

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: A36-02351
Date Received: 2/ 7/1991
Receipt No: S012994
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CRESTVIEW FARMS INC.
Address: C/O CLAYNE ZOLLINGER
RT. 1 BOX 408
RUPERT, ID

83350

2. Date of Priority: MAY 1, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	21E	34		NE		SW	LINCOLN
		35		NE		NW	LINCOLN

5. Description of diverting works:
450' WELL, 400' WELL, TWO 250HP PUMPS, TWO 100HP BOOSTERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.000		

7. Total Quantity Appropriated is:
5.000 C.F.S. (and/or) 1000.00 A.F.A.

8. Total consumptive use is 750.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	21E	34	SW	NE		IRR	20.0
			SE	NE		IRR	20.0
			SW	NW		IRR	40.0

A36-02351

Page 1

Date: 02/15/91

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JAN 27 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	21E	34	SE	NW		IRR	40.0
			NE	SW		IRR	20.0
			NW	SW		IRR	10.0
			NE	SE		IRR	30.0
			NW	SE		IRR	30.0
					Section Acres	210.0	
		35	NE	SW		IRR	10.0
			NW	SW		IRR	30.0
					Section Acres	40.0	
					Total Acres	250.0	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

SYSTEM CAPACITY OF BOTH WELLS IS 6.95 CFS, LIMITED TO THIS AMOUNT
WHEN THIS RT COMBINED WITH A36-02387 & -07784.

SEE ATTACHED CALCULATIONS.

OWNERSHIP CHANGED 2/15/91 BY JG.

15. Basis of Claim: LICENSE

Water Right Number: 27343

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 _____

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

RECEIVED

FEB -7 1991

Ident. Number: A36-02351
Date Received: 3/14/1990
Receipt No: 5012994
Received By: AD

Department of Water Resources
Southern Region Office

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

1. Name: DARRELL A. KAMMER
Address: 1117 SOUTH STANFORD
NAMPA, ID 83686
208-467-1670

2. Date of Priority: MAY 1, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	21E	34		NE	SW		LINCOLN
		35		NE	NW		LINCOLN

5. Description of diverting works:
450' WELL, 400' WELL, TWO 250HP PUMPS, TWO 100HP BOOSTERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.000		

7. Total Quantity Appropriated is:
5.000 C.F.S. (and/or) 1000.00 A.F.A.

8. Total consumptive use is 750.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	21E	34	SW	NE		IRR	20.0
			SE	NE		IRR	20.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0

A36-02351

Page 1

Date: 01/16/91

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	21E	34	NE	SW		IRR	20.0
			NW	SW		IRR	10.0
			NE	SE		IRR	30.0
			NW	SE		IRR	30.0
						Section Acres	210.0
		35	NE	SW		IRR	10.0
			NW	SW		IRR	30.0
						Section Acres	40.0
						Total Acres	250.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:

SYSTEM CAPACITY OF BOTH WELLS IS 6.95 CFS, LIMITED TO THIS AMOUNT
WHEN THIS RT COMBINED WITH A36-02387 & -07784.
SEE ATTACHED CALCULATIONS.

15. Basis of Claim: LICENSE

Water Right Number: 27343

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: 2/18/91

Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this 5th day

of February 19 91

Seal

P. Amber Jarvis
Notary Public

Residing at Boise, Idaho

My Commission Expires 5-9-91

DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

A36-07784A

Sheet No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\begin{aligned} 2217.6 \text{ gpm} &= 4.94 \text{ cfs} \\ 901.0 \text{ gpm} &= 2.01 \text{ cfs} \\ &\underline{6.95 \text{ Capacity}} \end{aligned}$$

total system:

$$586 \text{ ac.} / 6.95 \text{ cfs} = 0.0118601 \text{ cfs/ac.}$$

Cannot reduce amts. issued on overlapping licenses -

$$586 \text{ ac.} \times 4.0 \text{ AFA} = 2344.0 \text{ AFA}$$

$$6.95 \text{ cfs} \times 1.9835 \times 245 \text{ days} = 3377.4 \text{ AFA}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{ir} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1088.0 \\ V_{or} &= \frac{V_{ir}}{4.0} = \frac{1088.0}{4.0} = 272.0 \\ V &= \text{Smaller of } V_{ir} \text{ and } V_{or} = 272.0 \end{aligned}$$

(5.44)

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 36-2351, 36-2387

b) Other water rights with same point of diversion: 36-2351, 36-2387

c) Analysis: Capacity of System = 6.95 cfs

$$\text{Lic. 36-2351} = 5.0 \text{ cfs}$$

1.95 cfs remaining

$$\text{Lic. 36-2387} = 1.3 \text{ cfs}$$

0.65 cfs remaining

Since both of the above licensed rights are for 0.02 cfs per acre, I recommend we allow $(0.02 \text{ cfs} \times 272) = 5.44 \text{ cfs}$ for this adjoining right with a condition limiting the capacity to 6.95 cfs when all 3 rights are combined.

No plu on overlap lands recommended for this license.

JAN 27 1983

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A36-07784, -02351, -07010, -02387, -1

[] Name and Address of
Former Claimant: DARRELL A. KAMMER A36-14487

1117 SOUTH STANFORD

NAMPA, ID 83686

[] New Claimant(s): CRESTVIEW FARMS, INC.
C/O CLAYNE ZOLLINGER

[✓] New Mailing Address: RT 1 Box 408
RUPERT, ID 83350

New Telephone Number: () - -

[] Does the change in ownership result in a splitting of the
water right claimed? yes no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: _____

[] Signature of New Claimant(s): _____

Date: _____

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/11/91

By: SG

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 2/11/91

By: SG

Claim Numbers of Split, if any:

OVER →

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JAN 27 1993

SD-33 LAST NAME: **KAMMER** STATE

S	E	L	FIRST NAME	O	W	N	WATER RIGHT NO.	PRIORITY DATE	SOURCE	TOTAL DIVERSION	USE CODE	DESC
			KAMMER									
			DARRELL A.	C			A36-02351	05/01/1958	GROUNDWATER	5.000	01	IRR
			DARRELL A.	C			A36-02387	05/18/1959	GROUNDWATER	1.300	01	IRR
			DARRELL A.	C			A36-07010	09/28/1967	GROUNDWATER	3.790	01	IRR
			DARRELL A.	C			A36-07784	03/17/1978	GROUNDWATER	4.340	01	IRR
			DARRELL	O			A36-07784B	03/17/1978	GROUNDWATER	1.110	01	IRR
									COMBINED RI			
			DARRELL	O			A36-07784A	03/17/1978	GROUNDWATER	3.230	01	IRR
									COMBINED RI			
			DARRELL A.	C			A36-14487	03/01/1958	GROUNDWATER	0.040	43	DOMEST

SD-36 TOWNSHIP: 07S RANGE: 21E SECTION: 32 TRACT: LOT: 6

S	E	L	TRACT	T	WATER RIGHT NO.	NAME LAST, FIRST	O	W	N	AC	G	MAX # RECORDS	PRIORITY DATE	USE CODE	DESC
			NENE		A36-07784B	COMBINED RIGHT	C			38			03/17/1978	01	IRR
						NEILSON, VIRGIL A.	O								
						KAMMER, DARRELL	O								
			NENE		A36-07010	KAMMER, DARRELL A.	C			40	L		09/28/1967	01	IRR
						PARADISE RANCH INC.	O								
						NEILSON, VIRGIL	O								
			NENE		A36-07784	NEILSON, VIRGIL A.	O			38	L		03/17/1978	01	IRR
						KAMMER, DARRELL A.	C								
			SENE		A36-07784B	COMBINED RIGHT	C			32			03/17/1978	01	IRR
						NEILSON, VIRGIL A.	O								
						KAMMER, DARRELL	O								
			SENE		A36-07010	KAMMER, DARRELL A.	C			40	L		09/28/1967	01	IRR
						PARADISE RANCH INC.	O								
						NEILSON, VIRGIL	O								
			SENE		A36-07784	NEILSON, VIRGIL A.	O			32	L		03/17/1978	01	IRR
						KAMMER, DARRELL A.	C								

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (ENTER=CONTINUE) (GOLD 7=THIS QUERY) (MENU _____)

MICROFILMED

JAN 27 1993

SD-36		TOWNSHIP: 07S		RANGE: 21E		SECTION: 33		TRACT:		LOT:	
S	L	WATER	NAME	O	S	MAX # RECORDS	17				
E	O			W	T	PRIORITY	USE				
L	TRACT	T	RIGHT NO.	N	AC	G	DATE	CODE	DESC		
-	NENE	-	A36-07784B	-	40	-	03/17/1978	01	IRR		
-			COMBINED RIGHT	C							
-			NEILSON, VIRGIL A.	O							
-			KAMMER, DARRELL	O							
-	NENE		A36-07010	C	40	L	09/28/1967	01	IRR		
-			KAMMER, DARRELL A.	O							
-			PARADISE RANCH INC.	O							
-			NEILSON, VIRGIL	O							
-	NENE		A36-07784	O	40	L	03/17/1978	01	IRR		
-			KAMMER, DARRELL A.	C							
-	NWNE		A36-07784B	C	40		03/17/1978	01	IRR		
-			COMBINED RIGHT	C							
-			NEILSON, VIRGIL A.	O							
-			KAMMER, DARRELL	O							
-	NWNE		A36-07010	C	40	L	09/28/1967	01	IRR		
-			KAMMER, DARRELL A.	O							
-			PARADISE RANCH INC.	O							
-			NEILSON, VIRGIL	O							
-	NWNE		A36-07784	O	40	L	03/17/1978	01	IRR		
-			NEILSON, VIRGIL A.	O							
-			KAMMER, DARRELL A.	C							

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

SD-36		TOWNSHIP: 07S		RANGE: 21E		SECTION: 33		TRACT:		LOT:	
S	L	WATER	NAME	O	S	MAX # RECORDS	17				
E	O			W	T	PRIORITY	USE				
L	TRACT	T	RIGHT NO.	N	AC	G	DATE	CODE	DESC		
-	SENE	-	A36-14487	-		J	03/01/1958	43	DOMEST		
-	NENW		A36-02437	C	10	L	07/06/1960	01	IRR		
-	NWNW		A36-02437	C	15	L	07/06/1960	01	IRR		
-	SWNW		A36-07010	C	35	L	09/28/1967	01	IRR		
-			PARADISE RANCH INC.	O							
-			NEILSON, VIRGIL	O							
-	SENE		A36-07010	C	40	L	09/28/1967	01	IRR		
-			KAMMER, DARRELL A.	O							
-			PARADISE RANCH INC.	O							
-			NEILSON, VIRGIL	O							

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED
JAN 27 1993

SD-36		TOWNSHIP: 07S		RANGE: 21E		SECTION: 25		TRACT:		LOT:	
S	L			ATE		O	S	MAX # RECORDS		16	
E	O	WATER	NAME			W	T	PRIORITY	USE		
L	TRACT	T	RIGHT NO.	LAST, FIRST		N	AC	G	DATE	CODE DESC	
	NENW		A36-07784A	NEILSON, VIRGIL A.		O	15		03/17/1978	01 IRR	
				KAMMER, DARRELL		O					
				COMBINED RIGHT		C					
	NENW		A36-02387	BROADHEAD, E. D.		O	5	L	05/18/1959	01 IRR	
				KAMMER, DARRELL A.		C					
				SORENSEN, JAY A.		O					
	NENW		A36-07784	NEILSON, VIRGIL A.		O	15	L	03/17/1978	01 IRR	
				KAMMER, DARRELL A.		C					
	NWNW		A36-07784A	NEILSON, VIRGIL A.		O	20		03/17/1978	01 IRR	
				KAMMER, DARRELL		O					
				COMBINED RIGHT		C					
	NWNW		A36-02387	BROADHEAD, E. D.		O	15	L	05/18/1959	01 IRR	
				KAMMER, DARRELL A.		C					
				SORENSEN, JAY A.		O					
	NWNW		A36-07784	NEILSON, VIRGIL A.		O	20	L	03/17/1978	01 IRR	
				KAMMER, DARRELL A.		C					

SD-36		TOWNSHIP: 07S		RANGE: 21E		SECTION: 35		TRACT:		LOT:	
S	L			STATE		O	S	MAX # RECORDS		16	
E	O	WATER	NAME			W	T	PRIORITY	USE		
L	TRACT	T	RIGHT NO.	LAST, FIRST		N	AC	G	DATE	CODE DESC	
	NESW		A36-02351	BROADHEAD, E. D.		O	10	L	05/01/1958		
	NESW		A36-07784	NEILSON, VIRGIL A.		O	16	L	03/17/1978	01 IRR	
				KAMMER, DARRELL A.		C					
	NWSW		A36-07784A	NEILSON, VIRGIL A.		O	8		03/17/1978	01 IRR	
				KAMMER, DARRELL		O					
				COMBINED RIGHT		C					
	NWSW		A36-02351	KAMMER, DARRELL A.		C	30	L	05/01/1958	01 IRR	
				COLWELL, HARRY B.		O					
				BROADHEAD, E. D.		O					
	NWSW		A36-07784	NEILSON, VIRGIL A.		O	8	L	03/17/1978	01 IRR	
				KAMMER, DARRELL A.		C					

SD-36		TOWNSHIP: 07S		RANGE: 21E		SECTION: 35		TRACT:		LOT:	
S	L			STATE		O	S	MAX # RECORDS		16	
E	O	WATER	NAME			W	T	PRIORITY	USE		
L	TRACT	T	RIGHT NO.	LAST, FIRST		N	AC	G	DATE	CODE DESC	
	SWNW		A36-02387	BROADHEAD, E. D.		O	40	L	05/18/1959	01 IRR	
				KAMMER, DARRELL A.		C					
				SORENSEN, JAY A.		O					
	SENW		A36-07784A	NEILSON, VIRGIL A.		O	15		03/17/1978	01 IRR	
				KAMMER, DARRELL		O					
				COMBINED RIGHT		C					
	SENW		A36-02387	BROADHEAD, E. D.		O	5	L	05/18/1959	01 IRR	
				KAMMER, DARRELL A.		C					
				SORENSEN, JAY A.		O					
	SENW		A36-07784	NEILSON, VIRGIL A.		O	15	L	03/17/1978	01 IRR	
				KAMMER, DARRELL A.		C					
	NESW		A36-07784A	NEILSON, VIRGIL A.		O	16		03/17/1978	01 IRR	
				KAMMER, DARRELL		O					
				COMBINED RIGHT		C					
	NESW		A36-02351	KAMMER, DARRELL A.		C	10	L	05/01/1958	01 IRR	
				COLWELL, HARRY B.		O					

MICROFILMED
JAN 27 1993

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RECEIVED

27-Feb-1991 12:32

MAR - 4 1991

Department of Water Resources
Southern Region Office

Crestview Farms Inc.
c/o Clayne Zollinger
Rt. 1 Box 408
Rupert, ID 83350

Adjudication Claim(s) No. A36-07784, 02351, 07010, 02387

Dear Mr. Zollinger:

I am working on your Ownership of Notice of Claims that you submitted to us on the above-referenced claims. On the ownership change form you did not list A36-14487. If you want this claim transferred, please let me know. Also, I need a copy of your Deed or something to show the authorization of the change of ownership.

If you have any questions, please contact me or Allan Merritt at this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

Please list all numbers.

MICROFILMED

JAN 27 1993

Lawyers Title
Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

SCHEDULE A

CASE NUMBER	DATE OF POLICY	OWNER'S POLICY AMOUNT OF INSURANCE	ENDORSEMENTS	POLICY NUMBER
L-16639	April 4, 1990 at 10:43 A. M.	\$420,000.00		113-00-242660

1. Name of insured:

CRESTVIEW FARMS, INC., an Idaho Corporation

2. The estate or interest in the land which is covered by this policy is:

fee simple

3. Title to the estate or interest in the land is vested in:

Harry Serr and Leah Serr, husband and wife

4. The land referred to in this policy is described as follows:

TOWNSHIP 7 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN,
LINCOLN COUNTY, IDAHO

Section 32:

EXNEX;

Section 33:

S $\frac{1}{2}$ NW $\frac{1}{4}$;

NEX;

Section 34:

SW $\frac{1}{4}$ NW $\frac{1}{4}$;

E $\frac{1}{2}$ NW $\frac{1}{4}$;

N $\frac{1}{2}$ SW $\frac{1}{4}$;

NEX;

N $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 35:

NW $\frac{1}{4}$;

N $\frac{1}{2}$ SW $\frac{1}{4}$;

2351

RECEIVED

MAR - 4 1991

Department of Water Resources
Southern Region Office

LAND TITLE AND ESCROW, INC.

Pat Hurd

Countersignature Authorized Officer or Agent

Jerome, Idaho

Issued at (Location)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

08-Mar-1991 09:03

Crestview Farms Inc.
C/O Clayne Zollinger
Rt. 1 Box 408
Rupert, ID 83350

RE: Adjudication Claim(s) No. A36-07784, 02351, 07010, 02387, 14487

Dear Claimant(s):

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

Judy Givens
Adjudication Secretary

Encls:

MICROFILMED

JAN 27 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mar. 8, 1991

CRESTVIEW FARMS INC
C/O CLAYNE ZOLLINGER
RT 1 BOX 408
RUPERT ID 83350

A36-07784
A36-02351
Re: A36-07010
A36-02387
A36-14487

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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JAN 27 1993

Important Information About Your Water Right

August 27, 2001

CRESTVIEW FARMS INC
C/O CLAYNE ZOLLINGER
RT 1 BOX 408
RUPERT, ID 83350

RECEIVED

SEP - 7 2001

Department of Water Resources

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-02351. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on January 15, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

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 Right 36-02351

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on January 15, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

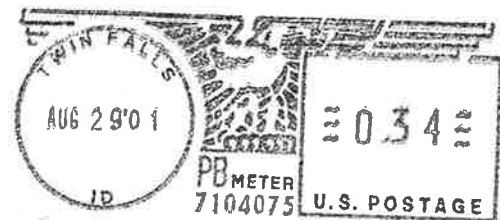
Dated August 27, 2001


ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

RETURNED
TO
SENDER
NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

CRESTVIEW FARMS INC
C/O CLAYNE ZOLLINGER
RT 1 BOX 408
RUPERT, ID 83350



36-2387
36-2351
36-7010

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

September 12, 2001

Regarding:

Customer:

CRESTVIEW FARMS

Clayne Zollinger

36-7010

36-2387

36-2351

36-7784

36-7784A

36-7784B

The above claims are owned by Crestview Farms and Clayne Zollinger but being purchased by Perry Van Tassel.

In response to an inquiry from Perry Van Tassel on 9-10-2001, I discovered that no supplemental decree documents were received by the claimant from the SRBA court regarding the above claims because they had no valid address for Crestview Farms.

This date, Clayne Zollinger called and said that we could send the information on these claims to Perry Van Tassel. I explained that we needed a signed notice from him to change the address in our database because he was the owner of record. I told him that if he wanted to put Van Tassel's address on the form he could, and that I would send him the form.

This document is to make note that the contact address submitted in response to this inquiry, and the owner of record of the above claims, may not be one and the same. From sent to:

Clayne Zollinger
936 E 350 N
Declo, Idaho 83323

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

March 12, 1997 10:07am

CUSTOMER

PERRY VAN TASSELL

**36-02351, 36-02387,
36-07010, 36-07784A,
36-07784B, 36-14487**

SUBJECT: PROFILE REPORTS FAXED

phone call (X) walk-in (.)

Said he is buying this property from Crestview Farms and asked that I FAX profile reports to him @ 438-2202.

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.

in case follow-up is needed

678-0802 1501 BURTON AVE
BURLEY, ID. 83318
FED BURGESS-ACRI WEST REALTY (home address)

2. SUBJECT OF INQUIRY:

ADJUD. CLAIM PROOF reports for:
CRESTVIEW FARMS
(for 66 not found under ZOLLINGER request made
01-25-1993 - Claims A36-02397, -02615, -10030,
-10031. TOTALS R21E: 66 15, 21, 22, 33, 34 & 35.)
telephone call, 12:25 PM, WED, 01-27-1993.
message recd from BOB FOSTER.

3. RESPONSE TO INQUIRY:

review AJQ1 & AJQ4 for name and
legal description.
print AJ558 ADJUD CLAIM PROFILE
REPORTS - A36 & blank-36 proofs for WIR #5.
attach POST-IT sheet noting title of
report - highlight fields of proofs
NOTE: A36-07784 split into A+B
in AIR'S REPORT

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

F. Hitchcock 01-28-1993
F. Hitchcock (FH)
A36-02351, -02387, -07010,
-07784, -14487
MICROFILMED
OCT 13 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

JAN 27 1977

WILLIAM T. GOODMAN
LARRY R. DUFF
ALAN GOODMAN

LAW OFFICE
Goodman and Duff

CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

RECEIVED

October 27, 1992

OCT 28 1992

Department of Water Resources
Southern Region Office

Marci Sterling
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Recommendation of Department of Water Resources on Water
Right Numbers:
Warren Shillington: 36-04122 & 36-14844
Crestview Farms: 36-02351, 02387, 02397, 10030 &
07784 A & B
Frank Suchan: 36-02357, 36-02574, 36-07828, 36-07629 A &
36-07629 B

Dear Ms. Sterling:

This letter is to notify you that our above listed clients
disagree with the Departments position set out in your letter
of October 8 and 9, 1992.

Please note that each Water Right holder will file appropriate
objections upon receipt of the information referred to in the
last paragraph of your letter.

Very truly yours,

GOODMAN & DUFF


Larry R. Duff

LRD:jn
cc: Client

MICROFILMED

JAN 27 1993

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-02351
2. Name: Crestview Farms, Inc.
c/o Clayne Zollinger
Address: Route 1, Box 408
Rupert, Idaho 83350

Weekday Telephone Number: (208) 654-2794

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED
SEP 24 1992
Department of Water Resources
Southern Region Office
MICROFILMED
JAN 27 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Period of use

4. Describe the changes you wish to have made in the proposed recommendation:

03-15 to 11-15

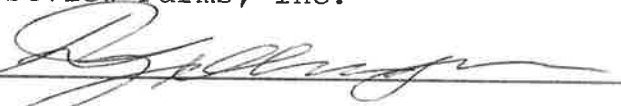
5. Describe why you disagree with the proposed recommendation:

Based on use period set out in license and actual use

6. Date: September 23, 1992

Crestview Farms, Inc.

SIGNATURE by:





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-Oct-1992

CRESTVIEW FARMS INC
RT 4 BOX 408
RUPERT ID 83350

RE: Proposed Recommendation for Water Right(s) No(s): 36-02351,
02387, 02397, 10030 & 07784 A & B

Dear Claimants:

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claim(s) listed above. Your NOE indicates that you would like the recommendation to show a longer season of use for irrigation. For the reasons states below, the season of use that will be recommended in the Director's Report will remain as proposed.

The proposed recommendation is based on irrigation season of use standards adopted by the director for the various regions throughout the state. These standards are based on the period of the year in which there is less than a 75% chance of a 24 degree F. frost.

In addition, since there are some years in which water can be beneficially used for irrigation outside the irrigation season, the proposed Director's Report includes a general provision which provides for irrigation outside the irrigation season under certain conditions. The conditions are that the water is beneficially used, as determined by the director; that all water rights with a period of use outside the irrigation season regardless of priority, are satisfied; and that the use does not conflict with the public interest as determined by the director. This proposed general provision will be included in the Director's Report.

If you still disagree with IDWR's recommendations you will have an opportuntiy to file an objection to the Director's report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Sincerely,
Marci Sterling
Marci Sterling
Engineering Specialist (EIT)

MICROFILMED

JAN 27 1993

C.C. Larry Duff - 717 7th St. - Box D - Rupert, ID 83350

Water Right Number - R36-02351

Prefix Translation: RESEARCH

Old (D) Number - 27343

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

*** C - CURRENT OWNER ***
CRESTVIEW FARMS INC

1 - C/O CLAYNE ZOLLINGER

2 - RT 1 BOX 408

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1958 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County07S 21E 34 SE NE SW (63) LINCOLN
35 SW NE NW (63) LINCOLN+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 5.000 1000.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.000 1000.00 750.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 21E 34 SW NE 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SE NE 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SW NW 40.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SE NW 40.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NE SW 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NW SW 10.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NE SE 30.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NW SE 30.0 01 IRRIGATION (63) LINCOLN
07S 21E 35 NE SW 10.0 01 IRRIGATION (63) LINCOLN
07S 21E 35 NW SW 30.0 01 IRRIGATION (63) LINCOLN

Total Acres: 250.0

+ - - Diversion Means - 450' WELL, 400' WELL, TWO 250HP PUMPS, TWO 100HP BOOSTERSS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

MICROFILMED

JAN 27 1993

Water right number - R36-02351

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 6.95 CFS.
OTHER RIGHT NOS.: 36-07784A AND 36-02387.

+ - - - - 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: 10/08/1992 User Id: SOUTH1 Subject: NOE - RESPONSE
NO CHANGE MADE TO STANDARD SEASON OF USE. LETTER SENT 10/8/92. M. STERLING

+ - - Audit Fields - - +
10/08/92 SOUTH1

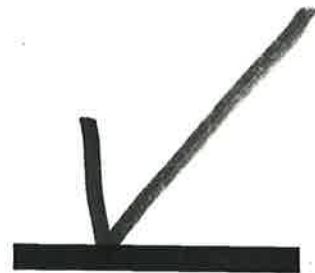
+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

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	- 02/07/1991	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S012994	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	- B

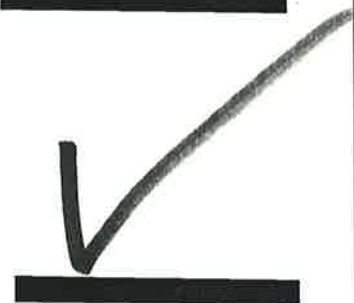
MICROFILMED

JAN 27 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

JAN 27 1993

VERIFIED ADJ

Water Right Number - R36-02351

Prefix Translation: RESEARCH

Old (D) Number - 27343

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

*** C - CURRENT OWNER ***
CRESTVIEW FARMS INC.1 - C/O CLAYNE ZOLLINGER
2 - RT. 1 BOX 408
3 -
City- RUPERT
Phone - 208-000-0000

State- ID Zip- 83350

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1958 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 21E 34 SE NE SW (63) LINCOLN
07S 21E 35 SW NE NW (63) LINCOLN+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 5.000 1000.00
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.000 1000.00 750.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 21E 34 SW NE 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SE NE 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SW NW 40.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 SE NW 40.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NE SW 20.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NW SW 10.0 01 IRRIGATION (63) LINCOLN
07S 21E 34 NE SE 30.0 01 IRRIGATION (63) LINCOLN
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07S 21E 35 NE SW 10.0 01 IRRIGATION (63) LINCOLN
07S 21E 35 NW SW 30.0 01 IRRIGATION (63) LINCOLN

Total Acres: 250.0

+ - - Diversion Means - 450' WELL, 400' WELL, TWO 250HP PUMPS, TWO 100HP BOOSTERSS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

MICROFILMED

JAN 27 1993

Water right number - R36-02351

Prefix Translation: RESEARCH

```

+ - - - - - Remarks - - - - - +
      RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION
      DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
      THESE RIGHTS IS LIMITED TO 6.95 CFS.
      OTHER RIGHT NOS.: 36-07784A AND 36-02387.

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

+ - - Audit Fields - - +
      09/11/91 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 -
      Response Filed Date - 00/00/0000      Verified Date - 09/11/1991      Old Case Number -
      Claim Received Date - 02/07/1991      Last Amended Date - 00/00/0000      Old Judicial District -
                                          Receipt Number - S012994      Temporary Right - P
                                          POU Ownership Flag - Y      Water District -
                                          Name Connector -      Federal/State Indicator - S
                                          Presumption Flag -
                                          Notice of Error Flag -
  
```

MICROFILMED

JAN 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:33:41
04/29/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02351

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			AD~	N		AD~ 9/4/91	AD~	
POINT OF DIV	Y			Y	1			
SOURCE				N				
PLACE OF USE	Y			N	1, 4, 6			
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE				N				
PURPOSES				N				
PERIOD OF USE	Y			N	6			
BASIS OF CLAIM				N				
REMARKS	Y							

"VERIFIED BY" CODES

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

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

MICROFILMED

JAN 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:33:41
04/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02351

LAST: KAMMER
ADDRESS: 1117 SOUTH STANFORD
CITY: NAMPA
PHONE NUMBER: 208-467-1670

FIRST: DARRELL A.

STATE: ID ZIP: 83686

OWNER CODE: 0

LAST: COLWELL
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST: HARRY B.

STATE: ID ZIP: X

OWNER CODE: 0

LAST: BROADHEAD
ADDRESS:
CITY: RUPERT
PHONE NUMBER: 208-000-0000

FIRST: E. D.

STATE: ID ZIP: X

OWNER CODE: 0

LAST: CRESTVIEW FARMS INC.
ADDRESS: C/O CLAYNE ZOLLINGER
RT. 1 BOX 408
CITY: RUPERT
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: SYSTEM CAPACITY OF BOTH WELLS IS 6.95 CFS, LIMITED TO THIS AMOUNT
WHEN THIS RT COMBINED WITH A36-02387 & -07784.
SEE ATTACHED CALCULATIONS.

OWNERSHIP CHANGED 2/15/91 BY JG.

MICROFILMED

JAN 27 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 5/1/91

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

In office review

MICROFILMED

JAN 27 1993

A. AJ CLAIM: # A36-02351 PRIORITY DATE: 05-01-1958 STAGE: L
B. WR RECORD: # 36-02351 PRIORITY DATE: 05-01-1958 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

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

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:
05-01-1958

REVIEWED BY AD

DATE 5/1/91

=====

MICROFILMED

JAN 27 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02351	07S	21E	34	<i>SE</i>	NE	SW		LINCOLN
A36-02351	07S	21E	35		<i>SW</i>	NE	NW	LINCOLN

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07784A NONE
A36-07784
A36-02387

WR RECORDS IN SAME 40 ACRE TRACT

36-07784A
36-02387

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02351	07S	21E	34		NE	SW		LINCOLN
36-02351	07S	21E	35		NE	NW		LINCOLN

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-07784A
36-02387

A36-02387 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	_____
			N	_____

REMARKS:

Confirmed with outcrop photos

MICROFILMED

JAN 27 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

As marked page 9

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: *AD~*

DATE: *5/1/91*

MICROFILMED

JAN 27 1993

A. ROOT WATER RIGHT NUMBERS: A36-02351

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	21E	35	NE	SW		CRESTVIEW FARMS INC.	A36-02351 /10.0	36-02351 /10.0	16.0		
			NE	SW		CRESTVIEW FARMS INC.	A36-07784 /16.0	- /		26	10
			NE	SW		KAMMER , DARRELL		36-07784A /16.0			
07S	21E	35	NW	SW		CRESTVIEW FARMS INC.	A36-02351 /30.0	36-02351 /30.0	40.0		
			NW	SW		CRESTVIEW FARMS INC.	A36-07784 / 8.0	- /		38	30
			NW	SW		KAMMER , DARRELL		36-07784A / 8.0			
07S	21E	34	SW	NE		CRESTVIEW FARMS INC.	A36-02351 /20.0	36-02351 /20.0	39.0		
			SW	NE		CRESTVIEW FARMS INC.	A36-07784 /20.0	- /		40	20
			SW	NE		KAMMER , DARRELL		36-07784A /20.0			
07S	21E	34	SE	NE		CRESTVIEW FARMS INC.	A36-02351 /20.0	36-02351 /20.0	41.0		
			SE	NE		CRESTVIEW FARMS INC.	A36-07784 /20.0	- /		40	20
			SE	NE		KAMMER , DARRELL		36-07784A /20.0			
07S	21E	34	SW	NW		CRESTVIEW FARMS INC.	A36-02351 /40.0	36-02351 /40.0	39.0		
			SW	NW		CRESTVIEW FARMS INC.	A36-07010 / 5.0	- /		40	40
07S	21E	34	SE	NW		CRESTVIEW FARMS INC.	A36-02351 /40.0	36-02351 /40.0	39.0		
			SE	NW		CRESTVIEW FARMS INC.	A36-02351 /20.0	36-02351 /20.0	40.0		
			NE	SW		CRESTVIEW FARMS INC.	A36-07784 /20.0	- /		40	20
			NE	SW		KAMMER , DARRELL		36-07784A /20.0			
07S	21E	34	NW	SW		CRESTVIEW FARMS INC.	A36-02351 /10.0	36-02351 /10.0	40.0		
			NW	SW		CRESTVIEW FARMS INC.	A36-07784 /29.0	- /		39	10
			NW	SW		KAMMER , DARRELL		36-07784A /29.0			
07S	21E	34	NE	SE		CRESTVIEW FARMS INC.	A36-02351 /30.0	36-02351 /30.0	42.0		
			NE	SE		CRESTVIEW FARMS INC.	A36-07784 / 8.0	- /		38	30
			NE	SE		KAMMER , DARRELL		36-07784A / 8.0			
07S	21E	34	NW	SE		CRESTVIEW FARMS INC.	A36-02351 /30.0	36-02351 /30.0	40.0		
			NW	SE		CRESTVIEW FARMS INC.	A36-07784 /10.0	- /		40	30
			NW	SE		KAMMER , DARRELL		36-07784A /10.0			
TOTAL ACRES							A36-02351	250.00	250.00	376.00	250

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 250

REVIEWED BY: AD~

DATE: 5/1/91

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02351 IRRIGATION	FROM 03-15 TO 11-15	5.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.000 CFS 1000.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02351 IRRIGATION	FROM TO	5.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐) Explain in remarks, below.

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 5.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.000 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
N ☒

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02351	GROUNDWATER	CRESTVIEW FARMS INC.	5.000	0.020	1000.00	4.00
A36-07784	GROUNDWATER	CRESTVIEW FARMS INC.	4.340	0.008	2008.00	4.00
A36-07010	GROUNDWATER	CRESTVIEW FARMS INC.	3.790	0.011	1280.00	4.00

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 250 x 0.02 CFS/ACRE = 5.00 CFS
(Taken from p/u review)

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

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

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 750.0 AF/A

ACRES 250 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 750 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1000.00 AF/A

ACRES 250 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 1000 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

No Overlap

System capacity 6.95 cfs

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	03-15	11-15	DATABASE 5.000	EXAMINER <u>✓</u>	DATABASE 5.000	EXAMINER <u>✓</u>	DATABASE 750.0	EXAMINER <u>✓</u>
TOTAL FOR THIS RIGHT			5.000		1000.00		750.0	

REVIEWED BY: AO~

DATE: 5/1/91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02351

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
5.000

EXAMINER

CFS

N/A

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02351	5.000	-		36-02351	5.000
TOTAL CFS		5.000				5.000

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: *[Signature]*

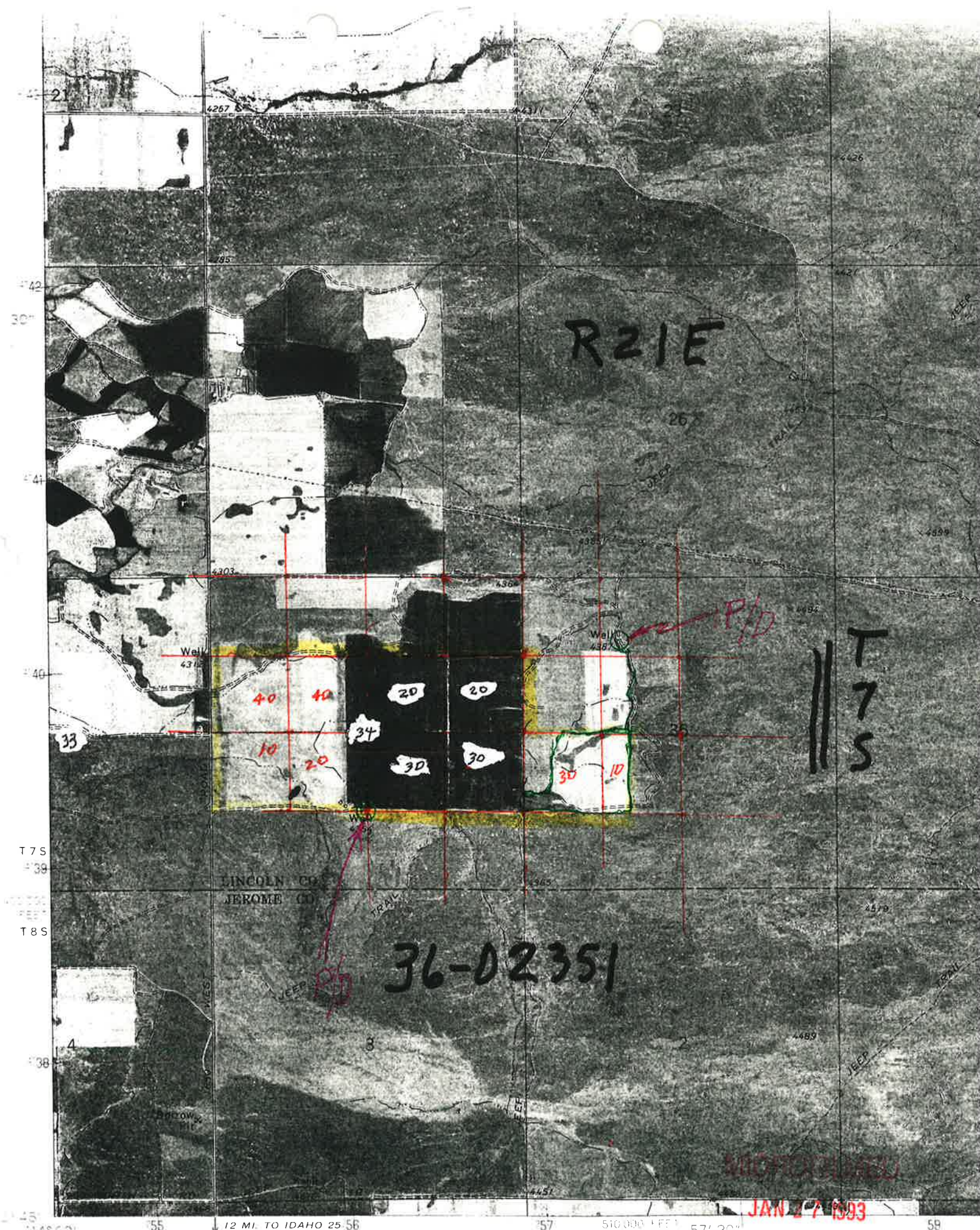
DATE: 5/1/91

NAME OF FIELD EXAMINER: _____ TITLE: _____

[Signature]
9/4/91

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\begin{aligned} 2217.6 \text{ gpm} &= 4.94 \text{ cfs} \\ 901.0 \text{ gpm} &= 2.01 \text{ cfs} \\ &\underline{6.95 \text{ Capacity}} \end{aligned}$$

total system:

$586 \text{ ac.} / 6.95 \text{ cfs} = 0.0118601 \text{ cfs/ac.}$
Cannot reduce amts. issued on
overlapping licenses —

$$\begin{aligned} 586 \text{ ac.} \times 4.0 \text{ AFA} &= 2344.0 \text{ AFA} \\ 6.95 \text{ cfs} \times 1.9835 \times 245 \text{ days} &= 3377.4 \text{ AFA} \end{aligned}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{in} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{1088.0} \\ V_{div} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{2643.6} \\ V &= \text{Smaller of } V_{in} \text{ and } V_{div} = \underline{1088.0} \end{aligned}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 36-2351, 36-2387

b) Other water rights with same point of diversion: 36-2351, 36-2387

c) Analysis: Capacity of System = 6.95 cfs
Lic. 36-2351 = 5.0 cfs
1.95 cfs remaining
Lic. 36-2387 = 1.3 cfs
0.65 cfs remaining

Since both of the above licensed rights are for 0.02 cfs per acre, I recommend we allow $(0.02 \text{ cfs} \times 272) = 5.44 \text{ cfs}$ for this adjoining right with a condition limiting the capacity to 6.95 cfs. all 3 rights are combined.

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no plu
overlap on
lands
recommended
for this
license.