

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

RECEIVED

SEP 18 1989

Ident. Number: A36-11867
Date Received: 8/31/1989
Receipt No: 5009207
Received By: AD

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAGIC VALLEY FOODS-FARM 208-436-3126
Address: P.O. BOX 475
RUPERT, ID 83350
2. Date of Priority: MAR 01, 1974
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	23E	18		NW	NE	1	MINIDOKA
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.280		
7. Total Quantity Appropriated is:
1.280 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 201.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	23E	18	NE	NE		IRR	6.3
			NW	NE		IRR	25.4
			SW	NE		IRR	12.0
			SE	NE		IRR	20.5

Section Acres 64.2

A36-11867

Page 1

Date: 09/07/89

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FEB 08 1993

10. Place of Use: Continued

Total Acres 64.2

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
 A36-02250

14. Remarks:
 EXPANSION CLAIM FOR 64 ACRES WHICH WERE ADDED IN 1974 WHEN MORE
 EFFICIENT SPRINKLER IRRIGATION WAS INSTALLED. ENTIRE 301 ACRES,
 (64+237), LIMITED TO 4.32 CFS, WHICH WAS THE AMOUNT ORIGINALLY
 LICENSED FOR THE 237 ACRES IN 1954, A36-02250.

15. Basis of Claim: BENEFICIAL USE
 Water Right Number: 24762

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FEB 08 1993

(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.

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FEB 08 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Sept. 19, 1989

Re: A36-11803
A36-02483
A36-02067
A36-02250
A36-11867

- MAGIC VALLEY FOODS-FARM
- P O BOX 475
- RUPERT ID 83350

Dear Claimant(s):

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

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

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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FEB 08 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 3, 1990

A36-11867
MAGIC VALLEY FOODS-FARM
P.O. BOX 475

RUPERT

ID 83350

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosure

MICROFILMED
FEB 08 1993

CC. Y

200 NOV 17 PM 1:14

SRBA
IDAHO

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

In Re SRBA

Case No. 39576

SUBCASE NO. 36-11867, 36-15552,
36-15553

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

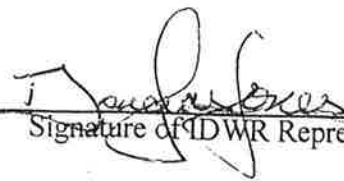
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

- | | |
|--|--|
| ☐ Change in Ownership | ☒ Split of Water Right |
| ☒ Point of Diversion | ☒ Place of Use |
| ☒ Period of Use | ☒ Nature of Use |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

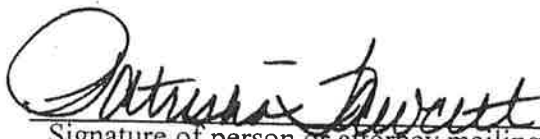
Dated: 11/14/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/17, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Magic Valley Foods Inc
PO Box 475
Rupert ID 83350
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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

11/06/2000

RIGHT NUMBER: 36-11867

SPLIT RIGHT: SEE RIGHT NOS. 36-15552 AND 36-15553.

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

11/06/2000

RIGHT NUMBER: 36-15552

NAME AND ADDRESS: MAGIC VALLEY FOODS INC
PO BOX 475
RUPERT, ID 83350

SOURCE: GROUND WATER

QUANTITY: 0.86 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-02250A IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
1130.4 AF.

PRIORITY DATE: 03/15/1974

POINT OF DIVERSION: T08S R23E S18 LOT 1 SENWNE Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	0.86 CFS

PLACE OF USE:

IRRIGATION Within MINIDOKA County

T08S R23E S18	NENE	37	T08S R23E S18	SENE	29.7
T08S R23E S18	LOT 1 NWNE	43	T08S R23E S18	LOT 2 SWNE	35
T08S R23E S7	NESE	29.6	T08S R23E S7	SESE	36
T08S R23E S7	LOT 3 NWSE	31.3	T08S R23E S7	LOT 4 SWSE-	41

282.6 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60.1 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 36-02250A IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 282.6 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 36-02550A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

10/16/2000

RIGHT NUMBER: 36-15553

NAME AND ADDRESS: MAGIC VALLEY FOODS INC
PO BOX 475
RUPERT, ID 83350

SOURCE: GROUND WATER

QUANTITY: 0.06 CFS
11.7 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-02250B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.26 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 55.2 AF.

PRIORITY DATE: 03/15/1974

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT
DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO
CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS
PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY
RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION: T09S R24E S29 SESWSW Within MINIDOKA County

2 POINTS OF DIVERSION LOCATED IN T09S, R24E, S29, SESWSW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
COMMERCIAL

PERIOD OF USE
01-01 12-31

QUANTITY
0.06 CFS
11.7 AFY

PLACE OF USE:

COMMERCIAL Within MINIDOKA County
T09S R24E S29 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water Right 36-15553



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 17, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MAGIC VALLEY FOODS INC
PO BOX 475
RUPERT ID 83350

RE: SRBA Claim(s) 36-02250, 36-11867

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5496
WATER RIGHT NO(S). 36-02250B/36-11867B

Southern
RECEIVED
JUN 23 2000
Department of Water Resources
Southern Region

This is to certify that: MAGIC VALLEY FOODS INC
PO BOX 475
RUPERT ID 83350

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-02250B : COMMERCIAL Priority: 03/05/1954	01/01 to 12/31	0.26 CFS	43.5 AF
Right No. 36-11867B : COMMERCIAL Priority: 03/15/1974	01/01 to 12/31	0.06 CFS	11.7 AF
TOTAL:		* 0.26 CFS	55.2 AF *

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESWW , Sec. 29, Township 09S, Range 24E
MINIDOKA County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

09S 24E 29

SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

TRANSFER NO. 5496
WATER RIGHT NO(S). 36-02250B/36-11867B

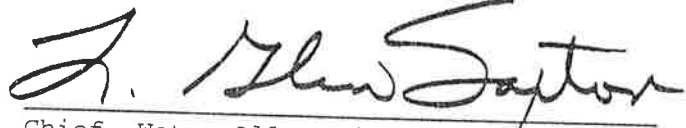
CONDITIONS OF APPROVAL AND REMARKS

4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5496 shall not exceed 0.26 cfs, nor a total combined annual volume of 55.2 af.
7. Right 36-11867B is an enlargement of Right 36-02250B.
8. Right 36-11867B is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
9. The commercial use authorized under this approval shall comply with applicable city, county, state and federal requirements.
10. Commercial use is for a potato processing plant and a co-generation power plant.
11. Two (2) points of diversion are located within SESWSW, S29, T09S, R24E.

Dated this 19th day of

June

, 2000.


Chief, Water Allocation Bureau

Margie La 11/19/99

COPY

1999 NOV 19 PM 12:41

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

In Re SRBA)
Case No. 39576)
_____)

Water Rights: 36-02250, 36-11867

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer 5496

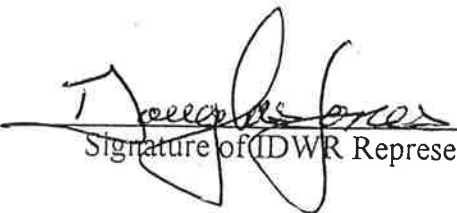
☒ point of diversion ☒ place of use

☒ period of use ☒ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than:

October 6, 2000.

Dated 11/5/99



Signature of IDWR Representative

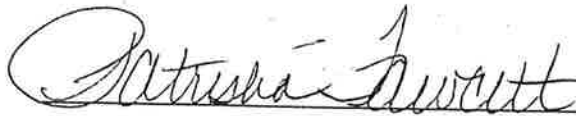
INSTRUCTIONS FOR MAILING

Mail this form to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

CERTIFICATE OF MAILING

I certify that on 11/19, 1999, I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Magic Valley Foods Inc
PO Box 475
Rupert ID 83350
3. One copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record:


Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MAGIC VALLEY FOODS INC
PO BOX 475
RUPERT ID 83350

RE: SRBA Claim(s) 36-02250, 36-11867

Dear Claimant:

Please find the enclosed copy of the Notice of Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'. The signature is written in dark ink and is positioned above the printed name and title.

Trish Fawcett
Technical Records Specialist

Enc.

MAR 1999

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5496APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant MAGIC VALLEY FOODS INC Phone 208/436-3126
Post Office address PO BOX 475 RUPERT ID 83350

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 Split rights
2. Describe the reason for the proposed changes SUPPLY WATER TO POTATO PROCESSING PLANT AND CO-GEN FACILITY

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>36-02250 R</u> | <u>03/05/1954</u> | <u>0.26/43.5</u> | <u>COMMERCIAL</u> | <u>01/01 to 12/31</u> |
| <u>36-11867 R</u> | <u>03/15/1974</u> | <u>0.06/11.7</u> | <u>COMMERCIAL</u> | <u>01/01 to 12/31</u> |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 0.26 cubic feet per second and/or 55.3 acre-feet per annum.
3. Source of water GROUNDWATER tributary to
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SW	SW	29	09S	24E	MINIDOKA	2 WELLS

5. 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	
09S	24E	29											C						

Total acres

CLAIMS IN POLYGON _____

AIM NUMBERS 36-02250 11867

DATE 7-16-97

AGENT KKC

TRANSFER NUMBER eff overlap

OBJECTION FILED _____

TOTAL ACRES FROM RECOMMENDATION 301

GEOGRAPHIC INFO SYSTEM _____

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	8S	23E	7													37	36	41	36
GIS																37	36	41	36
RECOM	8S	23E	18	37	43	35	36												
GIS				37	43	35	36												
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

B36-DBPOU.DBF 7-16

B36-DBPOD.DBF 7-16

POLYGON #

UPDATED

ATTRIBUTES OF B36-POU.SHP (189) 7-16

ATTRIBUTES OF B36-POD.SHP (201) 7-16

Polygon unused on 604 KKC

overall Place of use within 5%, some Qs slightly > or < 5%

GIS P/D matches Recommendation

Ready for Decree based upon P/D & P/21.

hold to resolve eff question
maybe amend eff claim?

P/U CONFLICT yes (X) no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED
FEB 08 1993

Water Right Number - R36-11867

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
MAGIC VALLEY FOODS-FARM

1 - P.O. BOX 475

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-3126

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/15/1974 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

08S 23E 18 SE NW NE 1 (67) MINIDOKA

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

01 - IRRIGATION 03/15 11/15 0.920

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.920 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

08S	23E	7	NE SE		37.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	NW SE	3	36.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	SW SE	4	41.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	7	SE SE		36.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	NE NE		37.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	NW NE	1	43.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	SW NE	2	35.0	01	IRRIGATION	(67) MINIDOKA
08S	23E	18	SE NE		36.0	01	IRRIGATION	(67) MINIDOKA

Total Acres: 301.0

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-02250

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 64 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.VERIFIED ADJ
MICROFILMED
FEB 08 1993

Water right number - R36-11867

Prefix Translation: RESEARCH

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-02250 PURSUANT TO
IDAHO CODE 42-1416(2).
RIGHT NO. 36-02250 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
USE OF THIS RIGHT WITH RIGHT NO. 36-02250 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.32 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1204 AF, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 903 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 301 ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

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

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

Date: 03/11/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 08/27/1991 User Id: MERRITT Subject: COPIED FROM REMARKS

EXPANSION CLAIM FOR 64 ACRES WHICH WERE ADDED IN 1974 WHEN MORE
(64+237), LIMITED TO 4.32 CFS, WHICH WAS THE AMOUNT ORIGINALLY

EFFICIENT SPRINKLER IRRIGATION WAS INSTALLED. ENTIRE 301 ACRES,
LICENSED FOR THE 237 ACRES IN 1954, A36-02250.

+ - - Audit Fields - - +

08/27/91 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	- 08/27/1991	Old Judicial District	-
Claim Received Date	- 09/18/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S009207	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- E
				Notice of Error Flag	-

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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08/17/90

PAGE: 10
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-11867

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y			(X)	6. IDWR STDS.	RW/SCC 8/12/91	OB	
POINT OF DIV	Y			(Y) 10Ac	1, 5			
SOURCE	Y			N				
PLACE OF USE	Y			(Y)	1, 4, 5			
DIV. AMOUNT CFS/VOLUME	Y			(Y)	6. License			
CONSUMPTIVE USE	-			(Y)	6. IDWR			
PURPOSES	Y			N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

"VERIFIED BY" CODES

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

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:48:33
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-11867

LAST: MAGIC VALLEY FOODS-FARM
ADDRESS: P.O. BOX 475
CITY: RUPERT
PHONE NUMBER: 208-436-3126

FIRST:
STATE: ID ZIP: 83350

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: EXPANSION CLAIM FOR 64 ACRES WHICH WERE ADDED IN 1974 WHEN MORE
EFFICIENT SPRINKLER IRRIGATION WAS INSTALLED. ENTIRE 301 ACRES,
(64+237), LIMITED TO 4.32 CFS, WHICH WAS THE AMOUNT ORIGINALLY
LICENSED FOR THE 237 ACRES IN 1954, A36-02250.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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A. AJ CLAIM: # A36-11867 PRIORITY DATE: 03-01-1974 STAGE: J

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

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

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

REMARKS:

adjusted season to IDWR standard date of March 15.

=====

RECOMMENDED PRIORITY DATE:

3-15-1974

REVIEWED BY

SCL

DATE

3-8-91

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-11867	08S	23E	18		NW	NE	1	MINIDOKA

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-02250 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-02250

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<u>N</u>
			Y	<u>N</u>

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>Same</u>			<u>SE</u>	<u>NW</u>	<u>NE</u>	<u>1</u>	<u>47</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: SLL

DATE: 3-8-91

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FEB 08 1993

A. ROOT WATER RIGHT NUMBERS: A36-11867

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	23E	18	NE	NE		MAGIC VALLEY FOODS-FARM	A36-11867 / 6.3	- /			
						MAGIC VALLEY FOODS-FARM	A36-02250 / 37.0	36-02250 / 37.0	39.0		
08S	23E	18	NW	NE		MAGIC VALLEY FOODS-FARM	A36-11867 / 25.4	- /			
						MAGIC VALLEY FOODS-FARM	A36-02250 / 18.0	36-02250 / 18.0			
08S	23E	18	SW	NE		MAGIC VALLEY FOODS-FARM	A36-11867 / 12.0	- /			
						MAGIC VALLEY FOODS-FARM	A36-02250 / 21.0	36-02250 / 21.0			
08S	23E	18	SE	NE		MAGIC VALLEY FOODS-FARM	A36-11867 / 20.5	- /	40.0		
						MAGIC VALLEY FOODS-FARM	A36-02250 / 12.0	36-02250 / 12.0			
TOTAL ACRES							A36-11867	64.20	79.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG: E

REMARKS:

Based upon presumption expansion of A36-02250.

RECOMMENDATIONS:

TOTAL ACRES: 64

REVIEWED BY: SLL

DATE: 3-8-91

FEB 08 1993

A36-02250

or attached page

64

A. ROOT WATER RIGHT NUMBERS: A36-02250

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES	
08S	23E	18	NE	NE		MAGIC VALLEY FOODS-FARM	A36-02250 /37.0	36-02250 /37.0	39.0	39	37	(2) Ø
						MAGIC VALLEY FOODS-FARM	A36-11867 / 6.3	- /				
08S	23E	18	NW	NE	add (1)	MAGIC VALLEY FOODS-FARM	A36-02250 /18.0	36-02250 /18.0		43	48	(25) 25
						MAGIC VALLEY FOODS-FARM	A36-11867 /25.4	- /				
08S	23E	18	SW	NE	add (2)	MAGIC VALLEY FOODS-FARM	A36-02250 /21.0	36-02250 /21.0		35	21	(14) 14
						MAGIC VALLEY FOODS-FARM	A36-11867 /12.0	- /				
08S	23E	18	SE	NE		MAGIC VALLEY FOODS-FARM	A36-02250 /12.0	36-02250 /12.0	40.0	36	12	(24) 24
						MAGIC VALLEY FOODS-FARM	A36-11867 /20.5	- /				
08S	23E	7	NE	SE		MAGIC VALLEY FOODS-FARM	A36-02250 /37.0	36-02250 /37.0	40.0	35	37	(2) Ø
08S	23E	7	NW	SE	(3)	MAGIC VALLEY FOODS-FARM	A36-02250 /36.0	36-02250 /36.0		38	36	(2) Ø
08S	23E	7	SW	SE	(4)	MAGIC VALLEY FOODS-FARM	A36-02250 /40.0	36-02250 /40.0		43	40	(3) 1
08S	23E	7	SE	SE		MAGIC VALLEY FOODS-FARM	A36-02250 /36.0	36-02250 /36.0	37.0	38	36	(2) Ø
TOTAL ACRES						A36-02250	237.00	237.00	156.00	307	237	(64)

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
YFIELD
EXAMINER
X

field exam found 307 acres
- licensed rights for 237 acres
- Expansion claim for 64 acres

this discrepancy → 6 acres
is within the tolerances.

ACRE TOTAL 64

(see 3-8-91)

Recomm.
FOR
EXPANSION
CLAIM

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-11867 IRRIGATION	FROM 03-15 TO 11-15	1.280 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.280 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG: E

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>X</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X)

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: 1.280 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: ~~A36-02250~~

NONE

change claim

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-11867	GROUNDWATER	MAGIC VALLEY FOODS-FARM	1.280	0.019		
A36-02250	GROUNDWATER	MAGIC VALLEY FOODS-FARM	4.320	0.018		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 64 x 0.02 CFS/ACRE = 1.28 CFS
(Taken from p/u review)

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

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

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 201.0 AF/A

ACRES 64 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 192 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 64 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 256 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

$$\text{WR proportional Rate} = \frac{4.32}{237} = 0.018 \text{ cfs/Ac} = (\text{allowed Rate})$$

$$64 \text{ Ac} \times 0.018 \frac{\text{cfs}}{\text{Ac}} = 1.15 \text{ cfs}$$

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
<u>IRRIGATION</u>	<u>3-15 11-15</u>	<u>1.15</u>	<u>256</u>	<u>192</u>
TOTAL FOR THIS RIGHT		<u>1.15</u>	<u>256</u>	<u>192</u>

REVIEWED BY:

SCC

DATE:

3-8-91

(add:
limits to combined Rights)

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	()
ADDITIONAL DIV. AMOUNT _____	(X)	(X)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-11867

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-11867	1.280	-		-	
TOTAL CFS		1.280				

DIVERSION RATE REVIEW

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

DATABASE
N

FIELD
EXAMINER
OK

REMARKS:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE: