

COPY

200 JUN 23 PM 1:56

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA
Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS

) Water Rights 36-02433, 36-02434,
) 36-02435, 36-02618, 36-07209,
) 36-15264A and 36-15264B

IDWR has completed the following Administrative Proceeding:

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

SUBSTITUTION OF PARTY

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

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 36-02433, 36-02434, 36-02435, 36-02618, 36-07209,
36-15264A and 36-15264B

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
6/20/2000

36-02433, 36-02434, 36-02435,
36-02618, 36-07209, 36-15264A
AND 36-15264B

From (Claimant/Seller):

Name of Claimant: DALE H KLINGLER
Address: 4567 FEDERAL BLVD
SAN DIEGO CA 92102
Phone: (619) 266-1303

To (Claimant/Purchaser):

Name of Claimant: DEON COOK
BLAINE COOK
Address: 501 RIVERSIDE DR
BURLEY ID 83318
Phone: (208) 678-0327

Name of Claimant: REBECCA HUNSAKER
BRUCE HUNSAKER
Address: 501 RIVERSIDE DR
BURLEY ID 83318
Phone: (208) 678-0327

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

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

DATED: 6/22/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6/23/2000 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

DALE H KLINGLER
5021 ESTATES WAY
EL CAJON CA 92020
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

DEON COOK
BLAINE COOK
501 RIVERSIDE DR
BURLEY ID 83318

REBECCA HUNSAKER
BRUCE HUNSAKER
501 RIVERSIDE DR
BURLEY ID 83318
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUN-21-2000
PAGE: A-2

RIGHT NUMBER: 36-02433

NAME & ADDRESS: BRUCE HUNSAKER
DEON COOK
REBECCA HUNSAKER
BLAINE COOK
501 RIVERSIDE DR
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 5.04 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.04 CFS AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1544 AF.
COMBINED RIGHT NOS.: 36-15264A AND 36-15264B.

PRIORITY DATE: 10/01/1960

POINT OF DIVERSION: T07S R26E S29 SWNWSE Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION NONE	04-01 10-31	5.04 CFS

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

PLACE OF USE:	IRRIGATION	Within BLAINE County			
	T07S R26E S29	NENE 4	NWNE 35	SWNE 29	NENW 35
		SWNW 31	SENE 34	NESW 31	NWSW 31
		SWSW 31	SESW 32	NWSE 30	
	S32	NENW 32	NWNW 31		
	386 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 287 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 386 ACRES IN A SINGLE
IRRIGATION SEASON.

COMBINED RIGHT NOS.: 36-15264A AND 36-15264B.

AJ5856NP

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

DATE: JUN-21-2000
PAGE: A-3

RIGHT NUMBER: 36-02433 (CONT)

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 36-15264A AND 36-15264B.

RIGHTS NO. 36-15264A AND 36-15264B ARE ENLARGEMENTS OF THIS
RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

June 23, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BRUCE & REBECCA HUNSAKER
DEON & BLAINE COOK
501 RIVERSIDE DR
BURLEY ID 83318

RE: SRBA Claim(s) 36-02433, 36-02434, 36-02435, 36-02618,
36-07209, 36-15264A, 36-15264B

Dear Claimant:

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

Water right 36-15267 has already been decreed and our state office staff in Boise will data enter the ownership change for this right. You will receive notification from them when the change has been completed. Rights 36-08277, 36-15265 and 36-15266 have been decreed as 'disallowed' and are no longer considered valid water rights.

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

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Dale Klingler

JUN 07 1999

Department of Water Resources
Southern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

36-02433, 36-02434, 36-02435, 36-02618, 36-07209, 36-08277, 36-15264A
36-15264B, 36-15265, 36-15266, 36-15267,

1. **Water Right Number(s)** _____
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. **Name and Address of Former Owner/Claimant(s)** Dale H. Klingler
5021 Estates Way
El Cajon, CA 92020
4. **New Owner/Claimant(s)** Bruce Hunsaker, Rebecca Hunsaker, Blaine Cook and Deon Cook
 Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
New Mailing Address 501 Riverside Drive
City, State and ZIP Code Burley, ID 83318
New Telephone Number () 678 - 0327
5. **Date you acquired the property** yes
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. **Signature of New Owner/Claimant(s)**

<u>Bruce Hunsaker</u> Bruce Hunsaker	<u>Rebecca Hunsaker</u> Rebecca Hunsaker
<u>Blaine Cook</u> Blaine Cook	<u>Deon Cook</u> Deon Cook

Date 4-12-99
Date 4-12-99
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

JUN-02-99 WED 10:54 AM 1ST -M. PATTERSON

FAX NO. 208.263567

P.01/03

22417

RECEIVED

JUN 07 1999

Department of Water Resources
Southern RegionWARRANTY DEED

Only FOR VALUE RECEIVED, DALE H. KLINGLER and JUANITA KLINGLER TRUST U.T.D. June 8, 1994, JUANITA KLINGLER, Trustee U.T.D. June 8, 1994, the Grantor, does hereby grant, bargain, sell and convey to BRUCE HUNSAKER and REBECCA HUNSAKER, husband and wife; and BLAINE COOK and DEON COOK, husband and wife, whose present address is 501 Riverside Drive, Burley, ID 83318, the Grantees, the following described premises, located in Blaine County, Idaho, to-wit:

The real property described on Exhibit "A" attached hereto and by this reference incorporated herein.

The real property described is subject to the following:

427833
Deed
BLAINE CO. REQUEST (1)
~~FIRST AMERICAN TITLE~~

'99 JUN 1 PM 3 49

MARSHA RIEMANN, CLERK (2)

FEES \$ 900

- (1) Reservations contained in State Deeds for the State of Idaho to Dale H. Klingler recorded March 9, 1972, as Instruments Nos. 142715 and 142716 records of Blaine County, Idaho, granting ditch right-of-ways and reserving to the State of Idaho all mineral rights, including sand and gravel.
- (2) A right of way 125 feet in width to Idaho Power Company recorded September 16, 1980, as Instrument No. 206958, Blaine County, Idaho, records, as amended in 1998 for communication systems thereon.
- (3) An exclusive Road Easement to the U. S. Department of Interior/Bureau of Land Management recorded April 16, 1992, as Instrument No. 339916.
- (4) A Real Estate Mortgage and Fixture Filing in favor of Northwest Farm Credit Services, ACA recorded August 23, 1993, as Instrument No. 356001, Blaine County records. The debt secured hereby shall be paid by the Grantor of this Warranty Deed.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees that Grantor is the owner in fee of said premises, that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Post-it® Fax Note	7671	Date	6/2/95	# of pages	3
To	Larry M. Mancy		From	Maureen	
Co./Dept.			Co.		
Phone #			Phone #		

DATED this 25th day of May, 1999.

DALE H. KLINGLER and ^{g.h.}
JUANITA KLINGLER TRUST U.T.D.
JUNE 8, 1994

By Juanita Klingler
Juanita Klingler
Trustee

STATE OF IDAHO)

) ss.

County of Cassia)

On this 25th day of May, 1999, before me the undersigned Notary Public in and for said State, personally appeared JR Juanita Klingler, Trustee of the Dale H. Klingler and JR Juanita Klingler Trust U.T.D. June 8, 1994, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she as Trustee executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

Larry Roberts
Notary Public
State of Idaho

[Signature]
Notary Public
Residing at Burley, Idaho
My Commission Expires: 6-30-03

EXHIBIT "A"

LEGAL DESCRIPTION OF REAL PROPERTY

TOWNSHIP 7 SOUTH, RANGE 26 EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO

SECTION 20: NE $\frac{1}{4}$; S $\frac{1}{2}$; and S $\frac{1}{2}$ NW $\frac{1}{4}$

SECTION 21: All

SECTION 22: NE $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; and W $\frac{1}{2}$

SECTION 27: W $\frac{1}{2}$

SECTION 28: All

SECTION 29: NE $\frac{1}{4}$; S $\frac{1}{2}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; and NE $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 32: E $\frac{1}{2}$; N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 33: All

SECTION 34: W $\frac{1}{2}$

TOWNSHIP 8 SOUTH, RANGE 26 EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO

SECTION 4:

Lots 1, 2, 3, all of Lot 4, EXCEPT beginning at a point 25 feet South and 25 feet East of the Government Survey Stake placed on the Northwest corner of Section 4, Township 8 South, Range 26 East, Boise Meridian; thence 70 yards due South; thence 140 yards due East; thence 70 yards due North and thence 140 yards due West to the place of beginning, designated as Tax Lot 1175 on Blaine County Tax Assessor's Rolls.

S $\frac{1}{2}$ N $\frac{1}{2}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$

SECTION 5: Lots 1, 2, 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

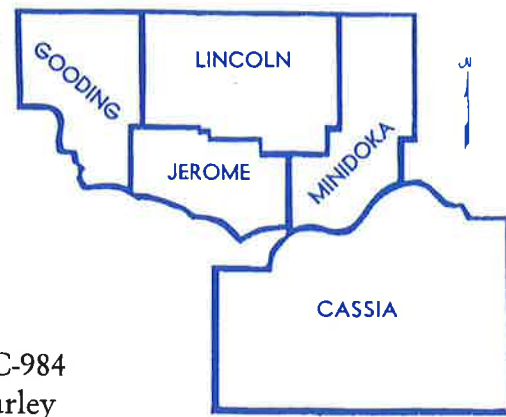
SECTION 8: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and all of SE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT that portion that lies South of the Highway and Oregon Short Line Railroad right-of-way, designated as Tax Lot 3281 on Blaine County Tax Assessor's Rolls.

SECTION 9: N $\frac{1}{2}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$; all of SW $\frac{1}{4}$ NW $\frac{1}{4}$, EXCEPT that portion that lies South of the Highway and Oregon Short Line Railroad right-of-way designated as Tax Lot 3283 on Blaine County Tax Assessor's Rolls.

Together with all water and water rights, however evidenced, appurtenant to the above described real property.

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: EC-984
OFFICE: Burley

June 4, 1999

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED

JUN 07 1999

**Department of Water Resources
Southern Region**

Dear Sir/Madam:

Enclosed with this letter please find an original executed Notice of Change of Water Right Ownership and copy of the recorded Warranty Deed on property located in Blaine County, Idaho.

Would you please make the necessary changes in your records to indicate the new owners as Bruce Hunsaker, Rebecca Hunsaker, Blaine Cook and Deon Cook for future water assessments. Please send a receipted copy of this Notice to this office.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

Nancy Garrett
Reconveyance Department

/nrg
enc.

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 436-1199

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: A36-02433

Date Received: 11/ 6/1991

Receipt No: _____

Received By: _____

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

1. Name: DALE H KLINGLER 619-266-1303
Address: 4567 FEDERAL BLVD
SAN DIEGO CA 92102

2. Date of Priority: OCT 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	26E	29	SW	NW	SE		BLAINE

5. Description of diverting works:
WELL, PUMP, MOTOR AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.040		1148.00

7. Total Quantity Appropriated is:
5.040 C.F.S. (and/or) 1148.00 A.F.A.

8. Total consumptive use is 861.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	26E	29	SW	NE		IRR	15.5
			SW	NW		IRR	28.0
			SE	NW		IRR	30.0
			NE	SW		IRR	34.0

JAN 28 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	26E	29	NW	SW	IRR	33.5
			SW	SW	IRR	34.0
			SE	SW	IRR	33.0
			NW	SE	IRR	20.0
			Section Acres			228.0
		32	NE	NW	IRR	31.0
			NW	NW	IRR	28.0
			Section Acres			59.0
			Total Acres			287.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

RIGHT NO. 36-15264 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2).
RIGHT NO. 36-15264 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
CHANGE IN PLACE OF USE FROM ORIGINAL LICENSE OCCURRED IN 1965.

15. Basis of Claim: LICENSE

Water Right Number: 28732

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: _____

MICROFILMED

JAN 28 1993

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 _____

MICROFILMED

JAN 28 1993

$$50 + 287 + 50.55 = 387.55$$

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: A36-02433

Date Received: 11/ 6/1991

Receipt No: 5014553

Received By: Am

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

1. Name: DALE H. KLINGLER 619-266-1303
Address: 4567 FEDERAL BLVD.
SAN DIEGO CA 92102

2. Date of Priority: OCT 1, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	26E	29	SW	NW	SE		BLAINE

5. Description of diverting works:
WELL, PUMP, MOTOR AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.040		1148.00

7. Total Quantity Appropriated is:
5.040 C.F.S. (and/or) 1148.00 A.F.A.

8. Total consumptive use is 861.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	26E	29	SW	NE		IRR	15.5
			SW	NW		IRR	28.0
			SE	NW		IRR	30.0
			NE	SW		IRR	34.0

JAN 28 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	26E	29	NW	SW		IRR	33.5
			SW	SW		IRR	34.0
			SE	SW		IRR	33.0
			NW	SE		IRR	20.0
						Section Acres	228.0
		32	NE	NW		IRR	31.0
	NW		NW		IRR	28.0	
						Section Acres	59.0
						Total Acres	287.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

RIGHT NO. 36-15264 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416(2).
RIGHT NO. 36-15264 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
CHANGE IN PLACE OF USE FROM ORIGINAL LICENSE OCCURRED IN 1965.

15. Basis of Claim: LICENSE

Water Right Number: 28732

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: (1)

MICROFILMED

JAN 28 1993

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):

[Handwritten Signature]

Date: 11/8/91

Date: _____

State of CA ~~Idaho~~

County of San Diego

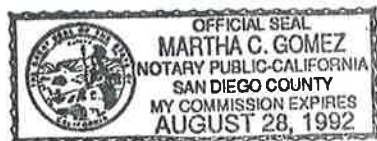
)
) SS.
)

Subscribed and sworn (or affirmed) before me this 8th day

of Nov. 19 91

[Handwritten Signature]
Notary Public

Seal



Residing at 2220 5th SD, CA 92101

My Commission Expires 8-28-92

MICROFILMED

JAN 28 1993

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling, will be acting as attorney at law on behalf of the claimant signing the 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: _____

Roger D. Ling

Address: P. O. Box 396, Rupert, ID 83350

Date: _____

Dec 1, 1991

MICROFILMED

JAN 28 1993

LING, NIELSEN & ROBINSON

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON
DAVID W. HALEY
BRENT C. TINGEY

ATTORNEYS AT LAW

615 "H" STREET

P. O. BOX 396

RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

August 3, 1992

RECEIVED

AUG 05 1992

Department of Water Resources
Southern Region Office

Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

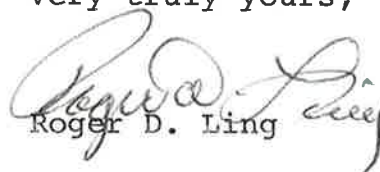
Attention: Kelly Christensen

RE: Adjudication Claims of Dale H. Klingler

Dear Mr. Christensen:

Enclosed please find an Affidavit in support of
the claims of Dale Klingler for the record.

Very truly yours,


Roger D. Ling

RDL:rah
Enclosure

MICROFILMED

JAN 28 1993

RECEIVED

AFFIDAVIT

AUG 05 1992

STATE OF IDAHO)
) ss.
County of Minidoka)

Department of Water Resources
Southern Region Office

Dale H. Klingler, being first duly sworn, deposes and says:

1. That this affiant is the owner of record of the real property described in the Adjudication Claims numbered A36-02433, A36-02434, A36-02435, A36-02618, A36-07209, A36-07627, A36-08277, A36-15264, A36-15265, A36-15266, A36-15267 and A36-15270.

2. A portion of the real property described in the above claims was first purchased by this affiant in 1960 and this affiant has been familiar with all of the above real property and its method of irrigation from 1960 to 1974.

3. The lands described in claim A36-02433 have been irrigated under License 36-2433 since October 1, 1960, even though the license with a priority of October 1, 1960 did not describe accurately the lands irrigated under said license.

4. The irrigation of the lands described in Claim No. A36-15264 was commenced in April, 1965 when this affiant developed these additional acres of land in Section 29, and the water from License 36-02433 has been spread upon these lands since 1965.

5. The lands described in Claim No. A36-02435 were developed and irrigated by May 23, 1960, and were farmed by Morgan and Shillington, a partnership. This affiant was fully

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JAN 28 1993

familiar with said lands and said lands were ultimately purchased by this affiant. The total acres being irrigated in May, 1960 were 311, even though the license was ultimately issued for only 302 acres.

6. The lands described in Claim No. A36-02618 were developed by this affiant and were first irrigated in May, 1965. This claim is a more accurate description of the lands developed under license 36-02618 and irrigated since May, 1965.

7. The lands described in Claim No. A36-07209 were first irrigated by this affiant in April, 1971 and accurately describe the lands that were irrigated under License 36-7209 since that date.

8. The lands described in Claim A36-02434 have been irrigated under Water License No. G-28733/36-2434 since May of 1960. The lands described in the claim more accurately describe the lands irrigated than does the license issued.

9. The lands in Section 32, Township 7 South, Range 26 East of the Boise Meridian described in Claim A36-15265 constitute water spread acres that have been irrigated since May, 1971, and are also shown in Claim A36-02435. The lands in Section 4 described in this claim were developed between 1974 and April 1, 1984, the exact date of which is unknown to this affiant, except those lands developed under License 36-7627. These water spread acres were developed after this affiant sold the land in the fall of 1974, and before the lands were returned to this affiant in 1984.

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JAN 28 1993

10. The lands described in Claim A36-15266 were first irrigated by this affiant by water spread in the spring of 1971 and have been irrigated continuously each year since that date. The priority date of this claim should be changed to April 1, 1971, being the date when the water spreading under this claim first occurred.

11. That the above are based upon this affiant's personal knowledge from what he observed or what he actually did at the times indicated above.


Dale H. Klingler

SUBSCRIBED AND SWORN to before me this 3rd day of August, 1992.

(SEAL)


Notary Public for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/30/94

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JAN 28 1993

DALE H. KLINGLER

RECEIVED

May 18, 1992

MAY 19 1992

Department of Water Resources
Southern Region Office

Dear Mr. Merritt:

Please find enclosed a check for \$3,065.45 for
water adjudication fees.

These water rights pertain to property belonging
to Dale H. Klingler, located in Blaine County.

The proper paper work was prepared by Roger
Ling and Don Kester.

If there are any problems, please contact me at
4567 Federal Blvd., San Diego, CA 92101. My
telephone number is 619-266-1303.

Sincerely,



Dale H. Klingler

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JAN 28 1993



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-1992

ROGER LING
PO BOX 396
RUPERT ID 83350

RE: ADJUDICATION CLAIM NO. A36-02433, A36-02434, A36-02435,
A36-02618, A36-07209, A36-07627,
A36-08277, A36-15264, A36-15265,
A36-15266, A36-15267, A36-15270

Mr. Ling:

Pursuant to the notification that you are representing the claimant(s) on the above referenced Adjudication Claim(s), please find enclosed the receipt and a copy of the computer generated claim(s) based on the information from the original claim(s) which has been entered in our computer records.

Please review the record(s) and if you have any corrections or any questions, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Jeanie".

Jeanie Robertson
Records Clerk

/jr
Enclosures

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JAN 28 1993



TRUCK EQUIPMENT INC.
4567 Federal Boulevard
San Diego, California 92102

RECEIVED

JAN 28 1993

MAY 10 1992

Department of Water Resources
Southern Region Office

Allen D. MERRITT
Idaho Dept WATER Resources
122 Shoshone ST East
Twin Falls, Idaho 83301

Ann 5/14/92

Fee Calculation for Dale Klingler

#	Base	Acres	Other	Late
A36-15267 -	\$50.00		\$23.00	\$50.00
A36-15270	25.00			50.00
A36-08277 -	50.00	266.00		50.00
A36-15264 -	50.00	98.50		50.00
A36-07209 -	50.00	464.00		77.10
A36-02434 -	50.00	7.00		50.00
A36-07627 -	50.00	320.00		55.50
A36-02433 -	50.00	287.00		50.55
A36-02435 -	50.00	302.00		52.80
A36-02618 -	50.00	-		50.00
A36-15266 -	50.00	10.00		50.00
A36-15265 -	<u>50.00</u>	<u>77.00</u>		<u>50.00</u>
	\$575.00	\$1831.50	\$23.00	635.95

Total = 3065.45

Don Kester

436-4657 Office

436-4640 Home

 $\frac{1}{5}$ of 2429.50 = 485.90+ late 635.95

Payment Plan

\$1121.85

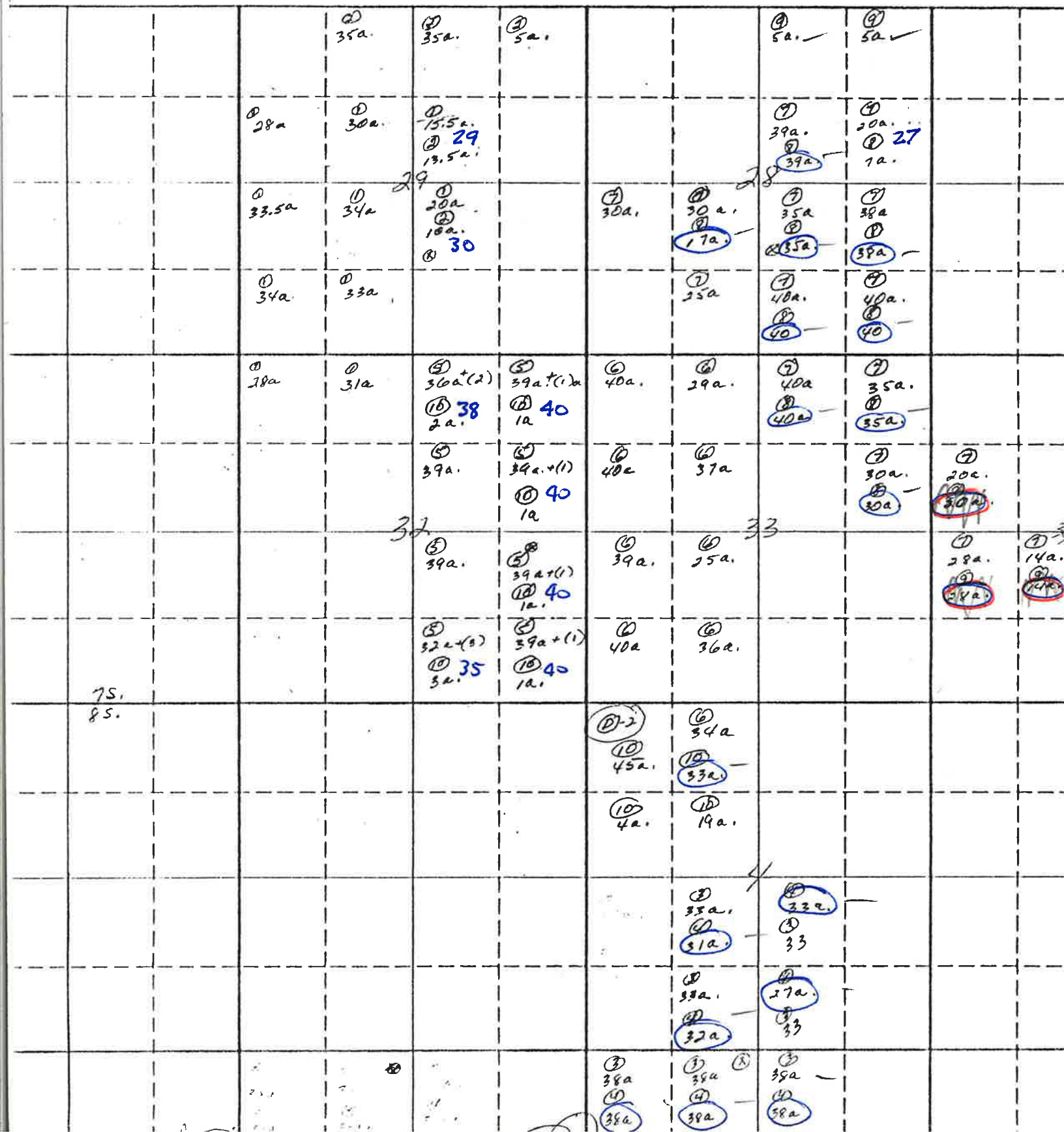
1 831.50
over

15267 (D)-1
15270 (D)-2

(7)- 7204 license
2434 license
(1) 15266 water spread
under (D) (8)
(10) 15265-water spread

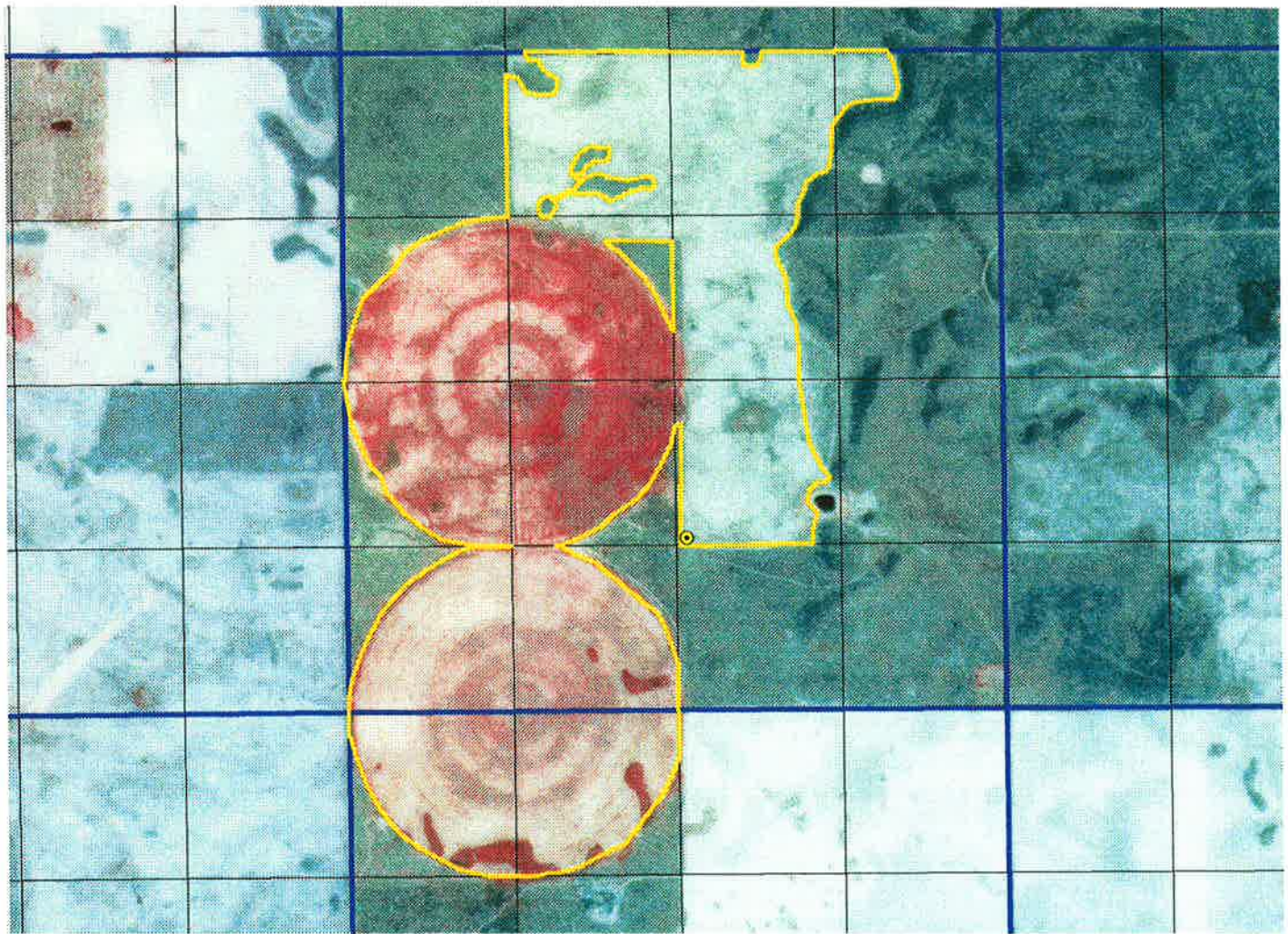
(1)- 2433 - license
(2)- 15264 - water spread - under (1) 2433
(3) = 8. 17 - lapsed permit
(4) = 2618 - license
(5) = 2435 license + 9 w.o. ()
(6) 7627 license

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



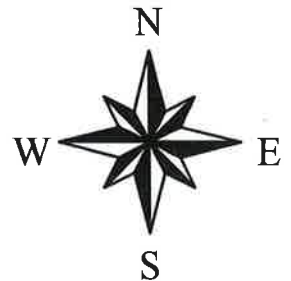
IDAHO DEPARTMENT OF WATER RESOURCES

36-02433, 36-15264A & 36-15264B
DALE H KLINGLER



660 0 660 1320 1980 2640 3300 3960 4620 Feet

TNS 7S, RNG 26E,
SEC 29 & SEC 32



⊙ Recommended Point of Diversion

□ Recommended Place of use

— Section lines

□ Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY JUNE 19, 1997
BY KELLY K CHRISTENSEN

CLAIM NUMBER 36-02433, 36-15264A & B
 DATE 5-13-97
 AGENT KKC

3.5% difference
 TOTAL ACRES
 FROM RECOMMENDATION 386
 GEOGRAPHIC INFO SYSTEM 399.6

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RECOM	7S	26E	29	4	35	29		35		31	34	31	31	31	32		30			326
GIS				4.7	37.1	28.6		34.7		31.5	36.4	31.9	33.4	31.5	33.1		32			334.9
				5	37	29		35		32	36	32	33	32	33		32			336 RAD
RECOM			32					32	31											63
GIS								31.8	32.7											64.5
								32	33											65
RECOM																				
GIS																				
RECOM																				
GIS																				

B36-dbpou.dbf 6-19

Attributes of B36pou.shp (24) 5-29-97

B36-dbpod.dbf 6-19

Attributes of B36pod.shp (20) 5-19-97

Polygons of Q Q's removed 5-29-97

Total P/A within 3.5% of
 recommendation. Individual Q Q's
 may slightly exceed 5%.

See memo dated 8-1-97 KKC

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 Kelly K Christensen

CUSTOMER:
BRUCE HUNSAKER

DATE: August 1, 1997 11:53 am

SUBJECT: RECOMMENDATION REVIEW OF SYSTEMS

1. 36-02090, 36-02582, 36-07246, & 36-10863
 2. 36-10850
 3. KLINGER CLAIMS 36-02433, 36-02434, 36-02435, 36-15264,
36-07627, 36-15265, 36-07209, 36-15266, & 36-2618
- phone () walk-in(X)

We reviewed the recommended place of use for the claims listed and compared those acres against current irrigation practices. In general, it appears that most of the systems are now irrigating fewer acres than recommended. There also appears to be some discrepancy in the acres per q/q totals. We discussed the possibility of filing transfers to correct the problems.

He indicated that he is in the process of purchasing the Klingler property. The same situation exists for these systems also. I indicated that he would have to obtain a power of attorney to be able to deal with these rights.

He indicated that it probably will be late fall before he can start the paperwork.

Southern

August 30, 1995

Water right holders in Basin 36 who have been sent a notice of violation:

<u>NAME</u>	<u>WATER RIGHT NO</u>	<u>DEADLINE</u>
John Reitsma		August 28, 1995
Don McFarland	36-02761, 3607157B	August 28, 1995
Marvin & Sonya Priebe	36-07535	August 28, 1995
Richard Poteet	36-07600	September 8, 1995
Frank Veenstra	36-07341, 36-07274	September 8, 1995
	36-02470, 36-02532	
Elden Lind	36-08583	September 11, 1995
Ronald May	36-02337	September 11, 1995
Eugene Hruza	36-02068	September 20, 1995
Layne Harper	36-02201	September 20, 1995
Rod Taylor	36-02498	September 20, 1995
Luis Bettencourt	36-02229	September 20, 1995
Delbert Kohtz	36-07416B	September 20, 1995
Irene & FF Gunning	36-02457	September 20, 1995
Bruce Hunsaker	36-02090, 36-02259	September 20, 1995
	36-02097, 36-02433	
	36-02618, 36-07627	

-Ross Hunsaker
-Mainline Ranches
-Dale Klinger

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SEP 01 1995

Department of Water Resources
Southern Region

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DEC 04 1996

R PROOF



CVR



MAPS



PHOTOS



MISC



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JAN 28 1993

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

08/18/92 11:27:01

Page 1

VERIFIED BY HHS

Water Right Number - R36-02433

Prefix Translation: RESEARCH

Old (D) Number - 28732

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

+ - First Name - - +

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

*** A - ATTORNEY ***
LING

ROGER D

1 - PO BOX 396

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-4717

*** C - CURRENT OWNER ***
KLINGLER

DALE H

1 - 4567 FEDERAL BLVD

2 -

3 -

City- SAN DIEGO

State- CA Zip- 92102

Phone - 619-266-1303

+ - - Priority Date - - +
10/01/1960+ - - - Region - - - +
17 SOUTHERN+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - - +

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

+ - - - - Tributary - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County
07S	26E	29	SW NW SE		(13)	BLAINE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	5.040	

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
5.040		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
07S	26E	29	NE NE		4.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	NW NE		35.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	SW NE		29.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	NE NW		35.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	SW NW		31.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	SE NW		34.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	NE SW		31.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	NW SW		31.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	SW SW		31.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	SE SW		32.0	01	IRRIGATION	(13) BLAINE
07S	26E	29	NW SE		30.0	01	IRRIGATION	(13) BLAINE
07S	26E	32	NE NW		32.0	01	IRRIGATION	(13) BLAINE
07S	26E	32	NW NW		31.0	01	IRRIGATION	(13) BLAINE

Prefix Translation: RESEARCH

Total Acres: 386.0

+ - - Other Rights for Same Use - SEE REMARKS

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 287 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-15264A AND 36-15264B.

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.04 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1544 AF, A TOTAL COMBINED ANNUAL COSUMPTIVE USE VOLUME OF 1158 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 386 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHTS NO. 36-15264A AND 36-15264B ARE AN EXPANSION OF THIS
RIGHT PURSUANT TO IDAHO CODE 42-1416(2).

No Old Water Right Numbers Found

----- Conditions of Approval -----
C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
 IDAHO CODE 42-1416A.

+ - Decree Date - +

00/00/0000

-Comments-

Date: 07/31/1992 User Id: CHRISTEN Subject: COPIED FROM REMARKS
RIGHT NO. 36-15264 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
RIGHT NO. 36-15264 IS ALSO DIVERTED THROUGH POINT OF
CHANGE IN PLACE OF USE FROM ORIGINAL LICENSE OCCURRED IN 1965.

IDAHO CODE 42-1416(2).
DIVERSION DESCRIBED ABOVE.

08/18/92 THORNTON

[illegible]

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 05/19/1992

```
Field Inspection Made      - 00/00/0000
Field Inspection Flag      -
Verified Date              - 08/18/1992
Last Amended Date         - 00/00/0000
Receipt Number            - S014553
POU Ownership Flag        - Y
```

Civil Case Number	-	39576
Old Case Number	-	
Old Judicial District	-	
Temporary Right	-	P
Water District	-	
Federal/State Indicator	-	S

AJ0743NP
(OD-124)

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

08/18/92 11:27:01
Page 3

Water right number - R36-02433

Prefix Translation: RESEARCH

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +
Name Connector - OR Presumption Flag - C
Notice of Error Flag -

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JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:30:39
05/22/92

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02433

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y			N		KKC 7-31-92		KKC 7-31-92
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME				Y	6, 1, 2, 4			
CONSUMPTIVE USE				N				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM				Y	6			
REMARKS	Y			N				
				Y	6			

"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.

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JAN 28 1993

updated
8-7-92
KKE
6-4
6-4
6-4
6-4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:30:39
05/22/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02433

LAST: KLINGLER
ADDRESS: 4567 FEDERAL BLVD
CITY: SAN DIEGO
PHONE NUMBER: 619-266-1303

FIRST: DALE H
STATE: CA ZIP: 92102

OWNER CODE: C

LAST: LING
ADDRESS: PO BOX 396
CITY: RUPERT
PHONE NUMBER: 208-436-4717

FIRST: ROGER D
STATE: ID ZIP: 83350

OWNER CODE: A

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: RIGHT NO. 36-15264 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).
RIGHT NO. 36-15264 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
CHANGE IN PLACE OF USE FROM ORIGINAL LICENSE OCCURRED IN 1965.

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JAN 28 1993

CONTACT PERSON: Logan Ling ATT.

PHONE NUMBER: () -

DATE OF FIELD EXAM: ___/___/___

APPOINTMENT MADE: Y() N()

TIME: ___:___ A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: Att.

DIRECTIONS TO PROPERTY / REMARKS:

contacted Mr. Ling several times by phone and/or mail to clear
up problems. as of this date no evidence of priority has been
submitted for the expansion claims. * Evidence of priority received
8-5-92. Some what vague though. KKC

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JAN 28 1993

A. AJ CLAIM: # A36-02433 PRIORITY DATE: 10-01-1960 STAGE: L
B. WR RECORD: # 36-02433 PRIORITY DATE: 10-01-1960 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE FIELD
N EXAMINER

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

REMARKS:

*claimed priority date
matches licensed priority
accept as claimed*

=====

RECOMMENDED PRIORITY DATE:
10-01-1960

REVIEWED BY

KKC

DATE

7-31-92

=====

RECORDED

JAN 28 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02433	07S	26E	29	SW	NW	SE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-15264 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
36-02433	07S	26E	29		NW	SE		BLAINE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A36-15264 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

REMARKS:

*P/D confirmed by orthophoto which
shows well location which agrees with
claimed P/D.*

KKC

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JAN 28 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

claimed P/D OK

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: *KKC*

DATE: *7-31-92*

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JAN 28 1993

A. ROOT WATER RIGHT NUMBERS: A36-02433

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	26E	29	SW	NE		KLINGLER, DALE H	A36-02433 /15.5	- /	11.0		
			SW	NE		KLINGLER, DALE H	A36-15264 /13.5	- /			
07S	26E	29	SW	NW		KLINGLER, DALE H	A36-02433 /28.0	36-02433 /28.0	38.0		
07S	26E	29	SE	NW		KLINGLER, DALE H	A36-02433 /30.0	36-02433 /40.0	37.0		
07S	26E	29	NE	SW		KLINGLER, DALE H	A36-02433 /34.0	36-02433 /39.0	27.0		
07S	26E	29	NW	SW		KLINGLER, DALE H	A36-02433 /33.5	36-02433 /38.0	38.0		
07S	26E	29	SW	SW		KLINGLER, DALE H	A36-02433 /34.0	36-02433 /39.0	40.0		
07S	26E	29	SE	SW		KLINGLER, DALE H	A36-02433 /33.0	36-02433 /34.0	29.0		
07S	26E	29	NW	SE		KLINGLER, DALE H	A36-02433 /20.0	- /	18.0		
			NW	SE		KLINGLER, DALE H	A36-15264 /10.0	- /			
07S	26E	32	NE	NW		KLINGLER, DALE H	A36-02433 /31.0	36-02433 /35.0	31.0		
07S	26E	32	NW	NW		KLINGLER, DALE H	A36-02433 /28.0	36-02433 /34.0	32.0		
TOTAL ACRES						A36-02433	287.00	287.00	301.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

POU COUNTY: BLAINE

as of 7-31-92 no evidence of priority has been submitted for expansion claim A36-15265. Recommending that claim for disallowal.
See attached land list for P/A recommendation. Acres have been moved in relation to licensed acres on the claim and I have recommended a slightly diff P/A than claimed. (see also Aerial Photo.) Acres have been recommended in the SW NE Sec 29 which was not previously licensed. Requires cond code
* evidence submitted. Info from licensing field exam for 36-2433 indicates expansion (part of claimed exp) accept part based on that exam and the balance based upon the photo flight date.
KJC
7-31-92
CPS

UNRECORDED

JAN 28 1993

PRESUMPTION FLAG: C

OK

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

287

REVIEWED BY:

KKC

DATE:

7-31-92

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JAN 28 1993

A. AJ CLAIMED USES:

PURPOSES
A36-02433 IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
5.040 CFS 1148.00 AF/A

5.040 CFS 1148.00 AF/A

charges to dept standard 4-01 10-31
licensed rate is claimed rate OK.

B. WR RECORDED USES:

PURPOSES
36-02433 IRRIGATION

MONTH/DAY
FROM 04-01 TO 10-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
5.040 CFS 1148.00 AF/A

5.040 CFS 1148.00 AF/A

PRESUMPTION FLAG: C

C. FIELD EXAM REQUIRED?

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

DATABASE FIELD
EXAMINER
N
N
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

RECORDED

JAN 28 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 5.040 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.040 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) N

FIELD EXAMINER

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02433	GROUNDWATER	KLINGLER, DALE H	5.040	0.017	1148.00	4.00
A36-15264	GROUNDWATER	KLINGLER, DALE H	2.000	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

RECORDED

JAN 28 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 287 x 0.02 CFS/ACRE = 5.74 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() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 861.0 AF/A

ACRES 287 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 861 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1148.00 AF/A

ACRES 287 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 1148 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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

1b. CALCULATIONS

*efp claim re-instated
8-7-92. see Remarks worksheet
for combined right recommendations.*

UNRECORDED

JAN 28 1993

*system capability = 5.04 CFS * 214 * 1.9835 = 2139 AFA
div requirement = 386 Acre @ 4 = 1544 AFA*

*system capable of supplying more than
the legal limit.*

KKC

8-7-92

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	03-15 11-15	5.040 _____	1148.00 <u>1148</u>	861.0 <u>861</u>
TOTAL FOR THIS RIGHT		5.040	1148.00	861.0

REVIEWED BY: RKC

DATE: 7-31-92

MICROFILMED

JAN 28 1993

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: 36-02433

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
5.040

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
-	A36-02433	5.040	-		36-02433	5.040
TOTAL CFS		5.040				5.040

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: Kelly K. Christensen

DATE: 7-31-92

NAME OF FIELD EXAMINER: KELLY K. CHRISTENSEN

TITLE: Sr. Water Rights Agent

updated
8-7-92

UNPROFILED

JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:33:20
05/22/92

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A36-02433

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE H KLINGLER 4567 FEDERAL BLVD SAN DIEGO CA 92102 (619) 266-1303	10/01/1960	IRRIGATION	03-15 11-15	5.04 CFS	1148.0 AFA
TOTAL DIVERSION:					5.04 CFS	1148.0 AFA
CONSUMPTIVE USE:						861.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R26E S29

SWNWSE

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	26E	29	:			15								34	33	34	33			:	228.0
07S	26E	32	:					31	28											:	59.0
																				TOTAL ACRES	287.0

POU County: BLAINE

Non-Irrigation Uses: NONE

Other Rights: NONE

Non-Irrigation Use: NONE

Conditions of Approval: OK

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

Remarks: ~~del~~ RIGHT NO. 36-15264 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
IDAHO CODE 42-1416(2).
~~del~~ RIGHT NO. 36-15264 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
CHANGE IN PLACE OF USE FROM ORIGINAL LICENSE OCCURRED IN 1965.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: C

JAN 28 1993

SYSTEM 1 CLAIMS

A36-2433

A36-15265

recommended
for disallowal as of
8-3-92 KKC

SYSTEM 1

SYSTEM 2 CLAIMS

A36-2434

A36-7209

A36-15266

recommended
for disallowal
as of 8-3-92
KKC

SYSTEM 2

SYSTEM 3 CLAIMS

A36-2435

A36-7627

A36-15265

Recommended
for disallowal
as of 8-3-92
KKC

SYSTEM 3

SYSTEM 4 CLAIMS

A36-2618

A36-8277

Recommended
for disallowal
KKC

SYSTEM 4

CLAIM 4 SYSTEMS INIT KKC

T. R. S. Q/Q

P/D 4P/Ds

PHOTO BB-31 1979 FLIGHT

DT. & ID. AA-81 1976 FLIGHT

JAN 28 1993

POOR ORIGINAL

I 4

T 1717
E 316

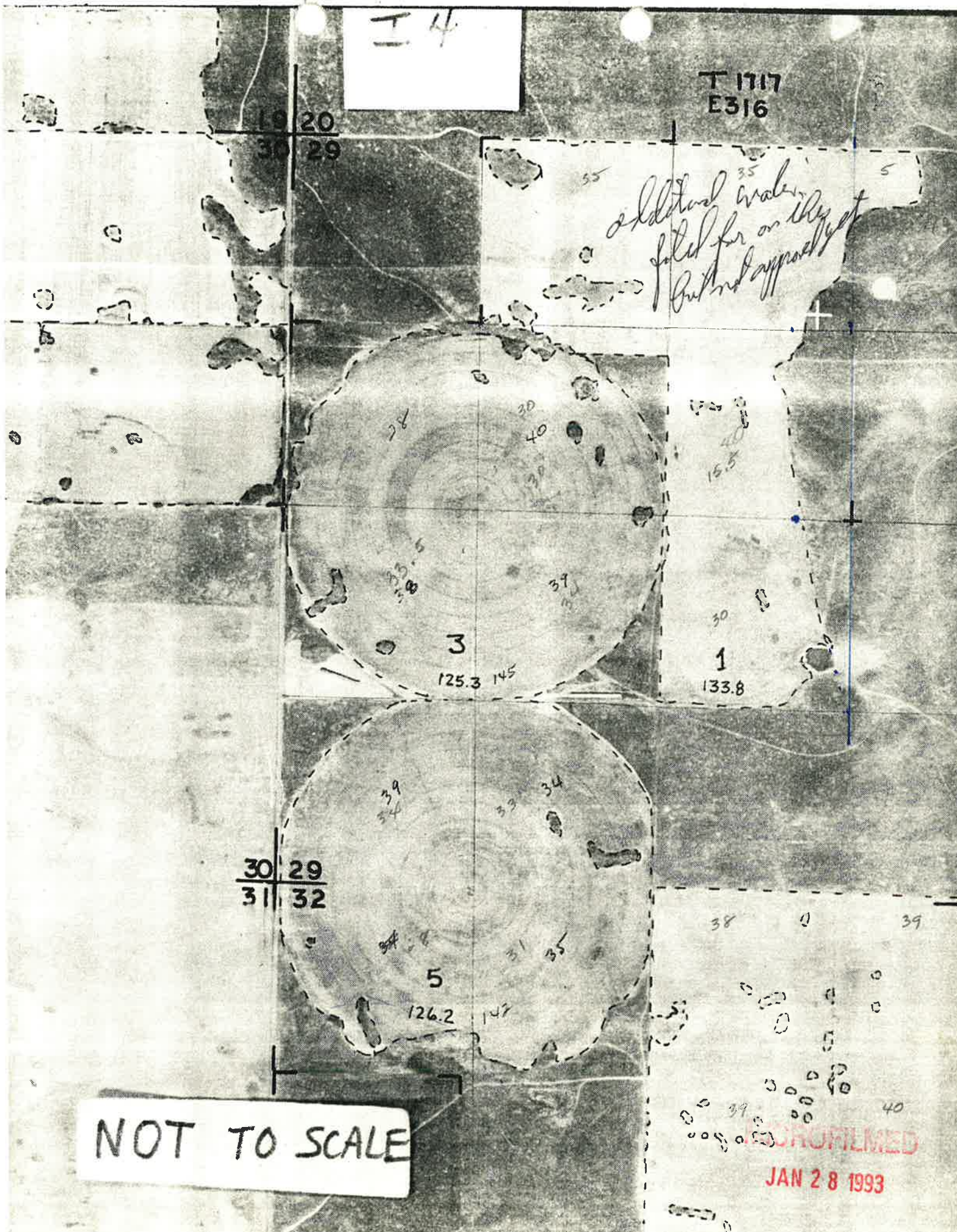
19 20
30 29

*additional water
filled for on the
But not approved yet*

30 29
31 32

NOT TO SCALE

REPROFILMED
JAN 28 1993



SE

I 4

30 29
31 32

29 28
32 33

28

31

5

126.2

1
133.8

3
125.3

38

40

39

40

39

40

T1723

NOT TO SCALE

31 32
6 5

32 33
5 4

MICROFILMED

JAN 21 8 1993

NOT TO SCALE

I 5

33

33

5/4
8/9

38

11 20
134.3

6
77.5

10
161.4

16
76.3

7
40.0

11
40.0

5
128.1

17 1/6 2 8 1993

NOT TO SCALE

I 5

33

Handwritten arrow pointing to the right

33

5
8

5 4
8 9

38

11 20
134.3

6
77.5

10
161.4

7
40.0

5
128.1

16
76.3

JAN 28 1993

8 9
40.0
17 16

MICROFILMED

System 1 analysis: 36-2433

36-15264A

36-15264B

Time line

36-2433 Priority date	10-1-60	36-15264A claimed Priority	4-1-65
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Field exams	8-24-66	RECOMMEND	8-24-66
-------------	---------	-----------	---------

6-8-68

FLIGHT DATE

36-15264B -

ORTHO PHOTO 8-4-79

RECOMMEND 8-4-79

Licensing field exam for 36-2433 found 332 acres irr.
and was licensed for 287 acres.

Exam identifies 23 acres in SW NE Sec 29

22 acres in NW SE Sec 29

as irrigated but not covered by permit. Therefore I
accept the earlier priority date for those acres.

Submitted evidence in conclusive not subsequent
development. Lacking further evidence I recommend
the balance of the found acres under Part B with the
ortho photo flight date as evidence of priority.

Total acres recommended = 386

Licensed div rate = $5.04 / 386 = 0.013 \text{ CFS/Acre}$
(rate within $\frac{1}{2}$ " per acre guide line accept as claimed)

MICROFILMED

JAN 28 1993

REMARK AND CONDITION CODE WORKSHEET

SYSTEM CLAIM NUMBERS

36-243336-15264A36-15264B

AGENT

INITIALS

KKC

DATE

8-7-92

CLAIM NO.

OR ENTRY
ORDERREMARK
CODE

ENTRY DATA

CONDITION
CODE

STAGE

OR
STATUSPRESUMPTION
CODE36-2433K06287F0636-15264A & 36-15264BC05CE035.04 CFS1544 AFA1158 AFA386 AcresK0336-15264AK0336-15264B36-15264AK0645 AcresF0636-2433 & 36-15264BE035.0415441158386K0336-15264BK0236-243336-15264BK0654 acresF0636-2433 & 36-15264A5.0415441158386K02 36-2433 & 36-15264A

MICROFILMED

JAN 28 1993

RECOMMENDED PERMISSIBLE PLACE OF USE:

SYSTEM 1

CLAIMS: 36-2433

36-15264A

36-15264B

	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		
RECOMMENDED	P-P/U	7S	26E	29	4	35	29		35		31	34	31	31	31	32		30				323
	36 2433			29					35		30	34	31	31	31	32					224	
	36 15264A			29			28											22			45	
	36 15264B			29	4	35	6				1							8			54	

	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		
RECOMMENDED	P-P/U	7S	26E	32					32	31												63
	36 2433			32					32	31											63	

TOTAL Recommended P-P/U = 386

36-2433	287
36-15264A	45
36-15264B	54
	<u>386</u>

MICROFILMED

JAN 28 1993

System 1

36-2433

BOISE IDAHO

expendate 8-4-66
6-18-68

REPORT OF EXAMINER

Permit No. C-28732

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant William O. Russell

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW 1/4 of Section 29

T. 7 S. R. 26 E.B.M. County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same:

Northington Pump # VTP-9668 10" discharge to main line
200 HP sub motor # 1365977

sprinkler system
30 Rain bird with
1/2" nozzles.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4, SW 1/4 Sec. 29., NW 1/4 Sec. 32, Twp. 7 S., Rge. 26 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Water also used in SW NE + NW SE Sec. 29

396 Noz 5.71 gpm

5.71 x 396 = 5.04 C.F.S.

4488

IRIGATION REQUIREMENT = 1.0 AC FT / ACRE / SEASON

POOR ORIGINAL

JAN 28 1933

This examination was made on the 24th day of June, 1966

(Signed) Don Walter not completed

28732

Fig. 1 - 26 E 517



32

13 2
15
28 1

A = 287 Acres

Q = 5.04 CFS

Subd. = 8

VOL = 1118 AC-FT / SEASON

PRIORITY = OCT 28, 1960 (Late Prior)

JAN 28 1993

new data

POOR ORIGINAL

