

04/02/2004

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

RIGHT NUMBER: 23-47D
NAME AND ADDRESS: STEPHEN J MC GRATH
PO BOX 50731
IDAHO FALLS ID 83405-0731

TRIBUTARY: SOUTH FORK SNAKE RIVER

SOURCE: RAINEY CREEK

QUANTITY: 0.320 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.90 CFS. COMBINED RIGHT NOS.:
23-00019D, 23-00020B, 23-00047D.

PRIORITY DATE: 05/15/1896

POINT OF DIVERSION:

T01N R44E S8 NESWNW Within BONNEVILLE County
TWO POINTS OF DIVERSION LOCATED IN T1N, R44E, S8, NESWNW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.320 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S08

SWNW

30.0

T01N R44E S08

SENW

15.0

45 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 45.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-00019D, 23-00020B,
23-00047D, 23-00093B.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 16.5 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON, BY
TRANSFER #4851.

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: Decreed

SEE TRANSFER #4851.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 23-00019D, 23-0020B, 23-00047D,
23-00093B.

11/06/2003

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

RIGHT NUMBER: 23-47D
NAME AND ADDRESS: STEPHEN J MC GRATH
PO BOX 50731
IDAHO FALLS ID 83405-0731

TRIBUTARY: SOUTH FORK SNAKE RIVER

SOURCE: RAINEY CREEK

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COMBINED DIVERSION RATE OF 0.90 CFS. COMBINED RIGHT NOS.:
23-00019D, 23-00020B, 23-00047D, ~~23-00093B~~

Duron

PRIORITY DATE: 05/15/1896

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TWO POINTS OF DIVERSION LOCATED IN T1N, R44E, S8, NESWNW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.320 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S08

SWNW

30.0

T01N R44E S08

SENW

15.0

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IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-00019D, 23-00020B,
23-00047D, 23-00093B.

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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: Decreed

SEE TRANSFER #4851.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 23-00019D, 23-00020B, 23-00047D,
23-00093B.

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

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

Ident. Number: **A23-00047D**
Date Received: 11/21/1996
Receipt No: X777777
Received By: _____

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

208-524-0731

1. Name: STEPHEN J MCGRATH
Address: PO BOX 50731
IDAHO FALLS ID

83405-0731

2. Date of Priority: MAY 15, 1896

3. Source: RAINEY CREEK

Trib. to: SNAKE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	44E	8	SW	NW			BONNEVILLE

5. Description of diverting works:
HEADGATE/DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.320		57.80

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

57.80 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	44E	8	SW	NW		IRR	30.0
			SE	NW		IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	45.0
					Total Acres	45.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
23-00019D, 20B, 93B

14. Remarks:

TRANS. 382.

PAID ON RECEIPT E010798

ADDED ZIP; GAVE LETTER TO WENDY RE RAINEY CREEK RANCHES; JT

A lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

The total instantaneous diversion of water from all points of diversion under Transfer No. 4851 shall not exceed 2.00 cfs, nor total combined annual volume of 157.5 af.

Right 23-00047D is limited to the irrigation of 16.5 acres in the place of use described above in a single irrigation season.

Rights 23-00019D and 23-00047D when combined shall not exceed a total annual diversion volume of 117.6 af and the irrigation of 33.6 acres.

Rights 23-00019D, 23-00020B, 23-00047D and 23-00093B when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual diversion volume of 157.5, and the irrigation of 45.0 acres.

Two points of diversion are located within the SWNW, S08, T01N, R44E.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL.
vs Decree Defendant

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: **A23-00047D**
Date Received: 11/21/1996
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

208-524-0731

1. Name: STEPHEN J MCGRATH
Address: PO BOX 50731
IDAHO FALLS ID

83405

2. Date of Priority: MAY 15, 1896

3. Source: RAINEY CREEK

Trib. to: SNAKE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	44E	8	SW	NW			BONNEVILLE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.320		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	44E	8	SW	NW		IRR	30.0
			SE	NW		IRR	15.0



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	45.0
					Total Acres	45.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

TRANS. 382.

SPLIT BY T4851

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

REXBURG IRRIGATION CO. ET AL
Decree Plaintiff

TETON IRR. CANAL CO. ET AL.
vs Decree Defendant

11/06/2003

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 23-47D

STEPHEN J MC GRATH
PO BOX 50731
IDAHO FALLS ID 83405-0731
Telephone Number: (208)524-0731

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

The total combined diversion rate is less than the total of the component water rights resulting in a net loss of decreed water rights.

2. Describe the changes you wish to make in the proposed recommendation:
Increase total combined diversion rate to 1.0 cfs for Right Nos.:

23-00019D; 23-00020B; 23-00047D; and

Increase total combined diversion rate to 2.0 cfs when above rights are used in conjunction with Right No. 23-00093B.

3. Give a brief explanation as to why you disagree with these portions:

Our water rights are decreed rights by previous Idaho court decrees. The proposed conditions result in a taking without compensation by the State of Idaho, which is prohibited by both the United States Constitution and the Constitution of the State of Idaho.

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 03/24/04

SIGNATURE:

Stephen J. McGrath

Please print your name:

IDWR Regional Office,

4/02/04 Ret. to Conserved Use Limits of Q w/ 23-00093B
Removes.

RECEIVED

APR 01 2004

Department of Water Resources
Eastern Region

11/06/2003

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

RIGHT NUMBER: 23-47D
NAME AND ADDRESS: STEPHEN J MC GRATH
PO BOX 50731
IDAHO FALLS ID 83405-0731

SOURCE: RAINEY CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 0.320 CFS
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.90 CFS. COMBINED RIGHT NOS.:
23-00019D, 23-00020B, 23-00047D, 23-00093B.

PRIORITY DATE: 05/15/1896

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TWO POINTS OF DIVERSION LOCATED IN T1N, R44E, S8, NESWNW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.320 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County
T01N R44E S08 SWNW 30.0

T01N R44E S08 SENW 15.0

45 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 45.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 23-00019D, 23-00020B,
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later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

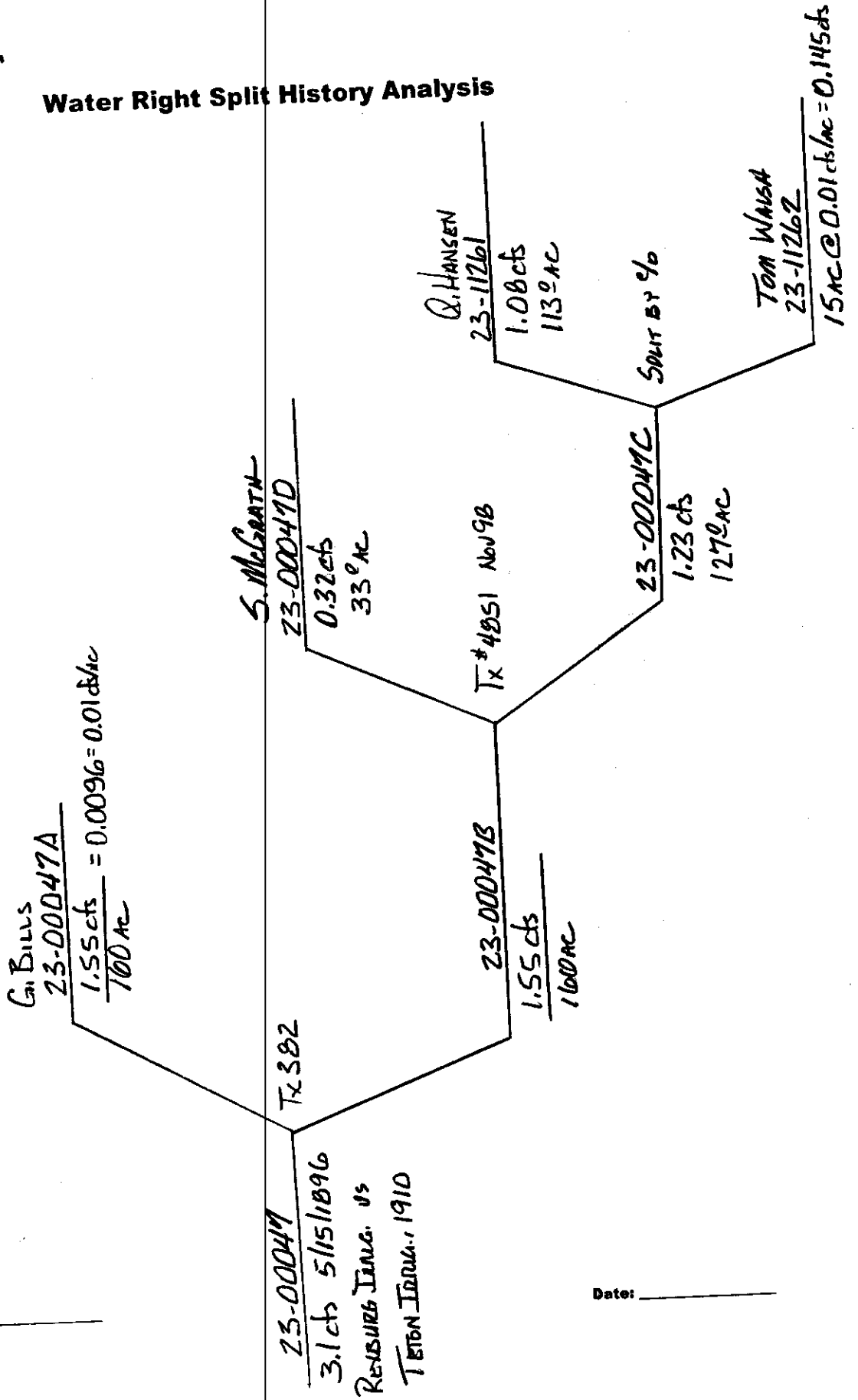
SEE TRANSFER #4851.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE: 23-00019D, 23-00020B, 23-00047D,
23-00093B.

Water Right Split History Analysis

Reviewer: _____

Date: _____



04/03/2002

Contacts Data Entry Form

Water Right No. 23-47D

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner _____ STEPHEN McGRATH

Name connector: and _____, or _____, and/or _____

Current Owner _____

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREASED UNDER RUXBURG FARM CO. vs TOLON FARM CO. 1910AS #142, TO W.A. MERDS. 155" OF RAINY CK. MAY 15, 1896.SPLIT BY TX #382 INTO PARTS A AND B.PART A: 1.55 cts (A side) TO G. BILLSPART B: 1.55TX #4851 SPLIT PART B AS C AND D.PART C 1.23 cts TO R. MILLON TRUST → TOM WALSHPART D 0.32 cts TO S. McGRATHCLAIMED IN-KILLCLAIM AMENDED TO CHANGE SQU TO DPT. STD. SEE 23-000190FB INDICATED: POO/POU, System/Downway, overlap of Rts.

Reviewer: _____

Date: _____

THIS
RIGHT

04/03/2002

IDWR Field Exam Form

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 5/15/1896 Claimed Basis: Doe

Recommended Priority Date: 5/15/1896 Recommended Basis: "

____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Priority matches Doe

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____ County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 1N, R 44E, Sec. 8, SW, NW County: BONN.Source: RAINY CREEK Tributary: Snake River, So. Fork

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____ County: _____

Source: _____ Tributary: _____

Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
				<u>NRSWNW</u>		
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						
GPS Coordinates: _____						

Other rights from this POD? GPS POD - TAG # A009596 on Back W. Homogatus

Document how the POD and Source were verified and/or Pump and Motor data:

POD NOT DETERMINED BY DUCKS. TX #4851 DETERMINES POD
AS CLAIMED. CLAIMS TWO POD'S w/ Sec. 8 SWNW. — ? GPS BOTH NO.

Photos in 23-19D file

Transfers Changing POD _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number: _____

____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	8	SWNW		BONN.		30 ⁰	Tring
			SENW				15 ⁰	

Total Acres 45⁰

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	8	SWNW		BONN		30 ⁰	Tring
			SENW		"		15 ⁰	"

Total Acres 45⁰

Document how the POU was verified:

Claims POU per Tx 4851. Combined Use Limits Apply - Multiple
 Tracts.

Remarks

Transfers Changing POU _____

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Irrig</i>	<i>4/15</i>	<i>10/15</i>	<i>0.32</i>	<i>5780</i>

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
<i>Irrig</i>	<i>4/15</i>	<i>10/15</i>	<i>0.32</i>	<i>5780</i>

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

*TX 4051 DETERMINES BOTH Q AND SQD AS CLAIMED.**SO BE IT.*

Reviewer: _____

Date: _____

MEMORANDUM

TO: FILES 23-00019A/00020/00047B/00093

FROM: PAM SKAGGS/^{CB}STATE OFFICE

SUBJECT: TRANSFER 4851

DATE: March 17, 1998

Transfer 4851 changes the point of diversion under a portion of Rights 23-00019A (C & D), 23-00020 (A & B), 23-00047B (C & D), and 23-00093 (A & B), splitting each right.

Review of the recorded rights show that the transfer also represents a change in place of use to the historically irrigated land. The place of use has been modified over the years through unrecorded transfer to include the 45 acres under the proposed place of use. No physical change occurs.

The applicant is the new owner of this portion of the ranch and wants to add two separate points of diversion; a diversion ditch to serve the west side of the property and a pump to serve the east side of the property. The creek bisects the property in a north south direction.

Recommended conditions include watermaster control, measuring devices and lockable controlling works, irrigation overlap, multiple points of diversion, combined right conditions, and standard transfer conditions.

Basin: 23
Ending Water Right: 00047

(Enter=Continue) (GOLD 6=Produce Report) (GOLD 7=This Query) (Menu _____)

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
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.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
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. A lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4851 shall not exceed 2.00 cfs, nor total combined annual volume of 157.5 af.
8. Right 23-00019D is limited to the irrigation of 33.6 acres in the place of use described above in a single irrigation season.
9. Right 23-00047D is limited to the irrigation of 16.5 acres in the place of use described above in a single irrigation season.
10. Rights 23-00019D and 23-00047D when combined shall not exceed a total annual diversion volume of 117.6 af and the irrigation of 33.6 acres.
11. Rights 23-00019D, 23-00020B, 23-00047D and 23-00093B when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual diversion volume of 157.5, and the irrigation of 45.0 acres.
12. Two points of diversion are located within the SWNW, S08, T01N, R44E.

Dated this 16th day of November, 1998.

J. Blum Saxton
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

This is to certify that: STEPHEN J MCGRATH
PO BOX 50731
IDAHO FALLS ID 83405

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.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
Right No. 23-00019D : IRRIGATION Priority: 04/15/1889	04/15 to 10/15	0.34 CFS	117.6 AF
Right No. 23-00020B : IRRIGATION Priority: 06/20/1889	04/15 to 10/15	0.34 CFS	123.4 AF
Right No. 23-00047D : IRRIGATION Priority: 05/15/1896	04/15 to 10/15	0.32 CFS	57.8 AF
Right No. 23-00093B : IRRIGATION Priority: 01/22/1916	04/15 to 10/15	1.00 CFS	157.5 AF
TOTAL:		* 2.00 CFS	* 157.5 AF

SOURCE

RAINEY CREEK

TRIBUTARY OF

SNAKE RIVER, SOUTH FORK

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 8, Township 01N, Range 44E
BONNEVILLE County

PLACE OF USE: IRRIGATION
TWN RGE SEC
01N 44E 8

ACRES
SWNW 30

ACRES	ACRFS	TOTAL
SENW 15		45
Total number of acres irrigated:		** 45

DATE OF BIRTH
PLACE OF BIRTH
CEREBRUM
PARENTS
PARENTS

This is to certify that Annie C. Smartlett, of Blaine, County of Bonneville State of Idaho, has a right to the use of the waters of Blaine Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho and for the County of Bonneville, in the case of Central Irrigation Company et al., Plaintiffs, vs. Leton Irrigation Canal Company, et al., defendants, C. Stevens, District Judge, wherein said second part of the waters of Blaine Creek in said District (No. 1) of Section 8, Township 1 North, Range 24, East of 1st Northwest Quarter (No. 1) of Section 8, Township 1 North, Range 24, East of 1st of Blaine, said right bearing date of priority of said waters, said said said said said said entered in the records of the Department of Agriculture of the State of Idaho, to wit: in Book 3 of Decrees, at page 122, that, upon the application of Annie C. Smartlett for a transfer of water to the Blaine area the Commissioner of Reclamation for the State of Idaho, and the said said said said said said, the right to the use of said second part of the waters of Blaine Creek to her to be combined with the lands above described and the lands to be irrigated under said right and to which the water right hereby confirmed by this certificate become an attachment, for irrigation and domestic purposes, are shown in the following table, limited to an area that shall not exceed the amount needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

~~Col. sec. 17, dated June 11, 1960~~

Inv. re. sec.

1. The first

40	41	42	43	44
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[illegible]

There are no other persons named in the above captioned document who are known to have been involved in the same manner as the person named in the captioned document.

1. The first of these is the fact that the Commission has not yet received any information from the Government of the United States regarding the results of its investigation of the activities of the American Friends Service Committee in the Philippines.

1. *Pharmaceutical industry* – The pharmaceutical industry is a major contributor to the U.S. economy, with sales of over \$200 billion in 2000. The industry is characterized by high R&D costs, long development times, and high barriers to entry. The industry is also heavily regulated, with the FDA playing a central role in drug approval and oversight.

... ..
... ..

STATE OF IDAHO
COUNTY OF _____
I, _____, Clerk of said County,
do hereby certify that _____

This is to certify that Robert S. Miller, of Swan Valley, County of Blaine, State of Idaho, has a right to the use of the waters of Rainey Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Bonneville, in the case of Leton Irrigation Company, et al, plaintiffs, vs. Leton Irrigation Canal Company, et al, defendants, J. M. Stevens, District Judge, wherein said second feet of the waters of Rainey Creek, in water district No. 30, were decreed to J. A. Meeks for the irrigation of the southeast quarter (284), of Section 5, Township 1 North, Range 14 East of Boise Meridian, said ... bearing date of priority of May 18, 1900; that said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, in Book 3 of Decrees, at page 450; that, upon the application of Robert S. Miller for a transfer of water right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 77.5 inches of the waters of Rainey Creek is hereby abandoned upon the lands above described and the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, are shown in the following table, limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount to-wit:

77.5 inches, dated May 16, 1896

Twn.	Rce.	Sec.	Area	Value	Total
1 N.	44 E.	5			
		6			
		7			
		8			
			40 40		

That said waters are now diverted in the NW 1/4 of Sec. 1, Township 1 North, Range 44 East of Boise Meridian, and will hereafter be diverted through a private ditch leading to a point in Sec. 1, Township 1 North, Range 44 East of Boise Meridian, and will hereafter be diverted through a private ditch leading to a point in Sec. 1, Township 1 North, Range 44 East of Boise Meridian.

That the right to the use of the water described, heretofore reserved to the United States or to the State of Idaho, by the laws of the State of Idaho.

Witness, The seal and signature of the Commissioner of Reclamation
of the State of Idaho, arrived at P. O. Idaho this 21st day of July, 1926.

Commission of Investigation

by Gen. H. Carter
 Assistant

(C2A2)

SD-0613-2 Source System: WR Prefix: Basin: 23
S Starting Water Right: 00047 Ending Water Right: 00047
E Water Name
L Right No. Last, First CFS

23-00047

SPLIT INTO 23-0047A & 23-0047B BY TRANS. 382.

1.550

23-00047A MEEDS, W. A.

23-00047B

RIGHT SPLIT INTO PARTS C & D THRU APPROVED TRANSFER 4851.

1.230

23-00047C MILLER, ROBERT E

0.320

MCGRATH, STEPHEN J

(Enter=Continue) (GOLD 6=Produce Report) (GOLD 7=This Query) (Menu _____)

MICROFILMED

NOV 24 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

This is to certify that: STEPHEN J MCGRATH
PO BOX 50731
IDAHO FALLS ID 83405

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. 23-00019D : IRRIGATION Priority: 04/15/1889	04/15 to 10/15	0.34 CFS	117.6 AF
Right No. 23-00020B : IRRIGATION Priority: 06/20/1889	04/15 to 10/15	0.34 CFS	123.4 AF
Right No. 23-00047D : IRRIGATION Priority: 05/15/1896	04/15 to 10/15	0.32 CFS	57.8 AF
Right No. 23-00093B : IRRIGATION Priority: 01/22/1916	04/15 to 10/15	1.00 CFS	157.5 AF
TOTAL:		* 2.00 CFS	* 157.5 AF

SOURCE

RAINEY CREEK

TRIBUTARY OF

SNAKE RIVER, SOUTH FORK

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 8, Township 01N, Range 44E
BONNEVILLE County

PLACE OF USE: IRRIGATION

TWN RGE SEC
01N 44E 8

ACRES
SWNW 30

<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
SENW 15		45
Total number of acres irrigated:		** 45

MICROFILMED

NOV 24 1998

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
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.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
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. A lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4851 shall not exceed 2.00 cfs, nor total combined annual volume of 157.5 af.
- ** 8. Right 23-00019D is limited to the irrigation of 33.6 acres in the place of use described above in a single irrigation season.
- ** 9. Right 23-00047D is limited to the irrigation of 16.5 acres in the place of use described above in a single irrigation season.
- ** 10. Rights 23-00019D and 23-00047D when combined shall not exceed a total annual diversion volume of 117.6 af and the irrigation of 33.6 acres.
11. Rights 23-00019D, 23-00020B, 23-00047D and 23-00093B when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual diversion volume of 157.5, and the irrigation of 45.0 acres.
12. Two points of diversion are located within the SWNW, S08, T01N, R44E.

Dated this 16th day of November, 1998.


Chief, Water Allocation Bureau

MICROFILMED

NOV 24 1998

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
TRANSFERRED RIGHT NO. 381-A

This is to certify that Annie C. Shurtleff, of Irwin, County of Bonneville State of Idaho, has a right to the use of the waters of Rainey Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho in and for the County of Bonneville, in the case of Rexburg Irrigation Company et al, plaintiffs, vs. Teton Irrigation Canal Company, et al, defendants, J. Stevens, District Judge, wherein 2.4 second feet of the waters of Rainey Creek in Water District #36, were decreed to Charles Caldwell for irrigation of the Northwest quarter (NW $\frac{1}{4}$) of Section 8, Township 1 North, Range 44, East of Boise Meridian, said right bearing date of priority of June 15, 1898; that said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, in Book 3 of Decrees, at page 450; that, upon the application of Annie C. Shurtleff for a transfer of water right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 2.4 second feet of the waters of Rainey Creek is hereby abandoned upon the lands above described and the lands be irrigated under such right and to which the water right hereby confirmed is by this certificate become appurtenant, for irrigation and domestic purposes, are shown in the following table, limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

		2.4 sec. ft., dated June 15, 1898								Total.
		NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
Twp.	Rge. Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 N.	44 E. 5		40							40
	6	40	40	40	40	40	40	40	40	320

That said waters are now diverted on the south bank of Rainey Creek at or near the Southwest corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4, Township 1 North, Range 44 E., B. M. but will hereafter be diverted through a private ditch heading on the north bank of said Rainey creek at or about the center of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5, Township 1 North, Range 44 E., B. M.

That 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 the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 7th day of July, 1926.

W. G. SWENDSEN
Commissioner of Reclamation

(SEAL)

By Geo. N. Carter
Assistant

RECEIVED

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
TRANSFERRED RIGHT NO. 381-A

This is to certify that Annie C. Shurtleff, of Irwin, County of Bonneville State of Idaho, has a right to the use of the waters of Rainey Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho and for the County of Bonneville, in the case of Rexburg Irrigation Company et al, plaintiffs, vs. Teton Irrigation Canal Company, et al, defendants, J. Stevens, District Judge, wherein 2.4 second feet of the waters of Rainey Creek in Water District #36, were decreed to Charles Caldwell for irrigation of the Northwest quarter (NW $\frac{1}{4}$) of Section 8, Township 1 North, Range 44, East of Boise Meridian, said right bearing date of priority of June 15, 1898; that said decree has been entered in the records of the Department of Reclamation of the State of Idaho, at Boise, in Book 3 of Decrees, at page 450; that, upon the application of Annie C. Shurtleff for a transfer of water right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 2.4 second feet of the waters of Rainey Creek is hereby abandoned upon the lands above described and the lands be irrigated under such right and to which the water right hereby confirmed is by this certificate become appurtenant, for irrigation and domestic purposes, are shown in the following table, limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

		2.4 sec. ft., dated June 15, 1898									
		NE $\frac{1}{4}$		NW $\frac{1}{4}$		SW $\frac{1}{4}$		SE $\frac{1}{4}$			
Twp.	Rge. Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Total.	
1 N.	44 E. 5		40							40	
	6	40	40	40	40	40			40	320	

That said waters are now diverted on the south bank of Rainey Creek at or near the Southwest corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4, Township 1 North, Range 44 E., B. M. but will hereafter be diverted through a private ditch heading on the north bank of said Rainey creek at or about the center of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5, Township 1 North, Range 44 E., B. M.

That 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 the State of Idaho.

WITNESS, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 7th day of July, 1926.

W. G. SWENDSEN
Commissioner of Reclamation

(SEAL)

By Geo. N. Carter
Assistant

RECORDED

Application For Transfer of Water Right

STATE OF IDAHO,

County of Bonneville

} ss.

Robert E. Miller, being first duly sworn, deposes and says:

That his name is Robert E. Miller; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Swan Valley, Idaho.

That he is the owner and using a certain water right, bearing date of priority of 5-15th 1896 for 3.1 cubic feet per second of the waters of Rainey Creek County of Bonneville, State of Idaho, decreed to W. A. Meeds by decree of Judge, J. M. Stevens of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of Rexburg Irrigation Co. et al. vs. Teton Irrigation Canal Co. et al. said decree bearing date of December 16, 1910. (or obtained by virtue of License No. _____, issued by the State Engineer of the State of Idaho, dated _____, 19____, bearing date of priority of _____, 19____) for the purpose of irrigating the following described lands situate, lying and being in Water District No. 36 in the County of Bonneville and State of Idaho, to-wit:

Southeast Quarter of Section 5, Township 1 North, Range 44 East B.M.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e. by purchase of the land and water right in question as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the NW¹ NW¹ of Section 4, Township 1 North, Range 44 E, B. M., and conducted to the above described lands through private ditch as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 77.5 inches of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Bonneville and State of Idaho, to-wit:

South half of the Southwest Quarter, Section 5, Southeast Quarter of the Southeast Quarter of Section 6, Northeast Quarter of the Northeast Quarter of Section 7, and North half of the Northwest Quarter of Section 8, Township 1 North, Range 44 East B.M.

That his reasons for desiring to make such transfer are as follows: He has sold the Southeast Quarter of Section 5 together with 120 inches of old decreed rights in Rainey Creek to Samuel J. Weeks, and agreed to sell one-half of the 155 inch Meeds decree to Weeks, the land which Weeks is buying being the land formerly owned by Meeds. The Bernard decrees were made to the land last hereinbefore described and Weeks is making application for the transfer of 120 inches of the Bernard decrees. Affiant therefore desires to transfer to the Bernard land so called the 77 $\frac{1}{2}$ inches Meeds right which he served when the above mentioned sale was made to Weeks.

Subscribed and sworn to before me this 17th day of July, 1912

That he intends to divert and convey said 77 1/2 inches second feet of water to the tract of land last above described in the following manner, to-wit: by private ditch heading on Rainey Creek at or near point designated A on the map, situated about 40 rods south and 40 rods west of the northeast corner of the Southeast Quarter of the Southwest Quarter of Section 5, Township 1 North, Range 44 East E.M.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFOR, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

Robert E. Miller

Applicant

Subscribed and sworn to before me this 17th day of June
A. D. 1926.

Robert E. Miller
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Rainey Creek
Where is the diversion point located? Present NW 1/4 NW 1/4 Sec. 4 Tp. 1 N. R. 44 E.B.M.
Through what ditch is it now conducted? Caldwell-Shurtleff ditch
How much land is now irrigated by the water sought to be transferred? Eighty acres
Give the description: Part of SE 1/4 Section 5, Tp. 1 N. R. 44 East E.M. formerly owned by W. A. Meeds, now sold to Samuel J. Weeks.
What is the total amount of water in inches, or second feet, dedicated to said land? 155 inches
What kind of crops are being raised? Hay, grain
How much water per acre is now required to irrigate said land? 155/160
What will be the effect on the land now irrigated, if the use of water on it is discontinued?
None as old rights have been purchased and will be transferred.
Give location of new point of diversion, if change is to be made In SE 1/4 SW 1/4 Sec. 5 Tp. 1 N. R. 44 E.B.M.
Through what ditch will it be conducted after transfer? Bernard-Miller ditch
How much water will be required per acre to irrigate the land to which this water is transferred?
120 inches of the old Bernard right and the 77 1/2 inch part of Meeds right the subject of this application, the latter being high water right.
Do you claim any other water right for the land from which you seek to abandon the use of this water? Yes.
1/2 of two decrees made to Alfred Joseph Bernard priority date 4-9-1889 and 4-15-1889, total 240 inches amount reserved 120 inches. Rainey Creek.
If so, give amount, date and source.
Is there now any other water right for the land to which you seek to make this transfer? Yes
If so, give amount, date and source. One half of the two Bernard decrees mentioned above and 80 inches decreed to Bernard under date of June 20, 1889.
Signed Robert E. Miller
Applicant.

NOT RECORDED

STATE OF IDAHO,

County of Bonneville } ss.

Samuel J. Weeks and Annie C. Shurtliff
being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Snow Valley, Idaho
that he is a user of water from Rainy Creek, in Water District No. 36
County of Bonneville, State of Idaho; that he has read or heard read the foregoing affidavit and petition of R. E. Miller and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Subscribed and sworn to before me this
A. D. 1926

Samuel J. Weeks
Annie C. Shurtliff
16th day of June
Hugh C. Martin
Justice of Peace

STATE OF IDAHO,

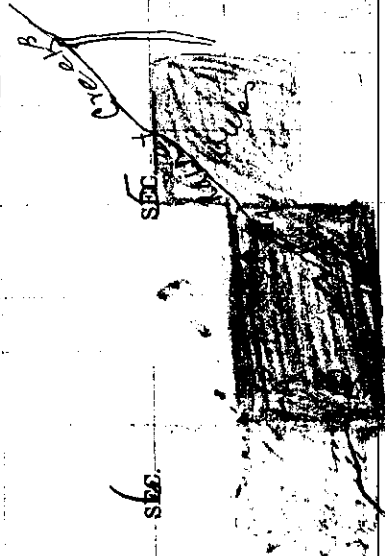
County of Bonneville } ss.

I, William Burton, Watermaster of Harper Creek
Water District No. 36, County of Bonneville, State of Idaho, whose postoffice address is Irwin
of Robert E. Miller, have read or heard read the foregoing affidavit and petition
of Robert E. Miller, and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster Dist. No. 36
William Burton
Dated at Snow Valley, Idaho, this 16 day of June, 1926

Name of Applicant

Robert E. Miller



To 1/4 Sec. 44 E 30m

A new point of division

B. old point of division

B-m - Bureau land to which 1/2 of meado

here will be transferred

water - meado land from which

77 1/2" will be transferred

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

AMENDED

AMENDED

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

This is to certify that: STEPHEN J MCGRATH
PO BOX 50731
IDAHO FALLS ID 83405

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. 23-00019D : IRRIGATION Priority: 04/15/1889	04/15 to 10/15	0.34 CFS	117.6 AF	^C 1.26 CFS
Right No. 23-00020B : IRRIGATION Priority: 06/20/1889	04/15 to 10/15	0.34 CFS	123.4 AF	^A 1.26 CFS
Right No. 23-00047D : IRRIGATION Priority: 05/15/1896	04/15 to 10/15	0.32 CFS	57.8 AF	^C 1.23
Right No. 23-00093B : IRRIGATION Priority: 01/22/1916	04/15 to 10/15	1.00 CFS	157.5 AF	^A 3.80
TOTAL:		* 2.00 CFS	* 157.5 AF	

SOURCE

TRIBUTARY OF

RAINEY CREEK

SNAKE RIVER, SOUTH FORK

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 8, Township 01N, Range 44E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>
01N	44E	8	SWNW 30

<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
SENW 15		45
Total number of acres irrigated:		** 45

TRANSFER NO. 4851
WATER RIGHT NO(S). 23-00019D/23-00020B/23-00047D/23-00093B

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
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.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
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. A lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4851 shall not exceed 2.00 cfs, nor total combined annual volume of 157.5 af.
- ** 8. Right 23-00019D is limited to the irrigation of 33.6 acres in the place of use described above in a single irrigation season.
- ** 9. Right 23-00047D is limited to the irrigation of 16.5 acres in the place of use described above in a single irrigation season.
- ** 10. Rights 23-00019D and 23-00047D when combined shall not exceed a total annual diversion volume of 117.6 af and the irrigation of 33.6 acres.
11. Rights 23-00019D, 23-00020B, 23-00047D and 23-00093B when combined shall not exceed a total diversion rate of 2.00 cfs, a total annual diversion volume of 157.5, and the irrigation of 45.0 acres.
12. Two points of diversion are located within the SWNW, S08, T01N, R44E.

Dated this 16th day of

November, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILES 23-00019A/00020/00047B/00093

FROM: PAM SKAGGS²⁸/STATE OFFICE

SUBJECT: TRANSFER 4851

DATE: March 17, 1998

=====

Transfer 4851 changes the point of diversion under a portion of Rights 23-00019A (C & D), 23-00020 (A & B), 23-00047B (C & D), and 23-00093 (A & B), splitting each right.

Review of the recorded rights show that the transfer also represents a change in place of use to the historically irrigated land. The place of use has been modified over the years through unrecorded transfer to include the 45 acres under the proposed place of use. No physical change occurs.

The applicant is the new owner of this portion of the ranch and wants to add two separate points of diversion; a diversion ditch to serve the west side of the property and a pump to serve the east side of the property. The creek bisects the property in a north south direction.

Recommended conditions include watermaster control, measuring devices and lockable controlling works, irrigation overlap, multiple points of diversion, combined right conditions, and standard transfer conditions.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

NOVEMBER 22, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN J MC GRATH
PO BOX 50731
IDAHO FALLS ID 83405

RE: CHANGE IN OWNERSHIP FOR A23-00019A, -00020,
-00093, AND 00047B

Dear Mr. Mc Grath:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the rights were split as follows:

A23-00019C, HANSEN, 170 ACRES, 1.27 CFS
A23-00019D, MC GRATH, 45 ACRES, .33 CFS

A23-00020A, HANSEN, 170 ACRES, 1.27 CFS
A23-00020B, MC GRATH, 45 ACRES, .33 CFS

A23-00093A, HANSEN, 170 ACRES, 3.80 CFS
A23-00093B, MC GRATH, 45 ACRES, 1.00 CFS

A23-00047C, HANSEN, 170 ACRES, 1.23 CFS
A23-00047D, MC GRATH, 45 ACRES, .32 CFS

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: QUE HANSEN/copy letter/copy claim



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DC
11-22-96

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A23-000194, A23-00020, A23-00093, A23-000478
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Que S Hansen
28720 Roadside Dr. #399
Agoura Hills, CA
- ☐ New Owner/Claimant (Purchaser): Stephen J. McGrath
- ☐ New Mailing Address: P.O. Box 50731
ID Falls, ID 83405
- ☐ New Telephone Number: (208) 524-0731
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
TIN RIVER, S 1/2 NW 1/4 Sect 8 For 45 irrs acrs + prorated share of
each claim in cfs.

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) [Signature] Date 6/3/96
- ☐ Signature of Former Owner/Claimant(s) _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Log for claim 23-00047D

Spatial Dynamics LTD

5/30/01

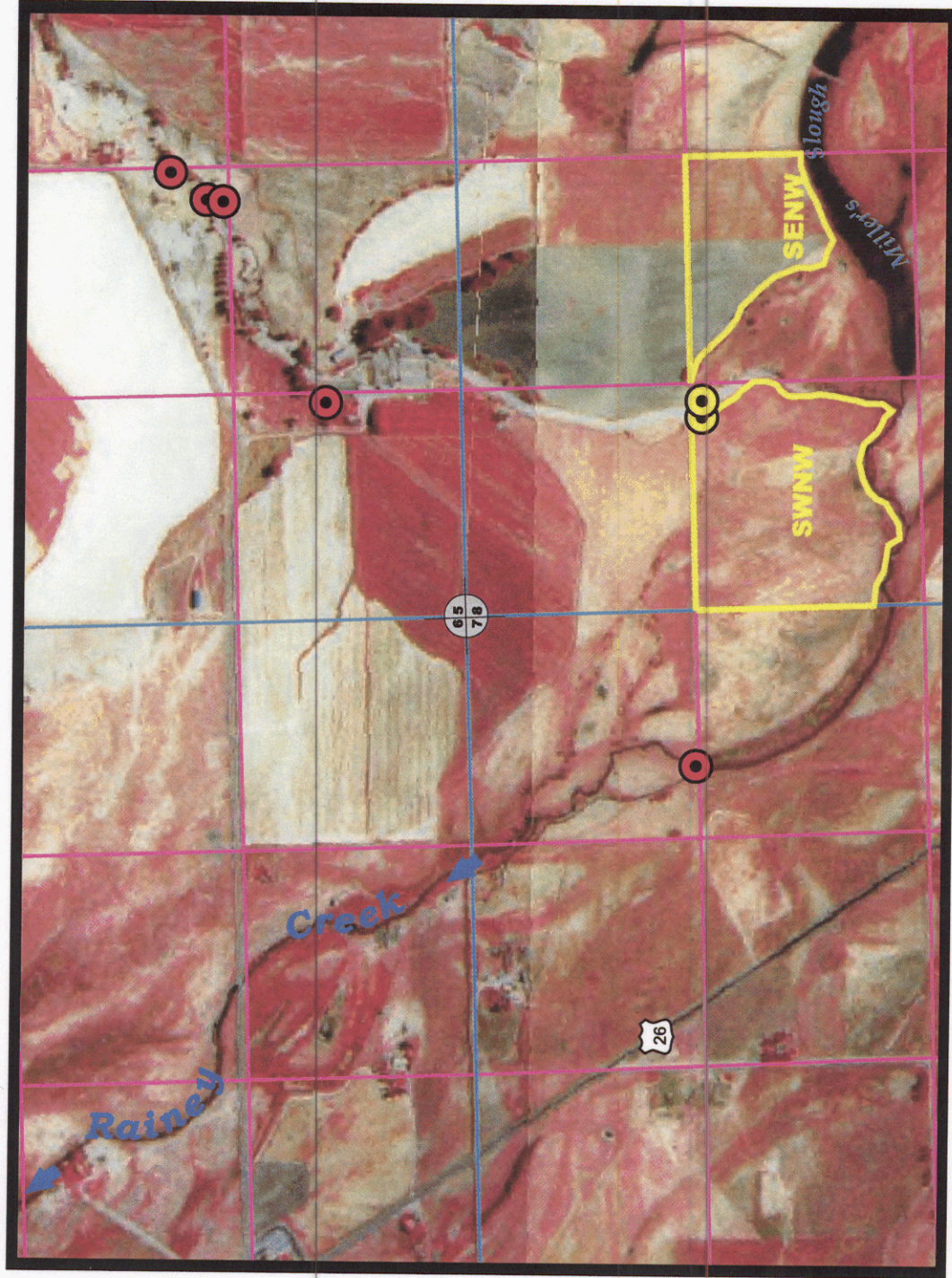
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	8	SWNW	30	33	
01n44e	8	SENW	15	14	
Totals:			45	47	



State of Idaho

Department of Water Resources

Eastern Region



Water Right(s):

23-00019D,
23-00020B,
23-00047D,
23-00093B

Place of Use: (parts of)

T1N, R44E Sec. 8
SWNW, SENW

Point(s) of Diversion: T1N, R44E
Sec. 8 NESWNW (2 pts.)



LEGEND



Point of Diversion



SESE
Place of Use



Section

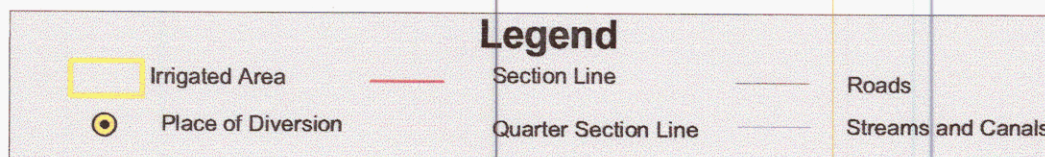
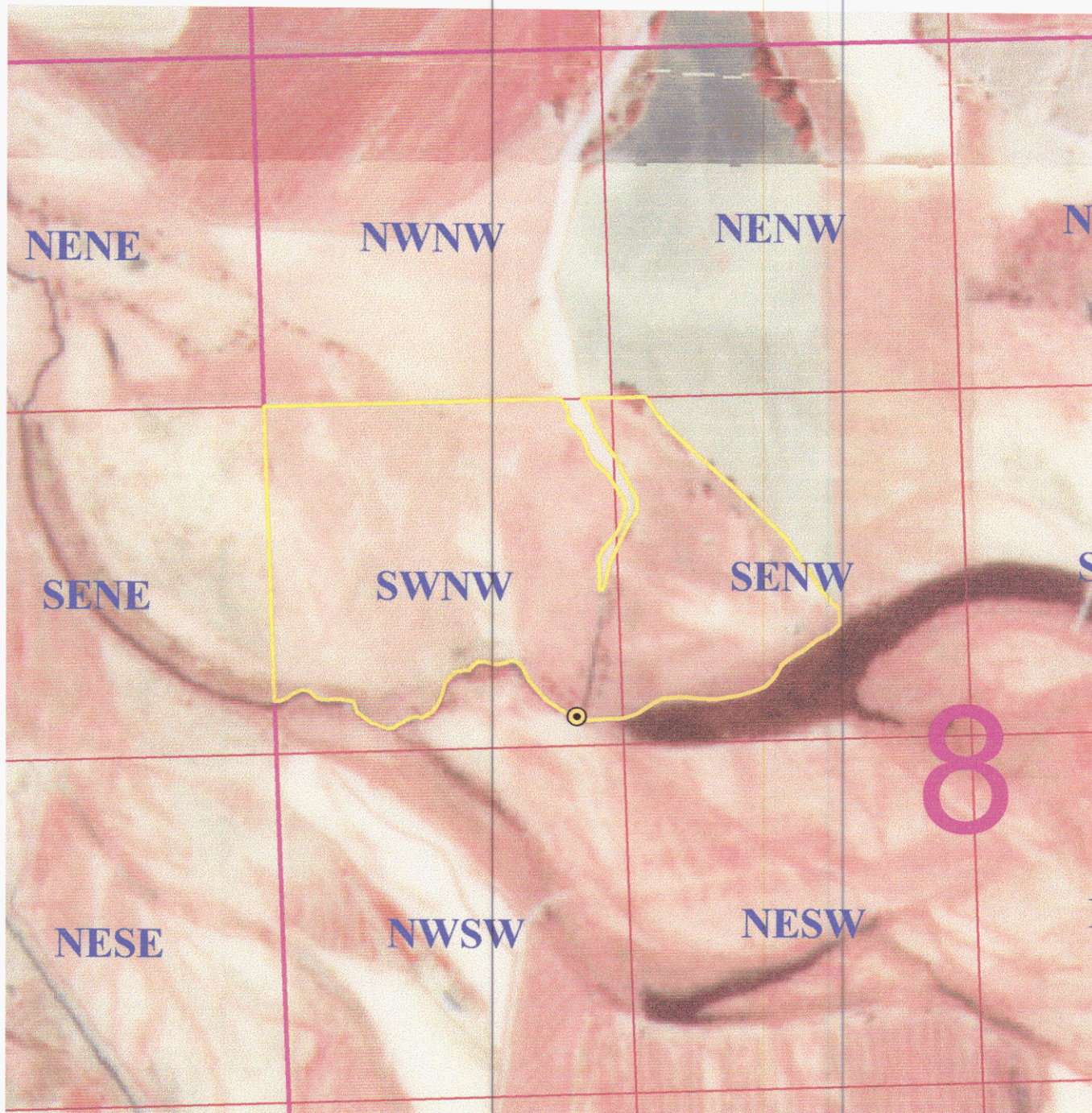


Quarter-Quarter

400 0 400 800 1200 1600 2000 2400 2800 3200 3600 4000 4400 4800 5200 5600 6000 Feet

Water Right Claim Number 23-00047D
Township , 1N44E

05/30/2001



SPATIAL DYNAMICS