

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: A36-10522

Date Received: 9/19/1988

Receipt No: S002269

Received By: *ownership change JR*

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

1. Name: COINER LONG CORP
Address: C/O FIRST SECURITY BANK OF ID
PO BOX 7
TWIN FALLS ID 83303
208-736-1207

2. Date of Priority: AUG 1, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	15E	29		NE	SE		GOODING

5. Description of diverting works:
12" X 205' WELL, 50 HP MOTOR, PUMP, OPEN DISCHARGE, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.000		

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 148.00 A.F.A.

8. Total consumptive use is 111.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	15E	29	NE	SE		IRR	12.0
			NW	SE		IRR	25.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	37.0
					Total Acres	37.0

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:
CANAL SHARES

14. Remarks:

OF THE 37 AC. CLAIMED, CANAL SHARES ARE USED ON ABOUT 15 AC. THE WELL IS THE MAIN WATER SOURCE FOR THE 37 AC. THE SYSTEM WAS DEVELOPED IN 1961 AND HAS NOT CHANGED SINCE THEN. APPARENTLY THERE IS NO RECORDED WATER RIGHT FOR THIS SYSTEM.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

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

SEP 14 1992

DATE OF CLOSING: 12/10/91Department of Water Resources
Southern Region Office

LEGAL DESCRIPTION OF PROPERTY: Township 07S Range 15E
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

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

☐ Water Right Number(s)
Assigned by IDWR: 36-10522

☐ Name and Address of Former Owner/Claimant(s)(Seller): Coiner-Long Corp

☐ New Owner/Claimant (Purchaser): Coiner Long Corp

☐ New Mailing Address: 40 First Security Bank of ID
P.O. Box 7, Twin Falls, ID 83303

☐ New Telephone Number: (208) 736-1207

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Agency Agreement

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

☐ Signature of New Owner/Claimant(s): First Security Bank of Idaho, Trust Agent
by Becky Johnston, Vice Pres + Manager Date 9-4-92

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/1/92 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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

Post-it and fax transmittal memo 7671 # of pages >	
To <i>Eva</i>	From <i>MaDeane</i>
Co. <i>FSB Boise</i>	Co. <i>FSB TF</i>
Dept. <i>Trust R/E</i>	Phone #
Fax #	Fax #

RECEIVED

SEP 14 1992

Department of Water Resources
Southern Region OfficeAGENCY AGREEMENT

This Agency Agreement is made and entered into this 10th day of December, 1991, between COINER AND LONG, INC., an Idaho corporation with its principal place of business at Twin Falls, hereinafter referred to as "Principal" and FIRST SECURITY BANK OF IDAHO, N.A., a National Banking Association, hereinafter referred to as "Agent."

WHEREAS, Principal possesses parcels of agricultural properties as well as other corporate assets which require management services;

NOW, THEREFORE, it is mutually agreed as follows:

SECTION ONE:DESIGNATION OF AGENT AND DESCRIPTION OF PROPERTY

First Security Bank of Idaho, N.A., is hereby designated as the Agent and representative of Coiner and Long, Inc., for the purpose of managing the following described assets for the benefit and account of Coiner and Long, Inc.:

(a) Farm property located in Gooding County, more particularly described on the attached schedule "A".

(b) Contract of Sale between Coiner and Long, Inc., as Seller and Charles H. Coiner, Jr., as Purchaser held in escrow at First Security Bank of Idaho, unpaid balance on May 31, 1991, in the amount of \$146,197.64 at 7 1/2 interest.

(c) Cash equivalents in the amount of \$56,987.64.

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This is a duplicate original copy -

1 (d) U.S. Treasury Note due 3/31/93 at 7.125% in the
2 amount of \$29,986.20.

3 SECTION TWO:

4 DUTIES OF AGENT

5 The Agent shall undertake and discharge the following
6 duties in connection with the above-described properties:

7 a. Farm Property:

8 (1) Negotiation of Leases and Extensions. Agent shall
9 use its best effort to select responsible tenants for said
10 real property who will employ sound agricultural practices
11 normally used in the area, but the Agent shall not be
12 responsible to the Principal or others for the neglect of said
13 tenants. Agent shall have the authority and right to
14 negotiate leases with existing and prospective tenants on
15 terms approved in advance by the Principal.

16 (2) Collection of Rents. The Agent shall take all
17 reasonable steps to collect and enforce the collection of all
18 rents and other charges due the Principal from tenant or
19 tenants of the real property described in subsection (a) of
20 Section One of this agreement in accordance with the terms of
21 their respective tenancy or tenancies.

22 (3) Marketing of Crops. Agent shall be responsible for
23 marketing the landlord's share of crops produced under any
24 sharecrop lease of said real property.

25 (4) Inspection and Repairs. Agent shall inspect the
26 above-described properties a minimum of one (1) time per year

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1 where a cash rent lease is in effect, and a minimum of two (2)
2 times per year (including one inspection immediately before
3 harvest) where a sharecrop lease is in effect, shall report to
4 owner thereon, and shall cause any and all necessary repairs
5 and maintenance to be undertaken and completed.

6 (5) Taxes, Assessments and Insurance. Agent shall pay
7 real property taxes and irrigation district assessments levied
8 and/or assessed against the above-described properties prior
9 to delinquency. Agent shall pay all insurance premiums for
10 liability and property insurance concerning the above-
11 described properties and shall provide Principal with proof
12 thereof.

13 (6) Operating Expenses. Agent shall pay all operating
14 expenses the Principal is required to pay according to the
15 terms of the leases in force concerning the above-described
16 properties and shall enforce the payment by lessees of any and
17 all operating expenses which the lessees are required, by the
18 terms of their leases, to pay.

19 (7) Tenants. Agent shall handle all tenant requests and
20 negotiations which arise from time to time.

21 (8) Legal Assistance. Where legal assistance is
22 required for such matters as the enforcement or collection of
23 rent, eviction of a tenant, or preparation of leases or
24 extensions, Agent shall use such counsel as is designated or
25 approved in advance by Principal. Expenses for such counsel
26 shall be borne by Principal.

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1 (9) Records. Agent shall maintain accurate records of
2 all monies received and disbursed in the course of its
3 management of the properties, which records shall be open for
4 inspection by Principal at all reasonable times. Agent shall
5 also render quarterly and year-end statements to Principal
6 showing all receipts and disbursements.

7 (10) Preservation of the Premises. The Agent shall
8 preserve all improvements, structures, irrigation systems,
9 wells, and water rights attached to or associated with the
10 above-described properties unless explicitly directed
11 otherwise, in writing, by the Principal.

12 (11) Notification of Public Proceedings and
13 Encroachments. Agent shall timely advise Principal of all
14 public proceedings which will or may affect the
15 above-described properties and during the regular inspections
16 set forth above, shall inspect and report to Principal
17 concerning any encroachments upon the above-described
18 properties.

19 b. Non-Farm, Corporate Assets. Agent shall control and
20 manage funds held in the corporate account, including the exclusive
21 power to make deposits and withdrawals therefrom, and to the extent
22 that funds are not needed as a reserve for expenses and
23 improvements, to invest surplus funds in short term government
24 obligations or federally insured bank accounts. Also, to cause
25 appropriate corporate books and records to be maintained and tax
26 returns to be filed.

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1 c. General:

2 (1) Account. Agent shall create and shall deposit all
3 monies received by it on behalf of Principal in an Agency
4 account maintained by Agent. All monies held in said account
5 on behalf of Principal shall at all times remain segregated
6 and separate and apart from Agent's own funds. Agent
7 understands and agrees that all funds in said account remain
8 the sole property of Principal until paid out by Agent
9 pursuant to the terms of this Agreement. The monies
10 maintained in said account shall bear interest at prevailing
11 rates as earned in similar accounts managed by Agent.

12 (2) Preparation and Filing of Documents Required by Law.

13 It shall be the duty and the responsibility of the Agent to
14 prepare and file all reports and filings required by federal,
15 state and local governments, including, but not limited to,
16 reports and filings required to comply with the Reclamation
17 Reform Act of 1982.

18 (3) Disbursements. Agent shall disburse monies from the
19 above-described trust account only as authorized by this
20 Agreement or as directed, in writing, by Principal. Included
21 in said disbursements will be an annual dividend determined by
22 the Board of Directors of Coiner and Long, Inc. Said dividend
23 is to be paid June 1 of each year to the Gladys R. Long Trust,
24 sole stockholder of the corporation.
25
26

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1 SECTION THREE:

2 DUTIES OF PRINCIPAL

3 The Principal shall undertake the following:

4 (a) Furnishing of Documents. Principal shall furnish
5 Agent all documents and records reasonably required to properly
6 manage the above-described properties, including, but not limited
7 to, all current leases, extensions, amendments and pertinent
8 correspondence relating thereto.

9 (b) Reimbursement of Advances by Agent. Principal shall
10 reimburse Agent, on demand, to the full extent of any monies
11 advanced by Agent for the account of Principal in carrying out the
12 purpose of this Agreement; it being understood that Agent is not
13 obligated to make such advances of money.

14 (c) Compensation of Agent. Principal shall pay Agent
15 reasonable compensation as determined by the Agent's established
16 schedule of fees for the rendition of the services described herein.

17 SECTION FOUR:

18 TERMINATION

19 Agent may terminate this Agreement after first giving
20 ninety (90) days advance written notice to the Principal. Principal
21 may terminate this Agreement or may withdraw any of the
22 above-described properties therefrom after first giving thirty (30)
23 days advance written notice to Agent.

24 SECTION FIVE:

25 TERM OF THE AGREEMENT

26 This Agreement shall continue for a term commencing the

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Department of Water Resources
Southern Region OfficeSECTION NINE:BINDING EFFECT

This Agreement shall not be modified unless such modification is in writing and signed by both parties to this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

COINER AND LONG, INC., an Idaho corporation

By Donna J. Orsinger
Secretary

"Principal"

FIRST SECURITY BANK OF IDAHO, N.A.

By Betty Johnston, Vice President
and Trust Officer

"Agent"

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FEB 07 1993

1 STATE OF IDAHO)
2 County of Twin Falls) ss.

3 On this 10th day of December, 1991, before me,
4 the undersigned, a Notary Public in and for said County and State,
5 personally appeared Bonnie J Dodge, known to me
6 to be the Secretary of Coiner and Long,
7 Inc., the corporation that executed the instrument or the person who
8 executed the instrument on behalf of said corporation, and
9 acknowledged to me that such corporation executed the same.

10 IN WITNESS WHEREOF, I have hereunto set my hand and
11 affixed my official seal the day and year in this certificate first
12 above written.

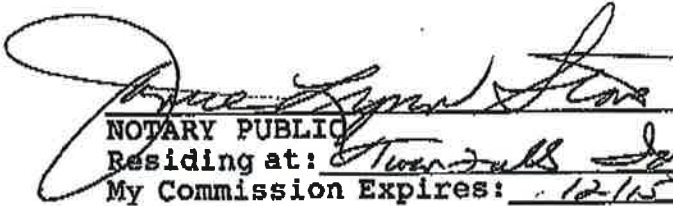
13
14 [Signature]
15 NOTARY PUBLIC
16 Residing at: Twin Falls Idaho
17 My Commission Expires: 12/15/92
18
19
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21
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23
24
25
26

MICROFILMED
FEB 07 1993

1 STATE OF IDAHO)
2 County of Twin Falls) ss.

3 On this 10th day of December, 1991, before me,
4 the undersigned, a Notary Public in and for said County and State,
5 personally appeared Betty Johnstone, known to me
6 to be the Vice President and Trust Officer of First Security Bank
7 of Idaho, N.A., the corporation that executed the instrument or the
8 person who executed the instrument on behalf of said corporation,
9 and acknowledged to me that such corporation executed the same.

10 IN WITNESS WHEREOF, I have hereunto set my hand and
11 affixed my official seal the day and year in this certificate first
12 above written.

13
14 
15 NOTARY PUBLIC
16 Residing at: Twin Falls Idaho
17 My Commission Expires: 12/15/92
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SCHEDULE A

Lots 1 and 2 of Hastings Acreage Tract, Gooding County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the County Recorder of said County, EXCEPTING THEREFROM the following described parcel of land:

Beginning at the Section corner common to Sections 29, 28, 32 and 33, Township 7 South, Range 15, East Boise Meridian;
Thence South $89^{\circ}49'$ East along the Section line common to Sections 28 and 33 for a distance of 202.8 feet;
Thence North $0^{\circ}03'$ West for a distance of 55.0 feet;
Thence North $88^{\circ}30'$ West for a distance of 443.3 feet;
Thence North $30^{\circ}55'$ West for a distance of 139.3 feet;
Thence North $80^{\circ}25'$ West for a distance of 120.0 feet;
Thence North $56^{\circ}15'$ West for a distance of 277.7 feet;
Thence South $0^{\circ}09'$ East for a distance of 357.6 feet to the Section line common to Sections 29 and 33;
Thence along said Section line, South $89^{\circ}49'$ East for a distance of 660.3 feet to THE POINT OF BEGINNING.

Lots 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17 and 18 of Hastings Acreage Tract, Gooding County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the County Recorder of said County.

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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

01-Oct-1992

COINER LONG CORP
C/O FIRST SECURITY BANK OF IDAHO
PO BOX 7
TWIN FALLS ID 83303

Re: Ownership Change for Adjudication Claim #A36-10522 -
T F B & T/FIRST SECURITY

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of our recommendation to the court noting the change in claimant.

Please review the record and if you have any corrections or questions, feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures:

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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: A36-10522
Date Received: 8/18/1988
Receipt No: 5002269
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COINER-LONG CORP.
Address: C/O TWIN FALLS BANK & TRUST
P. O. BOX 7
TWIN FALLS, ID 83303

208-736-1224

RECEIVED

2. Date of Priority: AUG 01, 1961

AUG 23 1988

3. Source: GROUNDWATER

Trib. to:

Department of Water Resources
Southern Region Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	15E	29	NE	NE	SE		GOODING

5. Description of diverting works:
12" X 205' WELL, 50 HP MOTOR, PUMP, OPEN DISCHARGE, GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.000		

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 148.00 A.F.A.

8. Total consumptive use is 111.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	15E	29	NE	SE		IRR	12.0
			NW	SE		IRR	25.0

Section Acres 37.0

A36-10522

Page 1

Date: 08/18/88

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10. Place of Use: Continued

Total Acres 37.0

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:
CANAL SHARES

14. Remarks:

OF THE 37 AC. CLAIMED, CANAL SHARES ARE USED ON ABOUT 15 AC. THE
WELL IS THE MAIN WATER SOURCE FOR THE 37 AC.
THE SYSTEM WAS DEVELOPED IN 1961 AND HAS NOT CHANGED SINCE THEN.
APPARENTLY THERE IS NO RECORDED WATER RIGHT FOR THIS SYSTEM.

15. Basis of Claim: BENEFICIAL USE

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16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Vice President of Coiner & Long, Inc. Organization, that I have signed the foregoing document in the space below as Vice President of Coiner & Long, Inc. Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Vice President for Coiner & Long, Inc.
Title and Organization

August 22, 1988

Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of August 19 88

[Signature]
Notary Public

Seal

Residing at Twin Falls Idaho

My Commission Expires 4-20-92



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 3, 1990

A36-10522
COINER-LONG CORP.
C/O TWIN FALLS BANK & TRUST
P.O. BOX 7
TWIN FALLS ID 83303

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

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10/25/90

A36-10522

I Charles H Coined have positive knowledge that the irrigation well located Sec 29 Township 7 South Range 15 East Blanding County Idaho was put beneficial use in the summer of 1961. The owner of the property at that time was C W Coined who was my father.

Charles H Coined

STATE OF IDAHO)

COUNTY OF TWIN FALLS)

) ss.

On this 25th day of October, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared Charles H. Coined known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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

James Hobbs
NOTARY PUBLIC

Residence: Twin Falls

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OCT 26 1990
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Department of Water Resources
Southern Region Office



RECEIVED

OCT 26 1990

Department of Water Resources
Southern Region Office

October 26, 1990

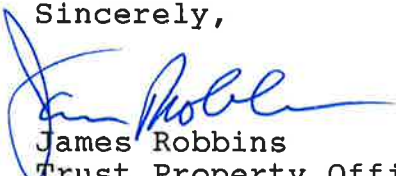
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RE: Coiner-Long Corporation - Account No. 005161
A36-10522

Gentlemen:

In response to your letter dated October 3, 1990, enclosed is a notarized statement from Charles H. Coiner concerning the irrigation well and beneficial use.

Sincerely,


James Robbins
Trust Property Officer

JR/cp

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FEB 07 1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-10522 V1

WATER RIGHT NUMBER: 36-10522 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	COINER-LONG CORP C/O TWIN FALLS BANK & TRUST PO BOX 7 TWIN FALLS, ID 83303 (208)736-1224
Current Owner	MLS FARMS C/O BOB MUFFLEY 122 5TH AVE W GOODING, ID 83330 (208)934-4781
Original Owner	COINER LONG CORP C/O FIRST SECURITY BANK OF ID PO BOX 7 TWIN FALLS, ID 83303 (208)736-1207

Priority Date: 08/01/1961

Basis: Decreed

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	3/15 to 11/15	0.740 CFS	148.00 AF
	<u>Total Diversion:</u>	0.740 CFS	148.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4SE1/4	Sec. 29, Twp 07S, Rge 15E, 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	
07S	15E	28										1.4	2.1						3.5
07S	15E	29													33.8	39.1	28.9	24.7	126.5

Total Acres: 37

Conditions of Approval:

1. S17 USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-10522 V1

2. 065 THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUND WATER DIVERTED UNDER THIS RIGHT.
3. CA1 THIS AMENDED PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHT 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.

Remarks:

1. Place of Use THIS RIGHT IS LIMITED TO THE IRRIGATION OF 37 ACRES WITHIN THE PLACE OF USE
- Irrigation DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. CLELLAND 12/11/1991 COPIED FROM REMARKS
Comment: OF THE 37 AC. CLAIMED, CANAL SHARES ARE USED ON ABOUT 15 AC. THE WELL IS THE MAIN WATER SOURCE FOR THE 37 AC. THE SYSTEM WAS DEVELOPED IN 1961 AND HAS NOT CHANGED SINCE THEN. APPARENTLY THERE IS NO RECORDED WATER RIGHT FOR THIS SYSTEM.
2. ROBERTSO 10/1/1992 OWNERSHIP CHANGE
Comment: Change of ownership form received 9/14/92-original owner T F Bank & Trust - new owner First Security Bank of Idaho. Copy of Agency Agreement submitted with form. A36-10522 also changed this date.
3. AJU10-DS 12/22/1999 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
4. DSHAFF 4/13/2001 Trans 68811
Comment: The approved transfer changed the ownership and the place of use to a PPOU.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68811

RECEIVED**APR 13 2001**Department of Water Resources
Southern RegionThis is to certify that: **MLS FARMS**

C/O BOB MUFFLEY
122 5TH AVE W
GOODING ID 83330

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
36-10522	AJC/Decreed	08/01/1961	0.74 cfs	148 af	37.0	37.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-10522	NO	NO	YES	NO	NO	NO

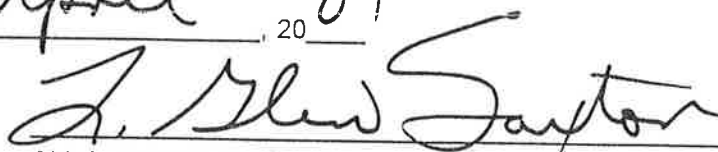
Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-10522	36-10522	0.74 cfs	148 af	37.0	130.0		N/A	N/A	N/A	N/A
TOTALS		0.74 cfs	148 af	37.0	130.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

11th day of April, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-10522
As Modified by Transfer No. 68811

In accordance with the approval of Transfer No. 68811, Water Right No. 36-10522 is now described as follows.

Right Holder: MLS FARMS
 C/O BOB MUFFLEY
 122 5TH AVE W
 GOODING ID 83330

Priority Date: 08/01/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.74 CFS	148.0 AF
			0.74 CFS	148.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE¼NE¼SE¼ Sec. 29 Twp 07S Rge 15E 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	
07S 15E 28									1.4	2.1							3.5
07S 15E 29													33.8	39.1	28.9	24.7	126.5

Total Acres: 130

CONDITIONS OF APPROVAL

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. Use of this right is combined with water from North Side Canal Co., Ltd.
3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

WATER RIGHT NO. 36-10522
As Modified by Transfer No. 68811

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. Right 36-10522 is limited to the irrigation of 37.0 acres within the place of use described above in a single irrigation season.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the director to rescind the approval of this transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this

11th

day of

April

20

01



Chief, Water Allocation Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

RECEIVED

AUG 04 2000

Department of Water Resources

IN THE MATTER OF DIVERSION OF)
WATER BY MLS FARMS NOT IN) AGREEMENT AND
CONFORMANCE WITH VALID) CONSENT ORDER
WATER RIGHTS)

The Director of the Department of Water Resources (department), being charged with the duty of enforcing certain statutes of the state of Idaho and the rules of the department, and being authorized to order the cessation of violations or attempted violations of the provisions of the law relating to appropriation and distribution of water, hereby enters into this Agreement and Consent Order with MLS Farms (herein referred as MLS).

NOW, THEREFORE, following a compliance conference and before the taking of any testimony herein, and without hearing or contested administrative adjudication of any issue of fact or law, and upon consent of the parties, it is HEREBY STIPULATED AS FOLLOWS:

FINDINGS

1. On June 9, 2000, the department issued a Notice of Violation and Cease and Desist Order, pursuant to the provisions of Section 42-351 and Section 42-1701B, Idaho Code, ordering MLS to cease diversion of ground water for application to lands not in conformance with water right 36-10522.
2. That the findings of fact and conclusions of law contained in the Notice of Violation and Cease and Desist Order are incorporated herein by reference.
3. That a compliance conference, pursuant to Section 42-1701B, Idaho Code, was held on June 26, 2000, at Twin Falls, Idaho. The department and MLS desire to remedy the violations of Idaho water law alleged in the Notice of Violation through compliance with the terms and conditions of this Agreement and Consent Order which is entered into in accordance with the provisions of Section 42-1701B, Idaho Code.

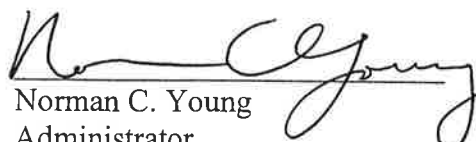
AGREEMENT AND ORDER

Based upon the foregoing findings and pursuant to agreement of the parties, the department orders as follows:

1. MLS will cease diversion of ground water under right 36-10522 to avoid the violations alleged in the Notice of Violation.
2. MLS may continue to divert ground water under this right if the use is limited to the 37-acre place of use and 0.74 cfs rate of diversion authorized by right 36-10522.
3. MLS may continue to divert ground water and commingle it with surface water from the North Side Canal Company for use with the existing pivot system provided that MLS limits the rate of diversion to 0.74 cfs and obtains an approved water right transfer from the department that authorizes a permissible place of use. The transfer shall limit the place of use to 37 acres authorized by right 36-10522 within a total place of use as defined by the pivot.
4. The department will suspend the \$1000 civil penalty contingent upon MLS ceasing further diversion of ground water under right 36-10522, except as in the Agreement and Order. The department will require payment of the \$1000 civil penalty if MLS fails to fully comply with the terms of the Agreement and Order.
5. If MLS continues diversion of water not in conformance with this agreement and order, then MLS will pay a civil penalty of three hundred dollars (\$300) per acre for each acre irrigated, in whole or in part, by the illegal use or diversion.
6. This Agreement and Order shall be effective immediately upon signing by both parties. Compliance with the Agreement and Order by MLS shall preclude any civil enforcement action by the department for the violations alleged in the Notice of Violation.

DATED this 26TH day of July, 2000.

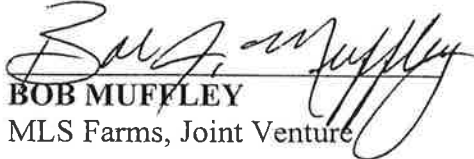
KARL J. DREHER
Director


Norman C. Young
Administrator
Water Management Division

CONSENT

MLS Farms acknowledges in general the facts set forth and accepts fully the terms and conditions of this Agreement and Consent Order. These terms shall become effective upon execution by the parties. MLS Farms waives any right to contest this Agreement and Consent Order and consents to the issue hereof.

SIGNED this 30th day of July, 2000


BOB MUFFLEY
MLS Farms, Joint Venture

Merritt, Allen

From: Merritt, Allen
Sent: Wednesday, September 29, 1999 2:31 PM
To: Luke, Tim; Young, Norm
Cc: Merritt, Allen
Subject: Letter to Coiner Long about potential violation

This day Bob Muffley and Dan Suhr came into the office regarding the use of the well under 36-10522.

They are buying the land under contract and are doing business under MLS Farms but the right is still in Coiner Long Corp's name.

The right is for 0.74 cfs which has historically been used on 37 acres as recommended in the SRBA. The problem is that the well capacity is around 2.00 cfs. (This is what got them in trouble). Muffley indicated that about 1993 when they bought the property they modified the system whereby the well is pumped into a pond where canal shares are mingled and then water is gravity fed to gated pipe and a portion is pumped to a pivot.

Through GIS it was determined that the system now covers about 130 acres. They indicated the lands have full canal shares but they pump the well early in the season and late in the season when shares are not available.

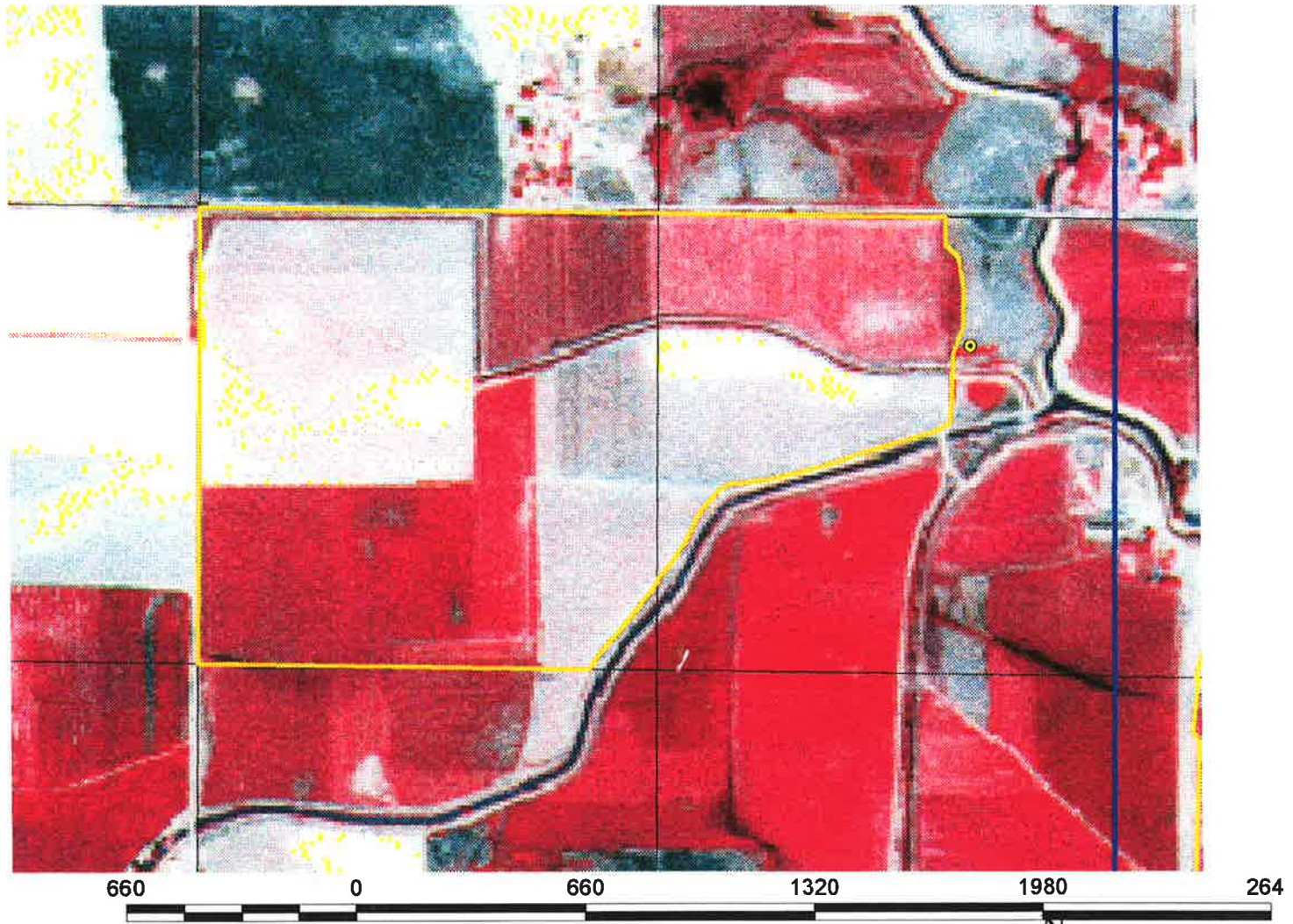
I gave them a transfer application and copies of maps from GIS to aid in filling out a transfer. I suggested they consider applying for a PPU. I also recommended that they reduce the well capacity since it appears no pre1987 BU had been established and through the SRBA the right limit was 0.74 cfs.

They indicated that they would probably file the transfer but would need to involve Coiner Long Corp since they hold the water right.

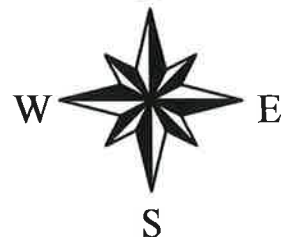
GIS shape on Allen's machine

IDAHO DEPARTMENT OF WATER RESOURCES

36-10522
COINER LONG CORP



TNS 7S, RNG 15E, SEC 29



⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 1997
BY JEANIE ROBERTSON

"DO NOT FILM"

CLAIM NUMBERS 36-10522

DATE 10/23/97
AGENT JF

TRANSFER NUMBER _____
OBJECTION FILED _____
TOTAL ACRES FROM RECOMMENDATION 37
GEOGRAPHIC INFO SYSTEM 54.16

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	075	15E	29													12	25		37
GIS																14.78	39.38		54.16
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF 6666
B36-DBPOD.DBF 636

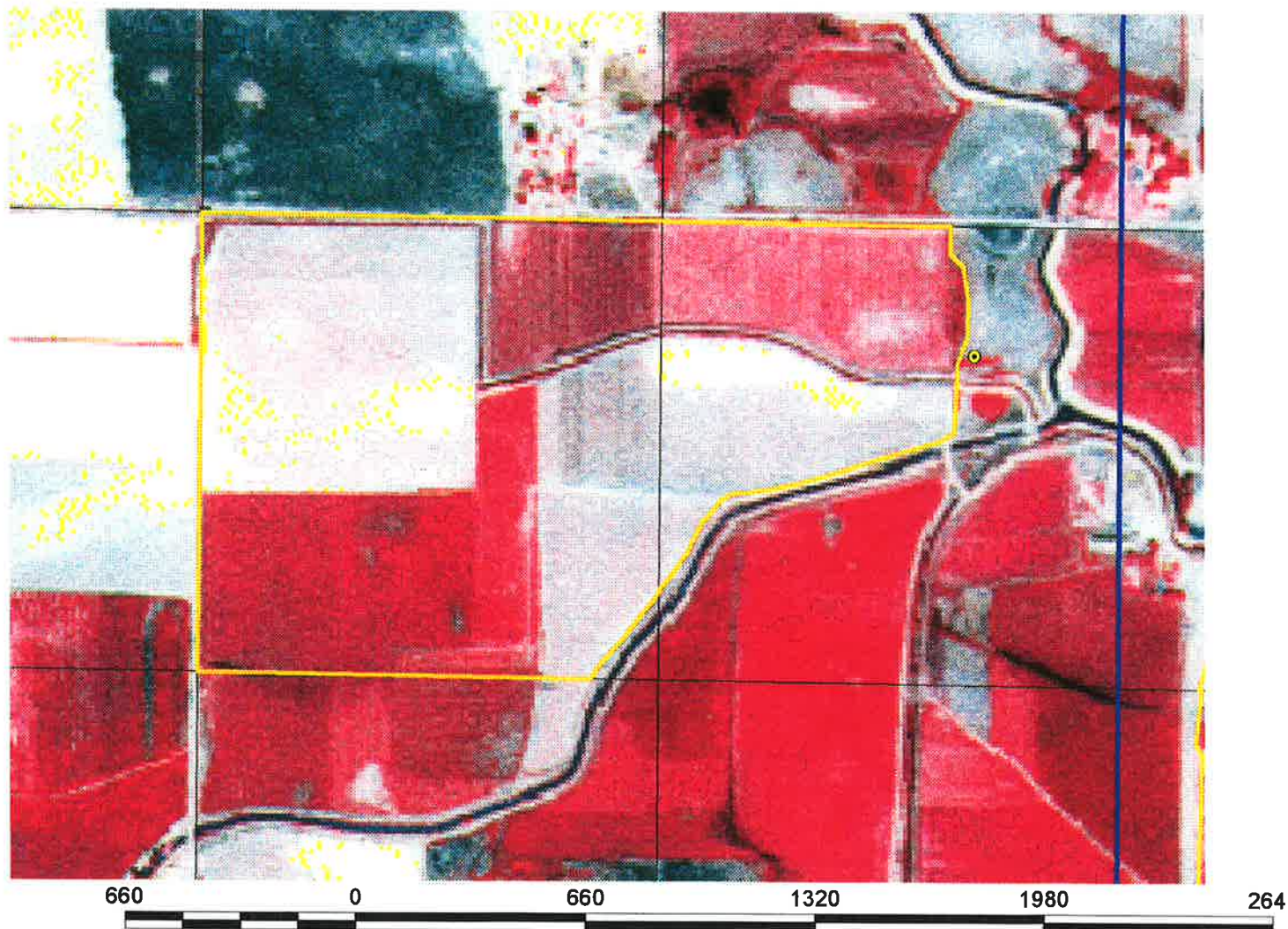
POLYGON CREATED ON 604 (✓)
ATTRIBUTES OF B36-POU.SHP 6666
ATTRIBUTES OF B36-POD.SHP 636 NENESE-29

#37 Ac. recommended out of 54 Ac. found irrigated
(water is combined with canal water)

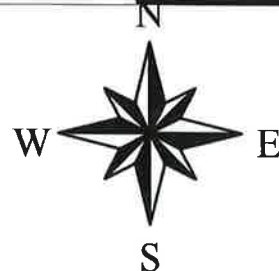
P/U CONFLICT yes () no (✓)
P/D CONFLICT yes () no (✓)
READY FOR DECREE yes (✓) no ()
SENT FOR DECREE yes () no ()

IDAHO DEPARTMENT OF WATER RESOURCES

36-10522
COINER LONG CORP



TNS 7S, RNG 15E, SEC 29



⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

SECTION LINES

QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 1997
BY JEANIE ROBERTSON

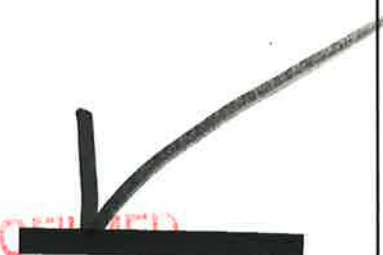
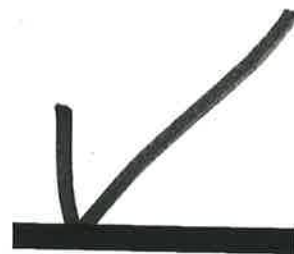
R PROOF

CVR

MAPS

PHOTOS

MISC



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FEB 07 1993

Water Right Number - R36-10522

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
COINER LONG CORP1 - C/O FIRST SECURITY BANK OF ID
2 - PO BOX 7
3 -
City- TWIN FALLS State- ID Zip- 83303
Phone - 208-736-1207*** O - ORIGINAL OWNER ***
COINER-LONG CORP1 - C/O TWIN FALLS BANK & TRUST
2 - PO BOX 7
3 -
City- TWIN FALLS State- ID Zip- 83303
Phone - 208-736-1224+ - - Priority Date - - + + - - Region - - + + - - Stage - - + + - - Status - - - +
08/01/1961 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 15E 29 NE NE SE (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.740 148.00
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.740 148.00 111.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 15E 29 NE SE 12.0 01 IRRIGATION (47) GOODING
07S 15E 29 NW SE 25.0 01 IRRIGATION (47) GOODING

Total Acres: 37.0

+ - - Diversion Means - 12" X 205' WELL, 50 HP MOTOR, PUMP, OPEN DISCHARGE, GRAVITY

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE CONDITIONS

+ - - - - Remarks - - - - - +
No Remarks found.MICROFILMED
FEB 07 1993

Water right number - R36-10522

Prefix Translation: RESEARCH

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

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found+ - - - - Conditions of Approval - - - - - +
S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

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

Date: 12/11/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS

OF THE 37 AC. CLAIMED, CANAL SHARES ARE USED ON ABOUT 15 AC. THE WELL IS THE MAIN WATER SOURCE FOR THE 37 AC.

THE SYSTEM WAS DEVELOPED IN 1961 AND HAS NOT CHANGED SINCE THEN. APPARENTLY THERE IS NO RECORDED WATER RIGHT FOR THIS SYSTEM.

Date: 10/01/1992 User Id: ROBERTSO Subject: OWNERSHIP CHANGE

Change of ownership form received 9/14/92-original owner T F Bank & Trust - new owner First Security Bank of Idaho. Copy of Agency Agreement submitted with form. A36-10522 also changed this date.

+ - - Audit Fields - - +
10/01/92 ROBERTSO

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/12/1990	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/01/1992	Old Judicial District	-
Claim Received Date	- 09/19/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002269	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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FEB 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-10523

LAST: COINER-LONG CORP.
ADDRESS: C/O TWIN FALLS BANK & TRUST
P.O. BOX 7
CITY: TWIN FALLS
PHONE NUMBER: 208-736-1224

FIRST:
STATE: ID ZIP: 83303

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS? DATABASE FIELD
Y EXAMINER

CLAIM REMARKS: OF THE 37 AC. CLAIMED, CANAL SHARES ARE USED ON ABOUT 15 AC. THE
WELL IS THE MAIN WATER SOURCE FOR THE 37 AC.
THE SYSTEM WAS DEVELOPED IN 1961 AND HAS NOT CHANGED SINCE THEN.
APPARENTLY THERE IS NO RECORDED WATER RIGHT FOR THIS SYSTEM.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: BRENT ANDREWS

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/12/90

APPOINTMENT MADE: Y() N()

TIME: 11 : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: Mgr.

DIRECTIONS TO PROPERTY / REMARKS:

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FEB 07 1993

A. AJ CLAIM: * A36-10522 PRIORITY DATE: 08-01-1961 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

Y

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (Y) NO)
IF YES EXPLAIN.

REMARKS:

affidavit from Charles H. Coiner on 10-25-90

RECOMMENDED PRIORITY DATE:

8-1-1961

REVIEWED BY

SW

DATE *12-11-91*

A. AT CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
436-10522	07S	15E	29	<i>Ne</i>	NE	SE		GOODING

OTHER AT CLAIMS WITH SAME AT FOR
A. PREFIX R. PREFIX
NONE NONE

NR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
Y

FIELD
EXAMINER

REMARKS:

confirmed with field exam

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<i>7N</i>	<i>12E</i>	<i>29</i>	<i>Ne</i>	<i>Ne</i>	<i>SE</i>		<i>47</i>

SOURCE:

REVIEWED BY:

GW
GW

TRIB:

DATE: *9/12/90*

MICROFILMED

FEB 07 1993

A. ROOT WATER RIGHT NUMBERS: 436-10522

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AT #/ACRES	UP #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
07S	15E	29	NW	SE		COINER-LONG CORP. NORTH SIDE CANAL COMPANY LTD.	436-10522 /25.0 A01-00212Z0/40.0	- / -	37.0		25
07S	15E	29	NE	SE		COINER-LONG CORP. NORTH SIDE CANAL COMPANY LTD.	436-10522 /12.0 436-10836 / A01-00212Z0/40.0	- / - / -	39.0		12
TOTAL ACRES							436-10522	37.00	76.00		37

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

X

you includes land in SWSE

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y
FIELD EXAMINER N

PRESUMPTION FLAG:

REMARKS:

Combined w/ NSec water

RECOMMENDATIONS:

TOTAL ACRES: 37
REVIEWED BY: LW

DATE: 9/17/90

See 12-11-91

A. ALL CLAIMED USES:

A36-10532 PURPOSES
IRRIGATION

MONTH/DAY
FROM 03-15 TO 11-15

DIVERSION QUANTITY
~~0.000~~ CF
~~0.000~~ CFS 148.00 AF/A .74
148.00 AF/A .74

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WE RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

DATABASE FIELD
EXAMINER
Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(✓)

RECOMMEND TO WE STANDARDS OR OTHER?

Y(✓) N() Explain in remarks, below.

REMARKS:

37 x .02 = .74 CFS

MICROFILMED
FEB 07 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AT TOTAL CLAIMED DIVERSION RATE: 2.000 CFS
 WR ROOT RIGHT TOTAL DIVERSION RATE: 0.260 CFS

N/A

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
 ** If an amount smaller than the original diversion rate is **
 ** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

FIELD
 DATABASE EXAMINER
 Y N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD *theoretical calc.*, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: CANAL SHARES

See conditions = S17

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-10522	GROUNDWATER	COINER-LONG CORP.	2.000	0.054	148.00	4.00
A01-0021270	SNAKE RIVER	NORTH SIDE CANAL COMPANY LTD.	2250.000	0.091		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10522	DOMESTIC	COINER-LONG CORP.	FROM 01-01 TO 12-31	.040 CFS	

MICROFILMED
FEB 07 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 37 x 0.02 CFS/ACRE = .74 CFS
(Taken from g/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 111.0 AF/A

ACRES 37 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 111 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 148.00 AF/A

ACRES 37 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 148 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)

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

*used in combination with canal water - see
claim remarks - limited to 1" per acre*

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV DATE CES		REC. DIV VOL. AE/A		REC. CONS. USE	
		DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
INRI6	3/9 11/15		.74		148		111
TOTAL FOR THIS NIGHT			.74		148		111

REVIEWED BY: 1W DATE: 9/17/90

S17

MICROFILMED
FEB 07 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV. RATE CES		REC. DIV. VOL. AS/A		REC. CONS. USER	
		DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
INRI6	3/15 11/15		.74		148		111
TOTAL FOR THIS NIGHT			.74		148		111

REVIEWED BY: 1W

DATE: 9/17/90

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S17

A CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED

N/A

NEEDS
REVIEW

()
()
()

R SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: A36-10522

TOTAL DIVERSION RATE OF NR SPLITS

SPLITS:

DATABASE

EXAMINED

N/A

CES

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "P"
CLAIM NUM.

"R" DIV.
RATE

NR RIGHT
NUMBERS

DIVERSION
RATE

A36-10522

2.000

TOTAL CES

2.000

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

N/A

REMARKS:

*Well capacity exceeds the allowed right of use.
Canal claims all lands covered by NSCC shares.*

AUTHENTICATION:

SIGNATURE:

W

NAME OF FIELD EXAMINER:

Steve Celli 12-11-91

DATE:

9/17/90

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
00/00/00

CLAIM NUMBER: 036-10522

10
LOCK INFORMATION

CLAIMMENT	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
CLAIM DATE	Y	10-25-90 Coiner		N	6.	su 12-11-91	su 12-11-91	
OF DTU	Y			Y (V)	1,5			
E	Y			N				
OF USE	Y			N	1,5			
AMOUNT VOLUME	Y			Y	1,6			
PTIVE USE				Y				
SES	Y			N				
D OF USE	Y			N				
OF CLAIM	Y			N				
KS	Y			Y				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PG = 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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18
3443
FEB 07 1993
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CLAIM A36-10522 INIT su
T. R. S. Q/Q
P/D 7S 15E 29 NENE SE
PHOTO AA71 (SW)
DT.&ID. c. 1977

19
R 15E

WELL
POD

T
7
S

RUBY
-07840P

RUBY
-07814
3438 7/2/74

29

25

12

COVER
-10522

Wendell

Well
3445

ARTHUR'S ROW
-12511

WERT
-028

Sewage Disposal
Ponds

Grain
Elevator

Borrow
Pit

BM 3427

Brent Andrews - Mgr

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: A36-10522
DATE: 9/12/90
BY: lw

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (...50...) \times (0.70)}{[(...120...) + (... \times 2.31)]} = \frac{308}{120} = 2.56$$

LIFT FROM:

measurement ()

owner ()

area estimate ()

well logs ()

Booster (Y) (N)

REMARKS

PSI FROM:

measurement ()

owner ()

estimate ()

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

50HP HOLLOSHAFT #1253099

Pump Make, Serial or ID, rating

Canal shaver also used on property

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)
3/15 - 11/15	246
4/1 - 11/1	215
4/15 - 10/15	184
3/1 - 12/1	276

POTENTIAL = $\frac{(...246...) \times (1.98) \times (...2.56...)}{(...3.7...)} = 33.7$

POTENTIAL = 33.7

REQUIRED Acre Feet/Acre/Annum = 4
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (✓)

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()