

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: **A36-02360**

Date Received: 11/29/1988

Receipt No: S004054

Received By: _____

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

1. Name: RICHARD L KECHTER 208-678-8382
Address: 218 W 13TH
BURLEY ID 83318

2. Date of Priority: OCT 8, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	21E	11	SE	NW	SW		JEROME

5. Description of diverting works:
640' WELL AND 450 HP TURBINE PUMP, 100 HP BOOSTER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.520		

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

8. Total consumptive use is 828.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	21E	11	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NE	SW		IRR	38.0
			NW	SW		IRR	33.0
			SW	SW		IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	21E	11	SE	SW		IRR	36.0
			NE	SE		IRR	12.0
			NW	SE		IRR	40.0
						Section Acres	271.0
		15	NE	NE		IRR	5.0
						Section Acres	5.0
						Total Acres	276.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-02431, A36-02340

14. Remarks:

THIS WR AND OTHER WR LISTED ARE COMBINED IN ONE SYSTEM UNDER SPRINKLER.

OWNERSHIP CHANGE 5/19/94 BY JG.

15. Basis of Claim: LICENSE

Water Right Number: 27581

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 _____

Persons, Smith, Stone & Fletcher
PERSONS, SMITH, STONE & FLETCHER

ATTORNEYS AT LAW

P. O. BOX 910

137 WEST 13TH STREET

BURLEY, IDAHO 83318

BOI CTY



State of Idaho
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000

ADDRESS CORRECTION REQUESTED
PLEASE FORWARD

83720-9000 99





NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

APR 04 1994

Department of Water Resources

DATE OF CLOSING: 4-1-94

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.

SEE EXHIBIT 1 ATTACHED

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

☐ Water Right Number(s) 36-02360, ³⁶⁻⁰²³⁹⁹ 36-02340,
Assigned by IDWR: 36-02431, 36-15165

☐ Name and Address of Former Owner/Claimant(s)(Seller): H & S FARMS, INC.
3434-A E. 4000 N. Route 1
Kimberly, Idaho 83341

RECEIVED

APR 13 1994

☐ New Owner/Claimant (Purchaser): Richard L. Kechter
218 West 13th

Department of Water Resources
Southern Region Office

☐ New Mailing Address: Burley, Idaho 83318

☐ New Telephone Number: (208) 678-8382

☐ 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: Warranty Deed

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

☐ Signature of New Owner/Claimant(s) [Signature] Date 4-1-94

☐ Signature of Former Owner/Claimant(s): H & S FARMS, INC. Date 4-1-94
By [Signature] Date 4-1-94

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 5/19/94 By: LC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 5/19/94 By: LC

Claim Numbers of Split, if any:

* 5/19/94 when met Mr. Kechter concerning
water numbers - Mr. Parsons ok'd.
work that I sent him a copy of this. LC

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

OCT 13 1994

940714

RECORD

Land Title & Escrow, Inc.

FEB 14 3 26 PM '94

JEROME, IDAHO

12.00 DOLLARS

D

APR 13 1994

Department of Water Resources
Southern Region

WARRANTY DEED

THIS INDENTURE, made this 4th day of February, 1994, between H & S FARMS, INC., an Idaho corporation, Route 1, Kimberly, Idaho 83341, ("Grantor"), and RICHARD L. KECHTER, a single person, whose address is 213 West 13th Street, Burley, Idaho 83318, ("Grantee").

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Jerome, State of Idaho, to-wit:

That property more particularly described on Exhibit 1 attached hereto and made a part hereof by reference.

SUBJECT TO: 1994 taxes, levies and assessments, easements recorded in Jerome County in Book 168, at page 54, instrument number 145691, instrument number 150599, instrument number 155401, instrument number 158236, instrument number 163628, and instrument number 184966.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as

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Department of Water Resources
Southern Region Office

well in law as in equity of the Grantor, and all water rights appurtenant thereto evidenced by numbers 36-02340, 36-02431, 36-15165, 36-02360, and 36-02399.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the heirs and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

H & S FARMS, INC.

By: Harold J. Seeley
President

ATTEST:

Clella Seeley
Secretary

STATE OF IDAHO)
County of TWIG FALLS) ss.

On this 4th day of February, in the year 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared HAROLD J. SEELEY and CLELLA SEELEY, known or identified to me to be the President and Secretary of H & S FARMS, INC., the corporation that executed the instrument

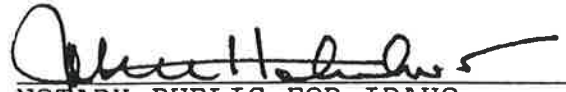
B

APR 13 1994

Department of Water Resources

Southwestern Division

or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



NOTARY PUBLIC FOR IDAHO

Residing at: Twin Falls, Id

My Commission Expires: Sept. 1995



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EXHIBIT 1

Department of Water Res.
Southern Region Office

TOWNSHIP 8 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 8: E1/2 E1/2;
Section 9: W1/2 W1/2;
Section 10: NE1/4; E1/2 SE1/4
Section 11: NW1/4; NE1/4; SW1/4; N1/2 SE1/4;
Section 12: W1/2 NW1/4;
Section 15: NE1/4 NE1/4

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RECEIVED

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Department of Water Resources
Southern Region Office

EXHIBIT 1

TOWNSHIP 8 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 8: E1/2 E1/2;
Section 9: W1/2 W1/2;
Section 10: NE1/4; E1/2 SE1/4
Section 11: NW1/4; NE1/4; SW1/4; N1/2 SE1/4;
Section 12: W1/2 NW1/4;
Section 15: NE1/4 NE1/4

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JUL 28 1994

Department of Water Resources
Southern Region Office

RECEIVED

JUN 14 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

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

Case No. 39576

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.

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

*new owner in records by J.G.
attny Parsons entered ea. (A+
blank) record 07-26-94.*

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.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

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

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____

(Insert each water right number)

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

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

RECEIVED

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Richard L. Kechter

My address is 218 West 13th
Burley, Idaho 83318

My phone number is: Work 208-678-5607 Home _____

The name and address of the party who I wish to be substituted for are:

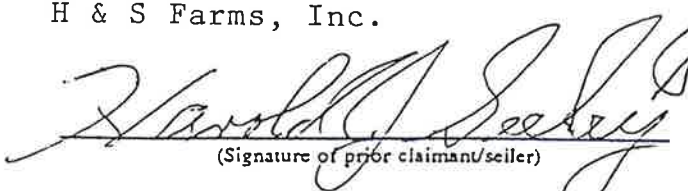
H & S Farms, Inc.
3434-AE - 4000 North - Route 1
Kimberly, Idaho 83341

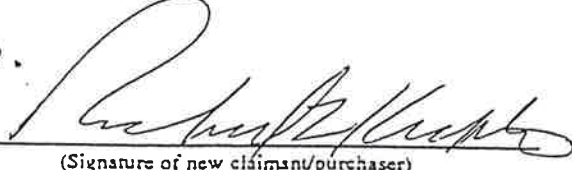
I am the new claimant/purchaser of 36-02360, 36-02339, 36-02340,
36-02431, 36-15165 and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Warranty Deed

H & S Farms, Inc.


(Signature of prior claimant/seller)


(Signature of new claimant/purchaser)

☒ **ATTORNEY OF RECORD COMPLETING FORM**

My name is William A. Parsons

I am the attorney of record for Richard L. Kechter
(Identify party/claimant)

My address and phone number are Box 910, Burley, Idaho 83318
Phone 208-678-8382

VERIFICATION

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

State of Idaho

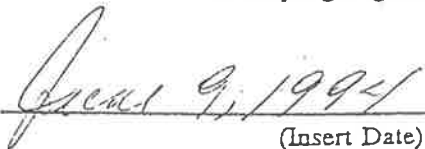
County of Cassia

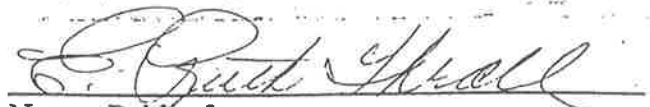
Richard L. Kechter, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: 
Attorney signing in representative capacity

Subscribed and sworn to before me on 
(Insert Date)


Notary Public for _____
Residing at: _____
My Commission expires: _____

E. RUTH THRALL
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires 5/10/99

INSTRUCTIONS FOR MAILING

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

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

CERTIFICATE OF MAILING

I certify that on June 9, 1994, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

<u>John Hohnhorst</u>	<u>H & S Farms</u>
<u>Box 389</u>	<u>Route 1</u>
<u>Twin Falls, Idaho 83303-0389</u>	<u>Kimberly, Idaho 83341</u>

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

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

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

A handwritten signature in cursive script, reading "William A. Parns". The signature is written in dark ink and is positioned above a horizontal line.

(Signature of person or attorney mailing the form)

940714

RECORDED

Idaho Title & Escrow, Inc.

FEB 14 3 26 PM '94

JEROME COUNTY, IDAHO

F 12.00 DUES

WARRANTY DEED

THIS INDENTURE, made this 4th day of February, 1994, between H & S FARMS, INC., an Idaho corporation, Route 1, Kimberly, Idaho 83341, ("Grantor"), and RICHARD L. KECHTER, a single person, whose address is 213 West 13th Street, Burley, Idaho 83318, ("Grantee").

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, all of the following described real estate situated in the County of Jerome, State of Idaho, to-wit:

That property more particularly described on Exhibit 1 attached hereto and made a part hereof by reference.

SUBJECT TO: 1994 taxes, levies and assessments, easements recorded in Jerome County in Book 168, at page 54, instrument number 145691, instrument number 150599, instrument number 155401, instrument number 158236, instrument number 163628, and instrument number 184966.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as

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OCT 13 1994

well in law as in equity of the Grantor, and all water rights appurtenant thereto evidenced by numbers 36-02340, 36-02431, 36-15165, 36-02360, and 36-02399.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the heirs and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

H & S FARMS, INC.

By: Harold J. Seeley
President

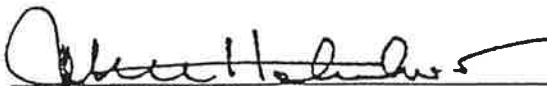
ATTEST:

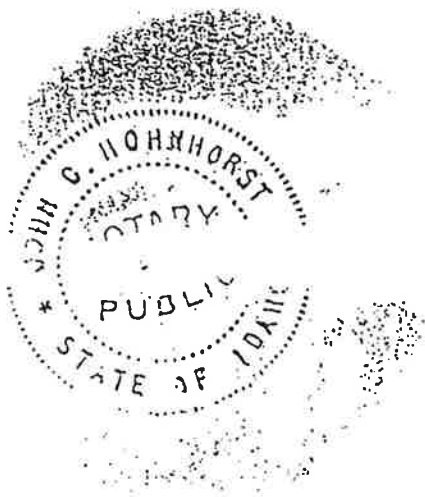
Clella Seeley
Secretary

STATE OF IDAHO)
County of TWIN FALLS) ss.

On this 4th day of February, in the year 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared HAROLD J. SEELEY and CLELLA SEELEY, known or identified to me to be the President and Secretary of H & S FARMS, INC., the corporation that executed the instrument

or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.


NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, Id
My Commission Expires: Sept. 1995



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OCT 13 1994

SD-0601-2 Last Name: H & S FARMS

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
-	-	-	-	-	-	-	-
-	H & S FARMS INC						
-		C	A36-02339	09/30/1957	GROUNDWATER	4.900	01 IRR
-		C	A36-02340	09/26/1957	GROUNDWATER	5.470	01 IRR
-		C	A36-02360	10/08/1958	GROUNDWATER	5.520	01 IRR
-		C	A36-02424	03/10/1960	GROUNDWATER	3.810	01 IRR
-		C	A36-02431	08/23/1960	GROUNDWATER	4.040	01 IRR
-		C	A36-10908	04/01/1958	GROUNDWATER	0.050	43 DOMEST
-		C	36-10908	04/01/1958	GROUNDWATER	0.050	43 DOMEST
-		C	36-02339	09/30/1957	GROUNDWATER	4.400	01 IRR
-		C	36-02340	09/26/1957	GROUNDWATER	5.470	01 IRR
-		C	36-02360	10/08/1958	GROUNDWATER	5.520	01 IRR
-		C	A36-15165	03/15/1970	GROUNDWATER	2.200	01 IRR
-		C	36-02431	08/23/1960	GROUNDWATER	4.040	01 IRR
-		C	36-15165	03/15/1970	GROUNDWATER	2.200	01 IRR
-		O	A36-02254	03/16/1954	GROUNDWATER	5.120	01 IRR
-					SPLIT RIGHT		43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 13 1994

Water Right Number - 36-02360

Prefix Translation: WATER RIGHT

Old (D) Number - 27581

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

*** C - CURRENT OWNER ***
KECHTER

RICHARD L

1 - 218 W 13TH

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-8382

*** D - DIR RPT OWNER ***
H & S FARMS INC

1 - 3434-A E 4000 N

2 -

3 -

City- KIMBERLY

State- ID Zip- 83341

Phone - 208-733-2499

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/08/1958 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County08S 21E 10 SW SE NE (53) JEROME
11 SW SE NW (53) JEROME
SE NW SW (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 5.520+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.520 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S	21E	10	NE NE	40.0	01	IRRIGATION	(53) JEROME
08S	21E	10	NW NE	39.0	01	IRRIGATION	(53) JEROME
08S	21E	10	SW NE	39.0	01	IRRIGATION	(53) JEROME
08S	21E	10	SE NE	39.0	01	IRRIGATION	(53) JEROME
08S	21E	10	NE SE	36.0	01	IRRIGATION	(53) JEROME
08S	21E	10	SE SE	39.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NE NE	35.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NW NE	35.0	01	IRRIGATION	(53) JEROME
08S	21E	11	SW NE	40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	SE NE	40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NE NW	40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NW NW	40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	SW NW	40.0	01	IRRIGATION	(53) JEROME

MICROFILMED
OCT 13 1994

Water right number - 36-02360

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	21E	11	SE NW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NE SW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NW SW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	SW SW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	SE SW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NE SE		40.0	01	IRRIGATION	(53) JEROME
08S	21E	11	NW SE		40.0	01	IRRIGATION	(53) JEROME
08S	21E	12	NW NW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	12	SW NW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	15	NE NE		6.0	01	IRRIGATION	(53) JEROME

Total Acres: 868.0

+ - - Diversion Means - THREE WELLS AND PUMPS TO SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE REMARKS

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 276 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 15.03 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3472 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2604 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 868 ACRES IN A SINGLE IRRIGATION SEASON. THE RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. COMBINED RIGHT NOS.: 36-02340, 36-02431 AND 36-15165. RIGHT NO. 36-15165 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2).

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

No Old Water Right Numbers Found

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

C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

MICROFILMED

OCT 13 1994

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	- 11/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S004054	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

MICROFILMED
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

20-MAY-1994

RICHARD L KECHTER
218 W 13TH
BURLEY ID 83318

RE: ADJUDICATION CLAIM(s) 36-02360, (36-02399)36-02339,
36-02340, 36-02431, 36-15165 - H & S FARMS INC

Dear Mr. Kechter:

Pursuant to the notification that you have purchased property with the above-referenced claim(s), we have changed the Department's record(s) as you requested. Please review the record(s) for accuracy. Please note that the 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. Should you have questions on this form, call this office.

If you have not already filed the Standard Form #No 3 with the Adjudication Court here in Twin Falls, you will need to do so. Should you have any questions concerning Standard Form No 3, you can contact:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707
Phone Number - 736-3011

Cordially,

Judy Givens
Adjudication Secretary

Enclosures

C.C. William Parsons - PO Box 910 - Burley ID 83318

MICROFILMED
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: A36-02360
Date Received: 11/29/1988
Receipt No: S004054
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H & S FARMS INC. 208-733-2499
Address: 3434-A E. 4000 N.
KIMBERLY, ID 83341

2. Date of Priority: OCT 08, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	21E	11	SE	NW	SW		JEROME

5. Description of diverting works:
640' WELL AND 450 HP TURBINE PUMP, 100 HP BOOSTER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.520		

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

8. Total consumptive use is 828.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	21E	11	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NE	SW		IRR	38.0
			NW	SW		IRR	33.0

A36-02360

Page 1

Date: 11/29/88

MICROFILMED

JAN 27 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	21E	11	SW		SW		IRR	32.0
			SE		SW		IRR	36.0
			NE		SE		IRR	12.0
			NW		SE		IRR	40.0
							Section Acres	271.0
		15	NE		NE		IRR	5.0
							Section Acres	5.0
							Total Acres	276.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
A36-02431, A36-02340

14. Remarks:
THIS WR AND OTHER WR LISTED ARE COMBINED IN ONE SYSTEM UNDER
SPRINKLER.

15. Basis of Claim: LICENSE
Water Right Number: 27581

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

MICROFILMED
JAN 27 1993

NOS

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 A36-02360
Date Received _____
Receipt Number S004054 scw

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 28 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) HVS FARMS INC. Phone (208) 733 2499
Mailing Address 3434 AE 4000 N KIMBERLY IDAHO Zip 83341

2. Date of Priority (Only one (1) per claim) OCTOBER 8 1958

3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 85 Range 21 E 8 M Section 11
SE 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of JEROME

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WELL DEPTH 640' 450 H.P. MOTOR WITH TURBINE PUMP OPEN DISCHARGE INTO CONCRETE DISTRIBUTION BOX
IN FEBRUARY OF 1972 A 100 H.P. MOTOR + CENTRIFUGLE PUMP WAS INSTALLED ALSO STEEL MAIN LINE, ALSO HAND MOVE SPRINKLER LINE. THIS ELIMINATED ALL GRAVITY IRR. ALSO ADDED SOME ADD'L IRR. LAND WITHIN ORIGINAL BOUNDAYS

MICROFILMED

JAN 27 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3-15 to 11-15 amount 5.52 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.52 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	21E	11						40	40		38	33	32	36	12	40			271
		15	5																5

Total number of acres irrigated 276

11. In which county (ies) are lands listed above as place of use located? JEROME

12. Do you own the property listed above as place of use? Yes ✓ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

G-28654 G 27090

or None ()

14. Remarks:

THIS WELL (G-27581) AND THE ABOVE MENTIONED
(G28654) AND (G27090) ALL COMBINED TOGETHER
WITH STEEL MAIN LINE ELIMINATING ALL GRAVITY
CONVERTING ALL AFFECTED LANDS TO SPRINKLER

MICROFILMED

Last Name HAS FARMS INC. Ident No. A36-02360

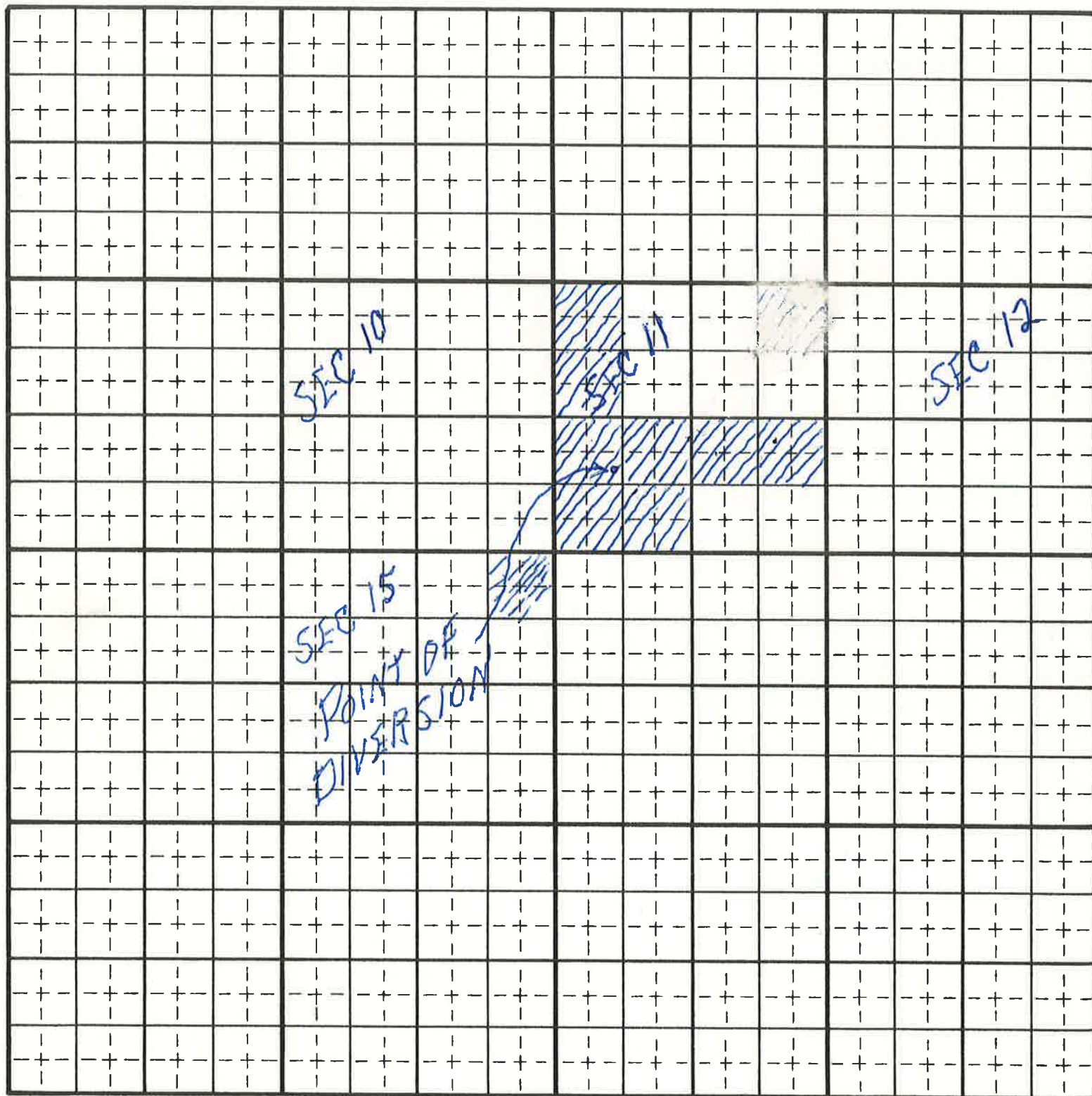
JAN 27 1993

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

TWN 85 R 21 E BM



MICROFILMED

JAN 27 1993

Last Name HVS FARMS INC. Ident No. A36-02360

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number G-27581

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 ONE

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT

Title

of HYS FARMS INC. , that I have signed the foregoing

Organization

document in the space below as PRESIDENT of HYS FARMS INC.

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Harold J. Sealey

Title and Organization HYS Farms Inc. CEO Date 11-23-88

State of Idaho/or Idaho)

County of Jerome)

SS.

Subscribed and sworn (or affirmed) before me this 23rd day of November 19 88

SEAL

Notary Public Karla M. Utth

Residing at Eden, Idaho

My Commission Expires 1-8-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

JAN 27 1993

Last Name HYS FARMS INC. Ident. Number A36-02360

Copies White-State, Yellow-Claimant

#5
H&S FARMS INC

State of Idaho
License and Certificate of Water Right 36-02360

Water License No. G-27581

Amount.....5.52 c.f.s.

Water District No.....

Priority...October 8, 1958

THIS IS TO CERTIFY that

CLARENCE H. MAYALL

of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 8, 1958; that Permit No. G-27581 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.52 second feet, was issued thereunder on February 15, 1967, showing that said works were completed on the 30th day of April, 1965; and that on the 30th day of April, 1965,

CLARENCE H. MAYALL

of Burley, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-27581 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page 6670, on the 15 day of February, 1967.

The right hereby confirmed dates from October 8, 1958;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 11, Tp. 8 S, R. 21 E, B. M. Jerome County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.52 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S	21 E	11	W 1/2 NW 1/4	80	80
			NE 1/4 SW 1/4	40	38
			NW 1/4 SW 1/4	40	33
			SW 1/4 SW 1/4	40	32
			SE 1/4 SW 1/4	40	36
			NE 1/4 SE 1/4	40	12
			NW 1/4 SE 1/4	40	40
			NE 1/4 NE 1/4	40	<u>5</u>
		15			
Total number of acres to be irrigated:					276

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

15th day of February

1967

H&S FARMS INC

R. WHITE WILKINSON

State Reclamation Engineer

(SEAL)

436-02360

36 2

1. OF CLAIMS IN POLYGON _____

AIM NUMBERS 36-02340 36-02360
-02431 36-15165

DATE 7/29

AGENT [Signature]

TRANSFER NUMBER _____

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION 868

GEOGRAPHIC INFO SYSTEM 869/91

RIGHT NO	TNS	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	85	21E	10	40	39	39	39												
GIS				40	37	37	39									36		39	232
							well 229									36		39	228
RECOM			11	35	35	40	40	40	40	40	40	40	40	40	40	40	40		550
GIS				37	37	40	40	40	40	40	40	40	40	40	40	40	40	68	554/59
										well 231				well 230					
RECOM			12						40	40									
GIS								2	40	40	2								80
																			80/84
RECOM			15	6															
GIS				7															6
																			7
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

B36-DBPOU.DBF 7/30

B36-DBPOD.DBF 7/30

POLYGON #

UPDATED

ATTRIBUTES OF B36-POU.SHP (229) 7/30/97

ATTRIBUTES OF B36-POD.SHP (229) 7/30/97

* 45 acres identified as (#) are in
 under this system, not claimed, not recommended
 * POD in Sec 10 (id#229) is incorrectly mapped according
 to research of license & verification work.
 Should be in SW 1/4 NE 1/4

P/U CONFLICT yes (X) no ()

P/D CONFLICT yes (X) no ()

SENT FOR DECREE yes () no ()

604 - 0603/7/30

RECEIVED

MAY 08 1995

Department of Water Resources
Southern Region

H & S Farms Inc
3434A E 4000 N
Kimberly, Id 83341
May 5, 1995

State of Idaho
Dept. of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Id 83720

Water right number
36-08403

36-2360

36-2431

36-2340

Gary Spackman:

In reply to your letter of May 1, 1995
and also in reference to the above listed
water rights.

Listed below are reasons for the delay
in response. I hope you will understand,
and will use option #2, as it is too late
to install measurement devices.

The land was to sold to Richard L. Kich
DBA Westwind Farms, 218 West 13th Street,
Burley, Id 83318, in the spring of 1994.
I checked with the Twin Falls office, and
they do not show this transaction on their
records. This is possibly explained by a
delay in your receiving notice of this
transaction.

MICROFILMED

DEC 04 1996

PCOR ORIGINAL

136-2224

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

JAN 27 1993

Water Right Number - R36-02360

Prefix Translation:

RESEARCH

Old (D) Number - 27581

VERIFIED ADJ

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

+ - First Name - - +

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

*** C - CURRENT OWNER ***
H & S FARMS INC.

1 - 3434-A E. 4000 N.

2 -

3 -

City- KIMBERLY

State- ID Zip- 83341

Phone - 208-733-2499

+ - - Priority Date - - +
10/08/1958+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

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

08S 21E 10 SW SE NE (53) JEROME

08S 21E 11 SW SE NW (53) JEROME

08S 21E 11 SE NW SW (53) JEROME

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 5.520+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.520 0.0+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08S 21E 10 NE NE 40.0 01 IRRIGATION (53) JEROME
08S 21E 10 NW NE 39.0 01 IRRIGATION (53) JEROME
08S 21E 10 SW NE 39.0 01 IRRIGATION (53) JEROME
08S 21E 10 SE NE 39.0 01 IRRIGATION (53) JEROME
08S 21E 10 NE SE 36.0 01 IRRIGATION (53) JEROME
08S 21E 10 SE SE 39.0 01 IRRIGATION (53) JEROME
08S 21E 11 NE NE 35.0 01 IRRIGATION (53) JEROME
08S 21E 11 NW NE 35.0 01 IRRIGATION (53) JEROME
08S 21E 11 SW NE 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 SE NE 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 NE NW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 NW NW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 SW NW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 SE NW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 NE SW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 NW SW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 SW SW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 SE SW 40.0 01 IRRIGATION (53) JEROME
08S 21E 11 NE SE 40.0 01 IRRIGATION (53) JEROME

MICROFILMED

JAN 27 1993

Water right number - R36-02360

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	21E	11	NW SE		40.0	01	IRRIGATION	(53) JEROME
08S	21E	12	NW NW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	12	SW NW		40.0	01	IRRIGATION	(53) JEROME
08S	21E	15	NE NE		6.0	01	IRRIGATION	(53) JEROME

Total Acres: 868.0

+ - - Diversion Means - THREE WELLS AND PUMPS TO SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE REMARKS

Remarks

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 276 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 15.03 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3472 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2604 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 868 ACRES IN A SINGLE IRRIGATION SEASON. THE RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. COMBINED RIGHT NOS.: 36-02340, 36-02431 AND 36-15165. RIGHT NO. 36-15165 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2).

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

C03 - RIGHT INCLUDES CHANGE IN POINT OF DIVERSION.
C05 - RIGHT INCLUDES CHANGE IN PLACE OF USE.

Decree Plaintiff

Decree Defendant

Decree Date
00/00/0000

Comments

No Comments Found

Audit Fields

09/12/91 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	-

MICROFILMED

JAN 27 1993

Water right number - R36-02360

Prefix Translation: RESEARCH

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

Response Filed Date	- 00/00/0000	Verified Date	- 09/12/1991	Old Judicial District	-
Claim Received Date	- 11/29/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S004054	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

MICROFILMED

JAN 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:44:08
12/05/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02360

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE <i>2nd Review</i> <i>8/13/91</i> <i>KKC:AB</i>	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N				
POINT OF DIV	Y			N				
SOURCE				N				
PLACE OF USE	Y			N	1, 4			
DIV. AMOUNT CFS/VOLUME				Y				
CONSUMPTIVE USE				N				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM				N				
REMARKS	Y			N				

"VERIFIED BY" CODES

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

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

MICROFILMED
JAN 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:44:08
12/05/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02360

LAST: H & S FARMS INC. FIRST:
ADDRESS: 3434-A E. 4000 N.
CITY: KIMBERLY STATE: ID ZIP: 83341
PHONE NUMBER: 208-733-2499

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: THIS WR AND OTHER WR LISTED ARE COMBINED IN ONE SYSTEM UNDER
SPRINKLER.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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JAN 27 1993

A. AJ CLAIM: # A36-02360 PRIORITY DATE: 10-08-1958 STAGE: L
B. WR RECORD: # 36-02360 PRIORITY DATE: 10-08-1958 STAGE: L

C. FIELD EXAM REQUIRED?

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

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

REMARKS:

RECOMMENDED PRIORITY DATE:
10-08-1958

REVIEWED BY lw

DATE

12/19/90

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02360	08S	21E	11	SE	NW	SW		JEROME

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02360	08S	21E	11		NW	SW		JEROME

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A36-10908 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER
N

REMARKS:

Two points of diversion are added as shown on the
Code sheet (purple)

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
_____	_____	<i>same</i>	_____	_____	_____	_____	_____

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: *lw*

DATE: *12/19/90*

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A. ROOT WATER RIGHT NUMBERS: A36-02360

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	21E	15	NE	NE		H & S FARMS INC.	A36-02360 / 5.0	36-02360 / 5.0		5	5
08S	21E	11	NW	NW		H & S FARMS INC.	A36-02360 /40.0	36-02360 /40.0	40.0		40.0
08S	21E	11	SW	NW		H & S FARMS INC.	A36-02360 /40.0	36-02360 /40.0	41.0		40.0
08S	21E	11	NE	SW		H & S FARMS INC.	A36-02360 /38.0	36-02360 /38.0	40.0		38
08S	21E	11	NW	SW		H & S FARMS INC. H & S FARMS INC.	A36-02360 /33.0 A36-10908 /	36-02360 /33.0 -	39.0	40	33
08S	21E	11	SW	SW		H & S FARMS INC.	A36-02360 /32.0	36-02360 /32.0	36.0	40	32
08S	21E	11	SE	SW		H & S FARMS INC.	A36-02360 /36.0	36-02360 /36.0	37.0	40	36
08S	21E	11	NE	SE		H & S FARMS INC.	A36-02360 /12.0	36-02360 /12.0	31.0	40	12
08S	21E	11	NW	SE		H & S FARMS INC.	A36-02360 /40.0	36-02360 /40.0	39.0		40
TOTAL ACRES							A36-02360	276.00	276.00	303.00	276

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

JAN 27 1993

PRESUMPTION FLAG:

REMARKS:

expanded acres covered on A36-15165 filed 12/28/90.

RECOMMENDATIONS:

TOTAL ACRES:

276

REVIEWED BY:

W

DATE:

12/19/90

*NDB: KC
8/13/91*

This is a system combining A36-2340, A36-2360, & A36-2431 into a permissible place of use as the 3 P/D's are all ~~land~~ intertied into one system. See the attached "Land List" for the recommended PPU.

NOTE:

The Bureau of Land Management acres that are being irrigated are not recommended as there were no claimed acres available for them, and the claimant did not include them in his claims.

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02360 IRRIGATION	FROM 03-15 TO 11-15	5.520 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.520 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02360 IRRIGATION	FROM TO	5.520 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.520 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 5.520 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.520 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(☒) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~A36-02431, A36-02340~~

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10908	DOMESTIC	H & S FARMS INC.	FROM 01-01 TO 12-31	.040 CFS	

System Capacity

36-2340 - 5.47 cfs
36-2360 - 5.52 "
36-2431 - 4.04 "
Total → 15.03

Each rate represents a different P/D that was measured during the respective field exam. The diversion rates are therefore additive to give the system capacity.

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 276 x 0.02 CFS/ACRE = 5.52 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 = 828.0 AF/A

ACRES 276 x CONSUMPTIVE VOL AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 828 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 276 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 1104 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

acres limited to 1"/acre when other
rights combined

Volumes for this right are to be shown in Remarks thru
Remarks Code EØ3. See Remarks Code ~~Worksheet~~ worksheet for
Calculations.

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE 5.520 EXAMINER <u>✓</u>	DATABASE 1104 EXAMINER <u>✓</u>	DATABASE 828.0 EXAMINER <u>✓</u>
TOTAL FOR THIS RIGHT		5.520		828.0

REVIEWED BY: W

DATE: 12/19/90

NAB 8/13/91

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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: 36-02360

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
5.520

EXAMINER
N/A

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02360	5.520	-		36-02360	5.520
TOTAL CFS		5.520				5.520

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER
N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: lm

DATE: 12/19/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

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PERMISSIBLE PLACE OF USE for CLAIMS:

A36-02340

-02360

-02431

-15167

SEC 10	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FOUND ACRES	85	21E	10		40	39	39	39									36			39	232	
RECOMMENDED ACRES	85	21E	10		40	39	39	39									36			39		232

SEC 11	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FOUND ACRES	85	21E	11		35	35	40	40	40	40	40	40	40	40	40	40	40	40	37	2	589	
RECOMMENDED ACRES	85	21E	11		35	35	40	40	40	40	40	40	40	40	40	40	40	40				550

SEC 12	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FOUND ACRES	85	21E	12						3	40	40	3		3							89	
RECOMMENDED ACRES	85	21E	12						40	40												80

SEC 15	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
FOUND ACRES	85	21E	15		6																6	
RECOMMENDED ACRES					6																	6

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TOTAL FOUND ACRES 916

TOTAL RECOMMENDED ACRES 868

DIFFERENCE 48*

* THE 48 ACRES NOT RECOMMENDED ARE
BLM ACRES IRRIGATED BUT NOT CLAIMED.

THE TOTAL CLAIMED ACRES (868) EQUALS THE TOTAL RECOMMENDED ACRES (868)

