

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: A36-13529
Date Received: 10/12/1989
Receipt No: S010060
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPLIT BUTTE RANCH, INC. 208-531-5348
Address: RT 3 BOX 220
RUPERT, ID 83350

2. Date of Priority: JUN 07, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	25E	17	SE	SE	SE		MINIDOKA

5. Description of diverting works:
300'X6" WELL, 5HP SUBMERSIBLE PUMP, 1" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.160		
INDUSTRIAL	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/4 HOUSEHOLDS, INDUST/POTATO CELLAR & SHOP

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	25E	17	SE	SE		DOMEST	
			SE	SE		INDUST	

A36-13529

Page 1

Date: 11/20/89

MICROFILMED
FEB 08 1993

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:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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FEB 08 1993

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 436-13529
Date Received _____
Receipt Number 5010060 Adm

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 12 1989

Department of Water Resources
Southern Region Office

Please type or print clearly

- Name of Claimant (s) Split Butte Ranch, INC. Phone (208) 531-5348
Mailing Address Rt. 3, Box 220, Rupert, Idaho Zip 83350
- Date of Priority (Only one (1) per claim) June 7, 1951
- Source of water supply (a) groundwater
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 7S Range 25E Section 17,
SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Minidoka
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
- Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Deep well approximately 300', 6"
diameter, 5 H.P. submersible pump with 1" pipe to four households, a
shop and potato cellar.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For domestic purposes from Jan. 1 to Dec. 31 amount .16 or _____

For industrial purposes from Jan. 1 to Dec. 31 amount .02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .18 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic: four households Use in potato cellar and shop

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7S	25E	17																DI	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Minidoka

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

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FEB 08 1993

Last Name Split Butte Ranch, Inc. Ident. No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

For Organizations: I do solemnly swear or affirm that I am Secretary
Title

of Split Butte Ranch, Inc. , that I have signed the foregoing
Organization
document in the space below as Secretary of Split Butte Ranch, Inc.
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Elise Huns

Title and Organization Secretary - Split Butte Ranch, Inc. Date 9/29/89

State of Idaho/or _____)
County of Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 29th day of September 19 89

SEAL

Notary Public _____

Residing at Rupert, Idaho

My Commission Expires 10/30/94

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Roger D. Ling will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address P.O. Box 396, Rupert, Idaho 83350

Date September 29, 1989

Last Name Split Butte Ranch, Inc. File Number _____

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FEB 08 1993

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 22, 1989

SPLIT BUTTE RANCH INC
RT 3 BOX 220
RUPERT ID 83350

A36-13529
A36-13530
A36-07356
Re: A36-02446
A36-02447
A36-02141
A36-02143
A36-02142B

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 08 1993

A36-14784
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07908
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14785
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02100
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14787
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07139
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-04089
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02301
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02612
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13530
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14788
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

PAGE 2

A36-04087
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02141
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02446
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13529
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07356
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07906
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02221
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14661
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07920
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14648
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02062
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

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FEB 08 1993

A36-07904
ROGER D. LING
P.O. BOX 396

PAGE 3

A36-14807
ROGER D. LING
P.O. BOX 3.

RUPERT ID 83350

A36-02186
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14649
ROGER D. LING
P.O. 396

RUPERT ID 83350

A36-02400
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

RUPERT ID 83350

A36-02187
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02099
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14783
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13527
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02143
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02447
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02142B
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

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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

18-Jul-1990 13:51

A36-02439 *
ROGER D. LING
P.O. BOX 396

RUPERT

ID 83350

RE: Field examination of a water right claimed
in the Snake River Basin Adjudication

Dear Counselor,

The field staff of this agency may need to conduct water right field examinations of your client's water right claim(s) during the coming season. The field examiner may be visiting your client's property to obtain information necessary to verify the water use.

If a field exam is necessary your client will be contacted directly about the examination unless you contact us otherwise. If you wish to accompany your client at the time of any field examination, or if you have any questions regarding the field examination, you may contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

*See attached pages for other Water Right Numbers

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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

October 3, 1990

A36-13529
SPLIT BUTTE RANCH INC.,
RT. 3 BOX 220

RUPERT

ID 80350

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 dark ink, appearing to read 'Allen Merritt'.

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 ROGER D LING
P O BOX 396
RUPERT ID 83350

RE: Evidence of Priority - Snake River Basin Adjudication
Claim #A36-13529

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,

fr. Anna Bauman 1988
Allen Merritt, P.E.
Adjudication Section Supv.

Enclosure

cc: SPLIT BUTTE RANCH INC
RT 3 BOX 220
RUPERT ID 83350

MICROFILMED
FEB 08 1993

ROGER D. LING
ROBERT M. NIELSEN
BRENT T. ROBINSON
DAVID W. HALEY

LING, NIELSEN & ROBINSON

ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

May 14, 1991

RECEIVED

MAY 15 1991

Department of Water Resources
Southern Region Office

Mr. Allen Merritt, P.E.
Adjudication Section Supervisor
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

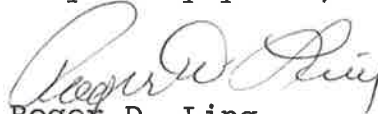
Re: Snake River Adjudication Claim of Split Butte
Ranch, Inc.

Claim No. A36-13529

Dear Mr. Merritt:

Pursuant to your request for additional evidence to support the priority date of the above claim, enclosed please find a copy of the well log showing that the well was drilled on March 27, 1958. Accordingly, the date of priority on this claim should be changed to March 27, 1958, the date of the first diversion from this domestic and commercial well.

Very truly yours,


Roger D. Ling

RDL:rah
Enclosure

cc: Split Butte Ranch, Inc.

Post-It™ brand fax transmittal memo 7671		# of pages ▶ 2
To Marci Sterling	From Allen Merritt	
Co.	Co.	
Dept.	Phone #	
Fax #	Fax #	

RECEIVED
FEB 08 1993

TELEPHONE HE 6-3166

TED HAYNES

P. O. BOX

~~XX2167-W~~

DRILLING CONTRACTOR

558XXX

RUPERT, IDAHO

502 - 13th St

17E7 25

LAND OWNER Capital Company

LOCATION S.E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ sec 17WELL SIZE 6 $\frac{1}{2}$ in

T 7 S - R 24 E

DATE STARTED March 18, 1958

DATE FINISHED March 27, 1958

TOTAL DEPTH 295 ft

PIPE TALLY 7ft 4 in of 6 $\frac{1}{2}$ in I.D. FIRST WATER 265 ft

STATIC W. L 263 ft

FROM FEET	TO FEET	FORMATION
0	7	soil & hard pan
7	42	gray lava, firm
42	55	gray lava, bouldery
55	60	open ground
60	70	gray lava boulders
70	95	gray lava, soft
95	165	gray lava boulders
165	195	reddish brown, & gray lava
195	200	open ground
200	295	gray lava

RECEIVED

MAY 15 1991

Department of Water Resources
Southern Region OfficeMICROFILMED
FEB 08 1993

COPY

1997 AUG -8 PM 1:38

FILED
TWIN FALLS CO., IDAHO

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)
_____) **NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

_____) **SUB CASE NO. 36-02141, 36-02142B,
36-02143, 36-02446, 36-13529**

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Split Butte Ranch Inc
Rt 3 Box 220
Rupert ID 83350

Phone: 531-5348

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

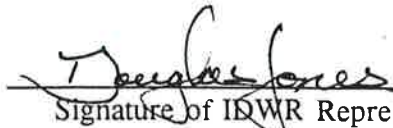
The Duncan Limited Partnership
Paul H Duncan
Kathy F Duncan
750 E 100 S
Rupert ID 83350

Phone: 436-1214

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: 2/10/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8-8, 1997, 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:
Roger D Ling Esq
Ling Nielsen & Robinson
PO Box 396
Rupert ID 83350
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
The Duncan Limited Partnership
Paul H Duncan
Kathy F Duncan
750 E 100 S
Rupert ID 83350
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
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-8-1997

PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-13529

NAME & ADDRESS: KATHY F DUNCAN
PAUL H DUNCAN
THE DUNCAN LIMITED PARTNERSHIP
750 E 100 S
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS
2.9 AFY

PRIORITY DATE: 03/27/1958

POINT OF DIVERSION: T07S R25E S17 SESESE Within MINIDOKA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	INDUSTRIAL	01-01 12-31	0.02 CFS
			0.5 AFY
	DOMESTIC 4 HOMES	01-01 12-31	0.08 CFS
			2.4 AFY

PLACE OF USE: INDUSTRIAL Within MINIDOKA County
T07S R25E S17 SESEDOMESTIC Within MINIDOKA County
T07S R25E S17 SESEEXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
INDUSTRIAL/ POTATO CELLAR & SHOP.



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 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

THE DUNCAN LIMITED PARTNERSHIP
PAUL H DUNCAN
KATHY F DUNCAN
750 E 100 S
RUPERT ID 83350

RE: SRBA Claim(s) 36-02447, 36-02109, 36-02141, 36-02142B,
36-02143, 36-02446, 36-13529

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

/tf

cc: Roger D. Ling Esq.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 17, 1996

KARL J. DREHER
DIRECTOR

PAUL H DUNCAN AND
KATHY F DUNCAN AND
JACK F DUNCAN AND
JANET H DUNCAN
RT 1 BOX 364
RUPERT ID 83350

RECEIVED
FEB 12 1997

RE: Snake River Basin Adjudication (SRBA)
Minidoka County - Notices of Claim #36-02062, 36-02066A,
36-02098, 36-02099, 36-02100, 36-02109, 36-02141,
36-02143, 36-02221, 36-02446, 36-02447, 36-02469D,
36-02469E, 36-02678, 36-07294, 36-07356, 36-13527,
36-13529, 36-13531, 36-13550 and 36-13458
Ownership Change

Dear Claimants:

As you know, the title company assisted you with some documents dealing with changing the ownership of water rights. Those documents were sent to the SRBA Court who in turn forwarded the Standard Forms 3 you completed to our office. In mid-1996 the Court altered the procedure placing the Department in the 'gate-keeper' role. Before we can make any changes, we must have a copy of the recorded Warranty Deeds to confirm the conveyance and legal descriptions.

Upon receipt of the Deed copies, the water right claim records will be reviewed and changed. Notice of the change will be sent to the SRBA Court, to you and any other necessary parties to the water right cases.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water right claims.

Please contact this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region:tf

AJ0749NP
No. R36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PAUL H DUNCAN	03/27/1958	INDUSTRIAL	01-01 12-31	0.02 CFS	0.50 AFA
C	KATHY F DUNCAN		DOMESTIC	01-01 12-31	0.08 CFS	2.40 AFA
C	THE DUNCAN LIMITED PARTNERSHIP 750 E 100 S RUPERT ID 83350 (208) 436-1214			TOTAL DIVERSION:	0.08 CFS	2.90 AFA

D SPLIT BUTTE RANCH INC
RT 3 BOX 220
RUPERT ID 83350
(208) 531-5348

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R25E S17

SESESE

MINIDOKA County

Place of use Legal Description for: INDUSTRIAL

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
07S 25E 17	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	I

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
07S 25E 17	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	D

POU County: MINIDOKA

Non-Irrigation Uses: 4 HOMES

Other Rights: NONE

Remarks: EXP INDUSTRIAL/ POTATO CELLAR & SHOP.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/07/97
PAGE: 2

=====

Comments: Date: 09/17/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/16/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 12/13/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/16/1992 User-ID: MERRITT Subject: RESPONDED TO NOE
LETTER SENT 10/16. NO CHANGE.

Date: 01/30/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*ATTY NAME/ADDRESS STANDARDIZED TO AVOID DUPLICATE MAILING LABELS

Date: 07/02/1997 User-ID: SCLELLAN Subject: NAME CHANGE
FORMS AND DEEDS SUBMITTED BY DUNCAN CONFIRM CHANGE OF OWNERSHIP.

Audit: 08/07/97 SCLELLAN

AJ0749NP
No. R36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/04/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PAUL H DUNCAN	03/27/1958	INDUSTRIAL	01-01 12-31	0.02 CFS	0.50 AFA
C	KATHY F DUNCAN		DOMESTIC	01-01 12-31	0.08 CFS	2.40 AFA
C	THE DUNCAN LIMITED PARTNERSHIP 750 E 100 S RUPERT ID 83350 (208) 436-1214			TOTAL DIVERSION:	0.08 CFS	2.90 AFA
D	SPLIT BUTTE RANCH INC RT 3 BOX 220 RUPERT ID 83350 (208) 531-5348					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R25E S17

SESESE

MINIDOKA County

Place of use Legal Description for: INDUSTRIAL

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
07S 25E 17	:	:	:	I :

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
07S 25E 17	:	:	:	D :

POU County: MINIDOKA

Non-Irrigation Uses: 4 HOMES

Other Rights: NONE

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks: EXP INDUSTRIAL/ POTATO CELLAR & SHOP.

Dates: Exam Made Date:

Verified Date:

08/04/1997

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

*Del. per DWS
8/7/97
SW*

AJ0749NP
No. R36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/04/97
PAGE: 2

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K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*ATTY NAME/ADDRESS STANDARDIZED TO AVOID DUPLICATE MAILING LABELS

Date: 07/02/1997 User-ID: SCLELLAN Subject: NAME CHANGE
FORMS AND DEEDS SUBMITTED BY DUNCAN CONFIRM CHANGE OF OWNERSHIP.

Audit: 08/04/97 SCLELLAN

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUL-10-1997
PAGE: A-9

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-13529

NAME & ADDRESS: PAUL H DUNCAN
KATHY F DUNCAN
THE DUNCAN LIMITED PARTNERSHIP
750 E 100 S
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS
2.9 AFY

PRIORITY DATE: 03/27/1958

POINT OF DIVERSION: T07S R25E S17 SESE Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	INDUSTRIAL	01-01 12-31	0.02 CFS
	DOMESTIC ~~DOMESTIC~~ 4 HOMES (INDUST)	01-01 12-31	0.5 AFY
			0.08 CFS
			2.4 AFY

PLACE OF USE: INDUSTRIAL
T07S R25E S17
SESE
Within MINIDOKA County

DOMESTIC
T07S R25E S17
SESE
Within MINIDOKA County

CONSUMPTIVE USE: ~~0.5 AFY~~ ~~Ø~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

N10

SN
8/4/97SN
7/22/97

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)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 36-02141, 36-02142B,
36-02143, 36-02446, 36-13529

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Split Butte Ranch Inc

Rt 3 Box 220

Rupert ID 83350

Phone: 531-5348

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

The Duncan Limited Partnership

Paul H Duncan

Kathy F Duncan

750 E 100 S

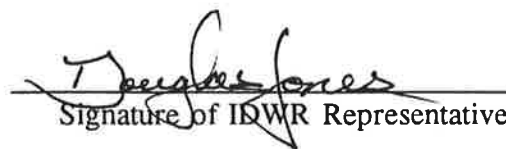
Rupert ID 83350

Phone: 436-1214

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: 2/10/97


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on _____, 1997, 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:
Roger D Ling Esq
Ling Nielsen & Robinson
PO Box 396
Rupert ID 83350
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
The Duncan Limited Partnership
Paul H Duncan
Kathy F Duncan
750 E 100 S
Rupert ID 83350
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

AJ0749NP
No. 36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/02/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PAUL H DUNCAN	03/27/1958	INDUSTRIAL	01-01 12-31	0.02 CFS	0.50 AFA
C	KATHY F DUNCAN		DOMESTIC	01-01 12-31	0.08 CFS	2.40 AFA
C	THE DUNCAN LIMITED PARTNERSHIP 750 E 100 S RUPERT ID 83350 (208) 436-1214					
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.08 CFS	2.90 AFA 0.50 AFA
D	SPLIT BUTTE RANCH INC RT 3 BOX 220 RUPERT ID 83350 (208) 531-5348					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T07S R25E S17

SESESE

MINIDOKA County

Place of use Legal Description for: INDUSTRIAL

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	
07S	25E	17	:																				

Place of use Legal Description for: DOMESTIC

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	
07S	25E	17	:																				

POU County: MINIDOKA

Non-Irrigation Uses: DOMESTIC/ 4 HOMES; INDUSTRIAL/ POTATO CELLAR & SHOP

Other Rights: NONE

Dates: Exam Made Date: 07/23/1991 Verified Date:

Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/17/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/16/92. CHANGED NOE FLAG FROM BLANK TO A.

AJ0749NP
No. 36-13529

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/02/97
PAGE: 2

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Comments: Date: 09/17/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
CLAIM VERIFIED 12/13/91. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/16/1992 User-ID: MERRITT Subject: RESPONDED TO NOE
LETTER SENT 10/16. NO CHANGE.

Date: 01/30/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*ATTY NAME/ADDRESS STANDARDIZED TO AVOID DUPLICATE MAILING LABELS

Date: 07/02/1997 User-ID: SCLELLAN Subject: NAME CHANGE
FORMS AND DEEDS SUBMITTED BY DUNCAN CONFIRM CHANGE OF OWNERSHIP.

Audit: 07/02/97 SCLELLAN



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DEC 06 1996

Department of Water Resources
Southern Region

DATE OF CLOSING: 10-18-96

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.

Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED QUITCLAIM DEED
FOR LEGAL DESCRIPTION

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: #36-13529 #36-02447 #36-02109 #36-02446 #36-07356 #36-13530
#36-02141 #36-02142B #36-02143
- [] Name and Address of Former Owner/Claimant(s)(Seller): JACK F. DUNCAN AND JANET H. DUNCAN, husband and wife
- [] New Owner/Claimant (Purchaser): THE DUNCAN LIMITED PARTNERSHIP, AN IDAHO LIMITED PARTNERSHIP
- [] New Mailing Address: 750 East 100 South
RUPERT, IDAHO 83350
- [] New Telephone Number: (208) 436-1214
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
NEL1/4 and S1/2 of Section 17: NEL1/4 of Section 35 and Section 36, with an except
all in Township 7 South Range 25 East Boise, Meridian, Minidoka County, Idaho

- [] Attach proof of ownership, describe proof attached: QUITCLAIM DEED

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

- [] Signature of New Owner/Claimant(s) THE DUNCAN LIMITED PARTNERSHIP Date _____
by [Signature] GENERAL PARTNER Date 11-15-96
- [] Signature of Former Owner/Claimant(s) [Signature] Date 11-15-96
[Signature] Date 11-15-96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: 6/19/97 By: SW

Final Review and Data-Entry

Date: 7/2/97 By: SW

Claim Numbers of Split, if any:

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

QUITCLAIM DEED

#10684

COPY

For Value Received

JACK F. DUNCAN and JANET H. DUNCAN, husband and wife

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

THE DUNCAN LIMITED PARTNERSHIP, AN IDAHO LIMITED PARTNERSHIP
750 East 100 South Rupert, Idaho 83350

Hereinafter called the grantee, the following described premises, in MINIDOKA County, Idaho to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: October 18, 1996



JACK F. DUNCAN



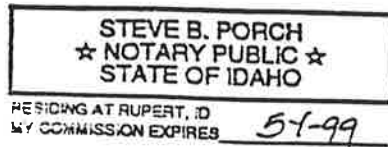
JANET H. DUNCAN

STATE OF IDAHO)
)
COUNTY OF MINIDOKA)

On this 18th day of OCTOBER, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared JACK F. DUNCAN AND JANET H. DUNCAN, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public
Residing at: Rupert, Id.
My Commission expires: 5-1-99



RECORDED AT REQUEST OF
Land Title-Rupert
FILM NO. _____
96 NOV 15 15 : 40
MINIDOKA COUNTY, IDAHO
DUANE SMITH, RECORDER
DEPUTY SP

427017

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 17: NE¼ and S½;
SECTION 35: NE¼;
SECTION 36: **SAVE AND EXCEPT** the following described tract:

Beginning at the Northeast corner of Section 36, said corner marked by a U.S. GLO iron pipe with brass cap which shall be the POINT OF BEGINNING;
Thence South 00°05'00" East along the East line of Section 36 for 2639.97 feet to a 5/8 inch rebar alongside a bent U.S. GLO iron pipe;
Thence South 00°14'25" East along the East line of Section 36 for 2628.09 feet to a 5/8 inch rebar at the Southeast corner of Section 36;
Thence North 88°56'38" West along the South line of Section 36 for 1982.66 feet to a point;
Thence North 01°02'58" East for 37.49 feet to a ½ inch rebar;
Thence North 01°02'58" East for 1239.35 feet to a ½ inch rebar;
Thence North 89°03'28" East for 78.68 feet to a ½ inch rebar;
Thence North 00°10'53" West for 47.21 feet to a ½ inch rebar;
Thence North 78°47'40" West for 272.35 feet to a ½ inch rebar;
Thence North 00°15'49" West for 1122.27 feet to a ½ inch rebar;
Thence North 43°54'39" West for 52.13 feet to a ½ inch rebar;
Thence North 89°43'54" West for 561.95 feet to a ½ inch rebar;
Thence North 64°50'51" West for 69.79 feet to a ½ inch rebar;
Thence North 50°17'16" West for 200.49 feet to a ½ inch rebar;
Thence North 89°43'41" West for 874.35 feet to a ½ inch rebar;
Thence North 00°55'56" East for 1270.63 feet to a ½ inch rebar;
Thence South 88°50'12" East for 973.71 feet to a ½ inch rebar;
Thence North 01°11'23" East for 1333.41 feet to a ½ inch rebar on the North line of Section 36;
Thence South 88°52'57" East along the North line of Section 36 for 166.05 feet to a 5/8 inch rebar at the North quarter section corner of Section 36;
Thence South 88°52'57" East along the North line of Section 36 for 2640.32 feet to the POINT OF BEGINNING.

AN UNDIVIDED ONE-HALF INTEREST IN AND TO THE FOLLOWING
DESCRIBED PARCELS:

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 34: NE¼.

PARCEL NO. 2:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 19: E½, SAVE AND EXCEPT the following described tract:

Beginning at the Northeast corner of said Section 19; thence South for 41¼ rods
to the TRUE POINT OF BEGINNING;
Thence West for 15 rods;
Thence South for 15 rods;
Thence East for 15 rods;
Thence North for 15 rods to the POINT OF BEGINNING.

SECTION 20: W½.

PARCEL NO. 3:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 16: All.

PARCEL NO. 4:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 17: NE¼ and S½;

SECTION 35: NE¼;

SECTION 36: SAVE AND EXCEPT the following described tract:

Beginning at the Northeast corner of Section 36, said corner marked by a U.S.
GLO iron pipe with brass cap which shall be the POINT OF BEGINNING;
Thence South 00°05'00" East along the East line of Section 36 for 2639.97 feet
to a 5/8 inch rebar alongside a bent U.S. GLO iron pipe;
Thence South 00°14'25" East along the East line of Section 36 for 2628.09 feet
to a 5/8 inch rebar at the Southeast corner of Section 36;
Thence North 88°56'38" West along the South line of Section 36 for 1982.66
feet to a point;
Thence North 01°02'58" East for 37.49 feet to a ½ inch rebar;
Thence North 01°02'58" East for 1239.35 feet to a ½ inch rebar;
Thence North 89°03'28" East for 78.68 feet to a ½ inch rebar;
Thence North 00°10'53" West for 47.21 feet to a ½ inch rebar;
Thence North 78°47'40" West for 272.35 feet to a ½ inch rebar;
Thence North 00°15'49" West for 1122.27 feet to a ½ inch rebar;
Thence North 43°54'39" West for 52.13 feet to a ½ inch rebar;
Thence North 89°43'54" West for 561.95 feet to a ½ inch rebar;
Thence North 64°50'51" West for 69.79 feet to a ½ inch rebar;
Thence North 50°17'16" West for 200.49 feet to a ½ inch rebar;
Thence North 89°43'41" West for 874.35 feet to a ½ inch rebar;
Thence North 00°55'56" East for 1270.63 feet to a ½ inch rebar;
Thence South 88°50'12" East for 973.71 feet to a ½ inch rebar;
Thence North 01°11'23" East for 1333.41 feet to a ½ inch rebar on the North
line of Section 36;
Thence South 88°52'57" East along the North line of Section 36 for 166.05 feet
to a 5/8 inch rebar at the North quarter section corner of Section 36;
Thence South 88°52'57" East along the North line of Section 36 for 2640.32 feet
to the POINT OF BEGINNING.

EXHIBIT "A"
(CONTINUED)

PARCEL NO. 5:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 23: S½;
SECTION 24: W½SW¼;
SECTION 25: W½, SW¼SE¼;
SECTION 26: All.

PARCEL NO. 6:

TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 27: NW¼, SAVE AND EXCEPT the following described tract:

Beginning at the Northwest corner of Tract A in said Section 27, said corner marked by a U.S. Bureau of Reclamation pipe with brass cap which shall be the POINT OF BEGINNING;
Thence North 0°01'00" West along section line for 17.00 feet to a point;
Thence South 89°16'31" East for 391.49 feet to a point;
Thence South 0°01'00" East for 17.00 feet to a ½ inch rebar on the North line of Tract A;
Thence North 89°16'31" West along the North line of Tract A for 391.49 feet to the POINT OF BEGINNING.

PARCEL NO. 7:

TOWNSHIP 8 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 5: Farm Unit F, Tract F of the North Side Pumping Division of the Minidoka Project, Idaho, (as shown by plat, dated July 22, 1954, filed in the office of the County Recorder, Minidoka County, Idaho).

PARCEL NO. 8:

An Easement and road right-of-way for the purpose of ingress and egress as created by Agreement for Easement And Right-Of-Way, recorded January 23, 1973 as Document 230321, Minidoka County records, said Easement described, as:

Beginning at a point 8.78 chains South 0°11' East of the West ¼ corner of Section 5, Township 8 South, Range 24 East, Boise Meridian; Thence South 78°31' East for 10.25 chains; Thence South 72°55' East for 9.46 chains; Thence South 67°41' East for 30 feet; Thence South 22°19' West for 30 feet; Thence North 67°41' West for 30 feet; Thence North 72°55' West for 9.46 chains; Thence North 78°31' West for 10.25 chains to a point on the West section line of said Section 5; Thence North along the said West section line of Section 5 for 30 feet to the POINT OF BEGINNING.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DEC 06 1996

DATE OF CLOSING: 9-12-96

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED WARRANTY DEED
FOR LEGAL DISCRIPTION

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

[] Water Right Number(s) Assigned by IDWR: #36-13529* #36-02447* #36-02109* #36-02446* #36-07356* #36-13530*
~~#36-02141* #36-02142B* #36-02143*~~

[] Name and Address of Former Owner/Claimant(s)(Seller): SPLIT BUTTE RANCH, INC., an Idaho Corporation

[] New Owner/Claimant (Purchaser): JACK F. DUNCAN, JANET H. DUNCAN AND PAUL H. DUNCAN AND KATHY F. DUNCAN

[] New Mailing Address: 750 EAST 100 SOUTH
RUPERT, IDAHO 83350

[] New Telephone Number: () 436 -1214

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
NE 1/4 and S 1/2 of Section 17; NE 1/4 of Section 35 and Section 36, with an exception
, all in Township 7 south range 25 East Boise Meridian, Minidoka County, Idaho

[] Attach proof of ownership, describe proof attached: WARRANTY DEED

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

[] Signature of New Owner/Claimant(s) Jack F. Duncan Janet H. Duncan Date 9-17-96
Paul H. Duncan Kathy F. Duncan Date _____

[] Signature of Former Owner/Claimant(s): Split Butte Ranch, Inc. Date Sept 17, 1996
By: [Signature] President Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: 6/19/97 By: sc

Final Review and Data-Entry

Date: 7/2/97 By: sc

Claim Numbers of Split, if any:

Exhibit 'A' is Attached to the 2ND change of owner form for the Partnership

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

For Value Received

SPLIT BUTTE RANCH, INC., an Idaho Corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

PAUL H. DUNCAN and KATHY F. DUNCAN, husband and wife; JACK F. DUNCAN
and JANET H. DUNCAN, husband and wife
Address: Route 1 Box 2934, Rupert, Idaho 83350

Hereinafter called the Grantee, the following described premises situated in Minidoka County, Idaho, to-wit:

(SEE EXHIBIT "A" ATTACHED)

TOGETHER WITH all water and water rights, which includes water right numbers 36-13529, 36-02447, 36-02109, 36-02446, 36-07356, 36-13530, 36-02141, 36-02142B and 36-02143.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

A Power Line Easement, dated December 10, 1953, recorded March 16, 1954 as Document No. 116958 in Book 29 of Deeds, Page 569, Minidoka County records.

A Power Line Easement, dated June 30, 1963, recorded September 30, 1963 as Document No. 166978, Minidoka County records.

A Power Line Easement, dated January 5, 1970, recorded May 22, 1970 as Document No. 209792, Minidoka County records.

A Power Line Easement, dated April 22, 1974, recorded August 7, 1974 as Document No. 243931, Minidoka County records.

A Power Line Easement, dated August 19, 1974, recorded January 28, 1975 as Document No. 247379, Minidoka County records.

A Power Line Easement, dated August 13, 1975, recorded November 21, 1975 as Document No. 254792, Minidoka County records.

A Power Line Easement, dated March 9, 1976, recorded March 16, 1977 as Document No. 268509, Minidoka County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

(Page 1 of 3)

426061
RECORDED AT REQUEST OF
Land Title Report
FILM NO. _____
96 SEP 17 16 : 41
MINIDOKA COUNTY, IDAHO
DUNNE SMITH, RECORDER
FEE - 9 DEPUTY *SP*

Dated: September 12, 1996

SPLIT BUTTE RANCH, INC., an Idaho Corporation

BY: *Elise Heins*
ELISE HEINS - President

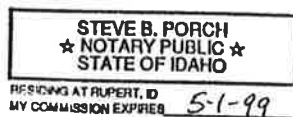
STATE OF IDAHO)
COUNTY OF MINIDOKA) ss

On this ^{19th} 12th day of September, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared ELISE HEINS, President of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Steve B. Porch
Notary Public
Residing at Rupert, Idaho
My Commission Expires: 5/1/99

(SEAL)





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

December 17, 1996

KARL J. DREHER
DIRECTOR

PAUL H DUNCAN AND
KATHY F DUNCAN AND
JACK F DUNCAN AND
JANET H DUNCAN
RT 1 BOX 364
RUPERT ID 83350

DEC 20 1996

Department of Water Resources
Southern Region

RE: Snake River Basin Adjudication (SRBA)
Minidoka County - Notices of Claim #36-02062, 36-02066A,
36-02098, 36-02099, 36-02100, 36-02109, 36-02141,
36-02143, 36-02221, 36-02446, 36-02447, 36-02469D,
36-02469E, 36-02678, 36-07294, 36-07356, 36-13527,
36-13529, 36-13531, 36-13550 and 36-13458
Ownership Change

Dear Claimants:

As you know, the title company assisted you with some documents dealing with changing the ownership of water rights. Those documents were sent to the SRBA Court who in turn forwarded the Standard Forms 3 you completed to our office. In mid-1996 the Court altered the procedure placing the Department in the 'gate-keeper' role. Before we can make any changes, we must have a copy of the recorded Warranty Deeds to confirm the conveyance and legal descriptions.

Upon receipt of the Deed copies, the water right claim records will be reviewed and changed. Notice of the change will be sent to the SRBA Court, to you and any other necessary parties to the water right cases.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water right claims.

Please contact this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region:tf

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 JEANIE M ROBERTSON

DATE September 9, 1996 11:14am **CUSTOMER** STEVE PORCH/LAND TITLE-BURLEY

SUBJECT: PROFILE REPORTS
phone call (X) walk-in (.)

He FAXed a request for AJ Profile Reports for the following claim numbers:

Rancho Verde, Inc	36-02062
	36-02099
	36-02100
	36-02221
	36-13527
Split Butte Ranch, Inc	36-02109
	36-02141
	36-02142B
	36-02143
	36-02446
	36-02447
	36-07356
	36-13529
	36-13530
Gregory & Cristi Heins	36-02678
	36-07294
	36-15458
Warren & Elise Heins	36-02066A
	36-02098
	36-02469D
	36-02469E
	36-13531

MICROFILMED
DEC 5 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

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OCT 20 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

WARREN HEINS
GREG & CRISTI HEINS

2. SUBJECT OF INQUIRY:

They called to set up an appointment to get copies and review all their SRBA claims on file with the Court. They came in and asked for these copies and objection forms.

3. RESPONSE TO INQUIRY:

On the phone I told Cristi Heins, I cannot discuss the recommendations or objections; I can explain the process of the adjudication.

When they came in I explained this is a lawsuit and is operated under certain legal rules and procedures. Since I am not a lawyer I am unable to give this or other information which might be legal advice.

I gave them ^{PROFILE} copies of the recommended rights and the claims record. I explained the differences between Total Volume and Consumptive Volumes. I showed them the map published by IDWR listing these values and the season of use.

I gave them 22 objection forms and explained I cannot assist in completing them. They also got a handout explaining D+S special procedure for late filing after the D-Report.

4. IDWR STAFF AND DATE:

Steve Clelland 4-9-93

Print name and initial

STEVE CLELLAND

Sm

22 WATER RIGHT CLAIM (Nos.):

A36-7294, A36-7356
A36-13527, A36-13529
A36-13530, A36-13531
A36-15458

A36-2026, A36-2066A, A36-02098, A36-2099,
A36-2100, A36-2109, A36-2141, A36-2142B,
A36-2143, A36-2221, A36-2446, A36-2447,
A36-2469D, A36-2469E, A36-2678

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OCT 20 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



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FEB 08 1993

Water Right Number - R36-13529

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
LING

ROGER D

1 - PO BOX 396

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-000-0000

*** C - CURRENT OWNER ***
SPLIT BUTTE RANCH INC

1 - RT 3 BOX 220

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-531-5348

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
03/27/1958 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 25E 17 SE SE SE (67) MINIDOKA

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.080 2.40
07 - INDUSTRIAL 01/01 12/31 0.020 0.50+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 2.90 0.5+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County07S 25E 17 SE SE 07 INDUSTRIAL (67) MINIDOKA
07S 25E 17 SE SE 43 DOMESTIC (67) MINIDOKA

Total Acres:

+ - - Diversion Means - 300'X6" WELL, 5HP SUBMERSIBLE PUMP, 1" PIPE

+ - - Non-Irrigation Use - DOMESTIC/ 4 HOMES; INDUSTRIAL/ POTATO CELLAR & SHOP

+ - - Other Rights for Same Use - NONE

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FEB 08 1993

Water right number - R36-13529

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - 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: 09/17/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/16/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 12/13/91. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/16/1992 User Id: MERRITT Subject: RESPONDED TO NOE
LETTER SENT 10/16. NO CHANGE.

+ - - Audit Fields - - +
10/16/92 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/23/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/16/1992	Old Judicial District	-
Claim Received Date	- 10/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010060	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	- B

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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) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

16-Oct-1992 11:03

Warren & Elise Heins
Rt 3 Box 220
Rupert, ID 83350

RE: Heins SRBA 36-13531
Split Butte Ranch SRBA 36-13529 & 36-13530

Dear Mr. & Mrs. Heins:

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendations of the claims listed above.

Your NOE for 36-13529 questioned IDWR changing an original water right and specifically changing the priority date of 6/7/1951 to that of 3/27/1958. Please understand the record 36-13529 is a claim in the SRBA with a basis of beneficial use. IDWR's responsibility is to confirm such claims and make a recommendation to the court. IDWR's recommendation of the priority date is based on evidence we requested in which your lawyer responded by submitting a drilling log. The log supports a priority date of 3/27/1958. This right will be recommended in the Director's Report as proposed.

Your NOE for 36-13530 questioned IDWR changing the claimed diversion rate of 0.32 cfs to 0.07 cfs. Again this record 36-13530 represents your claim as to the water use. IDWR's recommendation is based on a review of your pump system which determined that the capacity of the pump was 0.07 cfs. This capacity is based on a theoretical calculation using information obtained from you that the pump is a 5 HP pump and pumps water from 290' with 60 psi in the pressure system. Unless you can provide specific pump capacity information this recommendation will remain as proposed.

Your NOE for 36-13531 questioned IDWR changing the claimed priority date and cfs rate. Again this record 36-13531 represents your claim as to the expanded use of the well licensed under 36-02098. IDWR's review of the evidence submitted and records of the IDWR conflict as to supporting a priority date of 4/1/1961. The earliest non-conflicting evidence to support the expanded acres is our orthophoto map with photograph dated 1979. IDWR's recommendation of the cfs rate is based on our understanding of the presumption statute which allows expanded acres. Our understanding is that the base water right diversion rate shall not be increased although acres are

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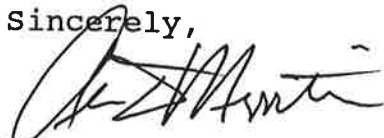
PAGE 2

Oct. 16, 1992

allowed to be expanded. The base right, 36-02098, is for 4.00 cfs recommended for 305 acres. This right is for the 36 additional acres, so as we understand the presumption, when this right and 36-02098 are combined the rate shall not exceed 4.00 cfs. The rate 0.42 was calculated as $[4.00 / (305 + 36) \times 36]$ which represents the 36 acres share of the 4.00 cfs. The recommendation as proposed for this right will remain as proposed.

If you still disagree with IDWR's recommendations you will have an opportunity to file an objection to the Director's report with the court.

Sincerely,



Allen D. Merritt, P.E.
Water Rights Supervisor

CC: Roger Ling, PO Box 396, Rupert, ID 83350

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AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 16 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: A36-13529

2. Name: SPLIT BUTTE RANCH, INC.
RT. 3 BOX 220
Address: RUPERT, ID. 83350

Weekday Telephone Number: 208-531-5348

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TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Why do you have to change the original water rights?

See attached printout from the Idaho Department
of Water Resources.....

4. Describe the changes you wish to have made in the proposed recommendation:

Leave the water right as it was originally issued with the
correct priority date....6/7/51!!!!!!!

5. Describe why you disagree with the proposed recommendation:

Because the proposed recommendation is at variance from the
original water right! That is enough reason.

6. Date: September 15, 1992

SIGNATURE



RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A36-13529	SPLIT BUTTE RANCH INC. RT. 3 BOX 220 RUPERT ID 83350	06/07/1951	DOMESTIC INDUSTRIAL	01-01 12-31 01-01 12-31	0.16 CFS 0.02 CFS	BENEFICIAL USE
					0.18 CFS TOTAL 0.00 AFA TOTAL	

SOURCE: GROUNDWATER
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY:

REMARKS:

POINT OF DIVERSION:
T07S R25E S17 SESESE

PLACE OF USE: DOMESTIC
T07S R25E S17 SESE

PLACE OF USE: INDUSTRIAL
T07S R25E S17 SESE

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FEB 08 1993

RECEIVED
SEP 16 1992

Department of Water Resources

R PROOF

CVR

MAPS

PHOTOS

MISC

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FEB 08 1993

Water Right Number - R36-13529

Prefix Translation: RESEARCH

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
SPLIT BUTTE RANCH INC.1 - RT. 3 BOX 220
2 -
3 -
City- RUPERT
Phone - 208-531-5348

State- ID Zip- 83350

*** A - ATTORNEY ***
LING

ROGER D.

1 - P.O. BOX 396
2 -
3 -
City- RUPERT
Phone - 208-000-0000

State- ID Zip- 83350

+ - - Priority Date - - +
03/27/1958+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - - +

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

+ - - - - Tributary - - - - +

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

07S 25E 17 SE SE SE (67) MINIDOKA

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31		0.080	2.40
07 - INDUSTRIAL		01/01	12/31		0.020	0.50

+ - Total Div. Rate - + + - Total Div. Volume - +
0.080 2.90+ - Total Consumptive Use - + + - KW Usage - +
0.5

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	25E	17	SE SE			07	INDUSTRIAL	(67) MINIDOKA
			SE SE			43	DOMESTIC	(67) MINIDOKA

Total Acres:

+ - - Diversion Means - 300'X6" WELL, 5HP SUBMERSIBLE PUMP, 1" PIPE

+ - - Non-Irrigation Use - DOMESTIC/ 4 HOMES; INDUSTRIAL/ POTATO CELLAR & SHOP

+ - - Other Rights for Same Use - NONE

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Water right number - R36-13529

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - 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 - - - - -
No Comments Found

+ - - Audit Fields - - +
12/13/91 MERRITT

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 07/23/1991	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/13/1991	Old Judicial District	-
Claim Received Date	- 10/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S010060	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

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FEB 08 1993

CLAIM NO. A36 - 13529

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 03/27/1958.
(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. _____, 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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FEB 08 1993

$$Q = \frac{(8.8) \quad (\dots \overset{5}{\text{HP}} \dots) \quad (0.70)}{[(\dots \overset{263}{\text{static}} \dots) + (\dots \overset{-50}{\dots} \times 2.31)]} = \underline{\underline{-0.117 - 0.08}}$$

LIFT FROM:

measurement ()
 owner ()
 area estimate ()
 well logs (X)

Booster (Y) (N)

PSI FROM:

measurement ()
 owner ()
 estimate ()
 owner gage ()

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS

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

USED IN 4 HOUSES, POTATO CELLAR & SHOP, 5TH HOME SEASONALLY OCCUPIED (NOT CLAIMED)

HUMIDIFIERS USE MAX = 1 gal / hr / 1000 cwt of spuds / year

= ABOUT (0.00 / CFS) MINIMAL USE 150,000 GAL / YEAR

WITH A MAXIMUM OF 120 CWT OF SPUDS,

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

Potato cellar = 150,000 GAL / YEAR = 0.46 AFA

assume all consumed
 by humidifier

4 houses X 0.6 Afz / house = 2.4 Afz

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

Use Dom From 1/1 To 12/31 Amount 0.08 ^{0.08} cfs — af — af div cons
 Use Ind From 1/1 To 12/31 Amount 0.10 ^{0.10} cfs .5 af .5 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: _____

REMARKS AND CONDITIONS

14. ☐ (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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 FEB 08 1993

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

PHOTOS

MAP

SYSTEM DIAGRAM

X

DATE EXAM CONDUCTED: 7/23 /91

ACCOMPANIED BY: _____

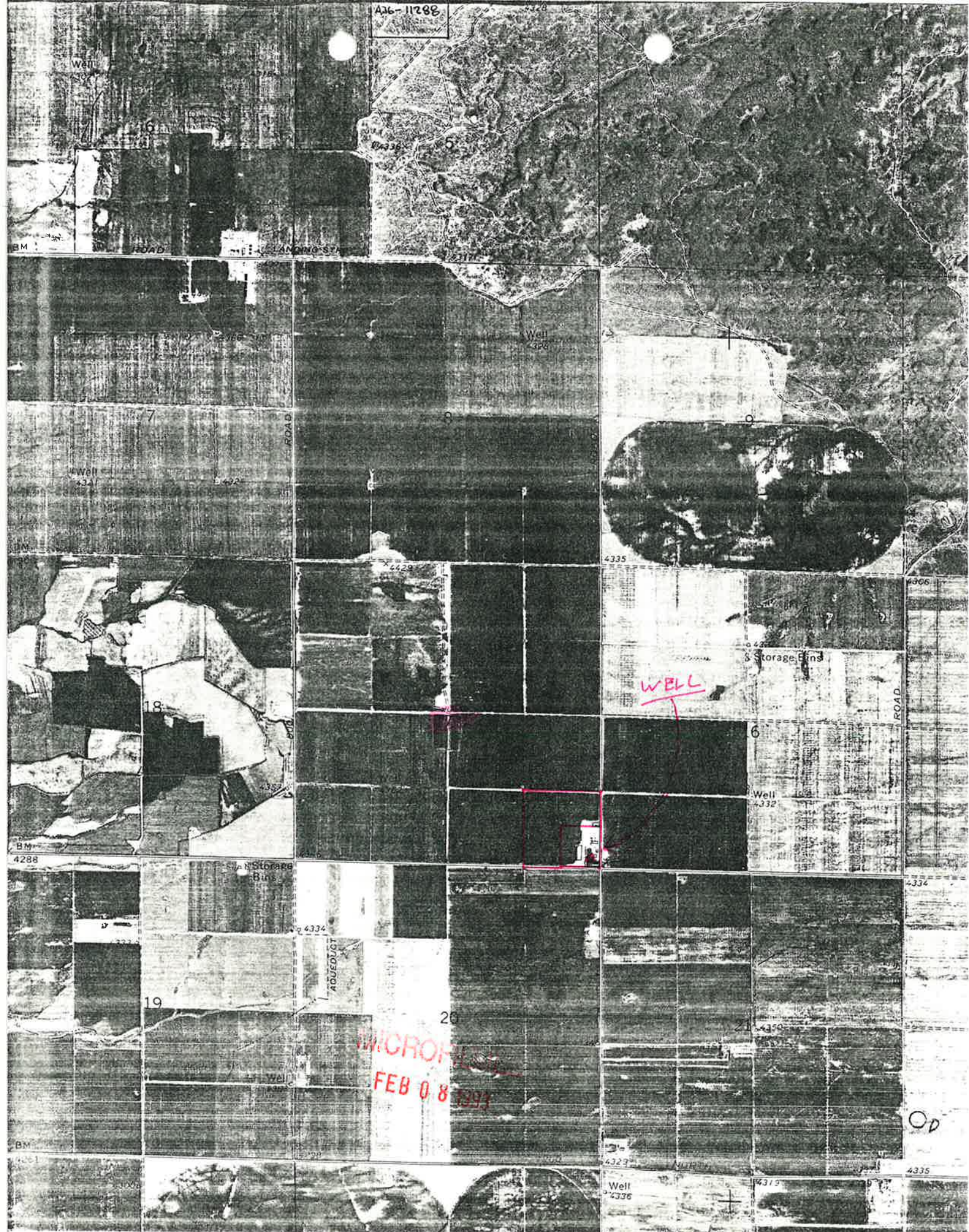
FIELD EXAMINER: MIKE HARSHBARGER

SIGNATURE: Michael Harshbarger

REVIEWED BY/DATE: _____

DATA ENTRY BY/DATE: MTM 7/23/91

VERIFICATION BY/DATE: _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:06:47
08/17/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-13529

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							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

"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 08 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:06:47
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-13529

LAST: SPLIT BUTTE RANCH INC.
ADDRESS: RT. 3 BOX 220
CITY: RUPERT
PHONE NUMBER: 208-531-5348

FIRST:
STATE: ID ZIP: 83350

OWNER CODE: C

LAST: LING
ADDRESS: P.O. BOX 396
CITY: RUPERT
PHONE NUMBER: 208-000-0000

FIRST: ROGER D.
STATE: ID ZIP: 83350

OWNER CODE: A

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

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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: # A36-13529 PRIORITY DATE: 06-07-1951 STAGE: J

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

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

__-__-__

REVIEWED BY _____

DATE _____

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-13529	07S	25E	17	SE	SE	SE		MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE 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:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---

SOURCE: _____

TRIB: _____

REVIEWED BY: _____

DATE: _____

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A. ROOT WATER RIGHT NUMBERS: A36-13529

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	25E	17	SE	SE		SPLIT BUTTE RANCH INC. LING , ROGER D.	A36-13529 / A36-02143 /40.0	- / 36-02143 /40.0	42.0		
07S	25E	17	SE	SE		SPLIT BUTTE RANCH INC. LING , ROGER D.	A36-13529 / A36-02143 /40.0	- / 36-02143 /40.0	42.0		
TOTAL ACRES							A36-13529		84.00		

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: _____

REVIEWED BY: _____

DATE: _____

RECORDED
FEB 08 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-13529 DOMESTIC	FROM 01-01 TO 12-31	.160 CFS
A36-13529 INDUSTRIAL	FROM 01-01 TO 12-31	.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.180 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:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.180 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.

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
A36-02143	GROUNDWATER	LING , ROGER D.	2.600	0.016		
NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION						

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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

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
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT		_____	_____	_____

REVIEWED BY: _____ DATE: _____

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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: 36-13529

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
-----------------------------------	----------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-13529	0.180	-		-	
	TOTAL CFS	0.180				

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	FIELD EXAMINER
N	_____

REMARKS:

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

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FEB 08 1993