

**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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 13-7220
Date Received: 3/5/2025
Receipt No: Pool 914
Claim Fee: \$57.00
Received By: MB

RECEIVED

MAR 05 2025

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

IDWR/Preston

1. Name of Claimant(s)

TOONE DAIRY FARM INC
C/O SHERMAN TOONE
536 HWY 34
GRACE ID 83241

Phone: (208) 425-3644

2. Date of Priority: 10/14/1977

3. Source:

GROUND WATER
GROUND WATER
GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
11S	40E	1	SW NE		CARIBOU	
11S	41E	6	NW NW	4	CARIBOU	
10S	40E	36	SE SW		CARIBOU	

5. Description of diverting works:

3 Wells, pump & pipeline to homes & dairy.
3 Wells, pump & pipeline to homes & dairy.
3 Wells, pump & pipeline to homes & dairy.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
COMMERCIAL	01/01	12/31	0.04		3.4
STOCKWATER	01/01	12/31	0.03		10

7. Total Quantity Appropriated is:

0.07 C.F.S. and/or 13.4 A.F.A.

8. Non-irrigation uses:

1150 dairy cows
Dairy

9. Place of use:

COMMERCIAL within CARIBOU County

Township	Range	Section	¼	of	¼	Lot	Acres
11S	40E	1	NW		SE		
11S	40E	1	SW		SE		

STOCKWATER within CARIBOU County

Township	Range	Section	¼	of	¼	Lot	Acres
11S	40E	1	NW		SE		
11S	40E	1	SW		SE		

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

This is the licensed priority date and use continues today. Point of diversion is where its always been.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Approval of Transfer 68995 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

The total instantaneous diversion of water from all points of diversion under Transfer 68995 shall not exceed 0.07 cfs, nor total combined annual volume of 13.4 af.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

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.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

13. Basis of Claim: License

14. 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 BEAR 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 under penalty of perjury that I am, and I have signed the foregoing document in the space below as the

____ Secretary _____ of _____ TOONE DAIRY FARM INC _____
Agents Title (please print) Name of Organization (please print)

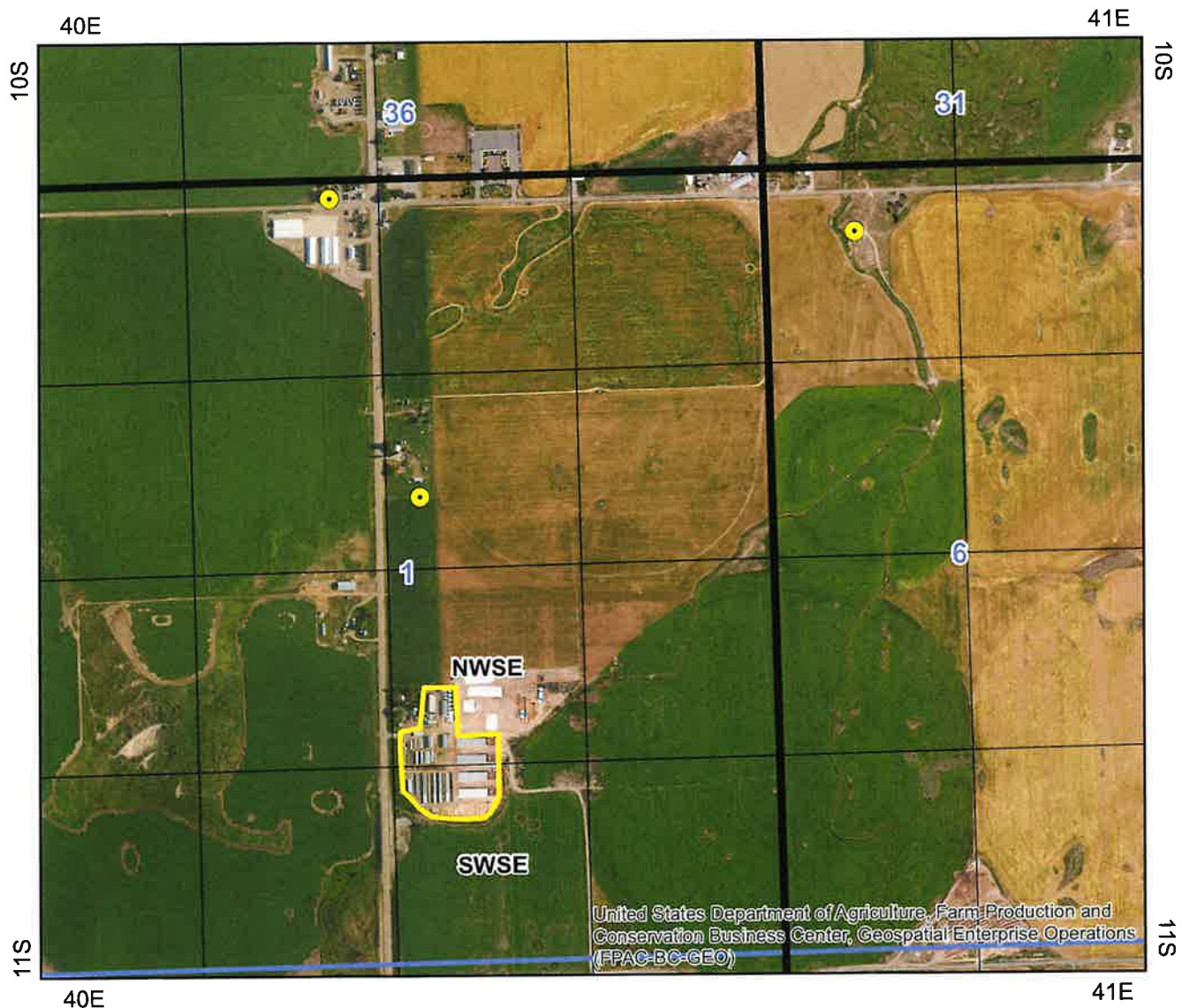
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Steven J. Toone Date 5 Mar 2025

Printed Name of Authorized Agent Steven J. Toone

State of Idaho
Department of Water Resources
Adjudication Claim

13-7220
Toone Dairy Farm Inc
March 05, 2025



0 0.125 0.25 0.5 Miles

-  Place Of Use Boundary
-  Point of Diversion
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters

