

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: **A36-14846**
Date Received: 4/11/1990
Receipt No: S011957
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RAY VANDER VEGT 208-324-8018
Address: 135 E 400 S
JEROME ID 83338

2. Date of Priority: OCT 6, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	17E	8	NW	NE	NW		JEROME
			SW	NE	NW		JEROME

5. Description of diverting works:
TWO WELLS & PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
COMMERCIAL	01/01	12/31	0.120		
STOCKWATER	01/01	12/31	0.120		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/1 HOME; STOCKWATER/300 MILK & 100 DRY; COMMERCIAL/ BARN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	8	NE	NW		STOCK	

A36-14846

Page 1

Date: 09/10/92

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	8	NE	NW		DOMEST	
			NE	NW		COMMER	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

36-14845 FROM SAME SYSTEM FOR INCREASE IN HERD

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): *James VanderVest* Date: 9-10-92

Date: _____

State of Idaho)
County of Therrells) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of Sept. 19 92

[Signature]
Notary Public

Seal

Residing at Kilbuck, ID
My Commission Expires 6/30/97

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FEB 09 1993

INDIVIDUAL

STATE OF IDAHO
COUNTY OF Idaho) ss.

On this 19 day of October, in the year 1992, before me,
Notary Public in and for said State, personally appeared
John E Butters known to me to be the person
whose name is (~~are~~) subscribed to the within instrument, and acknowledged
to me that he executed the same.

WITNESS my hand and official seal.

John E Butters
Notary Public for Idaho residing at Harmon
My commission expires: 2-20-93

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FEB 09 1993

IN THE MATTER OF:

AFFIDAVIT

State of Idaho

County of _____

deposes and says:

being first duly sworn,

(Ray Under Veg)

John E Butler
126 E 4005
Oliver Street in House where Ray Vandenberg
lived here in Spring of 1941

Rags Hand to Will Washburn Apr 1963

(signature)

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

(notary public)

Residing at _____

My commission expires _____

MICROFILMED

FEB 09 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: A36-14846
Date Received: 4/11/1990
Receipt No: S011957
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY VANDERVEGT 208-324-8018
Address: 135 E. 400 S.
JEROME, ID 83338

2. Date of Priority: OCT 06, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	8	NW	NE	NW		JEROME

5. Description of diverting works:
6"X 149' WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
COMMERCIAL	01/01	12/31	0.260		
STOCKWATER	01/01	12/31	0.260		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/400 DAIRY C/400 DAIRY

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	17E	8	NE	NW		STOCK	

A36-14846

Page 1

Date: 04/11/90

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10. Place of Use: Contirmed

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	8	NE	NW		DOMEST	
			NE	NW		COMMER	

11. Place of use in counties: JEROME

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): Ray Vander Vegt Date: 4-11-90

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 11th day
of April 19 90
Steve Cull
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

A36-14846
RAY VANDER VEGT
125 E. 400 S.

JEROME

TO 83338

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 09 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 RAY VANDER VEGT
135 E 400 S
JEROME ID 83338

RE: Evidence of Priority - Snake River Basin Adjudication
Claim #A36-14846

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,

Allen Merritt, P.E.
Adjudication Section Supv.

Enclosure

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Water Right Number - R36-14846

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

VANDER VEGT

RAY

1 - 135 E 400 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-8018

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/31/1962 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name09S 17E 8 NW NE NW (53) JEROME
SW NE NW (53) JEROME+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume43 - DOMESTIC 01/01 12/31 0.040 1.20
10 - COMMERCIAL 01/01 12/31 0.120
04 - STOCKWATER 01/01 12/31 0.120+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
0.120 0.0+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County09S 17E 8 NE NW 04 STOCKWATER (53) JEROME
09S 17E 8 NE NW 10 COMMERCIAL (53) JEROME
09S 17E 8 NE NW 43 DOMESTIC (53) JEROME

+ - - Diversion Means - TWO WELLS & PUMPS

+ - - Non-Irrigation Use - DOMESTIC/1 HOME; STOCK/300 MILK & 100 DRY; COMMERCIAL/ DAIRY BARN

+ - - Other Rights for Same Use - 36-14845

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

GEN USE OF THIS RIGHT WITH RIGHT NO. 36-14845 IS LIMITED FOR STOCKWATER PURPOSES TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 21.3 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 2.9 AF, FOR WATERING OF A TOTAL OF 500 MILKING AND 125 DRY DAIRY CATTLE. USE OF THIS RIGHT WITH RIGHT NO. 36-14845 IS ALSO LIMITED FOR COMMERCIAL USE IN THE BARN TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 19.3 AF AND A TOTAL COMBINED ANNUAL

*Hold for Rmk
Status
KHC
12-31-97*

Water right number - R36-14846

Prefix Translation: RESEARCH

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

CONSUMPTIVE USE VOLUME OF 7.2 AF.
RIGHT NO. 36-14845 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.

+ - - - - Decree Plaintiff - - - + - - - - Decree Defendant - - - + - - Decree Date - +

00/00/0000

+ - - Audit Fields - 12/19/97 KCHRISTE

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

Date: 03/19/1992 User Id: MERRITT Subject: DISALLOWAL

EVIDENCE OF PRIORITY NOT SUBMITTED. USE EXCEEDS 13,000 GAL/DAY.

Date: 10/21/1992 User Id: MERRITT Subject: RECEIVED NOE & RESPONDED.

ON 9/10/92 THE VANDER VEGTS WERE IN AN FILED NOTICES OF ERROR ON 36-14846 & 36-14845. 36-14846 WAS ORIGINALLY DISALLOWED SINCE
THEY DID NOT SUBMIT EVIDENCE OF PRIORITY. DURING OUR MEETING THEY DISCRIBED THEIR SYSTEM RESULTING IN AMENDING BOTH CLAIMS
TO DESCRIBE THE STAGED DEVELOPMENT OF THE PROPERTY.

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 04/11/1990 | 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 | - S011957 | Federal/State Indicator | - S |
| | | POU Ownership Flag | - Y | Presumption Flag | - |
| | | Name Connector | - AND | Notice of Error Flag | - E |

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

21-Oct-1992 11:14

Ray Vander Vegt
135 E 400 S
Jerome, ID 83338

RE: Response to Notice of Error for proposed recommendation for
36-14845 & 36-14846

Dear Mr. Vander Vegt:

This letter is in response to the Notice of Error (NOE) you recently filed with IDWR regarding the Director's proposed recommendation of the claims listed above. Your NOE questions the basis for disallowal of claim 36-14846 based on beneficial use and also the number of cattle recommended for 36-14845.

As you recall we met on September 10, 1992 to discuss these issues and based on our discussions you decided to amend your claims to more correctly describe your staged development of your facility. At that time I requested that you provide evidence of priority for the initial stage of development since it appeared that that use may exceed the 13,000 gallons per day limit for a small domestic & livestock use. I have received the affidavit by Mr. Bullars which you have submitted to support the priority of 1947. As I read the affidavit Mr. Bullars indicates he has lived in the area since 1941 and the knows the well was used prior to 1963. Based on this statement I am recommending a priority of 12/31/1962. Please find enclosed profile reports of the rights as they are presently being recommended.

If you still disagree with IDWR's recommendation, you will have an opportunity to file an objection to the Director's Report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Sincerely,

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

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FEB 09 1993

Water Right Number - R36-14846 Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
VANDER VEGT RAY 1 - 135 E 400 S
2 -
3 -
City- JEROME State- ID Zip- 83338
Phone - 208-324-8018

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1962 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 17E 8 NW NE NW (53) JEROME
SW NE NW (53) JEROME

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040 1.20
10 - COMMERCIAL 01/01 12/31 0.120
04 - STOCKWATER 01/01 12/31 0.120

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.120 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 8 NE NW 04 STOCKWATER (53) JEROME
09S 17E 8 NE NW 10 COMMERCIAL (53) JEROME
09S 17E 8 NE NW 43 DOMESTIC (53) JEROME

Total Acres:

+ - - Diversion Means - TWO WELLS & PUMPS

+ - - Non-Irrigation Use - DOMESTIC/1 HOME; STOCK/300 MILK & 100 DRY; COMMERCIAL/ DAIRY BARN

+ - - Other Rights for Same Use - 36-14845

+ - - - - Remarks - - - - - +
USE OF THIS RIGHT WITH RIGHT NO. 36-14845 IS LIMITED FOR
STOCKWATER PURPOSES TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME
OF 21.3 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
2.9 AF, FOR WATERING OF A TOTAL OF 500 MILKING AND 125 DRY

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Water right number - R36-14846

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +
DAIRY CATTLE. USE OF THIS RIGHT WITH RIGHT NO. 36-14845 IS ALSO
LIMITED FOR COMMERCIAL USE IN THE BARN TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 19.3 AF AND A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 7.2 AF.
RIGHT NO. 36-14845 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.

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

+ - - - - Comments - - - - - +
Date: 03/19/1992 User Id: MERRITT Subject: DISALLOWAL
EVIDENCE OF PRIORITY NOT SUBMITTED. USE EXCEEDS 13,000 GAL/DAY.
Date: 10/21/1992 User Id: MERRITT Subject: RECEIVED NOE & RESPONDED.
ON 9/10/92 THE VANDER VEGTS WERE IN AN FILED NOTICES OF ERROR ON 36-14846 & 36-14845. 36-14846 WAS ORIGINALLY DISALLOWED SINCE
THEY DID NOT SUBMIT EVIDENCE OF PRIORITY. DURING OUR MEETING THEY DISCRIBED THEIR SYSTEM RESULTING IN AMENDING BOTH CLAIMS
TO DESCRIBE THE STAGED DEVELOPMENT OF THE PROPERTY.

+ - - Audit Fields - - +
10/21/92 MERRITT

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 10/21/1992 | Old Judicial District | - |
| Claim Received Date | - 04/11/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S011957 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND | Presumption Flag | - |
| | | | | Notice of Error Flag | - E |

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FILE NUMBER ----- 36-14845 & 36-14846
REVIEWER ----- ADM 09/10/92

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE ----- 500
NUMBER OF NONMILKING CATTLE ----- 125
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO ----- 1.8
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS - 3
NUMBER OF MILKINGS PER DAY ----- 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD ----- 0.32
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.32
NONMILKING CATTLE @12 GPD/HD ----- 0.03
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.04
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 0.37

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD ----- 19.6
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 20.0
NONMILKING CATTLE @12 GPD/HD ----- 1.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 2.7
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 22.7

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR ----- 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING ----- 18.8
TOTAL ----- 19.3

TOTAL DIVERSION VOLUME ----- 42.0

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING ----- 2.9
NONMILKING ----- 0.0
TOTAL ----- 2.9

COMMERCIAL ----- 7.2

TOTAL CONSUMPTIVE USE ----- 10.1

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

| | PUMP 1 | PUMP 2 | PUMP 3 |
|--------------------------------|--------|--------|--------|
| PUMP HORSEPOWER (HP) ----- | 5.00 | 3.00 | 0.00 |
| LIFT (FT) ----- | 150 | 150 | 0 |
| DISCHARGE PRESSURE (PSI) ----- | 50 | 50 | 0 |
| FRICTION LOSSES (FT) ----- | 10.0 | 10.0 | 0.0 |

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * ----- 0.12 0.07 0.00
DIVERSION VOLUME (AFA) ** ----- 84.0 48.6 0.0

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
DAY OF THE YEAR.

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19.6
1.7
21.3 AF Drinking

19.3 AF
40.6

41.2

14.6 AF
29.2

* Based on info from
Reg Vander Vort
9/10/92

NOTICE OF ERROR FORM

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

**Idaho 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: 36-14845 & 36-14846

2. Name: Ray VanderVegt

Address: 135 E. 400 S.
Jerome, ID 83338

Weekday Telephone Number:

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 c. /.)

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

Number of cattle is incorrect.
Two wells are tied together.

Should not be disallowed

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

36-14845 Should be 200 milking cows
and 25 dry cows plus use in
dry barn.

5. Describe why you disagree with the proposed recommendation:

The original claims were incorrect.

6. Date:

9/10/92

SIGNATURE

Ray VanderVegt

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FEB 09 1993**

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

FEB 09 1993

Water Right Number - R36-14846

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
VANDER VEGT

RAY

1 - 135 E. 400 S.

2 -

3 -

City- JEROME

Phone - 208-324-8018

State- ID Zip- 83338

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/06/1947 17 SOUTHERN I - DISALLOWED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 17E 8 NW NE NW (53) JEROME

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040 1.20
10 - COMMERCIAL 01/01 12/31 0.260 4.50
04 - STOCKWATER 01/01 12/31 0.260 16.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 21.70 2.3+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 17E 8 NE NW 04 STOCKWATER (53) JEROME
09S 17E 8 NE NW 10 COMMERCIAL (53) JEROME
09S 17E 8 NE NW 43 DOMESTIC (53) JEROME

Total Acres:

+ - - Diversion Means - 6"X 149' WELL, PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 400 DAIRY; COMMERCIAL, DAIRY

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
NO LAWFUL APPROPRIATION SHOWN.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers FoundMICROFILMED
FEB 09 1993

Water right number - R36-14846

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - - +

P01 - NO LAWFUL APPROPRIATION SHOWN: There are a number of
- circumstances in which a claim is proposed to be disallowed on
- this basis. This is most commonly included for a claim based on
- beneficial use or posted notice that is PROPOSED to be disallowed
- because the right claimed is not within an exception to the
- mandatory permit statute, and beneficial use of water prior to
- the mandatory permit statute was not confirmed. This is also
- included where a claim is PROPOSED to be disallowed because the
- claim is to water that is not public water subject to
- appropriation.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

Date: 03/19/1992 User Id: MERRITT Subject: DISALLOWAL
EVIDENCE OF PRIORITY NOT SUBMITTED. USE EXCEEDS 13,000 GAL/DAY.

+ - - Audit Fields - - +

04/27/92 WORSTELL

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 04/27/1992 | Old Judicial District | - |
| Claim Received Date | - 04/11/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S011957 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

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FILE NUMBER ----- 36-14846
REVIEWER ----- RVW 4/27/92

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE ----- 400
NUMBER OF NONMILKING CATTLE ----- 0
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO ----- 0.0
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS - 2
NUMBER OF MILKINGS PER DAY ----- 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.26
MILKING CATTLE @35 GPD/HD ----- 0.26
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.00
NONMILKING CATTLE @12 GPD/HD ----- 0.00
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 0.26

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 16.0
MILKING CATTLE @35 GPD/HD ----- 15.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.0
NONMILKING CATTLE @12 GPD/HD ----- 0.0
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 16.0

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR ----- 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING ----- 4.0
TOTAL ----- 4.5

TOTAL DIVERSION VOLUME ----- 20.5

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING ----- 2.3
NONMILKING ----- 0.0
TOTAL ----- 2.3

COMMERCIAL ----- 0.0

TOTAL CONSUMPTIVE USE ----- 2.3

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

| | PUMP 1 | PUMP 2 | PUMP 3 |
|--------------------------------|--------|--------|--------|
| PUMP HORSEPOWER (HP) ----- | 0.00 | 0.00 | 0.00 |
| LIFT (FT) ----- | 0 | 0 | 0 |
| DISCHARGE PRESSURE (PSI) ----- | 0 | 0 | 0 |
| FRICTION LOSSES (FT) ----- | 0.0 | 0.0 | 0.0 |

CALCULATIONS

| | | | |
|-------------------------------------|------|------|------|
| THEORETICAL FLOW RATE (CFS) * ----- | 0.00 | 0.00 | 0.00 |
| DIVERSION VOLUME (AFA) ** ----- | 0.0 | 0.0 | 0.0 |

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
DAY OF THE YEAR.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00100115
09/04/90

PAGE: 10
QUICKLOOK INFORMATION

CLAIM NUMBER: 436-14846

| 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 | | | | | | | |
| CONSERVATIVE USE | - | | | | | | | |
| PURPOSES | Y | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| REMARKS | | | | | | | | |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PH = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAVP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:15
09/08/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-14846

LAST: VANDER VEGT
ADDRESS: 135 E. 400 S.
CITY: JEROME
PHONE NUMBER: 208-324-8018

FIRST: RAY
STATE: ID ZIP: 83338

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
N

FIELD
EXAMINER

REMARKS IN CLAIM

FIELD EXAMINATION INFORMATION

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:

MICROFILMED
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A. AJ CLAIM: # A36-14846 PRIORITY DATE: 10-06-1947 STAGE: J

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

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

FIELD
EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A36-14846 | 09S | 17E | 8 | NW | NE | NW | | JEROME |

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: _____
REVIEWED BY: _____

TRIB: _____
DATE: _____

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A. ROOT WATER RIGHT NUMBERS: A36-14846

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|---------------------------------|---------------------------------|---------------|-----------------|----------------|------------------|
| 09S | 17E | 8 | NE | NW | | VANDER VEGT, RAY
LARGE CLAIM | A36-14846 7
A01-00212Z3/40.0 | - | / | | 36.0 |
| 09S | 17E | 8 | NE | NW | | VANDER VEGT, RAY
LARGE CLAIM | A36-14846 7
A01-00212Z3/40.0 | - | / | | 36.0 |
| 09S | 17E | 8 | NE | NW | | VANDER VEGT, RAY
LARGE CLAIM | A36-14846 7
A01-00212Z3/40.0 | - | / | | 36.0 |
| TOTAL ACRES | | | | | | A36-14846 | | | | | 108.00 |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

A. AJ CLAIMED USES:

| | PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|------------|---------------------|--------------------|
| A36-14846 | DOMESTIC | FROM 01-01 TO 12-31 | .040 CFS |
| A36-14846 | COMMERCIAL | FROM 01-01 TO 12-31 | .260 CFS |
| A36-14846 | STOCKWATER | FROM 01-01 TO 12-31 | .260 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | | .080 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: 0.080 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.270 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?

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

FIELD
DATABASE EXAMINER
Y

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 |
|-------------|-------------|-------------|-------------|----------------|-----------|----------------|
| A01-00212Z3 | LARGE CLAIM | LARGE CLAIM | 9999999.000 | 303.196 | | |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AE/A

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

TOTAL CONSUMPTIVE USE _____ AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AE/A

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

TOTAL DIVERSION VOLUME _____ AE/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 | | REC. DIV | | REC. CONS. | |
|----------------------|------------------------|----------|----------|----------|----------|------------|----------|
| | | RATE | CFS | VOL. | AE/A | USE | |
| | | DATABASE | EXAMINER | DATABASE | EXAMINER | DATABASE | EXAMINER |
| ----- | ----- | | ----- | | ----- | | ----- |
| ----- | ----- | | ----- | | ----- | | ----- |
| ----- | ----- | | ----- | | ----- | | ----- |
| TOTAL FOR THIS RIGHT | | | ----- | | ----- | | ----- |

REVIEWED BY: _____ DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

| ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------|-----------------|
| () | () |
| () | () |
| () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-14846

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 |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|

| | | | | | | |
|---|-----------|-------|---|--|--|--|
| - | A36-14846 | 0.080 | - | | | |
|---|-----------|-------|---|--|--|--|

| | |
|-----------|-------|
| TOTAL CFS | 0.080 |
|-----------|-------|

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

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FEB 09 1993