

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 36-2907
Date Received: 1/21/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TERRY S CRUMRINE Phone: (208)536-2310
2957 S 2100 E
WENDELL ID USA 83355

2. Date of Priority: 04/26/1990

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	14E	4	SW SE	GOODING	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.8	120

7. Total Quantity Appropriated is:
0.8 C.F.S. and/or 120 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
08S	14E	4	SE SW	IRRIGATION	31

			NW	NW	4	IRRIGATION	22
			SW	NW		IRRIGATION	24
			NE	SW		IRRIGATION	31
			NW	SW		IRRIGATION	31
			SW	SW		IRRIGATION	31
						Section Acres	170
08S	14E	5	NW	NE	2	IRRIGATION	32
			SW	NE		IRRIGATION	6
			SE	NE		IRRIGATION	22
			NE	NE	1	IRRIGATION	32
						Section Acres	92
08S	14E	9	NE	NW		IRRIGATION	31
			NW	NW		IRRIGATION	33
						Section Acres	64
						Total Acres	326

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

Water Right No. 37-07031D which is approved under Transfer No. 3868 is hereby designated as water Right No. 36-08760 and shall not exceed a maximum rate of diversion of 1.52 cfs for the irrigation of 76 acres in the total authorized place of use of 326 acres.

The priority date is advanced to December 4, 1990, the date the application for transfer was filed.

As mitigation for potential injury that might otherwise occur as a result of Transfer No. 3868, no water shall be diverted under Right No. 36-02907.

Use of Water Right No. 36-02907 for mitigation purposes under this transfer shall be deemed by the department to constitute a beneficial use of water.

By approval of this transfer, mitigation right No. 36-02907 with a rate of diversion of 0.80 cfs and an annual volume of 120 af for the irrigation of 40 acres shall be considered appurtenant to the same place of use as authorized by this transfer.

Approval of this transfer contingent upon the mitigation herein provided shall not be deemed conclusive as to the adequacy of the mitigation in the event of a priority call affecting the diversion and use of water under water Right No. 36-08760.

The remaining portion of Right No. 37-07031D in excess of the amount approved for transfer shall be considered abandoned.

The right holder shall install a suitable measuring device for measuring the amount of water diverted and shall annually report the information to the department.

Failure to comply with the conditions of this transfer is cause for the director to rescind approval of the transfer.

1/21/03, DJ: This record created as a split of adjudication claim 37-7301 based on the series of transfers. No fees were due on this right or 36-8760, also a split of 37-7031.

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 36-2907

WATER RIGHT NUMBER: 36-2907

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SOUTHFIELD DAIRY 3308 S 1600 E WENDELL, ID 83355 (208)536-5414
Original Owner	TERRY S CRUMRINE 2957 S 2100 E WENDELL, ID 83355 (208)536-2310
Original Owner	SUN VALLEY RANCHES INC PO BOX 356 FAIRFIELD, ID 83327

Priority Date: 04/26/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.800 CFS	120.00 AF
	<u>Total Diversion:</u>	0.800 CFS	120.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 4, Twp 08S, Rge 14E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	4						22.0	24.0		31.0	31.0	31.0	31.0					170.0
								L 4											
08S	14E	5	32.0	32.0	6.0	22.0													92.0
			L 1	L 2															
08S	14E	9					31.0	33.0											64.0

Total Acres: 326

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 36-2907

Remarks:

1. General Water Right No. 37-07031D which is approved under Transfer No. 3868 is hereby designated as water Right No. 36-08760 and shall not exceed a maximum rate of diversion of 1.52 cfs for the irrigation of 76 acres in the total authorized place of use of 326 acres.
The priority date is advanced to December 4, 1990, the date the application for transfer was filed.
As mitigation for potential injury that might otherwise occur as a result of Transfer No. 3868, no water shall be diverted under Right No. 36-02907.
Use of Water Right No. 36-02907 for mitigation purposes under this transfer shall be deemed by the department to constitute a beneficial use of water.
By approval of this transfer, mitigation right No. 36-02907 with a rate of diversion of 0.80 cfs and an annual volume of 120 af for the irrigation of 40 acres shall be considered appurtenant to the same place of use as authorized by this transfer.
Approval of this transfer contingent upon the mitigation herein provided shall not be deemed conclusive as to the adequacy of the mitigation in the event of a priority call affecting the diversion and use of water under water Right No. 36-08760.
The remaining portion of Right No. 37-07031D in excess of the amount approved for transfer shall be considered abandoned.
The right holder shall install a suitable measuring device for measuring the amount of water diverted and shall annually report the information to the department.
Failure to comply with the conditions of this transfer is cause for the director to rescind approval of the transfer.
2. General 1/21/03, DJ: This record created as a split of adjudication claim 37-7301 based the series of approved transfers. No fees were due on this right or 36-8760, also a split of 37-7301.

Comments:Dates and Other Information:

Claim Received Date: 1/21/2003 11:10:25 AM
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

02/11/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 36-2907

NAME AND ADDRESS: SOUTHFIELD DAIRY
3308 S 1600 E
WENDELL ID 83355

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS
120.000 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.82 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1304 AF. COMBINED RIGHT NOS.:
36-7157A, 36-2907, 36-8760.

PRIORITY DATE: 04/26/1990

POINT OF DIVERSION:

T08S R14E S4 SWSWSE Within GOODING County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	0.800 CFS 120.00 AFY

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

PLACE OF USE: IRRIGATION Within GOODING County

T08S R14E S04 Lot 4 NWNW	22.0	T08S R14E S04	SWNW	24.0	
T08S R14E S04	NESW	31.0	T08S R14E S04	NWSW	31.0
T08S R14E S04	SWSW	31.0	T08S R14E S04	SESW	31.0
T08S R14E S05 Lot 1 NENE	32.0	T08S R14E S05 Lot 2 NWNE		32.0	
T08S R14E S05	SWNE	6.0	T08S R14E S05	SENE	22.0
T08S R14E S09	NENW	31.0	T08S R14E S09	NWNW	33.0

326 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 326 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 36-7157A, 36-2907,
36-8760.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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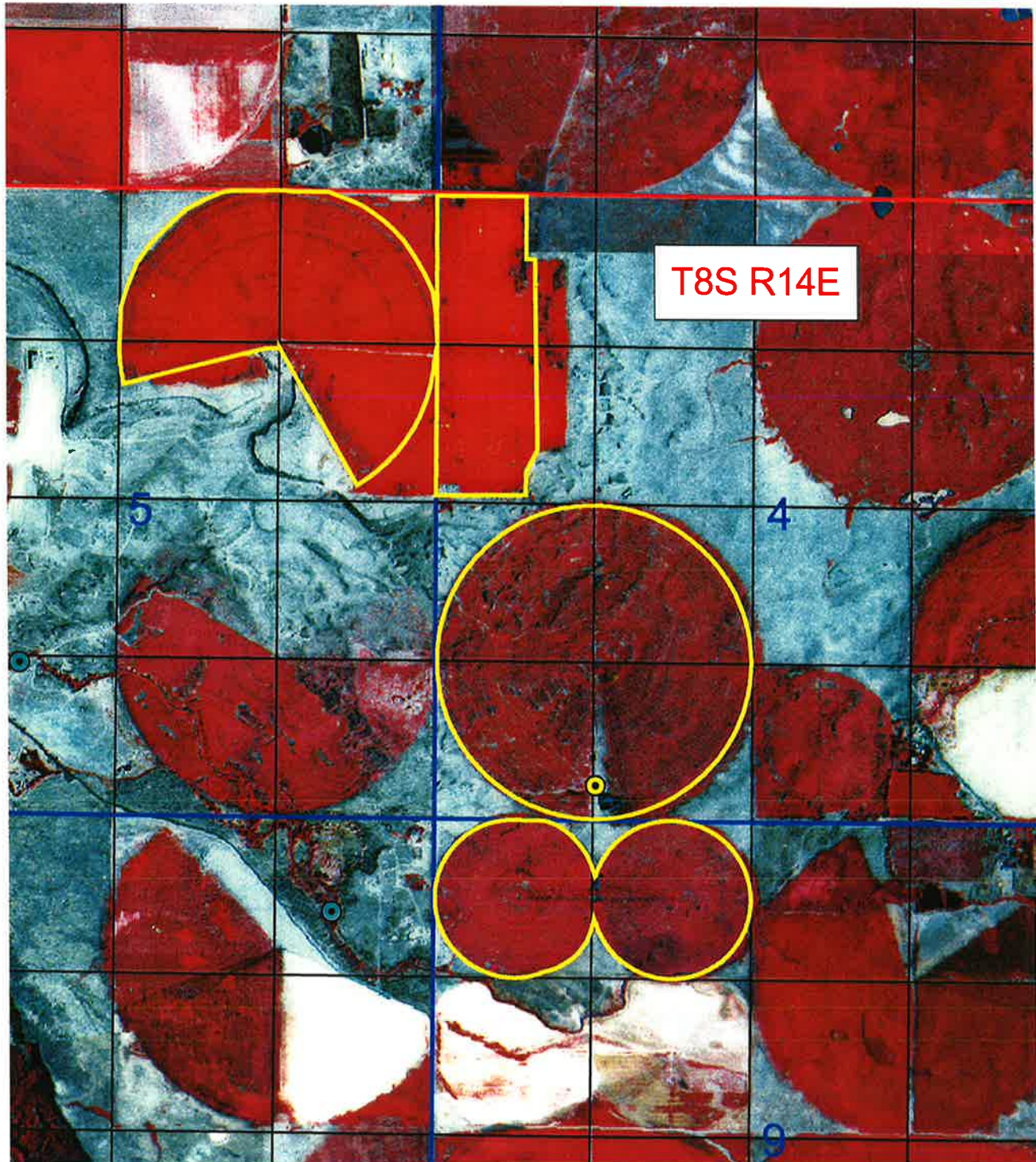
The right holder shall install a suitable measuring device for measuring the amount of water diverted and shall annually report the information to the department.

Failure to comply with the conditions of this transfer is cause for the director to rescind approval of the transfer.

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

EXPLANATORY MATERIAL: License

36-8760 & 36-2907



1320 0 1320 Feet

-  Section Lines
-  Quarter/Quarter Lines
-  Recommended Place of Use
-  Recommended Point(s) of Diversion



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 and/or 1988 NAPP
DATA ENTRY: Feb, 2003
DOUGLAS JONES