

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: A36-02481B
Date Received: 11/ 5/1991
Receipt No: S013856
Received By: Scu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: O K ENTERPRISES 208-436-0566
Address: C/O MICHAEL CHILD
RT 4 BOX 98
RUPERT ID 83350

2. Date of Priority: MAY 1, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	25E	29	NE	NE	SE		MINIDOKA

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.830		

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

8. Total consumptive use is 495.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	25E	28	NE	SW		IRR	36.0
			NW	SW		IRR	40.0
			SW	SW		IRR	7.0
			SE	SW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	87.0
		29	NE	SE	IRR	39.0
			NW	SE	IRR	35.0
			SE	SE	IRR	4.0
					Section Acres	78.0
					Total Acres	165.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 29684

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 Organizations:

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

Michael Yeates
Signature of Authorized Agent

managing partner O.K. Enterprises
Title and Organization

11-5-91
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of November 19 91

Steve Call
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 2, 1994

MICROFILMED
JAN 28 1993

R 25 E

CLAIM A36-02481B INIT su

T. R. S. Q/Q

P/D

PHOTO BB30 1976

DT. & ID.

4203

OK ENTERPRISES

T
8
S

Well
POD

35 39 40 36

28

30

27

31

32

33

34

400 NORTH

ROAD

4166

4165

400

4163

Water Right Number - 36-02481 Prefix Translation: WATER RIGHT Old (D) Number - 29684

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

*** C - CURRENT OWNER ***
THAIN

JOHN

1 - RT. 3 BOX 177

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***
FRAZIER

FRED M.

1 -

2 -

3 -

City-

State- ID Zip- 83301

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
05/01/1961 17 SOUTHERN L - LICENSE+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

08S 25E 28 NE NW (67) MINIDOKA

08S 25E 29 NE SE (67) MINIDOKA

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

2.230

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
2.230+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S 25E 28 NW NE 37.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 SW NE 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 NE NW 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 SE NW 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 NE SW 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 NW SW 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 28 SW SW 5.0 01 IRRIGATION (67) MINIDOKA

08S 25E 29 NE SE 40.0 01 IRRIGATION (67) MINIDOKA

08S 25E 29 NW SE 40.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 322.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

R36-02481A

0.40 cfs

157 ACRES

JAN 28 1993

MICROFILMED

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 06/03/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 04/26/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

UNCLASSIFIED
JAN 28 1993

Page 1 of STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3378

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

MAR 22 1988

Name of applicant John Thain Phone 532-4219
Post Office address Rt 3 Box 177 Rupert, Idaho 83350

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Splitting water right
2. Describe the reason for the proposed changes To adjust water rights to provide 1" per acre on Parts B & C described below while A & B shares to be moved to Part A described below.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|----------|-----------------------|------------------|--------------------|
| 36-2481 A | 5/1/1961 | 0.40 | Irrig. | Mar. 15 to Nov. 15 |
| 36-2481 B | 5/1/1961 | 1.70 | Irrig. | Mar. 15 to Nov. 15 |
| 36-2481 C | 5/1/1961 | 0.13 | Irrig. | Mar. 15 to Nov. 15 |
2. Total amount of water being transferred 2.23 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NW	28	8S.	25E.	Minidoka	P/D for 36-2481 A
	NE	NE	SE	29	8S.	25E.	Minidoka	P/D for 36-2481 B & 36-2481 C

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S.	25E.	28		37	40		40			40				(Part A)					157
8S.	25E.	28								(Part B)	40	40	5						85
8S.	25E.	29								(Part C)					40	40			80

Total acres 32236-2481 A
36-2481 B
36-2481 C
T # 3378MICROFILMED
JAN 28 1993

Page 2 of 6

Transfer No. _____

PART 1**6. General Information:**

- a. Description of diversion system Existing Irrigation systems & wells with pumps
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
None. All land presently irrigated.
- d. Remarks:
A & B shares will be moved to N $\frac{1}{2}$ of Sec. 28 while 36-2091, 36-4236, 36-2481B & 36-2481C will be diverted out of well in NESE Sec 29 providing 1 $\frac{1}{2}$ acre for 16.5 acres.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCESThis is to certify that I have examined Application for Transfer of Water Rights No. 36-2481A/B/CAnd said application is hereby APPROVED, subject to the following limitations and conditions:MICROFILMED
JAN 28 1993

Witness my hand this

18th

day of

March

19 38[Signature]

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-2481 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 5/1/1961

5. Water is used for the following purpose:

amount 2.23 cfs for Irrig. purposes from * Not Listed to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.23 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	28	8S.	2SE	Minidoka	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8S.	2SE	28	40	37	40	40	40			40	40	40	10						327

Total acres 327

9. Describe any other water rights used for the same purpose as described above Shares in A#B
irrigation system, (36-2091 & 36-4236 out of well in NE SE Sec. 29)

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

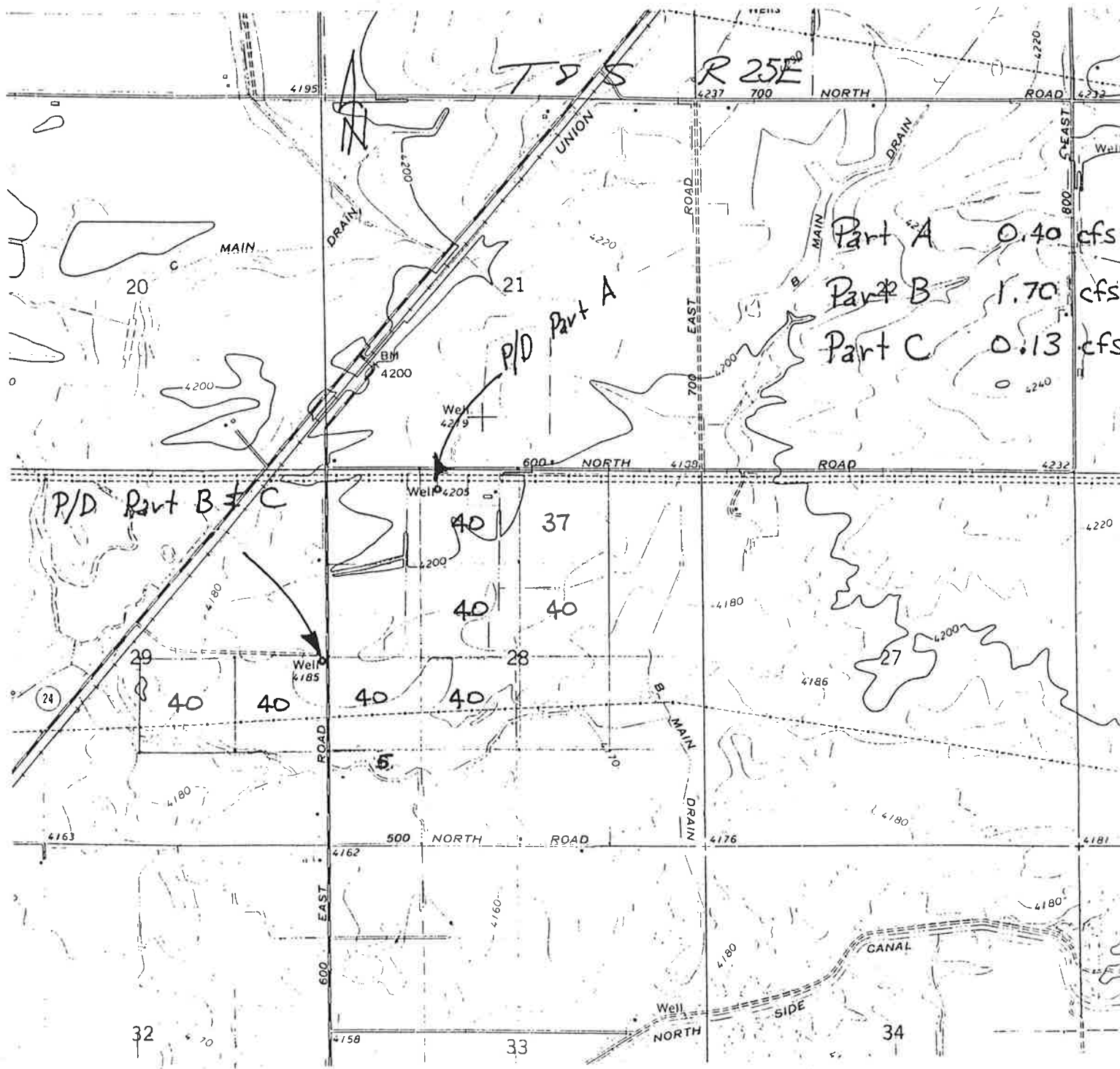
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

MICROFILMED
JAN 28 1993

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

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



MICROFILMED
JAN 28 1993

PART 3

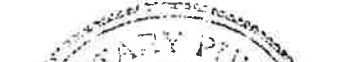
B. CHANGES IN NATURE OF USE

- | 1. | <u>New Nature of Use</u> | <u>Amount
(cfs/ac-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|----|--|-------------------------------|------------------------|----------------------|
| | | | | to |
| | | | | to |
| 2. | Quantity and quality of return flows and location of discharge: | | | |
| | | | | |
| | | | | |
| 3. | Describe effects on other water uses resulting from the proposed change: | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

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

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

Subscribed and sworn to before me this 24 day of December, 19 87.

 Dean L. Condie
(Notary Public)

My commission expires May 1, 1989

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by M. Baldwin Date 1/21/88

Prelim. check by J. E. Stanton Fee \$50⁰⁰

Received by N. Baldwin Date 1/21/88

Published in So. Ed. Press

Pub. dates 2/7/88 + 2/11/88

Watermaster recommendation requested on N/A

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

by Prof Jim

Copy of transfer sent to lien holder _____

MICROFILMED
JAN 28 1993

DEC 12 2001

Department of Water Resources

Important Information About Your Water Right

December 5, 2001

36-2481B

O K Enterprises
c/o Michael Child
Rt 4 Box 98
Rupert, ID 83350

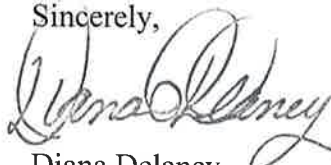
Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 36-02481B. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

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

The purpose of the **Order** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the **Order**, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This **Order** also incorporates into the **Partial Decree** an express statement that the **Partial Decree** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This **Order**, in combination with the **Partial Decree** that was issued for this water right on December 3, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the **Partial Decree** to show evidence of this water right. The original of this **Order** and the original of the **Partial Decree** for this water right are on file with SRBA Court. If you do not have a copy of the original **Partial Decree**, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the **Order** is entered **Nunc Pro Tunc**, meaning that the **Order** will be treated as if it were issued on the same date that the **Partial Decree** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

RECEIVED

DEC 12 2001

2001 DEC -4 PM 5:34

Department of Water Resources

DIST. CLERK OF DIST. 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	)	Water Right 36-02481B
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on December 3, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

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

PERIOD OF USE: 03-15 to 11-15

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

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

RULE 54(b) CERTIFICATE

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

Dated December 5, 2001.

A handwritten signature in black ink, reading "Roger Burdick", is written over a horizontal line.

ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

July 28, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

36-02481B
O K ENTERPRISES
C/O MICHAEL CHILD
RT 4 BOX 98
RUPERT ID 83350

RE: Water Rights in Reporting Area 3, Basin 36
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources supplemental recommendations for your water right(s) in basin 36 (the area north of the Snake River from near Lake Walcott on the east to near Hagerman on the west). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area.

In response to the Idaho Supreme Court's decision in Basin-wide Issue 5 after most water rights in Basin 36 had been decreed, the SRBA Court requested me to file supplemental reports for Basin 36 regarding the period of use for irrigation water uses and general provisions applying to all water rights in Basin 36. The enclosed documents fulfill that request. The general provision enclosed is in addition to those already adopted by the Court.

Note you have just over 30 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Hailey, Arco, Jerome, Rupert, Gooding, and Shoshone and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5875NP
1388

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

DATE: July 28, 1999
PAGE: 1

RIGHT NUMBER: 36-02481B

NAME AND ADDRESS: O K ENTERPRISES
C/O MICHAEL CHILD
RT 4 BOX 98
RUPERT ID 83350

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE
	IRRIGATION	03-15 11-15

**NOTICE OF FILING SUPPLEMENTAL REPORTS
FOR REPORTING AREA 3 (IDWR BASIN 36) REGARDING
REVISION OF THE FOLLOWING:**

- ▶ **Period of Use (For Irrigation Water Uses)**
- ▶ **Conjunctive Management General Provision**

EXPLANATION

In response to the Idaho Supreme Court's decision in Basin-wide Issue 5, the Snake River Basin Adjudication (SRBA) District Court requested the Director of the Idaho Department of Water Resources (IDWR) to file supplemental reports for Basin 36 regarding the period of use for irrigation water uses and the conjunctive management general provision. This notice is to inform you that IDWR has filed those reports with the SRBA District Court.

Irrigation Season of Use

The supplemental report on irrigation season of use changes IDWR's recommendation for the irrigation season of use for irrigation water rights in Basin 36. Even water rights that have received partial decrees are receiving a new irrigation season recommendation because the Idaho Supreme Court determined that the use of the term "irrigation season" is not acceptable and specific dates must be set. The irrigation season of use recommendations only affect the season of use, and no other elements of the irrigation water rights.

If you claimed an irrigation water right a description of the Director's irrigation season of use recommendation for your claim is attached to this Notice. You need to carefully review the new season of use recommended for your irrigation right. The complete Irrigation Season of Use Supplemental Report for Basin 36 is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

Conjunctive Management General Provisions

Additionally, the Director of IDWR has filed with the SRBA District Court his supplemental report on conjunctive management for Basin 36. This Report is the Director's recommendation for the conjunctive management general provision that should be decreed for Basin 36. Attached to this Notice is a complete copy of the conjunctive management general provision the Director recommends for Basin 36.

INSTRUCTIONS FOR REVIEWING THESE REPORTS

You are free to agree or disagree with the Director's recommendations. If you agree with the Director's recommendations you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendations, you need to file an objection as described below. **You may only object to the Director's recommendations on irrigation season of use and conjunctive management.** You may not object to any other elements of your water right under this notice unless you have evidence that the irrigation season of use or conjunctive management recommendations affect other elements of your right.

INSTRUCTIONS FOR TAKING AN ISSUE TO COURT

What do I do if I disagree with a conjunctive management provision or a season of use recommendation?

If you disagree with a conjunctive management provision, or the season of use recommendation for your water right or anyone else's water right, and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form attached to this Notice. Copies are available from any IDWR office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at www.srba.state.id.us.

Your objection to IDWR's conjunctive management provision, or the irrigation season of use for the rights listed above must be **received** by the SRBA Court on or before **September 10, 1999**.

What do I do if someone else objects to a conjunctive management provision or a season of use recommendation?

If someone files an objection to a conjunctive management provision, or the season of use recommendation for your water right or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court. Your response must be **received** by the SRBA Court on or before **November 12, 1999**.

What happens if there are no objections to a recommendation?

After the deadline for filing objections, the SRBA Court will hear the uncontested recommendations on **November 16, 1999**, at **1:30 P.M.** at the **SRBA Courthouse**. Any part of the report to which no objections are filed may be decreed by the district court.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding the SRBA can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

Snake River Basin Adjudication

District Court

253 Third Avenue North
P.O Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources

1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

Idaho Department of Water Resources

Western Region

2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Idaho Department of Water Resources

Northern Region

1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

Idaho Department of Water Resources

Southern Region

1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

Idaho Department of Water Resources

Eastern Region

900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Blaine County Courthouse

1st and Croy St.
Hailey, ID 83333

Butte County Courthouse

248 W. Grand Ave.
Arco, ID 83213

Jerome County Courthouse

300 N. Lincoln, Rm. 301
Jerome, ID 83338

Lincoln County Courthouse

111 W. B St.
Shoshone, ID 83352

Minidoka County Courthouse

715 G St.
Rupert, ID 83350

Gooding County Courthouse

624 Main St.
Gooding, ID 83330

BASIN 36 GENERAL PROVISION

The director recommends that the following general provision be included in the decree determining rights to water from Basin 36:

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in Basin 36:

Water Right No.

None

Source

None

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in the Snake River Basin:

Water Right No.

None

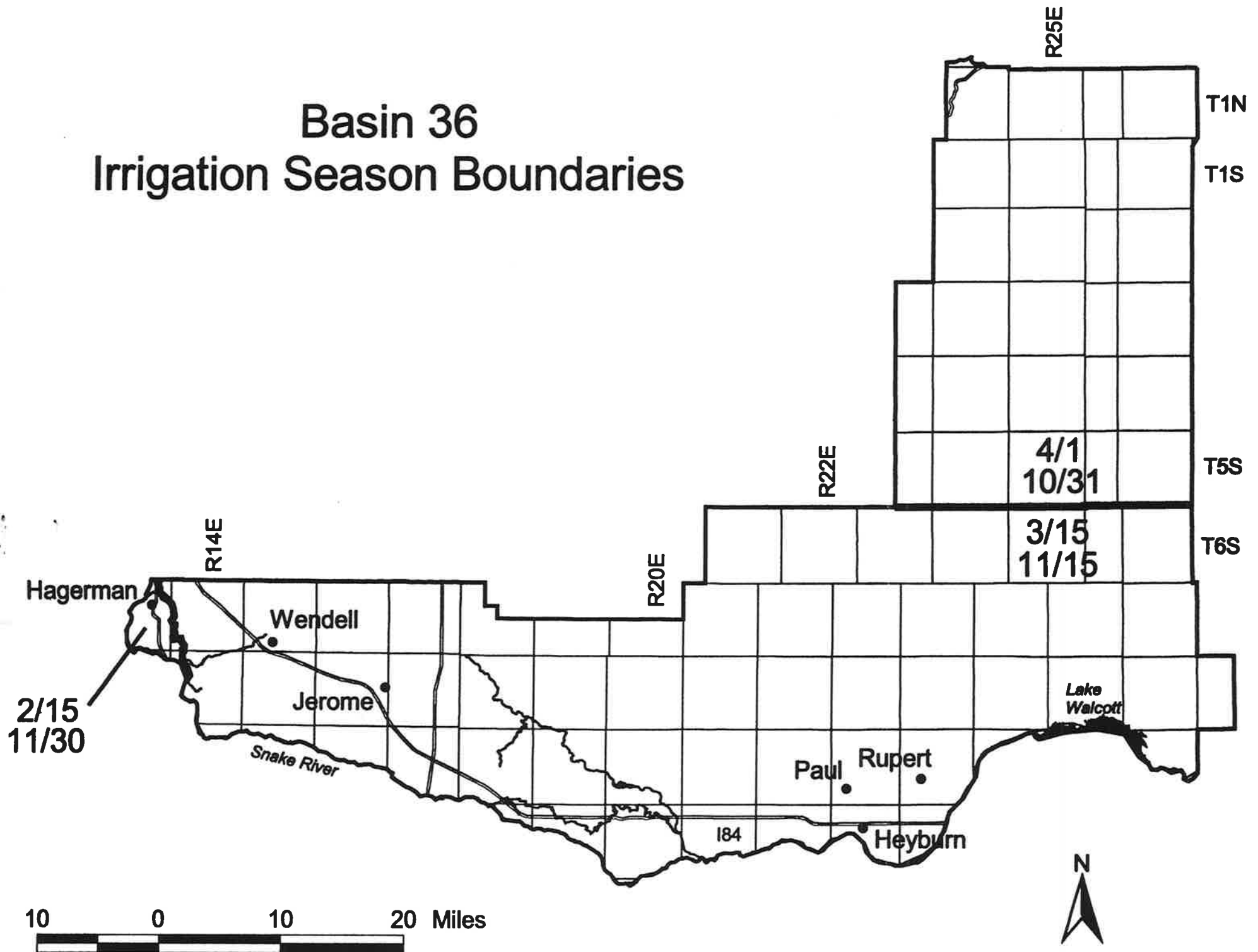
Source

None

All water rights with Basin 36 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Basin 36

Irrigation Season Boundaries



**INSTRUCTIONS FOR FILING
OBJECTIONS TO WATER RIGHTS IN THE
SNAKE RIVER BASIN ADJUDICATION
BASED UPON THE SUPPLEMENTAL DIRECTOR'S REPORT**

The attached form is for your use if you file an objection to irrigation season recommendations and/or general provisions, as recommended in the Supplemental Director's Report. You may copy or reproduce this blank form.

To object to more than one water right, you must use a **separate form for each objection** and there must be **only one objector** for each form.

Your objection must be **received and filed** by the court on or before the deadline specified in the notice that the Idaho Department of Water Resources mailed to you. If you are filing 25 or more objections you must contact the Clerk of the SRBA court at least 14 days before the filing deadline and arrange an appointment for filing.

You may attach any explanation or documentation that you feel is necessary to support your objection.

INSTRUCTIONS FOR COMPLETING THE OBJECTION FORM

- A. **Subcase.** Fill in the water right number to which you are objecting at the top of the form in the blank following Subcase. The water right number will become the Subcase Number.
- B. **Name and Address of Person Objecting.** Enter your name, address and daytime telephone in the blanks provided.
- C. **Claimant of Water Right As Listed in Supplemental Director's Report.** Fill in the claimant/owner blank of the water right to which you are objecting as it is listed in the Supplemental Director's Report.
- D. **Elements of the Water Right.** If you disagree with irrigation season or general provisions listed in the Supplemental Director's Report, check the appropriate box(es) and write in the space provided what you think the element should be. If objecting to a general provision, please indicate the number of the provision, and the basin it was reported in.
- E. **Reasons supporting objection.** Attach to the objection form a separate sheet explaining why you are objecting. (this is optional)
- F. **Verification.** You must sign the objection form in front of a notary. By filing this objection form, you are certifying that the objection is well-grounded in fact; that it is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needlessly increase the cost of litigation.
- G. **Certificate of Mailing.** Fill in the appropriate blanks for the date and the owner of the water right, and sign the form. Remember that the original objection form must be mailed to the Clerk of the SRBA District Court with copies mailed to the parties listed in this section.

**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

A. Subcase _____

STANDARD FORM 1a

**OBJECTION TO IRRIGATION SEASON
AND/OR CONJUNCTIVE MANAGEMENT
GENERAL PROVISIONS**

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: _____

Name & address of attorney, if any:

Address: _____

Daytime Phone: (____) _____

**C. CLAIMANT OF WATER RIGHT AS LISTED IN
SUPPLEMENTAL DIRECTOR'S REPORT**

Name: _____

Address: _____

D. ELEMENTS OBJECTED TO:

8. **Period (Irrigation Season) of Use**
Should be: _____

12. **General Provision**

Number: _____ Reported in Basin: _____

Comments: _____

E. REASONS SUPPORTING OBJECTION: (if you have additional reasons, please attach to this form)

This standard form is for the sole purpose of objecting to the Director's supplemental recommendations on irrigation season of use and general provisions. This form may not be used to object to any other elements of your water right.

If you have evidence that the recommendations on irrigation season of use and/or conjunctive management adversely affect other elements of your water right, please contact the Snake River Basin Adjudication at 208-736-3011. A deputy clerk of the court will inform you of how to proceed.

F. VERIFICATION (Must be Completed)

State of _____)
)ss.
County of _____)

_____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Subscribed and sworn to before me on: _____

(Attorney signing in representative capacity)

Notary Public
for _____

Residing at: _____

My Commission Expires: _____

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on _____, 199__, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right
at the following address:

Name: _____

Address: _____

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney

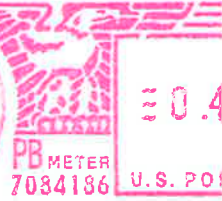
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE REQUESTED
RECEIVED

AUG 05 1999

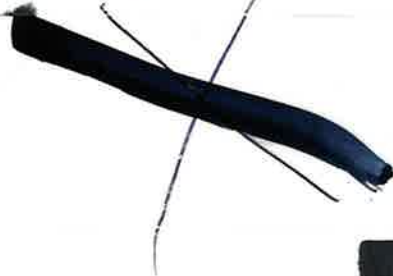
Department of Water Resources
Southern Region

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

36-02481B



RETURNED TO SENDER
UNDELIVERABLE AS ADDRESSED
FORWARDING ORDER EXPIRED

CHIL
39

RECEIVED
AUG 05 1999

Department of Water Resources



Water Right Number - R36-02481B

Prefix Translation: RESEARCH

Old (D) Number - 29684

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

*** C - CURRENT OWNER ***

O K ENTERPRISES

1 - C/O MICHAEL CHILD

2 - RT 4 BOX 98

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-0566

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
05/01/1961 17 SOUTHERN L - LICENSE

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

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

08S 25E 29 NE NE SE (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.830 604.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.830 604.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 25E 28 NE SW 36.0 01 IRRIGATION (67) MINIDOKA
08S 25E 28 NW SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 25E 28 SW SW 1.0 01 IRRIGATION (67) MINIDOKA
08S 25E 29 NE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 25E 29 NW SE 35.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 151.0

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

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

+ - - - - Old Water Right Numbers - - - - - +
3602481

OK
12-2-97
KKC

Water right number - R36-02481B

Prefix Translation: RESEARCH

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

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.
S01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- A & B IRRIGATION DIST.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 07/07/97 JROBERTS

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

Date: 09/25/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
NOE RECEIVED 9/24/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 2/7/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/07/1992 User Id: THORNTON Subject: NOTICE OF ERROR RECONCILIATION
CHANGED FLAG FROM A TO B. SENT LETTER DISCUSSING ACRES FOUND TO BE UNIRRIGATED AND
CALCULATIONS FOR VOLUMES.

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 11/05/1991	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S013856	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- AND/OR	Notice of Error Flag	- B

NO. OF CLAIMS IN POLYGON 1
CLAIM NUMBERS 36-024813

OBJECTION FILED no
DATE 7/8/97
AGENT JR

TOTAL ACRES
FROM RECOMMENDATION 151
GEOGRAPHIC INFO SYSTEM 153.42

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	088	25E	28									36	40	1					77
GIS												35.64	39.86	384	412				79.76
RECOM	088	25E	29													39	35		74
GIS																38.6	33.82	1.25	73.67
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED
B36-DBPOU.DBF 171 ✓
B36-DBPOD.DBF 183 ✓

POLYGON # UPDATED
ATTRIBUTES OF B36-POU.SHP (171) ✓
ATTRIBUTES OF B36-POD.SHP (183) NENESE-29

reformatted

AJ0749NP
No. R36-02481B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	O K ENTERPRISES C/O MICHAEL CHILD RT 4 BOX 98 RUPERT ID 83350 (208) 436-0566	05/01/1961	IRRIGATION	04-01 10-31	1.83 CFS	604.00 AFA
TOTAL DIVERSION:					1.83 CFS	604.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R25E S29

NENESE

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
08S	25E	28	:					:					:	36	40	01		:					:	77.0
08S	25E	29	:					:					:					:	39	35			:	74.0
TOTAL ACRES																							151.0	

POU County: MINIDOKA

Other Rights: NONE

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.
- S01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- A & B IRRIGATION DIST.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: C

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

JAN 28 1993

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 24 1992

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

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

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

1. Water right number: 36-024818

2. Name: OK ENTERPRISES

c/o Michael Child

Address: Rt 4 Box 98

Rupert, ID 83350

Weekday Telephone Number: 436-3191

RECEIVED

SEP 28 1992

Department of Water Resources

Southern Region Office

JAN 28 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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

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

total acres irrigated is more than shown after changes.

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

irrigated acres increased, total volume and consumptive use increased.

5. Describe why you disagree with the proposed recommendation:

I believe there was a faulty measurement of irrigated ground.

6. Date: 9-22-92

SIGNATURE O.K. Enterprises by
Michael Schindler per.



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

07-Oct-1992

OK Enterprises
c/o Michael Child
Rt 4 Box 98
Rupert, ID 83350

RE: Snake River Basin Adjudication (SRBA)
Notice of Error - A36-02481B

Dear Mr. Child:

We are in receipt of the Notice of Error on the above referenced claim. We are not making any changes to the recommendation at this time.

The irrigated acres recommended were a determination of the actual acres irrigated. The acres claimed but not recommended were found to be unirrigated. You may provide evidence to IDWR which shows the acres were irrigated within the 5-year period prior to November 191, 1987 for the purposes claimed. If no further evidence is provided or the evidence is not supportive, this claim will remain as proposed in the Director's Report.

The diversion volume and consumptive use volume were determined using IDWR standards of 4.0 acre-foot per acre and 3.0 acre-foot per acre respectively.

If you still do not agree with the proposed IDWR recommendation to the court, you may file an objection with the court after you receive the final recommendation of your water right. The objection process will be explained when you receive your final recommendation of your water right.

Sincerely,


Helen Harrington-Thornton
Water Resource Agent

HHT

MICROFILMED

JAN 28 1993

AJ0749NP
No. R36-02481B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 10/07/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	O K ENTERPRISES C/O MICHAEL CHILD RT 4 BOX 98 RUPERT ID 83350 (208) 436-0566	05/01/1961	IRRIGATION	04-01 10-31	1.83 CFS	604.0 AFA
					TOTAL DIVERSION:	1.83 CFS
					CONSUMPTIVE USE:	604.0 AFA 453.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R25E S29

NENESE

MINIDOKA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S	25E	28	:									36	40	01						77.0
08S	25E	29	:													39	35			74.0
																			TOTAL ACRES	151.0

POU County: MINIDOKA

Other Rights: NONE

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
- S01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM A & B IRRIGATION DIST.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag: C

Comments: Date: 09/25/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
NOE RECEIVED 9/24/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 2/7/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/07/1992 User-ID: THORNTON Subject: NOTICE OF ERROR RECONCILIATION
CHANGED FLAG FROM A TO B.
SENT LETTER DISCUSSING ACRES FOUND TO BE UNIRRIGATED AND
CALCULATIONS FOR VOLUMES.

Audit: 10/07/92 THORNTON

MICROFILMED
JAN 28 1993

Phone
^
DIRECTOR'S REPORT CONVERSATION MEMO

436-3191

1. PERSON(S) MAKING THE ENQUIRY:

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

Mike Child
OK Enterprises
RT 4 Bx 98 Rupert, ID 83350

2. SUBJECT OF INQUIRY: Wants to know why the claimed acreage
was reduced by 14 acres.

3. RESPONSE TO INQUIRY: I pulled the claim file to see the CVR
record. I explained that 1976 + 1987 ^{aerial photos} showed areas along
the south edges of the field were not irrigated. He replied
that "they" had bought the place shortly after that and
had expanded the fields quite a lot. I suggested he should
send in the Notice of Error card and we would review it
further. He will bring ASCS aerial photos + snap shots
to show the area is now farmed.

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

R. V. WORSTELL

9/18/92

ROBERT V. WORSTELL

R.V.W.

36-024818

MICROFILMED

JAN 28 1993

R PROOF



CVR



MAPS



PHOTOS



MISC

MICROFILMED

JAN 28 1993



VERIFIED BY

sem

Water Right Number - R36-02481B

Prefix Translation: RESEARCH

Old (D) Number - 29684

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

*** C - CURRENT OWNER ***
O K ENTERPRISES1 - C/O MICHAEL CHILD
2 - RT 4 BOX 98
3 -
City- RUPERT
Phone - 208-436-0566

State- ID Zip- 83350

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/01/1961 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 25E 29 NE NE SE (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.830 604.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.830 604.00 453.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 25E 28 NE SW 36.0 01 IRRIGATION (67) MINIDOKA
08S 25E 28 NW SW 40.0 01 IRRIGATION (67) MINIDOKA
08S 25E 28 SW SW 1.0 01 IRRIGATION (67) MINIDOKA
08S 25E 29 NE SE 39.0 01 IRRIGATION (67) MINIDOKA
08S 25E 29 NW SE 35.0 01 IRRIGATION (67) MINIDOKA

Total Acres: 151.0

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
3602481MICROFILMED
JAN 28 1993

Water right number - R36-02481B

Prefix Translation: RESEARCH

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

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.
S01 - USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
- A & B IRRIGATION DIST.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

02/07/92 CLELLAND

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 02/07/1992	Old Judicial District	-
Claim Received Date	- 11/05/1991	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S013856	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

MICROFILMED

JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:34:27
01/09/92

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02481B

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				N		See 2-7-92	See 2-7-92		
POINT OF DIV	Y			N		↓	↓		
SOURCE				N					
PLACE OF USE	Y			(Y)	1,4,6				
DIV. AMOUNT CFS/VOLUME	Y			(Y)	6.				
CONSUMPTIVE USE	-			(Y)	6.				
PURPOSES				N					
PERIOD OF USE	Y			(Y)	6.				
BASIS OF CLAIM	Y			N					
REMARKS				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 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:56:08
01/09/92

PAGE: 13
PROFILE REPORT

CLAIM NUMBER: A36-02481B

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	O K ENTERPRISES C/O MICHAEL CHILD RT 4 BOX 98 RUPERT ID 83350 (208) 436-566	05/01/1961	IRRIGATION	03-15 11-15	1.83 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.83 CFS	495.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R25E S29

NENESE

MINIDOKA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08S	25E	28	:					:					:	36	40	07	04	:					:	87.0
08S	25E	29	:					:					:					:	39	35		04	:	78.0
																							TOTAL ACRES	165.0

Other Rights: NONE

Conditions of Approval:

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

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag: C

MICROFILMED
JAN 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:34:27
01/09/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02481B

LAST: O K ENTERPRISES
ADDRESS: C/O MICHAEL CHILD
RT 4 BOX 98
CITY: RUPERT
PHONE NUMBER: 208-436-0566

FIRST:

STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
N

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED

JAN 28 1993

A. AJ CLAIM: # A36-02481B PRIORITY DATE: 05-01-1961 STAGE: L

B. WR RECORD: # 36-02481 PRIORITY DATE: 05-01-1961 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE FIELD
N EXAMINER

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

REMARKS: _____

=====

RECOMMENDED PRIORITY DATE:
05-01-1961

REVIEWED BY Sen

DATE 2-7-92

=====

MICROFILMED

JAN 28 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02481B	08S	25E	29	NE	NE	SE		MINIDOKA

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

WR RECORDS IN SAME 40 ACRE TRACT

36-02091
36-04236

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02481	08S	25E	28		NE	NW		MINIDOKA
36-02481	08S	25E	29		NE	SE		MINIDOKA

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-02091
36-04236

A36-02481A NONE
A36-11247
A36-13305

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:

appears correct

MICROFILMED
JAN 28 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

OK

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: Sw

DATE: 2-7-92

MICROFILMED

JAN 28 1993

A. ROOT WATER RIGHT NUMBERS: A36-02481A
R36-02481A

A36-02481B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	25E	28	NE	SW	91	O K ENTERPRISES	A36-02481B /36.0	- /	39.0		
			NE	SW		LARGE CLAIM	A36-0208023/ 2.8	- /		36	36
			NE	SW		THAIN , JOHN		36-02481 /40.0		(Part not owned)	
08S	25E	28	NW	SW	91	O K ENTERPRISES	A36-02481B /40.0	- /	41.0		
			NW	SW		LARGE CLAIM	A36-0208023/35.2	- /		40	40
			NW	SW		THAIN , JOHN		36-02481 /40.0			
08S	25E	28	SW	SW		O K ENTERPRISES	A36-02481B / 7.0	- /	41.0		
			SW	SW		THAIN , JOHN		36-02481 / 5.0		waste gnd. 1.0	1.0
08S	25E	28	SE	SW		O K ENTERPRISES	A36-02481B / 4.0	- /	39.0		
			SE	SW		BAILEY , QUINN W.	A36-13009 /	- /			
			SE	SW		BAILEY , QUINN W.	A36-07941 /	36-07941 /			
			SE	SW		BAILEY , QUINN W.	R36-07941 /	- /		waste gnd.	
			SE	SW		THAIN , JOHN		36-04236 / 8.0			
08S	25E	29	NE	SE		O K ENTERPRISES	A36-02481B /39.0	- /	42.0		
			NE	SE		BADURINA , WILLIAM P	A36-11247 /	- /		39	39
			NE	SE		FRAZIER , FRED M.		36-02091 /40.0			
			NE	SE		THAIN , JOHN		36-02481 /40.0			
08S	25E	29	NW	SE		O K ENTERPRISES	A36-02481B /35.0	- /	40.0		
			NW	SE		LARGE CLAIM	A01-1018721/ 7.0	- /			
			NW	SE		FRAZIER , FRED M.		36-02091 /40.0		35	35
			NW	SE		THAIN , JOHN		36-02481 /40.0		(part not owned)	
08S	25E	29	SE	SE		O K ENTERPRISES	A36-02481B / 4.0	- /	40.0		
			SE	SE		TATE , JOE	A36-12929 /	- /			
			SE	SE		LARGE CLAIM	A01-1018721/36.0	- /			
			SE	SE		TATE , JOE	R36-12929 /	- /		waste gnd.	
			SE	SE		THAIN , JOHN		36-04236 / 7.0			
TOTAL ACRES						A36-02481B	165.00		282.00		151

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

confirmed by 1976 OPP
and NAPP photo of 1987
(PB 30 SW)

su
2-7-92

MICROFILMED

JAN 28 1993

PRESUMPTION FLAG: C

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 151

REVIEWED BY: SW

DATE: 2-7-92

MICROFILMED

JAN 28 1993

A. AJ CLAIMED USES:

PURPOSES
A36-02481B IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

DIVERSION QUANTITY
1.830 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.830 CFS

4-1 10-31

B. WR RECORDED USES:

PURPOSES
36-02481 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
2.230 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.230 CFS

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)

FIELD
DATABASE EXAMINER
N
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

MICROFILMED
JAN 28 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.830 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.230 CFS

part A 0.40
part B 1.83
2.23

*** 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?

FIELD
DATABASE EXAMINER
Y

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

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~~ See conditions

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-02481B	GROUNDWATER	O K ENTERPRISES	1.830	0.011		
A01-1018721	LARGE CLAIM	LARGE CLAIM	1070.120	0.030		
A36-0208023	LARGE CLAIM	LARGE CLAIM	9999999.000	848.975	9999999.00	848.97

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-13009	DOMESTIC	BAILEY , QUINN W.	FROM 01-01 TO 12-31	.040 CFS	
A36-13009	STOCKWATER	BAILEY , QUINN W.	FROM 01-01 TO 12-31	.270 CFS	

MICROFILMED
JAN 28 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 151 x 0.02 CFS/ACRE = 3.02 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 = 495.0 AF/A

ACRES 151 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 453 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 151 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 604 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

1b. CALCULATIONS

$$\frac{1.83 \text{ cfs}}{151 \text{ Ac}} = 0.0121192 \text{ cfs/Ac}$$

(or 0.60"/Ac)

MICROFILMED
JAN 20 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	~~03-15~~ ⁴⁻¹ ~~11-15~~ ¹⁰⁻³¹	DATABASE EXAMINER 1.830 <u> </u>	DATABASE EXAMINER <u> </u> <u>604</u>	DATABASE EXAMINER ~~495.0~~ <u> </u> <u>453</u>
TOTAL FOR THIS RIGHT		1.830		~~495.0~~

REVIEWED BY: sw

DATE: 2-7-92

C05
S01

MICROFILMED
JAN 28 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02481

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.230

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-02481	A36-02481A	0.400	R36-02481A	0.400	36-02481	2.230
36-02481	A36-02481B	1.830	-	1.83	36-02481	2.230
TOTAL CFS		2.230		~~0.400~~ 2.23		2.230

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

OK

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

8133

NON IRRADIATED