

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: A29-07498
Date Received: 4/03/1990
Receipt No: E012786
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. RICHARD CONROY 208-254-3456
Address: 3470 S. MARSH CREEK RD
MC CAMMON, ID 83250

AND

Name: LONNA JEAN CONROY 208-254-3456
Address: 3470 S. MARSH CREEK RD
MC CAMMON, ID 83250

2. Date of Priority: JUN 14, 1979

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	36E	22	SE	SE	NW		BANNOCK

5. Description of diverting works:
PUMP & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		17.50

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 17.50 A.F.A.

8. Total consumptive use is 12.5 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	36E	22	SW	NW		IRR	1.0
			SE	NW		IRR	4.0
					Section Acres		5.0
					Total Acres		5.0

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:

15. Basis of Claim: LICENSE

A. ROOT WATER RIGHT NUMBERS: A29-07498

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	36E	22	SW	NW		CONROY, A RICHARD	A29-07498 /	1.0	29-07498 /	1.0	9.0
			SW	NW		BROADIE, K DONOVAN	A29-10722 /	-	/		
			SW	NW		MEINERS, WILLIAM H	A29-11510 /	-	/		
			SW	NW		CONROY, A RICHARD	A29-07133 /	29-07133 /			
			SW	NW		LEWIS, RICHARD L	A29-11161 /	-	/		
			SW	NW		THOMPSON, MARGARET L	A29-10916 /	-	/		
			SW	NW		HAWKINS, KENT LEE	A29-11923 /	-	/		
			SW	NW		CONROY, LONNA JEAN	29-07133 /	-	/		
			SW	NW		BROADIE, CAROL	29-10722 /	-	/		
			SW	NW		THOMPSON, MARION A	29-10916 /	-	/		
			SW	NW		LEWIS, RICHARD L	29-11161 /	-	/		
			SW	NW		MEINERS, WILLIAM H	29-11510 /	-	/		
			SW	NW		HAWKINS, KENT LEE	29-11923 /	-	/		
08S	36E	22	SE	NW		CONROY, A RICHARD	A29-07498 /	4.0	29-07498 /	4.0	41.0
			SE	NW		LISH, RODNEY L	A29-11800 /	-	/		
			SE	NW		LISH, RODNEY L	29-11800 /	-	/		

ADDITIONAL POU FOUND

TOTAL ACRES A29-07498 5.00 5.00 50.00

POU COUNTY: BANNOCK

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 A29-07498Date Received 4-2-90Receipt Number E012786CK# 11834 \$55.00

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 3 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) A. RICHARD CONROY & LONNA JEAN CONROY Phone (208) 254-3456
Mailing Address 3470 S. MARSH CREEK RD., MCCAMMON, ID Zip 83250

2. Date of Priority (Only one (1) per claim) JUNE 14, 1979

3. Source of water supply (a) MARSH CREEK
which is tributary to (b) PORTNEUF RIVER

4. a. Location of existing point of diversion is: Township 8S Range 36E Section 22,
SE 1/4 of SE 1/4 of NW 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. 14 HP pump and 3-inch

pipelines.

MICROFILMED

NOV 13 1990

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar. 15 to Nov. 15 amount 0.08 or 17.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.08 (cfs) and/or (b) 17.5 (acre feet)

8. Total consumptive use claimed is 12.5 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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	36E	22							1	4									5

Total number of acres irrigated 5

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

12. Do you own the property listed above as place of use? 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 (X)

14. Remarks:

MICROFILMED

NOV 13 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R 36 E

SECTION 22

Place of
use

Marsh Creek

Point of diversion

NOV 13 1962

Last Name _____ Ident No. _____

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 29-7498
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 0

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

Signature of Claimant (s)

Richard Courcy

Date

3/7/90

Louanna Jean Courcy

Date

3/11/90

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 _____)

County of CARIBOU)

SS.

Subscribed and sworn (or affirmed) before me this 11th day of MARCH 19 90

SEAL

Notary Public

Stephanie L. Anderson

Residing at

Soda Springs, Idaho

My Commission Expires

8-2-93

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 _____

NOTIFIED

NOV 13 1990

Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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

03/29/2001

RIGHT NUMBER: 29-7498

NAME AND ADDRESS: A RICHARD CONROY
LONNA JEAN CONROY
3470 S MARSH CREEK RD
MC CAMMON, ID 83250

SOURCE: MARSH CREEK TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.08 CFS
17.5 AFY

PRIORITY DATE: 06/14/1979

POINT OF DIVERSION: T08S R36E S22 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.08 CFS 17.50 AFY

PLACE OF USE:

<u>IRRIGATION Within BANNOCK County</u>			
T08S R36E S22	SWNW	1	T08S R36E S22 SENW 4

5 ACRES TOTAL

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.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 29H, MARSH CREEK.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Log for claim A29-07498

Spatial Dynamics BTD

7/7/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
08s36e	22	SWNW	1	2.3	
08s36e	22	SEnw	4	5.2	
Totals:			5	7.5	

AJ5809NP
No. A29-07498

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 190

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A RICHARD CONROY	06/14/1979	IRRIGATION	03-15 11-15	0.080 CFS	17.50 AFA
C	LONNA JEAN CONROY					
	3470 S MARSH CREEK RD					
	MC CAMMON ID 83250			TOTAL DIVERSION:	0.080 CFS	17.50 AFA
	(208) 254-3456			CONSUMPTIVE USE:		12.50 AFA

Water Source: MARSH CREEK

Tributary to: PORTNEUF RIVER

Stage: LICENSE

Point(s) of Diversion: T08S R36E S22 SESENW

BANNOCK County

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	36E	22	:					:			01	04	:					:					:	5.0
																							TOTAL ACRES	5.0

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11800 A29-11800

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 29H.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 29H

Field Inspection Flag:

Presumption Flag:

Audit: 04/04/90 DCARLSON 07/28/94 THOMPSON 03/29/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. Priority June 14, 1979 Amount 0.08 cfs

THIS IS TO CERTIFY, that A. Richard & Lonna Jean Conroy
of McCammon, Idaho, has complied with the terms and conditions of Permit
No. 29-7498 issued pursuant to Application for Permit dated June 14, 1979,
and has submitted proof to the Department of Water Resources on July 9, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.08 cfs of water from Marsh Creek,
tributary to Portneuf River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>November 15</u> at <u>0.08</u> cfs and <u>17.5</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
17.5 acre feet per year, said waters to be diverted within the SE 1/4 NW 1/4 Section 22,
Twp 8S, Rge 36E in the County of Bannock

Description and location of place of use:

Twp.	Range	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	
8S	36E	22						1	4										5

Total number of acres irrigated 5

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Use of water under this license is subject to control by the watermaster of State Water District No. 29H, Marsh Creek.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17th day of September, 19 86.

Acting for the Director

Betty D. Fleener

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant A. Richard and Lonna Jean Conroy Phone 254-3456

Post office address Route 1, Marsh Creek Road, McCammon, Idaho 83250

2. Source of water supply Marsh Creek which is a tributary of Portneuf River

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22 Township 8S

Range 36E B.M. Bannock County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.24 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.24 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gas or diesel driven pump, pipeline
and sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is three years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	22							2	10									12

Total number of acres to be irrigated 12

c. Describe any other water rights used for the same purposes as described above. None

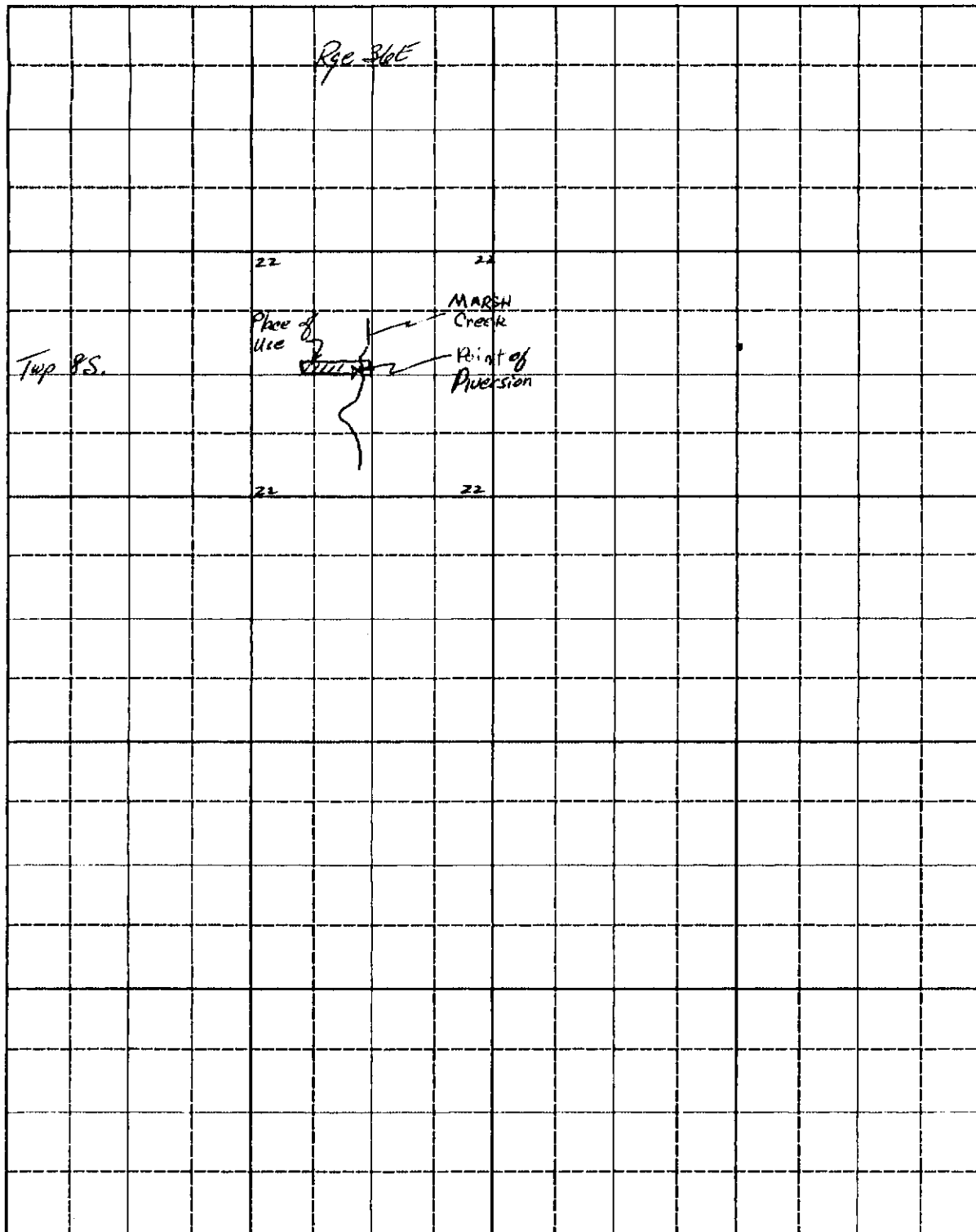
9. a. Who owns the property at the point of diversion Applicants

b. Who owns the land to be irrigated or place of use Applicants

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard Courcy
x *Lonna Jean Courcy*
(Applicant)

Proposed Priority 6/14/79

Received by _____ dh _____ Date 6-14-79 Time 10:30 am
Preliminary check by ARK Fee \$ 35.00 92-23
Receipted by _____ dh _____ Date 6-14-79 #11933
Publication prepared by _____ dh _____ Date 6-15-79
Published in Idaho State Journal
Publication dates June 12 & 28, 1979
Publication approved QT Date 7/24/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by ENC J.S.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7498, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) Use of water under this permit is subject to control by the water-
master of State Water District # 29 H Marsh Creek. (2) A measuring device,
subject to the approval of the Department, shall be installed on the diverting
works in a manner that will provide the watermaster suitable control of the
diversion.

Witness my hand this 17th day of August, 19 79.

J. Glen Saxton
Chief, Operations Bureau

RECEIVED

SEP 21 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

Department of Water Resources

29-7498

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-19-1983 Accompanied by Mrs. Conroy Total Q measured 0.08 cfs ✓
Source Marsh Creek Tributary to Parkman River Supp. annubar measurement sheet used? _____
If source is surface water, estimate total flow of source _____
Methods of measurement Pitot Gauge Meets permit requirements? _____

Measurement calculations: $\text{Line } 1 = 30 \text{ psi}, 1/8 \text{ N}, 76 \text{ birds} = 2.56 \text{ gpm} \times 76 = 194.7 \text{ gpm}$
 $\text{Line } 2 = 32 \text{ psi}, 1/8 \text{ N}, 76 \text{ birds} = 2.64 \text{ gpm} \times 76 = 199.4 \text{ gpm}$ } 36.4 gpm 0.08 cfs

$5 \text{ acres} \times 0.02 \text{ fs} = 0.10 \text{ cfs}$
Amt. limited by capacity

$$V = 5 \text{ acns} \times 3.5 \text{ cf/s} = \underline{17.5 \text{ cf}} \checkmark$$
[illegible]

System Description Gasoline motor/pump in river to 2 sprinkler lines

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

USE

IRRIGATION ✓

Irrigation requirement = 3.5 AFA/Acre

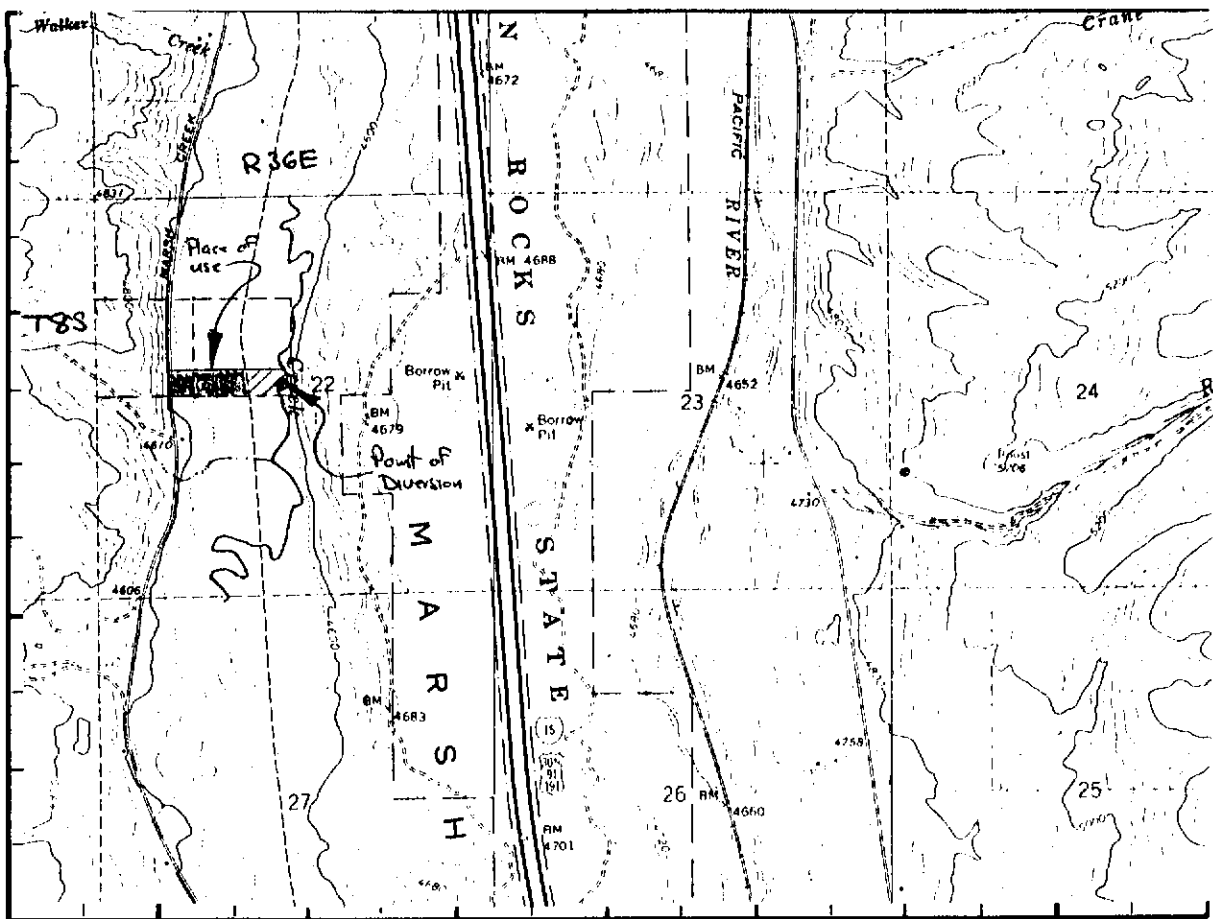
Q (cfs) 0.08 ✓ V (afa) 17.5 ✓

FROM ~~4/1~~ TO ~~4/1~~
3/15 11/15
per rules
9 reqs.

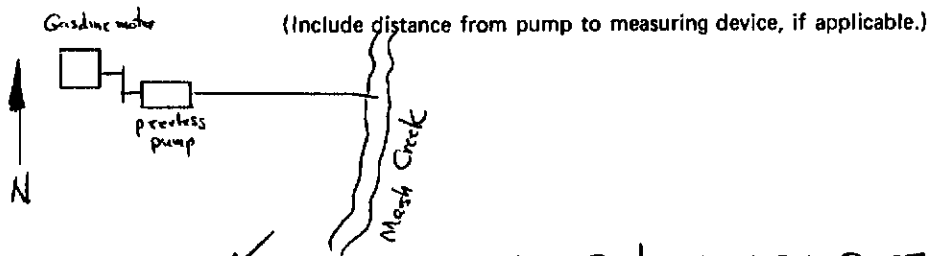
Total 0.08 17.5AE

Remarks No overlapping rights

UNCLASSIFIED



SCHEMATIC DIAGRAM OF SYSTEM



Point(s) of diversion: ✓

SE NW Sect. 22 T8S R36E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	36E	22							1	4									5 ✓

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Checked by

Approved by

H.W. Jones
Keith C. Wilson
Ray Walker

Date

Date

Date

4-24-84

20 Sept 1984

7-7-86

MICROFILMED

K 36E

E14
Housing
Tracts

B415
(3702)
CONRAD C. H.

B-4
8.2

E17
E18

SW 50' 50' 50'

UNRECORDED