

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: A36-10976
Date Received: 1/12/1989
Receipt No: 5006219
Received By: AD~

RECEIVED

JAN 25 1989

Department of Water Resources
Northern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERRILL POULTRY FARM 208-438-4605
Address: HIGHWAY 25
PAUL, ID 83347

AND/OR

Name: LLOYD MERRILL 208-438-4605
Address: HIGHWAY 25
PAUL, ID 83347

2. Date of Priority: JUN 27, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	23E	33	NW	NW	NE		MINIDOKA

5. Description of diverting works:
2 WELLS, 120 FT. DEEP, 2 10 HP PUMPS. PIPED TO HOUSE & COOPS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.090		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL SUPPLY TO RESIDENCE & 5 POULTRY HOUSES.

A36-10976

Page 1

Date: 01/12/89

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FEB 07 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	23E	33	NW NE		COMMER	

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE

14. Remarks:
SHARES OF MINIDOKA IRR. DISTRICT WATER.

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 Individuals:

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

Signature of Claimant(s): Lt. J. Small Date: 1-16-89

Date: _____

State of Idaho)
County of MURDERA) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of JANUARY 19 89

Lee M. Merrill
Notary Public

Seal

Residing at Paul, Idaho

My Commission Expires 3-26-91

AJ5809NP
No. R36-10976

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/96
PAGE: 158

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MERRILL POULTRY FARM	06/27/1940	STOCKWATER	01-01 12-31	0.09 CFS	1.40 AFA
C	LLOYD MERRILL HWY 25 PAUL ID 83347 (208) 438-4605			TOTAL DIVERSION:	0.09 CFS	1.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T09S R23E S33 NWNWNE

MINIDOKA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
09S 23E 33 :				S				:					:					:					:

POU County: MINIDOKA

Non-Irrigation Uses: STOCKWATER, SUPPLY TO 5 POULTRY HOUSES

Other Rights: NONE

Remarks: GEN TWO POINTS OF DIVERSION LOCATED IN NWNE, S 33, T09S, R23E.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 07/19/1991 User-ID: SOUTH1 Subject: COPIED FROM REMARKS
SHARES OF MINIDOKA IRR. DISTRICT WATER.

Date: 07/27/1992 User-ID: SMITH Subject: CORRECTION
TYPO ON NON-IRRIGATION USE

Audit: 09/30/96 DSHAFF

See also
36-10975
10974
K RC

hold.



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

02-Nov-1990 09:35

Merrill's Poultry Farm & Hatchery
Attn: Lee W. Merrill
Route 2
Paul, ID 83347

RE: A36-10974, 10975, 10976, 10981, 10982 & 10983

Dear Mr. Merrill:

In response to your letter dated October 22, 1990 regarding providing supporting evidence of the priority dates for the above referenced claims, please consider the following definition of domestic/stock inwhich the evidence is not required:

DOMESTIC USES MEANS: A. The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to one-half (1/2) acre of land, if the total use is not in excess of thirteen thousand (13,000) gallons per day, or B. Any other uses, if the total use does not exceed a diversion rate of four one-hundredths (0.04) cubic feet per second and a diversion volume of twenty-five hundred (2,500) gallons per day.

*** For purposes of filing adjudication claims on the short form inwhich the evidence is not required domestic use shall not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use meets the diversion rate and volume limitations set forth in subsection B. as listed above.

Your claims are presently recorded for the following:

A36-10974	0.04 cfs	Commercial Use	3 Brooder Houses
A36-10975	0.05 cfs	Commercial Use	Office, egg room, 4 Coops
A36-10976	0.09 cfs	Commercial Use	1 House & 5 Coops
A36-10981	0.07 cfs	Commercial Use	1 House & 3 poultry houses
A36-10982	0.13 cfs	Commercial Use	12 poultry houses
A36-10983	0.06 cfs	Commercial Use	Hatchery & Truck Shop

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OCT 20 1994

Page 2

Merrill 11/02/90

At present since all claims are for commercial uses where there is not a limitation on cfs or daily volume under the definition we will require the evidence of priority. If you wish to amend your claims to conform to the above definition of domestic/stock and be able to live with the associated limits then the evidence of priority will not be required.

If you have question or need assistance in amending anyone of the above claims please feel free to contact our office.

Sincerely,



Allen Merritt, P.E.
Water Rights Supervisor

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OCT 20 1994

SHAYER



MERRILL'S POULTRY FARM AND HATCHERY

PHONE 438-4605 • ROUTE 2 • PAUL, IDAHO 83347

RECEIVED
OCT 24 1990
Department of Water Resources
Southern Region Office

October 22, 1990

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

Ref: A36-10974, 10975, 10976, 10981-2-3

Dear Sirs:

With respect to the letter received recently concerning evidence supporting the priority dates we have claimed, I note in the booklet that small domestic and stockwater claims do not ordinarily need such proof.

In looking through the forms, I note the ones listed above are marked commercial even though they are technically stockwater claims. None of them are for irrigation uses, and none of them require a great volume of water.

- A36-10974 - Water supply for 3 poultry brooder houses
- A36-10975 - 2 Sandpoints serving 4 coops, office, & egg room
- A36-10976 - 2 Wells serving residence & 5 poultry houses
- A36-10981 - Well, serving house and 3 poultry houses
- A36-10982 - Sandpoints serving 12 poultry houses
- A36-10983 - Sandpoints serving Hatchery bldg. & repair shop

Is it necessary to submit evidence of priority for these claims? We received help in filling out these forms and hoped they were adequate. We realize that your assignment is to do all that is necessary to protect our water rights and we will try to comply with necessary items.

We will appreciate hearing from you on this matter.

Respectfully,

MERRILL'S POULTRY FARM, INC.


Lee W. Merrill, Bookkeeper

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OCT 20 1994

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 X 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 PRESIDENT of
Title
MERRILL'S ADJUSTMENT FARM, INC., that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
MERRILL'S ADJUSTMENT FARM, INC. and that the statements contained in the
Organization
foregoing document are true and correct.

Leo J. Merrill
Signature of Authorized Agent

MERRILL'S ADJUSTMENT FARM, INC.
Title and Organization

1-16-89
Date

State of Idaho)
County of MINIDOKA) SS.

Subscribed and sworn (or affirmed) before me this 16TH day
of JANUARY 19 89

Leo J. Merrill
Notary Public

Seal

Residing at Paul, Idaho

My Commission Expires 3.26.91

A36-~~10984~~
10976

Page 3

Date: 01/12/89

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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

A36-10976
MERRILL POULTRY FARM
PUY. 25

PAUL

ED 89847

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,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

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FEB 07 1993

SHAYER



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NOV 28 1990

Department of Water Resources
Southern Region Office

MERRILL'S POULTRY FARM AND HATCHERY

PHONE 438-4605 • ROUTE 2 • PAUL, IDAHO 83347

November 23, 1990

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

Dear Sirs:

This statement is submitted as evidence supporting the priority dates claimed in our previously filed applications.

My father, John C. Merrill, purchased the farm where the water rights are claimed are used in 1928. The deeds for this and the adjacent property which have been purchased as our business has expanded are recorded in the Minidoka County Recorder's office.

As our operation increased and the need for more poultry houses for laying hens developed, the original well became inadequate to supply the stockwater needed, and additional sandpoints were installed.

As of June 13, 1937, an additional well, covered under No. **A36-10981**, was drilled to provide water for the home and three poultry houses which had been constructed.

As of June 27, 1940, two additional wells were required to serve the residence on the adjacent property which we had purchased and five additional poultry houses which were being placed in use. This is **A36-10976**.

As of October 9, 1968, two additional sand points were needed to serve the new office, egg room, and four poultry houses. **A36-10975**.

In April, 1974, a new hatchery building was completed across the Highway on property purchased from Cenex, formerly the United Co-op, which had belonged to M. E. Watson. Six sandpoints interconnected to supply this building and an anticipated shop to maintain our own trucks were drilled. This is No. **A36-10983**.

In May, 1985, on property purchased adjacent to my daughter and son-in law, we provided two sand point wells to provide water for three brooder houses, constructed there to separate our brooder houses from those used for laying hens. These are covered under **A36-10974**.

In June, 1985, we installed four additional sandpoints interconnected to serve twelve brooder houses. These are listed on No. **A36-10982**.

This is in the nature of a history of our operation providing for expansion from our early small hatchery to the present one. All of the water is used for either domestic or stockwater for our chickens.

RECORDED
FEB 07 1993

SHAYER



MERRILL'S POULTRY FARM AND HATCHERY

PHONE 438-4605 • ROUTE 2 • PAUL, IDAHO 83347

Idaho Department of Water Resources - Page 2

In no instance will our use of water come anywhere near what a regular livestock feeding operation would use. We feel that this information should provide sufficient evidence of the time when our beneficial use of the water commenced to justify our claim.

If this is not sufficient, please let us know what else we need to do.

Thank you for your attention to this matter.

Respectfully,

MERRILL'S POULTRY FARM, INC.

Loyd C. Merrill, President

MICROFILMED
FEB 07 1993

SHAYER**RECEIVED**

NOV 28 1990

Department of Water Resources
Southern Region Office**MERRILL'S POULTRY FARM AND HATCHERY**

PHONE 438-4605 • ROUTE 2 • PAUL, IDAHO 83347

November 23, 1990

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

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FEB 07 1993

SHAYER



MERRILL'S POULTRY FARM AND HATCHERY

PHONE 438-4605 • ROUTE 2 • PAUL, IDAHO 83347

Idaho Department of Water Resources - Page 2

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Respectfully,

MERRILL'S POULTRY FARM, INC.

Loyd C. Merrill, President

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FEB 07 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



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FEB 07 1993

Water Right Number - R36-10976

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
MERRILL

LLOYD

1 - HWY. 25

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-4605

1 - HWY. 25

2 -

3 -

City- PAUL

State- ID Zip- 83347

Phone - 208-438-4605

MERRILL POULTRY FARM

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/27/1940 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

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

Twn Rng Sec Tract Lot RFlg County

09S 23E 33 NW NW NE (67) MINIDOKA

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

Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER 01/01 12/31 0.090 1.40

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.090 1.40 0.0

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

Twn Rng Sec Tract Lot Acres Code Description County
09S 23E 33 NW NE 04 STOCKWATER (67) MINIDOKA

Total Acres:

+ - - Diversion Means - 2 WELLS, 10 FT. DEEP, 2 1 HP PUMPS. PIPED TO 5 COOPS.

+ - - Non-Irrigation Use - STOCKWATER/SUPPLY TO 5 POULTRY HOUSES

+ - - Other Rights for Same Use - NONE

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

TWO POINTS OF DIVERSION LOCATED IN NWNE, S 33, T09S, R23E.

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Water right number - R36-10976

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: 07/19/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS
SHARES OF MINIDOKA IRR. DISTRICT WATER.

+ - - Audit Fields - - +

01/07/92 WORSTELL

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/17/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 01/07/1992	Old Judicial District	-
Claim Received Date	- 02/03/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S006214	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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FEB 07 1993

CLAIM NO. A36 - 10976

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 2 x 1 HP Static water level 5 FT Well depth 10 FT
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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FEB 07 1993

$$Q = \frac{(8.8) \quad (1+1 \text{ NO}) \quad (0.70)}{[(\dots 5 \dots) + (\dots 90 \dots \times 2.31)]} = \frac{12.32 \approx 0.13}{97.4} \quad \underline{2.464}$$

LIFT FROM:

measurement ()

owner ()

area estimate (X)

well logs ()

Booster (Y) (N)

PSI FROM:

measurement ()

owner ()

estimate (→ R/W)

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

TWO One Hp PUMPS

REMARKS

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

USED TO SUPPLY 5 POULTRY HOUSES ONLY. RESIDENCE NOW HAS
A SEPARATE WELL

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

$$\frac{(5 \text{ coops} \times 2,500 \text{ Birds/coop}) \times 10 \text{ gpd} / 100 \text{ Birds} \times 365 \text{ days}}{32.5850941 \text{ /AF}} = 1.4 \text{ AF/A}$$

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 - U (circle one)
 COMMENTS: (pertinent to field examination)

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 FEB 07 1993

PAGE 4

CLAIM NO. A3 - 10976

ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

X

DATE EXAM CONDUCTED: 7/17/91

ACCOMPANIED BY: _____

FIELD EXAMINER: MIKE HARSHORGER

SIGNATURE: Michael Harshorger

REVIEWED BY/DATE: _____

DATA ENTRY BY/DATE: MTY 7/14/91

VERIFICATION BY/DATE: _____

R23E

270

47' 30"

560 000 FEET

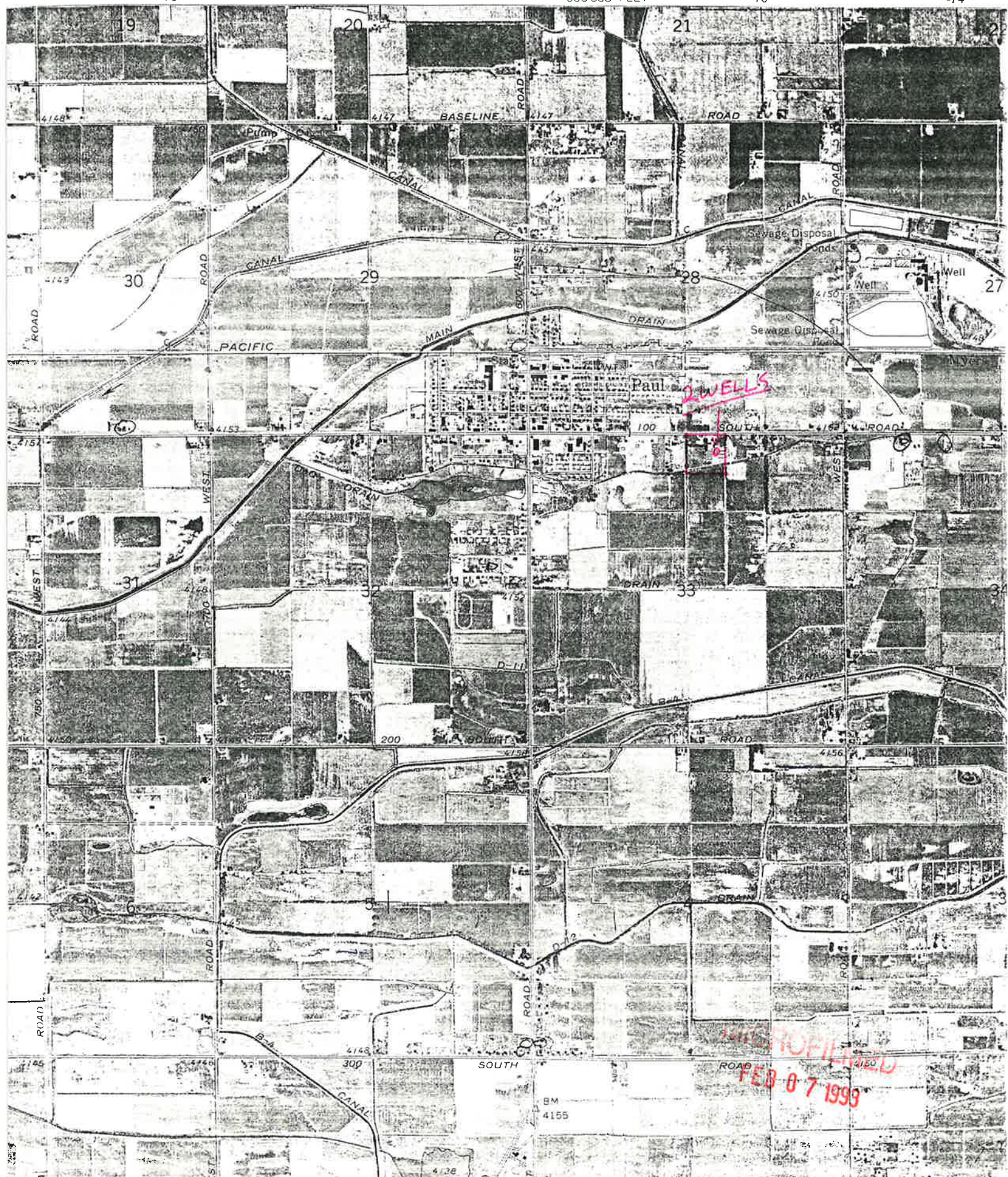
273

274

BURLEY SE QUADRANGLE

IDAHO

7.5 MINUTE SERIES (ORTHOPHOTOGRAPH)



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:45
12/19/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-10976

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		HARSHBARGER 7/17/91	N		B.V. 2K 12/16/91	MTH 7/19/91	R.V. 2K 12/16/91
POINT OF DIV	Y			N				
SOURCE	Y			N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			N				
PURPOSES	Y			Y	6			
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y							

"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.

RECEIVED
FEB 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:45
12/19/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-10976

LAST: MERRILL POULTRY FARM
ADDRESS: HWY. 25
CITY: PAUL
PHONE NUMBER: 208-438-4605

FIRST:
STATE: ID ZIP: 83347

OWNER CODE: C

LAST: MERRILL
ADDRESS: HWY. 25
CITY: PAUL
PHONE NUMBER: 208-438-4605

FIRST: LLOYD
STATE: ID ZIP: 83347

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: SHARES OF MINIDOKA IRR. DISTRICT WATER.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-10976 PRIORITY DATE: 06-27-1940 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 FIELD
Y EXAMINER

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

REMARKS:

Priority date supported by Letter from Lloyd Merrill (11/23/90) outlining
the historical development of the poultry farm and its wells.
(Copy included in file)

RECOMMENDED PRIORITY DATE:

6-27-1940

REVIEWED BY

R. V. J.

DATE

12/16/91

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-10976	09S	23E	33	NW	NW	NE		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX

A36-10985

A36-10986

A36-10975

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?

DUE TO POD DISCREPANCY? (Y/N)

DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE

Y

Y

FIELD
EXAMINER

REMARKS:

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>9S</u>	<u>23E</u>	<u>33</u>	<u>NW</u>	<u>NW</u>	<u>NE</u>	<u>---</u>	<u>Minidoka</u>

SOURCE:

G.W.

TRIB:

REVIEWED BY:

R. H. H.

DATE:

12/16/91

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A. ROOT WATER RIGHT NUMBERS: A36-10976

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	23E	33	NW	NE		MERRILL POULTRY FARM	A36-10976 /	- / 1.0	40.0		
						MERRILL , LLOYD	A36-10985 /	- /			
						MERRILL POULTRY FARM	A36-10986 /	- /			
						MERRILL POULTRY FARM	A36-10975 /	- /			
						PLATTS , WILLIAM S.	A36-11721 /	- /			
						BALLARD , FRANK	A36-13117 /	- /			
						LARGE CLAIM	A01-1018721 / 40.0	- /			
						PLATTS , WILLIAM S.	A36-11720 / 1.5	- /			
TOTAL ACRES							A36-10976	1.00	40.00		

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
✓

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: R.V.H.

DATE: 12/16/91

FEB 07 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-10976 COMMERCIAL	FROM 01-01 TO 12-31	.090 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.090 CFS

B. WR RECORDED USES:

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

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:

UNPROCESSED

FEB 07 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.090 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.040 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?

FIELD
DATABASE EXAMINER
Y

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

See Theoretical Analysis
by Mike Harshbarger
+ RVW.

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
A36-11721	GROUNDWATER	PLATTS , WILLIAM S.	0.200	0.200		
A36-11720	GROUNDWATER	PLATTS , WILLIAM S.	0.120	0.080	6.00	4.00

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-10976	COMMERCIAL	MERRILL POULTRY FARM	FROM 01-01 TO 12-31	.090 CFS	
A36-10985	DOMESTIC	MERRILL , LLOYD	FROM 01-01 TO 12-31	.040 CFS	
A36-10986	DOMESTIC	MERRILL POULTRY FARM	FROM 01-01 TO 12-31	.040 CFS	
A36-10975	COMMERCIAL	MERRILL POULTRY FARM	FROM 01-01 TO 12-31	.050 CFS	
A36-11721	DOMESTIC	PLATTS , WILLIAM S.	FROM 01-01 TO 12-31	.040 CFS	
A36-11721	STOCKWATER	PLATTS , WILLIAM S.	FROM 01-01 TO 12-31	.090 CFS	
A36-11721	COMMERCIAL	PLATTS , WILLIAM S.	FROM 01-01 TO 12-31	.040 CFS	
A36-13117	DOMESTIC	BALLARD , FRANK	FROM 01-01 TO 12-31	.040 CFS	
A36-13117	STOCKWATER	BALLARD , FRANK	FROM 03-01 TO 10-01	.020 CFS	
A36-11720	STOCKWATER	PLATTS , WILLIAM S.	FROM 01-01 TO 12-31	.070 CFS	
A36-11720	DOMESTIC	PLATTS , WILLIAM S.	FROM 01-01 TO 12-31	.040 CFS	

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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(____) ***

1b. CALCULATIONS

N/A

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.)

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>Commercial</u>	<u>1/1 12/31</u>	<u>.09</u>	<u>1</u>	<u>1</u>
TOTAL FOR THIS RIGHT		<u>.09</u>	<u>1</u>	<u>1</u>
REVIEWED BY: <u>B.V. SV</u>	DATE: <u>12/16/91</u>			

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(☒)	()
(☐)	()
(☐)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-10976

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

N/A

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-10976	0.090	-		-	
TOTAL CFS		0.090				

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. Karstall

DATE:

12/16/91

NAME OF FIELD EXAMINER:

TITLE:

Sr. Water Right Agent (Adj.)

R.V. Karstall 12/16/91

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Phone
CONVERSATION MEMORANDUM

NAME OF PARTY Lloyd Merrill
EMPLOYEE: Bob Worstell

DATE 1/2/92
FILE 36-10974, 36-10975
36-10976, 36-10981, 36-10982
+ 36-10983

RE: Annual Diversion Volume Estimates

36-10974 - For 3 Brooder Houses @ 18000 chicks each.

36-10975 - Office + Egg Room. (25 employees).

4 "Coops" (2500 Birds/coop)

36-10976 - For 5 "Coops" (2500 Birds/coop)

36-10981 - For 3 Poultry Houses (5000 Birds/house)

36-10982 - For 12 Poultry Houses (5000 Birds/house)

36-10983 - For Hatchery Bldg. (11 employees)

+ Repair Shop (2 employees)

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