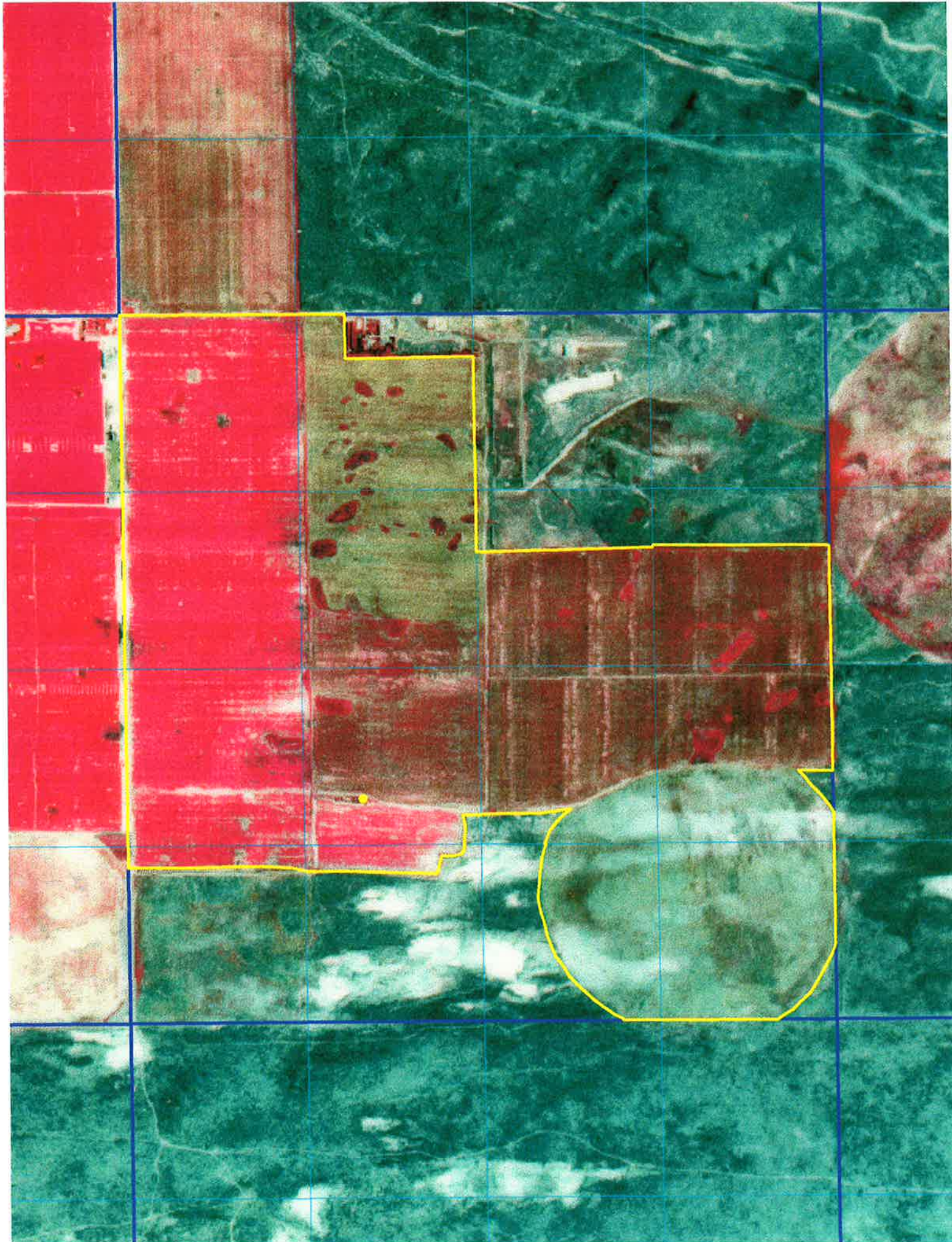
As this right has been decreed, modifications to the right must now be approved by the Snake River Basin Adjudication (SRBA) District Court. I suggest you contact them in writing at PO BOX 2707, TWIN FALLS, ID 83301-2707, should you decide to pursue any changes and tell them you wish to have your partial decree set aside. They will direct you on how to proceed from there.

If you have any more questions, please feel free to give me a call at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the printed name.

**Jeanie Robertson
Senior Water Resource Agent**



Presumption Flag: C

431.9
425.

6.9 the
greater in GIS

Water Right Number - R36-02089

Prefix Translation: RESEARCH

Old (D) Number - 21428

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

POTEET RICHARD F 1 - 788 EAST 800 NORTH
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4090

POTEET SHERMA F 1 - 788 EAST 800 NORTH
2 -
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4090

*** D - DIR RPT OWNER ***

DEWER DAIRY CO 1 - C/O HERBERT W POTEET
2 - RT 4 BOX 223
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4170

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
03/28/1950 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
08S 26E 16 SW NE SW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 4.840 1700.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
4.840 1700.00 1275.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 26E 16 SW NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE NW 32.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW SW 5.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE SW 4.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW SE 25.0 01 IRRIGATION (13) BLAINE

updated 12-5-97 KKC
Proofed 12-10-97 KKC

Water right number - R36-02089

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	26E	16	SE SE		35.0	01	IRRIGATION	(13) BLAINE

Total Acres: 425.0

+ - - Diversion Means - 300HP PUMP, 240"X19"

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - -
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 07/22/97 KCHRISTE

+ - - - - - Comments - - - - -

Date: 02/28/1996 User Id: TBACKLUN Subject: NAME CHANGE

OWNERSHIP CHANGE MADE WITH 42-1409(7). SF3 WAS SENT TO NEW OWNERS. CHAIN OF WARRANTY DEEDS INCLUDED.

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 09/30/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S002629	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- AND/OR	Notice of Error Flag	-

NO. OF CLAIMS IN POLYGON 1

CLAIM NUMBERS 36-02089

DATE 6-26-97

AGENT KKC

TOTAL ACRES

FROM RECOMMENDATION 425

GEOGRAPHIC INFO SYSTEM 432.8

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	8S	26E	16			25	25	32	40	40	40	40	40	5	4	37	37	25	35	425
GIS						26.4	27.1	32.8	40	40	40	39	40	4.9	5	39	37.2	23	37.9	432.8
RECOM																				
GIS																				
RECOM																				
GIS																				
RECOM																				
GIS																				

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF 6-26

ATTRIBUTES OF B36-POU.SHP (146) 6-26

B36-DBPOD.DBF 6-26-97

ATTRIBUTES OF B36-POD.SHP (160) 6-26

No P/O prob.

No P/U prob.

OK for decree
KKC
7-16-97

R PROOF



CVR



MAPS



PHOTOS



MISC



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JAN 25 1993

Water Right Number - R36-02089 Prefix Translation: RESEARCH Old (D) Number - 21428

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DEWER DAIRY CO.1 - C/O HERBERT W. POTEET
2 - RT. 4 BOX 223
3 -
City- RUPERT State- ID Zip- 83350
Phone - 208-531-4170+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/28/1950 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 26E 16 SW NE SW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 4.840 1700.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.840 1700.00 1275.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 26E 16 SW NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE NW 32.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE NW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SW 40.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW SW 5.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE SW 4.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NE SE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 16 NW SE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SW SE 25.0 01 IRRIGATION (13) BLAINE
08S 26E 16 SE SE 35.0 01 IRRIGATION (13) BLAINE

Total Acres: 425.0

+ - - Diversion Means - 300HP PUMP, 240'X19"

+ - - Non-Irrigation Use -

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JAN 25 1993

Water right number - R36-02089

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - -
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - +
03/11/92 ROBERTSO

+ - - - - - Adjudication Rights Dates and Flags Area - - - - -

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 03/11/1992	Old Judicial District	-
Claim Received Date	- 09/30/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002629	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:36:21
08/17/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02089

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			11-9-90					7-22-91
POINT OF DIV	Y			N				
SOURCE				(Y) 10 Ac.	1,5			
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME	Y			(Y)	1,2,4,5			
CONSUMPTIVE USE	-			(N) TEN VOL	6. LICENSE STDS.			
PURPOSES	Y			(Y)	6. STDS			
PERIOD OF USE	Y			N				
BASIS OF CLAIM				(V)	6. STDS			
REMARKS				N				
				N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:36:21
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02089

LAST: DEWER DAIRY CO.
ADDRESS: C/O HERBERT W. POTEET
RT. 4 BOX 223
CITY: RUPERT
PHONE NUMBER: 208-531-4170

FIRST:

STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
N

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 11/9/90

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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JAN 25 1993

A. AJ CLAIM: # A36-02089 PRIORITY DATE: 03-28-1950 STAGE: L
B. WR RECORD: # 36-02089 PRIORITY DATE: 03-28-1950 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
N EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
03-28-1950

REVIEWED BY

See

DATE

11-13-90

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JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02089	08S	26E	16		NE	SW		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02089	08S	26E	16		NE	SW		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
W
W

REMARKS:

Add 10 Acres

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JAN 25 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>SAME</u>			<u>SW</u>	<u>NE</u>	<u>SW</u>		<u>13</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: SC DATE: 11-13-90

change claim

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-02089

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
08S	26E	16	SW	NE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	40.0	25	40.0
08S	26E	16	SW	SE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	28.0	25	25
08S	26E	16	SE	SE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	12.0	35	35
08S	26E	16	SE	NE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	32.0	25	25
08S	26E	16	SW	NW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	39.0	40	40
08S	26E	16	SE	NW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	40.0	38	40.0 *
08S	26E	16	NE	SW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	34.0	40	40
08S	26E	16	NW	SW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	35.0	40	40
08S	26E	16	SW	SW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	25.0	5	5
08S	26E	16	SE	SW		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	17.0	4	4
08S	26E	16	NE	SE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	16.0	37	37
08S	26E	16	NW	SE		DEWER DAIRY CO.	A36-02089 /40.0	36-02089 /40.0	34.0	37	37
TOTAL ACRES							A36-02089	480.00	480.00	352.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

Y

attached ASCS photo shows =
415 ACRES (within 2% of Recommended)

Add TRACTS:

8S. 26E. 16 NENW

NW NW

AJ
CLAIM
0

WR
0

32

32

0

0

40
423

40
425

* within Tolerance OK KKC
7-21-91

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JAN 25 1993

PRESUMPTION FLAG:

REMARKS:

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JAN 25 1993

RECOMMENDATIONS:

TOTAL ACRES: 425

REVIEWED BY: see

DATE: 11-13-90

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02089 IRRIGATION	FROM 03-01 TO 10-01	4.840 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.840 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02089 IRRIGATION	FROM TO	4.840 CFS
36-02089 DOMESTIC	FROM TO	4.840 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.840 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u>X</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

#1 Y (X) N (X)
Y (X) N () Explain in remarks, below.

REMARKS:

3-15 to 10-1

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(~~X~~) N()

AJ TOTAL CLAIMED DIVERSION RATE: 4.840 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.840 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N(~~X~~) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 425 x 0.02 CFS/ACRE = 8.5 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1440.0 AF/A

ACRES 425 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 1275 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 425 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 1700 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>IRRIGATION</u>	<u>3-15 10-1</u>	<u>4.84</u>	<u>1700</u>	<u>1275</u>
		<u>4.84</u>	<u>1700</u>	<u>1275</u>
TOTAL FOR THIS RIGHT				

REVIEWED BY:

SCC

DATE:

11-13-90

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
(~~X~~)
()
(~~X~~)
()

NEEDS
REVIEW
()
(~~X~~)
()

legal

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02089

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 4.840 EXAMINER _____ CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02089	4.840	-		36-02089	4.840
TOTAL CFS		4.840				4.840

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

OK

REMARKS:

AUTHENTICATION:

SIGNATURE: *Steve Collins*

DATE: *11-13-90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

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IAN 25 1993

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per
field exp
11-9-90
see

ACRES = 423

40 PW Record

MILLER
-2538
-7823
-7047

POD

Hawley
4545

-2068
HRUZA

40

40

40

NOT
IRRIGATED
4375

NOT
IRRIGATE

25

3

4279

4276
FAN 5/11/55 ON LIN

4259

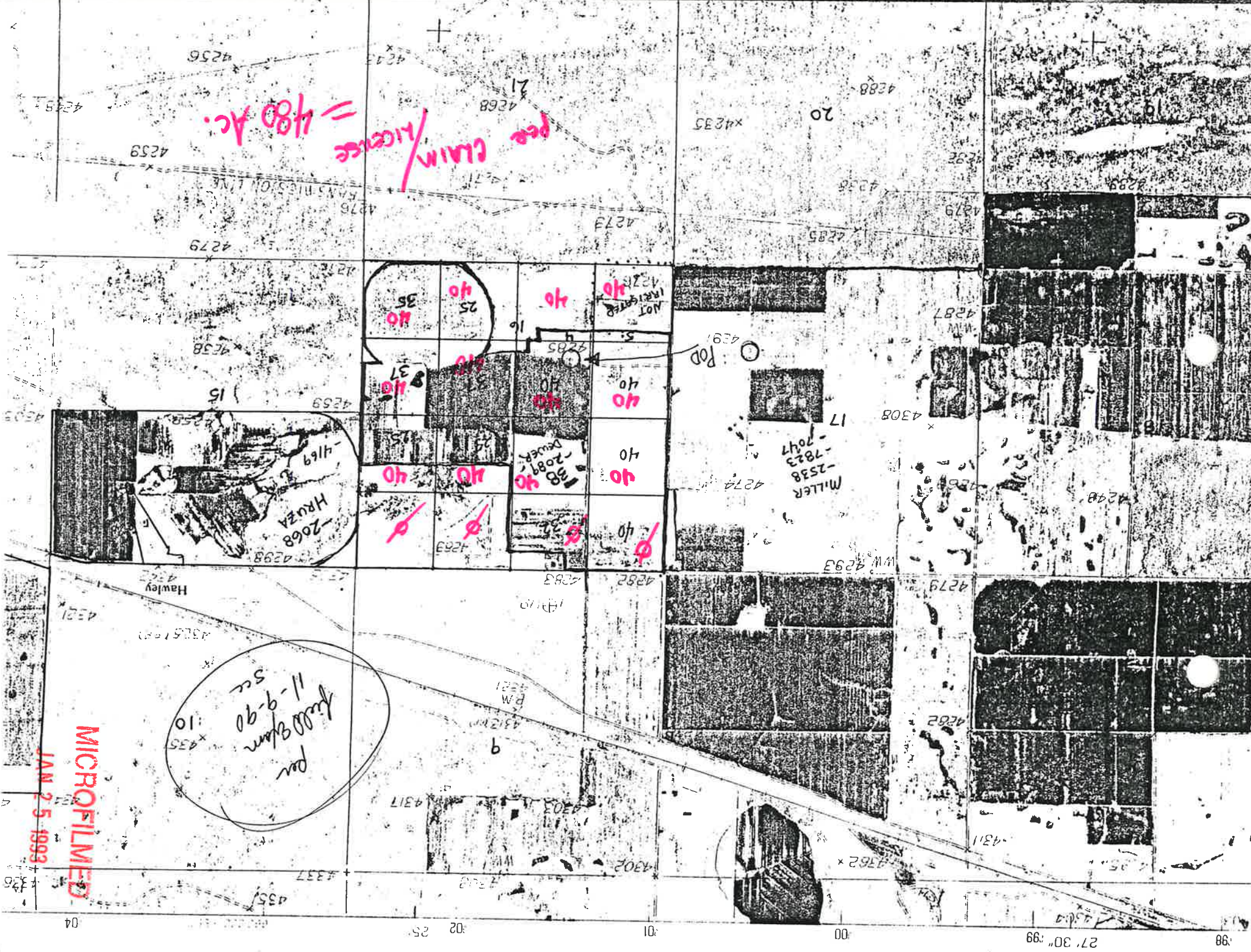
x4235

20

426
21

424.

4250

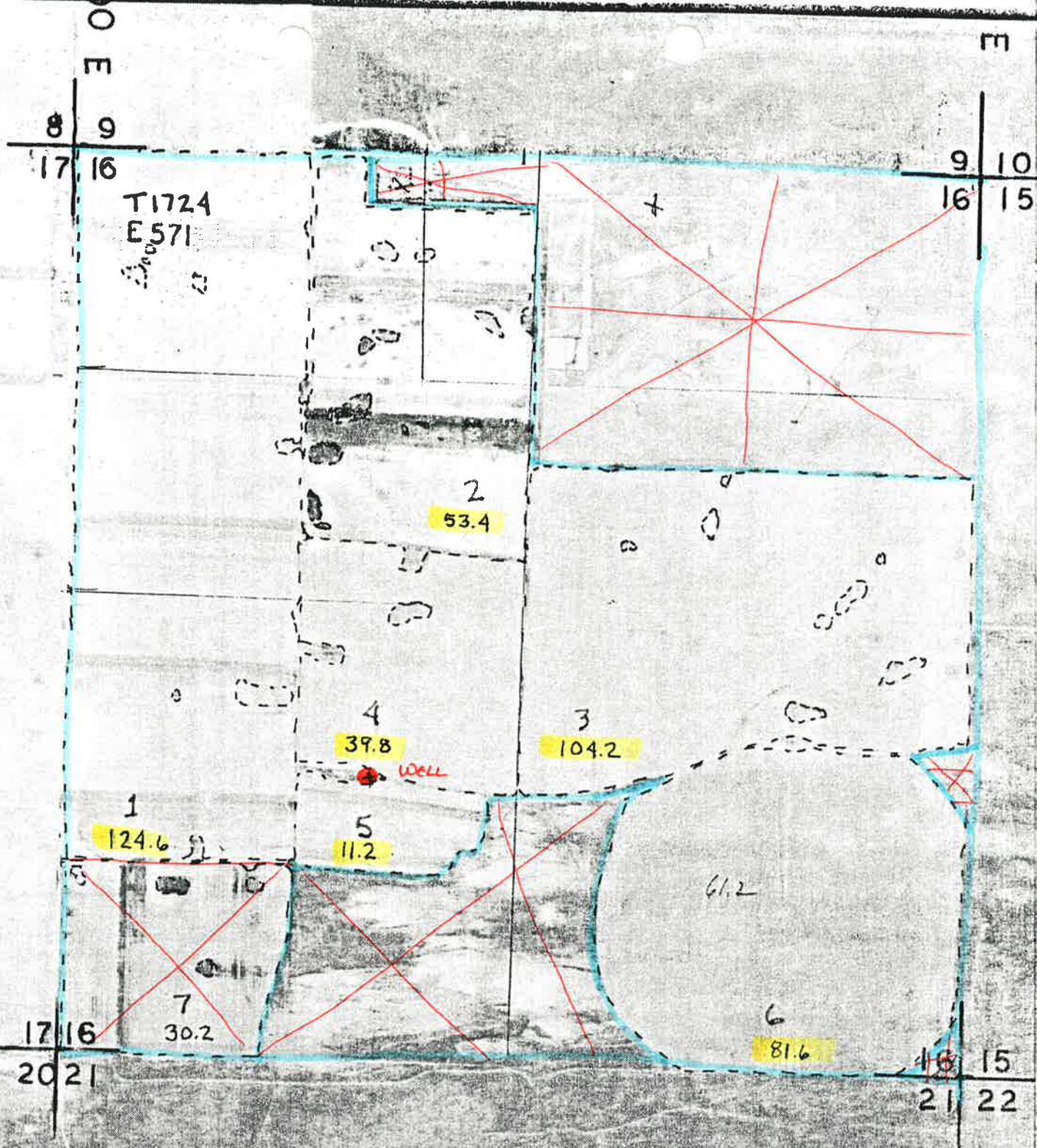


per claim/lease = 480 Ac.

per 11-9-90 10:10

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414.8 ACRES
J6

NOT TO SCALE

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