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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)
_____)

PARTIAL DECREE PURSUANT TO NOV 15 AM 10:29
I.R.C.P. 54(b) FOR

Water Right 36-11111

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: SUSIE DUNN
2973 S 2200 E
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1980

POINT OF DIVERSION: T07S R15E S35 NESE Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.03 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T07S R15E S35 NESE

DOMESTIC Within GOODING County
T07S R15E S35 NESE

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

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

DATED: NOV 15 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

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MAY 22 1997

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JUL 14 2000

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-11111

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RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

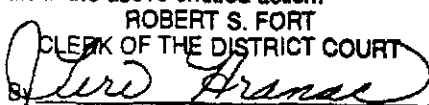
DATED: NOV 13 1996

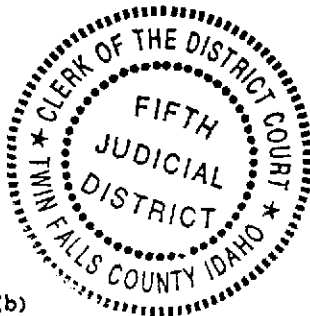


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls ss.

I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

DEPUTY CLERK



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MAY 22 1997



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 8, 1999

Don Cogger
2923 S 2200 E
Wendell, ID 83355

RE: Inquiry about Dunn/Fien Dairy 2 miles East of Wendell

Dear Mr. Cogger:

Prompted by your August 3rd e-mail to the director, Corey Skinner from our office on August 27th inspected the dairy site within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T07S, R15E and surrounding area approximately 2 miles east of Wendell. Corey found that there currently exist two water systems on the property. He also checked the county records and found that the property is split into parcels owned by Susie Dunn, Magic Valley Dairy Supply, Hawkins Land Investment and Elden & Joyce Knutson. All wells appear to be on the parcels owned by Susie Dunn.

The first system to the south (supplied by 1 well) serves 2 homes (1 on Dunn parcel in NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 1 on Hawkins Land Investment parcel in SE $\frac{1}{4}$ SE $\frac{1}{4}$) and 2 corrals with 80 dry cows. This system appears to be associated with partial decree 36-11112. Note that the house in SE $\frac{1}{4}$ SE $\frac{1}{4}$ may be an unrecorded domestic use.

The second system to the north (supplied by 2 wells) serves the dairy barn where 620 cows are milked. The system serves the 620 milk cows, 20 dry cows and 20 replacement heifers and also 2 homes. The barn, one home and most of the corrals are on the Dunn parcel. Some of the corrals are on Magic Valley Dairy Supply parcel and the other home is on the Knutson parcel. This system appears to be associated with partial decrees 36-11111 and 36-11113.

All three partial decrees are domestic rights (Copies of these records are enclosed.); each is limited to 13000 gallons per day. It is estimated the first system utilizes near 5000 gallon per day. It is estimated the second system utilizes near 24,500 gallons per day. (These estimates are based on computer programs given certain input values of # of cows, type of wash system, etc. and a modest value for water use in each house and limited use for lawn watering. We were informed the current practice does not utilize sprinklers for cow washing in the barn but this method has been used in the past.)

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Currently both systems appear to be within the limits of the recorded water rights.

If the practice changes, the number of cattle increases or the wells are used extensively for irrigation of lawns, these systems may then exceed their daily limits and would require that more water rights be obtained or the uses may be subject to a notice of violation.

By copy of this letter I will inform the subject landowners of our findings and if you or any of the landowners have questions please feel free to contact our office.

Sincerely,



Allen Merritt, PE
Southern Region Manager

CC: Norm Young, Tim Luke – IDWR
Susie Dunn
Wayne Hawkins
Bill Fien

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