

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: A36-07554
Date Received: 2/08/1990
Receipt No: S011144
Received By: [Signature]

COPY
FOR YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROOST POTATO CO. INC. 208-825-5007
Address: 952 S., 1400 E.
EDEN, ID 83325

2. Date of Priority: JUL 05, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	20E	36	SE	of	NW		JEROME

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.350		1280.00

7. Total Quantity Appropriated is:
5.350 C.F.S. (and/or) 1280.00 A.F.A.

8. Total consumptive use is 960 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	20E	36	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A36-07554

Page 1

Date: 02/08/90

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10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
08S	20E	36	SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
					Section Acres		320.0
					Total Acres		320.0

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:
THIS CLAIM IS REFERRED TO IN CLAIM A36-07829.

15. Basis of Claim: LICENSE

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16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of

Title
ROOST POTATO CO, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of

Title
ROOST POTATO CO and that the statements contained in the
Organization
foregoing document are true and correct.

Calvin Jordan
Signature of Authorized Agent

PRESIDENT ROOST POTATO CO
Title and Organization

2-14-90

Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of February 1990

Robert V. Skorstell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires January 16, 1995

Water Right Number - 36-07554

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***

ROOST POTATO CO. INC.

1 - RT. 1 BOX 23

2 -

3 -

City- HAZELTON

State- ID Zip- 83335

Phone -

*** O - ORIGINAL OWNER ***

HENRY JONES LIVESTOCK FEEDING CO.

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/05/1975 17 L - LICENSE

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

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

08S 20E 36 SE NW (53) JEROME

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

01 - IRRIGATION 03/15 11/15 5.350 1280.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
5.350 1280.00

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S	20E	36	NE NW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	NW NW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SW NW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SE NW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	NE SW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	NW SW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SW SW	40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SE SW	40.0	01	IRRIGATION	(53) JEROME

Total Acres: 320.0

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

960 Cons. Use

FEB 04 1993 MICROFILMED

+ - - Non-Irrigation Use -

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FEB 04 1993

Proof Due Date	- 08/01/1976	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 07/09/1975	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 03/12/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 09/12/1983	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

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FEB 04 1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-7554 V1

WATER RIGHT NUMBER: 36-7554 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROOST POTATO CO 1440 E 750 S EDEN, ID 83325 (208)825-5322

Priority Date: 07/05/1975

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	5.350 CFS	1,280.00 AF
	<u>Total Diversion:</u>	5.350 CFS	1,280.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NW1/4	Sec. 36, Twp 08S, Rge 20E, B.M.
JEROME County		
GROUND WATER	SW1/4SE1/4SE1/4	Sec. 36, Twp 08S, Rge 20E, B.M.
JEROME County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	20E	36	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0

Total Acres: 320

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-7554 V1

2. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OR POINTS OF DIVERSION DESCRIBED ABOVE: 36-02324, 36-07829 AND 36-15152.
3. Quantity USE OF THIS RIGHT WITH RIGHT NO. 36-07829 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.35 CFS.

Comments:

1. CFRITSCH 9/13/1995 TRANSFER NO. 3911

Comment: TRANSFER NO. 3911 ADDED A POINT OF DIVERSION TO THIS RIGHT. THE RECOMMENDATION IN THE BASIN 36 DIRECTOR'S REPORT DID NOT INCLUDE THE ADDITIONAL P.O.D. IDWR'S RESPONSE TO THE CLAIMANT'S OBJECTION ADMITTED THERE WERE ERRORS IN THE DESCRIPTION OF THE P.O.D. AND IN THE REMARKS IN THE RECOMMENDATION OF THIS RIGHT IN THE DIRECTOR'S REPORT.

2. AJU10-DS 12/22/1999 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

TO: File

DATE: February 7, 1996

FROM: Jim Stanton

SUBJECT: License & SRBA Claim 36-07829, Roost Potato Co.

On January 27, 1992, Calvin Jones of Roost Potato came to my office. He told me that the well licensed under 36-07554 & 7829 only produced the flow rate licensed under 7554 (5.35 cfs). This was not enough to water both halves of Sec. 36, so he wanted to apply for a new permit to cover the additional flow rate needed for proper irrigation of their land. But the presence of 7829 conflicted with approval of a new permit, as it appeared that the east half of Sec. 36 was already fully licensed. So Mr. Jones filed the new application and relinquished the existing license at the same time. His application was protested, and got caught in the Snake River Basin moratorium. The application (36-08640) is still being held in the moratorium.

In October of 1992, the SRBA recommended 36-07829 for inclusion in the upcoming decree. They had not been informed that the license had already been relinquished.

Also on 1-27-92, Mr. Jones applied for a transfer of 36-07554 to add a second well to that license. The transfer was approved in October of 1992, and a second well was subsequently drilled.

Today Mr. Jones came back to the office. He requested that the relinquished permit be reinstated. I typed a statement to this effect, which he signed. The request will be sent to Norm Young for a decision.

Even if the license is reinstated, the present diversion rate from the two wells exceeds the 5.35 cfs allowed under both licenses. The pumping capacity of the second well has not been determined (at least by this office), but is bound to exceed what is licensed.

This memo is written per the request of Doug Jones. Copies will be found in the various files.

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DEC 5 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

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DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.

In case follow-up is needed.

2. SUBJECT OF INQUIRY:

Approved Transfers 3911 & 3912
in name of Roost Potato Co., Inc. have not
been reflected in Directors Report.

3. RESPONSE TO INQUIRY:

I discussed this issue with
LK-H on 12/9/92 when she was in office.
She took down the ~~the~~ numbers to have Nick
take note for possible motion to change record.

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

36-02324, 36-15152,

36-07554

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APM 12/10/92

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Roost Potat. Co., Inc. Phone 825-5007
Post Office address 952 S. 1400 E., Eden, ID 83325

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A second well is needed to properly irrigate Sec. 36 (App. For Permit has been filed to replace relinquished Lic. 36-7829). No additional water was developed for the latter right. Both wells will be tied together so the system can be operated at maximum efficiency.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|----------|-----------------------|------------------|---------------|
| 36-07554 | 7-5-1975 | 5,35 | Irrig. | 3-15 to 11-15 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>5,35</u> cubic feet per second and/or _____ acre-feet per annum. | | | | |
| 3. Source of water <u>Groundwater</u> tributary to _____ | | | | |
| 4. Point(s) of Diversion: _____ | | | | |

[illegible]

5. Lands irrigated or place of use: No Change

[illegible]

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system One existing & 1 new well, motors, pumps, connecting mainline, handlines
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-07554

And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 9th day of October, 19 92

J. Glen Saxton
CHIEF, WATER ALLOC. BUREAU

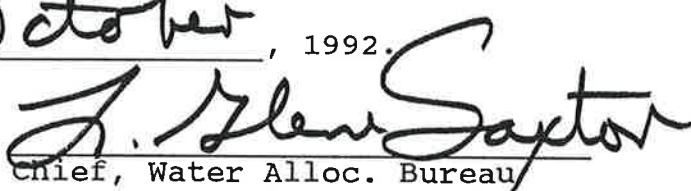
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CONDITIONS OF APPROVAL
Transfer of Water Right No. 36-07554

1. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
2. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands described above.

Dated this 9th day of October, 1992.


Chief, Water Alloc. Bureau

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 36-07554 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority Groundwater 7/5/1975 inf 7/23/92

5. Water is used for the following purpose:

amount 5.35 cfs for Irrigation purposes from 3-15 to 11-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 5.35 cubic feet per second and/or 1280 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NW	36	85	20E	Jerome	

8. Lands irrigated or place of use:

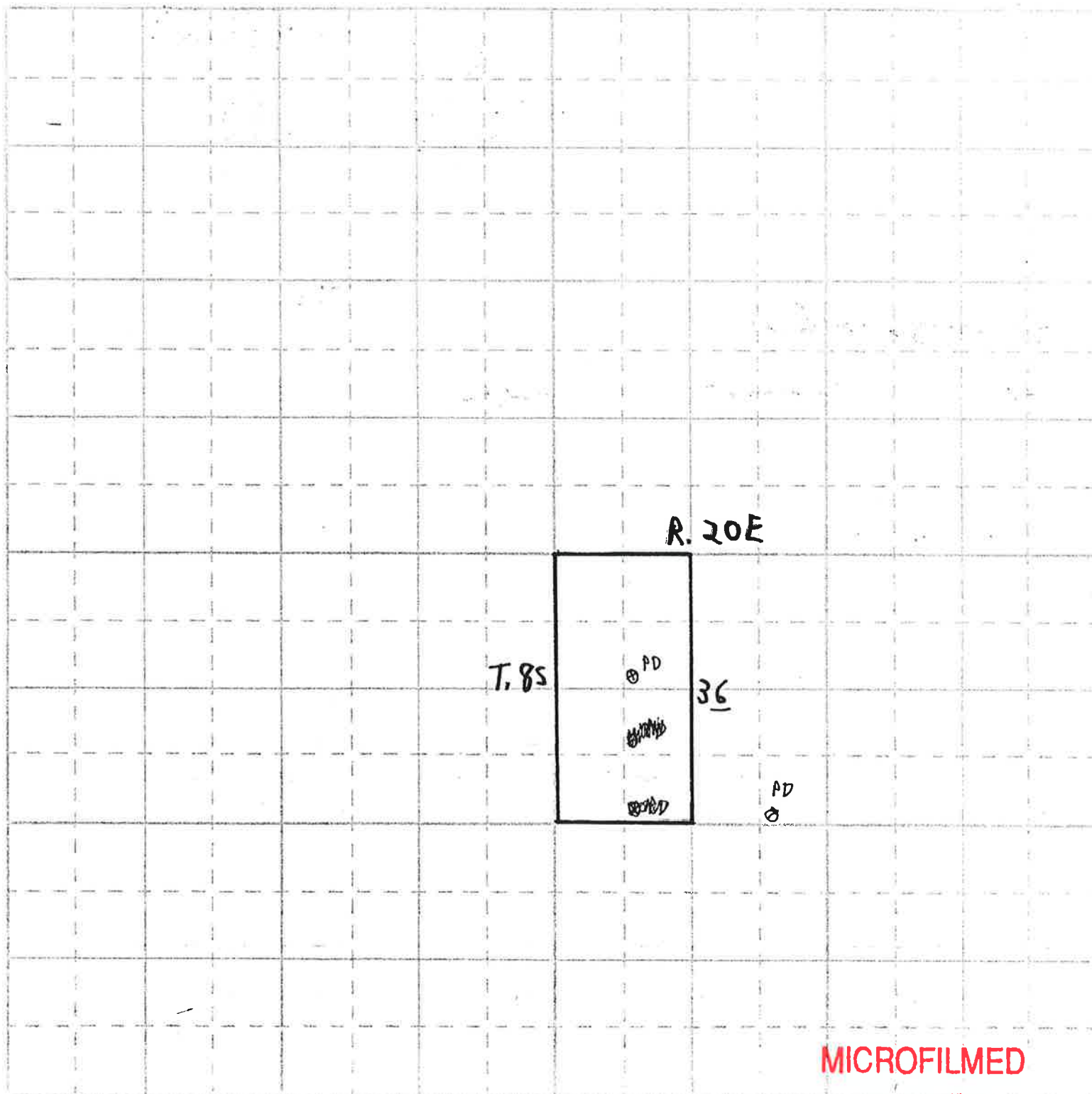
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
85	20E	36					40	40	40	40	40	40	40	40					320

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 Total acres 320
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9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

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

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

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

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

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

Calvin Jones President
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of January, 19 92.

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/92

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by JF Stanton Date 1-27-92

Protest filed by _____

Prelim. check by AS Fee \$50, \$014097

Receipted by JS Date 1-27-92

Published in North Side News

Copies of protest forwarded by _____

Pub. dates 8/5 & 8/12/92

Hearing held by _____ Date _____

Watermaster recommendation requested on N/A

Recommended for ☒ approval ☐ denial

_____ rec'd. _____

by SA

Copy of transfer sent to lien holder _____

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Roost Potato Company, Inc.

952S 1400E
Eden, Idaho 83825
(208) 825-5323

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. box 2707
Twin Falls, Idaho 83303-2707

RECEIVED

JUN 07 1993

Department of Water Resources
Adjudication Bureau

6-1-93

As per Conversation on 5-27-93 please find inclosed objections and once again please forgive me for fileing late.

Objections inclosed

Transfer No. 3911 of Water Right No. 36-07554

Transfer No. 3912 of water Right Nos. 36-02324 & A36-15152

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RECEIVED

JUN 07 1993

Department of Water Resources
Adjudication Bureau

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

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water from the
Snake River Basin Water System,

Respondents.

Transfer No. 3911 of water Right

Case No. # 36-07554

(You must insert the water
right number you are
objecting to)

OBJECTION

Transfer No. 3911 was approved
ON October 9, 1992. However
The Transfer was NOT updated
IN The Recommendation

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. *You may object to one water right per objection form.* The water right number you are objecting to must be indicated above in the blank space following "Case No." *To object to more than one water right, you must file a separate objection form for each.* Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

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COURT
I. GENERAL INFORMATION

Please fill in the following information:

1. **Person objecting:**

Name: Calvin Jones
Address: 952 S 1400 E
Eden Idaho 83325
Phone: Days: 420 2921 Evenings: 208 825 5007

Briefly describe your interest in this water right: Irrigation

2. **Owner of the water right:**

Name: Roost Potato Co Inc.
Address: 952 S 1400 E
Eden Idaho 83325

3. **If this objection is filed by an attorney:**

Attorney Name: _____

Attorney Address: _____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ **Name and Address:** I object to the name and/or address of the owner of the water right.
2. ☐ **Source:** I object to the source of water.
3. ☐ **Quantity:** I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ **Priority Date:** I object to the priority date.
5. ☐ **Points of Diversion:** I object to the legal description of the point(s) of diversion.
6. ☐ **Instream Flow:** I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ **Purpose(s) of Use:** I object to the purpose(s) of use.
8. ☐ **Period of Year:** I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ **Place of Use:** I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ **Consumptive Use:** I object to the annual volume of consumptive use.
11. ☐ **Remarks:** I object to the "remarks" listed with the water right.
12. ☐ **Water Right Recommendation:** I object to:
 - a. ☐ this water right being recommended at all; or
 - b. ☐ this water right not being recommended.

13. ☐ **Description of Reservation:** I object to the legal description of the reservation.
14. ☒ **Other:** I object to: Transfer Number 3911 of water Right
No. 36-07554 was NOT added to the Recommendation.

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

Transfer No. 3911 was approved on October 9, 1992.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

Add Transfer No. 3911 To water Right #36-07554

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- ☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

Dept. of Water Resources Transfer letter, 14 pages
Dept. of Water Resources SRBA letter, 2 pages

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 1 day of June, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name:

ROOST POTATO CO INC

Owner's address:

952 S 1400 E

Eden, Idaho 83325

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

ROOST POTATO CO INC

By Calvin Jones President

Signature of Objector or attorney
mailing on Objector's behalf

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

Dept. of Water Resources transfer letter 14 Pages

Dept. of Water Resources SRBA letter 2 Pages

VERIFICATION (Must be Completed)

State of Idaho

County of Jerome

Roost Potato Co INC

By Calvin Jones

Calvin Jones

_____, being first duly
(Name of person filing objection)

sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Calvin Jones

Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 1st day of June,
1998.

Glenn Horkhorst
Notary Public for State of Idaho
Residing at: Hazelton
My Commission expires: 6/24/98

(Over)



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 25, 1993

Roost Potato Company
952 S. 1400 E.
Eden, ID 83325

RE: Snake River Basin Adjudication (SRBA)
Jerome County
Recommendations 36-02324, 36-07554, 36-15152

Dear Claimant:

We recently found several typographical errors on the recommendations of your Notices of Claim in the Basin 36 Director's Report submitted to the court on November 2, 1992.

The error consists of the following: Transfer Numbers 3912 and 3911 were approved on October 9, 1992. The transfer information was not updated in the Recommendations.

The only method currently known to this department available to correct this error is by your submission of an objection to the SRBA Court. Filing an objection will call the error to the Court's attention. It should also prevent your right from being incorrectly decreed and will give us the opportunity to correct the information. However, you should remember that the Snake River Basin Adjudication is a legal proceeding. There may be other legal procedures available to you to have this error corrected, and only a lawyer is qualified to give you legal advice. If you do have any questions concerning your legal rights and remedies, I encourage you to consult an attorney.

Enclosed is an Objection Form for your consideration and possible use in this matter. Also enclosed is a copy of the SRBA Court's order concerning the filing of objections. Please read the order and the instructions for use of the form carefully.

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OCT 19 1994

Roost Potato Company
March 25, 1993
Page 2 - Jerome County

Note that May 1, 1993, is the deadline for filing objections in Basin 36. If you have any questions, please feel free to call me.

Sincerely,

Helen Harrington-Thornton

Helen Harrington-Thornton
Senior Water Resource Agent
Adjudication Bureau

HHT:sf:south:state
Enclosures:
 Objection Form
 SRBA Court Order

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OCT 19 1994



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

October 14, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ROOST POTATO CO INC
952 S 1400 E
EDEN ID 83325

RE: Transfer No. 3911 of Water Right Nos. 36-07554
Transfer No. 3912 of Water Right Nos. 36-02324 & A36-15152

Dear Water Right Holder(s):

Enclosed are copies of your approved Applications for Transfer of the above referenced water rights. Be sure to note any conditions of approval as listed on the second page of each transfer.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson'.

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

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Total acres _____

PART 1

6. General Information:

a. Description of diversion system One existing & 1 new well, motors, pumps, connecting mainline, handlines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-07554

And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

9th

day of

October

19 92

J. Glen Saxton
CHIEF, WATER ALLOC. BUREAU

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CONDITIONS OF APPROVAL
Transfer of Water Right No. 36-07554

1. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
2. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands described above.

Dated this 9th day of October, 1992.

J. Glen Saxton
Chief, Water Alloc. Bureau

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-07554 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority Groundwater 7/5/1975 mf 7/23/92

5. Water is used for the following purpose:

amount 5.35 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.35 cubic feet per second and/or 1280 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NW	36	85	20E	Jerome	

8. Lands irrigated or place of use:

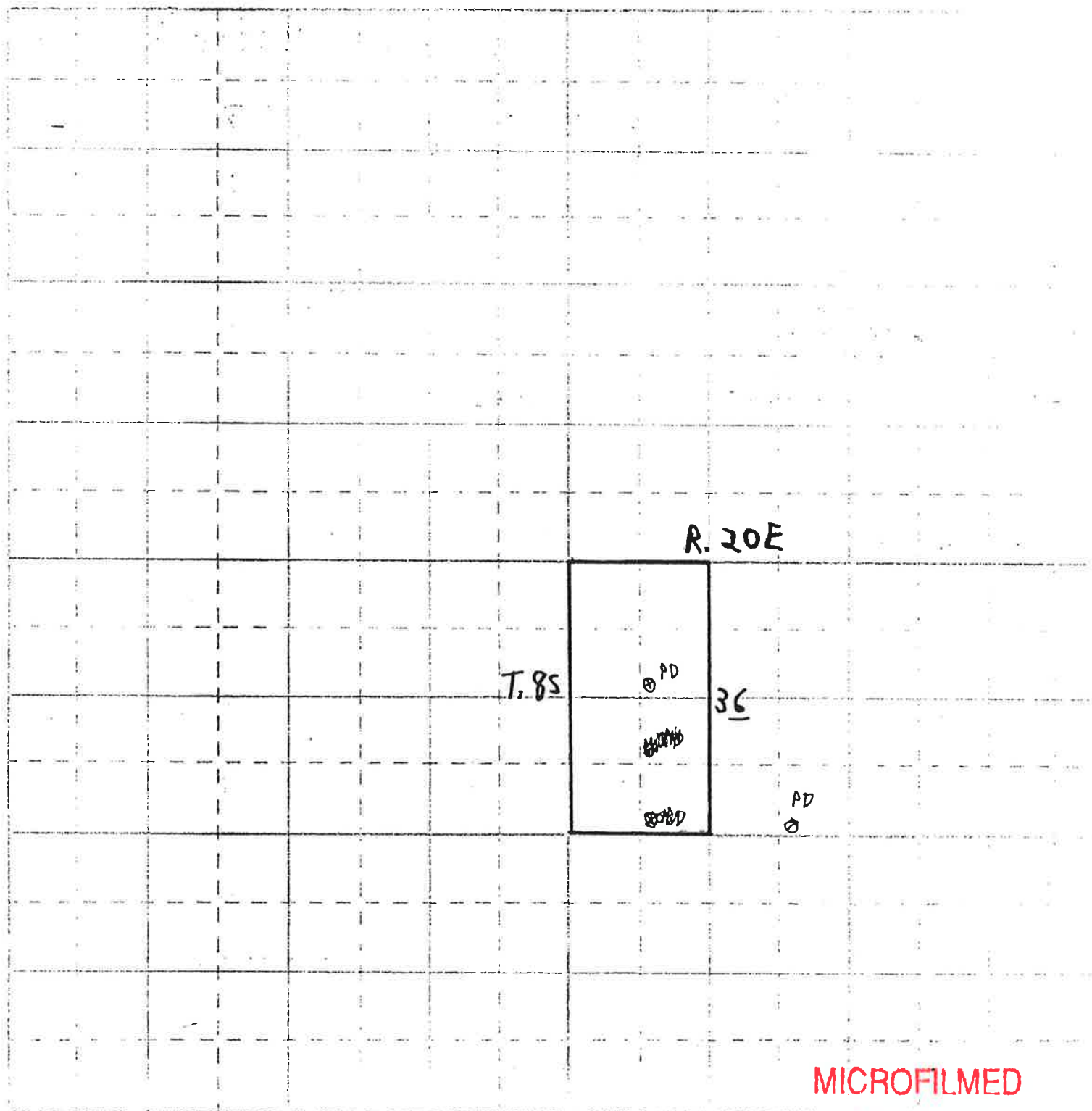
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
85	20E	36					40	40	40	40	40	40	40	40					320

9. Describe any other water rights used for the same purpose as described above _____

Total acres 320
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OCT 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

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

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

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

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

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

Calvin Joen President
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of January, 19 92.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/92

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by J.F. Stanton Date 1-27-92 Protest filed by _____

Prelim. check by AS Fee \$50. \$014097

Receipted by JS Date 1-27-92

Published in North Side News Copies of protest forwarded by _____

Pub. dates 8/5 & 8/12/92 Hearing held by _____ Date _____

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

_____ rec'd. _____ by LA

Copy of transfer sent to lien holder _____

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OCT 19 1994

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3912APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Roost Potato Co., Inc. Phone 825-5007
Post Office address 952 S. 1400 E, Eden, ID 83225

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Canal water is available to irrigate the original land, but none is available for Sec. 36. Additional water is needed for use in Sec. 36.

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

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------|----------------|--------------------|---------------|-----------------------------|
| <u>36-02324</u> | <u>4-24-57</u> | <u>1.2</u> | <u>Irrig.</u> | <u>3-15</u> to <u>11-15</u> |
| <u>A36-15152</u> | <u>5-1-57</u> | <u>0.08</u> | <u>"</u> | <u>"</u> to <u>"</u> |
| | | | | |
| | | | | |
2. Total amount of water being transferred 1.2 cubic feet per second and/or 256 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NW	36	8S	20E	Jerome	Existing well
	SW	SE	SE	"	"	"	"	New well to be drilled

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	20E	36	40	14		10													460

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OCT 19 1994

PART 1

6. General Information:

- a. Description of diversion system Existing well & pump, new well to be drilled, connecting mainline, handline sprinklers
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Land will continue to be irrigated, but source will Northside Canal Co. shares.
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-02324
And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

9th day of

October

, 19 92

[Signature]
CHIEF, WATER ALLOC. BUREAU

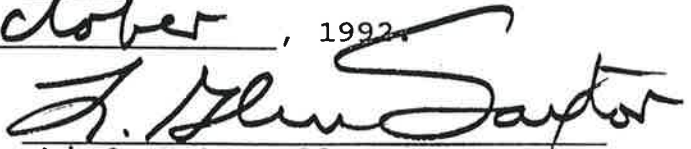
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OCT 19 1994

CONDITIONS OF APPROVAL
Transfer of Water Right No. 36-02324

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands described above.

Dated this 9th day of October, 1992.


Chief, Water Alloc. Bureau

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OCT 19 1994

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A36-15152 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 5-1-1957

5. Water is used for the following purpose:

amount 0.36 cfs for Irrigation purposes from 2-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

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

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NW	28	95	19E	Jerome	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
95	19E	28			18														18

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

None. Same ~~water~~ system also serves Lic. 36-2324

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Total acres 18

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

Yes

If yes, describe 14 ac. originally farmed has been a feedlot for 10 years or more

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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Total acres OCT 19 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

1. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

2.

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43.

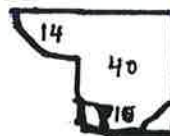
44.

45.

46.

47.

R, 20E



T, 8S

PD
 36

PD

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OCT 19 1994

PART 3

B. CHANGES IN NATURE OF USE

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

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

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

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

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

Calvin Jones President
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of January, 19 92.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/92

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and attachments

Received by J.F. Stanton Date 1-27-92

Protest filed by

Prelim. check by R.S. Fee \$50.00 5014097

Receipted by JS Date 1-27-92

Published in North Side News

Copies of protest forwarded by

Pub. dates 9/2 + 9/9/92

Hearing held by Date

Watermaster recommendation requested on N/A

Recommended for ☒ approval ☐ denial

 rec'd.

by JS

Copy of transfer sent to lien holder

MICROFILMED
OCT 19 1994

JUN 08 1993

1993 JUN -4 AM 10: 47

FILED _____

OCT 19 1994
Page 1

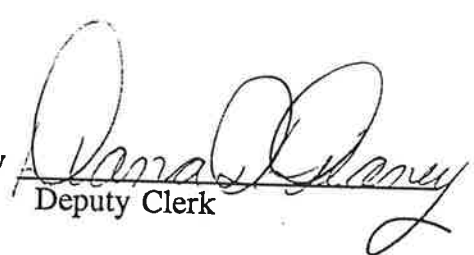
CERTIFICATE OF MAILING

I certify that a true and correct copy of the *ORDER GRANTING MOTION TO FILE LATE OBJECTIONS* was mailed June 4, 1993, in an envelope with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449

The United States Department of Justice
Environment and Natural Resource Division
5509 West Fort Street, Box 33
Boise, ID 83734

Calvin Jones, President
Roost Potato Co. Inc.
952 South 1400 East
Eden, ID 83325

By 
Deputy Clerk

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-07554 -0001

The State of Idaho, ex rel.)
R. Keith Higinson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: CALVIN JONES
Address: 952 S 1400 E
EDEN ID 83325

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

14. ☒ Other: I respond to the objection concerning:

TRANSFER NUMBER 3911 OF WATER RIGHT NO. 36-07554
WAS NOT ADDED TO THE RECOMMENDATION.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection 14, and all allegations of the objection regarding this item, IDWR admits there are errors in the description of the point of diversion and remarks of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

Notice of Claim No. A36-07554

3

Recommended Water Rights Acquired Under State Law

1

(Over)

8:20
10-10-1993

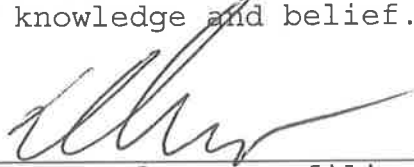
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

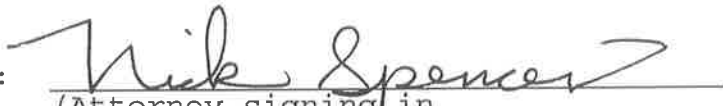
David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 30th day of August,
1993.



Notary Public for Idaho

Residing at: _____

My Commission expires _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of AUGUST, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: ROOST POTATO CO INC
Address: 952 S 1400 E
EDEN ID 83325

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: CALVIN JONES
Address: 952 S 1400 E
EDEN ID 83325

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A36-07554
Date Received: 2/08/1990
Receipt No: S011144
Received By: P.V. EV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROOST POTATO CO. INC. 208-825-5007
Address: 952 S., 1400 E.
EDEN, ID 83325

2. Date of Priority: JUL 05, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	20E	36	SE		NW		JEROME

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.350		1280.00

7. Total Quantity Appropriated is:
5.350 C.F.S. (and/or) 1280.00 A.F.A.

8. Total consumptive use is 960 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	20E	36	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0

A36-07554

Page 1

Date: 02/08/90

MICROFILMED

FEB 04 1993
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OCT 19 1994

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	20E	36	SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
							Section Acres	320.0
							Total Acres	320.0

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:
THIS CLAIM IS REFERRED TO IN CLAIM A36-07829.

15. Basis of Claim: LICENSE

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16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am PRESIDENT of
Title
ROOST POTATO CO, that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
ROOST POTATO CO and that the statements contained in the
Organization
foregoing document are true and correct.

Calvin Jordan
Signature of Authorized Agent

PRESIDENT ROOST POTATO CO
Title and Organization

2-14-90
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of February 1990

Robert V. Horstelf
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires January 16, 1995

AJ5856NP

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

DATE: AUG-28-1993

PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
36-07554	ROOST POTATO CO 952 S 1400 E EDEN ID 83325	07/05/1975	IRRIGATION	04-01 10-31	5.35 1280.0	CFS AFY LICENSE
					TOTAL QUANTITY:	5.35 CFS
					1280.0	AFY
					CONSUMPTIVE USE:	960.0 AFY
POINT OF DIVERSION:						
T08S R20E S36		SWS	ENW			
		SWS	ESE			
PLACE OF USE: IRRIGATION						
T08S R20E S36		NENW 40.0	NWNW 40.0	SWNW 40.0	SENW 40.0	
		NESW 40.0	NWSW 40.0	SWSW 40.0	SESW 40.0	
320.0 ACRES TOTAL						
REMARKS:	RIGHT NO. 36-07829 IS ALSO DIVERTED THROUGH A POINT DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 5.35 CFS.					
	THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OR POINTS OF DIVERSION DESCRIBED ABOVE: 36-02324, 36-07554, 36-07829 AND 36-15152.					

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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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 25, 1993

RECEIVED

MAR 30 1993

Department of Water Resources
Southern Region Office

Roost Potato Company
952 S. 1400 E.
Eden, ID 83325

RE: Snake River Basin Adjudication (SRBA)
Jerome County
Recommendations 36-02324, 36-07554, 36-15152

Dear Claimant:

We recently found several typographical errors on the recommendations of your Notices of Claim in the Basin 36 Director's Report submitted to the court on November 2, 1992.

The error consists of the following: Transfer Numbers 3912 and 3911 were approved on October 9, 1992. The transfer information was not updated in the Recommendations.

The only method currently known to this department available to correct this error is by your submission of an objection to the SRBA Court. Filing an objection will call the error to the Court's attention. It should also prevent your right from being incorrectly decreed and will give us the opportunity to correct the information. However, you should remember that the Snake River Basin Adjudication is a legal proceeding. There may be other legal procedures available to you to have this error corrected, and only a lawyer is qualified to give you legal advice. If you do have any questions concerning your legal rights and remedies, I encourage you to consult an attorney.

Enclosed is an Objection Form for your consideration and possible use in this matter. Also enclosed is a copy of the SRBA Court's order concerning the filing of objections. Please read the order and the instructions for use of the form carefully.

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Roost Potato Company
March 25, 1993
Page 2 - Jerome County

Note that May 1, 1993, is the deadline for filing objections in Basin 36. If you have any questions, please feel free to call me.

Sincerely,

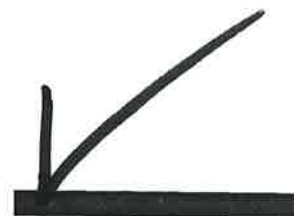
Helen Harrington-Thornton

Helen Harrington-Thornton
Senior Water Resource Agent
Adjudication Bureau

HHT:sf:south:state
Enclosures:
 Objection Form
 SRBA Court Order

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R PROOF



CVR



MAPS



PHOTOS



MISC



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Water Right Number - R36-07554

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
ROOST POTATO CO1 - 952 S 1400 E
2 -
3 -
City- EDEN
Phone - 208-825-5007

State- ID Zip- 83325

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
07/05/1975 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
+ - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 20E 36 SW SE NW (53) JEROME+ - - - - Water Use - - - - - +
+ - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 5.350 1280.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
5.350 1280.00 960.0+ - - - - Place of Use - - - - - +
+ - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 20E 36 NE NW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 NW NW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SW NW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SE NW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 NE SW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 NW SW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SW SW 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SE SW 40.0 01 IRRIGATION (53) JEROME

Total Acres: 320.0

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
RIGHT NO. 36-07829 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF

VERIFIED ADW

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Water right number - R36-07554

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - -
THESE RIGHTS IS LIMITED TO 5.35 CFS.

+ - - - - - 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 - - +
08/06/92 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	- 08/06/1992	Old Judicial District	-
Claim Received Date	- 02/08/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011144	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:54:05
09/15/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07554

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			<i>AB</i>	<i>N</i>				
POINT OF DIV	<i>Y</i>			<i>Y</i>	<i>1,5,4</i>	<i>2nd Review by K/HC 10-7-91</i>		
SOURCE				<i>N</i>				
CE OF USE				<i>N</i>				
DIV. AMOUNT CFS/VOLUME				<i>N</i>				
CONSUMPTIVE USE				<i>N</i>				
PURPOSES				<i>N</i>				
PERIOD OF USE				<i>N</i>				
BASIS OF CLAIM				<i>N</i>				
REMARKS			<i>⊕</i>	<i>N</i>		<i>6</i>		

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAIP 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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ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

CFS

DIVERSION
RATE

5.350

5.350

FIELD
EXAM INER

AUTHENTICATION:

SIGNATURE: 

DATE: 11/15/99

NAME OF FIELD EXAMINER: _____ TITLE: _____

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:54:05
09/15/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07554

LAST: ROOST POTATO CO.
ADDRESS: 952 S. 1400 E.
CITY: EDEN
PHONE NUMBER: 208-825-5007

FIRST:
STATE: ID ZIP: 83325

OWNER CODE: C

LAST: HENRY JONES LIVESTOCK FEEDING CO.
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST:
STATE: ID ZIP: 00000

OWNER CODE: O

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: 11/15/90

APPOINTMENT MADE: Y(____) N(X)

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

ACCOMPANIED BY: NONE

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A36-07554 PRIORITY DATE: 07-05-1975 STAGE: L
B. WR RECORD: # 36-07554 PRIORITY DATE: 07-05-1975 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
N EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:
07-05-1975

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
A36-07554	08S	20E	36	SW	SE	NW		JEROME

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07829 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-07829

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
-07554	08S	20E	36	S	SE	NW		JEROME

OTHER WR RECORDS WITH SAME WR POD

36-07829

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-07829 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

REMARKS:

Very close to line between SE 1/4 & SW 1/4.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

---	---	---	As	marked	pre	4	---
---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

AD~

11/15/90

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A. ROOT WATER RIGHT NUMBERS: A36-07554

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME						AJ #/ACRES	WK #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES	
08S	20E	36	NE	NW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	39.0	40	40
08S	20E	36	NW	NW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	43.0	40	40
08S	20E	36	SW	NW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	42.0	40	40
08S	20E	36	SE	NW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	40.0	40	40.0
08S	20E	36	NE	SW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	39.0	40	40
08S	20E	36	NW	SW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	42.0	40	40
	20E	36	SW	SW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	40.0	40	40.0
08S	20E	36	SE	SW		ROOST POTATO CO.	A36-07554 740.0	36-07554 740.0	40.0	40	40.0
TOTAL ACRES						A36-07554	320.00	320.00	325.00	40	320

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

other filings

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

320

REVIEWED BY:

Adm

DATE:

11/18/90

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY	
A36-07554 IRRIGATION	FROM 03-15 TO 11-15	5.350 CFS	1280.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.350 CFS	1280.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY	
36-07554 IRRIGATION	FROM 03-15 TO 11-15	5.350 CFS	1280.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		5.350 CFS	1280.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

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: 5.350 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.350 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
N

MEASUREMENT METHOD N/A FLOW MEASUREMENT, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 320 x 0.02 CFS/ACRE = 6.40 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 = 960.0 AE/A

ACRES 320 x CONSUMPTIVE VOL. AE/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 960 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 1280.00 AE/A

ACRES 320 x DIVERSION VOL. AE/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 1280 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

No Overlap

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE 5.350 EXAMINER ✓	DATABASE 1280.00 EXAMINER ✓	DATABASE 960.0 EXAMINER ✓
TOTAL FOR THIS RIGHT		5.350	1280.00	960.0

REVIEWED BY:

ADm

DATE:

11/15/90

MEMORANDUM

15-Nov-1990 16:02

FROM: ALLEN MERRITT *AM*

TO: LOREN HOLMES

SUBJECT: EXPANDED ACRES WITHOUT WATER RIGHT PERMIT

THIS DAY I DID THE FIELD REVIEW OF A36-07554 AND A36-07829 WHICH ARE DIVERTED FROM THE SAME WELL. I OBSERVED THAT ADDITIONAL ACRES ARE IRRIGATED FROM THE SYSTEM WITHIN THE NE1/4 WHICH ARE NOT COVERED BY ANY LICENSE. I CHECKED THE WATER RIGHTS RECORD AND FOUND NO PERMIT HAS BEEN APPLIED FOR RECENTLY. WHILE IN THE FIELD I TALKED WITH KEVIN JONES WHO INDICATED THAT THESE EXTRA ACRES WERE ADDED IN 1989.

BASED ON MY REVIEW IT APPEARS THESE EXTRA ACRES ARE AN ILLEGAL DIVERSION.

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FEB 04 1993

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3911APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Roost Potato Co., Inc. Phone 825-5007
Post Office address 952 S. 1400 E., Eden, ID 83325

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A second well is needed to properly irrigate Sec. 36 (App. For Permit has been filed to replace relinquished Lic. 36-7829). No additional water was developed for the latter right. Both wells will be tied together so the system can be operated at maximum efficiency.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>36-07554</u>	<u>7-5-1975</u>	<u>5.35</u>	<u>Irrig.</u>	<u>3-15</u> to <u>11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 5.35 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NW	36	8S	20E	Jerome	Existing Well
	SW	SE	SE	"	"	"	"	New well to be drilled

5. Lands irrigated or place of use: No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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PART 1

6. General Information:

a. Description of diversion system One existing & 1 new well, motors, pumps, connecting mainline, handlines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

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FEB 04 1993

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-07554 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority Groundwater 7/5/1975 7/23/92

5. Water is used for the following purpose:

amount 5.35 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.35 cubic feet per second and/or 1280 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	NW	36	85	20E	Jerome	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
85	20E	36					40	40	40	40	40	40	40	40					320

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Total acres 320

9. Describe any other water rights used for the same purpose as described above _____

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

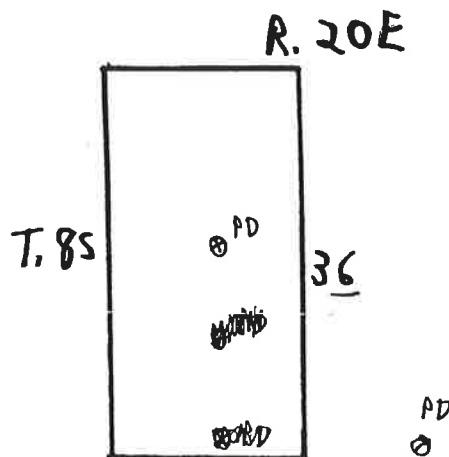
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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

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

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

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

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

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

Subscribed and sworn to before me this 27th day of January, 19 92.

Celvin Jones President
(Signature of Applicant)

Mary G. Baldwin
(Notary Public)

My commission expires 10/16/92

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by GF Stanton Date 1-27-92 Protest filed by _____

Prelim. check by AS Fee \$50. \$014097

Receipted by JS Date 1-27-92

Published in North Side News Copies of protest forwarded by _____

Pub. dates 8/5 & 8/12/92 Hearing held by _____ Date _____

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

_____ rec'd. _____ by SL

Copy of transfer sent to lien holder _____

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