

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: A36-10769
Date Received: 8/30/1988
Receipt No: 5001942
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GOOD HART DAIRIES INC. 208-536-2178
Address: 1546 EAST 3600 SOUTH
WENDELL, ID 83355

2. Date of Priority: DEC 31, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	14E	35	SE	SE	SW		GOODING

5. Description of diverting works:
TWO WELLS DELIVERING TO COMMON PRESSURE SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.140		
COMMERCIAL	01/01	12/31	0.140		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 2 HOUSES, S/ 900 DAIRY, C/ 24 STALL DAIRY BARN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	14E	35				STOCK	

A36-10769

Page 1

Date: 08/30/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	14E	35	SE	SW	COMMER DOMEST	

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:
NONE

14. Remarks:

THE ORIGINAL WELL WAS DRILLED AND SUPPLIED THE RED CLOUD RANCH AND THEN THE NEWMAN SHEEP COMPANY. THE SECOND WELL WAS ADDED IN 1979 AS A BACKUP FOR THE FIRST WELL. BOTH WELLS SIT SIDE BY SIDE AND SUPPLY A COMMON PRESSURE 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: 1

For Organizations:

I do solemnly swear or affirm that I am Vice Pres. - Sec. of Good-Hart Dairies INC., that I have signed the foregoing
Title
Organization

document in the space below as Vice Pres. - Sec. of Good-Hart Dairies INC. and that the statements contained in the
Title
Organization

foregoing document are true and correct.

Michael D. Doullhart
Signature of Authorized Agent
Vice Pres. - Sec. - Good-Hart Dairies INC.
Title and Organization
8-30-88
Date

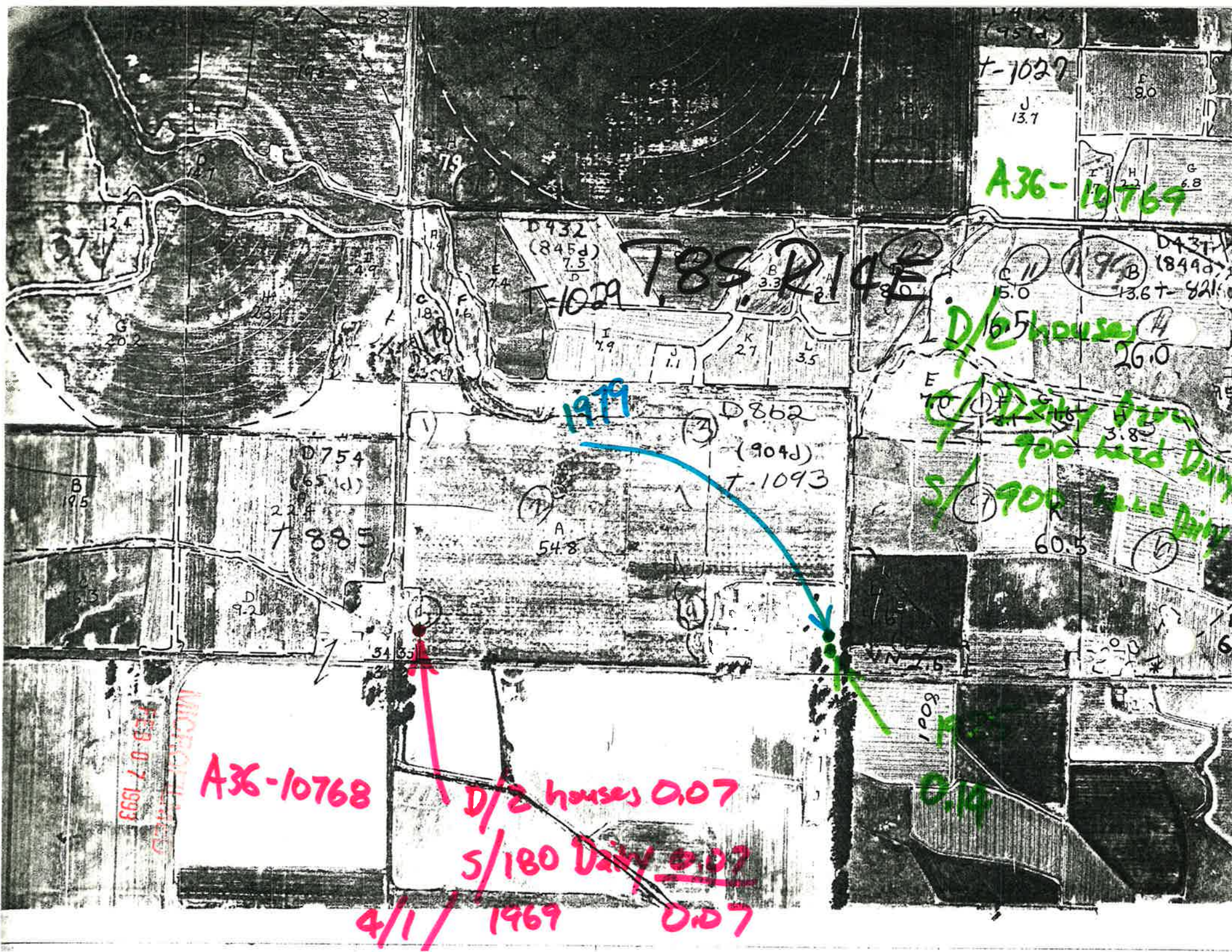
State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of Aug 19 88

Al D. Merritt
Notary Public

Seal.

Residing at Kimberly, ID
My Commission Expires 6/30/98



T-1027
J
13.7

A36-10769

D432
(845d)
7.5
D

785 R14E

T-1029

D/2 house
S/ Dairy
900 land Dairy
S/ 900 land Dairy

1979

D862
(904d)
T-1093

D754
(65d)
224
T-885

A36-10768

D/2 houses 0.07
S/180 Dairy 0.07
4/1 / 1969 0.07

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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

A36-10769
GOOD HART DAIRIES INC.
1544 E. 3500 E.

VENDELL ID 83305

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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CONVERSATION MEMORANDUM

NAME OF PARTY MIKE GOODHEART
 EMPLOYEE: LW + BW

DATE 8/15/90
 FILE A36-10769

RE: ✓ 950 actual milk cows .65 cfs, 40 Vol
✓ 200 dairy stock .05 cfs, 2.7 Vol
✓ 2 houses

submersible
 These 2 wells are specifically used
 for dairy facility, 2 other wells
 used for watering dairy stock

A36-10769 & A10768

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85 140 35
see see SW

CALL EATON -
SUBMERSIBLE WELLS

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: A36-10769
DATE: 8/15/90
BY: LW + BW

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])

$$Q = \frac{(8.8) \dots 10.4 \dots (0.70)}{[\dots 90 \dots + (\dots 40 \dots \times 2.31)]} = \frac{6116}{182} = 0.34 \text{ cfs} = (152 \text{ gpm})$$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate (✓)	estimate (✓)	Pump Make, Serial or ID, rating
well logs ()	owner gage ()	2 5HP Submersible pumps
Booster (Y) (N)		1 in each capped well

REMARKS

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	(.....) X (1.98) X (.....)
4/1 - 11/1	215	
4/15 - 10/15	184	
3/1 - 12/1	276	(.....)

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(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 ()

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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

April 8, 1991

GOOD HART DAIRIES INC
1546 E 3600 S
WENDELL ID 83355

RE: Evidence of Priority - Snake River Basin Adjudication
Claim #A36-10767 & A36-10769

Dear Claimant(s):

Our records indicate that your claim(s) listed above, is based upon either a "Statutory Claim" or "Beneficial Use" of the water. For water rights of this type, the claimed "Priority Date" must be substantiated with supporting evidence. We previously requested this supporting evidence be submitted by November 1, 1990, and to date we have not received the requested documentation.

Before the Department can make a recommendation to the Court to decree the claim(s), some evidence of the priority date must be submitted. Again we are enclosing a brochure outlining the types of evidence you may submit, and a printout of your claim(s) for reference. We request that you submit your evidence of priority as soon as possible. If we do not receive the requested documentation, your claim(s) will be recommended for disallowal due to lack of evidence supporting any priority date.

Please submit the required evidence supporting the priority date(s) by April 23, 1991. Please reference the claim number on your correspondence. If you have questions or need other assistance please contact this office.

Sincerely,

Anna Baumgardner
for Allen Merritt, P.E.
Adjudication Section Supv.

Enclosure

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FEB 07 1993

CONVERSATION MEMORANDUM

NAME OF PARTY Hank Goedhart jr.
 EMPLOYEE: NORM BROWN

DATE 04/22/91
 FILE A36-10767 and
A36-10769 ✓

RE: Good Hart Dairies

Mr. Goedhart and his brother came in on 04/11/91 questioning what further proof was required of them. They visited with Allen Merritt and myself.

Today they returned with the proof needed. It is composed of the following "strong" information and was accepted by Allen Merritt and I.

1) Notarized statement of Henry "Hank" Goedhart jr. explaining ownership and dates involved. Also, it referred to the signed statements of two other affiants (Mr. James Eaton age 81 years and Mr. Darwin Clark). Both men are elderly and could not travel to a Notary. Mr. Eaton was a well driller for years.

2) Signed statement of James Eaton, Well Driller.

3) Signed statement of Darwin Clark former resident of the property.

I've signed on all three documents as receiving them on today's date.

Norman D. Brown
 Water Resource Agent

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FEB 07 1993

IN THE MATTER OF:

A36-10769 - H.D. #
A36-10767 -

AFFIDAVIT

State of Idaho

County of Twin Falls

I Hank Goodhart

being first duly sworn,

deposes and says:

My dad bought our dairy
in 1964 and both wells were on the
place. Darwin Clark lived on the place
before my dad moved on - he was the
son of Ray Clark that owned it.
James Eaton, who is now retired,
worked on these wells years earlier.
I know that the forms that we
have brought in are correct and as
accurate as the men can remember.
It was so long ago that it is almost
impossible to get the exact date.

Rec'd 4/22/91
N. SPZ room
IDWR

Hank Goodhart
(signature)

Subscribed and sworn to before me this 22nd day of April 1991.

Sharon A. Robinson
(notary public)

Residing at Twin Falls, Idaho
My commission expires 6-13-94

FEB 07 1993

IN THE MATTER OF:

A36-10769 - 2nd
A36-767 -

AFFIDAVIT

State of Idaho

County of _____

_____ being first duly sworn,
deposes and says:

*I James Eaton worked on these
well the dates are very close to being right*

*Rec'd 4/22/91
N. O. Brown
IDWR*

James Eaton
(signature)

Subscribed and sworn to before me this _____ day of _____ 19 ____.

(notary public)

Residing at _____

My commission expires _____

FEB 07 1993

IN THE MATTER OF:

A-5-10768 and
A36-10767

AFFIDAVIT

State of Idaho

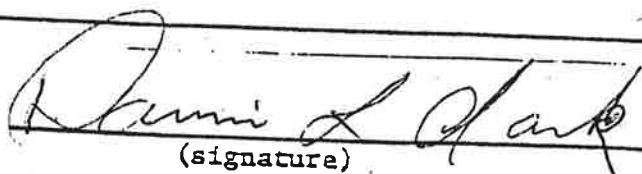
County of _____

deposes and says:

being first duly sworn,

I DANWIN CLARK lived
near from 1949 to 1964 my dad
drilled a well in 1957 for electric
a 15 horse power. The domestic well was
near, drilled in 1925.

Rec'd 4/22/91
N. A. Brown
IDWR


(signature)

Subscribed and sworn to before me this _____ day of _____ 19 _____.

(notary public)

Residing at _____

My commission expires _____

FEB 07 1993

CCY

2001/22-6 PM 2:52

FILED

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

In Re SRBA

Case No. 39576

SUBCASE NO. 36-10769

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **I.C. § 42-222 TRANSFER**

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☒ Change in Ownership

☒ Point of Diversion

☐ Period of Use

☐ Split of Water Right

☒ Place of Use

☐ Nature of Use

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

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

Dated:

4/5/01

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4/6, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Good Hart Dairies Inc
1546 E 3600 S
Wendell ID 83355
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Goedhart & Goedhart Partnership
1548 E 3600 S
Wendell ID 83355
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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

03/16/2001

RIGHT NUMBER: 36-10769

NAME AND ADDRESS: GOEDHART & GOEDHART PARTNERSHIP
1548 E 3600 S
WENDELL, ID 83355

SOURCE: GROUND WATER

QUANTITY: 0.14 CFS
77.3 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-10768 IS LIMITED TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 39.8 AF FOR THE WATERING OF STOCK

PRIORITY DATE: 12/31/1925

POINT OF DIVERSION: T08S R14E S35 SESESW Within GOODING County

THREE POINTS OF DIVERSION LOCATED IN T08S, R14E, S35, SESESW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.14 CFS
		39.80 AFY
COMMERCIAL	01-01 12-31	0.14 CFS
		35.10 AFY
DOMESTIC	01-01 12-31	0.08 CFS
		2.40 AFY

PLACE OF USE:

<u>STOCKWATER Within GOODING County</u>			
T08S R14E S35	SESW		
<u>COMMERCIAL Within GOODING County</u>			
T08S R14E S35	NESW	T08S R14E S35	NWSW
T08S R14E S35	SWSW	T08S R14E S35	SESW
T09S R14E S2	NENW	T09S R14E S2	NWNW
T09S R14E S2	SNNW	T09S R14E S2	SESW
T09S R14E S2	NWSW		
<u>DOMESTIC Within GOODING County</u>			
T08S R14E S35	SESW		

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

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

THE WATER USED FOR COMMERCIAL USE UNDER APPROVAL OF TRANSFER 5379 IS APPLIED TO
AND IRRIGATES LAND LISTED IN THE PLACE OF USE TO SATISFY WATER QUALITY
REQUIREMENTS. WATER SHALL NOT IRRIGATE GROWING PLANTS UNLESS THE WATER IS FIRST
BENEFICIALLY USED IN THE DAIRY FACILITY AS AUTHORIZED BY THESE WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

COMMERCIAL USE IS FOR A DAIRY LOCATED IN T08S, R14E, S35, SESW.

Water Right 36-10769



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

April 6, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GOEDHART & GOEDHART PARTNERSHIP
1548 E 3600 S
WENDELL ID 83355

RE: SRBA Claim(s) 36-10769

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Southern
NCAP - 10769
10767 *decided*

TRANSFER OF WATER RIGHT

TRANSFER NO. 5379
WATER RIGHT NO(S). 36-10767A/36-10769

RECEIVED
APR 28 1999
Department of Water Resources
Southern Region

This is to certify that: **GOEDHART & GOEDHART PARTNERSHIP**
1548 E 3600 S
WENDELL ID 83355

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-10767A :			
IRRIGATION	04/01 to 10/31	0.06 CFS	8.0 AF
STOCKWATER	01/01 to 12/31	0.20 CFS	35.6 AF
COMMERCIAL	01/01 to 12/31	0.25 CFS	45.4 AF
Priority: 05/01/1961			
SUBTOTAL:		0.45 CFS	89.0 AF
Right No. 36-10769 :			
STOCKWATER	01/01 to 12/31	0.14 CFS	39.8 AF
COMMERCIAL	01/01 to 12/31	0.14 CFS	35.1 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	2.4 AF
Priority: 12/31/1925			
SUBTOTAL:		0.14 CFS	77.3 AF
TOTAL:		* 0.59 CFS	* 166.3 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 35, Township 08S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08S 14E 35	SESW 2			2
Total number of acres irrigated:				2

PLACE OF USE: STOCKWATER

<u>TWN RGE SEC</u>	
08S 14E 35	SESW

TRANSFER NO. 5379
WATER RIGHT NO(S) . 36-10767A/36-10769

PLACE OF USE: COMMERCIALTWN RGE SEC

08S 14E 35	NESW	NWSW	SWSW
	SESW		
09S 14E 2	NENW	NWNW	SWNW
	SESW	NWSW	

PLACE OF USE: DOMESTICTWN RGE SEC

08S 14E 35	SESW
------------	------

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer 5379 shall not exceed 0.59 cfs, nor a nor total combined annual volume of 166.3 af.
8. The water used for commercial use under this transfer approval is applied to and irrigates land listed in the place of use to satisfy water quality requirements. Water shall not irrigate growing plants unless the water is first beneficially used in the dairy facility as authorized by these water rights.
9. The right holder shall maintain control of North Side Canal Co. shares associated with the 27.0 acres removed from irrigation use and continue to use the surface water as the primary irrigation source when available on the remainining irrigated acres within the place of use described above.

TRANSFER NO. 5379
WATER RIGHT NO(S). 36-10767A/36-10769

CONDITIONS OF APPROVAL AND REMARKS

10. Rights 36-10769 and 36-10768 shall not exceed a total combined annual diversion volume of 39.8 af for stockwater use.
11. Commercial use is for a dairy located in SESW, S35, T08S, R14E.
12. Domestic use is for 2 homes.
13. Three (3) points of diversion are located in SESW, S35, T08S, R14E.

Dated this 26th day of April, 1999.

J. Glen Saxton
Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 36-10767A & 36-10769

FROM: Pam Skaggs/State Office *PS*

SUBJECT: Transfer 5379

DATE: April 22, 1999

ok

Transfer 5379 adds points of diversion under Right 36-10767A and 36-10769, and changes the place, nature & season of use under a portion of Right 36-10767A. to provide additional commercial and stockwater use for an existing dairy.

Right 36-10767 was decreed as a supplemental groundwater right and the shares associated with the 27.0 acres removed from irrigation must be retained and continue to be used on the remaining irrigated land on the applicant's property. The dairy use is considered to be 100% consumptive allowing a total maximum annual diversion volume of 81.0 af from the 27.0 acres no longer irrigated.

The region expressed some concern regarding the total diversion volume from these rights and the remaining irrigation rights, 36-07319 and 36-7454. Review of the historic use of the two associated wells identified both the average and highest annual volume from each well. Original recommendation for limitation was based on a combination of the average from one well and the highest volume from the other. After discussion with Allen Merritt, it was agreed that we should use the higher volumes from both wells or 590.0 af to assess any enlargement.

With an adjustment to Right 36-10769 to reflect the limited stockwater volume, taking into account the overlap volume limit for stockwater with Right 36-10768, and the reduction of diversion volume through the change in nature of use of 65 acres irrigation to dairy uses (65 af less), all rights under Transfers 5319 and 5379, and the remaining irrigation rights equal a total combined annual volume of 578.7 af. This total maximum diversion volume is less than the 590.0 af identified through well records and close to the 574.0 af originally identified by region staff.

Recommended conditions include measuring devices, annual reporting, water quality, county zoning, land application, North Side Canal Co. shares under Right 36-10767A, stockwater volume limit with Right 36-10768 & 36-10769 and standard transfer conditions.

Change in Nature of Use Evaluation

	<u>Rate</u>	<u>Use</u>	<u>Acres</u>	<u>Div Vol./C.U. Vol.</u>
36-10767A	0.45 cfs	Irrigation	29.0 acres	116.0 afa/ 87.0 afa
(Proposed	0.06 cfs	Irrigation	2.0 acres	8.0 afa/ 6.0 afa
Changes)	0.45 cfs	Stockwater/Commercial	(27.0 acres)	81.0 afa/ 81.0 afa
After Transfer	0.45 cfs	Irr/Stock/Comm	2.0 acres	89.0 afa/ 87.0 afa

FROM: Allen Merritt

DATE: February 22, 1999

TO: Transfer File No. ~~5319~~ ⁵³⁷⁹

Water Right(s): 36-10767 Part
36-10769

In the Name of: Goedhart & Goedhart Partnership

SUBJECT: Review and Recommendation

This transfer is the "new" transfer referenced in the writeup for transfer #5319. This transfer proposed to straighten out the water use at the old dairy site in the SESW S35, T08S, R14E. If transfer #5319 has not yet been reviewed in the State Office then this transfer should be reviewed with that file.

In reviewing the use of the wells in Section 35 it is found that the 15 HP well serves right 36-10769 under approved transfer No. 4295. Transfer 4295 approved an already existing connection to the existing dairy. This well has now become the primary dairy well for the existing dairy. The other two smaller wells (3 & 5 hp) are reported to now be the backup wells. Note that right 36-10769 has a rate of 0.14 cfs but the 15 hp pump when pressurized has a rate of around 0.40 cfs. To correct this excessive rate 36-10767A not associated with transfer 5319 is being transferred under this transfer to cover the use at the existing dairy.

A review of the power records for the 15 hp well in reviewing transfer 5319 found that the use of groundwater has been somewhat supplemental to canal shares. (See Georgia's power use analysis in transfer 5319 file). To facilitate approval of transfer 5319 the applicant was requested to sign the agreement (attached to 5319) to allow limitation of associated groundwater rights on the property. Approval of this transfer and 5319 should be made consistent with each other. It should be recognized that the canal shares and waste water from the old and new dairy are intended to be used before use of groundwater for irrigation.

RECOMMENDATION

I recommend this transfer be approved subject to the following conditions:

- The use is subject to measuring and reporting to the West ESPA Measurement District.
- The total combined diversion volume of 36-10767A, 36-10769, 36-07319 & 36-07454 is limited to 460 afa. (Note that 36-10769A and 36-10769 are the subject of this transfer.)
- Waste water from the dairy may be land applied by irrigation to lands within the SW S35 as needed.
- All canal shares present on lands of applicant shall be maintained on property and utilized as the primary irrigation source.

Age 1 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE

Transfer No. 5379

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Goedhart & Goedhart Phone 536-2178
Post Office address 1548 E 3600 S, Wendell, ID. 83355

PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Convert irrigation to an existing dairy that is associated w/ 36-10769 (T#4295)

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>36-10767A</u>	<u>05/01/1961</u>	<u>0.45 cfs</u>	<u>Com/Stock</u>	<u>1/1</u> to <u>12/31</u>
<u>36-10769</u>	<u>12/31/1925</u>	<u>0.14 "</u>	<u>" / " / Dom</u>	<u>"</u> to <u>"</u>
<u>36-10767A</u>	<u>05/01/1961</u>	<u>0.06</u>	<u>Irrigation</u>	<u>4/01</u> to <u>10/31</u>
				to _____

2. Total amount of water being transferred 0.59 cubic feet per second and/or 169 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SE</u>	<u>SE</u>	<u>SW</u>	<u>35</u>	<u>08S</u>	<u>14E</u>	<u>Gooding</u>	<u>A0007822 (S. WELL 3HP)</u>
	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>" "</u>	<u>" " " (N. WELL 5HP)</u>
	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>" "</u>	<u>A0007843 (15 HP)</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>08S</u>	<u>14E</u>	<u>35</u>																	
<u>"</u>	<u>"</u>	<u>"</u>																	
<u>"</u>	<u>"</u>	<u>"</u>																	

Total acres 2

PART 1

6. General Information:

- a. Description of diversion system 3 WELLS FOR EXISTING DAIRY ; NORTH WELL 5HP, SOUTH WELL 3 HP, 15HP (SESESW 1/4 SEC. 35) TIED TOGETHER TO SUPPLY EXISTING DAIRY, STOCKWATER, & HOMES (2 AC. IRR)
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. ☐ If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
APPLICANT AGREES TO ALLOW IDWR TO LIMIT THE ANNUAL VOLUME OF WATER RIGHTS 36-07319, -07454 & PTN. OF 36-10767 FROM IRRIGATION USE TO USES ASSOCIATED WITH EXISTING & PROPOSED DAIRIES (SEE T#5319)
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

Water Right Number - X36-10769

Prefix Translation:

XFER OF RECOM. CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***

GOOD HART DAIRIES INC

1 - 1546 E 3600 S

2 -

3 -

City- WENDELL

Phone - 208-536-2178

State- ID Zip- 83355

+ - - Priority Date - - +

12/31/1925

+ - - - Region - - - +

ERROR IN REGION

+ - - - Stage - - - +

J - BENEFICIAL USE

+ - - - Status - - - +

+ - - - - Source - - - - - +

GROUNDWATER

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

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

08S 14E 35 SE SE SW (47) GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.080	2.40
04 - STOCKWATER		01/01	12/31	0.140	42.70
10 - COMMERCIAL		01/01	12/31	0.140	35.10

+ - Total Div. Rate - +
0.140+ - Total Div. Volume - +
80.20+ - Total Consumptive Use - + + - KW Usage - +
5.8

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	35	SE SW			04	STOCKWATER	(47) GOODING
08S	14E	35	SE SW			10	COMMERCIAL	(47) GOODING
08S	14E	35	SE SW			43	DOMESTIC	(47) GOODING

Total Acres:

+ - - Diversion Means - THREE WELLS DELIVERING TO COMMON PRESSURE SYSTEM

+ - - Non-Irrigation Use - DOMESTIC/2 HOMES; STOCKWATER/950 DAIRY, 200 DRY STOCK/COMMERCIAL

+ - - Other Rights for Same Use - 36-10768

+ - - - - Remarks - - - - - +

TWO POINTS OF DIVERSION LOCATED IN SESESW, S 35, T 8S, R 14E.
USE OF THIS RIGHT WITH RIGHT NO. 36-10768 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 39.8 AF FOR THE
WATERING OF STOCK.

MICROFILMED
DEC 05 1996

Water right number - X36-10769

Prefix Translation: XFER OF RECOM. CLAIM

+ - - - - Remarks - - - - - +

PURSUANT TO APPROVED TRANSFER NO. 4295:

1. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
2. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
3. THE CHANGE APPROVED BY THIS TRANSFER IS SUBJECT TO THE TERMS OF THE COURT'S FINAL DECREE OF THIS RIGHT IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.
4. USE OF THIS RIGHT WITH RIGHT NO. 36-10768 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 39.8 AF FOR STOCK-WATER.
5. DOMESTIC USE IS FOR 2 HOMES.
6. COMMERCIAL USE IS FOR A DAIRY.
7. THREE POINTS OF DIVERSION ARE LOCATED WITHIN SESW, S35, T08S, R14E.

+ - - - - 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: 07/01/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS

THE ORIGINAL WELL WAS DRILLED AND SUPPLIED THE RED CLOUD RANCH AND THEN THE NEWMAN SHEEP COMPANY. THE SECOND WELL WAS ADDED IN 1979 AS A BACKUP FOR THE FIRST WELL. BOTH WELLS SIT SIDE BY SIDE AND SUPPLY A COMMON PRESSURE SYSTEM.

Date: 12/11/1991 User Id: WORSTELL Subject: WITNESSES OF PRIORITY DATE

THE CLAIMED PRIORITY DATE IS SUPPORTED BY STATEMENTS OF 2 LONG-TIME RESIDENTS.

+ - - Audit Fields - - +

10/24/94 JROBERTS

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/30/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001942	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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DEC 05 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF A CLAIM TO A WATER RIGHT

TRANSFER NO. 4295
CLAIM NO. 36-10769

RECEIVED

APR 05 1994

Department of Water Resources
Southern Region Office

This is to certify that: **GOOD HART DAIRIES INC**
1546 E 3600 S
WENDELL ID 83355

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.14 CFS	42.7 AF
COMMERCIAL	01/01 to 12/31	0.14 CFS	35.1 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	2.4 AF
	Totals	0.14 CFS	80.2 AF

SOURCE

GROUNDWATER

Priority: 12/31/1925

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 35, Township 08S, Range 14E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 14E 35 SESW

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

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DEC 05 1996

TRANSFER NO. 4295
CLAIM NO. 36-10769

CONDITIONS/REMARKS:

3. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
4. Use of this right with Right No. 36-10768 is limited to a total combined annual diversion volume of 39.8 AF for stockwater.
5. Domestic use is for 2 homes.
6. Commercial use is for a dairy.
7. Three points of diversion are located within SESW, S35, T08S, R14E.

Dated this 31st day of

March

, 1994.

J. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED
DEC 05 1996

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4295

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

JAN 26 1994

Department of Water Resources
Southern Region Office
Post Office address Good Hart Dairies, Inc Phone 536-2178
1546 E 3600 S; Wendell ID 83355

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes We want to add an irrigation well with a 15 hp pump as another (3rd) well to our dairy operation. This 3rd well will be a backup to the other two wells. The 3rd well is part of right 36-10767

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

1. Right Number Priority Amount (cfs/acre-ft) Nature of U. Period of Use
- | | | | | |
|-----------------|-------------------|------------|-------------------|----------------------------|
| <u>36-10769</u> | <u>12-31-1925</u> | <u>.08</u> | <u>Domestic</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>.14</u> | <u>Stockwater</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>.14</u> | <u>Commercial</u> | <u>1-1</u> to <u>12-31</u> |
| | | | | to _____ |
2. Total amount of water being transferred .14 cubic feet per second and/or 80.2 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SW	35	8S	14E	Gooding	3 wells

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	14E	35												S					
														C					
														D					

MICROFILMED
DEC 05 1996

Total acres _____

36-10769 T # 4295

PART 1

6. General Information:

- a. Description of diversion system Two wells with 5 hp pumps to a common pressure system to dairy and 2 homes. Third well with 15 hp pump will tie into same system as backup. One 5 hp is main well and the other a backup.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

This right when combined with 36-10768 is limited to 39.8 AF for stockwater. Corporate Officers: Henry Goedhart, Jr. - Pres, Michael D. Goedhart - Sec.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. 36-10769 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

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

☐ Tax Notice Groundwater ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date of priority 12-31-1925

5. Water is used for the following purpose:

amount <u>.08</u>	for <u>Domestic</u>	purposes from <u>1-1</u>	to <u>12-31</u>
(cfs/acre-ft) <u>.14</u>	for <u>Stockwater</u>	purposes from <u>1-1</u>	to <u>12-31</u>
amount <u>.14</u>	for <u>Commercial</u>	purposes from <u>1-1</u>	to <u>12-31</u>
(cfs/acre-ft)			

6. Total amount of water under right .14 cubic feet per second and/or 80.2 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SW	35	8S	14E	Gooding	2 wells

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	14E	35												D					
														S					
														C					

MICROFILMED
DEC 8 5 1996

Total acres _____

9. Describe any other water rights used for the same purpose as described above 36-10768

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

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

Good Hart Dairies, Inc
by Michael D. Goodhart
 Secretary (Signature of Applicant)

Subscribed and sworn to before me this 18th day of January, 19 94.

Judith A. Dice
 (Notary Public)

My commission expires 4/30/97

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by MB Date 1/26/94 Protest filed by _____

Prelim. check by J.F. Stanton Fee 30.00

Receipted by MTS Date 1-26-94 5016505

Published in Gooding Co. Leader Copies of protest forwarded by _____

Pub. dates 2/23 + 3/2/94 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

INTER-DEPARTMENT MEMO

TO: Good Hart Dairies Transfer File 36-10769

SUBJECT: Staff Review

FROM: Jim Stanton

DATE: 2-1-94

Upon questioning, Mr. Hank Goedhart told me that this property had small stockwater/dairy use until about 1976. At that time, a modern dairy was built for about 500 dairy cattle. The number of milkers has since expanded to 950 milkers plus dry stock. So the SRBA recommendation upon which this transfer is based is garbage. This is an illegal dairy without proper water rights.

Mr. Goedhart also stated that the well with 15 hp motor was hooked into the dairy about 4 years ago because the 2 5-hp pumps did not provide enough water. Theoretical capacity of 5 hp pump is 0.17 cfs, while claim recommendation is for 0.14 cfs. Present system would pump 0.70 cfs with 25 hp. There is no water right for 0.70 cfs.

This transfer is totally bogus, and should be denied. Applicant should be required to obtain legal water rights for this dairy.

(X) For your information

Jim Stanton
signature

() Response required

T # 4295

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
FEB 07 1993

Water Right Number - R36-10769

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
GOOD HART DAIRIES INC.

1 - 1546 E. 3600 S.

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2178

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1925 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 14E 35 SE SE SW (47) GOODING

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.080	2.40
04 - STOCKWATER		01/01	12/31	0.140	42.70
10 - COMMERCIAL		01/01	12/31	0.140	35.10

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.140 80.20 5.8

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	35	SE SW			04	STOCKWATER	(47) GOODING
08S	14E	35	SE SW			10	COMMERCIAL	(47) GOODING
08S	14E	35	SE SW			43	DOMESTIC	(47) GOODING

Total Acres:

+ - - Diversion Means - TWO WELLS DELIVERING TO COMMON PRESSURE SYSTEM

+ - - Non-Irrigation Use - DOMESTIC/2 HOMES; STOCKWATER/950 DAIRY, 200 DRY STOCK/COMMERCIAL

+ - - Other Rights for Same Use - 36-10768

+ - - - - Remarks - - - - - +
TWO POINTS OF DIVERSION LOCATED IN SESESW, S 35, T 8S, R 14E.
USE OF THIS RIGHT WITH RIGHT NO. 36-10768 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 39.8 AF FOR THE
WATERING OF STOCK.MICROFILMED
FEB 07 1993

Water right number - R36-10769

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: 07/01/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS

THE ORIGINAL WELL WAS DRILLED AND SUPPLIED THE RED CLOUD RANCH AND THEN THE NEWMAN SHEEP COMPANY. THE SECOND WELL WAS ADDED IN 1979 AS A BACKUP FOR THE FIRST WELL. BOTH WELLS SIT SIDE BY SIDE AND SUPPLY A COMMON PRESSURE SYSTEM.

Date: 12/11/1991 User Id: WORSTELL Subject: WITNESSES OF PRIORITY DATE

THE CLAIMED PRIORITY DATE IS SUPPORTED BY STATEMENTS OF 2 LONG-TIME RESIDENTS.

+ - - Audit Fields - - +

04/24/92 WORSTELL

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

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 08/30/1988

Field Inspection Made - 06/28/1991
Field Inspection Flag -
Verified Date - 04/24/1992
Last Amended Date - 00/00/0000
Receipt Number - S001942
POU Ownership Flag - Y
Name Connector -

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

MICROFILMED
FEB 07 1993

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-10769

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	Y <i>Y</i>		<i>MIKE HARSBARGER</i>	<i>N</i>	<i>6</i>	<i>R.V.W.</i>		<i>R.V.W.</i>
POINT OF DIV	Y <i>Y</i>		<i>6/28/91</i>	<i>N</i>	<i>5</i>	<i>12/11/91</i>		<i>12/11/91</i>
SOURCE	Y <i>Y</i>		<i>LW + RVW</i>	<i>N</i>				
PLACE OF USE	Y <i>Y</i>		<i>8/15/90</i>	<i>Y</i>	<i>5, 4</i>			
DIV. AMOUNT CFS/VOLUME	Y <i>Y</i>			<i>N</i>				
CONSUMPTIVE USE	- <i>Y</i>			<i>N</i>				
PURPOSES	Y <i>Y</i>			<i>N</i>				
PERIOD OF USE	Y <i>Y</i>			<i>N</i>				
BASIS OF CLAIM	Y <i>Y</i>			<i>N</i>				
REMARKS	Y <i>Y</i>			<i>N</i>				

LW 7/20/90

"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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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

02:38:38
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-10769

LAST: GOOD HART DAIRIES INC.
ADDRESS: 1546 E. 3600 S.
CITY: WENDELL
PHONE NUMBER: 208-536-2178

FIRST:
STATE: ID ZIP: 83355

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THE ORIGINAL WELL WAS DRILLED AND SUPPLIED THE RED CLOUD RANCH
AND THEN THE NEWMAN SHEEP COMPANY. THE SECOND WELL WAS ADDED IN
1979 AS A BACKUP FOR THE FIRST WELL. BOTH WELLS SIT SIDE BY SIDE
AND SUPPLY A COMMON PRESSURE SYSTEM.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (208) 536-2178

DATE OF FIELD EXAM: 8/15/90

APPOINTMENT MADE: Y() N(✓)

TIME: ____:____ A() P()

ACCOMPANIED BY: MIKE GOEDHART

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
FEB 07 1993

A. AJ CLAIM: # A36-10769 PRIORITY DATE: 12-31-1925 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
Y

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

12-31-1925

REVIEWED BY

B. V. 215 + L. W.

DATE

8/15/90

=====

RECORDED
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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-10769	08S	14E	35	SE	SE	SW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-10767 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR 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?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>Y</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	<u>N</u>

REMARKS:

P/D verified by field exam

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>8S</u>	<u>14E</u>	<u>35</u>	<u>SE</u>	<u>SE</u>	<u>SW</u>	<u>---</u>	<u>Gooding.</u>

SOURCE: Groundwater
REVIEWED BY: L.W. + RVW

TRIB: _____
DATE: 8/15/90

*MICROFILMED
FEB 07 1993*

A. ROOT WATER RIGHT NUMBERS: A36-10769

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	14E	35	SE	SW		GOOD HART DAIRIES INC.	A36-10769 /	- /	41.0		
						GOOD HART DAIRIES INC.	A36-10767 /15.0	- /			
						MURPHY , LYLE W.	A36-10032 /	- /			
						LARGE CLAIM	A01-00212Z1/40.0	- /			
08S	14E	35				GOOD HART DAIRIES INC.	A36-10769 /	- /			
						HUBBARD , EDWARD	A36-10321 /	- /			
						GOOD HART DAIRIES INC.	A36-10768 /	- /			
						COPENBARGER , EVERETT W.	A37-11091 /	- /			
						NORTH SIDE CANAL CO.		01-00005 /			
						NORTH SIDE CANAL CO.		01-00016 /			
						NORTH SIDE CANAL CO.		01-00212 /			
						NORTH SIDE CANAL CO.		01-00213 /			
						NORTH SIDE CANAL CO.		01-00215 /			
						NORTH SIDE CANAL CO.		01-00220 /			
08S	14E	35				GOOD HART DAIRIES INC.	A36-10769 /	- /			
						HUBBARD , EDWARD	A36-10321 /	- /			
						GOOD HART DAIRIES INC.	A36-10768 /	- /			
						COPENBARGER , EVERETT W.	A37-11091 /	- /			
						NORTH SIDE CANAL CO.		01-00005 /			
						NORTH SIDE CANAL CO.		01-00016 /			
						NORTH SIDE CANAL CO.		01-00212 /			
						NORTH SIDE CANAL CO.		01-00213 /			
						NORTH SIDE CANAL CO.		01-00215 /			
						NORTH SIDE CANAL CO.		01-00220 /			
TOTAL ACRES							A36-10769		41.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

IMPROVED
FEB 07 1993

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: R.V. Jr.

DATE: 8/15/90

RECEIVED
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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-10769 DOMESTIC	FROM 01-01 TO 12-31	.080 CFS
A36-10769 STOCKWATER	FROM 01-01 TO 12-31	.140 CFS
A36-10769 COMMERCIAL	FROM 01-01 TO 12-31	.140 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED .140 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

TOTAL DIVERSION RATE/VOLUME CLAIMED

0.65 for 950 dairy
RECORDED
FEB 07 1993

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

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: 0.140 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

Ground Water Measurement Analysis

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-10767	GROUNDWATER	GOOD HART DAIRIES INC.	1.500	0.022		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10769	DOMESTIC	GOOD HART DAIRIES INC.	FROM 01-01 TO 12-31	.080 CFS	
A36-10769	STOCKWATER	GOOD HART DAIRIES INC.	FROM 01-01 TO 12-31	.140 CFS	
A36-10769	COMMERCIAL	GOOD HART DAIRIES INC.	FROM 01-01 TO 12-31	.140 CFS	
A36-10032	DOMESTIC	MURPHY , LYLE W.	FROM 01-01 TO 12-31	.040 CFS	
A36-10321	DOMESTIC	HUBBARD , EDWARD	FROM 01-01 TO 12-31	.040 CFS	
A36-10321	STOCKWATER	HUBBARD , EDWARD	FROM 01-01 TO 12-31	.040 CFS	
A36-10768	DOMESTIC	GOOD HART DAIRIES INC.	FROM 01-01 TO 12-31	.070 CFS	
A36-10768	STOCKWATER	GOOD HART DAIRIES INC.	FROM 01-01 TO 12-31	.070 CFS	
A37-11091	DOMESTIC	COPENBARGER , EVERETT W.	FROM 01-01 TO 12-31	.040 CFS	
A37-11091	STOCKWATER	COPENBARGER , EVERETT W.	FROM 01-01 TO 12-31	.030 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ 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 = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ 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

N/A

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
<u>Domestic</u>	<u>1/1</u>	<u>12/31</u>		<u>.08</u>				
<u>Stockwater</u>	<u>1/1</u>	<u>12/31</u>		<u>.14</u>				
<u>Commercial</u>	<u>1/1</u>	<u>12/31</u>		<u>.14</u>				
TOTAL FOR THIS RIGHT				<u>0.14</u>				

REVIEWED BY:

DATE:

8/15/90

NOTIFIED
FEB 07 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-10769

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

No Splits

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-10769	0.140	-		-	
TOTAL CFS		0.140				

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

Robert V. Worsdell

DATE:

8/15/90

NAME OF FIELD EXAMINER:

TITLE:

R.V. Worsdell 12/11/91

CLAIM NO. A36 - 10769

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR SMALL INDUSTRIAL AND COMMERCIAL CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
☐ NEW OWNER: _____
☒ No Change ADDRESS:
☐ NEW ADDRESS: _____
☐ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY:
(EVIDENCE OF PRIORITY REQUIRED) ☒ Proof in File
Claimant Contact if Not _____
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____
4. ☒ No Change - POINT OF DIVERSION:
Point of diversion is different than the claim
New P/D: Twp. ____, Rge. ____, Sec. ____, ____ 1/4 ____ 1/4 ____ 1/4

Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Complete items missing, IF KNOWN.

HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

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])

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85 140 55
52525W

CALL EATON -
SUBMERISBLE WELLS

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: A36-10769
DATE: 8/15/90
BY: LW + BW

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

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])

$$Q = \frac{(8.8) \dots 10.4P \dots (0.70)}{[(\dots 90 \dots) + (\dots 40 \dots \times 2.31)]} = \frac{616}{182} = 0.34 \text{ cfs} = (152 \text{ gpm})$$

0.17 for 1 well

LIFT FROM:

measurement ()

owner ()

area estimate (✓)

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate (✓)

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

2 5HP Submersible Pumps
1 in each Capped Well

other
is
backup

REMARKS

ANNUAL VOLUME ANALYSIS

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

(season) (days)

3/15 - 11/15 246

4/1 - 11/1 215

4/15 - 10/15 184

3/1 - 12/1 276

$$\text{POTENTIAL} = \frac{(\dots) \times (1.98) \times (\dots)}{(\dots)}$$

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =

(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 ()

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6. ☒ No Change - WATER USES:
☐ RECOMMENDED USES:

						div	cons
Use	_____	From	_____	To	_____	Amount	_____ cfs _____ af _____ af
Use	_____	From	_____	To	_____	Amount	_____ cfs _____ af _____ af

☐ DATA ENTRY STANDARDS CHECKED FOR ITEMS 6, 7, 8 AND 9.

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

14. ☒ REMARKS AND CONDITIONS

(copy existing remarks to comments in "R")

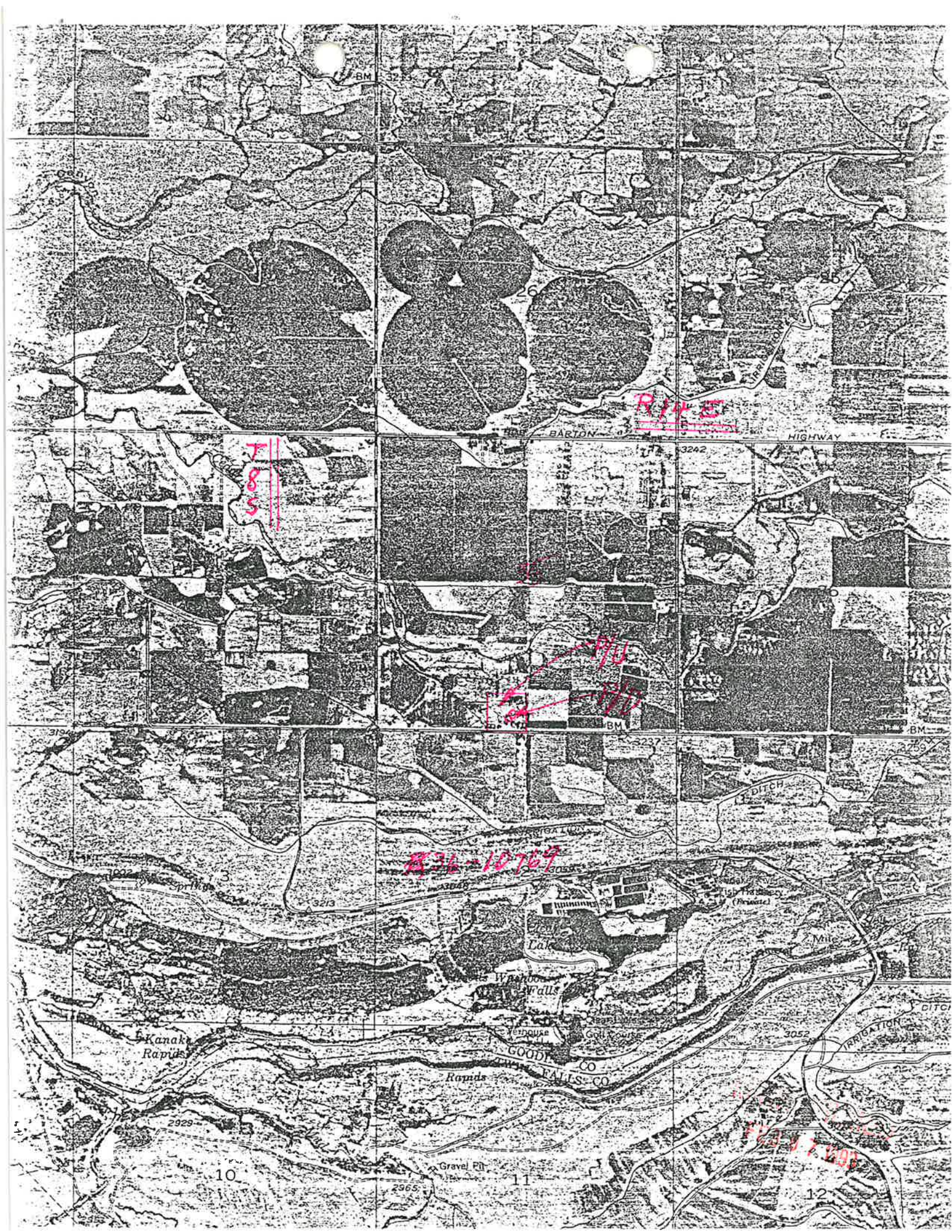
☐ LIST STANDARD REMARKS FOR THE RECOMMENDATION: ☐ NONE

☐ LIST STANDARD CONDITIONS FOR THE RECOMMENDATION: ☐ NONE

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

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5 HP + 5 HP

$$Q = \frac{(8.8) \quad (\dots \textcolor{red}{10} \dots) \quad (0.70)}{[(\dots \textcolor{red}{90} \dots) + (\dots \textcolor{red}{30} \dots \times 2.31)]}$$

$\frac{6/6}{159.3} = 0.39$
 $\textcolor{red}{0.684} \quad (.342 \text{ each})$

LIFT FROM:
 measurement ()
 owner ()
 area estimate (X)
 well logs ()

PSI FROM:
 measurement ()
 owner ()
 estimate ()
 owner gage ()

NOTES ON PUMP:
 Motor Make, Serial or ID
2 x 5 HP
 Pump Make, Serial or ID, rating

Booster (Y) (N)

REMARKS 4 PARALLEL PRESSURE TANKS

1 IS 'EATON PUMP + DRILLING'
1 IS 'D+G WELL DRILLING'

.....
 DESCRIPTION OF USE: (Fully describe type, time & all aspects of Use)

WATER USED FOR 2 HOMES, UP TO 900 HEAD CATTLE, AND A MILKING BARN.
USED ALL YEAR

CALCULATE VOLUMES: (time)X(rate)= Vol.

T-7027

J
13.7

A36-10769

D432
(845d)
7.5
5

T-1029 T85 R14E

D43T
(844d)
13.6 T-821

D/25 house (4)
26.0

D862
(904J)
T-1093

D754
(65 (d))

T-885

A
54.8

700 Hard Drive

S/190

60.3

A36-10768

D/2 houses 0.07

S/180 Dairy 0.07

4/1/1969

0.07

CONVERSATION MEMORANDUM

NAME OF PARTY Hank Goedhart jr.
EMPLOYEE: NORM BROWN

DATE 04/22/91
FILE A36-10767 and
A36-10769] ✓

RE: Good Hart Dairies

Mr. Goedhart and his brother came in on 04/11/91 questioning what further proof was required of them. They visited with Allan Merritt and myself.

Today they returned with the proof needed. It is composed of the following "strong" information and was accepted by Allan Merritt and I.

1) Notarized statement of Henry "Hank" Goedhart jr. explaining ownership and dates involved. Also, it referred to the signed statements of two other affiants (Mr. James Eaton age 81 years and Mr. Darwin Clark). Both men are elderly and could not travel to a Notary. Mr. Eaton was a well driller for years.

2) Signed statement of James Eaton, Well Driller.

3) Signed statement of Darwin Clark former resident of the property.

I've signed on all three documents as receiving them on today's date.

Norman D. Brown
Water Resource Agent

MICROFILMED
FEB 07 1993

IN THE MATTER OF:

A36-10769 - H.D.-h.
A36-10,67 -

AFFIDAVIT

State of Idaho

County of Twin Falls

I Hank Goodhart

being first duly sworn,

deposes and says:

My dad bought our dairy
in 1964 and both wells were on the
place. Darwin Clark lived on the place
before my dad moved on - he was the
son of Ray Clark that owned it.

James Eaton, who is now retired,
worked on these wells years earlier.

I know that the forms that we
have brought in are correct and as
accurate as the men can remember.
It was so long ago that it is almost
impossible to get the exact date.

Rec'd 4/22/91
N. O. Brown
IDWR

Hank Goodhart
(signature)

Subscribed and sworn to before me this 22nd day of April 1991.

Theresa A. Letinette
(notary public)

Residing at Twin Falls, Idaho
My commission expires 6-13-94

FILED
FEB 07 1993

IN THE MATTER OF:

A36-10767-

AFFIDAVIT

State of Idaho

County of _____

_____ being first duly sworn,
deposes and says:

*I James Esten worked on these
well the dates are very close to being right*

*Rec'd 4/22/91
N. D. Brown
IDWR*

James Esten
(signature)

Subscribed and sworn to before me this _____ day of _____ 19 _____.

(notary public)

Residing at _____

My commission expires _____

MICROFILMED
FEB 07 1993

IN THE MATTER OF:

A-10768 2nd
A36-10767

AFFIDAVIT

State of Idaho

County of _____

_____ being first duly sworn,
deposes and says:

I DANWIN CLARK lived
HEAR FROM 1949 TO 1964 My Dad
Drilled a well in 1957 For Binyate
a 15 horse power The domestic well was
heavily drilled in 1925.

Rec'd 4/22/91
N. B. Brown
IDWR

Danwin Clark
(signature)

Subscribed and sworn to before me this _____ day of _____ 19 _____.

(notary public)

Residing at _____
My commission expires _____

NOT RECORDED
FEB 07 1993

CONVERSATION MEMORANDUM

NAME OF PARTY MIKE GOODHEART
EMPLOYEE: LW + BW

DATE 8/15/90
FILE A36-10769

RE: ✓ 950 actual milk cows .65 cfs, 40 Vol
✓ 200 dairy stock .05 cfs, 2.7 Vol
✓ 2 houses

submersible
These 2 wells are specifically used
for dairy facility, 2 other wells
used for watering dairy stock

TA 36-10769 + A10768

11/1/90

MICROFILMED
FEB 07 1993