

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: A36-02188
Date Received: 8/ 2/1988
Receipt No: S001237
Received By: _____

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

1. Name: JOHN K. FRANCIS 208-536-2104
Address: 1446 E. 2900 S.
WENDELL, ID 83355

2. Date of Priority: JAN 30, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	34		NE	NW		GOODING

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.
IRRIGATION	04/01	09/01	1.000		

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

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	27	SW	SW		IRR	30.0
			SE	SW		IRR	40.0

**MICROFILMED
JAN 25 1993**

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	70.0
					Total Acres	70.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIM A36-15211 IS AN EXPANSION CLAIM ON THIS LICENSE PURSUANT
TO IDAHO CODE 42-1416(2).

15. Basis of Claim: LICENSE

Water Right Number: 23714

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: _____

MICROFILMED
JAN 25 1993

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 _____

MICROFILMED
JAN 25 1993

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
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Ident. Number: A36-02188
Date Received: 8/02/1988
Receipt No: S001237
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ACQUIRED UNDER STATE LAW

1. Name: JOHN K. FRANCIS 208-536-2104
Address: 1446E 2900S
WENDELL, ID 83355

2. Date of Priority: JAN 30, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	34	NE	NE	NW		GOODING

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	09/01	1.000		

7. Total Quantity Appropriated is:
1.000 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 of	Lot	Use	Acres
07S	14E	27	SW	SW		IRR	30.0
			SE	SW		IRR	40.0
Section Acres							70.0

Total Acres 70.0

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

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 23714

(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): John H. Francis Date: 2 Aug 1988
Date: _____

State of Idaho)
County of T. F.) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of August 19 88 Loi White
Notary Public

Seal

Residing at T.F.

My Commission Expires 5/95

02/88
MICROFILMED
JAN 26 1993

Log for claim 36-02188

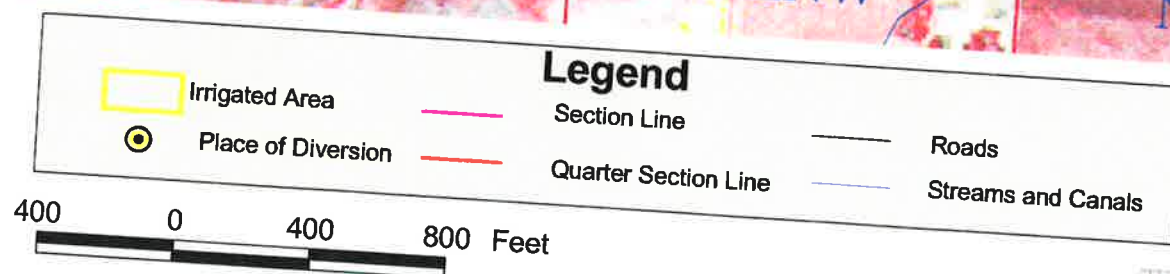
Spatial Dynamics BTD

10/17/01

TR	SEC	QQ	Acres	Acres	COMMENT
			Recommended	Shaped	
07s14e	27	SWSW	40	40	
07s14e	27	SESW	35	40	Permissible place of use
Totals:			75	80	

Water Right Number 36-02188
Township , 7S14E

10/17/2001



AJ0749NP
No. 36-02188

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/12/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	V & L DAIRY 1446 E 2900 S WENDELL ID 83355	01/30/1953	IRRIGATION	04-01 10-31	1.00 CFS	
TOTAL DIVERSION:					1.00 CFS	

D JOHN K FRANCIS
1446 E 2900 S
WENDELL ID 83355
(208) 536-2104

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R14E S34 NENENW

GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
07S	14E	27	:											40	35			:	75.0	
TOTAL ACRES																			75.0	

POU County: GOODING

Other Rights: 36-15211

Conditions of Approval:

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

Remarks: GEN THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-15211 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.00 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 300 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 225 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 36-15211 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.
RIGHT NO. 36-15211 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

RECEIVED

DEC 11 1996

Department of Water Resources
Southern Region

RECEIVED

RECEIVED

W.R. FOU ✓
ONLY 3 IDENT.

W.R. FOU
No OTHERS

DEC 11 1996

SEP 26 1996

Department of Water Resource
Southern Region

Department of Water Resources

ALL AJ CHANGES ONLY
CHANGES MADE BY [Signature] 11-12-96
NCAP to COURT 11-15-96
LA
- 18P

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

36-02188, 36-15211

36-10311

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.

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

John K. Frank

I am the claimant of

Water License #36-02188, Beneficial Claim #36-15211 & 36-10311

(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

Wendell, ID

My phone number is:

Work

Home

536-2104

(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 Water License #36-02188, Beneficial Claim
#36-15211 & 36-10311 (Insert each water right number)

My name is V & L Dairy

My address is 1446 E. 2900 S., Wendell, ID

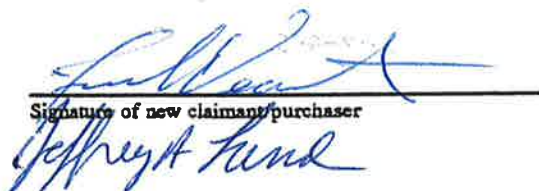
My phone number is: Work _____ Home _____

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

John K. & Kathleen Francis

1446 E. 2900 S., Wendell, ID 83355

Signature of prior claimant/seller



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

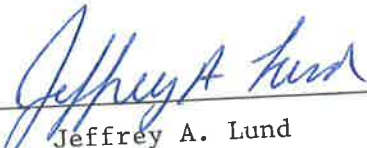
(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of IDAHO

County of GOODING

Jeffrey A. Lund
Frank W. Veenstra, Sr. _____, 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.


Jeffrey A. Lund


Signature of person filing form
Frank W. Veenstra, Sr.

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on September 16, 1996
(Insert Date)

Notary Public for Idaho
Residing at: Wendell, ID
My Commission expires: 3-13-98

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 _____, 199__, 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

WARRANTY DEED

For Value Received

**John K. Francis And Kathleen Francis,
Husband And Wife.**

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

**V & L DAIRY, A Partnership composed of Frank W. Veenstra, Sr. And Mary Jane Veenstra
And Jeffrey A. Lund And Julie A. Lund,**

the grantee(s), whose current address is

1446 E. 2900 S., Wendell, ID 83355

the following described premises, to-wit:

**Township 7 South, Range 14 East of the Boise Meridian, Gooding County,
Idaho**

Section 27: S1/2SW1/4**166881**

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

50 min. past 3 o'clock P.m. this 16

of Sept, 1996 3rd

By Alvin Sides Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: September 14, 1996

John K. Francis
John K. Francis

Kathleen Francis
Kathleen Francis

STATE OF IDAHO

: ss

COUNTY OF GOODING

On This 16th day of September, in the year 1996, before me, a Notary Public in and for said State, personally appeared **John K. Francis And Kathleen Francis**, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Debra A. Sides
Notary Public of Idaho
Residing at Wendell, Idaho
Commission Expires: 3/13/98

*First American Title Company of Idaho*

From: DWR60::TBACKLUN 14-NOV-1996 11:54:17.20
To: DWR03::DSHAFF
CC: TBACKLUN
Subj: V & L PARTNERSHIP

HI THERE. JUST GOT A CALL FROM THE TITLE COMPANY THAT HANDLED THE OWNERSHIP CHANGE FOR V & L PARTNERSHIP (36-02188, 36-15211, 36-10311). MR. LUND CALLED TO ASK HER IF HE WOULD BE GETTING ANY PAPERWORK BACK FROM US. I TOLD HER AS SOON AS IT WAS DONE, SOMETHING WOULD BE SENT OUT. I SEE ON THE COMPUTER WHERE YOU HAVE DONE THE NAME CHANGE. I WAS THEN INFORMED THAT THE ADDRESS SHOULD BE: 1446 E 2950 S, WENDELL ID 83355. JUST I THOUGHT I LET YOU KNOW.

TARA

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

SEP 24 1996

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

Department of Water Resources
Southern Region

DATE OF CLOSING: 9-16-96

LEGAL DESCRIPTION OF PROPERTY: Township 7 Range 14
Section 27, 1/4 of 1/4 of 1/4, Govt. Lot, BM. Gooding County, ID
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) 36-02188, Beneficial Claim #36-15211 & 36-10311
Assigned by IDWR:
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): John K. & Kathleen Francis
1446 E. 2900 S., Wendell, ID
- ☐ New Owner/Claimant (Purchaser): V & L Dairy, a partnership consisting of Frank W. Veenstra, Sr.
Mary Jane Veenstra, Jeffrey A. Lund & Julie A. Lund
- ☐ New Mailing Address: 1446 E. 2950 S.
Wendell, ID 83355
- ☐ New Telephone Number: (208) 536-5590
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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:
- (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) Jeffrey A. Lund Date 9-16-96
Julie A. Lund Date 9-16-96
Mary Jane Veenstra Date 9-16-96
- ☐ Signature of Former Owner/Claimant(s) John K. Francis Date 9-16-96
Kathleen Francis Date 9-16-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:

Further Action Needed:

Further Action Taken
Date: By:

Final Review and Data-Entry
Date: By:

Claim Numbers of Split, if any:

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

WARRANTY DEED

RECEIVED

SEP 24 1996

Department of Water Resources
Southern Region

For Value Received

**John K. Francis And Kathleen Francis,
Husband And Wife.**

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

**V & L DAIRY, A Partnership composed of Frank W. Veenstra, Sr. And Mary Jane Veenstra
And Jeffrey A. Lund And Julie A. Lund,**

the grantee(s), whose current address is

1446 E. 2900 S., Wendell, ID 83355

the following described premises, to-wit:

**Township 7 South, Range 14 East of the Boise Meridian, Gooding County,
Idaho****Section 27: S1/2SW1/4****166881**

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

50 min. past 3 o'clock P.m. this 16

of Sept, 1996 3:00

By Alvin Sales Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: September 14, 1996

John K. Francis
John K. Francis

Kathleen Francis
Kathleen Francis

STATE OF IDAHO

: ss

COUNTY OF GOODING

On This 16th day of September, in the year 1996, before me, a Notary Public in and for said State, personally appeared **John K. Francis And Kathleen Francis**, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Debbie H. Dwyer
Notary Public of Idaho
Residing at Wendell, Idaho
Commission Expires: 3/13/98

*First American Title Company of Idaho*

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
JAN 26 1993

VERIFIED ADM

Water Right Number - R36-02188 Prefix Translation: RESEARCH Old (D) Number - 23714

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

*** C - CURRENT OWNER ***
FRANCIS

JOHN K.

1 - 1446 E. 2900 S.

2 -

3 -

City- WENDELL

Phone - 208-536-2104

State- ID Zip- 83355

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/30/1953 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 14E 34 NE NE NW (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.000 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 14E 27 SW SW 40.0 01 IRRIGATION (47) GOODING
07S 14E 27 SE SW 35.0 01 IRRIGATION (47) GOODING

Total Acres: 75.0

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-15211

+ - - - - Remarks - - - - - +

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 36-15211 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.00 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 300 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 225 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-15211 IS ALSO DIVERTED THROUGH POINT OF DIVERSION

MICROFILMED
JAN 20 1993

Water right number - R36-02188

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

DESCRIBED ABOVE.
RIGHT NO. 36-15211 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

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

Date: 08/29/1991 User Id: WORSTELL Subject: ADJUSTMENT OF PLACE OF USE
CLAIMED PLACE OF USE IN SE SW SEC. 27 REDUCED TO CONFORM TO CLAIMANT'S EXPLANATION OF PLACE OF USE, 7/10/91 RVW.

+ - - Audit Fields - - +

09/05/91 MERRITT

+ - - - - 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	- 09/05/1991	Old Judicial District	-
Claim Received Date	- 08/02/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001237	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JAN 20 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:53:40
06/30/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02188

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								
POINT OF DIV	Y			Y	6	B. H. 8/28/91		
SOURCE				N				
PLACE OF USE				Y	2, 4			
DIV. AMOUNT CFS/VOLUME				Y	6			
CONSUMPTIVE USE				Y				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM				N				
REMARKS				Y				

"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.

MICROFILMED
JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:53:40
06/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02188

LAST: FRANCIS
ADDRESS: 1446 E. 2900 S.
CITY: WENDELL
PHONE NUMBER: 208-536-2104

FIRST: JOHN K.
STATE: ID ZIP: 83355

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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JAN 20 1993

A. AJ CLAIM: # A36-02188 PRIORITY DATE: 01-30-1953 STAGE: L

B. WR RECORD: # 36-02188 PRIORITY DATE: 01-30-1953 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

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

REMARKS:

*The 17 expanded in SWSW must have
later priority date (1970 - see affidavit in 36-15211)
R.V.W.*

=====

RECOMMENDED PRIORITY DATE:
01-30-1953

REVIEWED BY

lw

DATE

8/17/90

=====

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JAN 26 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02188	07S	14E	34	<i>Ne</i>	NE	NW		GOODING

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

WR RECORDS IN SAME 40 ACRE TRACT

36-02404

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02188	07S	14E	34		NE	NW		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-02404

A36-02404 NONE
A36-10058

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<i>N</i>
			N	<i>N</i>

REMARKS:

*confirmed with orig field exam in
state office vault*

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JAN 26 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>72</u>	<u>142</u>	<u>34</u>	<u>NR</u>	<u>NE</u>	<u>NW</u>	<u>---</u>	<u>47</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: LW

DATE: 8/17/90

RECORDED
JAN 29 1993

2

A. ROOT WATER RIGHT NUMBERS: A36-02188

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	ACRES Total	FIELD EXAM.	RECOMM. ACRES
07S	14E	27	SW	SW		FRANCIS , JOHN K.	A36-02188 /30.0	36-02188 /10.0	40.0	40		10
07S	14E	27	SE	SW		FRANCIS , JOHN K.	A36-02188 /40.0	36-02188 /40.0	40.0	35		40.0
						FRANCIS , JOHN K.	A36-10311 /	- /		75		35
TOTAL ACRES							A36-02188	70.00	50.00	80.00	75	50 45

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

0.15 cfs/ac

PRESUMPTION FLAG:

REMARKS:

recommend according to ASCS map

*Recommended as licensed — B.V.W 8/29/91
Francis said Farmstead occupies about 5 acres in SE SW of sec. 27
7/10/91*

RECOMMENDATIONS:

TOTAL ACRES: 67 50

REVIEWED BY: lw

DATE: 9/24/90

MICROFILMED

JAN 20 1991

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02188 IRRIGATION	FROM 04-01 TO 09-01	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02188 IRRIGATION	FROM TO	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED
JAN 20 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.000 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
Y N

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10311	DOMESTIC	FRANCIS , JOHN K.	FROM 01-01 TO 12-31	.040 CFS	
A36-10311	STOCKWATER	FRANCIS , JOHN K.	FROM 01-01 TO 12-31	.040 CFS	

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JAN 20 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 67 x 0.02 CFS/ACRE = 1.34 CFS
450 (Taken from p/u review)

0.9 licensed 1.0 cfs.
0.015 cfs/ac.

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

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

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 210.0 AF/A

ACRES 67 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
450
TOTAL CONSUMPTIVE USE 201 AF/A
1350

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 67 x DIVERSION VOL. AF/A FOR AREA 4 =
450
TOTAL DIVERSION VOLUME 268 AF/A
1800

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

The 17 expanded acres in the SWSW and this
right (originally for 50 acres) limited to 1.0 cfs

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JAN 20 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 09-01	DATABASE 1.000 EXAMINER <u>✓</u>	DATABASE 200 EXAMINER <u>200</u>	DATABASE 210.0 EXAMINER <u>190</u>
TOTAL FOR THIS RIGHT		1.000	<u>68.0</u> <u>208</u> 1800	<u>210.0</u> <u>208</u> 135

REVIEWED BY: lw

DATE: 9/24/90

R.V. 7K
8/9/91

RECORDED
 JAN 20 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02188

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.000	EXAMINER <u>N/A</u>	CFS
-----------------------------------	-------------------	------------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02188	1.000	-		36-02188	1.000
TOTAL CFS		1.000				1.000

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 <u>N/A</u>
---------------	---------------------------------

REMARKS:

AUTHENTICATION:

SIGNATURE: lw

DATE: 9/24/90

NAME OF FIELD EXAMINER: lw

TITLE: _____

MICROFILMED

JAN 20 1993

R.V. 8/29/91

SYSTEM CLAIM NUMBERS

36-02188

AGENT

INITIALS

DATE _____

8/29/91

CLAIM NO.

**OR ENTRY
ORDER**

REMARK
CODE

ENTRY DATA

**CONDITION
CODE**

STAGE
OR
STATUS

**PRESUMPTION
CODE**

FO5

36-15211

~~110 cfs~~

Ko
Ko

36-15211

Kob

50 200

Exo 1

1.00 eV

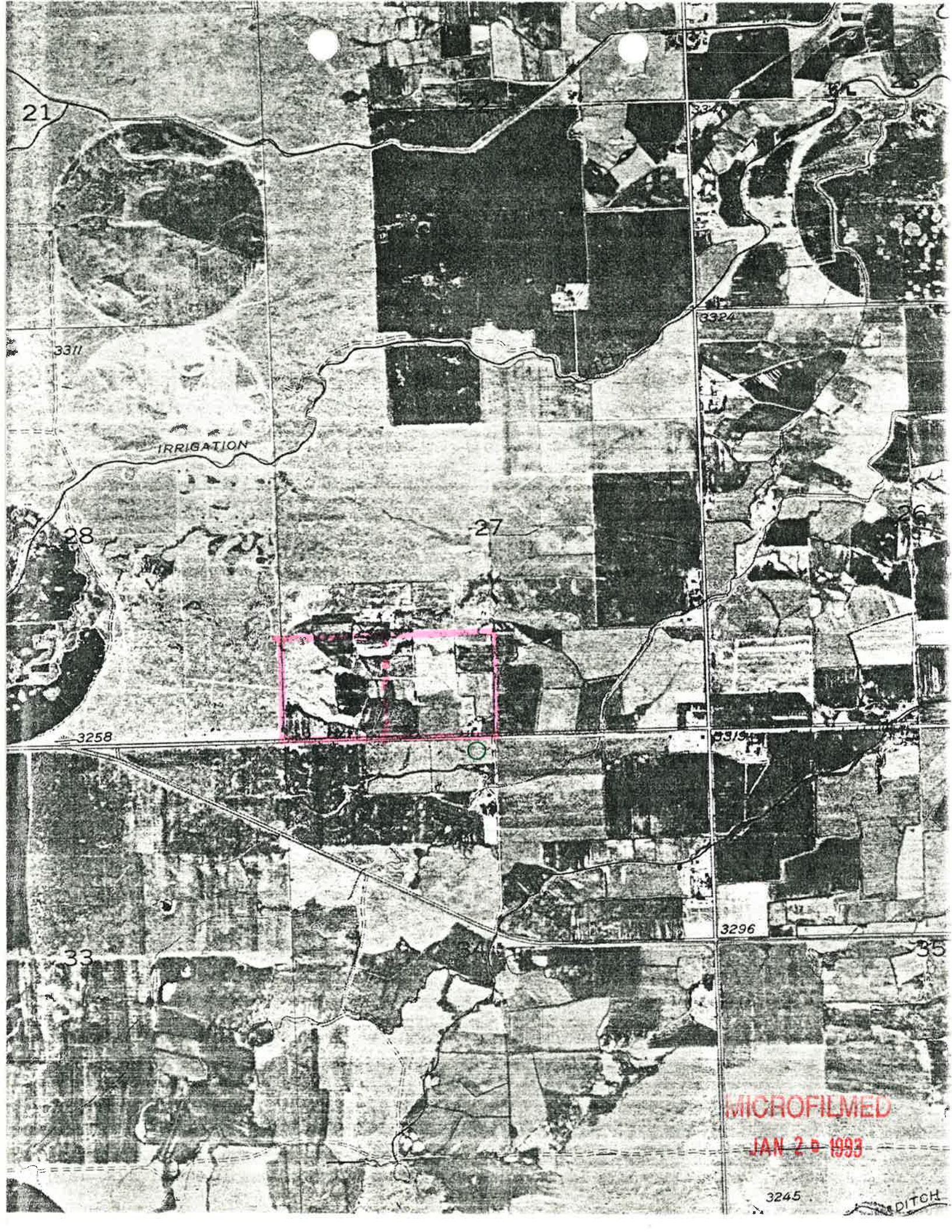
300

225

75

MICROFILMED

JAN 26 1993



21

3377

IRRIGATION

28

27

3258

33

3396

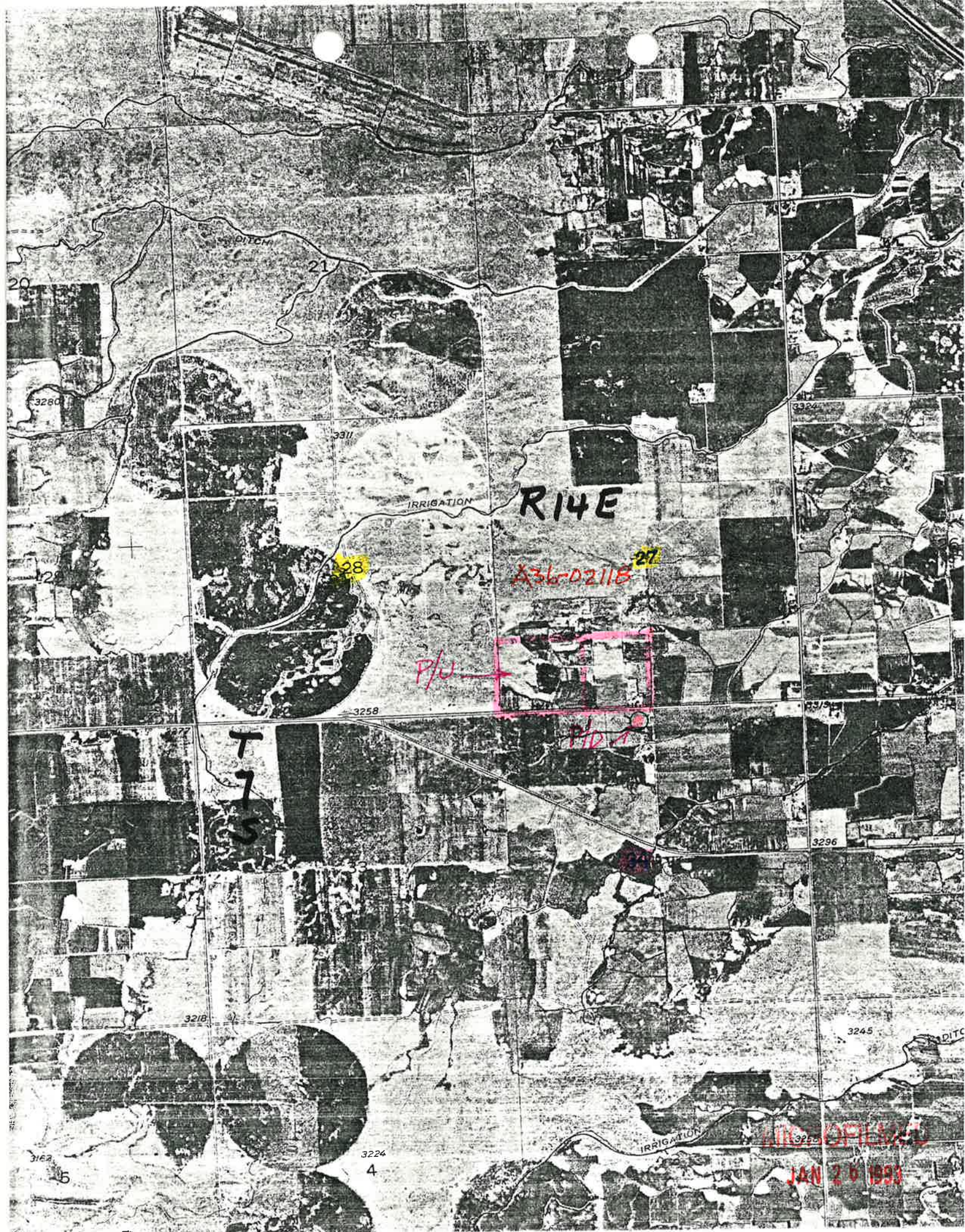
3296

MICROFILMED

JAN 25 1993

3245

DITCH



check
P/V acreage
EXP Priority

A36-02188

3
125.1

T 75 R 14 E

7.0

2.0

1.9

2.0

1

7.985

4.6

7

3.5

17.8

2.7

12

3.7

11

3.6

10

3.9

10.5

12.5

34

2

6.9

841

T-1100

6.1

18.4

3.5

14.9

9

7.9

12.1

29.5

798

T-1060

42.5

4-2

7.0

6.7
A36-02188

3
125.1

T 75 R 14 E

7.0

19.0

9.0

4.6

3.5

17.8

2.7

3.6

3.9

10.5

12.5

841
T 1100

3.5

14.9

7.9

9.5

798
T 1000

1.0

State of Idaho License and Certificate of Water Right

36-02188

Water License No. G-23714

Water District No.

Amount One second foot

Priority January 30, 1953

THIS IS TO CERTIFY that FRANCIS E. HULET
of Wendell, Idaho

, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 30, 1953; that Permit No. G-23714
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
Two second feet, was issued thereunder on August 15, 1955, showing that said works
were completed on the 15th day of March, 1955; and that on the 6th
day of September, 1955.

JOHN K. FRANCIS, Assignee of Francis E. Hulet
of Wendell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
under Use Permit No. G-23714 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5641, on the 27th day of December, 1955;
The right hereby confirmed dates from January 30, 1953;
The Point of Diversion is located

in the NW 1/4 Sec. 34, Tp. 7 S., R. 14 E., B. McOonding County

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	14 E.	27	SE 1/4	40	10
			SE 1/4	40	40
			Number of Acres Actually Irrigated	-	50

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
27th day of December, 1955.

(SEAL)

MARK R. KULP
State Reclamation Engineer.

MICROFILM
JAN 20 1956

Witness my hand this 20th day of February, 1955.

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 20th
day of February, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By LEN JORDAN

Governor

By IRA H. MASTERS

Secretary of State.

12.

Twp.	Range	Sec.	NE¼	NW¼	SW¼	SE¼	Totals
			NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	NE¼NW¼SW¼SE¼	
7	14	27			30	35	65
7	14	34		35			35
Total Number of Acres to be Irrigated -							100
A S S I G N M E N T							
For value received, I hereby assign one-half my right, title, and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. G-23714 to John K. Francis of Wendell, Idaho.							
			FRANCIS E. HULET Permit holder.				
State of Idaho) County of Gooding) ss			Widower Wife of Permit Holder.				
On this 6 day of Aug., 1955, before me, a Notary Public for the State of Idaho, residing at Wendell, personally appeared Francis E. Hulet, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that he executed the same.							
In witness whereof, I have hereunto set my hand and affixed my Nototrial seal, the day and year in this certifi first above written.							
(SEAL)			JARED R. WILLIAMS Notary Public, residing at				
My commission expires May, 1956.							
Received and filed for record in the Department of Reclamation, August 9, 1955, at Boise, Idaho.							

MARK R. KULP
State Reclamation Engineer