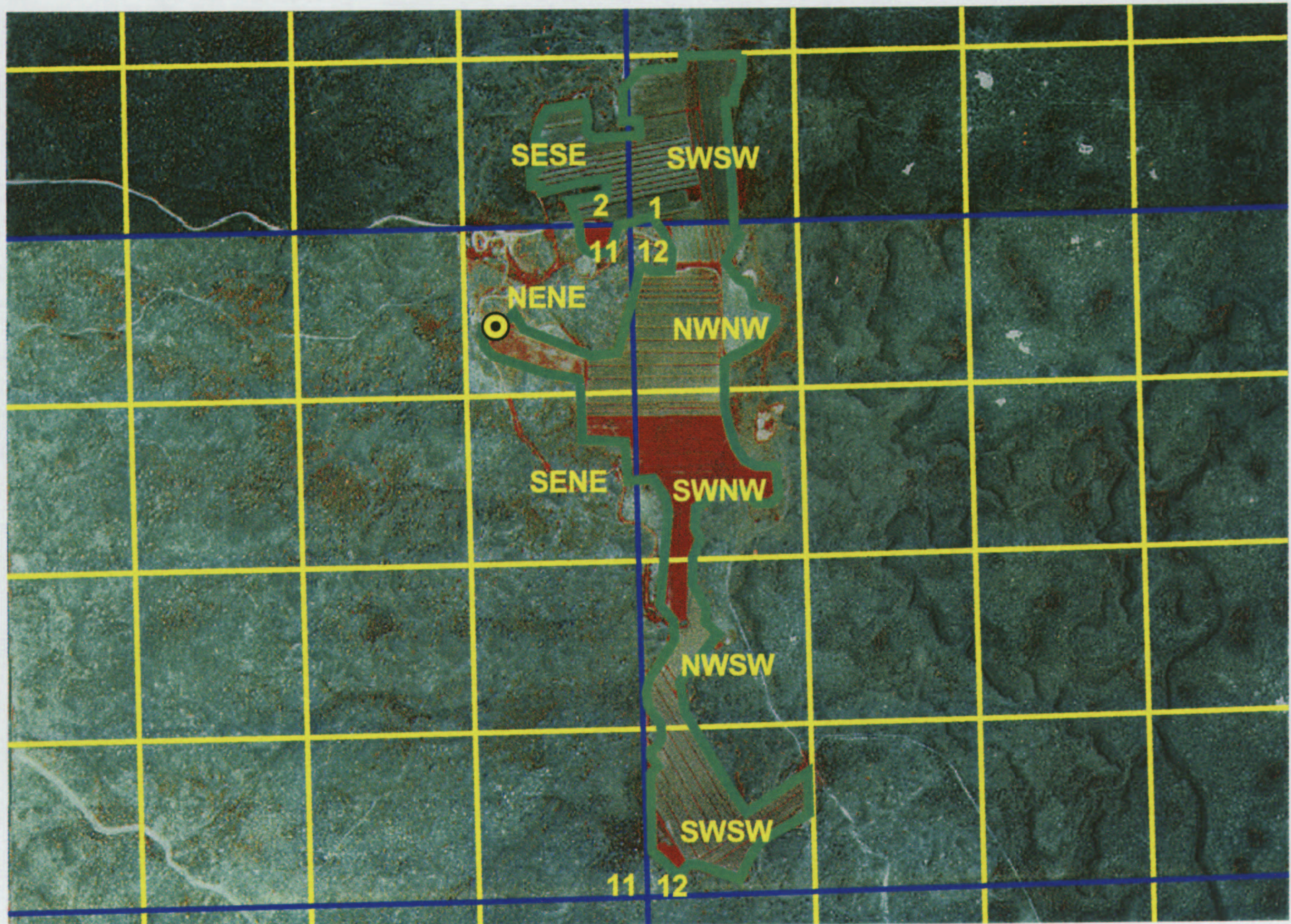


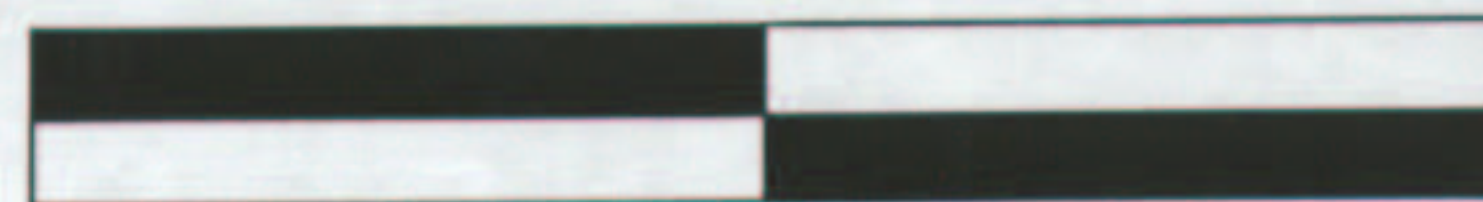
IDAHO DEPARTMENT OF WATER RESOURCES

31-00062L, 31-00063L, 31-02337

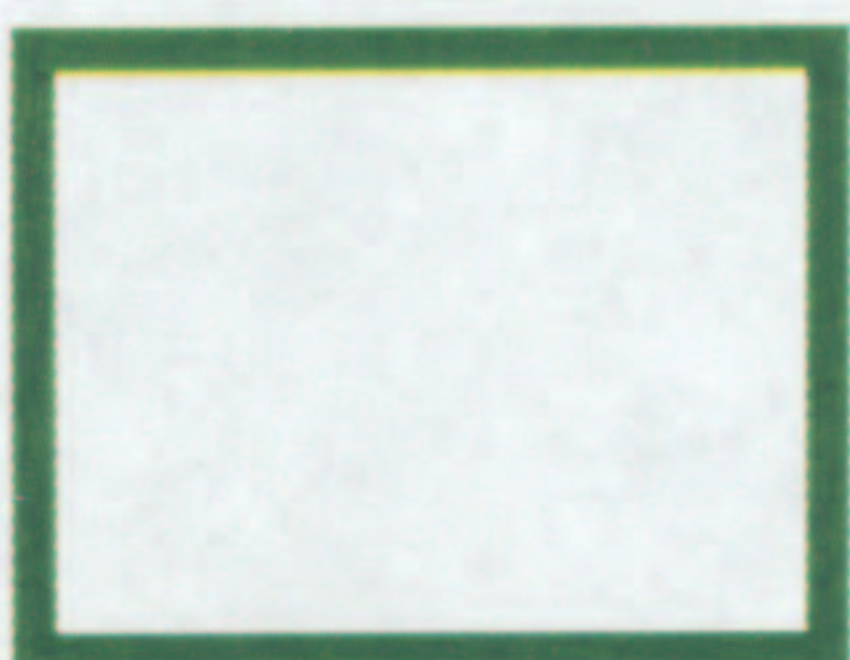
T06N, R36E, SEC. 1, 2, 11, 12



1320 0 1320 Feet



ACRES IRRIGATED- 118

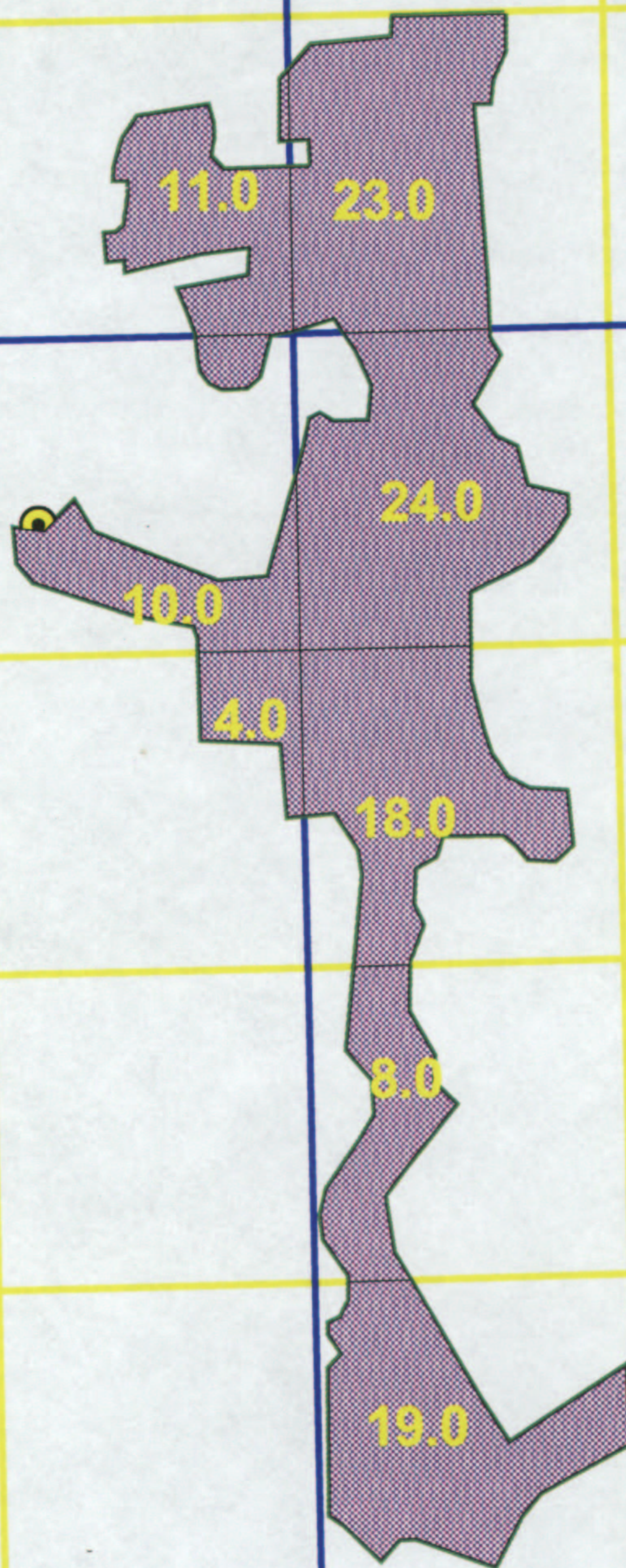


PLACE OF USE



POINT OF DIVERSION

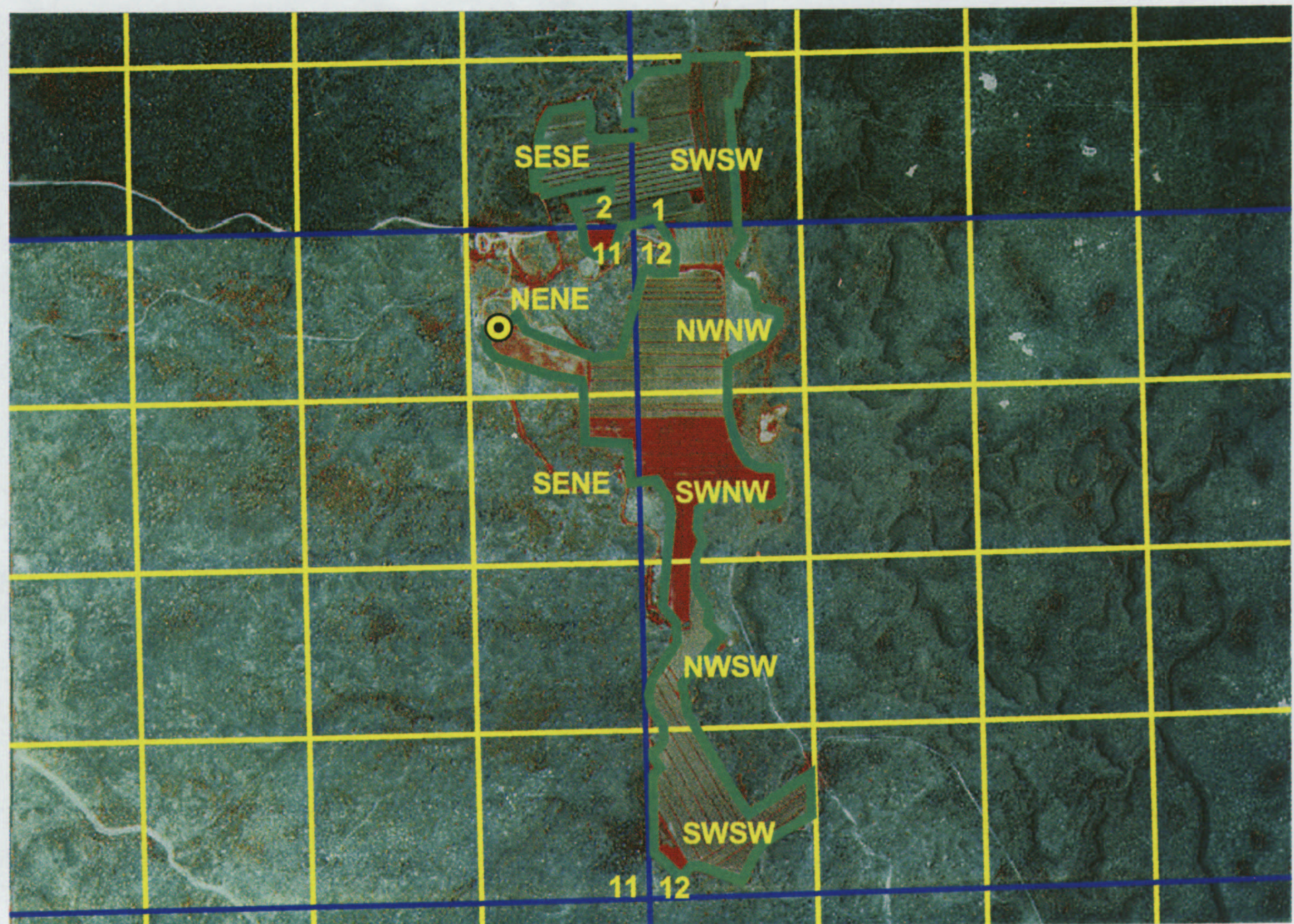
GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON



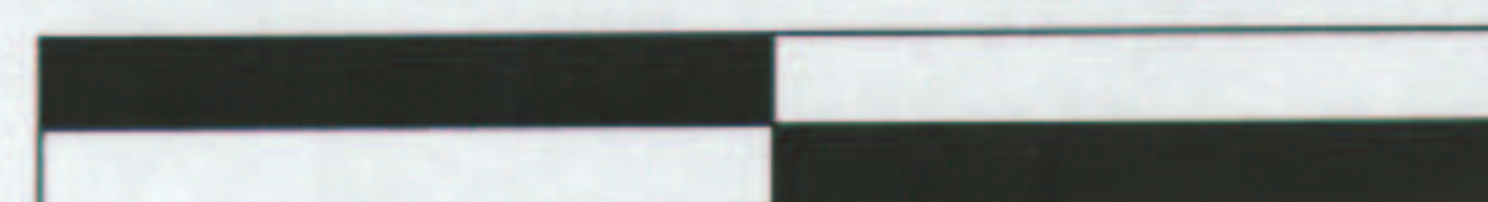
IDAHO DEPARTMENT OF WATER RESOURCES

31-00062L, 31-00063L, 31-02337

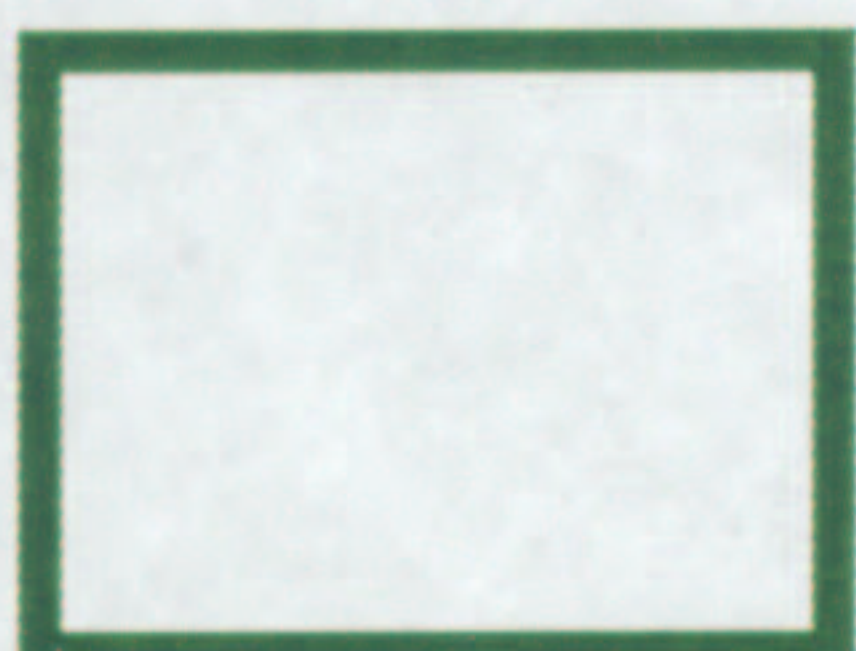
T06N, R36E, SEC. 1, 2, 11, 12



1320 0 1320 Feet



ACRES IRRIGATED- 118

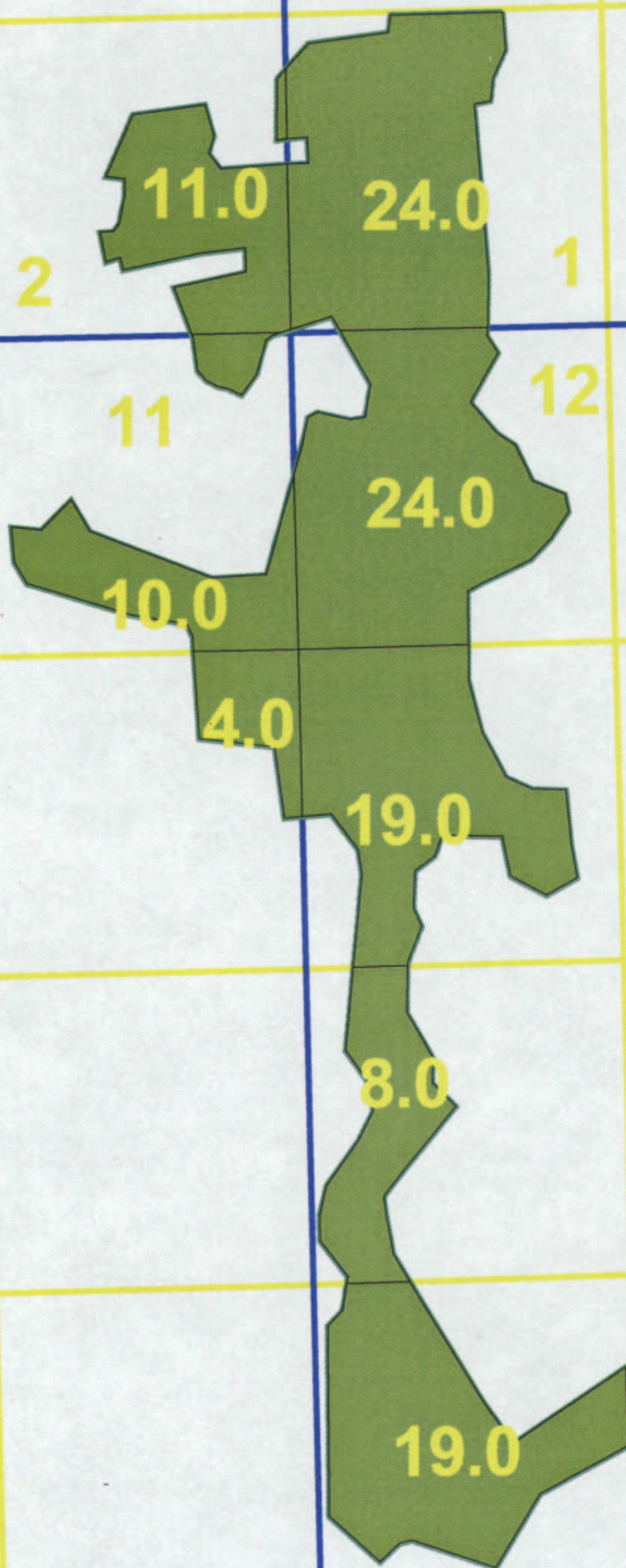


PLACE OF USE



POINT OF DIVERSION

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON



10/17/2000

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

RIGHT NUMBER: 31-2337

NAME AND ADDRESS: DAN MURDOCK
STEVE MURDOCK
1995 N 2500 E
HAMER, ID 83425
AARON MILTON THOMPSON JR
1946 E 1700 N
TERRETON, ID 83450

SOURCE: GROUND WATER

QUANTITY: 1.68 CFS
294 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.36 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 413 AF. COMBINED RIGHT
NOS.: 32-02337, 32-00062L, 32-00063L

PRIORITY DATE: 11/23/1954

POINT OF DIVERSION: T06N R36E S11 SWNE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 10-31	1.68 CFS 294.0 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON
County

T06N R36E S1	SWSW	24	T06N R36E S11	NENE	9
T06N R36E S11	SENE	4	T06N R36E S12	NWNW	24
T06N R36E S12	NWSW	8	T06N R36E S12	SWNW	19
T06N R36E S12	SWSW	19	T06N R36E S2	SESE	11

118 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 84 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 118 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-02337, 32-00062L,
32-00063L

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 - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 32-02337, 32-00062L, 32-00063L

AJ0749NP
No. A31-02337

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/16/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AARON MILTON THOMPSON JR 1946 E 1700 N TERRETON ID 83450 (208) 662-5478	11/23/1954	IRRIGATION	04-01 11-01	1.680 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.680 CFS	210.00 AFA

C DAN MURDOCK
1995 N 2500 E
HAMER ID 83425
(208) 662-5257

C STEVE MURDOCK
1995 N 2500 E
HAMER ID 83425

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06N R36E S11

NWNE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06N	36E	1	:																	:	13.0
06N	36E	2	:																06	:	6.0
06N	36E	11	:		10															:	10.0
06N	36E	12	:						25	25					05					:	55.0
																			TOTAL ACRES	:	84.0

POU County: JEFFERSON

Remarks: GEN CHANGED ADDRESS PER REQUEST CV/06-16-00

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

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: A31-02337
Date Received: 11/28/1988
Receipt No: 2004627
Received By: ERC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AARON MILTON THOMPSON, JR.
Address: C/O U.S. S.E.S.
DUBOIS, ID 83423

OR

Name: DAN MURDOCK
Address: 1995 N. 2500 E.
HAMER, ID 83425

OR

Name: STEVE MURDOCK
Address: 1995 N. 2500 E.
HAMER, ID 83425

208-662-5257

2. Date of Priority: NOV 23, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	36E	11	NW	NE	NE		JEFFERSON

5. Description of diverting works:
WELL, 200' DEEP, 50 HP. PUMP, OPEN DISCHARGE INTO IRR. DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.680		

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

8. Total consumptive use is 210.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A31-02337

Page 1

Date: 11/29/88

MICROFILMED

NOV 17 1992

A3102337



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	36E	1	SW	SW		IRR	13.0
						Section Acres	13.0
		2	SE	SE		IRR	6.0
						Section Acres	6.0
		11	NE	NE		IRR	10.0
						Section Acres	10.0
		12	NW	NW		IRR	25.0
			SW	NW		IRR	25.0
			NW	SW		IRR	5.0
						Section Acres	55.0
						Total Acres	84.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 25285

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

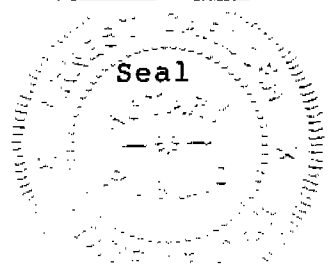
Signature of Claimant(s): Dan Muellett Date: 11-29-88

Date: _____

State of Idaho)
County of Bonneville.) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of Nov. 19 88

Ernest Carlson
Notary Public



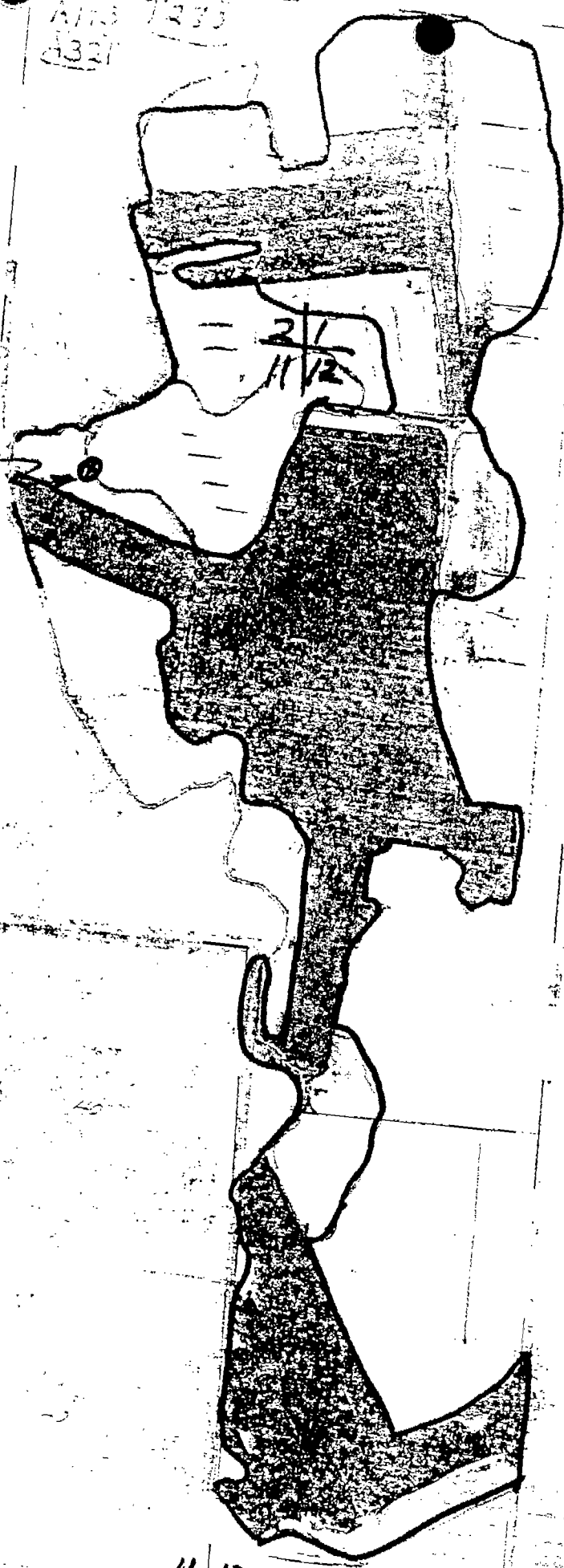
Residing at Idaho Falls ID
My Commission Expires 14 June 1994

AIR 7235
A321

Typ 671.
Rge 36E.

Well -

A31-02337
A31-00062L
A31-00063L.

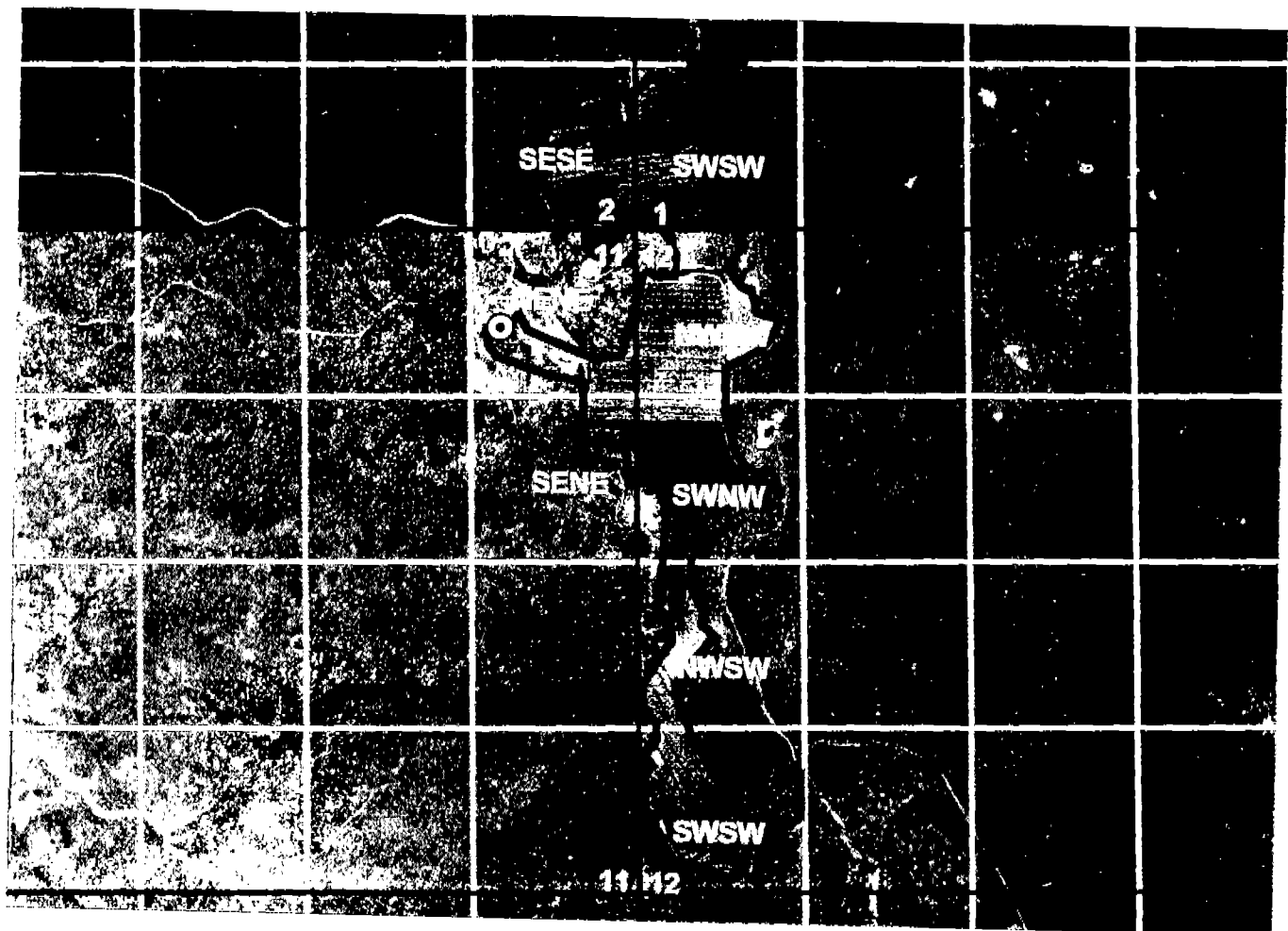


11/12
14/13

IDAHO DEPARTMENT OF WATER RESOURCES

31-00062L, 31-00063L, 31-02337

T06N, R36E, SEC. 1, 2, 11, 12



1320 0 1320 Feet



PLACE OF USE



POINT OF DIVERSION

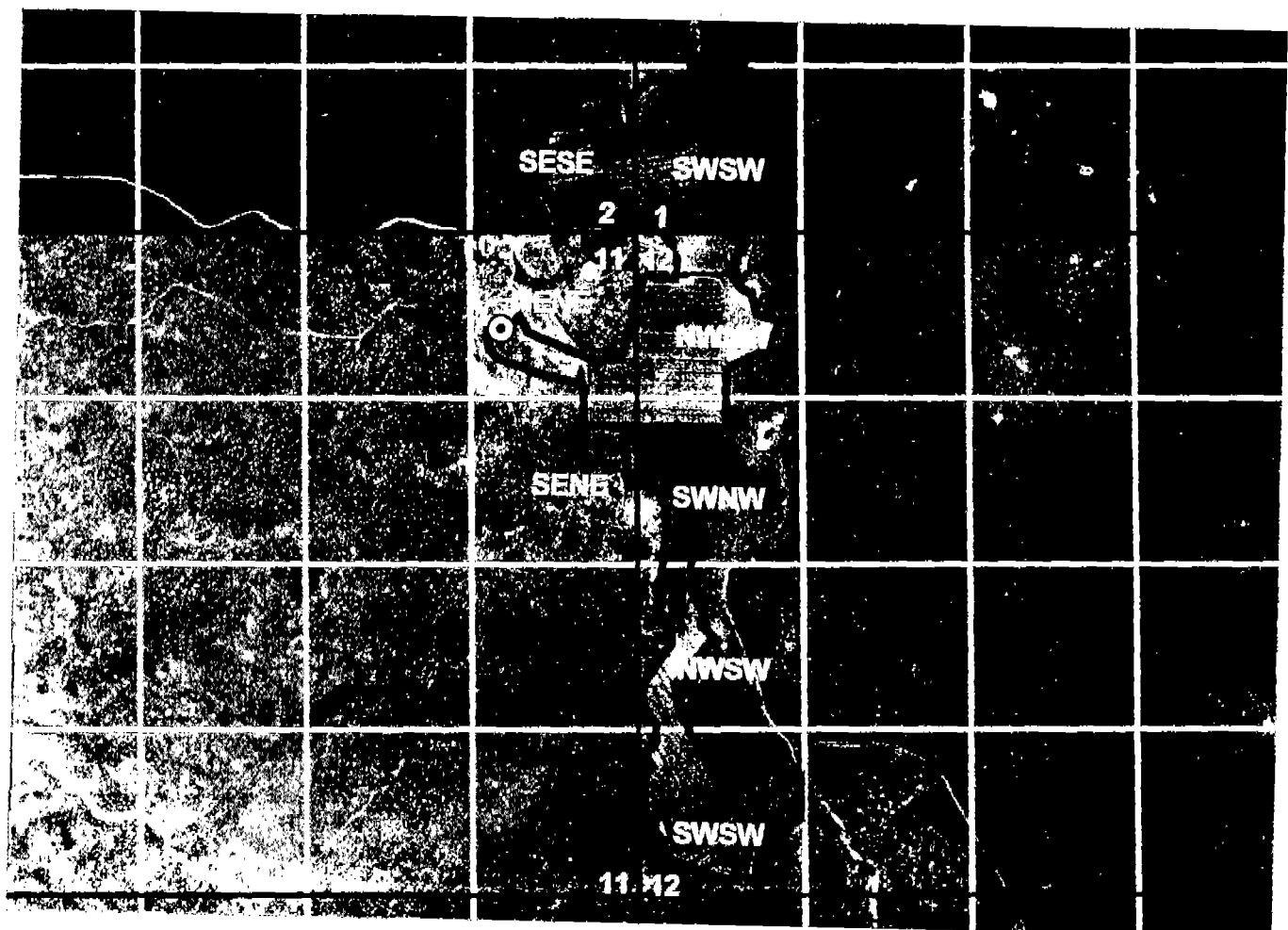
ACRES IRRIGATED- 118

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

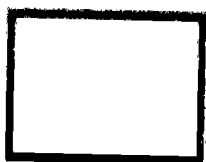
IDAHO DEPARTMENT OF WATER RESOURCES

31-00062L, 31-00063L, 31-02337

T06N, R36E, SEC. 1, 2, 11, 12



1320 0 1320 Feet



PLACE OF USE



POINT OF DIVERSION

ACRES IRRIGATED- 118

GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
PREPARED BY DAVE CARLSON

STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ASSOCIATION CLAIM VERIFICATION REPORT

22:45:51
03/13/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-02357

LAST: THOMPSON, JR.
ADDRESS: 870 U.S. STE. 3.
CITY: DUBUI
PHONE NUMBER: 203-900-0000

FIRST: MORTON MILTON

STATE: ID ZIP: 93423

OWNER CODE: C

LAST: MURDOCK
ADDRESS: 1995 N. 2500 E.
CITY: HAMER
PHONE NUMBER: 203-882-8887

FIRST: DAN

STATE: ID ZIP: 93425

OWNER CODE: L

LAST: MURDOCK
ADDRESS: 1995 N. 2500 E.
CITY: HAMER
PHONE NUMBER: 203-882-8887

FIRST: STEVE

STATE: ID ZIP: 93425

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATE: 3/13/95

FIELD
EXAMINER

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

B. HR RECORD: # 31-02137 PRIORITY DATE: 11-23-1954 STAGE: L

FIELD
EXAMINER

DUE TO PRIORITY DATE DISCREPANCY, (Y/N)

NOTES:

REVIEWED BY	DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	AGE.	SEC.	1/4	1/4	1/4	LOT	ENTY
A31-02537	OWN	SEC	11	NW	NE	NE		JEFFERSON

OTHER AJ CLAIMS WITH SAME AJ POC
A PREFIX R PREFIX
A31-00062L NONE
A31-00065L
A31-10543

AR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIS:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	AGE.	SEC.	1/4	1/4	1/4	LOT	ENTY
31-02557	OWN	SEC	11		NE	NE		JEFFERSON

OTHER WR RECORDS WITH SAME WR POC

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A31-00062L NONE
A31-00065L
A31-10543

SOURCE: GROUNDWATER

TRIS:

C. FIELD EXAM REQUIRED:

DUE TO POC DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RSE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: 640040WATER

TRIR:

REVIEWED BY: _____

DATE: _____

SYSTEM DESCRIPTION: _____

A. ROOT WATER RIGHT NUMBERS: A31-02337

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	QJ 1/ACRES	WR 2/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
06N	36E	1	SW	SW		THOMPSON, JR., LARON HILTON	A31-02337 /13.0	31-02337 /13.0	23.0		19
			SW	SW		MURDOCK, DAN	A31-00052L /24.0	- /			
			SW	SW		MURDOCK, DAN	A31-00053L /24.0	- /			
06N	36E	2	SE	SE		THOMPSON, JR., LARON HILTON	A31-02337 / 6.0	31-02337 / 6.0	27.0		12
			SE	SE		MURDOCK, DAN	A31-00052L /11.0	- /			
			SE	SE		MURDOCK, DAN	A31-00053L /11.0	- /			
06N	36E	11	NE	NE		THOMPSON, JR., LARON HILTON	A31-02337 /10.0	31-02337 /10.0	32.0		5.0
			NE	NE		MURDOCK, DAN	A31-00052L /16.0	- /			
			NE	NE		MURDOCK, DAN	A31-00053L /16.0	- /			
			NE	NE		MURDOCK, STEVE	A31-10543 /	- /			
06N	36E	12	NW	NW		THOMPSON, JR., LARON HILTON	A31-02337 /25.0	31-02337 /25.0	24.0		21.0
			NW	NW		MURDOCK, DAN	A31-00052L /12.0	- /			
			NW	NW		MURDOCK, DAN	A31-00053L /12.0	- /			
06N	36E	12	SW	NW		THOMPSON, JR., LARON HILTON	A31-02337 /25.0	31-02337 /25.0	17.0		15.0
06N	36E	12	NW	SW		THOMPSON, JR., LARON HILTON	A31-02337 / 5.0	31-02337 / 5.0	10.0		7.0
			NW	SW		MURDOCK, DAN	A31-00052L /20.0	- /			
			NW	SW		MURDOCK, DAN	A31-00053L /20.0	- /			
TOTAL ACRES							A31-02337	34.00	84.00	133.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED:

DUE TO POB DISCREPANCY? (Y/N)

DATABAS:

FIELD
EXAMINER

POB COUNTY: JEFFERSON

SEC 11 SE NE - 5AC

84

A/SO section 12 SWSW - 18AC

PRESUMPTION CLASS:

COS

NOTES:

expansion of 18+ acres

RECOMMENDATIONS:

TOTAL ACRES:

84

REVIEWED BY:

DC

DATE:

9/26/96

A. AS CLAIMED USES:

PURPOSES
A31-02357 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.680 CFS

1.680 CFS

B. WR RECORDED USES:

PURPOSES
31-02357 IRRIGATION

MONTH/DAY
FROM TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
1.680 CFS

1.680 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED:

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATE/USE FIELD
EXAMINER
N
N
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N()

EXPLAIN IN NOTES, BELOW.

NOTES:

new standards 4/15-10/15

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AD TOTAL CLAIMED DIVERSION RATE: 1.650 CFS
AR ROOT RIGHT TOTAL DIVERSION RATE: 1.650 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EARM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____ SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM

NONE

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A31-02347	GROUNDWATER	THOMPSON, JR., ARRON MILTON	1.580	0.020		
A31-00032L	GROUNDWATER	MURDOCK, DAN	1.580	0.014		
A31-00033L	GROUNDWATER	MURDOCK, DAN	0.650	0.005		

LIST ALL RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSE	NAME	MONTH/DAY	RATE	VOLUME
A31-10543	DOMESTIC	MURDOCK, STEVE	FROM 01-01 TO 12-31	.040 CFS	
A31-10543	STOCKWATER	MURDOCK, STEVE	FROM 01-01 TO 12-31	.090 CFS	

2.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 84 X 0.02 CFS/ACRE = 1.68 CFS
(TAKEN FROM P/0 REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 210.0 AF/A

ACRES 84 X CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 210 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 294 AF/A

ACRES 84 X DIVERSION VOL. AF/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 294 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

1B. CALCULATIONS

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 1.690 -----	DATABASE EXAMINER 797	DATABASE EXAMINER 210.0 210
TOTAL FOR THIS RIGHT	4/15 - 10/15	1.690		210.0

REVIEWED BY: DC

DATE: 9/26/96

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(X)	()
(X)	()
(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-02337

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.680

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A31-02337

1.680

-

31-02337

1.680

TOTAL CFS

1.680

1.690

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

NOTES:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

9/26/96
WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22545551
03/13/95

PAGE: 15
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-02357

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			D. C. 1/16					
POINT OF DIV	Y			No				
SOURCE								
PLACE OF USE	Y			Yes				
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE				Yes				
PURPOSES								
PERIOD OF USE	Y			Yes				
BASIS OF CLAIM								
REMARKS								

VERIFIED BY CODES

TOPO MAP/ORTHOPHOTO = 1
AERIAL PHOTO = 2
MASTER RECORDS = 3
AERIAL PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

21:36:24
03/16/93

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A31-02357

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	AARON HILTON THOMPSON, JR. 670 U.S. S.E.S. DUSSEIS ID 83425	11/25/1954	IRRIGATION	04-01 11-01	1.68 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.68 CFS	210.0 AFA
C	DAN MURDOCK 1995 N. 2500 E. WATER ID 83425 (200) 807-5257					
C	STEVE MURDOCK 1995 N. 2500 E. WATER ID 83425					

WATER SOURCE: GROUNDWATER

TRIBUTARY TO:

STAGE: LICENSE

POINT(S) OF DIVERSION:

TOSH RISE 011

NNNNNE

JEFFERSON COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

N				NW				SW				SE				
LINE	NNNE	SENE	SENE	LINE	NNNW	SWNW	SESW	LINE	NNSW	SWSW	SESW	LINE	NNSE	SWSE	SESE	
LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	LT AC	SUM
06N 35E 12						25										25.0
TOTAL ACRES															84.0	

POU COUNTY: JEFFERSON

DATES: EXAM MADE DATE:

VERIFIED DATE: 03/12/1983

MISC: WATER DISTRICT NUMBER:

FIELD INSPECTION FLAG:
PRESUMPTION FLAG:

EXP.
1/2/11/17 (COS)

A31-02337
DAN MURDOCK
STEVE MURDOCK
1995 N. 2500 E.
HAMER

611
36E
ID 83425



A3102337

x3¹¹ 1.30
= .10

1.30(70.5)

92 62L
38 63L

+ # 2890

5024027

23

1341

1341	cc
------	----

Carlson, Dave

From: Contor, Bryce
Sent: Friday, June 16, 2000 2:34 PM
To: Carlson, Dave
Cc: Music, Vicky; McHugh, Candice
Subject: Hamer Canal rights

I've recommended the following based on WR split "Q" of the original Hamer Canal rights 31-00062 and 31-00063:

R31-00062K	1.74 cfs	) 2.46	71%
R31-00063K	0.72 cfs		
R31-00062S	1.41 cfs	) 2	.71
R31-00063S	0.59 cfs		
R31-00062Q	0.54 cfs		
R31-00063Q	0.22 cfs	.76	.71
Total	5.22 cfs		

The original WR-side Q splits sum to 7.92 cfs, so there is plenty left over for the 25 or however many acres of POU Murdock claims for an accomplished transfer in your area.

Carlson, Dave

From: Contor, Bryce
Sent: Thursday, June 08, 2000 10:40 AM
To: Carlson, Dave
Cc: McHugh, Candice
Subject: Murdock Hamer Canal claims

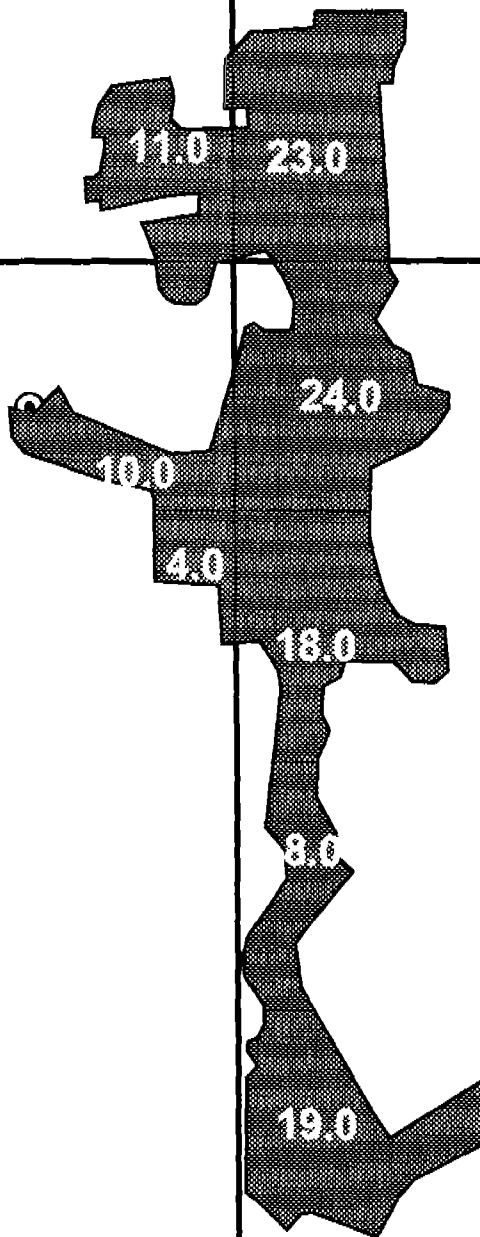
Candice has reveiwed the denied Murdock transfer w/ Carter, and agrees that it doesn't preclude an accomplished transfer to the ground that was irrigated as of 1987 down in the hole, as long as:

- 1) Yearsley's aren't making any claim on Hamer Canal water or Hamer Canal priority dates.
- 2) The accomplished transfer doesn't constitute an increase of irrigation under the Hamer Canal.
- 3) Murdock shows ownership of enough Hamer Canal stock for all his original Hamer Canal land (the Lounsbury place that I am reviewing) and the alleged enlargement.

As long as Yearsley's don't claim any Hamer Canal water on the POU of their licenses (they haven't yet), conditions 1 and 2 are met, I believe.

Dan told me on the phone that the certificates he's produced so far are just for the "extra" purchased water that he transferred down to the hole. He says Land Bank is holding the certificates for the Lounsbury place but he will get copies of those for me.

Right now I'm working on the other claims to the remnant of the Hamer Canal, so I can let you know how much diversion rate is left over for Murdock's claim.





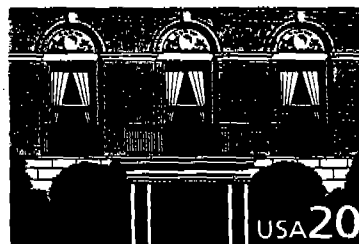
DEAR MR. THOMPSON JR:

WATER RIGHT NUMBER A31-02337 HAS BEEN CHANGED TO
REFLECT THE ADDRESS ON THE FRONT OF THIS CARD.

RESPECTFULLY SUBMITTED;

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK
DEPARTMENT OF WATER RESOURCES



Kerr Hall Northeastern University 1898-1998

AARON MILTON THOMPSON JR
1946 E 1700 N
TERRETON ID 83450

JUN 16 2000

Department of Water Resources
Eastern Region

CHANGE IN ADDRESS

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): A31-02337

*"R" record changed**"A" record changed*

[] Old Mailing Address:

Laron Milton Thompson Jr
% U.S.S.E.S.
DUBOIS-IDAHO 83423

[] New Mailing Address:

1946 E - 1700 N
Torrington - Idaho 83450

[] Telephone Number:

208-662-5478

[] Signature of Claimant:

Milton Thompson Jr.

[] Date:

June 14 - 2000

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

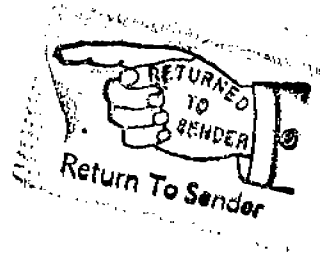
Final Review and Data-Entry

Date:

By:

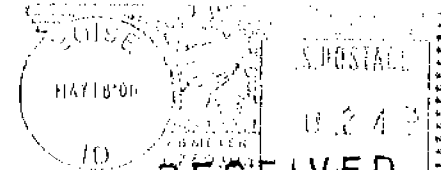
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested



sent uca
6-5-00

REGISTERED
FIRST CLASS



JUN 02 2000

Department of Water Resources
Eastern Region

RECEIVED

MAY 30 2000

Department of Water Resources

forward:

A31-02337
AARON MILTON THOMPSON JR
C/O US SES
DUBOIS ID 83423

1946 E. 1700 N.

9
Teton, 83450
Id



PCN: 06216P1
FORM 1274-18DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

PAGE: 1

SERIAL REGISTER PAGE

AS OF: 7/17/98
PRINTED: 7/17/98

08-18-1894;028STAT0372;43USC641-647

CASE TYPE SERIAL NUMBER

CAREY ACT-IRRIGATION

262600 IDI 21714

COMMODITY- NONE

NAME AND ADDRESS

IDAHO DEPT WATER RES

1301 N ORCHARD ST

BOISE ID 837062237

APPLICANT 100.00000 %

DESCRIPTION OF LAND

BOISE MER

T. 6 N, R. 36 E, JEFFERSON COUNTY, ID
IDAHO FALLS DISTRICT MEDCIN LODGE RESOURCE AREA
SEC. 11: ALIO W2NE, E2NW, NESE

200.000 ACRES

LANDS RELINQUISHED, WITHDRAWN, REJECTED, SEGREGATED OR ASSIGNED

SEC. 16: E2NW, W2NE, NESE

ACTIONS

DATE	CODE	TAKEN	REMARKS
3/11/1985	124	APLN RECD	7:43AM CB
3/19/1985	114	AMEND/CORR APLN RECD	2:30PM SLD
3/20/1985	600	RECORDS NOTED	DWS
8/09/1988	130	APLN WITHDRAWN	LM
9/02/1988	970	CASE CLOSED	
10/14/1988	600	RECORDS NOTED	KM
3/24/1993	163	CASE SENT TO NARA	SEA/049-93-0021; MD
3/24/1993	164	FRC RETRIEVAL NUMBERS	001-001/15205; MD

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES

MAR 15 1991

OF THE

STATE OF IDAHO

Department of Water Resources
Eastern District Office

In the matter of Application)
for Transfer No. 2890 of)
Rights 31-0062G and 31-0063G)
in the Name of Dave Murdock)

ORDER

This matter having come before the Idaho Department of Water Resources (department) as a result of the review of pending water right applications in its files, the department finds, concludes and orders as follows:

FINDINGS OF FACT

1. On July 28, 1983, Dave Murdock, (applicant) filed Application for Transfer No. 2890 (application) with the department in connection with decreed water rights 31-0062G and 31-0063G. The application for transfer was intended to provide water for proposed Carey Act project no. 31-CA-06 in the name of Murdock & Associates.
2. On August 9, 1988, the department issued an order cancelling Carey Act application no. 31-CA-06, since the feasibility analysis showed that the proposed project was not economical.
3. On December 31, 1990, the department corresponded with the applicant by sending a Notice of Pending Order to Reject the application for speculative purposes. The applicant did not respond to the notice.
4. Section 42-222, Idaho Code, provides authority for the the Director of the department to deny an application for transfer.

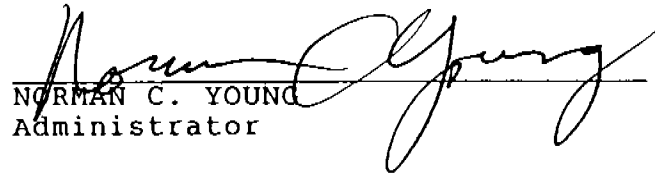
CONCLUSIONS OF LAW

1. The application is speculative in nature since the related Carey Act project proposal has been cancelled.
2. Application for Transfer No. 2890 should be denied.

ORDER

IT IS THEREFORE, HEREBY ORDERED that Application for Transfer No. 2890 of water right Nos. 31-0062G and 31-0063G is DENIED pursuant to provisions of Section 42-222, Idaho Code.

Dated this 8TH day of MARCH, 1991.


NORMAN C. YOUNG
Administrator

CERTIFICATE OF MAILING

I HEREBY CERTIFY That on this the 12th day of March, 1991, a true and correct copy of this Order was mailed, postage prepaid to:

Dave Murdock
1552 S Woodruff
Idaho Falls Id 83402

Lloyd H. Ferguson
U.S. Dept. of the Interior
Bureau of Land Management
940 Lincoln Rd.
Idaho Falls, ID 83401

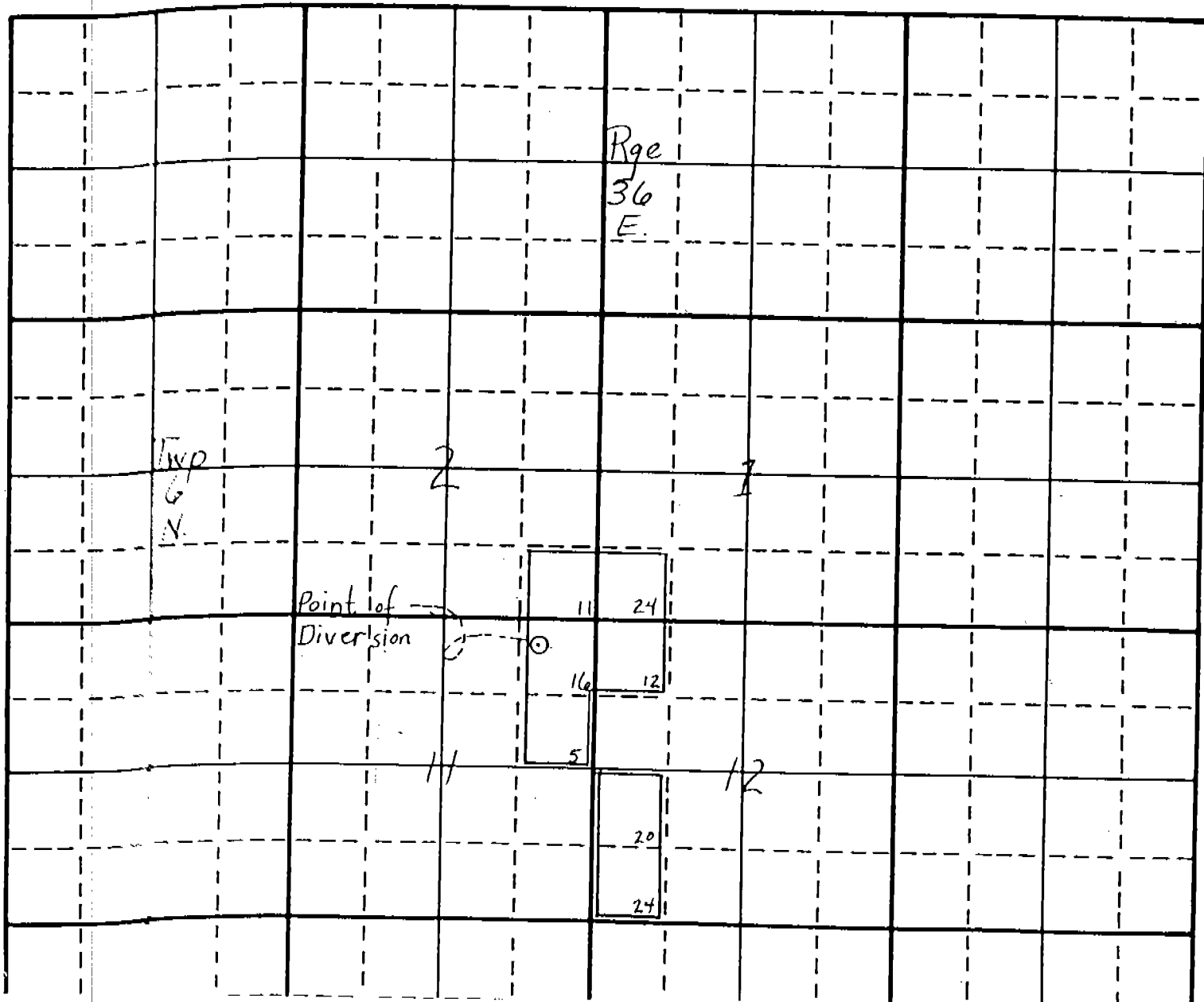
Delmar Vail
Bureau of Land Management
3380 Americana Terrace
Boise, ID 83706


RITA I. FLECK
Secretary/Records Manager

TWP.	RANGE	SEC.	NE%			NW%			SW%	SE%			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	TOTALS
			NE%	NW%	SW%	NE%	NW%	SW%		NE%	NW%	SW%		NE%	NW%	SW%					
6N	36E	1										24									24
		2																11			11
		11	16		5																21
		12					12				20	24									56

Total number of acres to be irrigated 112

- Describe any other water rights used for the same purpose as described above. None, however, license 31-2337 provides for the irrigation of 84 ac from the well described above.
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



STIPULATION AND AGREEMENT

We, the undersigned stockholders of Hamer Canal Company hereby agree to the following individuals transferring their shares of water in this Company to wells other than those presently owned by Hamer Canal.

Lynn Shirley	<u>15</u>	shares
Wesley Grover	<u>70</u>	shares
Reese Sanders	<u>40</u>	shares
Aaron Savage	<u>25</u>	shares
Neal Savage	<u>19</u>	shares
Rene Shurtliff	<u>0</u>	shares
Grant Ashcraft	<u>91</u>	shares

The Decreed Water Rights for Hamer Canal Company are equivalent to 30.0 cfs or 1500 miners inches, and each share represents 5 miners inches.

Signed this _____ day of February, 1980.

Wesley Grover
WESLEY GROVER

Ralph Lounsbury
RALPH LOUNSBURY

Loren McGary
LOREN MCGARY

Dan Murdock
DAN MURDOCK

Reese Sanders
REESE SANDERS

Aaron Savage
AARON SAVAGE

Neal Savage
NEAL SAVAGE

Rene Shurtliff
RENE SHURTLIFF

Lynn Shirley
LYNN SHIRLEY

Grant Ashcraft
GRANT ASHCRAFT

0.10 cfs

0.50 cfs

0.80 cfs

1.068 cfs

2.98

121

0.10

December 31, 1990

Dave Murdock
249 N 8th West
St. Anthony ID 83445

RE: Notice of Pending Order to Reject Transfer #2890 on
Rights 31-0062 & 31-0063

Mr. Murdock:

On July 28, 1983 you submitted the above-referenced application to the Department proposing the diversion of 2.24 cfs of ground water from Sec 11 T6N R36E for the irrigation of 112 acres in Sections 1, 2, 11 & 12 of T6N R36E in Jefferson County.

A memo to this file dated November 29, 1984 indicates your intention to amend this application to a pending Carey Act project.

On August 9, 1988 the Department of Water Resources issued an order cancelling Carey Act application 31-CA-06 in the name of Dave Murdock and Associates.

Section 42-203A, Idaho Code, states in part: "In all applications whether protested or not protested, where the proposed use is such....where it appears to the satisfaction of the director that such application is not made in good faith, is made for delay or speculative purposes, the Director of the Department of Water Resources may reject such application."

You may at this time sign and send back the Withdrawal form enclosed or respond to this office within thirty (30) days why Application for Transfer #2890 should not be rejected on grounds of speculative purposes.

Sincerely,

Harold W. Jones
Water Resource Supervisor

RECEIVED

DEC -7 1990

Department of Water Resources
Lawrence County Office

MEMORANDUM

To: Skip Jones
From: L. Glen Saxton *LS*
RE: APPS FOR TRANSFER 31-0062/31-0063G - DAVE MURDOCK
Date: December 6, 1990

The above referenced matter is one (1) of the ten (10) matters I jotted down to follow up on as a result of our meeting on December 4, 1990 in your office.

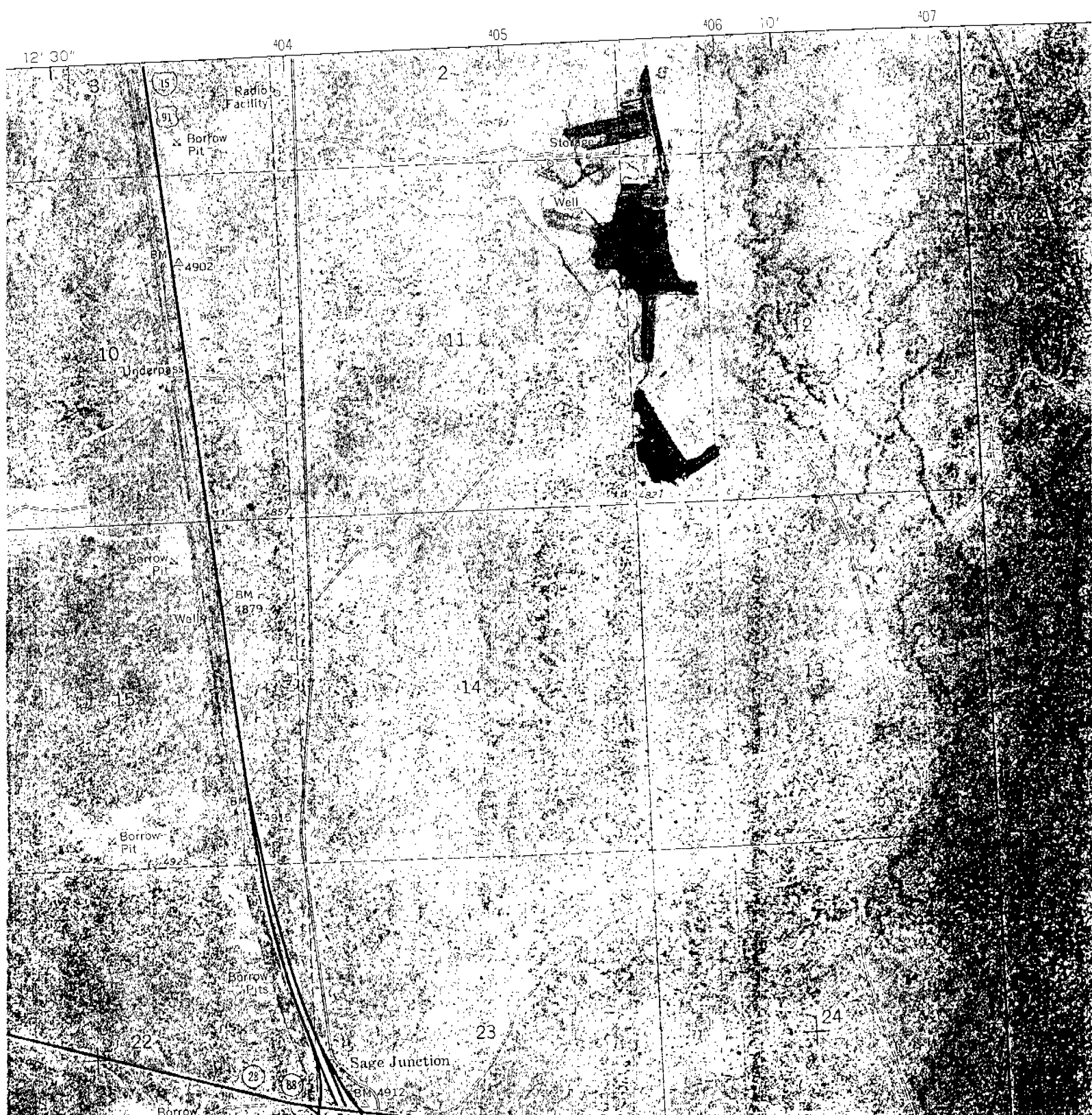
Enclosed is a copy of an order issued in August of 1988 which cancelled Carey Act Application No. 31-CA-06. Note that Finding of Fact No. 17 refers to the application for transfer.

I think the appropriate action at this point to clear the pending application for transfer from our files is for the region to send a "Notice of Pending Order to Reject the Application for Transfer". The reason for rejecting the application for transfer is that the Carey Act application for which the application for transfer was filed has been cancelled making the application for transfer speculative in nature.

If appropriate, depending on the response to the "Notice of Pending Order", the State Office will prepare and issue an order rejecting the application for transfer upon receipt of the original files from the region.

Attachments: Several

R36E R3



M E M O

TO: File 31-0062G & 31-0063G
FROM: Ernest Carlsen
DATE: November 29, 1984

Dave Murdock has filed with the Department of Water Resources an application to transfer a portion of rights 31-0062 & 31-0063 originally decreed to Hamer Canal Co. The application proposes to change the place of use and point of diversion for the ground-water originally used by Wade & Roy Yearsley. Towards this end, Mr. Murdock has obtained two affidavits, one from the 3 most recent presidents of the company, stating Mr. Murdock purchased the canal shares previously delivered to irrigate 212 acres owned by the Yearsleys. The other affidavit is from Wade & Roy Yearsley stating that prior to 1978 Hamer Canal water was used to irrigate this land and they have no objection to Mr. Murdock transferring this water.

In personal conversations with Mr. Yearsley, I was told he owned 30 shares of stock, the equivalent of 150 miners inches or 3.00 cfs. If the Department's request to the B.L.M. for availability and suitability is granted on Mr. Murdock's Carey Act application then he will amend his application for transfer to make this water appurtenant to his Carey Act project.

IN THE MATTER OF:

AFFIDAVIT

State of Idaho
County of Jefferson

being first duly sworn,

deposes and says: I/We certify that I/We were the owners of 212 acres
in the N1SW1/4, Section 22 and the S1NE1/4, N1SE1/4, SW1NE1/4, Section 28 all in
Township 7N, Range 36E B.M., Jefferson County and have personal knowledge
that in and before 1978, water delivered from the Hamer Canal Co. was
used to irrigate these lands. Today I/We claim no interest in these water
rights and have no objection to Dave Mardock's proposal to transfer same
to different ground.

Notary Public
(Signature)

Subscribed and sworn to before me this 1 day of Nov, 1984

Margaret G. Wood
(Notary Public)

Residing at James
My Commission Expires June 1985

AFFIDAVIT

being first fully shown,

deposes and says: We attest, as past officials of the Haner Canal Co.
that Dave Murdock has purchased water rights in excess of the amount he
is still using from the canal. We further attest that Dave Murdock is
the owner of those canal shares previously delivered to irrigate 212 acres
of land located within the N1/4, Section 22; S1/4, N1/4, S1/4, Section
28 all in Township 7N, Range 36E, B.M., Jefferson County.

15150-15159

Subscribed and sworn to before me this 10 day of Nov, 1987.

2022/02/25

Residing at 176
My Commission Expires

Dear Sir:

We the undersigned, have no interest in the Hamer Canal.

Ray Yearsley
Ray Yearsley
Wade Yearsley
Wade Yearsley
Zeke Ward
Zeke Ward

Notarized by _____

My Commission Expires _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7151

January 3, 1984

Dave Murdock
1552 S. Woodruff
Idaho Falls, ID 83402

Dear Mr. Murdock:

Pursuant to our telephone conversation of December 20, 1983, please find enclosed two affidavits which if executed by the appropriate people, will allow us to forward your application for transfer to Boise with a favorable recommendation.

In the past you have complained that the Department keeps changing the requirements for you to get approval of your application for transfer. While I assure you that this has not happened, I will attempt to summarize the requirements in this letter to avoid further confusion. It is my recommendation that you keep this letter for future reference.

Because a water right is an appurtenance to the land or other thing to which, through necessity, water is being applied (Idaho Code Sec. 42-104) under normal circumstances, ownership of land is evidence of ownership of the water right. However, it is possible to own land and not the water rights. This can happen through the water rights being withheld in the deed when the land was sold, water rights sold from the land by the owner, or water rights held by a canal company or irrigation district in trust for its patrons.

In the third case, a transfer of water rights normally requires approval of both the landowner and the company. In your case, since you do not own the land that you are seeking to transfer water from, we need a bill of sale or other acceptable document to show:

1. The landowner transferred his rights to you and the identity of the land from which these rights were removed
2. The quantity of water under the water right purchased
3. Confirmation from the elected officials of the canal company that water had been delivered under these water rights in the past five years to the described lands.

Dave Murdock
January 3, 1984
Page 2

Once you have proven you own the right, the Director must determine if the change represents an increase in the use of water under the original right, if other water rights will be injured by the proposed change and if granting the change is in the local public interest. Finally, the Director must determine that the right has not been abandoned or forfeited.

The enclosed affidavits, when executed by the appropriate people, will provide the information we feel the Director will need to approve your application.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:bp

Enclosures

October 11, 1983

RE: Application for Transfer No. 31-0062G/0063G

Dave Murdock
1552 South Woodruff
Idaho Falls, Idaho 83401

Dear Mr. Murdock:

The initial processing of your application for transfer No. 31-0062G/31-0063G has been completed and we are ready to forward it to the Director for final action. As we have explained to you previously, the Director is required to determine if the proposed change will result in an "enlargement in the use of the original right." If it appears that approval of the application will result in the irrigation of more land than has been irrigated in the past five years then he can not allow the transfer to take place.

The land from which you are seeking to transfer Kemer Canal water is owned by Ray and Wade Yearsley. There are no available records which indicate these lands have benefited from water rights 31-0062G/31-0063G, and Mr. Yearsley asserts no claim to them. In 1974 when Wade Yearsley was granted permit 31-7141, he claimed no other water rights appurtenant to the land he owned. He reaffirmed this in 1978 when he received permit 31-7237. It is, therefore, hard to conclude that approval of your transfer application will not result in an enlargement in the use of water under these rights.

Your application is scheduled to be forwarded to the Director on October 21, 1983. If you wish to amend your application or supply additional supporting information, it should be done before that date.

Very truly yours,

RONALD D. CARLSON
Eastern Regional Supervisor

RDC:cw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Dave Muehleb Phone 512-272

Post Office address 156 S. Woodliff, Boise, ID 83722

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 31-03630 (T. #1504, 2423, 2423, 2424, 2425)
 Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
 (Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant.

I am the original holder of this right. It was acquired by the Idaho Department of Water Resources in 1917.

3. Source of water tributary to

4. Date of priority 10-21-17

5. Water is used for the following purposes:

amount 112.6 for irrigation purposes from 5-1 to 11-1

amount 11.8 for irrigation purposes from 5-1 to 11-1

amount _____ for _____ purposes from _____ to _____
 (month/day -- both dates inclusive)

6. Total amount of water under right: a. 2.02 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is SE 1/4 of SE 1/4 of Section 22

Township 7N Range 30E S.M. in Teton County

Additional points of diversion, if any 11.4 1/4 NW 1/4 Sec 14

370 Acres

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SE 1/4				SW 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	
7N	30E	17													20			40	20
		22	40			20			150		30	40			85	40	40	40	330
		23																	
		24																	
		25																	
		26	40	40	40				40						40	40	40	40	200
		27																	
		28	30	30	30	40									40	20	40	40	250
		29																	
		30																	
		31																	
		32																	

Total number of acres to be irrigated 40

9. Describe any other water rights used for the same purpose as described above 31-2205, 31-2206

31-2207, 31-2208, 31-2209, 31-2210, 31-2211, 31-2212, 31-2213, 31-2214, 31-2215, 31-2216, 31-2217, 31-2218, 31-2219, 31-2220, 31-2221, 31-2222, 31-2223, 31-2224, 31-2225, 31-2226, 31-2227, 31-2228, 31-2229, 31-2230, 31-2231, 31-2232, 31-2233, 31-2234, 31-2235, 31-2236, 31-2237, 31-2238, 31-2239, 31-2240, 31-2241, 31-2242, 31-2243, 31-2244, 31-2245, 31-2246, 31-2247, 31-2248, 31-2249, 31-2250, 31-2251, 31-2252, 31-2253, 31-2254, 31-2255, 31-2256, 31-2257, 31-2258, 31-2259, 31-2260, 31-2261, 31-2262, 31-2263, 31-2264, 31-2265, 31-2266, 31-2267, 31-2268, 31-2269, 31-2270, 31-2271, 31-2272, 31-2273, 31-2274, 31-2275, 31-2276, 31-2277, 31-2278, 31-2279, 31-2280, 31-2281, 31-2282, 31-2283, 31-2284, 31-2285, 31-2286, 31-2287, 31-2288, 31-2289, 31-2290, 31-2291, 31-2292, 31-2293, 31-2294, 31-2295, 31-2296, 31-2297, 31-2298, 31-2299, 31-2300, 31-2301, 31-2302, 31-2303, 31-2304, 31-2305, 31-2306, 31-2307, 31-2308, 31-2309, 31-2310, 31-2311, 31-2312, 31-2313, 31-2314, 31-2315, 31-2316, 31-2317, 31-2318, 31-2319, 31-2320, 31-2321, 31-2322, 31-2323, 31-2324, 31-2325, 31-2326, 31-2327, 31-2328, 31-2329, 31-2330, 31-2331, 31-2332, 31-2333, 31-2334, 31-2335, 31-2336, 31-2337, 31-2338, 31-2339, 31-2340, 31-2341, 31-2342, 31-2343, 31-2344, 31-2345, 31-2346, 31-2347, 31-2348, 31-2349, 31-2350, 31-2351, 31-2352, 31-2353, 31-2354, 31-2355, 31-2356, 31-2357, 31-2358, 31-2359, 31-2360, 31-2361, 31-2362, 31-2363, 31-2364, 31-2365, 31-2366, 31-2367, 31-2368, 31-2369, 31-2370, 31-2371, 31-2372, 31-2373, 31-2374, 31-2375, 31-2376, 31-2377, 31-2378, 31-2379, 31-2380, 31-2381, 31-2382, 31-2383, 31-2384, 31-2385, 31-2386, 31-2387, 31-2388, 31-2389, 31-2390, 31-2391, 31-2392, 31-2393, 31-2394, 31-2395, 31-2396, 31-2397, 31-2398, 31-2399, 31-2400, 31-2401, 31-2402, 31-2403, 31-2404, 31-2405, 31-2406, 31-2407, 31-2408, 31-2409, 31-2410, 31-2411, 31-2412, 31-2413, 31-2414, 31-2415, 31-2416, 31-2417, 31-2418, 31-2419, 31-2420, 31-2421, 31-2422, 31-2423, 31-2424, 31-2425, 31-2426, 31-2427, 31-2428, 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31-3095, 31-3096, 31-3097, 31-3098, 31-3099, 31-3100, 31-3101, 31-3102, 31-3103, 31-3104, 31-3105, 31-3106, 31-3107, 31-3108, 31-3109, 31-3110, 31-3111, 31-3112, 31-3113, 31-3114, 31-3115, 31-3116, 31-3117, 31-3118, 31-3119, 31-3120, 31-3121, 31-3122, 31-3123, 31-3124, 31-3125, 31-3126, 31-3127, 31-3128, 31-3129, 31-3130, 31-3131, 31-3132, 31-3133, 31-3134, 31-3135, 31-3136, 31-3137, 31-3138, 31-3139, 31-3140, 31-3141, 31-3142, 31-3143, 31-3144, 31-3145, 31-3146, 31-3147, 31-3148, 31-3149, 31-3150, 31-3151, 31-3152, 31-3153, 31-3154, 31-3155, 31-3156, 31-3157, 31-3158, 31-3159, 31-3160, 31-3161, 31-3162, 31-3163, 31-3164, 31-3165, 31-3166, 31-3167, 31-3168, 31-3169, 31-3170, 31-3171, 31-3172, 31-3173, 31-3174, 31-3175, 31-3176, 31-3177, 31-3178, 31-3179, 31-3180, 31-3181, 31-3182, 31-3183, 31-3184, 31-3185, 31-3186, 31-3187, 31-3188, 31-3189, 31-3190

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water a. 274 cubic feet per second &/or
b. 100 acre feet per annum
2. Point of diversion 100 $\frac{1}{4}$ Sec 14 Township 7N
Range 3E, B.M., Tallies County
Additional points NE 1/4 Sec 14 T7N R3E
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			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 $\frac{1}{4}$	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 $\frac{1}{4}$	
7N	34E	22																	
		23			25	45									40	40	40		120

Total number of acres to be irrigated 120

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 100 c.f.s. &/or 100 acre feet
- b. Description of diverting works 100
- c. Describe the reasons for the proposed changes Due to a change in the
location of the diversion point, the water will be diverted to a new
location of the diversion point for water transfer.

2. Change in point of diversion

Point of diversion 100 $\frac{1}{4}$ Sec 14 Township 7N
Range 3E, B.M., Tallies County
Additional points

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes No ☒ If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The water will be transferred from the current location to a new location for
irrigation of the land now irrigated. The water will be transferred to the new location for
irrigation of the land now irrigated. The water will be transferred to the new location for

D. Remarks: Previous transfers by the Dept. involve 14,287 ac on 845 ac, making the decreed rate of 0.0053 ft/ac. As matters on additional 186 acres not identified are now without transfer canal water. This leaves 1505 ac of the remaining 1991 ac entitled to receive water.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19____

(Notary Public)

My commission expires _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

FOR DEPARTMENT USE ONLY

Received by _____	Date _____	Protest filed by _____
Prelim. check by _____	Fee _____	
Receipted by _____	Date _____	
Published in _____	Copies of protest forwarded by _____	
Pub. dates _____	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for approval denial	
_____ rec'd. _____	by _____	

MEMO

FROM: Ernest Carlsen *mc*

DATE: 9/19/83

TO: File

RE: Dave Murdock/31-7217

Mr. Murdock was in to see me today about obtaining a written statement verifying he had water that could be applied to this Carey Act project. I provided him with a signed statement advising that based on information he provided, it appears he is joint owner of the water rights historically diverted from the upper wells for Hamer Canal Co., and that this water could be considered for transfer to lands under his Carey Act.

I also assisted Mr. Murdock in drafting a letter to the Director, requesting the acreage on his Carey Act application #31-7217 be reduced to 160 acres in the E¹/₄NE¹/₄ Section 11, T. 6N, R. 36E.

Mr. Murdock took both documents with him. While here, he allowed me to read a letter addressed to Mr. Paul Neibaur, which Mr. Murdock prepared as a personal request to get sufficient pressure placed on the Department so his application would be submitted to the Bureau of Land Management for consideration.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 31-00623, 31-00633

Notice is hereby given that Dave Murdock, Idaho Falls, Idaho has applied to the Department of Water Resources for a change in the point of diversion and place of use of the waters of groundwater sources. The rights sought to be changed are evidenced by decree No. 31-00623 (T #1684 minus transfer Nos. 2403, 2423, 2424, and 2425) and No. 31-00633 and are recorded as follows:

No. 31-00623 AMOUNT: 11.24 cfs PRIORITY: 10-31-1917

No. 31-00633 AMOUNT: 4.63 cfs PRIORITY: 5-01-1928

The water is diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 7N, R. 36E, B.M., Jefferson County; and used to irrigate 1,991 acres within the E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 22, W $\frac{1}{2}$, SE $\frac{1}{4}$, Sec. 23, N $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 28, E $\frac{1}{2}$, Sec. 33, S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 35, T. 7N, R. 36E.

TO BE CHANGED AS FOLLOWS

Only 2.24 cfs of water will be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 11, T. 6N, R. 36E, B.M., Jefferson County and used to irrigate 112 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 1, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2, E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 11, NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 12, T. 6N, R. 36E.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402, on or before September 6, 1983.

A. KENNETH DUNN
Director

Published 8/18 and 8/25/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: STEVE McORMICK

1. Right number 31-00620/00636 Applicant SAE MURDOCK
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☐ Is use within a Watermaster District? ☒ Yes ☒ No
If yes, what district? List #31 San Jhon.

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____

4. By _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

RECEIVED

AUG 10 1983

Department of Water Resources
Eastern District Office

Mailing address:
Storehouse
Boise, Idaho 83720
(208) 334-4440

July 27, 1983

Dave Murdock
1555 South Woodruff
Idaho Falls, ID 83401

RE: Murdock & Assoc. Project 31-CA-06

Dear Mr. Murdock:

At your request, I have checked into the possibility of your transferring water from your present farm to lands you would like to develop under the Carey Act.

I have attached copies of the two licenses (31-2422 and 31-2637) which I believe are appurtenant to your farm. Neither right nor portion thereof can be transferred from the land they currently are used upon to other land without some acreage being dried up. Since the Bureau of Land Management does not allow new land to be developed at the expense of removing existing land from agricultural use, a transfer of this nature does not appear to accomplish your objective.

This brings me to the point of inquiring how you are progressing with information requested by Ernie Carlsen for the transfer of existing rights. Since the Supreme Court stated that Idaho Power Company's use of water at Swan Falls was not subordinated to upstream development, the Bureau of Land Management (BLM) and Idaho Department of Water Resources (IDWR) have agreed that classification of land without a valid source of water would accomplish nothing. This is because IDWR is not able to issue water right permits for new consumptive use developments upstream from Swan Falls. Exceptions to this include water sources not tributary to the Snake River, nonconsumptive uses, or the transfer of existing water rights (if it meets BLM and IDWR criteria).

Dave Murdock
RE: 31-CA-06
Page 2
July 27, 1983

By letter dated February 11, 1983 you had amended your Carey Act application to the following lands:

Township 6 North - Range 36 East

Section 11: SE $\frac{1}{4}$ ----- 160 acres
E $\frac{1}{2}$ SW $\frac{1}{4}$ ----- 80 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$ ----- 40 acres
SW $\frac{1}{4}$ NE $\frac{1}{4}$ ----- 40 acres

Total ----- 320 acres

Of the lands which you chose to retain in the project, three of the forties are unacceptable to BLM or IDWR because of poor soils. They are as follows: E $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Township 6 North, Range 36 East, B.M.

For your information I have listed the following forties along with the percentages of soils of each Class (III, IV and VI).

NE $\frac{1}{4}$ NW $\frac{1}{4}$	(III, IV & VI)	14, 7, 19	35%, 18%, 47%
SE $\frac{1}{4}$ NW $\frac{1}{4}$	" " "	5, 10, 25	13%, 25%, 62%
NW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "	8, 10, 22	20%, 25%, 55%
SW $\frac{1}{4}$ NE $\frac{1}{4}$	" " "	8, 10, 22	20%, 25%, 55%
NE $\frac{1}{4}$ SE $\frac{1}{4}$	" " "	16, 6, 18	40%, 15%, 45%
NW $\frac{1}{4}$ SE $\frac{1}{4}$	" " "	2, 13, 25	5%, 33%, 62%
SW $\frac{1}{4}$ SE $\frac{1}{4}$	" " "	2, 6, 32	5%, 15%, 80%
SE $\frac{1}{4}$ SE $\frac{1}{4}$	" " "	12, 5, 23	30%, 13%, 57%
NE $\frac{1}{4}$ SW $\frac{1}{4}$	" " "	0, 11, 29	0%, 23%, 72%
SE $\frac{1}{4}$ SW $\frac{1}{4}$	" " "	0, 10, 30	0%, 25%, 75%

I have also been advised by Ernie Carlsen that you will be reducing the acreage on your Carey Act application to 160.

If you have any questions on the above, please feel free to contact me.

Sincerely,

John D. Carlson
JOHN D. CARLSON
Construction Permits Section

JDC:ldt

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Dave Murdock Phone 528-5073
Post Office address 1552 S. Woodruff, Idaho Falls, ID 83402

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 31-0062G (T #1584 minus T #2403, 2423, 2424 & 2425)

a. Decree No. 31-0063G Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
(Name of county)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant I purchased half of the remaining water right historically diverted from the upper wells for Hamer Canal Co. (see statement signed by previous presidents of Co.

3. Source of water Groundwater tributary to _____

4. Date of priority 31-0062G 10-31-1917
31-0063G 5-1-1928

5. Water is used for the following purposes:

-0062G amount 11.24 cfs for Irrigation purposes from 5-1 to 11-1
-0063G amount 4.68 cfs for Irrigation purposes from 5-1 to 11-1
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 15.92 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is SE 1/4 of SE 1/4 of Section 22
Township 7N Range 36E B.M. in Jefferson County

Additional points of diversion, if any NW 1/4 SW 1/4, NE 1/4 SW 1/4, NW 1/4 SE 1/4 Sec. 14, T. 7N, R. 36E,
B.M.

8. Lands irrigated or 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	
7N	36E	28			20	40									40	40	40	40	220
		13													20			40	60
		33	39	20	20	40									40	20	40	40	259
		22	40			33			30		32	40			33	40	40	40	328
		34									40	40							80
		23					40	40	39	40	40	37	32	40	40	40	40	40	468
		35					40	19							40	40	40	40	219
		26								36	40					5	132	2	117
		27	40	40	40			40			40	40							240

Total number of acres to be irrigated 1991

9. Describe any other water rights used for the same purpose as described above 31-7203, 31-2248
31-7287, 31-7319, 31-2389, 31-7141, 31-7102, 31-7270, 31-2300, 31-7298

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? See remarks If yes, describe in item D REMARKS

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 2.24 cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 14 Township 7N
Range 36E, B.M., Jefferson County
Additional points NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, T. 7N, R. 36E
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			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 $\frac{1}{4}$	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 $\frac{1}{4}$	
7N	36E	22									2	30							32
		28			20	40									40	40	40		180

Total number of acres to be irrigated 212

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General information
 - a. Amount of water to be diverted 2.24 c.f.s. &/or _____ acre feet
 - b. Description of diverting works Well, pump and sprinkler system
 - c. Describe the reasons for the proposed changes I want to transfer water no longer used in the Hamer Canal and that I purchased to different lands capable of being irrigated from an existing well.
2. Change in point of diversion

Point of diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11 Township 6N
Range 36E, B.M., Jefferson County
Additional points _____
3. Change in place of use
 - a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
 - b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
The owner, Wade Yearsley, of the land this water is being transferred from has constructed wells under permits 31-7141 & 31-7287 for irrigation of this land. Mr. Yearsley has acknowledged he has no interest in the Hamer Canal Co.

D. REMARKS

Previous transfers by the Dept. involve 14.08 cfs on 845 ac. considering the decreed rate of 0.01058 cfs/ac this means an additional 486 acres not identified are now without Hamer Canal water. This leaves 1305 ac of the remaining 1991 ac entitled to receive water.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

David M. Mendenhall
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of July, 1989

William O. May
(Notary Public)

My commission expires 6-15-95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____ and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____

FOR DEPARTMENT USE ONLY

Received by <u>EMC</u>	Date <u>7-27-89</u>	Protest filed by _____
Prelim. check by _____	Fee <u>5.00</u>	_____
Received by <u>Yel</u>	Date <u>7-28-89</u>	_____
Published in _____	<u>7-28-89</u>	Copies of protest forwarded by _____
Pub. dates _____	_____	Hearing held by _____ Date _____
Watermaster recommendation requested on _____	_____	Recommended for _____ approval _____ denial _____
_____ rec'd. _____	_____	by _____

Memo.

Employee - Ernie C.

Party - Dave Murdock

7-22-83

Several weeks ago Mr. Murdock contacted me about securing a water right for the ~~additional~~ new lands to which his sons have placed water irrigation since they purchased the Thompson farm south of Haines and also ~~the~~ the land he intends to develop under the Gray Act. The subject of transferring Haines Canal water rights came up and initially this looked like a good alternative. The canal company had disbanded in 1981 and most of the stockholders had transferred their portion of the canal water right to private wells. However, based on the Canal's decreed rights there was still ~~15.84 cfs~~ 15.84 cfs covering 1991 acres that had not been transferred. Furthermore, Mr. Murdock stated he could water from the canal's upper wells that could be transferred. He indicated the water was not being used and he would like move the right before it was lost thru non-use. With the above listed circumstances outlined above I encouraged Mr. Murdock to pursue the transfer.

Subsequent discussion revealed that all of the ~~land~~ land owned by Mr. Murdock or his son ~~was~~ under the Haines Canal Co. has been continuously irrigated from a well the canal co. drilled in 1922 70-385. Any transfer of water from the canal's upper wells would not de-water land ~~owned~~ owned by the Murdock's or ~~in~~ any land being irrigated by the co. when it disbanded.

Information provided by Mr. Murdock revealed that Loren McEary & himself had purchased an ~~the~~ co's interest in the upper wells and in so doing ~~was~~ understood they held the ~~transfer of the~~ water right from the upper wells. Mr. Murdock secured a written statement from the canal's past presidents stating this was the case. He even has secured a statement from 3 individuals owning land originally described as being under the canal, saying they have no interest in the Haines Canal.

Mr. Murdock already has a well capable of producing all the water he is interested in transferring. However, ~~I am~~ ~~at least~~ ~~he~~ since the 1991 acres left on canal's right has not received water from the canal for several years (10 to 15) the validity of ~~the remaining~~ ^{the remaining} water right for Homer Canal from the upper wells (Sec 14, 7N-36E) is questionable.

I have tried to ~~advise~~ advise Mr. Murdock of why the right is questionable, but he continues to rely on a court decision that apparently confirms ownership by Mr. McLaughlin & himself.

MEMO

July 12, 1983

FROM RON

TO FILE

Dave Murdock was in to bring a disclaimer signed by Loren McGarry, Keith Driver, Neil Savage. I told Mr. Murdock that our records showed 2836 acres originally under the Hamer canal but the water right is actually limited to those lands which were historically irrigated. He indicated that all of the lands originally irrigated were still being irrigated in some manner. (either through transfer of part of Hamer right to individual private wells or through acquisition of new rights.) I told him if he can identify the lands that have been taken out of production when the Hamer canal was abandoned we could certainly assist him in preparing a transfer with proper confirmation of abandonment. Dave's response was "if that is the case what the H did I buy when I bought the upper Hamer wells." I told him that I was not sure but possibly a hole with no prospect of getting water rights until Swan Falls is resolved. At this point he said he had "had it" with water Resources and

was ready to shoot some "S.O.B." Murdock then asked, "what the H do I need to do to get water resources to do something with my Carey Act?" He said water resources had "nothing but lied to him" and if we would quit sitting on his application he could deal with BLM. It is my understanding that BLM has his application in exactly the same position as all other Carey act applications. They have even made a ruling on his application in response to his request to drill a test well. (See attached letter of Jan 14, 1983) I am certain the Dept. will have very little desire to request segregation of lands that are agreed to be marginal and would ultimately be denied by BLM.

MEMORANDUM
June 28, 1963

TO: John Carlson
Idaho Dept. of Water Resources
450 S. State Street
Boise, Idaho 83702

FROM: Dave Murdoch
1354 Three Fountains
Idaho Falls, Idaho 83401

RE: Water Rights in Hamer Canal
Carey Act Application

WE, THE PRESIDENT AND PAST PRESIDENTS OF THE HAMER CANAL
COMPANY, DO CERTIFY THAT THE EXISTING WATER RIGHTS IN
THE UPPER HAMER CANAL COMPANY, NOW BELONG TO DAVE MURDOCK
AND LOREN MCGARY.

Loren McGary:

Keith Driver:

Neil Savage:

Notary Public:

Date: 6-28-63

INCORPORATED UNDER
THE LAWS OF IDAHO

NUMBERED
120

STANDARD

HAMER CANAL COMPANY, LTD.

CAPITAL STOCK \$12,500

SHARES \$25 EACH

This Certificate that San Murdoch is the owner of
(5) Five Shares of the Capital Stock of
HAMER CANAL COMPANY, LTD.

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed

this Third day of July A.D. 1980

Neal W. Savage

PRES.

Keith Driver

SECY.

INCORPORATED UNDER
THE LAWS OF IDAHO

5. PAGES OF PAPER
118

5. PAGES OF PAPER
118

HAMER CANAL COMPANY, LTD.

CAPITAL STOCK \$12,500

SHARES \$25 EACH

This Certificate that David Murdoch is the owner of
Eight Shares of the Capital Stock of
HAMER CANAL COMPANY, LTD.
transferable only on the books of the Corporation by the holder hereof in
person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF the said Corporation has caused this Certificate to be signed
by its duly authorized officers and its Corporate Seal to be hereunto affixed
this Twenty day of June A.D. 1919

Neal W. Savage

PRES.

Keith Driver

SECY.

31-2337

State of Idaho

License and Certificate of Water Right

Water License No. G-25285

Amount 1.68 c.f.s.

Water District No.

Priority November 23, 1954

THIS IS TO CERTIFY that

AARON MILTON THOMPSON, JR.

of Dubois, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated November 23, 1954; that Permit No. G-25285 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

1.68 second feet, was issued thereunder on October 16, 1963, showing that said works

were completed on the 4th day of May, 1963; and that on the 4th

day of May, 1963,

AARON MILTON THOMPSON, JR.

of Dubois

, State of Idaho

made proof to the satisfaction of the

State Reclamation Engineer

of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow for the purpose of irrigation

, under Use Permit No. G-25285 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 in Volume

12 of Licenses at page 7754, on the 16 day of October, 1963;

The right hereby confirmed dates from November 23, 1954;

The Point of Diversion is located

in the NE 1/4 NE 1/4 Sec. 11, Tp. 6N, R. 36 E., B. M. County Jefferson

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 1.68 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6N.	36 E.	1	SW 1/4 SW 1/4	40	13
		2	SE 1/4 SE 1/4	40	6
		11	NE 1/4 NE 1/4	40	10
		12	NW 1/4 NW 1/4	40	35
			SW 1/4 NW 1/4	40	25
			NW 1/4 SW 1/4	40	5
			Total number of acres to be irrigated:		84

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.

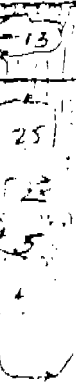
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 16th day of October, 1963.

DAVID M. BURGESS

R-36 E.

AD

U.S. MAP NO. 91
TO ROBERTS



74

35

25

2 5

84

1000
35

10

12

28

5

5

15

2

2

12

2

2

20

2

2

24

1000
1000 = 196

C/W 3.28 cts

Subdivisions

6

A173
8321

2/1
3. 1/2

1/1 2
14 3

11-7

T-40 R 36 E

NOT TO SCALE

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

Permit No. 25285

This project for completion of a project Beneficial Use in Water District No.

1. Name of applicant: *James Watson Thompson, Jr.*

2. Source of water supply: *Subterranean*

3. Location of point of diversion: *NE 1/4 Sec. 12, Twp. 6 N., Rge. 36 E.*

4. Location of point of diversion: *NE 1/4 Sec. 12, Twp. 6 N., Rge. 36 E.*

5. Describe works as they exist giving dimensions and capacities of same: *30 HP Budd*

*Propane Gas Engine, Johnson Gearhead #3305, 88 HP, 2:1 Ratio
Wintreath Pump #505666, 88' x 10" column, 10" x 10" to
an open ditch. Well #153116 - 12' x 15" cag - h. 48'
2 dls.*

6. Water is used for: *Irrigation*

7. State whether or not water has been turned into works of diversion: *yes*

8. 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)

SW 1/4 Sec. 1, SE 1/4 Sec. 2, E 1/4 Sec. 11, NW 1/4 Sec. 12, Twp. 6 N., Rge. 36 E.

9. Submit map on attached plat showing location and details of above description.

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

Remarks: *Mr. Milton Thompson, owner*

Measured by *Spending Meter* 5 ft. 2 in. 26 Sec. 3, 28 ft. 3, 28 ft. 4

Witnessed by *James Watson Thompson, Jr.* July 1963

Examiner: *James Watson Thompson, Jr.*

R-36E

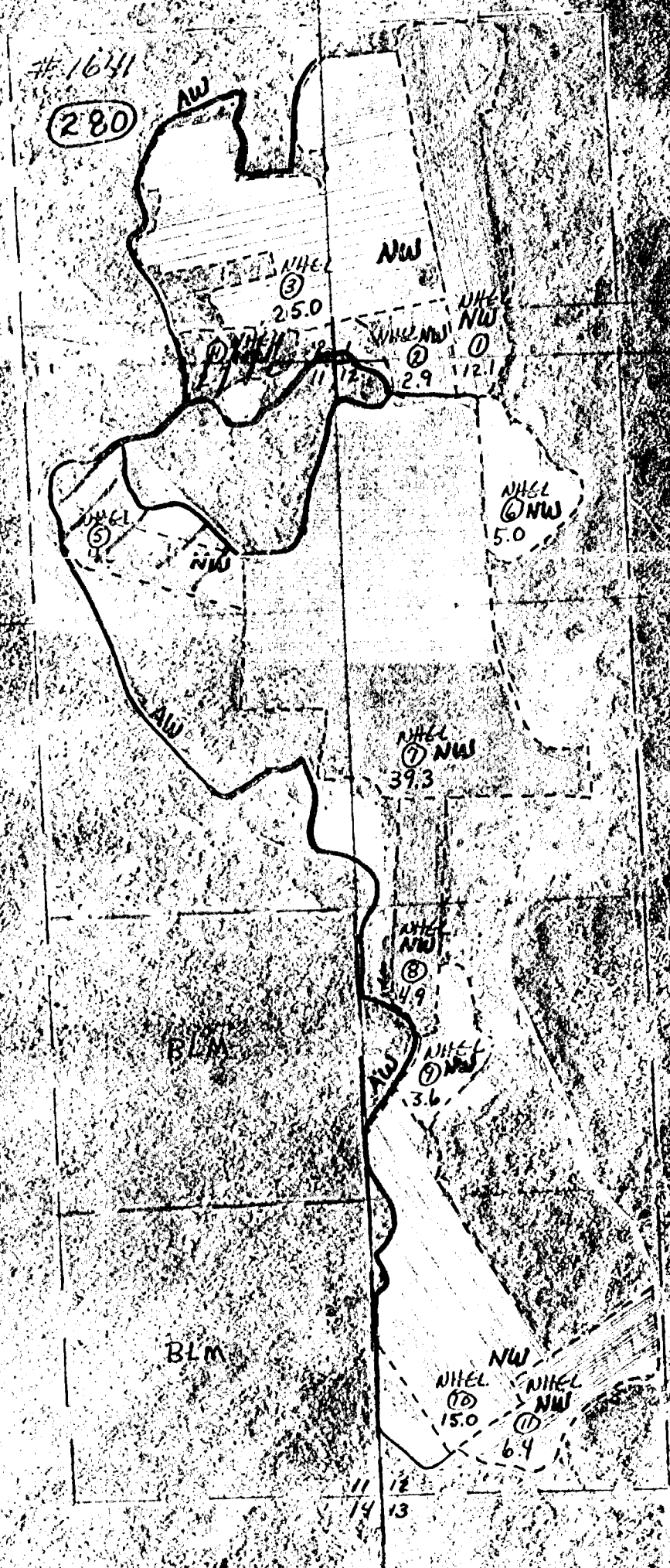
U.S. NAVY
TO ROBERT

C/pt 3528 cfs

Submarine

Area 84 acres

Q 1.68 cfs or 84 inches



A173 (T280)
A321

2	1
11	12

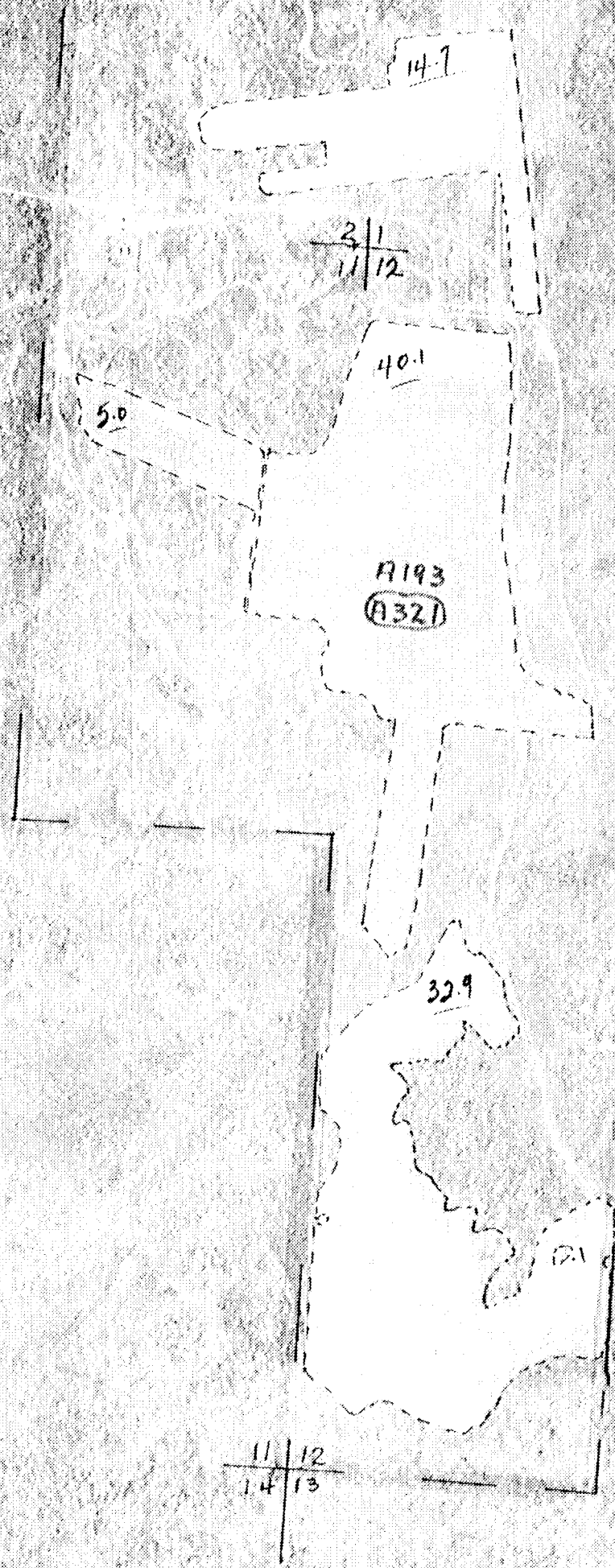
1978

100 ft
T-500
80.0

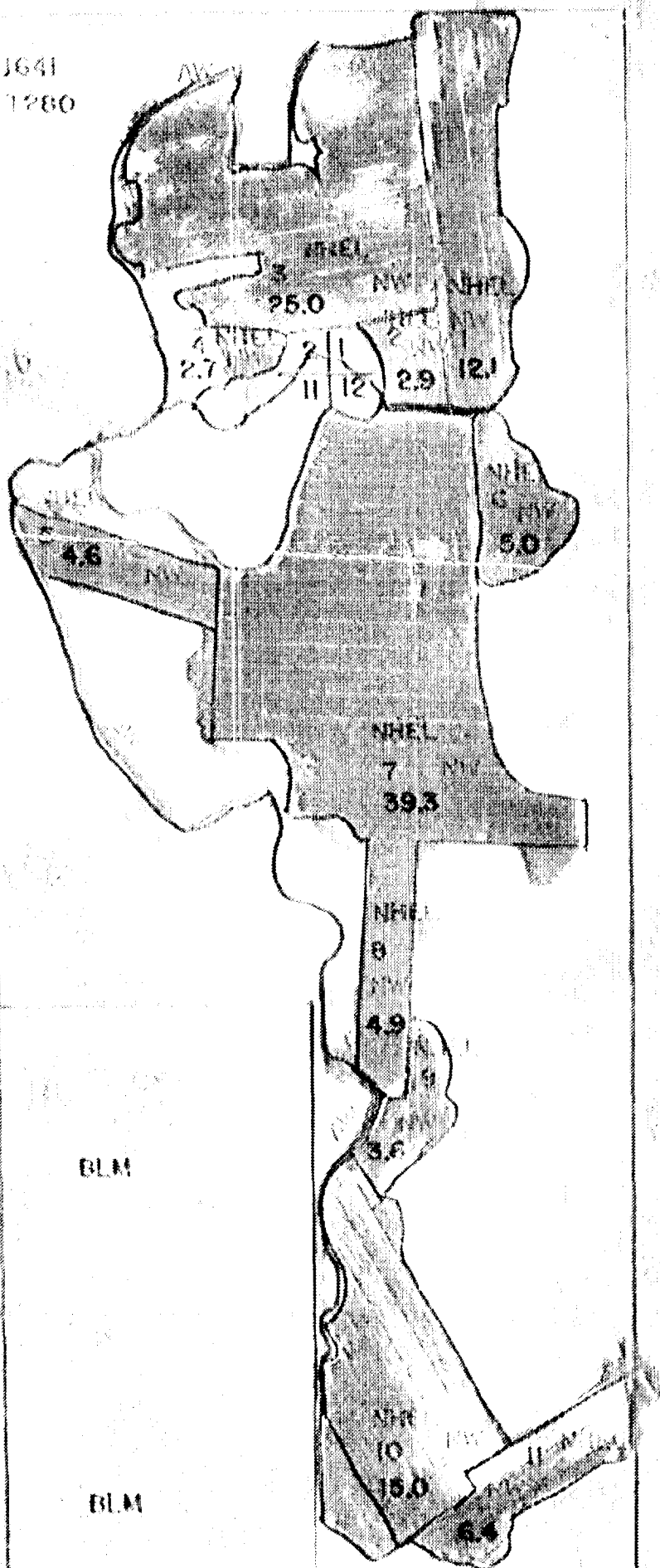
11	12
14	13

0919

62



1641
1280



BLM

BLM

11 | 12

14 | 13

State of Idaho License and Certificate of Water Right

Water License No. G-25285

Amount 1.68 c.f.s.

Water District No.

Priority November 23, 1954

THIS IS TO CERTIFY that

AARON MILTON THOMPSON, JR.,

of Dubois, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 23, 1954; that Permit No. G-25285 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.68 second feet, was issued thereunder on October 16, 1963, showing that said works were completed on the 4th day of May, 1963; and that on the 4th day of May, 1963,

AARON MILTON THOMPSON, JR.

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

, a tributary of subterranean flow for the purpose of irrigation

, under Use Permit No. G-25285 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 in Volume 12 of Licenses at page 7754, on the 16 day of October, 1963;

The right hereby confirmed dates from November 23, 1954;

The Point of Diversion is located

in the NE 1/4 NE 1/4 Sec. 11, Tp. 6N, R. 36 E., B. M. County Jefferson

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount needed and beneficially used for said purposes, and shall not exceed 1.68 cubic

Description and location of

Twp.	Range	Sec.
6N.	36 E.	1 2 11 12

*Note
Documentation of
Q-*

Ben. use claim?

The right to the use of water as provided by the laws of Idaho, this

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 16th day of October, 1963.

RAUL M. THOMAS
Deputy State Reclamation Engineer.

DO NOT MICROFILM
From WR License File Microfiche

31-02337

31 2337

State of Idaho License and Certificate of Water Right

Water License No. G-25285

Amount 1.68 c.f.s.

Water District No. 25285

Priority November 23, 1954

THIS IS TO CERTIFY that

AARON MILTON THOMPSON, JR.

of Dubois, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 23, 1954; that Permit No. G-25285 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.68 second feet, was issued thereunder on October 16, 1963, showing that said works were completed on the 4th day of May, 1963; and that on the 4th day of May, 1963,

AARON MILTON THOMPSON, JR.

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

, a tributary of subterranean flow for the purpose of irrigation

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The right hereby confirmed dates from November 23, 1954;

The Point of Diversion is located

in the NE 1/4 NE 1/4, Sec. 11, Tp. 6N, R. 36 E., B. M. County Jefferson

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 1.68 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6N.	36 E.	1	SW 1/4 SW 1/4	40	13
		2	SE 1/4 SE 1/4	40	6
		11	NE 1/4 NE 1/4	40	10
		12	NW 1/4 NW 1/4	40	25
			SW 1/4 NW 1/4	40	25
			NE 1/4 SW 1/4	40	5
Total number of acres to be irrigated:					84

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 16th day of October, 1963.

RAUL W. THOMAS
Deputy State Reclamation Engineer.

DO NOT MICROFILM
From WR License File Microfiche

31-02337

31 2337

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

Permit No. G-25285

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

1. Name of applicant Aaron Wilton Thompson, Jr.2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NE 1/4 of Section 11T. 6 N. R. 36 E. B. M. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: 80 HP Budda
Propane Gas Engine, Johnson Gearhead #3305, 88 HP, 2 1/2 Rate
Wintroath Pump & 50 550 66, 88' x 10" column 10" x 10' to
an open ditch Well - 18' x 12' - 153' x 16' - 12' x 13" cag. h. 48'
2' dls.

5. Water is used for: irrigation6. 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):

SW 1/4 Sec. 1., SE 1/4 Sec. 2., E 1/4 Sec. 11., W 1/4 Sec. 12., Twp. 6 N., Rge. 36 EBM

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

8. What large stream would the water here appropriated finally reach? ✓Remarks: Mr. Milton Thompson, ownerMeasured by Spearling Meter 5 Rev. 2 Min. 26 Sec. = 3.42 x 56 = 3.2845This examination was made on the 16th day of July, 1963

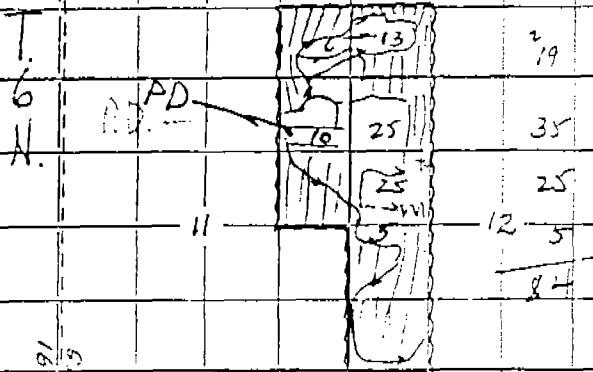
G-25285

(Signed) Loggins Examiner

31-02337

DO NOT MICROFILM
From WR License File Microfiche

R-36 E.



C/w 3.28 cts.

Subdivisions 6

Area 84 acres

9 1.68 cts. or 84 inches

Scale: 2 Inches Equals 1 Mile. Draw Map by Int.

DO NOT MICROFILM
From WR License File Microfiche

31-02337

25265