

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

Water Right Number - 36-02232

Prefix Translation: WATER RIGHT

Old (D) Number - 24354

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

*** A - ATTORNEY ***
FELTON

MICHAEL HARLAND

1 - FELTON AND FELTON
2 - PO BOX 589
3 -
City- BUHL
Phone - 208-543-4368

State- ID Zip- 833160589

*** C - CURRENT OWNER ***
AARDEMA

FRANS

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

AARDEMA

CORNELIA

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

HEIDA

THOMAS

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

HEIDA

MARY JANE

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

BOX CANYON DAIRY

DBA

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

*** D - DIR RPT OWNER ***
AARDEMA HEIDA DAIRY

DBA

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

BERRY

BRUCE A

1 - 3106 S 1500 E
2 -
3 -
City- WENDELL
Phone - 208-536-6251

State- ID Zip- 83355

+ - - Priority Date - - +
11/21/1953

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

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

Water right number - 36-02232

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	RFlg	County
08S	14E	11	SE NW SE		(47)	GOODING

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.800	160.00

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.800	160.00	0.0	

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	11	NW SE		40.0	01	IRRIGATION	(47) GOODING

Total Acres: 40.0

+ - - Diversion Means - WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

+ - - 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 - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +	+ - - - - Decree Defendant - - - +	+ - Decree Date - +
STATE OF IDAHO	UNITED STATES ET AL	12/29/1997

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

Date: 02/19/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE INCOMPLETE
OWNERSHIP CHANGE RECEIVED JOHN SANDY TO AARDEMA-HEIDA. SANDY NOT CURRENT OWNER - REQUESTED CHAIN OF OWNERSHIP FROM ATTORNEY MIKE FELTON.

Date: 03/31/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE BERRY TO SANDY COMPLETED PURSUANT TO RECEIPT OF WARRANTY DEED.

Date: 12/12/1997 User Id: SCLELLAN Subject: REFORMAT UPDATE
REFORMAT UPDATE

Date: 11/23/1999 User Id: CTIMM Subject: NAME CHANGE

11/23/99, CHANGED THE NAME ONLY FROM AARDEMA HEIDA DAIRY TO BOX CANYON DAIRY AS PER CERTIFICATE OF ASSUMED BUSINESS NAME AND FORM 1409 REC'D 8/25/99. THE OWNERS REMAIN THE SAME. C.T.

+ - - Audit Fields - - +

11/23/99 CTIMM

AJ0743NP
(OD-124)

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

11/23/99 14:12:48
Page 3

Water right number - 36-02232

Prefix Translation: WATER RIGHT

+ - - - - - 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	- 08/08/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000896	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

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: A36-02232
Date Received: 8/08/1988
Receipt No: M000896
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRUCE A. BERRY 208-536-6251
Address: 3106 S. 1500 E.
WENDELL, ID 83355

2. Date of Priority: NOV 21, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	11	SE	NW	SE		GOODING

5. Description of diverting works:
WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	14E	11	NW	SE		IRR	40.0

Section Acres 40.0

Total Acres 40.0

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:

15. Basis of Claim: LICENSE

Water Right Number: 24354

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

September 8, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

BRUCE A BERRY
PO BOX 748
WENDELL ID 83355

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 36-02232, 36-10369 & 36-10370
Change of Address

Dear Claimant,

IDWR has been notified by the Post Office the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. That action will suffice to change our records, but not those of the SRBA court. SRBA Judge Hurlbutt issued an Order June 17, 1993 requiring claimants like yourself identified in a Director's Report to use Standard Form 3 for change of address. I have enclosed Standard Form 3 for your use. Please contact us or the Court (208/736-3011) if you have any questions.

Thank you for your help to make sure you receive the future notices we intend to send to you that will keep you notified about SRBA matters.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

Enclosures:

Standard Form 3

Eastern Snake Plain Aquifer Notice

#####

The address is correct as shown above or as otherwise changed.

Claimant

MICROFILMED

JAN 26 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
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-02232
Date Received: 8/08/1988
Receipt No: M000896
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

2. Date of Priority: NOV 21, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	11	SE	NW	SE		GOODING

5. Description of diverting works:
WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.800		

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

8. Total consumptive use is 120.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	14E	11	NW	SE		IRR	40.0
Section Acres							40.0
Total Acres							40.0

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:
THIS CLAIM WAS ORIGINALLY NUMBERED 36-02232 CHANGED DURING
ADJUDICATION.

15. Basis of Claim: LICENSE
Water Right Number: 24354

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): Bruce A. Benz Date: 8-8-88

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 8 day
of Aug 19 88

John Val Carter
Notary Public

Seal

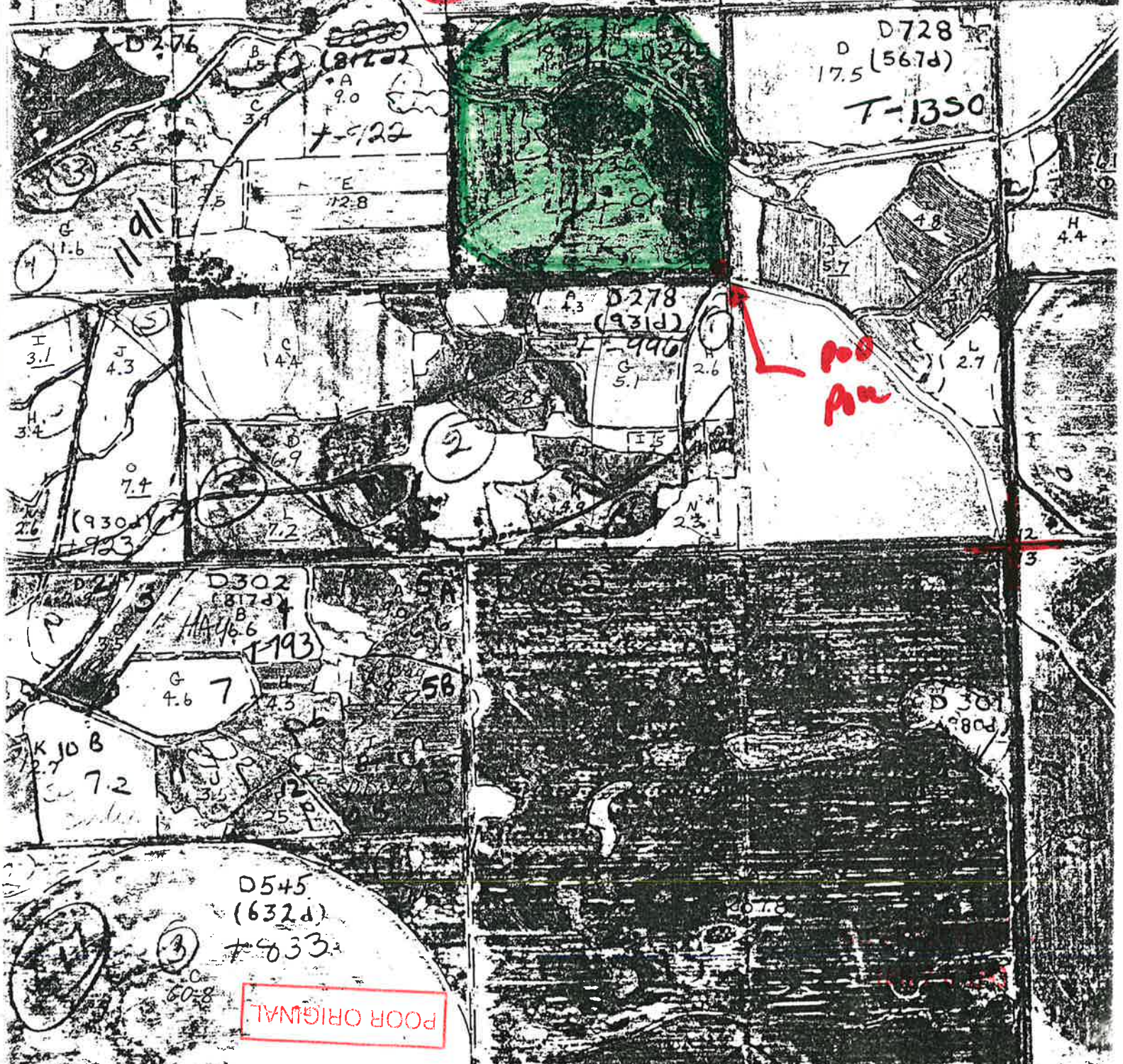
Residing at Boin Tel
My Commission Expires 6/3/94

Scale 8" = 1 mile

R-14E

Bruce A. Berry
T8S R14E
Section 11
SE NW SE

(11)



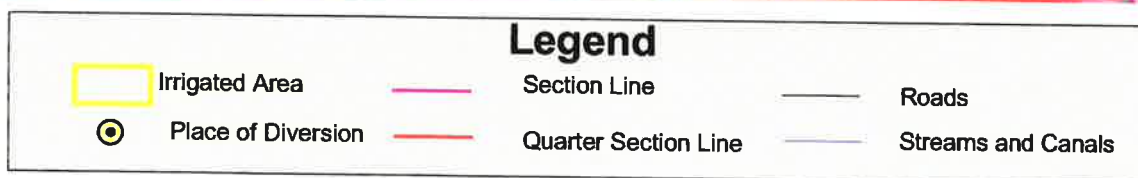
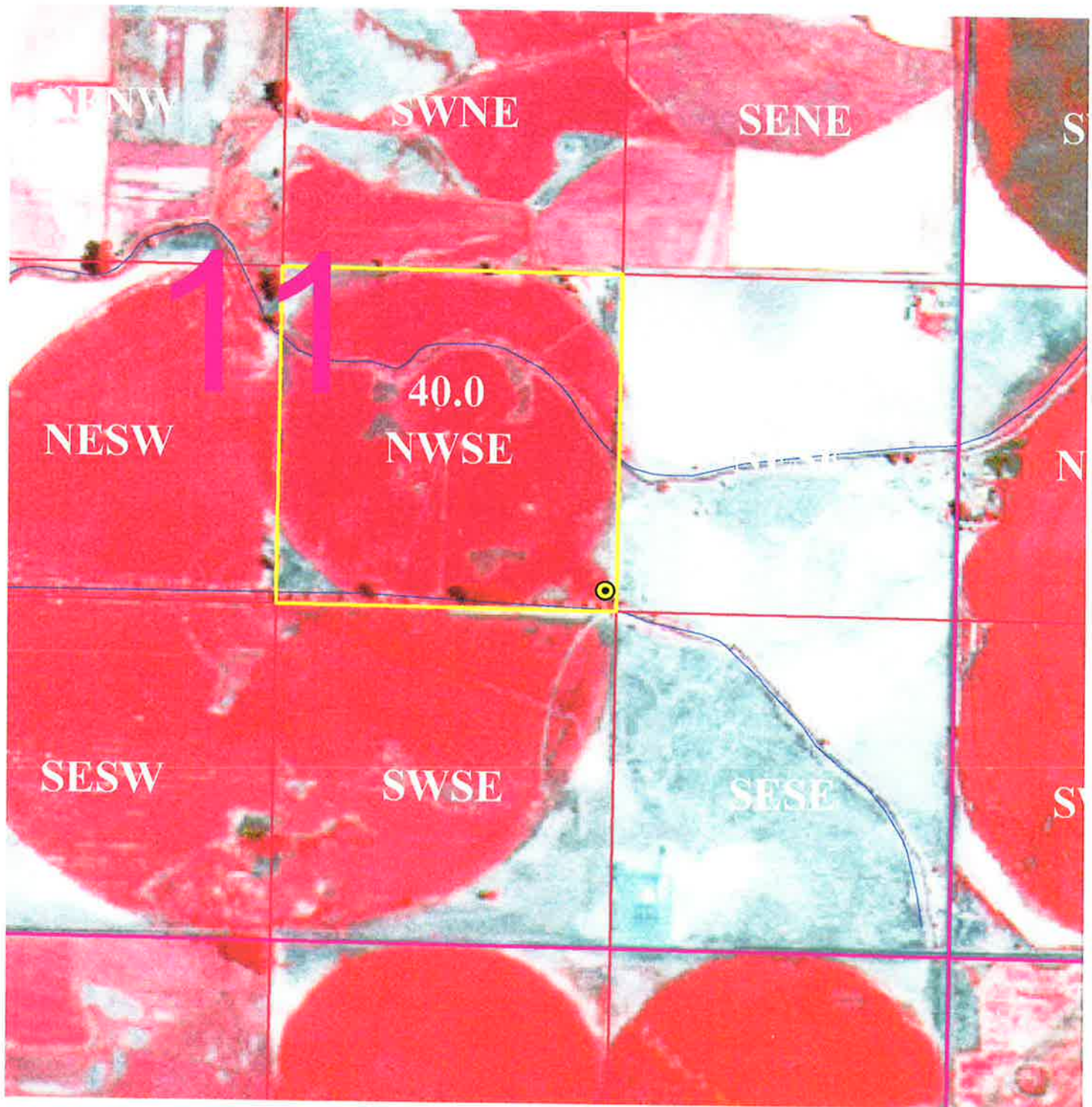
POOR ORIGINAL

Log for claim 36-02232

Spatial Dynamics BTD

11/1/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
08s14e	11	NWSE	40	40	
Totals:			40	40	





Michael Hoyt Felton
Michael Harland Felton (Jr.)

Professional Center
1020 Main

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

February 19, 1998

Idaho Department of Water Resources
1341 Fillmore St Suite 200
Twin Falls Id 83301

RECEIVED

FEB 23 1998

Department of Water Resources
Southern Region

Dear Ladies and Gentlemen:

RE: Aardema-Heida Dairy to Box Canyon Dairy
Our File No. 3523

Enclosed herein please find seven Notices of Change of Water Right Ownership forms with regards to the above referenced matter. These forms have been completed to convert the water rights from Aardema-Heida Dairy to Box Canyon Dairy.

It would be appreciated if you would please file the original documents with the Department and advise the Snake River Basin Adjudication of the change in name. Please conform and court date stamp the enclosed copies and return them to Felton and Felton in the enclosed prestamped, self addressed envelope at your earliest convenience.

I believe this will complete all of the tasks necessary with changing the name of the Dairy to Box Canyon Dairy. As always, if you have any questions or comments after reviewing this correspondence, do not hesitate to contact me.

Very truly yours,

MICHAEL HARLAND FELTON (JR.)

MHF/js
Enclosures (15)

56-02232

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

RECEIVED

AUG 25 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 36-02232, 36-15181, 36-07387B, 36-04117, 36-04050

Adjudication Claim No(s): _____

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Frans and Cornelia Aardema, Tom and Mary Jane Heida, d/b/a Aardema Heida Dairy

P O Box 140, Wendell, ID 83355

4. New Owner/Claimant(s)

Frans and Cornelia Aardema, Tom and Mary Jane Heida, d/b/a Box Canyon Dairy

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P O Box 140

City, State and ZIP Code

Wendell, Idaho 83355

New Telephone Number

(208) 536-2189

There has been no change in ownership, only a change in the name the partnership is doing business under. See Certificate of Assumed Business Name attached.

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

FRANS AARDEMA

CORNELIA AARDEMA

TOM HEIDA

MARY JANE HEIDA

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

11/23/99 Changed DBA



Professional Center
1020 Main

Michael Hoyt Felton
Michael Harland Felton (Jr.)

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

August 23, 1999

RECEIVED

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

AUG 25 1999

Department of Water Resources
Southern Region

Attention: Vickie Hancock
Idaho Department of Water Resources
1341 Fillmore Street Suite 200
Twin Falls, Idaho 83301

Dear Ms. Hancock:

RE: Aardema Heida Dairy to Box Canyon Dairy
Change of Water Right Ownership Forms
Our File No. 2476

Enclosed herein please find a Notice of Appearance and a Notice of Change of Water Right Ownership for the following water right numbers:

36-02232
36-15181
36-07387B
36-04117
36-04050
36-~~40001~~ 04001
36-02720
36-02610
36-02535
36-02312B
36-07650A

Also attached hereto we have included a copy of the Certificate of Assumed Business Name filed with the Idaho Secretary of State on August 20, 1997. As I believe we have discussed before, with a number of other water rights, the same partnership still owns the water rights noted above, but the name the partnership is doing business under has changed from Aardema Heida Dairy to Box Canyon Dairy.

Page # 2
Vickie Hancock
August 23, 1999

Please review these records and submit them for processing if they appear to be in order to you. If not, please contact me at your earliest convenience.

Very truly yours,



MICHAEL H. FELTON, (JR.)

MHF/jms

RECEIVED
SEP 04 1998
Department of Water Resources

1 Michael H. Felton, Jr.
2 FELTON AND FELTON
3 Attorneys at Law
4 1020 Main Street
5 P O Box 589
6 Buhl Id 83316-0589
7 Telephone: (208) 543-4368
8 Facsimile: (208) 543-4360
9 Attorneys for Plaintiff/Defendant
10 (C:\MyFiles\abc-doc\ 2476Not.App814)Js
11

12
13 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
14 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
15

16 * * * * *

17 In Re The General Adjudication,) CASE NO. 39576
18 of Rights to the Use of Water)
19 From the Snake River Basin Water)
20 System.)

21 The State of Idaho, ex rel. R.)
22 Higginson in his official)
23 capacity as Director of the)
24 Idaho Department of Water)
25 Resources,)

26 Petitioner,)

vs:)

NOTICE OF APPEARANCE

27 The United States, the State of Idaho;)
28 and all Claimants to the Use of Water)
29 From the Snake River Basin Water)
30 System,)

Respondents.)

* * * * *

NOTICE OF APPEARANCE

-1-

1 PLEASE BE NOTIFIED that Michael H. Felton, (Jr.), Attorney at Law, and
2 the firm of Felton & Felton, hereby enters an appearance as attorneys of record on behalf
3 of Frans and Cornelia Aardema and Tom and Mary Jane Heida d/b/a Box Canyon Dairy,
4 the Respondents in the above-entitled action, as counsel of record for said Respondents
5 with respect to Water Rights Number 36-04117, and the Clerk of the Court is hereby
6 requested to make such entries as may be required to record such appearance. All
7 further pleadings, notices and correspondence of any kind filed hereafter in this matter
8 should be sent to Michael H. Felton , (Jr.) of Felton & Felton, P. O. Box 589, Buhl, Idaho
9 83316-0589.
10

11
12 DATED: August 24, 1998.
13

14 FELTON & FELTON
15

16
17 By 
18 MICHAEL HARLAND FELTON
19 Attorneys for Defendant
20
21
22
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CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, with offices at 1020 Main Street, Post Office Box 589, Buhl, Idaho 83316-0589, and attorney for the Defendant in this action, certifies that he caused to be via facsimile and mailed on August 24, 1998, a copy of the above and foregoing

NOTICE OF APPEARANCE

to:

Director of Idaho Department of Water Resources
P O Box 83720
Boise, ID 83720-0098

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



MICHAEL H. FELTON, JR.



Professional Center
1020 Main

Michael H. Felton, Sr.
Michael H. Felton, Jr.

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

August 17, 1998

Vikie Hancock, SRBA Records Clerk
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83303-3380

RECEIVED

AUG 18 1998

Department of Water Resources
Southern Region

Dear Vikie:

RE: Aardema-Heida Dairy and Box Canyon Dairy
Our File No. 2476

Pursuant to your letter dated May 8, 1998, and also pursuant to our telephone conversation of approximately two weeks ago, enclosed herein please find the completed Notice of Change of Water Right Ownership Forms and a copy of the Certificate of Assumed Business Name you have requested.

This letter will also confirm the fact that in our above noted telephone conversation, you stated you did not believe you would need copies of deeds in connection with the water rights addressed herein since there was never actually a deed transferring the water rights. Instead, all that was done is a Certificate of Assumed Business Name was filed with the Secretary of State changing the name of the Aardema-Heida Dairy to Box Canyon Dairy. If I can assist you any further, do not hesitate to contact me.

I have also enclosed a Notice of Appearance for all of the water rights discussed in your letter.

Very truly yours,

MICHAEL H. FELTON (JR.)

MHF/js
pc: Tom Heida
Enclosures

CERTIFICATE OF ASSUMED BUSINESS NAME

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-504, Idaho Code, the undersigned gives notice of adoption of an Assumed Business Name.

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Box Canyon Dairy

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

<u>Name</u>	<u>Address</u>
<u>Frans and Cornelia Aardema</u>	<u>P O Box 140 Wendell, ID 83355</u>
<u>Tom and Mary Jane Heida</u>	<u>P O Box 140 Wendell, ID 83355</u>

3. The general type of business transacted under the assumed business name is:

Agriculture

See categories on the reverse

4. The name and address to which correspondence should be addressed:

Box Canyon Dairy, c/o Tom Heida, P O Box 140, Wendell, ID 83355

Signed Box Canyon Dairy

By Tom Heida
Tom Heida

Submit Certificate of Assumed
Business Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
PO Box 83720
Boise ID 83720-0080

Customer #

Secretary of State use only
IDAHO SECRETARY OF STATE

08/26/1997 09:00
CK: 3328 CT: 47858 JN: 31325

1 @ 20.00 = 20.00 ASSUM NAME

07380

g:\exp\form\assumnm.pm Revision 10/95



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

SOUTHERN REGION

February 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL HARLAND FELTON, JR
FELTON & FELTON ATTORNEYS AT LAW
PO BOX 589
BUHL ID 83316

RE: Aardema-Heida Dairy DBA Box Canyon Dairy
Snake River Basin Adjudication claims No. 36-02232; 02535; 02610; 02720;
04001; 04117; 04050; 04151; 07650A; 08021; 08169; 15181

Dear Mr. Felton:

Pursuant to your submission of Certificate of Assumed Business name for the above referenced Dairy and the Notice of Appearance submitted to the department, we have made the appropriate changes. I have forwarded the paper work to the State Office in Boise so they can process the claims that have been decreed.

Please find the enclosed copies of the computer record of the claims, noting the change in name. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

Cheryl E. Timm
Office Specialist

Enclosures

CT:ct

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

Water Right Number - R36-02232	Prefix Translation: RESEARCH	Old (D) Number - 24354
+ - - - - Last Name - - - - +	+ - First Name - - +	+ - - - - Address - - - - - +
*** A - ATTORNEY *** FELTON	MICHAEL HARLAND	1 - FELTON AND FELTON 2 - PO BOX 589 3 - City- BUHL Phone - 208-543-4368 State- ID Zip- 833160589
*** C - CURRENT OWNER *** AARDEMA	FRANS	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
AARDEMA	CORNELIA	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
HEIDA	THOMAS	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
HEIDA	MARY JANE	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
BOX CANYON DAIRY	DBA	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
*** D - DIR RPT OWNER *** AARDEMA HEIDA DAIRY	DBA	1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189 State- ID Zip- 83355
BERRY	BRUCE A	1 - 3106 S 1500 E 2 - 3 - City- WENDELL Phone - 208-536-6251 State- ID Zip- 83355
+ - - Priority Date - - + 11/21/1953	+ - - Region - - - + 17 SOUTHERN	+ - - Stage - - - + D - DECREED
+ - - - - Source - - - - - + GROUNDWATER		+ - - - - Tributary - - - - - +

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

Prefix Translation: RESEARCH

Point of Diversion						
Twn	Rng	Sec	Tract	Lot	RFlg	County
08S	14E	11	SE NW SE		(47)	GOODING

Code		Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume	
01 - IRRIGATION			03/15	11/15		0.800	160.00	
+ - Total Div. Rate - +		+ - Total Div. Volume - +				+ - Total Consumptive Use - +		+ - KW Usage - +
0.800		160.00				0.0		

+	Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County	+
	08S	14E	11	NW SE		40.0	01	IRRIGATION	(47)	GOODING
				Total Acres:		40.0				

+ - - Diversion Means - WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

+ - - 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 - - - - - +
 C18 - 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.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
STATE OF IDAHO	UNITED STATES ET AL	12/29/1997

```

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
Date: 02/19/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE INCOMPLETE
OWNERSHIP CHANGE RECEIVED JOHN SANDY TO AARDEMA-HEIDA. SANDY NOT CURRENT OWNER - REQUESTED CHAIN OF OWNERSHIP FROM ATTORNEY MIKE
FELTON.
Date: 03/31/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE BERRY TO SANDY COMPLETED PURSUANT TO RECEIPT OF WARRANTY DEED.
Date: 12/12/1997 User Id: SCLELLAN Subject: REFORMAT UPDATE
REFORMAT UPDATE
Date: 12/21/1999 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

```

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

Prefix Translation: RESEARCH

	-Comments-
Date: 12/12/1997 User Id: SCLELLAN Subject: REFORMAT UPDATE REFORMAT UPDATE	
Date: 12/21/1999 User Id: AJU10-DS Subject: AJU10 CONDITION UPDATE CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.	
Date: 02/03/2000 User Id: CTIMM Subject: NAME CHANGE	
02/03/99, CHANGED THE NAME ONLY FROM AARDEMA HEIDA DAIRY TO BOX 1409 REC'D 8/25/99. C.T.	CANYON DAIRY AS PER CERTIFICATE OF ASSUMED BUSINESS NAME AND FORM

+ - - Audit Fields - - +
02/03/00 CTIMM

+ 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	- 08/08/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000896	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-



Michael H. Felton, Sr.
Michael H. Felton, Jr.

Attorneys at Law

Professional Center
1020 Main

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

August 17, 1998

Vikie Hancock, SRBA Records Clerk
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83303-3380

RECEIVED

AUG 18 1998

Department of Water Resources
Southern Region

Dear Vikie:

RE: Aardema-Heida Dairy and Box Canyon Dairy
Our File No. 2476

Pursuant to your letter dated May 8, 1998, and also pursuant to our telephone conversation of approximately two weeks ago, enclosed herein please find the completed Notice of Change of Water Right Ownership Forms and a copy of the Certificate of Assumed Business Name you have requested.

This letter will also confirm the fact that in our above noted telephone conversation, you stated you did not believe you would need copies of deeds in connection with the water rights addressed herein since there was never actually a deed transferring the water rights. Instead, all that was done is a Certificate of Assumed Business Name was filed with the Secretary of State changing the name of the Aardema-Heida Dairy to Box Canyon Dairy. If I can assist you any further, do not hesitate to contact me.

I have also enclosed a Notice of Appearance for all of the water rights discussed in your letter.

Very truly yours,

MICHAEL H. FELTON (JR.)

MHF/js
pc: Tom Heida
Enclosures

CERTIFICATE OF ASSUMED BUSINESS NAME

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-504, Idaho Code, the undersigned gives notice of adoption of an Assumed Business Name.

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Box Canyon Dairy

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

<u>Name</u>	<u>Address</u>
<u>Frans and Cornelia Aardema</u>	<u>P O Box 140 Wendell, ID 83355</u>
<u>Tom and Mary Jane Heida</u>	<u>P O Box 140 Wendell, ID 83355</u>

3. The general type of business transacted under the assumed business name is:

Agriculture

See categories on the reverse

4. The name and address to which correspondence should be addressed:

Box Canyon Dairy, c/o Tom Heida, P O Box 140, Wendell, ID 83355

Signed Box Canyon Dairy

By

Tom Heida
Tom Heida

Submit Certificate of Assumed
Business Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
PO Box 83720
Boise ID 83720-0080

Customer #

Secretary of State use only
IDAHO SECRETARY OF STATE

08/20/1997 09:00
CK: 3320 CT: 47060 DN: 31325

1 @ 20.00 = 20.00 ASSUM NAME

07380

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

AUG 25 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

Department of Water Resources
 Southern Region

1. Water Right No(s).: 36-02232, 36-15181, 36-07387B, 36-04117, 36-04050
 Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
Frans and Cornelia Aardema, Tom and Mary Jane Heida, d/b/a Aardema Heida Dairy
P O Box 140, Wendell, ID 83355
4. New Owner/Claimant(s)
Frans and Cornelia Aardema, Tom and Mary Jane Heida, d/b/a Box Canyon Dairy
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address P O Box 140
 City, State and ZIP Code Wendell, Idaho 83355
 New Telephone Number (208) 536-2189
5. Date you acquired the property There has been no change in ownership, only a change in the name the partnership is doing business under. See
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Certificate of Assumed Business Name attached.
- Number of acres you irrigate _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)
Frans Aardema Cornelia Aardema
Tom Heida Mary Jane Heida
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

11/23/99 Changed DBA

6

CERTIFICATE OF ASSUMED BUSINESS NAME

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-504, Idaho Code, the undersigned gives notice of adoption of an Assumed Business Name.

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Box Canyon Dairy

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name is/are:

Name	Address
<u>Frans and Cornelia Aardema</u>	<u>P O Box 140 Wendell, ID 83355</u>
<u>Tom and Mary Jane Heida</u>	<u>P O Box 140 Wendell, ID 83355</u>

3. The general type of business transacted under the assumed business name is:

Agriculture

See categories on the reverse

4. The name and address to which correspondence should be addressed:

Box Canyon Dairy, c/o Tom Heida, P O Box 140, Wendell, ID 83355

Signed Box Canyon Dairy

By Tom Heida
Tom Heida

Submit Certificate of Assumed
Business Name and \$20.00 fee to:

Secretary of State
700 West Jefferson
PO Box 83720
Boise ID 83720-0080

Customer #

Secretary of State use only
IDAHO SECRETARY OF STATE

08/20/1997 09:00
CK: 3328 CT: 47868 IN: 31325

1 @ 20.00 = 20.00 ASSUM NAME

07380

g:\scip\form\assumnm.gm Revision 10/96



Michael Hoyt Felton
Michael Harland Felton (Jr.)

Professional Center
1020 Main

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

August 23, 1999

RECEIVED

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

AUG 25 1999

Department of Water Resources
Southern Region

Attention: Vickie Hancock
Idaho Department of Water Resources
1341 Fillmore Street Suite 200
Twin Falls, Idaho 83301

Dear Ms. Hancock:

RE: Aardema Heida Dairy to Box Canyon Dairy
Change of Water Right Ownership Forms
Our File No. 2476

Enclosed herein please find a Notice of Appearance and a Notice of Change of Water Right Ownership for the following water right numbers:

36-02232
36-15181
36-07387B
36-04117
36-04050
36-40001 04001
36-02720
36-02610
36-02535
36-02312B
36-07650A

Also attached hereto we have included a copy of the Certificate of Assumed Business Name filed with the Idaho Secretary of State on August 20, 1997. As I believe we have discussed before, with a number of other water rights, the same partnership still owns the water rights noted above, but the name the partnership is doing business under has changed from Aardema Heida Dairy to Box Canyon Dairy.

Page # 2
Vickie Hancock
August 23, 1999

Please review these records and submit them for processing if they appear to be in order to you. If not, please contact me at your earliest convenience.

Very truly yours,



MICHAEL H. FELTON, (JR.)

MHF/jms



Michael H. Felton, Sr.
Michael H. Felton, Jr.

Professional Center
1020 Main

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589

(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

September 3, 1998

Director
Idaho Department of Water Resources
P O Box 83720
Boise, ID 83720-0098

RECEIVED

SEP 04 1998

Department of Water Resources

Dear Madam Clerk:

RE: Box Canyon Dairy
Application for Transfer of Water Right
SRBA Civil Case No. 39576
Our File No.: 3843

Enclosed herein please find original and one copy of Application for Transfer of Water Right and Notice of Appearance for the following water rights numbers:

Water Right Number	36- 02535
Water Right Number	36- 04117

It would be appreciated if you would date stamp the copies and return them to this office in the enclosed self-addressed, stamped envelope.

Your assistance in this matter is greatly appreciated. If you have any questions or comments after reviewing the enclosed documentation, do not hesitate to contact me. I look forward to working with you on this matter.

Very truly yours,

MICHAEL H. FELTON (JR.)

MHF/js
Enclosure (9)
pc: Box Canyon Dairy

SEP 04 1998

Department of Water Resources

* * * * *

* * * * *

1 PLEASE BE NOTIFIED that Michael H. Felton, (Jr.), Attorney at Law, and
2 the firm of Felton & Felton, hereby enters an appearance as attorneys of record on behalf
3 of Frans and Cornelia Aardema and Tom and Mary Jane Heida d/b/a Box Canyon Dairy,
4 the Respondents in the above-entitled action, as counsel of record for said Respondents
5 with respect to Water Rights Number 36-04117, and the Clerk of the Court is hereby
6 requested to make such entries as may be required to record such appearance. All
7 further pleadings, notices and correspondence of any kind filed hereafter in this matter
8 should be sent to Michael H. Felton , (Jr.) of Felton & Felton, P. O. Box 589, Buhl, Idaho
9 83316-0589.
10

11
12 DATED: August 24, 1998.
13

14 FELTON & FELTON
15

16
17 By 
18 MICHAEL HARLAND FELTON
19 Attorneys for Defendant
20
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CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, with offices at 1020 Main Street, Post Office Box 589, Buhl, Idaho 83316-0589, and attorney for the Defendant in this action, certifies that he caused to be via facsimile and mailed on August 24, 1998, a copy of the above and foregoing

NOTICE OF APPEARANCE

to:

Director of Idaho Department of Water Resources
P O Box 83720
Boise, ID 83720-0098

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



MICHAEL H. FELTON, JR.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

January 16, 1997

KARL J. DREHER
DIRECTOR

MICHAEL HARLAND FELTON
FELTON AND FELTON
PO BOX 589
BUHL ID 83316-0589

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #36-02232, 36-02535, 36-02610,
36-04001, 36-04050, 36-07650A, 36-10734, 36-10735,
36-10736, 36-11070, 36-11071 and 36-07650A
Notices of Appearance

Dear Mr. Felton:

We have received the Notice of Appearance you submitted for each of the water right numbers referenced above, and modified the appropriate records accordingly.

We are returning Notice of Appearance for Notices of Claim #36-02232, 36-11070 and 36-11071 because the claimants are not Frans and Cornelia Aardema and Tom and Mary Jane Heida dba Aardema-Heida Dairy. If your clients have acquired these properties, water ownership change form(s) must be submitted to this agency.

Please note also Notice of Claim #36-07650 was split July 23, 1992, and the suffix 'A' added to the number.

Do not hesitate to contact this office if you have any questions or concerns.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:region
Enclosures:

Notices of Appearance for Claims #36-02232,
36-11070 and 36-11071

AJ0743NP
(OD-124)

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

03/31/97 11:02:21
Page 1

Water Right Number - 36-02232		Prefix Translation:	WATER RIGHT	Old (D) Number - 24354
+ - - - - Last Name - - - - +	+ - First Name - - +		+ - - - - Address - - - - - +	
*** A - ATTORNEY *** FELTON	MICHAEL HARLAND		1 - FELTON AND FELTON 2 - PO BOX 589 3 - City- BUHL Phone - 208-543-4368	State- ID Zip- 833160589
*** C - CURRENT OWNER *** AARDEMA	FRANS		1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189	State- ID Zip- 83355
AARDEMA	CORNELIA		1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189	State- ID Zip- 83355
HEIDA	THOMAS		1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189	State- ID Zip- 83355
HEIDA	MARY JANE		1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189	State- ID Zip- 83355
AARDEMA HEIDA DAIRY	DBA		1 - PO BOX 140 2 - 3 - City- WENDELL Phone - 208-536-2189	State- ID Zip- 83355
*** D - DIR RPT OWNER *** BERRY	BRUCE A		1 - 3106 S 1500 E 2 - 3 - City- WENDELL Phone - 208-536-6251	State- ID Zip- 83355
+ - - Priority Date - - + 11/21/1953	+ - - Region - - - + 17 SOUTHERN		+ - - Stage - - - + L - LICENSE	+ - - Status - - - +
+ - - Source - - - + GROUNDWATER			+ - - Tributary - - - +	
+ - - Point of Diversion - - - +				
TwN	Rng	Sec	Tract	Lot RFlg County
08S	14E	11	SE NW SE	(47) GOODING

"DO NOT FILM"

AJ0743NP
(00-124)

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

03/31/97 11:02:21
Page 2

Water right number - 36-02232

Prefix Translation: WATER RIGHT

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.800	160.00
+ - Total Div. Rate - +		+ - Total Div. Volume - +		+ - Total Consumptive Use - +	
0.800		160.00		120.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	14E	11	NW SE		40.0	01 IRRIGATION		(47) GOODING
Total Acres:					40.0			

+ - - Diversion Means - WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

+ - - 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 - - - - -
No Conditions of Approval found.

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

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

Date: 02/19/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE INCOMPLETE
OWNERSHIP CHANGE RECEIVED JOHN SANDY TO AARDEMA-HEIDA. SANDY NOT CURRENT OWNER - REQUESTED CHAIN OF OWNERSHIP FROM ATTORNEY MIKE FELTON.

Date: 03/31/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE BERRY TO SANDY COMPLETED PURSUANT TO RECEIPT OF WARRANTY DEED.

+ - - Audit Fields - - +
03/31/97 TFAWCETT

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

Court Report Filing	- 11/02/1992	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	- 08/08/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000896	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUB CASE NO. 36-02232

Does the change in "ownership" result in a splitting of the water right claimed? ☐Yes ☒No

Phone: 536-2189

Page 1

CERTIFICATE OF MAILING

I certify that on 4-25, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:

Bruce A Berry
PO Box 748
Wendell ID 83355

John A Sandy
Rt 1 Box 258A
Hagerman ID 83332

3. One Copy to:

Claimant/Purchaser for Substitution of Party or attorney of record:

Michael Harland Felton
Felton & Felton Attorneys
PO Box 589
Buhl ID 83316

4. One Copy to:

Each party in the subcase or attorney of record:

5. One Copy to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

DATE: APR-1-1997

PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-02232

NAME & ADDRESS: FRANS AARDEMA
CORNELIA AARDEMA
THOMAS HEIDA
MARY JANE HEIDA
DBA AARDEMA HEIDA DAIRY
PO BOX 140
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.8 CFS
160.0 AFY

PRIORITY DATE: 11/21/1953

POINT OF DIVERSION: T08S R14E S11 SENWSE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.8 CFS
			160.0 AFY

PLACE OF USE: IRRIGATION Within GOODING County
T08S R14E S11 NWSE 40.0
40.0 ACRES TOTAL

CONSUMPTIVE USE: 120.0 AFY

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE



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

April 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL HARLAND FELTON
FELTON & FELTON ATTORNEYS
PO BOX 589
BUHL ID 83316

RE: SRBA Claim(s) 36-02232, 36-02312, 36-07387

Dear Mike:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

I still need to add you as attorney of record on 36-02312, 36-04117, 36-04151, 36-10395 and 36-15181. If you will forward to me copies of the notices of appearance you recently filed with the SRBA Court, I will get your name added to these claims as legal counsel.

Thank you for your patience and assistance in getting these claims in "proper order." It has been a pleasure working with you and if I can do anything in the future to assist you, please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf



Professional Center
1020 Main

Michael Hoyt Felton
Michael Harland Felton (Jr.)

Mailing Address:
Post Office Box 589
Buhl, ID 83316-0589
(208) 543-4368 (telephone)
(208) 543-4360 (telecopier)

March 28, 1997

RECEIVED

MAR 31 1997

Trish Fawcett
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Department of Water Resources
Southern Region

Dear Trish:

Re: Aardema-Heida Dairy
Water Rights
Our File No. 2476

Pursuant to the third paragraph of your letter dated March 14, 1997, enclosed herein, please find the Deed you requested evidencing the transfer from Bruce A. Berry to John A. Sandy. Per your above noted letter it was my understanding that you needed a copy of this Deed before you could list Aardema-Heida Dairy as the owner of the water right in question.

Your receipt of this Deed should conclude the checklist of items that you asked me to complete in your March 14, 1997, correspondence. Once again, thank you for taking the time to make your request clear and understandable. It is truly a pleasure to work with you and I look forward to continuing to do so in the future.

Very truly yours,

Dictated by the attorney and mailed
without signature in his absence to
avoid delay.

MICHAEL HARLAND FELTON (JR.)

MHF/jms
PC: Aardema-Heida Dairy

G-00 1061 C 00653

WARRANTY DEED

For Value Received

BRUCE A. BERRY, a single man
Wendell, Idaho 83355

the grantor do hereby grant, bargain, sell and convey unto
JOHN A. SANDY, a single man

the grantee, whose current address is Route 1, Box 258-A
Hagerman, Idaho 83332

the following described premises, in Gooding. County Idaho, to-wit:

TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN

Section 11: NW1SE1

EXCEPT a tract of land described as follows:

BEGINNING at the Northeast corner of said NW1SE1;
Thence South along the East boundary of said NW1SE1 560 feet;
Thence Northwesterly to a point 560 feet West of the
Northeast corner of said NW1SE1;
Thence East along the North boundary of said NW1SE1 560 feet
to the TRUE POINT OF BEGINNING.

SITUATE IN GOODING COUNTY, IDAHO

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

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

Dated May 1, 1989.

Bruce A. Berry
Bruce A. Berry

STATE OF IDAHO, COUNTY OF GOODING
I, _____, of the County of Gooding, State of Idaho,
being one, a Notary Public in and for said State, personally
appeared _____
Bruce A. Berry

Subscribed and sworn to before me this _____ day of May, 1989,
at _____, Idaho.
Notary Public
My Comm. Expires _____

PUBLIC

STATE OF IDAHO

Notary Public

My Comm. Expires

5-4-93



First American Title Company of Idaho

STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
OF AMERICAN LIFE CO.
'89 MAY 10 PM 12 03
JOHN A. SANDY, REC.
DEP. J. FEE 32

136552

AJ0743NP
(OD-124)

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

02/19/97 15:36:12
Page 1

Water Right Number - 36-02232

Prefix Translation: WATER RIGHT

Old (D) Number - 24354

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** A - ATTORNEY ***
FELTON

MICHAEL HARLAND

1 - FELTON AND FELTON
2 - PO BOX 589
3 -
City- BUHL
Phone - 208-543-4368

State- ID Zip- 833160589

*** C - CURRENT OWNER ***
BERRY

BRUCE A

1 - 3106 S 1500 E
2 -
3 -
City- WENDELL
Phone - 208-536-6251

State- ID Zip- 83355

*** P - PRESENT OWNER ***
AARDEMA

FRANS

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

AARDEMA

CORNELIA

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

HEIDA

THOMAS

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

HEIDA

MARY JANE

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

AARDEMA HEIDA DAIRY

DBA

1 - PO BOX 140
2 -
3 -
City- WENDELL
Phone - 208-536-2189

State- ID Zip- 83355

+ - - Priority Date - - +
11/21/1953

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

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

+ - - - - Tributary - - - - +

+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 14E 11 SE NW SE (47) GOODING

"DO NOT FILM"

AJ0743NP
(00-124)

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

02/19/97 15:36:12
Page 2

Water right number - 36-02232

Prefix Translation: WATER RIGHT

```
+-----+-----+-----+-----+-----+-----+
| Code      | Description      | Period From | Period To | Diversion Rate | Diversion Volume |
+-----+-----+-----+-----+-----+-----+
| 01 - IRRIGATION |                | 04/01       | 10/31     | 0.800          | 160.00           |
+-----+-----+-----+-----+-----+-----+
| - Total Div. Rate - + | - Total Div. Volume - + |                |                | - Total Consumptive Use - + | - KW Usage - + |
| 0.800                | 160.00                |                |                | 120.0           |                |
```

```
+-----+-----+-----+-----+-----+-----+-----+-----+
| Twn      | Rng      | Sec      | Tract     | Lot      | Acres | Place of Use | Code | Description      | County |
+-----+-----+-----+-----+-----+-----+-----+-----+
| 08S      | 14E      | 11       | NW SE     |          | 40.0   | 01 IRRIGATION |      |                | (47) GOODING |
+-----+-----+-----+-----+-----+-----+-----+-----+
|                |                |                |                |                |        | Total Acres: |        |                |        |
|                |                |                |                |                |        | 40.0         |        |                |        |
```

+ - - Diversion Means - WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

+ - - 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 |
|                |                |                |                |                |                |                |                | No Conditions of Approval found. |
+-----+-----+-----+-----+-----+-----+-----+-----+
```

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

```
+-----+-----+-----+-----+-----+-----+-----+-----+
|                |                |                |                |                |                |                |                | - Comments- |
+-----+-----+-----+-----+-----+-----+-----+-----+
```

Date: 02/19/1997 User Id: TFAWCETT Subject: OWNERSHIP CHANGE INCOMPLETE
OWNERSHIP CHANGE RECEIVED JOHN SANDY TO AARDEMA-HEIDA. SANDY NOT CURRENT OWNER - REQUESTED CHAIN OF OWNERSHIP FROM ATTORNEY MIKE FELTON.

+ - - Audit Fields - - +
02/19/97 TFAWCETT

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

Court Report Filing	- 11/02/1992	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	- 08/08/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000896	Water District	-
		PQU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

"DO NOT FILM"



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

March 14, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTN MICHAEL HARLAND FELTON
FELTON & FELTON
PO BOX 589
BUHL ID 83316-0589

RE: Snake River Basin Adjudication (SRBA)
Various Aardema-Heida Dairy Claims

Dear Mr. Felton:

Enclosed please find copies of the Notices of Completed Administrative Proceedings IDWR filed with the SRBA Court March 14, 1997. Please verify by return letter that I have data entered the claimants names correctly.

I have enclosed a listing (exhibit A) of all claims and decrees under the name of Aardema. From this list I have created a second list (exhibit B) which contains 17 Aardema-Heida Dairy claims and decrees (profile reports enclosed) along with the status of each.

As you can see from exhibit B, 36-02232 needs to have chain of ownership from Bruce Berry to John Sandy before the Aardema-Heida Dairy can be shown as the current owners. You will also need to file a Notice of Appearance on claims 36-02312, 36-04117, 36-04151 36-10395 and 36-15181.

Claim 36-15181 was originally filed as Aardema and Heida Dairy with none of the partners names on the claim. In order to change this claim, it will be necessary for you to file an ownership change form listing Aardema Heida Dairy as the new owner and having all the partners sign the form.

36-04151 is very similar. When the ownership change was submitted in 1991, only Aardema Heida Dairy was listed as the owner with no partners; nor did any of the partners sign the ownership change form. In order to get this claim consistent with all the others, it also needs an ownership change. Both 36-15181 and 36-04151 can be listed on the same ownership change form with all four partners signatures.

Aardema Heida Dairy
March 14, 1997
Page 2

I hope this isn't too confusing. If you have any questions or I can help in any way, please feel free to give me a call. I am also enclosing several copies of our most current ownership change form for your convenience.

Sincerely,

A handwritten signature in cursive script that reads "Trish Fawcett". The ink is dark and the signature is fluid.

Trish Fawcett
Technical Records Specialist

/tf
Enclosures

OD-XXX
AJ5801NP
SELECTION FILE: TF-AARDEMA

ADJUDICATION
NUMERIC INDEX

DATE: 03/17/97
TIME: 14:33:27
PAGE: 1

WATER RIGHT NUMBER	STG STS	PRIORITY DATE	O C	CLAIMANT NAMES	SOURCES OF WATER	TRIBUTARIES TO
36-02232	L/	11/21/1953	C	BRUCE A BERRY FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-02312	L/	11/26/1956	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-02535	L/	12/23/1961	C	CORNELIA AARDEMA MARY JANE HEIDA THOMAS HEIDA FRANS AARDEMA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-02610	L/	03/22/1965	C	MARY JANE HEIDA FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-02720	L/	02/23/1953	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-04001	J/	08/01/1954	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-04050	J/	07/01/1954	C	THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY FRANS AARDEMA CORNELIA AARDEMA	GROUNDWATER	
36-04117	J/	03/15/1955	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-04151	J/	08/15/1954	C	AARDEMA HEIDA DAIRY	GROUNDWATER	

OD-XXX
AJ5801NP
SELECTION FILE: TF-AARDEMA

ADJUDICATION
NUMERIC INDEX

DATE: 03/17/97
TIME: 14:33:40
PAGE: 2

WATER RIGHT NUMBER	STG STS	PRIORITY DATE	O C	CLAIMANT NAMES	SOURCES OF WATER	TRIBUTARIES TO
36-07250	L/	07/21/1972	C	DON AARDEMA EVELYN AARDEMA	GROUNDWATER	
36-07650A	L/	07/30/1976	C	CORNELIA AARDEMA FRANS AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-07734	L/	03/11/1977	C	DON AARDEMA EVELYN AARDEMA	GROUNDWATER	
36-08021	L/	01/02/1982	C	AARDEMA DAIRY #1	GROUNDWATER	
36-08169	L/	04/06/1983	C	AARDEMA DAIRY #2	GROUNDWATER	
36-10395	D/	07/01/1984	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-10685	D/	01/01/1950	C	AARDEMA DAIRY #2	GROUNDWATER	
36-10686	D/	01/01/1980	C	DONALD J AARDEMA	GROUNDWATER	
36-10687	D/	01/01/1980	C	AARDEMA DAIRY #2	GROUNDWATER	
36-10734	D/	06/09/1925	C	CORNELIA AARDEMA FRANS AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-10735	D/	06/15/1925	C	DBA AARDEMA HEIDA DAIRY FRANS AARDEMA MARY JANE HEIDA THOMAS HEIDA CORNELIA AARDEMA	GROUNDWATER	
36-10736	D/	07/01/1925	C	THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY FRANS AARDEMA CORNELIA AARDEMA	GROUNDWATER	
36-11070	D/	12/31/1928	C	FRANS AARDEMA CORNELIA AARDEMA THOMAS HEIDA MARY JANE HEIDA DBA AARDEMA HEIDA DAIRY	GROUNDWATER	

OD-XXX
AJ5801NP
SELECTION FILE: TF-AARDEMA

ADJUDICATION
NUMERIC INDEX

DATE: 03/17/97
TIME: 14:33:55
PAGE: 3

WATER RIGHT NUMBER	STG STS	PRIORITY DATE	O C	CLAIMANT NAMES	SOURCES OF WATER	TRIBUTARIES TO
36-11071	D/	12/31/1961	C	FRANS AARDEMA C CORNELIA AARDEMA C THOMAS HEIDA C MARY JANE HEIDA C DBA AARDEMA HEIDA DAIRY	GROUNDWATER	
36-14657	D/	04/30/1941	C	AARDEMA DAIRIES	GROUNDWATER	
36-14665	D/	06/26/1975	C	AARDEMA DAIRIES	GROUNDWATER	
36-14666	D/	06/30/1935	C	AARDEMA DAIRIES	GROUNDWATER	
36-14668	D/	02/10/1948	C	AARDEMA DAIRIES	GROUNDWATER	
36-15144	D/	06/06/1940	C	DONALD J AARDEMA	GROUNDWATER	
36-15181	J/	03/15/1982	C	AARDEMA HEIDA DAIRY	GROUNDWATER	

AARDEMA-HEIDA CLAIMS 3/14/97

36-02232 needs documentation Berry to Sandy
36-02312 need Notice of Appearance
36-02535 ok
36-02610 ok
36-02720 ok
36-04001 ok
36-04050 ok
36-04117 need Notice of Appearance
36-04151 need Notice of Appearance & Ownership Change
36-07650A ok
36-10395 decreed, need Notice of Appearance
36-10734 ok-decreed
36-10735 ok-decreed
36-10736 ok-decreed
36-11070 ok-decreed
36-11071 ok-decreed
36-15181 need Notice of Appearance & Ownership Change

RECEIVED

JAN 13 1997

Department of Water Resources

RECEIVED

FEB 03 1997

Department of Water Resources

1 MICHAEL HARLAND FELTON
2 FELTON AND FELTON
3 ATTORNEYS AT LAW
4 1020 MAIN STREET
5 P O BOX 589
6 BUHL ID 83316-0589
7 TELEPHONE: (208) 543-4368
8 FACSIMILE: (208) 543-4360
9 Attorneys for **Respondent**
10 (C:\WPDOC\ABC-DOC\2476NOT.APP)js

11
12 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
13 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

14 * * * * *

15 In Re the General Adjudication) CASE NO. 39576
16 of Rights to the Use of Water)
17 From the Snake River Basin Water)
18 System.)

36-02232

19 The State of Idaho, ex rel. R.)
20 Higginson in his official)
21 capacity as Director of the)
22 Idaho Department of Water)
23 Resources,)

24 Petitioner,)

25 vs:)

NOTICE OF APPEARANCE

26 The United States; the State of)
Idaho; and all Claimants to the)
Use of Water From the Snake)
River Basin Water System,)

Respondents.)

* * * * *

PLEASE BE NOTIFIED that Michael H. Felton hereby
appears on behalf of Frans and Cornelia Aardema and Tom and Mary

NOTICE OF APPEARANCE

1 Jane Heida d/b/a Aardema-Heida Dairy, the Respondent in the above-
2 entitled action, as counsel of record for said Respondents with
3 respect to Water Rights Numbers A36-02232.

4 DATED: January 10, 1997.

5 FELTON & FELTON

6
7
8 By 
MICHAEL H. FELTON
9 Attorneys for Respondent

CERTIFICATE OF SERVICE

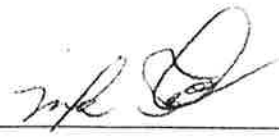
10 The undersigned, a resident attorney of the State of
11 Idaho, with offices at 1020 Main Street, Post Office Box 589, Buhl,
12 Idaho 83316-0589, and attorney for the **Respondent** in this action,
13 certifies that he caused to be **mailed** on **January 10, 1997**, a copy
14 of the above and foregoing
15

16 **Notice of Appearance**

17 to:

18 DIRECTOR OF IDWR
19 P O BOX 83720
BOISE, ID 83720-0098

20 CLERK OF THE DISTRICT COURT
21 SNAKE RIVER BASIN ADJUDICATION
22 253 THIRD AVENUE NORTH
P O BOX 2707
TWIN FALLS, ID 83303-2707

23
24 
25 MICHAEL HARLAND FELTON
26

NOTICE OF APPEARANCE

RECEIVED

FEB 03 1997

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

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

DATE OF CLOSING: _____

SEE EXHIBIT "A" ATTACHED
LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 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: #A36-04050 for 1 cfs; A36-10734, A36-10735 and A36-10736 for domestic wells and water license no.
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): A36-02232 for .80 cfs not Sandy's.
John A. Sandy, Rt 1 Box 258A, Hagerman, ID 83332
Frans and Cornelia Aardema and Thomas and Mary Jane Heida dba Aardema-Heida Dairy
- ☐ New Owner/Claimant (Purchaser): _____
- ☐ New Mailing Address: P O Box 140
Wendell, ID 83355-0140
- ☐ New Telephone Number: (208) 536 - 2189 (w) (208) 536-2189 (h)
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes xxno
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 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) Frans Aardema Cornelia Aardema Date 6-22-95
Thomas Heida Mary Heida Date _____
- ☐ Signature of Former Owner/Claimant(s): John A. Sandy Date 6/19/95
Date _____

(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

COPY

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

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 _____

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.

Water Right nos. A36-04050 for 1 cfs;
A36-10734, A36-10735 and A36-10736 for
domestic wells; and water license no.
A36-02232 for .80 cfs.

I am the new claimant/purchaser of _____

(Insert each water right number)

My name is Frans and Cornelia Aardema and Thomas and Mary Jane Heida dba Aardema-Heida Dairy

My address is P O Box 140, Wendell, Idaho 83355-0140

My phone number is: Work 208-536-2189 Home 208-536-2189

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

John A. Sandy, a single man

Route # 1 Box 258-A, Hagerman, ID 83332

Signature of prior claimant/seller
JOHN A. SANDY

Signature of new claimant/purchaser
FRANS AARDEMA CORNELIA AARDEMA
THOMAS HEIDA MARY JANE HEIDA

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 MICHAEL HARLAND FELTON

Attorney of record for Frans and Cornelia Aardema and Thomas and Mary Jane Heida dba Aardema-Heida Dairy

(Identify party/claimant)

Attorney address and phone number: P O Box 589, Buhl, Idaho 83316

Telephone: (208) 543-4368

- ☒ 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

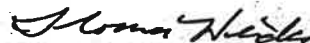
Frans and Cornelia Aardema and Thomas and Mary Jane
Heida dba Aardema-Heida Dairy, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

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.



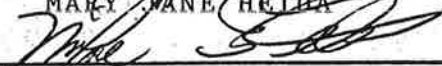
FRANS AARDEMA


CORNELIA AARDEMA



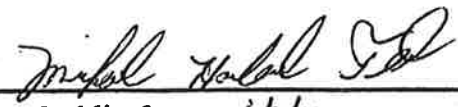
Signature of person filing form THOMAS HEID


MARY JANE HEIDA

BY: 

Attorney signing in representative capacity

Subscribed and sworn to before me on 23rd day of June 1995
(Insert Date)


Notary Public for Idaho

Residing at: Buhl

My Commission expires: 7/16/99

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 June 23, 1995, 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):

John A. Sandy
Route # 1 Box 258-A
Hagerman, ID 83332

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

MICHAEL HARLAND FELTON

WARRANTY DEED

For Value Received JOHN A. SANDY, a single man
Route 1, Box 258-A
Hagerman, Idaho 83332

the grantor , does hereby grant, bargain, sell and convey unto AARDEMA-HEIDA DAIRY, a general partnership comprised of Frana Aardema and Cornelia Aardema, husband and wife, and Thomas Heida and Mary Jane Heida, husband and wife, the grantee , whose current address is 1646 Bob Barton Highway, Wendell, Idaho, 83355

the following described premises, in ...GOODING..... County Idaho, to-wit:

SEE EXHIBIT "A" AND EXHIBIT "B" attached hereto and by this reference made a part hereof.

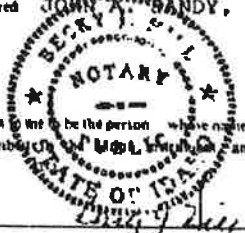
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , its heirs and assigns forever. And the Grantor doe shereby covenant to and with the said Grantee , that he is the owner in fee simple of said premises; that they are free from all encumbrances

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

Dated: June 6 , 1989.

John A. Sandy
John A. Sandy

STATE OF IDAHO, COUNTY OF GOODING
On this 6th day of June , 1989,
before me, a notary public in and for said State, personally
appeared JOHN A. SANDY, a single man,


known to me to be the person whose name is
subscribed to the foregoing and acknowledged to me
that he executed the same.
Residing at Hagerman, Idaho
Comm. Expires 5-4-92

STATE OF IDAHO, COUNTY OF Gooding
I hereby certify that this instrument was filed for record at the request
of FIRST AMERICAN TITLE COMPANY
at 4:47 minutes past 2 o'clock p.m.,
this 6th day of June
1989, in my office, and duly recorded in Book
of Deeds at page

John A. Myers
Ex Officio Recorder
By: Helen K. Pratt
Deputy
Fees \$ 9.00
Mail to:

INSTRUMENT NO. 136638

First American Title Company of Idaho

EXHIBIT "A"

Township 8 South, Range 14, East of the Boise Meridian, Gooding County, Idaho

Section 11: SE $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 11: SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPTING the following strips of land for highway purposes as set forth in Deeds to the State of Idaho:

- a. Dated December 5, 1941, recorded December 12, 1941, in Book 33 of Deeds, Page 227, across the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and the South 25 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 8 South, Range 14, EBM, records of Gooding County, Idaho; and
- b. Dated February 13, 1942, recorded March 26, 1942, in Book 33 of Deeds, Page 296, across the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 8, South, Range 14, EBM, records of Gooding County, Idaho

Section 11: NE $\frac{1}{4}$ SW $\frac{1}{4}$ and that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ described as follows:

BEGINNING at a point 350 feet North of the Southwest corner of said forty acres;
Thence South to the Southwest corner thereof;
Thence East to the Southeast corner of said forty acres;
Thence North to the center line of the W 28 Canal of the North Side Canal Company;
Thence following the center line of said Canal to a point straight East of the Point of Beginning;
Thence West to the POINT OF BEGINNING.

EXCEPT the following strips of land:

- a. A strip of land 25 feet wide across the entire South side of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ as set forth in Quitclaim Deed dated April 2, 1926 and recorded April 10, 1926, in Book 18 of Deeds, Page 205, records of Gooding County, Idaho;
- b. Highway Right of Way as set forth in Deeds to the State of Idaho as follows:
Dated October 24, 1941, recorded November 15, 1941, in Book 33 of Deeds, Page 190;
Dated: October 9, 1941, recorded December 10, 1941, in Book 33 of Deeds, Page 210;
Dated December 5, 1941, recorded December 12, 1941, in Book 33 of Deeds, Page 227, records of Gooding County, Idaho.

TOGETHER with all water rights appurtenant to the described property including, and not limited to, 120 shares of stock of North Side Canal Company; Idaho Water License A36-04050 for 1 c.f.s.; Idaho Water Licenses A36-10734, A36-10735 and A36-10736, domestic wells.

TOGETHER with the following described irrigation equipment:

- (1) Lockwood 3 tower pivot, Model 2205, Serial No. 833009AA,
- (2) U.S. Electric Motors, 15 H.P. pump, Serial No. 3150589,
- (3) Marathon Electric Booster, 25 H.P. pump, Serial No. 256TTDR5016ANL,
- (4) Alumigator Pivot, Model 2-5E6, Serial No. 178A1522,
- (5) Newway Electric 30 H.P. pump, Serial No. DD2798BB,

EXHIBIT "B"

TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN

Section 11: NW1SE1

EXCEPT a tract of land described as follows:

BEGINNING at the Northeast corner of said NW1SE1;
Thence South along the East boundary of said NW1SE1 560 feet;
Thence Northwesterly to a point 560 feet West of the
Northeast corner of said NW1SE1;
Thence East along the North boundary of said NW1SE1 560 feet
to the TRUE POINT OF BEGINNING.

SITUATE IN GOODING COUNTY, IDAHO

TOGETHER with all water rights appurtenant to the described
property including, but not limited to, Idaho Water License
No. A36 02232 for .80 c.f.s.

TOGETHER with the following described irrigation equipment:

General Electric 10 HP motor, Model 5K324XA65A, Serial No.
0KJ119050, together with a booster pump, Berkeley 20 h.p.,
Serial No. 7674956.



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

July 13, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

AARDEMA HEIDA DAIRY
PO BOX 140
WENDELL ID 83355-0140

RE: SRBA Claim(s) A36-04050, A36-10734, A36-10735, A36-10736,
A36-02232

Ladies and Gentlemen:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership on all the above claims except A36-02232 to you.

Our records indicate the current owner of claim A36-02232 is Bruce A. Berry. In order for us to change the current ownership to you, you need to provide the Department with chain of ownership proof (e.g. warranty deeds) showing the property was sold by Mr. Berry to Mr. Sandy. I am returning a copy of the Notice of Change of Water Right Ownership. Please attach a copy of the required chain of ownership proof to it and return it to the above address.

Please find the enclosed copies of the computer records of claims A36-04050, A36-10734, A36-10735, and A36-10736 noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

MICROFILMED
DEC 03 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

JUN 30 1995

Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ SEE EXHIBIT "A" ATTACHED
Range _____

Section _____, 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: #A36-04050 for 1 cfs; A36-10734, A36-10735 and A36-10736 for domestic wells and water license no. A36-02232 for .80 cfs
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): John A. Sandy, Rt 1 Box 258A, Hagerman, ID 83332
Frans and Cornelia Aardema and Thomas and Mary Jane Heida dba Aardema-Heida Dairy
- ☐ New Owner/Claimant (Purchaser):
- ☐ New Mailing Address: P O Box 140
Wendell, ID 83355-0140
- ☐ New Telephone Number: (208) 536-2189 (w) (208) 536-2189 (h)
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes xxno
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 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) Frans Aardema Cornelia Aardema Date 6-22-95
Thomas Heida Mary Jane Heida Date _____
- ☐ Signature of Former Owner/Claimant(s): John A. Sandy Date 6/19/95
Date _____

(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

MICROFILMED

JUN 30 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

July 10, 1996

KARL J. DREHER
DIRECTOR

BRUCE A BERRY
PO BOX 748
WENDELL ID 83355

RECEIVED

JUL 12 1996

Re: Snake River Basin Adjudication (SRBA) Department of Water Resources
Notices of Claim No. A36-02232, A36-10369 & A36-10370 Northern Region
Change of Address

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim(s) can be sent only to the address on your claim(s) or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right(s) referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

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 Snake River Basin Adjudication Case
No. 39576**

**Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.**

**TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:**

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

24806
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

*P.O. Box 748
Wendell*

**RECEIVED
APR 20 1995**
Department of Water Resources

**BRUCE A BERRY
3106 S 1500 E
WENDELL ID 83355**

*C
36-02232
36-10369
36-10370*

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

**MICROFILMED
DEC 03 1996**

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
JAN 26 1989

Water Right Number R36-02232 Prefix Translation: RESEARCH Old (D) Number - 24354

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

*** C - CURRENT OWNER ***
BERRY BRUCE A. 1 - 3106 S. 1500 E.
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-6251

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/21/1953 17 SOUTHERN L - LICENSE

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 14E 11 SE NW SE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.800 160.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.800 160.00 120.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 14E 11 NW SE 40.0 01 IRRIGATION (47) GOODING

Total Acres: 40.0

+ - - Diversion Means - WELL 100' DEEP, 10HP PUMP, CENTER PIVOT

+ - - 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 - - - - - +
No Conditions of Approval found.

MICROFILMED
JAN 26 1993

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	- 08/07/1991	Old Judicial District	-
Claim Received Date	- 08/08/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M000896	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

1961
JAN 10 1961
JAN 10 1961

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:53:40
06/30/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02232

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	N			N				
SOURCE	Y N			N				
PLACE OF USE	N			N				
DIV. AMOUNT CFS/VOLUME	Y N			~~N~~ ~~Y~~ N	1,4,6			
CONSUMPTIVE USE	N			~~Y~~ ~~N~~ N				
PURPOSES	N			~~N~~ ~~Y~~ N				
PERIOD OF USE	N			N				
BASIS OF CLAIM	Y N			~~N~~ ~~Y~~ N				
REMARKS	N			N				
	N			~~N~~ ~~Y~~ N				

LW 7/23/90

"VERIFIED BY" CODES

RVW. 8/5/91

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: A36-02232

LAST: BERRY
ADDRESS: 3106 S. 1500 E.
CITY: WENDELL
PHONE NUMBER: 208-536-6251

FIRST: BRUCE A.
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:

MICROFILMED
JAN 26 1993

A. AJ CLAIM: # A36-02232 PRIORITY DATE: 11-21-1953 STAGE: L
B. WR RECORD: # 36-02232 PRIORITY DATE: 11-21-1953 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
N EXAMINER

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
11-21-1953

REVIEWED BY R.V. 2K

DATE 8/2/91

=====

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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
A36-02232	08S	14E	11	SE	NW	SE		GOODING

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
36-02232	08S	14E	11		NW	SE		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A36-10369 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

REMARKS:

MICROFILMED
JAN 26 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY

same as claimed

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

lu

DATE:

7/23/90

MICROFILMED
JAN 26 1993

A. ROOT WATER RIGHT NUMBERS: A36-02232

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	14E	11	NW	SE		BERRY, BRUCE A. BERRY, BRUCE A.	A36-02232 /40.0 A36-10369 /	36-02232 /40.0 -	38.0		
TOTAL ACRES							A36-02232	40.00	40.00	38.00	

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
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

~~Remove 8 acres for corners of pivot not irrigated~~
~~in 1987 NARP 436-29 A OPQ BB20~~ ~~Some irrigation in SE corner~~
~~BB20NE~~ ~~balanced out by non-irrigation~~
~~of small areas under pivot.~~
~~Deleted~~ ~~B.V. 2k~~
~~8/5/91~~

RECOMMENDATIONS:

TOTAL ACRES: 40 32 40

REVIEWED BY: W

DATE: 7/23/90

A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY TO	DIVERSION QUANTITY
A36-02232	IRRIGATION	~~04-15~~	~~TO 10-15~~ 3/15-11/15	.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED				.800 CFS

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY TO	DIVERSION QUANTITY
36-02232	IRRIGATION			.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED				.800 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:

3/15 - 11/15

MICROFILMED
JAN 26 1987

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.800 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?

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

FIELD
DATABASE EXAMINER
Y 2

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
A36-10369	DOMESTIC	BERRY , BRUCE A.	FROM 01-01 TO 12-31	.040 CFS	
A36-10369	STOCKWATER	BERRY , BRUCE A.	FROM 01-01 TO 12-31	.040 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 40
ACRES 32 x 0.02 CFS/ACRE = 0.64 CFS
(Taken from p/u review) 0.8

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 120.0 AF/A

ACRES 40 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
32

TOTAL CONSUMPTIVE USE 120 AF/A
96 120

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 40 x DIVERSION VOL. AF/A FOR AREA 4 =
32

TOTAL DIVERSION VOLUME 160 AF/A
128 160

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(/)

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

Reviewed by ADM
Corrected by R.V.W 8/5/91

AD5
C09

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	~~04-15~~ ~~10-15~~	DATABASE 0.800	DATABASE ~~160~~	DATABASE 120.0
TOTAL FOR THIS RIGHT	3/15 11/15	~~0.800~~ 0.64 0.8	~~128~~ 160	120.0 ~~96~~ 120
REVIEWED BY: <u>W</u>	DATE: <u>7/23/90</u>	8/2/91		
R.V.Z				

Cog

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(☒)	()
N/A	()
	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02232

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.800

EXAMINER
N/A

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02232	0.800	-		36-02232	0.800
TOTAL CFS		0.800				0.800

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
N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: Lois White

DATE: 7/23/90

NAME OF FIELD EXAMINER: R. V. Worstell

TITLE: Sr. Adj. Agent

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T85 R14E

290 000 FEET

350 000



BB20 NE NADP 436-79 sk 100

TO WENDLE

R-14E.

T.
8
S.



Subdivisions = One

Area = 40 acres

Q = 40 inches

Mrs C. could not state that the west 40 acres
had even been irrigated from the well.

She that it was irrigated mostly thru
pick-up of waste water.

A neighbor on the south made a similar
statement.

POOR ORIGINAL

JAN 26 1953

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-02232
DATE: 8/5/91
BY: R. H. K.

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (10) \times (0.70)}{[(100) + (138.6 \times 2.31)]} = \frac{61.6}{238.6} = 0.258 = 117 \text{ gpm}$$

225 gpm needed for supply pump

LIFT FROM: measurement ()
owner (X)
area estimate ()
well logs ()
Booster (Y) (N)

PSI FROM: measurement ()
owner ()
estimate ()
owner gage ()

NOTES ON PUMP:
Motor Make, Serial or ID
GE
Pump Make, Serial or ID, rating
Layne & Bowler Turbine

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)
3/15 - 11/15	246
4/1 - 11/1	215
4/15 - 10/15	184
3/1 - 12/1	276

POTENTIAL = $(246) \times (1.98) \times (0.258) = 124$

POTENTIAL = 7.5

REQUIRED Acre Feet/Acre/Annum = 4
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

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JAN 26 1993

29 28

32 33

T 1948
2040

28 2

33

83.6

75.3

3

76.4

32 33

5 4

33 34

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