

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: A36-02661
Date Received: 12/09/1988
Receipt No: 800 6158
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARWIN NEIBAUR FARMS PARTNERSHIP 208-532-4593
Address: RT. 1 BOX 1382
PAUL, ID 83347

2. Date of Priority: SEP 12, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	23E	17	SW	SW	SW		MINIDOKA

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.800		560.00

7. Total Quantity Appropriated is:
2.800 C.F.S. (and/or) 560.00 A.F.A.

8. Total consumptive use is 420.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	23E	17	SW	SW		IRR	36.0
			SE	SW		IRR	36.0

Section Acres 72.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	23E	20	NE		NW		IRR	17.0
			NW		NW		IRR	33.0
			SW		NW		IRR	16.0
			SE		NW		IRR	2.0

Section Acres 68.0

Total Acres 140.0

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: 33194

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

For Organizations:

I do solemnly swear or affirm that I am Partner & Manager of Darin Neilson Farms Partnership, that I have signed the foregoing document in the space below as Partner & Manager of Darin Neilson Farms Partnership and that the statements contained in the foregoing document are true and correct.

Darin Neilson
Signature of Authorized Agent
Partner & Manager
Darin Neilson Farms Partnership
Title and Organization

1-26-89
Date

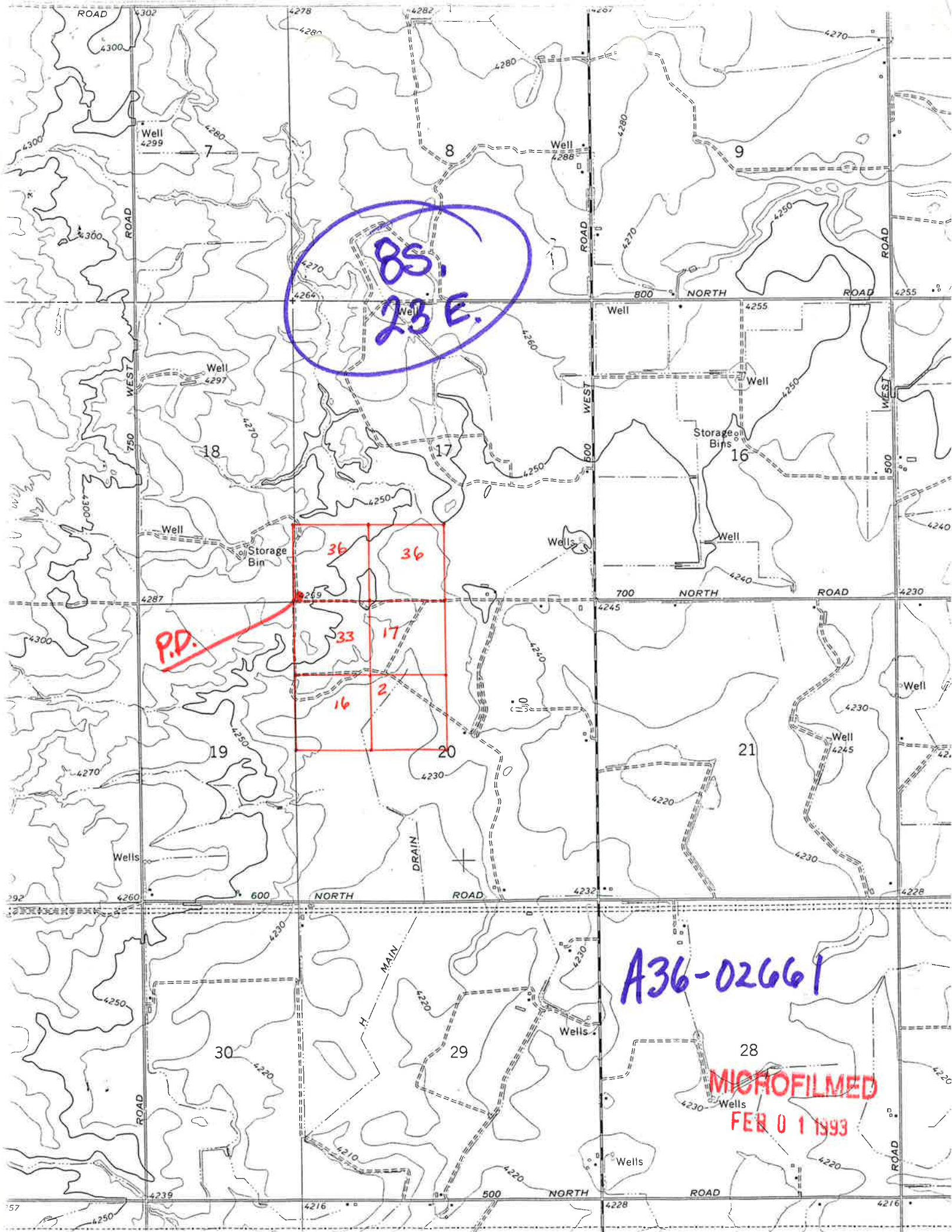
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of January 1989

Steve Allen
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994



BS.
23 E.

P.D.

36 36
33 17
16 2

A36-02661

MICROFILMED
FEB 01 1993



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

DIRK KEMPTHORNE
GOVERNOR

December 27, 2001

KARL J. DREHER
DIRECTOR

DARWIN NEIBAUR FARMS
636 W 700 N
PAUL ID 83347-8778

RECEIVED

APR 04 2002

Department of Water Resources
Southern Region

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #36-2185, 36-2230G, 36-2230H, 36-2661, 36-11039,
36-11041, 36-11042, 36-15241, 36-15375, 74-1150, 74-1151, 74-1152,
74-1153, 74-1154, 74-1159, 74-1160, 74-1161, 74-2038, 74-7003, 74-7039
Change of Address

*Records Modified 3-11-02 by L. Rew.
m 3-6-02*

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 18, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

*There has been no change
ownership - just a new address
Please see below*

Darwin Neibaur Farms/Bar OO Ranch
% Corinne Neibaur Jones
1105 North 500 West
Paul, Idaho 83347

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

#####

above or as otherwise changed.

Claimant Signature

208-532-4109
Telephone No.

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

fee due 60¢

U.S. POSTAL SERVICE
PS FORM 3547

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

fee due 60¢

U.S. POSTAL SERVICE
PS FORM 3547

Snake River Basin Adjudication
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

ADDRESS SERVICE
REQUESTED



NEIB469* 833502006 1301 07 11/29/01
FORM 3547

NEIBAUR FARMS
636 W 700 N
PAUL ID 83347-8778



DARWIN NEIBAUR FARMS
~~RT BOX 437~~
RUPERT ID 83350

49 105 1000 N

36-2185 ✓
-266 ✓
223 ✓

11039 ✓
11041 ✓
11042 ✓
15241 ✓
15375 ✓

7A-1150 ✓
1151 ✓
1152 ✓
1153 ✓
1154 ✓
1159 ✓
1160 ✓
1161 ✓
2038 ✓
1) 2003 ✓
7039 ✓

updated 3/11 2 up
CID5

65023

65211

65791

230655-Wood

117121

58325

116836-updated

right



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

36-02230G
DARWIN NEIBAUR FARMS PARTNERSHIP
RT 1 BOX 1382
PAUL ID 83347

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

932

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

DATE: July 28, 1999

PAGE: 1

RIGHT NUMBER: 36-02230G

NAME AND ADDRESS: DARWIN NEIBAUR FARMS PARTNERSHIP
RT 1 BOX 1382
PAUL ID 83347

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

03-15 11-15



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

36-02230H
DARWIN NEIBAUR FARMS
RT 1 BOX 1382
PAUL ID 83347

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

Dear Water Right Claimant(s):

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Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5875NP
934

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

DATE: July 28, 1999
PAGE: 1

RIGHT NUMBER: 36-02230H

NAME AND ADDRESS: DARWIN NEIBAUR FARMS
RT 1 BOX 1382
PAUL ID 83347

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



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

36-02230K
DARWIN NEIBAUR
JUNE NEIBAUR
RT 1 BOX 1382
PAUL ID 83347

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.

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Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5875NP
938

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

DATE: July 28, 1999
PAGE: 1

RIGHT NUMBER: 36-02230K

NAME AND ADDRESS: DARWIN NEIBAUR
JUNE NEIBAUR
RT 1 BOX 1382
PAUL ID 83347

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03-15 11-15



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

36-02661
DARWIN NEIBAUR FARMS
RT 1 BOX 1382
PAUL ID 83347

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.

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Sincerely,

Karl J. Dreher
Director

Enclosures

RIGHT NUMBER: 36-02661NAME AND ADDRESS: DARWIN NEIBAUR FARMS
RT 1 BOX 1382
PAUL ID 83347

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

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.

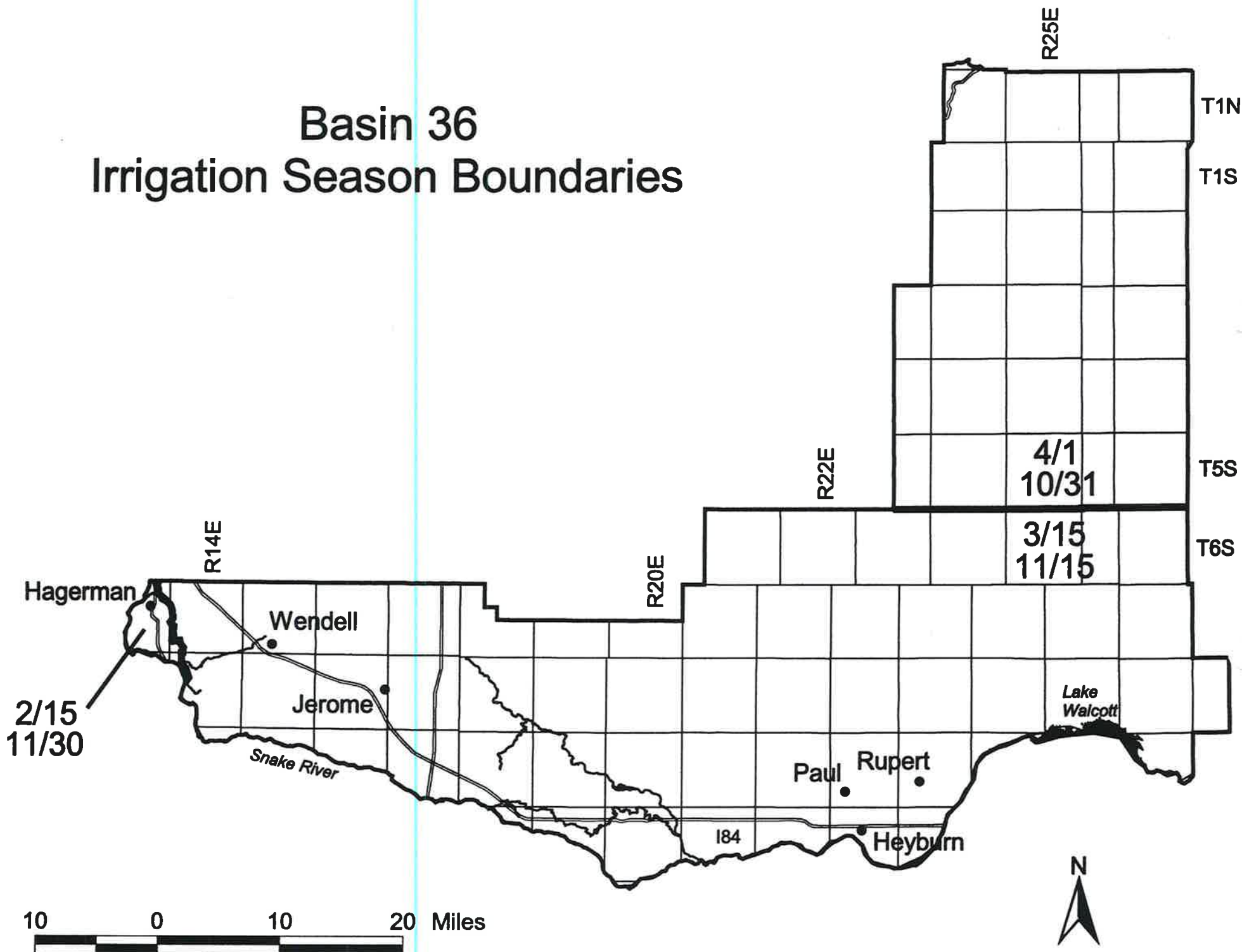
None

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

Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

JUL 30 1999

30.773
PB
705-1370
U.S. POSTAGE



- ☐ MOVED, LEFT NO ADDRESS
- ☒ NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD
- ☐ ATTEMPTED - NOT KNOWN
- ☐ UNCLAIMED ☐ REFUSED
- ☐ NO SUCH STREET - NUMBER
- ☐ DO NOT RE-MAIL IN THIS ENVELOPE
- ☐ INSUFFICIENT ADDRESS
- ☐ NO MAIL RECEPTACLE
- ☐ BOX CLOSED NO ORDER

RECEIVED

AUG 05 1999

Department of Water Resources
Southern Region

RECEIVED

AUG 02 1999

Department of Water Resources

R36-02661
DARWIN NEIBAUR FARMS
RT 1 BOX 1382

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER noneCLAIM NUMBERS 36-2661DATE 8-8-97OBJECTION FILED noneAGENT KKCTOTAL ACRES FROM RECOMMENDATION 140GEOGRAPHIC INFO SYSTEM 154

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	85	23E	17											36	36				
GIS												1.06		363	355				
RECOM	85	23E	20					17	33	16	2								
GIS								25.2	40	18.9	4.3								
										13									
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF 8-8-97ATTRIBUTES OF B36-POU.SHP (332) 8-8B36-DBPOD.DBF 8-8ATTRIBUTES OF B36-POD.SHP (294) 88

Polygon split started 7-15-97 but found
P/U has no physical features to create

Found P/U is greater than lic & recommended
not enough data to establish the recommended
border in GIS Shapefile.

a small lake corner extends into NE SW of sec 17
(not claimed)

P/U CONFLICT yes (X) no ()

P/D CONFLICT yes () no (X)

SENT FOR DECREE yes () no ()

ready for decree

R PROOF



CVR



MAPS



PHOTOS



MISC



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FEB 01 1993

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

Water Right Number - R36-02661 ✓

Prefix Translation: RESEARCH

Old (D) Number - 33194

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

*** C - CURRENT OWNER ***
DARWIN NEIBAUR FARMS

1 - RT. 1 BOX 1382

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-532-4593

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/12/1966 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 23E 17 SW SW SW (67) MINIDOKA

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

01 - IRRIGATION 03/15 11/15 2.800

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.800 560.00 420.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S	23E	17	SW SW	36.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	17	SE SW	36.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	20	NE NW	17.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	20	NW NW	33.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	20	SW NW	16.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	20	SE NW	2.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 140.0

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.MICROFILMED
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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - R36-02661

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - -
+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found
+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
Date: 06/17/1991 User Id: SCHOLER Subject: REVIEW - BHS

+ - - Audit Fields - - +
08/22/91 SCHOLER

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/22/1991	Old Judicial District	-
Claim Received Date	- 01/26/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S006158	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:21:18
08/17/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02661

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	✓		BHS 6-17-91	N	6	BHS 6-17-91	BHS 6-17-91	
POINT OF DIV	Y ✓		↓	↓	6	↓	↓	
SOURCE	✓				6			
PLACE OF USE	Y ✓				1, 4, 6			
DIV. AMOUNT CFS/VOLUME	✓				6			
CONSUMPTIVE USE	✓							
PURPOSES	✓							
PERIOD OF USE	✓							
BASIS OF CLAIM	✓							
REMARKS	✓							

"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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FEB 0-1 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:21:18
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02661

LAST: DARWIN NEIBAUR FARMS
ADDRESS: RT. 1 BOX 1382
CITY: PAUL
PHONE NUMBER: 208-532-4593

FIRST:
STATE: ID ZIP: 83347

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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FEB 0 1 1993

A. AJ CLAIM: # A36-02661 PRIORITY DATE: 09-12-1966 ✓ STAGE: L ✓
B. WR RECORD: # 36-02661 PRIORITY DATE: 09-12-1966 ✓ STAGE: L ✓

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

N

FIELD
EXAMINER

BHR

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

09-12-1966

REVIEWED BY

BHS

DATE

6-17-91

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02661	08S	23E	17	SW	SW	SW		MINIDOKA

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02661	08S	23E	17	SW	SW	SW		MINIDOKA

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE 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
BHS
BHS

REMARKS:

P.O.D. VERIFIED 1/4 1/4 1/4 OK
BHS 8-22-91

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=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>BS</u>	<u>23E</u>	<u>17</u>	<u>SW</u>	<u>SW</u>	<u>SW</u>	<u> </u>	<u> </u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: BES DATE: 6-17-91

=====

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FEB 11 1993

A. ROOT WATER RIGHT NUMBERS: A36-02661

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	23E	17	SW	SW		DARWIN NEIBAUR FARMS	A36-02661 /36.0	36-02661 /36.0	32.0		30.39
08S	23E	17	SE	SW		DARWIN NEIBAUR FARMS	A36-02661 /36.0	36-02661 /36.0			36
08S	23E	20	NE	NW		DARWIN NEIBAUR FARMS	A36-02661 /17.0	36-02661 /17.0			17
08S	23E	20	NW	NW		DARWIN NEIBAUR FARMS	A36-02661 /33.0	36-02661 /33.0			33
08S	23E	20	SW	NW		DARWIN NEIBAUR FARMS	A36-02661 /16.0	36-02661 /16.0			16
08S	23E	20	SE	NW		DARWIN NEIBAUR FARMS	A36-02661 / 2.0	36-02661 / 2.0			2
TOTAL ACRES							A36-02661	140.00	140.00	32.00	140

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

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 140

REVIEWED BY: BHS

DATE: 6-17-91

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A. AJ CLAIMED USES:

A36-02661	PURPOSES <u>IRRIGATION</u>	MONTH/DAY FROM 03-15 TO 11-15	2.800 CFS	560.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED			2.800 CFS	560.00 AF/A

B. WR RECORDED USES:

36-02661	PURPOSES <u>IRRIGATION</u>	MONTH/DAY FROM 03-15 TO 11-15	2.800 CFS	560.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED			2.800 CFS	560.00 AF/A

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PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(✓) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y(✓) N() Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 2.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.800 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?

FIELD
DATABASE EXAMINER

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

Y ☒ N ☐ OK BH

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

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 140 x 0.02 CFS/ACRE = 2.8 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 420.0 AF/A

ACRES 140 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 420 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 560.00 AF/A

ACRES 140 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 560 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

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
<u>IRRIGATION</u> ✓	03-15 ✓ 11-15 ✓	DATABASE EXAMINER 2.800 <u>BKS</u>	DATABASE EXAMINER <u>560.00</u> <u>BKS</u>	DATABASE EXAMINER <u>420.0</u> <u>BKS</u>
TOTAL FOR THIS RIGHT		2.800	560.00	420.0

REVIEWED BY: BKS DATE: 6-17-91

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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: 36-02661

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 2.800	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02661	2.800	-		36-02661	2.800
TOTAL CFS		2.800				2.800

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: Burke H. Scholze

DATE: 6-17-91

NAME OF FIELD EXAMINER: BURKE H. SCHOLZE

TITLE: WATER RESOURCE AGENT

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FEB 1 1993

