

74-01599 Summary

Claimant(s)

Sam P McKinney
Barbara McKinney

Purpose(s) of Use

Irrigation

Summary

This water right contains one POU (of four) that contains mixed ownership. According to the shape file there is no trespass on BLM land.

Recommendation

The following remark inserted under Place of Use would eliminate a potential Objection by BLM.

**-THE USE OF WATER IN T17N, R24E, S15, SWNW IS LIMITED
TO THE WEST-HALF OF THAT PLACE OF USE.**

In alternative to the above language, the following language inserted under Place of Use would eliminate a potential Objection by BLM.

**-THE USE OF WATER UNDER THIS RIGHT DOES NOT
INCLUDE A USE ON FEDERAL PUBLIC LAND.**

05/17/2004

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1599

NAME AND ADDRESS: SAM P MC KINNEY
PO BOX 52
LEMHI ID 83465

BARBARA MC KINNEY
PO BOX 52
LEMHI ID 83465

MIXED OWNERSHIP

**-THE PLACE OF USE IDENTIFIED BELOW
CONTAINS BOTH PRIVATE AND PUBLIC LANDS.
-CLARIFY THE POU SUCH THAT IT IS CLEAR
THAT ONLY PRIVATE LAND IS INTENDED.**

SOURCE: ZEPH CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 0.540 CFS

PRIORITY DATE: 04/01/1922

POINT OF
DIVERSION: T17N R24E S15 NWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.540 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T17N R24E S10	NESW	5.0	T17N R24E S10	NWSW	2.0
T17N R24E S15	NWNW	1.0	T17N R24E S15	SWNW	6.0 BLM/PVT

14 ACRES TOTAL

This right authorizes the irrigation of 13.7 total acres.

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: BASIS OF CLAIM - Decreed

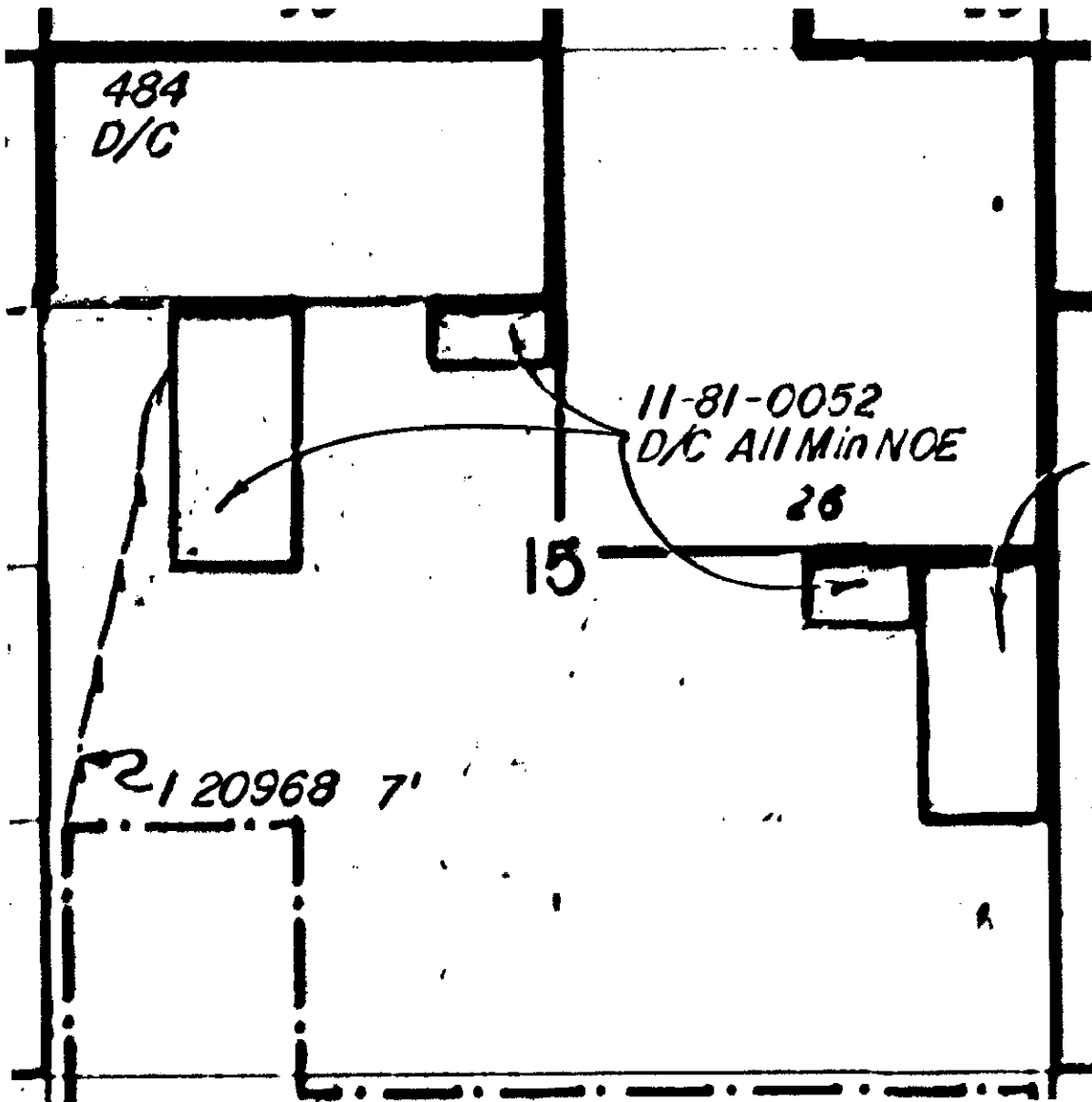
**THE FOLLOWING REMARK INSERTED UNDER PLACE OF USE WOULD
RESOLVE BLM'S POTENTIAL OBJECTION.**

**-THE USE OF WATER IN T17N, R24E, S15, SWNW IS LIMITED TO THE
WEST-HALF OF THAT PLACE OF USE.**

**IN ALTERNATIVE TO THE ABOVE LANGUAGE THE FOLLOWING
REMARK INSERTED UNDER PLACE OF USE WOULD RESOLVE BLM'S
OBJECTION.**

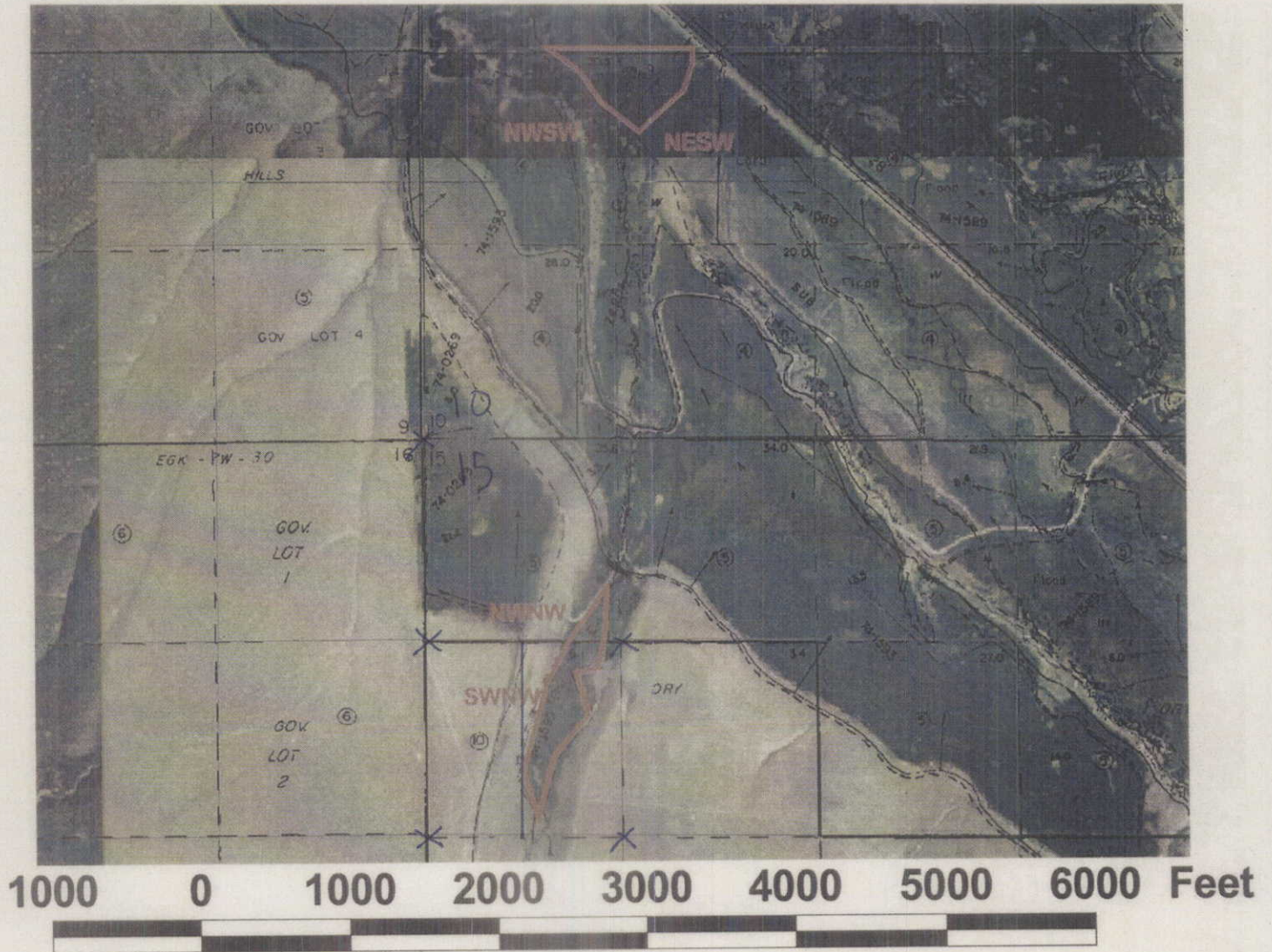
**-THE USE OF WATER UNDER THIS RIGHT DOES NOT INCLUDE A
USE ON FEDERAL PUBLIC LAND.**

T17N R24E S15

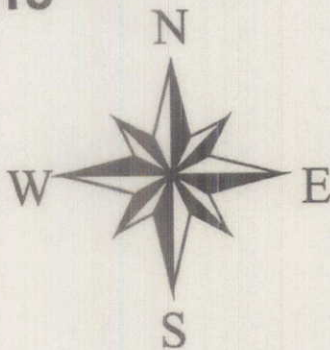


Idaho Department of Water Resources

A74-1599



T17N, R24E, S10 & S15



Prepared by Anita Warntjes
March 11, 2004
1993/94 True Color Aerial Photo

05/17/2004

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TRIBUTARY: LEMHI RIVER

QUANTITY: 0.540 CFS

PRIORITY DATE: 04/01/1922

POINT OF
DIVERSION: T17N R24E S15 NWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.540 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T17N R24E S10	NESW	5.0	T17N R24E S10	NWSW	2.0
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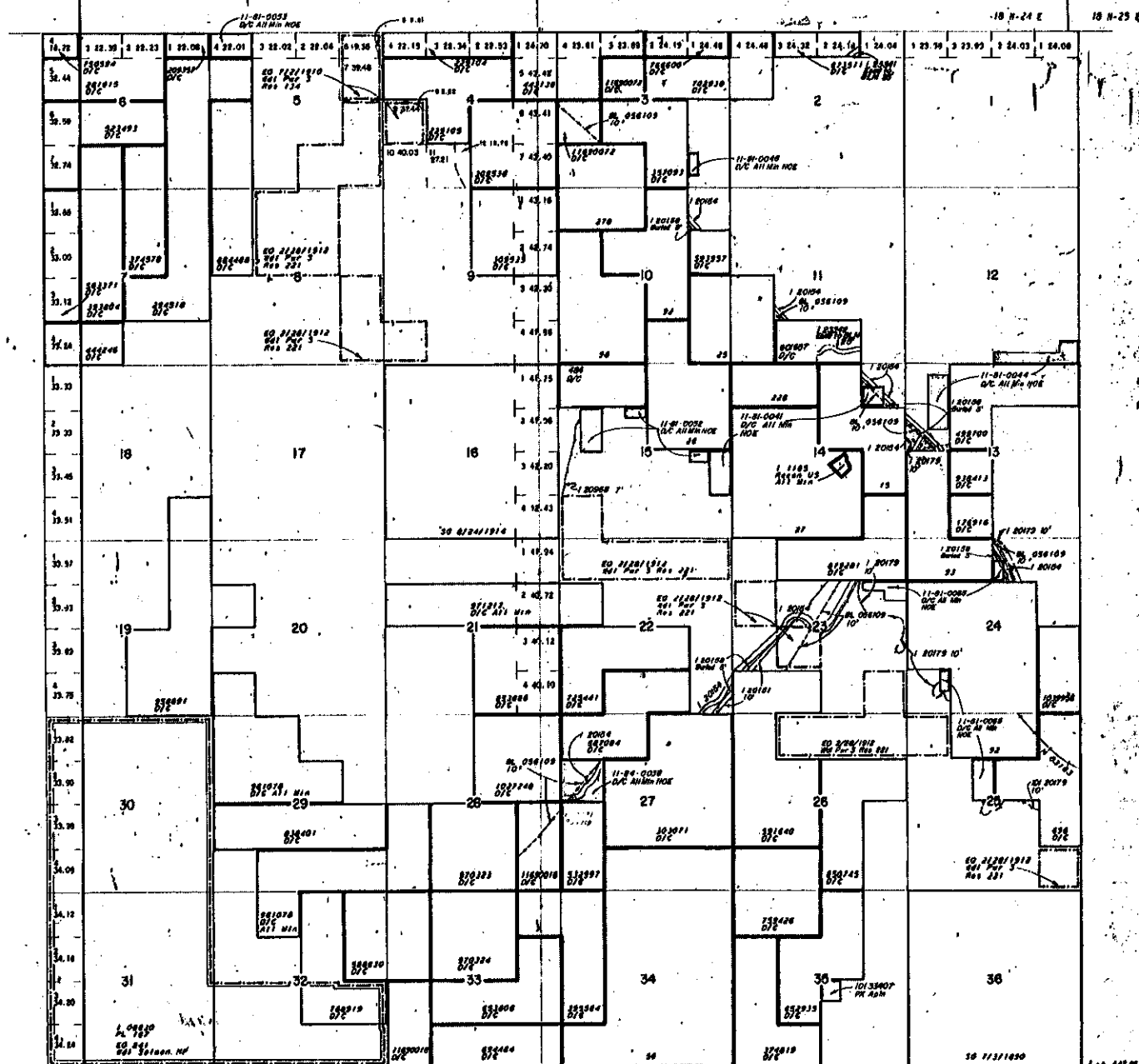
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

SALMON DISTRICT SEC 3

MT PLAT

[illegible]

FLO 2239-12/21/1960 Open to Entry Subj To Sec 2
FPA Per 3 Reg 134 7/2/1910, Per 3 Reg 221
2/28/1912

See 3: Lot 1, SE/NE, E/SE, SE/SE
See 8: W/NE, E/NE, E/SE
See 9: SW/SE
See 15: SW/SE
See 22: NW/NE
See 23: NW/NE, NE/SE, SE/SE
See 29: NW/NE, SE/SE

1185 Lands not Open to Entry until order issued
See 14: 483

1. 3600 BLM O CI Avail Use
McFarland Compounds; Sear from all forms of
Appron. & entry under the public land laws including
the general mining laws
All public land within
Sec 14: MAB within NWSE 1/4

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT 7
	MAR 10 200

USE PLATS

SCALE in Chains

WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records herein do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey information.

THE HONORABLE
ACTION
THE HISTORICAL
DRAWAL ORDER

Gold Mer
T. 17 N
R. 24 E