

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: A29-02402
Date Received: 4/23/1990
Receipt No: E013474
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: G.K. MATKIN 208-233-2441
Address: 1506 N. MINK CREEK RD
POCATELLO, ID 83204

OR

Name: JEANNE MATKIN 208-233-2441
Address: 1506 N. MINK CREEK RD
POCATELLO, ID 83204

2. Date of Priority: DEC 17, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	35E	30	NE	NE			BANNOCK

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/01	0.140		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2902402

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	35E	30	SE	NE		IRR	10.0
Section Acres							10.0
Total Acres							10.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

NONE

14. Remarks:

2 P/D IN SENE, S30, T7S, R35E.

15. Basis of Claim: LICENSE

Water Right Number: 27649

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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 A29-02402
Date Received 4-19-90 P.M.
Receipt Number E013474

OK # 150 50' of 135'

RECEIVED

APR 20 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) G.K. or Jeanne Mathen Phone (208) 233-2441
Mailing Address 1506 No. Minck C.Rd Zip 83204

2. Date of Priority (Only one (1) per claim) 12/17/1950

3. Source of water supply (a) Groundwater well
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 07S Range 35E Section 30,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from May 1 to Oct 1 amount 0.19 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.19 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1/2" per acre acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
07S	35E	30																	

Total number of acres irrigated 10

11. In which county (ies) are lands listed above as place of use located? Barnes

12. Do you own the property listed above as place of use? Yes yes No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks:

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Last Name _____

Ident No. _____

4-29-001744
4-27-001744

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two perpendicular dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows of these squares.

NOV 13 1992

Last Name

Matthias

Ident No.:

Ident No. ~~A-270-274A~~
929-02402

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 129-02402
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Jarvis Mathen

Date 4-6-90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____

Title _____

of _____

Organization _____

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or ID

County of Bannock

SS.

Subscribed and sworn (or affirmed) before me this 6

day of April

19 90

SEAL

Notary Public John W. Carlson

Residing at Boise, ID

My Commission Expires 4/2/94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
NOV 13 1992

Last Name _____

Ident. Number _____

Copies White-State, Yellow-Claimant

Log for claim A29-02402

Spatial Dynamics BTD

8/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s35e	30	NENE	0	0	POD placement?
07s35e	30	SENE	10	37	Indiscernible
Totals:			10	37	

State of Idaho

License and Certificate of Water Right

Water License No. G-27649 Priority December 17, 1958 Amount 0.14 c.f.s.
(late proof)

THIS IS TO CERTIFY that MRS. H. E. MC KEE

of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 16, 1958; that Permit No. G-27649 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 0.14 second feet, was issued thereunder on April 1, 1968, showing that said works were completed on the 19 day of December, 1963; and that on the 19 day of December, 1963, MRS. H. E. MC KEE

of Pocatello, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of household and irrigation
under Use Permit No. G-27649 of the Department of Reclamation, and
that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record

~~XXXXXX XXXXXXXXXXXX XXXXXX~~

on the day of April, 1968.

The right hereby confirmed dates from December 17, 1958. (late proof)

The Point of Diversion is located in two points
in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Twp. 7 S., R. 35 E., B.M. Bannock County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.14 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Early-Acre Tract		No. Acres Described in Permit	No. Acres Actually Reigated
7 S	35 E	30	SE $\frac{1}{4}$	NE $\frac{1}{4}$	7.06	7

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho,
this 1 day of April, 1968

State Reclamation Engineer.

27649

29 1402

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35584
 Permit No. G- 27649
 District No.

Mrs. H. E. McKee
 & W. P. O'Malley
 430 No. Buchanan
 Pocatello, Idaho

1. Name of Applicant: MRS. H. E. MCKEE
 Postoffice address: 434 No. Buchanan County: Bannock State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 0.14 or Idaho
 Miners' inches 7 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30
 Twp. 7 S. , Rge. 35 E. , B.M., County of Bannock
5. Water is to be used for: Household and irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: well, pump and ditches
8. Estimated cost of works: \$
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Decreed right priority 6-17-02
 - (a) 7 (~~cubic feet per second~~ inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Application for Amendment
POINT OF DIVERSION
Permit No. G-27649

Comes now MRS. H. E. McKEE, by W. P. O'Malley, Agent and represent to the State Reclamation Engineer of the State of Idaho:

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-27649.

That the point of diversion is described in said Permit as being located: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 35 E.

That she now requests that the point of diversion be changed to points located: two points in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 35 E.

That the reason for desiring to make such change is as follows: Insufficient water from one well.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Pocatello, Idaho, this 6th day of November, 1963.

s/ MRS. H. E. McKee By
W. P. O'Malley

Date of Receipt at Department of Reclamation: Nov. 7, 1963

Approval of State Reclamation Engineer

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-27649. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS,
Deputy State Reclamation Engineer

Recorded:
November 7, 1963

PERMIT NO. G-27649

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MRS. H. E. McKEE of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. G-27649, issued upon Application No. G-35584 bearing date of priority of December 17, 1958 (late proof), authorizing the diversion of 0.14 second feet of waters of a well County of Bannock, State of Idaho, for household and irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.14 second feet of the waters of a well from subterranean flow that the point of diversion of said waters is in two points in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, Township 7 South, Range 35 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, Township 7 South, Range 35 East, Boise Meridian.

Proof of Completion of works made: December 19, 1963

Witness my hand this 1 day of April, A.D. 1968

v

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 0.14 SEC. FT.
LICENSE PAGE NO. 27649

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27649

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Mrs. H. E. McKee, c/o W. P. O'Malley, 434 N. Buchanan, Pocatello
2. Source of water supply: subterranean
3. Location of point of diversion: Is in the 2 points SE 1/4 NE 1/4 of Section 30
T. 7 S. R. 35 E. County of Bannock
4. Describe works as they exist, giving dimensions and capacities of same:
1 1/2 HP submersible pump - used for
irrigation
P.D. # 2 3 HP submersible - irrigation of
approx. 7 acres
5. Water is used for: household and irrigation
6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

7.06 acres in SE 1/4 NE 1/4, Sec. 30, T. 7 S., R. 35 E., B. H.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: NO SURVEY CONDUCTED SYSTEM
LOCATION & MEASUREMENTS APPEAR TO
BE AS STATED ON SUPPLEMENTAL SHEET.

This examination was made on the 10th day of Oct., 1967.

(Signed) _____

Examiner.

27649

Plat
1

Mrs. H. E. McKee 232-374
c/o W. P. O'Malley
434 NE. BURNHAM
PACATELLA, I.D.A.
Permit No. C-27649

Examination for Completion of Works
and Beneficial Use

County.....Rannock.....

Sec. 30 T. 7 S. R. 35 E.

Quantity: 0.14 C.F.S.

Source: 2 Wells

P.D.: 7 ft. SENE, 20-MS-2SE

Use: Irrigation

Filed: 12-18-58

Due: 12-18-63

Extension:

Completion of Works:

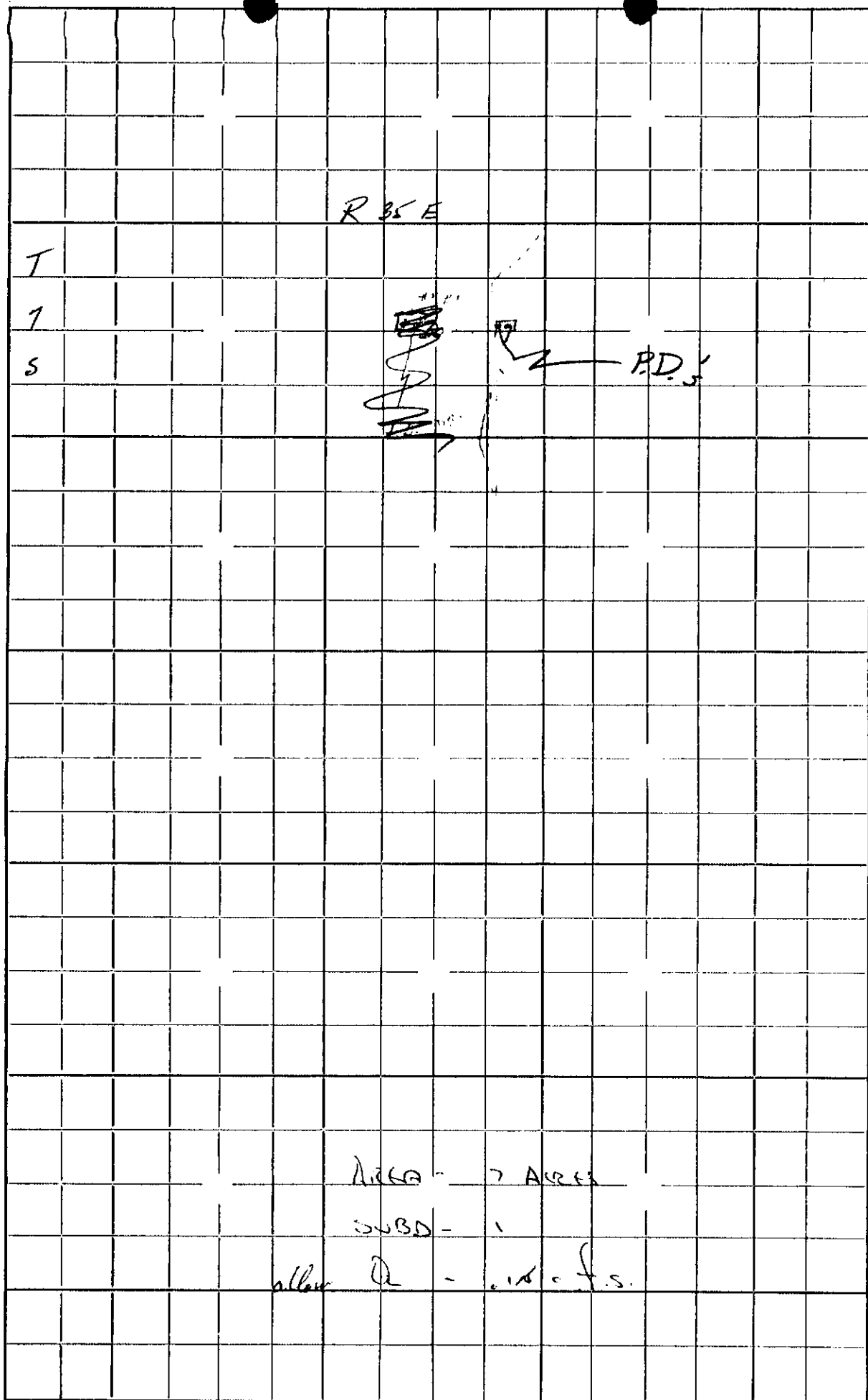
Other Rights:

Made: Dec 9, 1963

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Priority: Dec 11, 1963



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

27049

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27649

REPORT ON PROOF OF Completion of Works & Beneficial Use

Mrs. H. E. McKee
c/o W. P. O'Malley
434 North Buchanan
Pocatello, Idaho

27049

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME _____

CLAIM NO. _____

DATE RECEIVED _____

CK # _____

AMOUNT \$ _____

YES

NO

Required Info?

1. Is the name and address complete with zip code? _____
2. Is a priority date entered? _____
Is the priority date acceptable in view of mandatory filing dates? _____
See Adjudication Memos #1 and #4 to determine if a Permit is required. _____
3. (a) Is a source entered? _____
(b) Is a tributary to entered? (if required) _____ N/A _____
4. Is the legal description of the p.d. sufficient? _____
5. Is there a description of the diverting works? _____
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. _____
Is the period of use included? _____
Is a quantity claimed for each use? _____
7. Is a total quantity claimed entered? _____
8. If required is a consumptive use entered? _____ N/A _____
Is the consumptive use correct? _____ N/A _____
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. _____ N/A _____
10. Is (are) the place(s) of use and purpose(s) indicated? _____
11. Is (are) the county(ies) entered? _____
12. Is the ownership of p.u. checked? _____
13. Are other water rights listed or "none" indicated? _____
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) _____ N/A _____
15. Is the basis of the claim indicated? _____
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) _____ N/A _____
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. _____
18. Has the claim been signed, sealed, and dated by a notary? _____
19. Was this claim filed on time, or was an extension granted? _____
20. Is the fee enclosed correct? _____ Exempt _____
21. If this claim is based on an existing water right, has the identification number been entered? _____ N/A _____
22. Should this claim be data entered? _____

Claim checked by: PCDate: 5/17/90Claim must be returned to claimant: X (Yes) _____ (No)Claimant must be notified of modifications: X (Yes) _____ (No)Receipt Prepared by: PCClaim data entered by: PCSent to claimant by: PC

Date: _____

Date: 5/17/90

Date: _____

Checked by: _____

Date: _____

Comments: _____

MICROFILMED

NOV 13 1992