

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: **A36-02289C**
Date Received: 8/25/1988
Receipt No: S001754
Received By: _____

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

1. Name: JOE VALADAO 208-536-2017
Address: 1850E 3400S
WENDELL ID 83355

Name: YVONNE VALADAO 208-536-2017
Address: 1850E 3400S
WENDELL ID 83355

2. Date of Priority: DEC 2, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	15E	20	SW	NW	SE		GOODING

5. Description of diverting works:
WELL WITH PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.430		

7. Total Quantity Appropriated is:
0.430 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	Lot	Use	Acres
08S	15E	20	NW	SE		IRR	40.0

10. Place of Use: Continued

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:
40 SHARES NSCC

14. Remarks:

ADJACENT LAND WAS PURCHASED WITH WATER RIGHT BUT NO EASEMENT FOR
WELL. CLAIMANT HAS FILED A TRANSFER FOR P/D AND P/D.

THIS CLAIM REPRESENTS WR 36-02289B.

CHANGE OF OWNERSHIP RECEIVED 12/6/93 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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: _____

Water Right Number - 36-02289C Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***

VALADAO JOE 1 - 1850E 3400S
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-2017

VALADAO YVONNE 1 - 1850E 3400S
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-2017

*** D - DIR RPT OWNER ***

F & V DAIRY 1 - C/O ZEKE FERREIRA JOE VALADAO
2 - 1856 E 3400 S
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-536-2017

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

12/02/1955 ERROR IN REGION L - LICENSE

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

GROUNDWATER

+ - - - - Point of Diversion - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County
08S	15E	20	SW NW SE		(47)	GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.430	160.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.430 160.00 120.0

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	15E	20	NW SE		40.0	01	IRRIGATION	(47) GOODING

Total Acres: 40.0

+ - - Diversion Means - WELL WITH PUMP TO SPRINKLER SYSTEM.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

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OCT 13 1994

Water right number - 36-02289C

Prefix Translation: WATER RIGHT

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

+ - - - - Old Water Right Numbers - - - - -
3602289B

+ - - - - Conditions of Approval - - - - -
A03 - THE USE OF WATER ON THE LANDS TO WHICH THIS RIGHT WAS
- APPURTENANT HAS BEEN ABANDONED AND FAILURE TO PUT THE WATER TO
- BENEFICIAL USE ON THE PLACE OF USE DESCRIBED ABOVE WITHIN FIVE
- (5) YEARS OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE
- CHANGE IN USE TO THE PLACE OF USE DESCRIBED ABOVE SHALL
- CONSTITUTE FORFEITURE OF THIS RIGHT.
S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.

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

+ - - - - Comments - - - - -
Date: 08/30/1991 User Id: MERRITT Subject: COPIED FROM REMARKS
ADJACENT LAND WAS PURCHASED WITH WATER RIGHT BUT NO EASEMENT FOR WELL. CLAIMANT HAS FILED A TRANSFER FOR P/D AND P/D.
***** THIS CLAIM REPRESENTS WR 36-02289B.

Date: 12/08/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 12/6/93 FORMER OWNER F & V DAIRY NEW OWNERS JOE &/OR YVONNE VALADAO. SIGNATURE OF FORMER OWNER ON
FORM.

+ - - Audit Fields - - +
12/08/93 GIVENS

+ - - - - 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	- 08/25/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001754	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

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.

Allen gave Claimant
Standard Form 3s
to send in.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: 36-10504, 36-10505, 36-02289 C

☐ Name and Address of Former Owner/Claimant(s)(Seller): F & V Daivy
1850 E. 3400 S. Wendell ID 83355

☐ New Owner/Claimant (Purchaser): Joe Valadao & Yvonne Valadao

☐ New Mailing Address: 1850 E. 3400 S. , Wendell ID 83355

☐ New Telephone Number: (208) 536 - 2017

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

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

☐ Signature of New Owner/Claimant(s) Joe Valadao Date 12-6-93

☐ Signature of Former Owner/Claimant(s) F & V Daivy by Joe Valadao Date 12-6-93

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 12/9/93 By: AC

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

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OCT 13 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

08-Dec-1993 15:50

JOE &/OR YVONNE VALADAO
1850E 3400S
WENDELL ID 83355

RE: ADJUDICATION CLAIM(S) NO.(S) 36-10504, 36-10505, 36-02289C

Dear Claimant(s):

Pursuant to the notification that you now own the property with the above-referenced Adjudication Claim(s), we have changed the Department's record(s) as you have requested. Please note that the Director's Report for Basin 36 has been filed with the court and the recommendations for the above-listed right(s) remain listed in the former owners name.

Please review the record(s) and should you have any questions, please feel free to call this office.

Respectfully,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosure: Profile Listing

c.c Penny Watson

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OCT 13 1994

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: A36-02289C
Date Received: 8/25/1988
Receipt No: 5001764
Received By: TB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: F & V DAIRY 208-536-2017
Address: c/o ZEKE FERREIRA /JOE VALADAO
1856 E. 3400 S.
WENDELL, ID 83355

2. Date of Priority: DEC 02, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	15E	20	SW	NW	SE		GOODING

5. Description of diverting works:
WELL WITH PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.430		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	15E	20	NW	SE		IRR	40.0
Section Acres							40.0

10. Place of Use: Continued

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:
40 SHARES NSCC

14. Remarks:
ADJACENT LAND WAS PURCHASED WITH WATER RIGHT BUT NO EASEMENT FOR
WELL. CLAIMANT HAS FILED A TRANSFER FOR P/D AND P/D.

15. Basis of Claim: BENEFICIAL USE

(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.

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JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3471

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

F+V Dairy % Zeke Ferreira / Joe Valadao

APPROVED

Name of applicant _____ Phone 536-2017Post Office address 1856 East 3400 South, Wendell, Idaho

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Land was sold without right of way or easement in existing well. Applicant plans to drill his own well.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 36-2289 Priority 12/2/1955 Amount (cfs/ac-ft) .43cfs Nature of Use Irrig Period of Use 3/15 to 11/15
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred .43cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	SE	20	8S	1SE	Gooding	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	1SE	20														40			40

MICROFILMED
JAN 26 1993Total acres 40

PART 1

6. General Information:

a. Description of diversion system Well, Pump to Sprinkler system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ~~Yes~~ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None, both 40 acre parcels have Canal shares but it is easier to irrigate lower 40 with Canal water.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2289

And said application is hereby APPROVED, subject to the following limitations and conditions:

The use of water on the lands to which the above referenced water right was appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water right.

Witness my hand this

17th day of

April

, 19 89

J. Glen Saxton
Chief, Water Alloc. Bureau

JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-2289 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 12/21/1955

5. Water is used for the following purpose:

amount 2.04 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.04 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	21	8S	15E	Gooding	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	20															40		40

9. Describe any other water rights used for the same purpose as described above 40 Shares NSCC.

Total acres

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JAN 26 1993

40

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

3. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.43 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	21	8S	15E	Gooding	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	21															40		40

Total acres 40**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.61 cfs for Irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	21	8S	15E	Gooding	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	20													5			40	45
"	"	21								15		3.5	22						72
"	"	29			40														40

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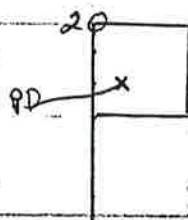
JAN 26 1993

Total acres 157

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T 8 S R 15 E



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PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

F & V Dairy Joe Zpladoo (partner)

(Signature of Applicant)

Subscribed and sworn to before me this 25th day of Aug, 19 88.

[Signature]

(Notary Public)

My commission expires 6/30/99

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by TR Date AUG 25 1988 Protest filed by _____

Prelim. check by DD Fee _____

Receipted by TR Date 8/24/88 5001750

Published in Gooding Co. Leader Copies of protest forwarded by _____

Pub. dates 11/23 & 11/30/88 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. by [Signature]

Copy of transfer sent to lien holder _____

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JAN 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

April 6, 1989

RECEIVED

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

APR 10 1989

Department of Water Resources
Southern Region Office

F & V Dairy
c/o Zeke Ferrerra-Joe Valadao
1856 E. 3400 South
Wendell, Idaho 83355

RE: Transfer no. 3471; water right no. 36-2289 in the name of
F & V Dairy

Gentlemen:

You filed an application for transfer with the Department of Water Resources in August, 1988. The application proposed both a change in the point of diversion and a change in the place of use. On the second page, you were required to answer a question related to liens, deeds of trust, mortgages or contracts which encumber the lands from which the water is proposed to be removed. You stated that the land was not encumbered, and provided a release from Farm Credit Services.

Our files contain a letter from Farm Home Administration which requested notice of any pending action on water right no. 36-2289. I corresponded with Farm Home Administration, and it has informed the Department that it still owns security interest on the property.

I have mailed a copy of the application for transfer to Ed Dienes, Farm Home Administration, 157 Main Street, Gooding, Idaho 83330.

The Department will not approve the transfer until a written statement is received from Farm Home Administration regarding its

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JAN 26 1993

Transfer # 3471

36-2289

position on its security interest. I suggest that you contact Mr. Dienes and arrange a time to resolve the conflicts.

Sincerely,

A handwritten signature in cursive script, reading "Gary Spackman".

Gary Spackman, Manager
Water Right Permits Section

GS:ds

Enclosure

cc: Southern Region
Farm Home Administration

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JAN 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 6, 1989

RECEIVED

APR 10 1989

Department of Water Resources
Southern Region Office

Ed Dienes
Farm Home Administration
157 Main Street
Gooding, ID 83330

RE: Transfer no. 3471, water right no. 36-2289 in the name of
F & V Dairy c/o Zeke Ferrerra-Joe Valadao

Dear Mr. Dienes:

Enclosed is a copy of the transfer filed by F & V Dairy. Please review the proposed transfer, and comment on Farm Home Administration's security interest in the property from which the land is proposed to be transferred. As I interpret the transfer, it appears that F & V Dairy proposes moving the water from the SW1/4SE1/4 of Section 20 to an adjacent 40 acre parcel located in the NW1/4SE1/4 of Section 20. Perhaps if Farm Home Administration owns a security interest on both parcels, the proposed change will not jeopardize Farm Home Administration's security.

Sincerely,

Gary Spackman, Manager
Water Right Permits Section

GS:ds

Enclosure

cc: Southern Region

MICROFILMED

JAN 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 29, 1989

RECEIVED

APR 3 1989

Department of Water Resources
Southern Region Office

Farm Home Administration
157 Main
Gooding, Idaho 83330

RE: Water right no. 36-2289-transfer no. 3471

Gentlemen:

We received a transfer filed by F & V Dairy, care of Zeke Ferreira & Joe Valadao. The transfer proposes a change in the point of diversion and place of use of a water right which irrigated land previously owned by Bob Burks. In reviewing the file, we discovered a letter dated May 13, 1980, a copy of which is enclosed, which states that Farm Home Administration secured a loan by a recorded mortgage on the property irrigated under license no. 36-2289. The letter requests that Farm Home Administration be advised of any action on the water right.

Please consider this letter as notice of pending action on the water right. A copy of this letter is being sent to the applicants. If you do not inform the department within thirty (30) days of the date of this letter of continued interest in the water right, we will assume that you are not concerned about the proposed transfer.

Sincerely,

Gary Spackman

Gary Spackman, Manager
Water Right Permits Section

Enclosure

cc: F & V Dairy
Southern Region

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JAN 26 1993

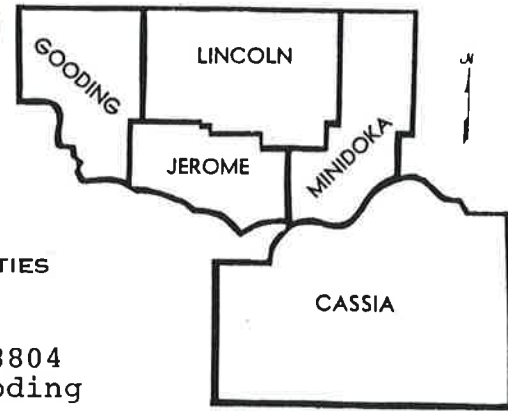
Transfer #3471
36-2289

36-2289

Land Title and Escrow, Inc.

COMPLETE SERVICE

5 IDAHO COUNTIES



REFER TO: G-8804
OFFICE: Gooding

MAY 16 1980

May 13, 1980

RECEIVED

MAY 14 1980

Department of Water Resources
Southern District Office

Department of Water Resources

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Subject: Robert Burks, Jr. Water License No. 36-2289

Dear Sir

This letter is to advise you that Farmers Home Administration 438 Idaho Street, Gooding, Idaho 83330 has a mortgage lien on Water License No. 36-2289 issued to Robert Burks, Jr. This lien is a result of a recorded mortgage which includes Water License No 36-2289, given by Henry W. & Ethel L. Herrgesell, Contract Purchasers.

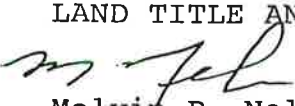
Please notify Farmers Home Administration of any action you may take or contemplate taking that may affect their security.

Your acknowledgement of receipt of this letter by signing below and returning in self-addressed stamped envelope will be greatly appreciated.

Your cooperation is appreciated.

Very truly yours

LAND TITLE AND ESCROW, INC.


Melvin R. Nelson
Branch Manager

MRN:dg

Acknowledged & Received
This ____ day of _____, 1980
State of Idaho
Department of Water Resources
By: _____

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524

BOX 36, JEROME, IDAHO 83338
PHONE 324-4842

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477

MICROFILMED

JAN 26 1993

200 MAY 26 PM 12:03

FILED
TWIN FALLS, IDAHOIN 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) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS
Water Right 36-02289C

IDWR has completed the following Administrative Proceeding:

- ☐ Change of Address
☐ Substitution of Party
☒ I.C. 42-222 Transfer

I.C. 42-422 TRANSFERS

An Administrative Proceeding pursuant to I.C. 42-222 has been completed for water right 36-02289C and all appeal times have run. The following changes have been made to the water right:

- | | |
|--|--|
| ☒ Point of Diversion | ☒ Place of Use |
| ☐ Period of Use | ☐ Nature of Use |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 5/24/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/26/2000 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
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

JOE VALADAO
1850 E 3400 S
WENDELL ID 83355

YVONNE VALADAO
1850 E 3400 S
WENDELL ID 83355
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. 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

AJ5856NP

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

DATE: MAY-19-2000
PAGE: A-2

RIGHT NUMBER: 36-02289C

NAME & ADDRESS: YVONNE VALADAO
JOE VALADAO
1850 E 3400 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.43 CFS
160.0 AFY

PRIORITY DATE: 12/02/1955

POINT OF DIVERSION: T08S R15E S20 NWSE Within GOODING County
SWSE

A SINGLE WELL LOCATED WITHIN EITHER THE NWSE OR SWSE, T08S,
R15E, S20 IS AUTHORIZED UNDER TRANSFER NO. 5346.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
0.43 CFS
160.0 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION
T08S R15E S20
70 ACRES TOTAL

Within GOODING County
NWSE 40 SWSE 30

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

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

DATE: MAY-19-2000
PAGE: A-3

RIGHT NUMBER: 36-02289C (CONT)

EXPLANATORY MATERIAL: (CONT)

USE OF THIS RIGHT IS COMBINED WITH WATER FROM
NORTH SIDE CANAL CO. LTD.



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

**DIRK KEMPTHORNE
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

May 26, 2000.

JOE VALADAO
YVONNE VALADAO
1850 E 3400 S
WENDELL ID 83355

RE: SRBA Claim(s) 36-02289C

Dear Claimants:

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.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5346
WATER RIGHT NO. 36-02289C

RECEIVED

APR 19 1999

Department of Water Resources
Southern Region

This is to certify that: **JOE VALADAO**
YVONNE VALADAO
1850 E 3400 S
WENDELL ID 83355

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.43 CFS	160.0 AF

SOURCE

GROUNDWATER

Priority: 12/02/1955

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 20, Township 08S, Range 15E
SWSE , Sec. 20, Township 08S, Range 15E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S	15E	20	NWSE 40	SWSE 30		70
Total number of acres irrigated:						* 70

CONDITIONS OF APPROVAL AND REMARKS

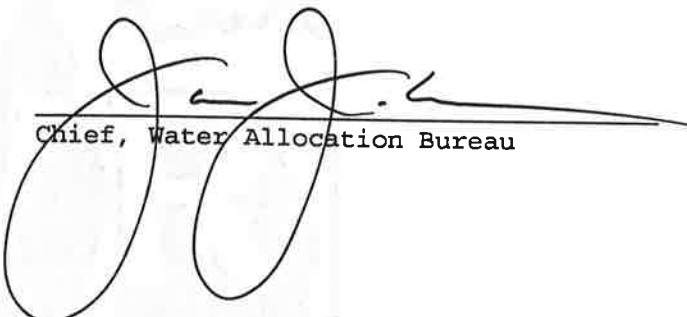
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

TRANSFER NO. 5346
WATER RIGHT NO. 36-02289C

CONDITIONS OF APPROVAL AND REMARKS

5. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- * 8. Right 36-02289C is limited to the irrigation of 40.0 acres within the place of use described above in a single irrigation season.
9. The right holder shall resume the use of water and apply it to the authorized beneficial use on or before April 15, 1999, and shall report the resumption of use to the department.
10. A single well located within either the NWSE or SWSE, S20, T08S, R15E is authorized under Transfer 5346.
11. Use of this right is combined with water from North Side Canal Co. Ltd.

Dated this 25TH day of MARCH, 1999.



Chief, Water Allocation Bureau

MEMORANDUM

TO: File 36-02289C

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 5346

DATE: March 23, 1999

Transfer 5346 changes the point of diversion and place of use under Right 36-02289C. The applicant is proposing to drill a new well and create a 70-acre permissible place of use. The groundwater under this right is used with surface water from North Side Canal Co. in a common distribution system.

This right was previously transferred, but never developed as proposed. An Extension of Time to Avoid Forfeiture was filed and approved 02-22-94 with the condition that the right be resumed by April 15, 1999. This transfer will allow for the drilling of the new well and use under this 70-acre system this irrigation season.

Recommended conditions include permissible place of use, supplemental groundwater, drilling permit requirements, measurement & annual reporting, irrigation overlap, resumption of use, a single new well and standard transfer conditions.

INTEROFFICE MEMORANDUM

TO: TRANSFER FILE NO. 4965
FROM: KELLY K CHRISTENSEN *KKC*
SUBJECT: ADJUDICATION REVIEW OF TRANSFER
DATE: 01/06/99

The current adjudication recommendation is based upon T-3471. As this transfer limits the acres for 36-02289C to the 40 acre total within a 70 acre PP/U, no expansion is created. The GIS layout acreage agrees with the acres calculated by Jim and shows the approximate location of a 1/4 mile center pivot as mentioned in the application. The outage shown is based upon physical features visible on the napp photography as related to the outage drawn on the photo attached to the transfer.

From an adjudication perspective the transfer can proceed conditioned as detailed in Allen Merritt's 12-29-98 memo.

CLAIM NUMBER

36-02289C

DATE

1-6-99

AGENT

KKC

TRANSFER NUMBER

5346

Requested

ACRE TOTAL

70

GIS ACRE TOTAL

70

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	8S	15E	20														40		40
GIS																	39.9	30.1	
RECOM																	40	30	70
	Center Pivot																26.9	6.2	33.1
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B72-DBPOU.SHP

SHAPE NOS.

Recommend Claim as 40 Ac within a 70 Ac PP/U.

B72-DBPOD.SHP

NOS. DESCRIPTION

Validity of recognizing 40 Acres in NWSE is questionable as the application indicates that the north end of P/U has a power line crossing it which prevents pivot irrigation however

the 1-6-99 layout "Transfer 5346 Place of Use" shows a center pivot of 33 acres based upon a 1/4 mile diameter pivot. Recommended acres include all acres within the NW 1/4 and excludes those acres indicated as out on the transfer app.

DBF TABLES UPDATED

B72-DBPOU.DBF

B72-DBPOD.DBF

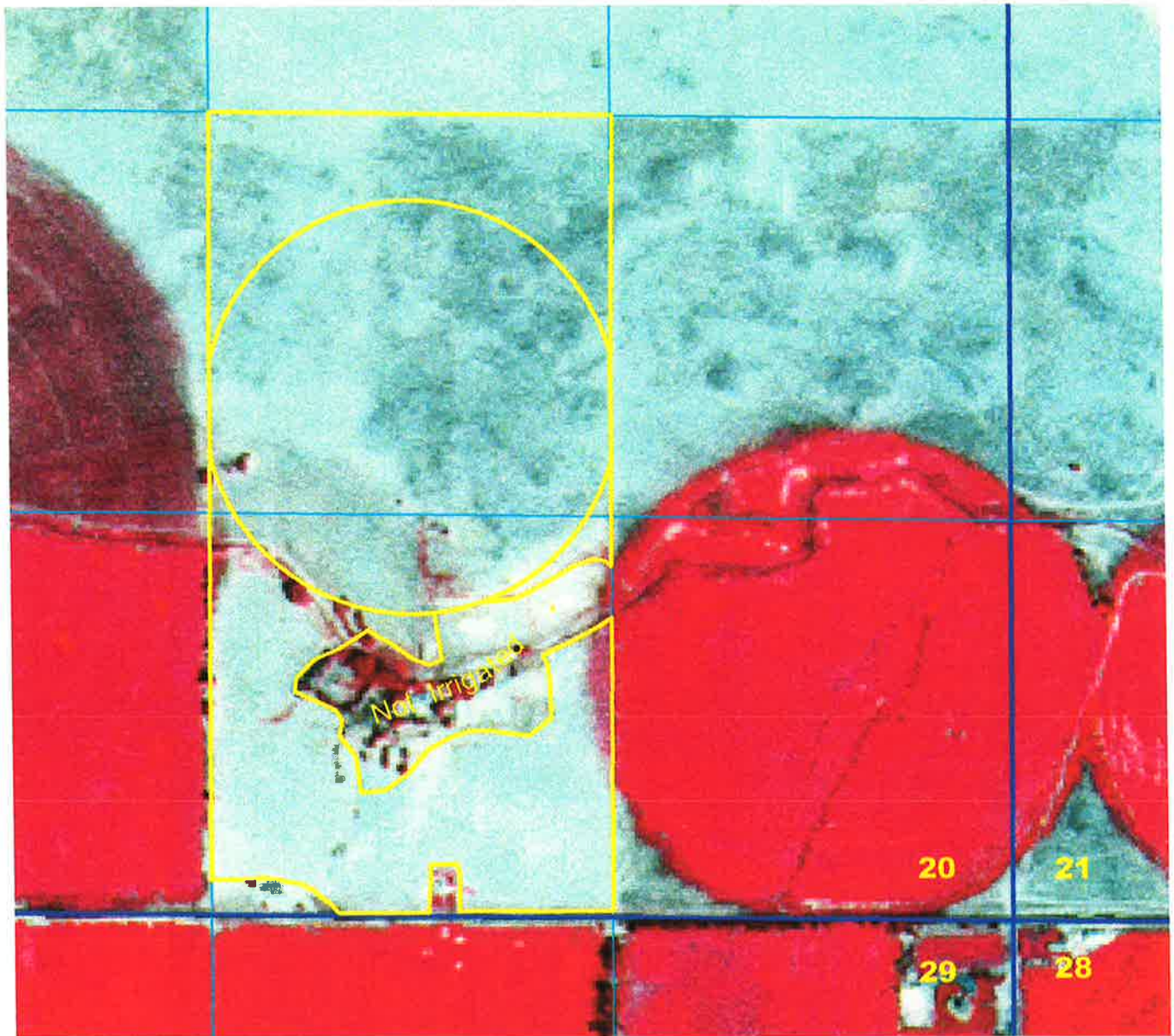
JPEG LAYOUT

DWR 326 : C/DATA/TRANSFER REVIEW/T:5346 place of use .jpg

IDAHO DEPARTMENT OF WATER RESOURCES

36-02289C

TRANSFER 5346 PLACE OF USE
data entry on 1-6-99



0 660 1320 1980 2640 Feet



- ⊙ POINT OF DIVERSION
- ▭ RECOMMENDED PLACE OF USE
- ▭ SECTION LINES
- ▭ QUARTER/QUARTER LINES

**GIS PLACE OF USE PRESENTATION
1987 AND/OR 1988 NAPP PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN**

COPY

1998 NOV 24 AM 11:44
DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

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

Water Rights: 36-02289C

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above
water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

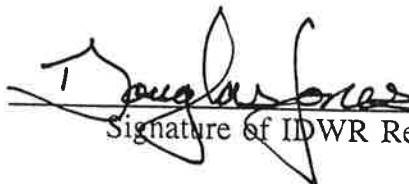
☒ I.C. § 42-222 transfer 5346

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than:
December 1, 1999.

DATED: 11/23/98


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11-24, 1998, 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
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant or attorney of record:
Joe Valadao
Yvonne Valadao
1850 E 3400 S
Wendell ID 83355
3. One copy to:
Each party in the subcase, or attorney of record
4. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. 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



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

November 24, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOE VALADAO
YVONNE VALADAO
1850 E 3400 S
WENDELL ID 83355

RE: SRBA Claim(s) 36-02289C

Dear Claimant:

Please find the enclosed copy of the Notice of 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.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Check IWATRS - NAD
- record
Transfer No. 5346

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

SEP 24 1998

Department of Water Resources
Southern Region

Name of applicant Joe & Yvonne Valdago Phone 536-2017
Post Office address 1850 E 3400 S, Wendell, ID 83355

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create a PPU w/canal shares
2. Describe the reason for the proposed changes I want to install a pivot sprinkler, but need to move it further south due to power lines blocking the north end of the property. Also, the well may be moved further south to be commingled with canal water (I have 80 shares for 80 acres).

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number C 36-02289 Priority 12-2-1955 Amount (cfs/ac-ft) 0.43 cfs Nature of Use Irrig. Period of Use 4-1 to 10-31
2. Total amount of water being transferred 0.43 cubic feet per second and/or 160,0 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	20	8S	15E	Gooding	1 well only - could be in either tract
		SW	SE	"	"	"	"	

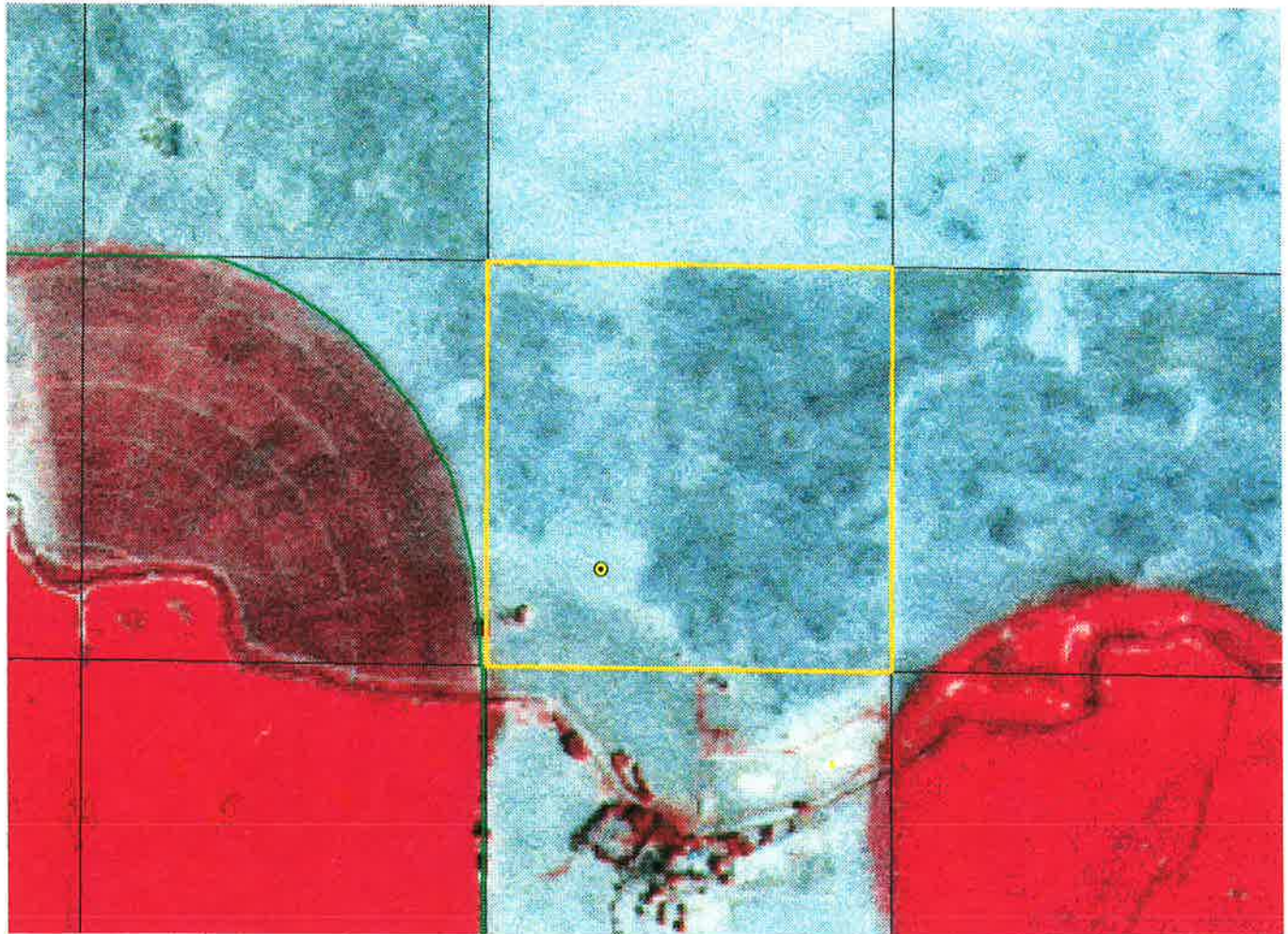
5. Lands irrigated or place of use: Permissible Place of Use Not to Exceed 40 acres/Year

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	15E	20														40	30		70

Total acres 70

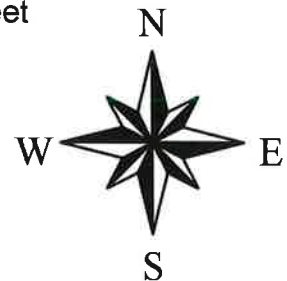
IDAHO DEPARTMENT OF WATER RESOURCES

36-02289C
JOE & YVONNE VALADAO



660 0 660 1320 Feet

TNS 8S, RNG 15E, SEC 20



⊙ Recommended Point of Diversion

☐ Recommended Place of use

— Section lines

☐ Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY SEPTEMBER 1997
BY KELLY K CHRISTENSEN

CLAIM NUMBERS 36-2289CDATE 9-25-97TRANSFER NUMBER 3471

OBJECTION FILED _____

AGENT KKCTOTAL ACRES FROM RECOMMENDATION 40GEOGRAPHIC INFO SYSTEM 40

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	8S	15E	20														40		
GIS																	399		39.9
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

9/25

POLYGON CREATED ON 604

(X) 9-23

ATTRIBUTES OF B36-POU.SHP

(454)

ATTRIBUTES OF B36-POD.SHP

(422)

9/25

P/D location based upon
transfer 3471 info.

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

READY FOR DECREE yes (X) no ()

SENT FOR DECREE yes () no ()

R PROOF

CVR

Transfer
347/

MAPS

PHOTOS

MISC

MICROFILMED
OCT 13 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

WENDY SCHWARTZ

HOLLIFIELD LAW FIRM
P.O. BOX 66
T.F. 83303-0066

2. SUBJECT OF INQUIRY:

36-02289B+C

734-5610

Why is base right not claimed?
Reviewed the stay w/ her before proceeding -
Says she was in before and saw Jim
Stanton of the allocation staff who gave her
several sheets from a file but she couldn't
understand the copies.

3. RESPONSE TO INQUIRY:

pulled claim files, copied index page and the
individual claim pages for her use.

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

F. Hitchcock

F. Hitchcock

(7)

36-02289B, 36-02289C

MICROFILMED

OCT 13 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.

in case follow-up is needed.

WANNIE BAKER - appraiser

733-0085

2. SUBJECT OF INQUIRY:

Status in SRBA of A36-02289

3. RESPONSE TO INQUIRY:

taken by Alan Butts - asked him to let me do it. Pulled case from Dir's Report.

TT BAKER - fax case or come in?

Baker came in - did A36, 4 - made case for him. He left w/ case.

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

F. Hitchcock

03-29-1994

F. Hitchcock

(F)

A36-02289

MICROFILMED

OCT 13 1994

RECEIVED

MAR - 8 1994

Department of Water Resources
Southern Region Office

RECEIVED

JAN 31 1994

Department of Water Resources
Adjudication Bureau

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

36-10504, 36-10505

In Re the General Adjudication of Rights
to the Use of Water From the Snake River
Basin Water System.

Case No. 39576

36-02289C

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

Records previously modified 12-8-93
by Judge G.

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

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

MICROFILMED

OCT 13 1994

R PROOF

✓

CVR

✓

MAPS

✓

PHOTOS

MISC

MICROFILMED

JAN 26 1982

Water Right Number - R36-02289C

Prefix Translation: RESEARCH

Old (D) Number -

VERIFIED ADM

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

*** C - CURRENT OWNER ***
F & V DAIRY1 - C/O ZEKE FERREIRA, JOE VALADAO
2 - 1856 E. 3400 S.3 -
City- WENDELL
Phone - 208-536-2017

State- ID Zip- 83355

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/02/1955 ERROR IN REGION L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 15E 20 SW NW SE (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.430 160.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.430 160.00 120.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 15E 20 NW SE 40.0 01 IRRIGATION (47) GOODING

Total Acres: 40.0

+ - - Diversion Means - WELL WITH PUMP TO SPRINKLER SYSTEM.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
3602289B+ - - - - Conditions of Approval - - - - - +
A03 - THE USE OF WATER ON THE LANDS TO WHICH THIS RIGHT WAS
- APPURTENANT HAS BEEN ABANDONED AND FAILURE TO PUT THE WATER TO
- BENEFICIAL USE ON THE PLACE OF USE IDENTIFIED ABOVE WITHIN FIVE

MICROFILMED

JAN 26 1993

Water right number - R36-02289C

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - - +
(Condition continued from previous page)
- (5) YEARS OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE
- TRANSFER SHALL CONSTITUTE LOSS OR FORFEITURE OF THIS RIGHT.
S17 - USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.

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

+ - - - - Comments - - - - - +
Date: 08/30/1991 User Id: MERRITT Subject: COPIED FROM REMARKS
ADJACENT LAND WAS PURCHASED WITH WATER RIGHT BUT NO EASEMENT FOR WELL. CLAIMANT HAS FILED A TRANSFER FOR P/D AND P/D.
***** THIS CLAIM REPRESENTS WR 36-02289B.

+ - - Audit Fields - - +
08/30/91 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/30/1991	Old Judicial District	-
Claim Received Date	- 08/25/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001754	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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JAN 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02289C

LAST: F & V DAIRY
ADDRESS: C/O ZEKE FERREIRA, JOE VALADAO
1856 E. 3400 S.
CITY: WENDELL
PHONE NUMBER: 208-536-2017

FIRST:

STATE: ID ZIP: 83355

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: ADJACENT LAND WAS PURCHASED WITH WATER RIGHT BUT NO EASEMENT FOR
WELL. CLAIMANT HAS FILED A TRANSFER FOR P/D AND P/D.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) _____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-02289C PRIORITY DATE: 12-02-1955 STAGE: ~~#~~ L
B. WR RECORD: # 36-02289 PRIORITY DATE: - - STAGE:

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

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

REMARKS:

stage should be license not decree

RECOMMENDED PRIORITY DATE:

12-2-1955

REVIEWED BY

lw

DATE

9/6/90

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02289C	08S	15E	20	SW	NW	SE		GOODING

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

WR RECORDS IN SAME 40 ACRE TRACT
36-02289B

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

3602289 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
Y

FIELD
EXAMINER

REMARKS:

No POD exists at this date

COMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

SOURCE: *GW*
REVIEWED BY: *EW*

TRIB: DATE: *9/6/90*

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JAN 26 1993

A. ROOT WATER RIGHT NUMBERS: A36-02289B
A36-02289C

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AI #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	13E	26	NW	SE		F & V DAIRY LARGE CLAIM F & V DAIRY	A36-02289C 740.0 A01-00212Z1/40.0	- 740.0 - / 36-02289B /40.0	4.0		
TOTAL ACRES							A36-02289C 40.00	40.00	4.00		

as trans -

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

FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

A36-02289C = 36-02289B

*Does not appear irrigated - approved transfer #3471
in 1988 cause recommendation*

RECOMMENDATIONS:

TOTAL ACRES: *40*

REVIEWED BY: *W*

DATE: *9/6/90*

*26 acres found irrigated at the old place of use before
the transfer was approved. Transfer should not have been
approved for 40 acres under these circumstances.*

*See
8-19-91*

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02289C IRRIGATION	FROM 03-15 TO 11-15	.430 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.430 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
TOTAL DIVERSION RATE/VOLUME CLAIMED		

RESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)	Y
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y

DATABASE	FIELD EXAMINER
Y	<i>N</i>
Y	<i>N</i>
Y	<i>N</i>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

*recommend as licensed
(see enclosed proof)*

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JAN 26 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(/) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.430 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: .43 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

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 40 SHARES NSCC

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02289C	GROUNDWATER	F & V DAIRY	0.430	0.010		
A01-00212Z1	LARGE CLAIM	LARGE CLAIM	9999999.000	415.354		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 40 x 0.02 CFS/ACRE = .80 CFS
(Taken from p/u review)

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 =

TOTAL CONSUMPTIVE USE 120 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

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

TOTAL DIVERSION VOLUME 160 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

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JAN 26 1993

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CES

REC. DIV
VOL. AE/A

REC. CONS.
USE

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

IRRIG

3-15 11-15

.43

160

120

TOTAL FOR THIS RIGHT

REVIEWED BY:

lw

DATE:

9/6/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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08/30/90

PAGE: 10
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02289C

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	Y			N			DB 10-24-90	
POINT OF DIV	Y			N				
SOURCE	Y			N				
FACE OF USE	Y			N	6			
DIV. AMOUNT CBS/VOLUME	Y			Y				
CONSUMPTIVE USE				N				
PURPOSES	Y			N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			Y				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PG = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAFF 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.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02289

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.040

EXAMINER
/

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-02289	A36-02289B	0.400	-		36-02289	
A36-02289	A36-02289C	0.430	-		36-02289	
			-		36-02289A	1.610
			-		36-02289B	0.430
TOTAL CFS		0.830				2.040

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
N

FIELD
EXAMINER
N

REMARKS:

*This claim represents appropriate .43
portion of 2.04 - see attached proof*

AUTHENTICATION:

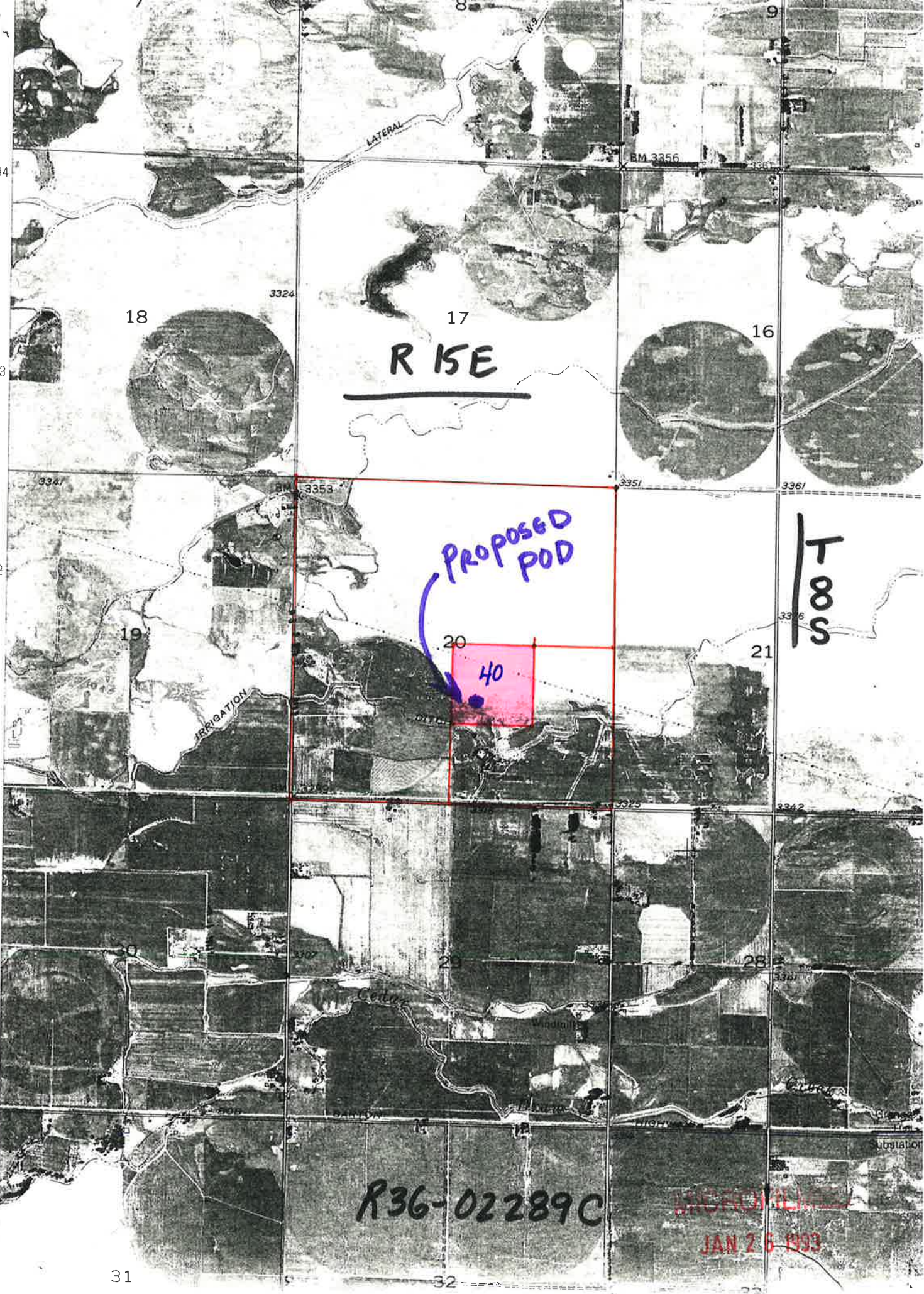
SIGNATURE: *W*

DATE: *9/6/90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

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JAN 26 1993



R 15E

PROPOSED
POD

40

T
8
S

R36-02289C

UNCORRELATED

JAN 26 1993

5821
1976
NW

THOUSAND SPRINGS 13 MI

593
T-796

R 15 E

#16

874
T-1138

6.0

7.8

5
7.4

11.6

T 88 S.

1112
T-875

5.4

32.5

65.3

758
T-1020

26.1

29.28

31.1

T-1312

32.8

5.7

WATER

36-02289

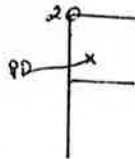
Page 5 of 6

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T 8 S R 15 E



21

SCALE: 2 inches equal 1 mile. Draw plan in ink.

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