

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: A36-13191
Date Received: 10/10/1989
Receipt No: S009763
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES B. PARK
Address: RT. 5 BOX 5245
RUPERT, ID 83350
208-436-4886
2. Date of Priority: MAR 01, 1963
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	11	NE	NE			MINIDOKA
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
C/1 CAFE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	11	NE	NE		COMMER	
11. Place of use in counties: MINIDOKA

A36-13191

Page 1

Date: 10/10/89

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

P/U IS WAYSIDE CAFE.

WR ORIGINALLY FROM SANDPOINT WELL; AGREEMENT ABOUT 1981 CHANGED
P/D TO WELL COVERED UNDER LICENSE 36-07970. SANDPOINT WELL IS
NOW USED AS BACK-UP WELL. WATER IS PURCHASED FROM LIC. OWNER.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Charles B. Dahl Date: 10/10/89

Date: _____

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of October 19 89

Steve C. [Signature]
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994



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

A36-13191
CHARLES B. PARK
RT. 5 BOX 5245

RUPERT

ID 83350

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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FEB 08 1993



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

MR CHARLES B PARK
RT 5 BOX 5245
RUPERT ID 83350

RE: Evidence of Priority - Snake River Basin Adjudication
Claim #A36-13191

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,

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

Enclosure

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RECEIVED

April 9, 1991

APR 11 1991

State of Idaho
Dept. of Water Resources
222 Shoshone St. E.
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region Office

Re: Evidence of Priority - Snake River Adjudication
Claim # A36 - 13191

In answer to your letter dated April 8, 1991, a copy of which is enclosed please refer to what I call Document #1. This is a copy of the statement sent to Mr. Paul Pierce, owner of the Wayside Cafe for water furnished by the Wayside Mobile Home Court for the Month of November 1981. (This is the earliest evidence I have of the Wayside Cafe purchasing water from the Trailer courts wells.)

On December 1, 1983, I leased, with an option to purchase, the Wayside Cafe from Mr. Pierce. I later exercised my option. Please note Document #2, a copy is enclosed.

Please note the copy of Document #3 which is a receipt from the Wayside Cafe to the trailer court for December 1983 for water.

I have the receipts for payment of water charges for every month since that date.

I hereby swear that the above facts are true.

Charles B. Park

Charles B. Park, Owner
Wayside Cafe
Rt. 5 Box 5245
Rupert, Idaho 83350

On this 10 day of April 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Charles B. Park, known to me to be the person whose name is subscribed to the within and forgoing instrument, and acknowledged to me that he executed the same.

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

Daniel J. Lloyd
Notary Public for Idaho
Residing at Rupert, Idaho

My Commission expires 7-28-95

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RECEIVED

Wayside Trailer Park

Rt #1 Box 1050 Space #50

Heyburn, Ida 83336

APR 11 1991

Department of Water Resources
Southern Region Office

COMMERCIAL LEASE AND OPTION TO PURCHASE

LEASE AND OPTION TO PURCHASE made this 1st day of December, 1983, between PAUL R. PIERCE and LUCILLE PIERCE, husband and wife, of Wayside Estates, City of Rupert, County of Minidoka, State of Idaho, herein referred to collectively as "LESSOR", and PARK ENTERPRISES, INC., an Idaho corporation, whose principal place of business is Route #2, Box 402, City of Rupert, County of Minidoka, State of Idaho, herein referred to as "LESSEE".

SECTION ONE
SUBJECT AND PURPOSE

Lessor leases the building and land located in the County of Minidoka, State of Idaho, and more particularly described on Exhibit "A" attached hereto, and incorporated herein by reference, together with all improvements and appurtenances thereto as well as the personal property more particularly described on Exhibit "B" attached hereto and incorporated herein by reference, to Lessee for Lessee's use as a restaurant and cafe.

SECTION TWO
TERM AND RENT

Lessor demises the above premises for a term of three (3) years, commencing December 1, 1983, and terminating on November 30, 1986, at 12:00 o'clock p.m., or sooner as provided herein, at the annual rental of Thirty-six Thousand Dollars (\$36,000.00), payable in equal installments in advance on the first day of each month for that month's rental, during the term of this lease; PROVIDED, HOWEVER, it is understood and agreed that the last month's rental for the term hereof shall be made in addition to the first month's rental on December 1, 1983. All rental payments shall be made to Lessor at the address specified above or at such other place as the Lessor may from time to time direct. Lessee shall pay the rent as specified herein and in Section Three hereof.

SECTION THREE
ADDITIONAL RENT

All taxes, charges, costs, and expenses that Lessee assumes or agrees to pay hereunder, together with all interest and penalties that may accrue thereon in the event of the failure of Lessee to pay those items, and all other damages, costs, expenses, and sums that Lessor may suffer or incur, or that may become due, by reason of any default of Lessee or failure by Lessee to comply with the terms and conditions of this lease shall be deemed to be additional rent, and, in the event of nonpayment, Lessor shall have all the rights and remedies as herein provided for failure to pay rent.

SECTION FOUR
ALTERATIONS, ADDITIONS AND IMPROVEMENTS

a. Subject to the limitation that no substantial

Document #2

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Document #3

RENT MUST BE PAID IN ADVANCE	Date <u>12-3 1983</u>		4751
	Received From <u>Wayside Cafe</u>		
	<u>sixty & 200</u>		Dollars \$ <u>60⁰⁰</u>
	For Rent of <u>Water for 12-1</u>		
	From <u>12-1</u> To <u>1-1-84</u>		
	HOW PAID		
	CASH		
	CHECK	☒	
	MONEY ORDER		
	By <u>[Signature]</u>		<u>\$10.00 APPLIES TO</u> <u>1-1-84</u>

8K807 RECIFORM®

RECEIVED

APR 11 1991

Department of Water Resources
Southern Region Office

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FEB 08 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) ~~736-3578~~
736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

TRANSMITTAL COVER SHEET

OMNIFAX G66

Phone No.: (208) 736-3037

TO: Marci Sterling FROM: Aileen Merritt

DOCUMENT DESCRIPTION: Proof of Priority A36-13191

TOTAL PAGES SENT: 4

CONTACT: _____
(NAME OF SENDER)

Please consider this document as a billing statement. The charge for your FAX copies is \$ _____. Please remit to the above address.

Charges: One (1) free copy per request, cover sheet not counted. Two (2) or more copies per request will cost \$.25 per page. (\$.50 minimum)

MICROFILMED
FEB 08 1993



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

August 14, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BRISCO INC
PO BOX 597
BURLEY ID 83318

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM 36-13191

Dear Claimant(s):

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without the required information listed under item 2 of the ownership change form. Specifically, we need a copy of your warranty deed, title policy or contract of sale (with attached legal description) along with a plat or survey map. Corporations must also submit a list of directors and/or officers demonstrating authority to sign the ownership change form.

I am returning your original ownership change form. Please attach the required information and return the entire packet to me in the enclosed self-addressed envelope. As soon as I receive this information, I will update our records and notify you by mail when the changes have been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

36-13191

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

1. Water Right No(s).: _____ JUL 02 1997
Adjudication Claim No(s).: 36-13191 Department of Water Resources
Southern Region
2. The following REQUIRED information must be submitted with this form:
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
- AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
- OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Park Enterprise (Charles B. Park)
Rt 5 Bx 5245
4. New Owner/Claimant(s): Rupert, Idaho 83350
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or Charles Park
New Mailing Address: Brisco, Inc. Kaylene Scott + Kena Bruce
POB 597
City, State and ZIP Code: Burley, Idaho 83318
New Telephone Number: (208) 678 4565
5. Date you acquired the property: 8/1/94
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres you irrigate _____ Diversion rate in CFS _____
- Number and type of stock _____ Number of homes _____ Other uses Restaurant
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s): Kena L. Bruce, Secretary
Kaylene Scott, President
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Water Right Number - 36-13191

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
PARK

CHARLES B

1 - RT 5 BOX 5245

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-4886

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/02/1981 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name

10S 23E 11 SE NE NE (67) MINIDOKA
SE NW NE (67) MINIDOKA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 23E 11 NE NE 43 DOMESTIC (67) MINIDOKA

+ - - Diversion Means - TWO INTERCONNECTED 6" WELLS W/ 3HP PUMPS EACH ✓

+ - - Non-Irrigation Use - DOMESTIC/ CAFE

+ - - Other Rights for Same Use - NONE

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

GEN RIGHT NO. 36-04233 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found. NOB NII

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - - Decree Date - +
00/00/0000

*Hold, Possible
Action in Allocation
to affect right
to Seegangia.
KKC
12-30-97*

Water right number - 36-13191

Prefix Translation: WATER RIGHT

+ - - Audit Fields - 07/11/91 SOUTH1 10/15/91 MERRITT 07/21/92 POST-STD 11/02/92 CPSHAW 12/05/92 ADT-SHAW
03/29/95 POST-STD

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

Date: 07/11/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS

P/U IS WAYSIDE CAFE.

MTH (7/11/91): WATER IS PURCHASED FROM WELLS OWNED BY 'WAYSIDE MOBILE HOME PARK' WITH CLAIM A36-04233.

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

Court Report Filing	- 11/02/1992	Field Inspection Made	- 07/11/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/15/1991	Old Judicial District	-
Claim Received Date	- 10/10/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- S009763	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 3, 1997

Mr. Robert Brice
PO Box 597
Burley, ID. 83318

RE: 36-13191

Dear Mr. Brice:

The enclosed form is for you to Change the Water Right Ownership on the above claim from the name of Charles B. Park to the current owner, which is yourself and/or your wife.

A transfer for the new point of diversion is not necessary. The new well is in the same property description as described in the original point of diversion. The corrections necessary are done in the office through the data base.

For your convenience, I have enclosed an self-addressed envelope. Thank you for your attention in this matter.

Cordially,

A handwritten signature in cursive script that reads "Georgia Satterlee".

Georgia Satterlee

cc:: All Files
Gary Funderberg

HB

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-13191

NAME & ADDRESS: CHARLES B PARK
RT 5 BOX 5245
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 11/02/1981

POINT OF DIVERSION: T10S R23E S11

~~SENE~~
SEWNE

*per Georgia's
memo*

Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC DOMESTIC/ 1 CAFE

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC
T10S R23E S11

Within MINIDOKA County
NENE

*N06
N13*

~~EXP~~ USE DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

RB 3/5/96

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

February 3, 1997 8:11am

CUSTOMER

Brice, Robert

SUBJECT: 36-13191 - 36-04233 - 36-07970

other (X) phone call (.) walk-in (.)

Compilation of photos of the new well (as of January 1997). Also, a conclusion of the claims involved plus the request of Mr. Brice wanting to file a transfer.

It appears the new well (1/97) was drilled in the same property description as the initial P/D, i.e. the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. Because well is in the same property description a transfer is not necessary. However, the claims, 36-04233 and 36-13191, need to be corrected regarding the property description of the P/D.

1. 36-04233 (Original P/D) needs only one property description on the claim: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E.

2. 36-13191, needs only one property description: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. However, the addition of "New Well Drilled January 1997" needs to be augmented in the comments and/or remarks.

3. Also, delete the old remarks from 36-13191 and 36-04233.

4. Claim: 37-07970 is a licensed right for a subdivision in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T10S, R23E, which is properly described on the adjudication claim only.

5. I will contact Mr. Brice by letter informing him there is no need for a transfer per new p/d but he needs to complete Change of Ownership since the claim is still in his father-in-law's name.

CC: All Above Files
Gary Funderberg

Small concrete building contains well
per 36-04233

Old "New" well drilled here, see
photos from October 1996.

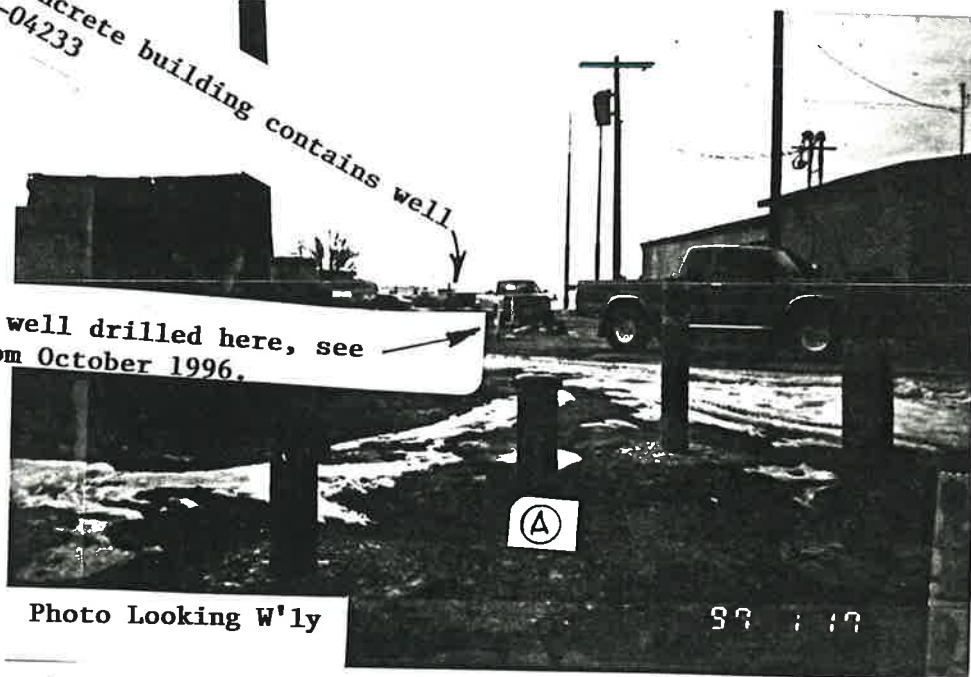
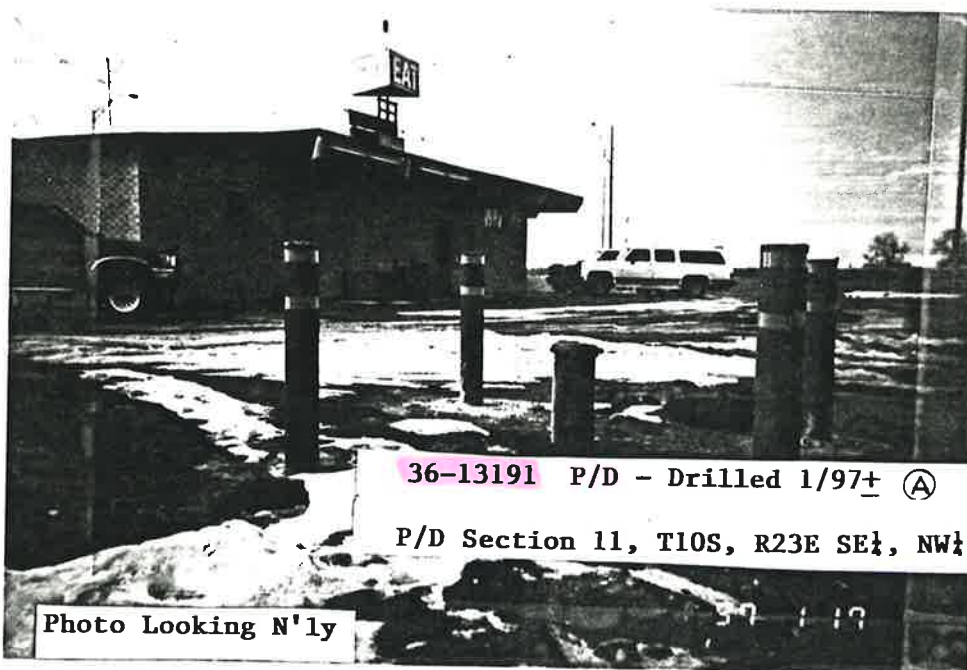


Photo Looking W'ly

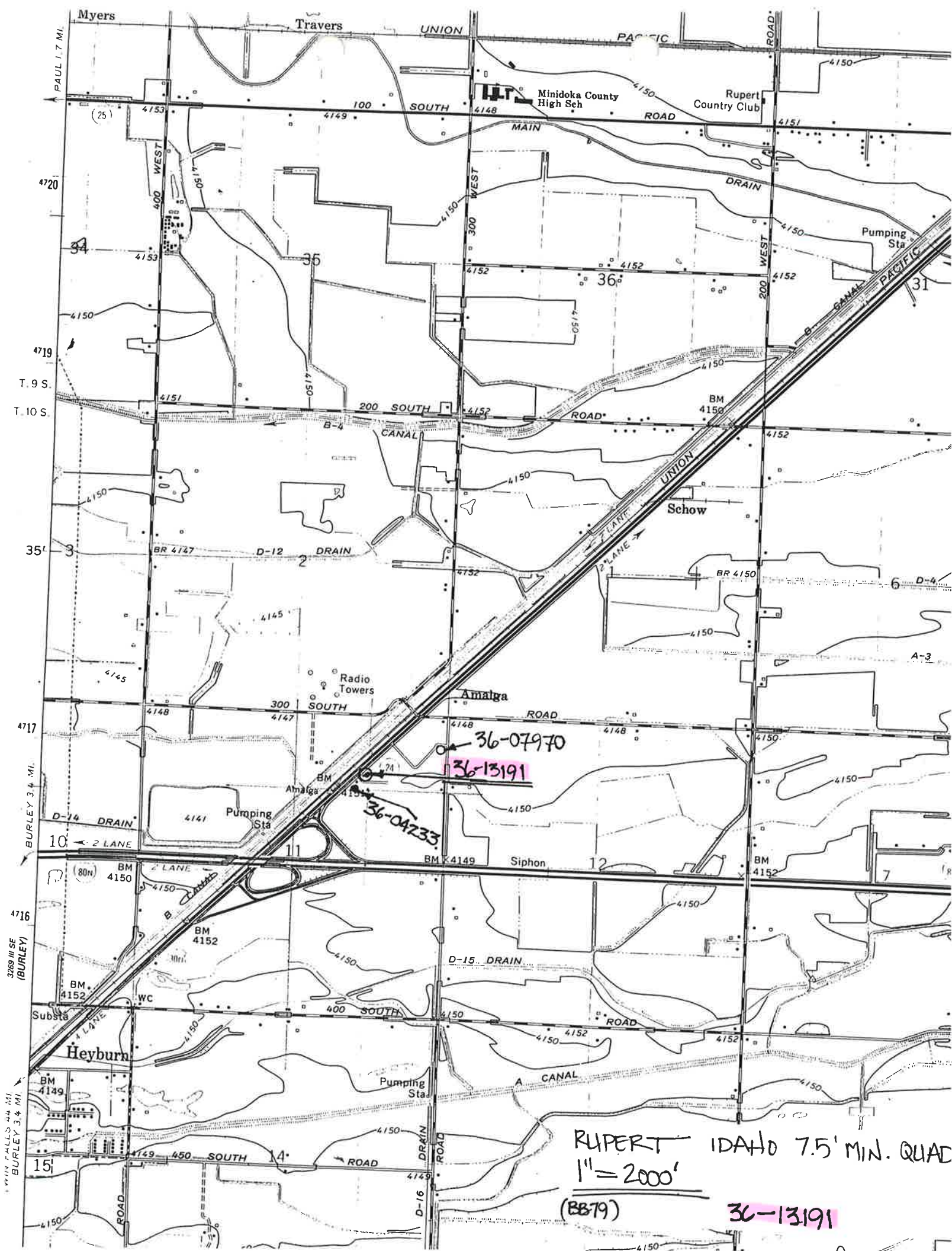


36-13191 P/D - Drilled 1/97+ (A)

P/D Section 11, T10S, R23E SE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$

Photo Looking N'ly







State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

July 3, 1996

Robert Brice
PO Box 597
Burley, ID. 83318

RE: Transfer #36-13191

Dear Mr. Brice:

Enclosed is the information per our phone conversation. In addition to the application for a water right transfer, I have included a New Property Owner Notice of Change form. Also included is a profile report which has the nomenclature the department recognizes.

I conferred with Gary Funderburg of the IDWR Well Drilling Section. He updated me on the situation regarding re-drilling a new well. Although the well will be moved, the transfer process can still be implemented.

If you need assistance filling out the forms, don't hesitate to call or come into our office.

Cordially,

Georgia Satterlee
Water Resource Agent

MICROFILMED
DEC 5 1996

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

July 3, 1996 7:46am

CUSTOMER

Robert Brice Home 678-4563
Work 678-4565

SUBJECT: 36-13191 - 36-04233
phone call (X) walk-in (.)

I called Mr. Brice and re-interated the conversation I had with Leota DuMars. He's wants the transfer information sent to him. I will gather transfer information plus insert a change of address/new property ownership form.

Mr. Brice's new address: PO Box 597, Burley, ID. 83318.

Kodiak Drilling from Burley drilled Mr. Brice's well around 10/94. He said they will need to re-drill a new well. I did not ask why. The Drilling Permit is under the name of: Wayside or Brisco Co. I called Chris @ Kodiak Drilling 654-2867 and requested a well log on Mr. Brice's new well. She said she'll fax the well log after noon today.

Talked to Gary Funderburg 0900 a.m. Kodiak needs to move the well that was drilled 10/94 because Winston from Kodiak inadvertantly drilled the well too close to a main sewer line. Gary says Winston has a time period to re-drill.

I will still send info. out in this P.M. mail and acknowledge to Robert Brice the discussion I had with Gary Funderburg.

MICROFILMED
DEC 5 1995

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

July 1, 1996 1030 am

CUSTOMER

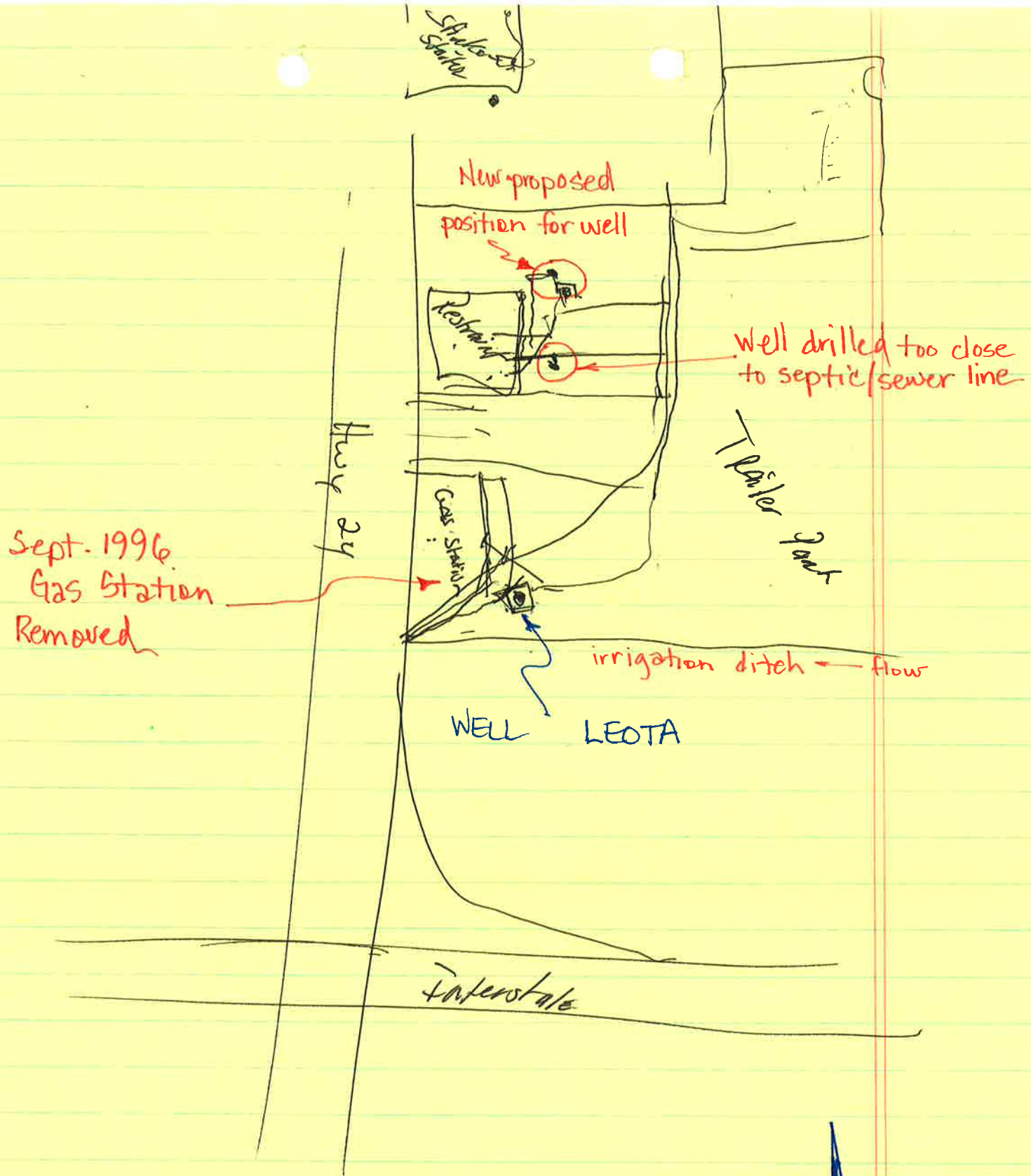
Leota Dumars

SUBJECT: 36-04233 and 36-13191

phone call (X) walk-in (.)

She called wanting transfer information sent to Robert Brice. Brice has WR #36-13191 out of one of Leota Dumars' two wells. Mrs. Dumars' wants to sell her establishment and desires Mr. Brice transfer his WR # over to the new well he drilled approximately 2 years ago.

MICROFILMED
DEC 5 1996



JULY 1996 ±
 Drawn By: Robt. Brice
 Additions By: G. Satterlee

36-13191

NTS

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. ⁻⁰⁴²³³~~A36-07970~~ ET AL

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

January 4, 1996 9:19am

NAME:
LEOTA DUMARS

RE:
CHARLES PARK

TT STATE OFFICE TAKEN BY V. KELLY-PHONED DOWN TO TRISH-TO ME ON MY AGENT DAY 01-02-1996. PRINTED OUT CLAIMS IN THE NAMES OF WAYSIDE MOBILE HOME PARK AND CHARLES PARK. PULLED CLAIMS AND REVIEWED. DID A WELL DRILLING QUERY-NO PERMIT IN THE NAME OF PARK. PHONED MRS DUMARS BACK ON 01-02 TO LET HER KNOW I WAS BUSY WITH CALLS RE: NTC TO CLAIMANTS AND WOULD CALL WED 01-03. I DID SO AND HAD TO LEAVE A MSG ON HER MACHINE.

CALLED AGAIN AT 9:10 AND TALKED TO HER DAUGHTER WHO TOOK THE MSG FOR HER MOTHER THAT NO DRILLING PERMIT HAD BEEN APPLIED FOR IN THE NAME OF PARK. THE DAUGHTER ASKED ABOUT TAKING WATER OUT OF "THE SYSTEM" AND I TOLD HER THAT WAS A SEPARATE ISSUE.

SHE TOLD ME HER MOTHER WILL CALL ME BACK NEXT WEEK IF SHE HAS FURTHER QUESTIONS. I TOLD HER THAT I WOULD LEAVE THE FILES AND THE NOTES ON MY WORK TABLE UNTIL I HEARD FROM HER AGAIN NEXT WEEK.

CC: 36-07970
-13191 ✓
-13195

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R PROOF



CVR



MAPS



PHOTOS



MISC



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FEB 9 8

Water Right Number - R36-13191

Prefix Translation:

RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
PARK

CHARLES B.

1 - RT. 5 BOX 5245

2 -

3 -

City- RUPERT

Phone - 208-436-4886

State- ID Zip- 83350

+ - - Priority Date - - +
11/02/1981+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

10S 23E 11 SE NE NE (67) MINIDOKA

10S 23E 11 SE NW NE (67) MINIDOKA

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

43 - DOMESTIC

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

10S 23E 11 NE NE

43 DOMESTIC

(67) MINIDOKA

Total Acres:

+ - - Diversion Means - TWO INTERCONNECTED 6" WELLS W/ 3HP PUMPS EACH

+ - - Non-Irrigation Use - DOMESTIC/ 1 CAFE

+ - - Other Rights for Same Use - NONE

+ - - Remarks - - - - - +
RIGHT NO. 36-04233 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.+ - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers FoundVERIFIED ADJ
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CLAIM NO. A36 - 13191

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 _____
Note use for commercial with 1963 however appears use qualify new Domestic Defn.
- ☒ CHANGE- Priority date, per claimant, is NOV 2, 1981.
(if the priority date, based on your exam, seems questionable, explain in COMMENTS.) - *PROOF IN FILE*
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. 10S, Rge. 23E, Sec. 11, SE 1/4 NE 1/4 NE 1/4
SE NW NE
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. *HAND KE*
- TRAILOR PARK HAD NEW PUMPS INSTALLED

HP of pump 2x3HP 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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$$Q = \frac{(8.8) \quad (3+3 \text{ HP}) \quad (0.70)}{[(\dots 15 \text{ ft} \dots) + (\dots 50 \text{ psi} \dots \times 2.31)]} = 0.28 \text{ cfs}$$

~~2.464 cfs~~

LIFT FROM:

measurement ()

owner ()

area estimate (X)

well logs ()

PSI FROM:

measurement ()

owner ()

estimate (X)

owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

TWIN 3HP WELL PUMPS

Pump Make, Serial or ID, rating

Booster (Y) (N)

REMARKS THE WELLS ARE OWNED BY WAYSIDE TRAILER PARK + USED THERE TOODESCRIPTION OF USE: (Fully describe type, time & all aspects of Use)USED ALMOST ALL DAY, EVERY DAY, ALL YEAREst. 150 patrons/dayFrom Non-Triple water requirement est. 10 gpm/patron= 150 X 10 = 1500 gal/day less for
Domestic def. D.Recommend 20 domestic.

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

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

Use Domestic From 4/1 To 12/31 Amount 0.04 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)

SINCE BOTH THIS CLAIM (A36-13191) AND CLAIM A36-04233
HAS THIS AFE LISTED IN THE USES, IT WILL BE REMOVED
FROM A36-04233

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

PHOTOS
MAP
SYSTEM DIAGRAM

☐
☒
☐

☐
☐
☐

DATE EXAM CONDUCTED: 7/10/91

ACCOMPANIED BY: _____

FIELD EXAMINER: MIKE HARSHBARGER

SIGNATURE: Michael Rudinger

REVIEWED BY/DATE: APR

DATA ENTRY BY/DATE: 10/15/91

VERIFICATION BY/DATE: _____

Water right number - R36-13191

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - -
+ - - - - No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -

Date: 07/11/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS *****
P/U IS WAYSIDE CAFE. MOBILE HOME PARK' WITH CLAIM A36-04233.
MTH (7/11/91): WATER IS PURCHASED FROM WELLS OWNED BY 'WAYSIDE

+ - - Audit Fields - - +
10/15/91 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/11/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/15/1991	Old Judicial District	-
Claim Received Date	- 10/10/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S009763	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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