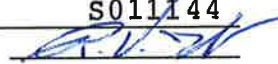


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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: A36-07829
Date Received: 2/08/1990
Receipt No: S011144
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROOST POTATO CO. 208-825-5007
Address: 952 S., 1400 E.
EDEN, ID 83335

2. Date of Priority: NOV 09, 1978

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	SE	NW		JEROME

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.800		964.00

7. Total Quantity Appropriated is:
4.800 C.F.S. (and/or) 964.00 A.F.A.

8. Total consumptive use is 723.0 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	NW	NE		IRR	16.0
			SW	NE		IRR	40.0
			SE	NE		IRR	27.0

A36-07829

Page 1

Date: 02/08/90

MICROFILMED

FEB 05 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	20E	36	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	38.0
						Section Acres	241.0
						Total Acres	241.0

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:
A36-07554

14. Remarks:
THIS RIGHT WHEN COMBINED WITH LICENSE 36-7554 SHALL NOT EXCEED
5.35 CFS.

15. Basis of Claim: LICENSE

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 Jones
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

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 36-07829

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
ROOST POTATO CO.

1 - RT. 1
2 -
3 -
City- EDEN
Phone -

State- ID Zip- 83335

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
11/09/1978 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 4.800 964.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
4.800 964.00

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
08S 20E 36 NW NE 16.0 01 IRRIGATION (53) JEROME
08S 20E 36 SW NE 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SE NE 27.0 01 IRRIGATION (53) JEROME
08S 20E 36 NE SE 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 NW SE 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SW SE 40.0 01 IRRIGATION (53) JEROME
08S 20E 36 SE SE 38.0 01 IRRIGATION (53) JEROME

Total Acres: 241.0

+ - - Diversion Means - WELL AND PUMP

723

+ - Non-Irrigation Use -

+ - Other Rights for Same Use -

Remarks

THIS RIGHT WHEN COMBINED WITH LICENSE 36-7554 SHALL NOT EXCEED
5.35 CFS.

FEB 05 1993 MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 36-07829

Adj. flag translation: Standard Water Right Number

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 01/01/1984	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 01/10/1979	Protested Date	- 00/00/0000	Swan Falls	- Y
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/08/1985	DLE/Carey Act	- 1
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 02/26/1985	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
FEB 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-7829 V1

WATER RIGHT NUMBER: 36-7829 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: 11/09/1978

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	3/15 to 11/15	4.800 CFS	964.00 AF
	<u>Total Diversion:</u>	4.800 CFS	964.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NW1/4	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		16.0	40.0	27.0									40.0	40.0	40.0	38.0	241.0

Total Acres: 241

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. Explanatory RIGHT NO. 36-07554 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
2. Quantity USE OF THIS RIGHT WITH RIGHT NO 36-07554 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.35 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-7829 V1

Comments:

1. SCHULTZ 9/14/1992 NOTICE OF ERROR (NOE)
Comment: RECEIVED NOE 9/11/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 8/6/92. DID NOT REVERIFY ANY PART OF CLAIM.
2. THORNTON 9/21/1992 NOTICE OF ERROR
Comment: I CORRECTED THE ZIP CODE, AS NOTED ON THE NOTICE OF ERROR.
3. 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: RECEIVED - RECOMMENDATION CHANGED
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

Jim Jones
Jim Jones and Associates
1275 Shoreline Lane
Boise, Idaho 83702-6870

Re: License No. 36-7829 and Application for Permit 36-8640

Dear Jim:

This is a response to your two recent letters regarding water right filings for Roost Potato Company. Your letter of October 26, 1995, seeks to have the processing completed on Application No. 36-8640. A moratorium (copy enclosed) is in place that prevents the processing of most applications in Basin 36 and the rest of the Eastern Snake Plain Aquifer area. The legislature has confirmed the moratorium and required it to remain in place until December 31, 1997 (Section 42-1806, Idaho Code). The moratorium prevents processing and approval of Application for Permit No. 36-8640 at this time. We will continue to hold the application along with the others that have been stopped by the moratorium until either the moratorium is relaxed or other appropriate action is taken on all applications.

Your letter of November 14, 1995, asks that the files for License No. 36-07829 be maintained in an active status. Upon receipt of the relinquishment form in 1992, the paper files for this license were destroyed. Presently, the records associated with this license are on microfilm. In accordance with your request, a paper file will be recreated from the microfilm records and IDWR will consider the relinquishment to be of no effect.

As noted in your October 26th letter, the Director's Report for Basin 36 recommends that License No. 36-07829 be decreed. Specific objections have not been filed with the court against this recommendation. The filing of the relinquishment may be used to challenge the validity of the right, but IDWR will not raise the issue.

It is my understanding that a second well has been constructed for use in the system supplying the land to which License No. 36-07829 is appurtenant. It will be necessary to file a transfer under Section 42-222, Idaho Code, to allow water from the new well to be used on these lands. Processing of an application for transfer will give any other water user who may be concerned about the status of License No. 36-07829 an opportunity to be heard.

Sincerely,

NORMAN C. YOUNG
Administrator
Water Management Division

MICROFILMED
DEC 5 1996

c. Allen Merritt/Jim Stanton
Enclosure - April 30, 1993 moratorium order

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.

MICROFILMED
DEC 5 1996

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

FEB 05 1993

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 11 1992

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department

23

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: 36-07829

2. Name: Roost Potato Co

Address: 952 S 1400 E

Eden Idaho

83325

Weekday Telephone Number:

825-5322

208

825-5322

825-5007

825-5645

FEB 05 1993

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TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

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

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

Zip Code

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

Change zip code to 83325

5. Describe why you disagree with the proposed recommendation:

wrong zip code

6. Date: 9-8-92

SIGNATURE

Calvin Jones

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-07829 Contact Date: 9-24-92

IDWR Contact Person: (print and initial) Helen Harrington-Thornton

Claimant Contact Person Roost Potato Co.

Others Present _____

Contact By (give date) Response Form

Meeting (location): _____

Phone Call (no.) _____

Letter (attach letter): _____

I. Issues identified by claimant: Zip Code correction

II. Reasons provided claimant for original recommendation: _____

III. Additional information provided by claimant: _____

IV. Changes to be made in final recommendation (if any): Zip Code correction

V. Action taken (date): Record has been corrected (see attached profile report).

IDWR USE ONLY	
Date	Initials
Date Entered <u>9/24/92</u>	<u>HHT</u>
Verified _____	_____

MICROFILMED

FEB 05 1993

AJ0749NP
No. R36-07829

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

DATE: 09/21/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROOST POTATO CO 952 S 1400 E EDEN ID 83325 (208) 825-5007	11/09/1978	IRRIGATION	04-01 10-31	4.80 CFS	964.0 AFA
TOTAL DIVERSION:					4.80 CFS	964.0 AFA
CONSUMPTIVE USE:						723.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

JEROME County

Point(s) of Diversion: T08S R20E S36 SWSNW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
08S	20E	36	:		16		40		27				:					:	40		40		40		38
TOTAL ACRES																							241.0		

POU County: JEROME

Other Rights: NONE

Remarks: RIGHT NO. 36-07554 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 5.35 CFS.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
FEB 05 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

FEB 05 19

Water Right Number - R36-07829

Prefix Translation: RESEARCH

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
ROOST POTATO CO

1 - 952 S 1400 E

2 -

3 -

City- EDEN

Phone - 208-825-5007

State- ID Zip- 83335

+ - - Priority Date - - +
11/09/1978

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

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

08S 20E 36 SW SE NW (53) JEROME

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31		4.800	964.00

Total Div. Rate - +	Total Div. Volume - +	Total Consumptive Use - +	KW Usage - +
4.800	964.00	723.0	

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	20E	36	NW NE		16.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SW NE		40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SE NE		27.0	01	IRRIGATION	(53) JEROME
08S	20E	36	NE SE		40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	NW SE		40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SW SE		40.0	01	IRRIGATION	(53) JEROME
08S	20E	36	SE SE		38.0	01	IRRIGATION	(53) JEROME

Total Acres: 241.0

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - Remarks - - - - - +
RIGHT NO. 36-07554 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 5.35 CFS.

MICROFILMED
FEB 05 1993

Water right number - R36-07829

Prefix Translation: RESEARCH

```
+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
      No Old Water Right Numbers Found
+ - - - - Conditions of Approval - - - - - +
      No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +
                                           00/00/0000
+ - - - - Comments - - - - - +
      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 -
      Response Filed Date - 00/00/0000   Verified Date - 08/06/1992   Old Case Number -
      Claim Received Date - 02/08/1990   Last Amended Date - 00/00/0000   Old Judicial District -
                                           Receipt Number - S011144   Temporary Right - P
                                           POU Ownership Flag - Y   Water District -
                                           Name Connector -   Federal/State Indicator - S
                                           Presumption Flag -
                                           Notice of Error Flag -
```

MICROFILMED
FEB 05 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FOREFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(~~3~~)	()
(~~3~~)	()
(~~3~~)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07829

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.800

EXAMINER

CFS

N/A

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-07829	4.800	-		36-07829	4.800
TOTAL CFS		4.800				4.800

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
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: *De Z. Mamer*

DATE: *11/15/90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:54:05
09/15/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07829

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			Adm	N				
POINT OF DIV	Y			Y	1,5,4	2nd Review by KKE 10-7-91		
SOURCE				N				
DE OF USE	Y			N	1,5,4			
DIV. AMOUNT CFS/VOLUME				N				
CONSUMPTIVE USE				N				
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAEP 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.

MICROFILMED
FEB 05 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:54:05
09/15/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07829

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

FIRST:
STATE: ID ZIP: 83335

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

IM REMARKS: THIS RIGHT WHEN COMBINED WITH LICENSE 36-7554 SHALL NOT EXCEED
5.35 CFS.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

DATE OF FIELD EXAM: 11/15/92

APPOINTMENT MADE: Y() N()

PHONE NUMBER: () -

TIME: : A() P()

ACCOMPANIED BY: Now

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

I talked with Kevin Jones on the farm. I asked him about
the extur zones irrigated in NE 1/4. He indicated that it was first irrigated
in 1989.

MICROFILMED
FEB 05 1993

A. AJ CLAIM: # A36-07829 PRIORITY DATE: 11-09-1978 STAGE: L

B. WR RECORD: # 36-07829 PRIORITY DATE: 11-09-1978 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

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

REMARKS: _____

RECOMMENDED PRIORITY DATE:
11-09-1978

REVIEWED BY

Adn

DATE

11/15/92

MICROFILMED
FEB 05 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07829	08S	20E	36	SW	SE	NW		JEROME

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-07554 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-07554

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
-07829	08S	20E	36		SE	NW		JEROME

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-07554 NONE

36-07554

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:

RECEIVED
JUL 20 2011

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

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

As marked page 3

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

ADW

DATE:

11/15/92

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FEB 05 1993

A. ROOT WATER RIGHT NUMBERS: A36-07829

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	20E	36	NW	NE		ROOST POTATO CO.	A36-07829 716.0	36-07829 716.0	21.0	40	16
08S	20E	36	SW	NE		ROOST POTATO CO.	A36-07829 740.0	36-07829 740.0	24.0	40	40
08S	20E	36	SE	NE		ROOST POTATO CO.	A36-07829 727.0	36-07829 727.0		40	27
08S	20E	36	NE	SE		ROOST POTATO CO.	A36-07829 740.0	36-07829 740.0	5.0	40	40
08S	20E	36	NW	SE		ROOST POTATO CO.	A36-07829 740.0	36-07829 740.0	40.0	40	40.0
08S	20E	36	SW	SE		ROOST POTATO CO.	A36-07829 740.0	36-07829 740.0	37.0	40	40
	20E	36	SE	SE		ROOST POTATO CO.	A36-07829 738.0	36-07829 738.0	4.0	38	38
TOTAL ACRES							A36-07829 241.00	36-07829 241.00	131.00		241

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

Pivot now covers NE 1/4.

NE 1/4 is irrigated and more
acres in NE 1/4 than licensed,
see Memo 11/15/90 to
Loren Holmes.

RECOMMENDATIONS:

TOTAL ACRES: 241

REVIEWED BY: AD

DATE: 11/15/90

A. AJ CLAIMED USES:

PURPOSES MONTH/DAY
A36-07829 IRRIGATION FROM 03-15 TO 11-15
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
4.800 CFS 964.00 AF/A
4.800 CFS 964.00 AF/A

B. WR RECORDED USES:

PURPOSES MONTH/DAY
36-07829 IRRIGATION FROM 03-15 TO 11-15
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
4.800 CFS 964.00 AF/A
4.800 CFS 964.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

DATABASE FIELD
EXAMINER
N
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: 4.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.800 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

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: ~~A36-07554~~

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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MAY 11 2016
MICHIGAN DEPT OF NATURAL RESOURCES

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 241 x 0.02 CFS/ACRE = 4.82 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 = 723.0 AE/A
ACRES 241 x CONSUMPTIVE VOL. AE/A FOR AREA 3.0 =
TOTAL CONSUMPTIVE USE 723 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 964.00 AE/A
ACRES 241 x DIVERSION VOL. AE/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 964 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.

San System 2, 5.35 cfs.

A36-07554

Capacity of

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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 4.800 EXAMINER ✓	DATABASE 964.00 EXAMINER ✓	DATABASE 723.0 EXAMINER ✓
TOTAL FOR THIS RIGHT		4.800	964.00	723.0

REVIEWED BY:

DATE:

11/15/90

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NOV 21 1990
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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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Not To Scale

U12

35

ALL NH4L

T124

852-2-3

40

40

46

40

50

well
40

40

40

16

40

out

27

40

40

40

40

40

38

35

36

7
96

1
99

6
73

5
99

36

31

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FEB 15 1989

* out areas
are rocky
but they are
washed

Added
1989