

Scale: 2 inches equals 1 mile

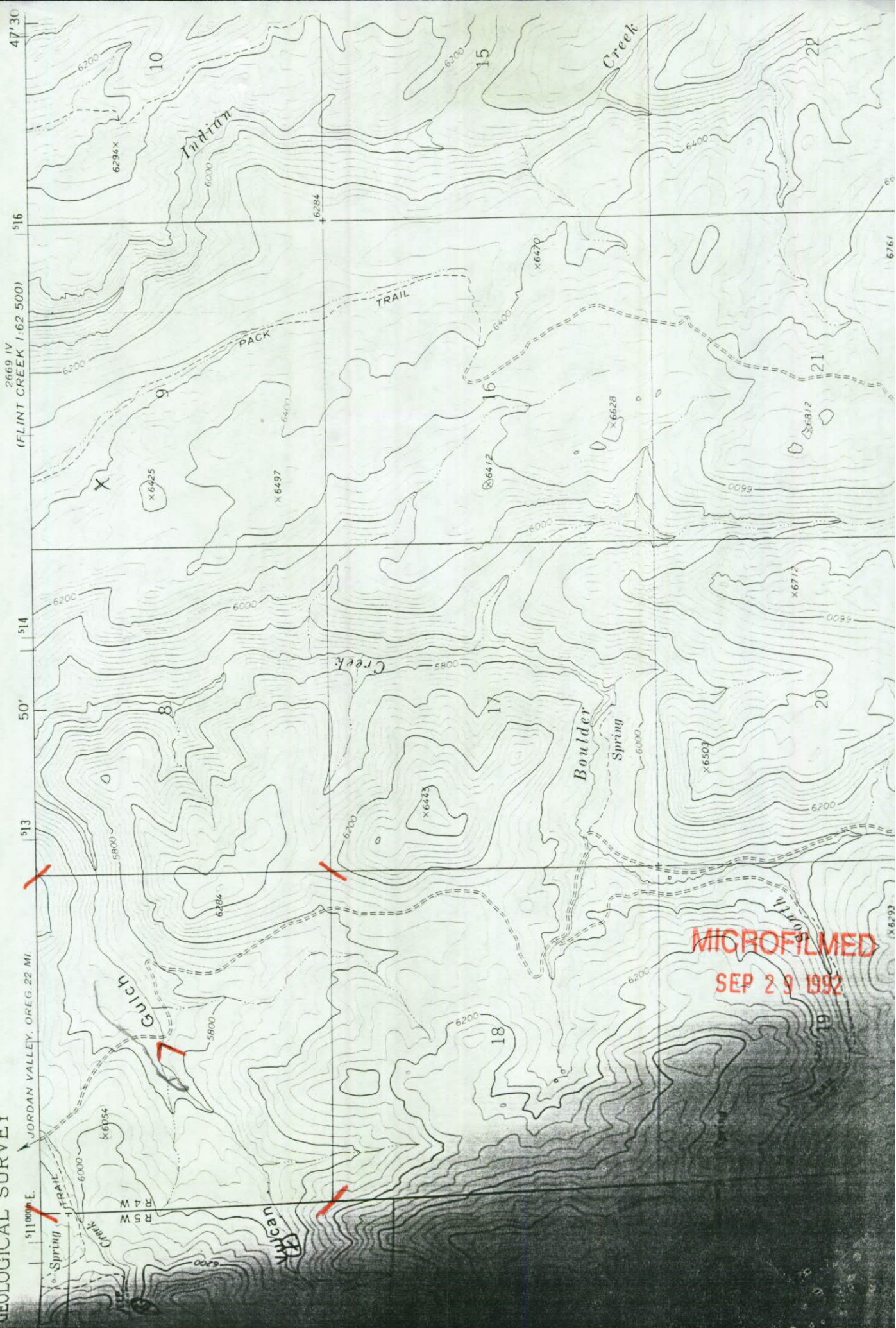
T 8S, R 4W, Sec. 7
P/D = SW, NE or SE, NW : P/U = SW, NE

A 15x15 grid of graph paper. The grid is divided into four quadrants by a central vertical and horizontal line. The numbers 6, 7, 8, and 9 are handwritten in the top-left, top-right, bottom-left, and bottom-right quadrants respectively. The number 7 is also accompanied by a small shaded area.

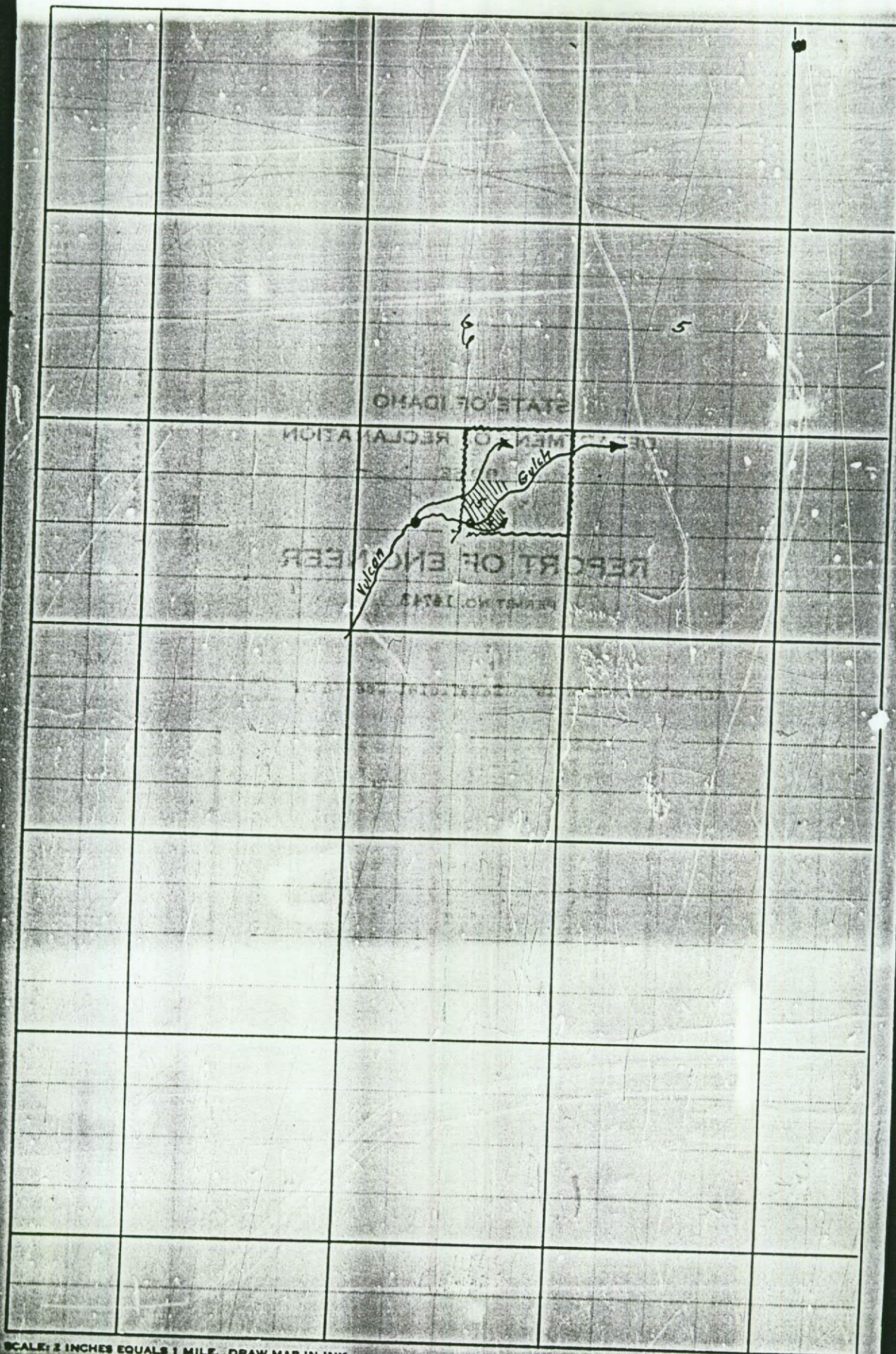
MICROFILMED
Copies: White-State, Yellow-Claimant
SEP 29 1992

T 86, R4W, Sec. 7
55-02106

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



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SEP 29 1992

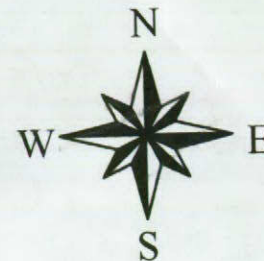


SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

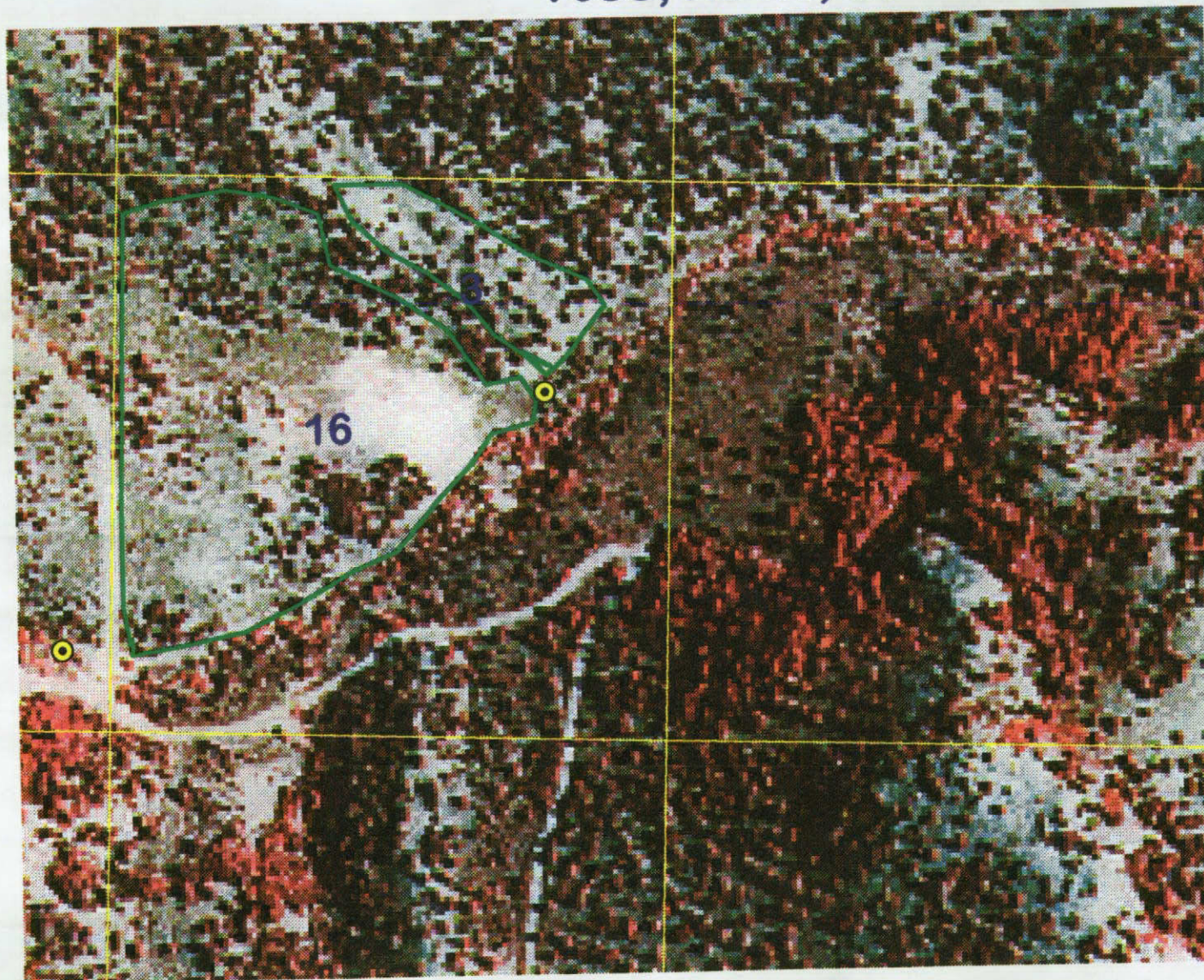
14743

IDAHO DEPARTMENT OF WATER RESOURCES

T08S, R04W, S7



1987 NAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

 1/4 1/4 LINES

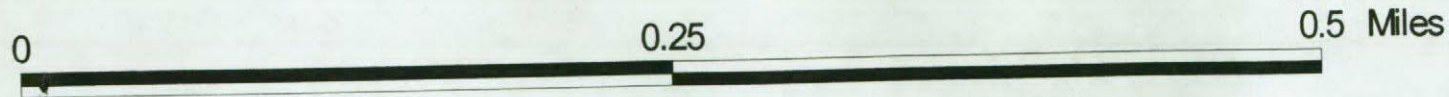
6 ACRES
CLAIM(S) : 55-02106

OWNER(S): KENNETH MAC KENZIE

Prepared by: Mel Schulte

Date: 2/7/1998

TOTAL ACRES = 19



PEEK SW)

BB4

511000m E

512

513

50'

514

42° 45'

4732000m N

4731

4730

4729

T. 8 S.

42' 30"

4728

25

55-02106

Amount 0.38 sec. ft.

Priority May 28, 1920.

Norman J. MacKenzie

The right hereby confirmed dates from May 28 1920

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.38 cubic feet per second.

Description and location of use:

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 15th day of January, 1924.

W. G. SWENDSEN,
Commissioner of Reclamation.

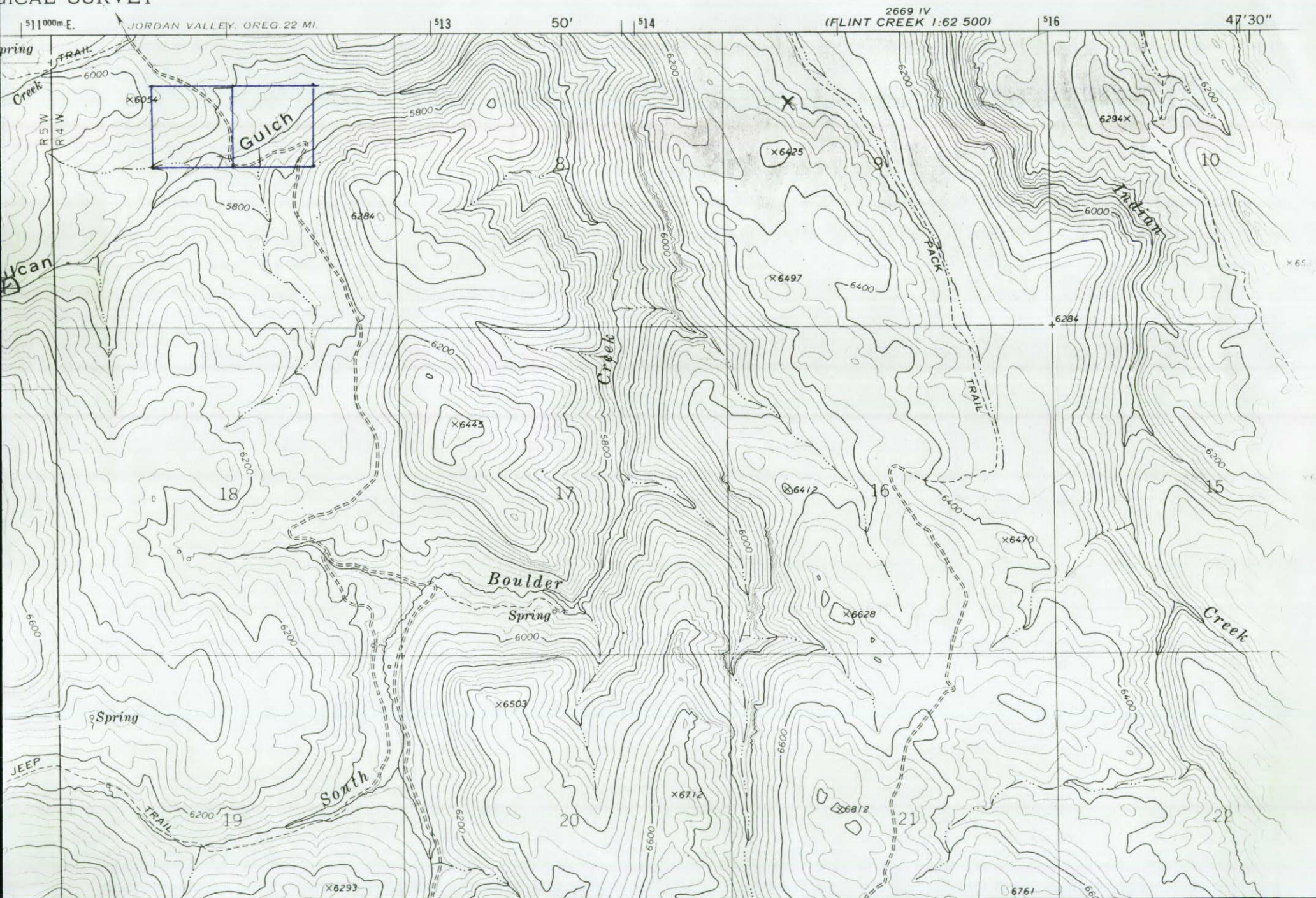
(SEAL)

55 2100

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

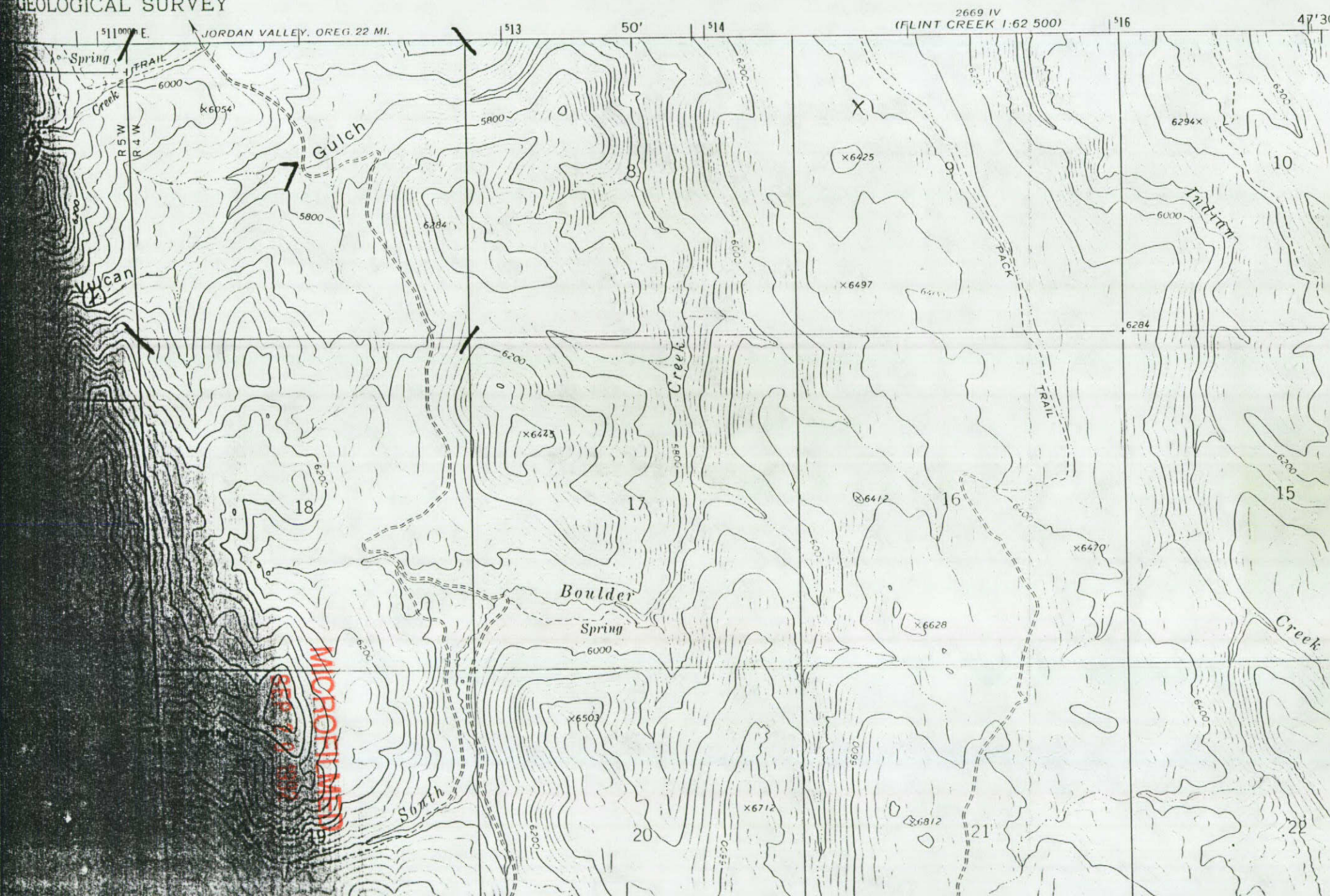
T 8S, R 4W, Sec. 7

A55-02106



T 86, R 4 W, Sec. 1
55-02106

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY





MICROFILMED
SEP 29 1992

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



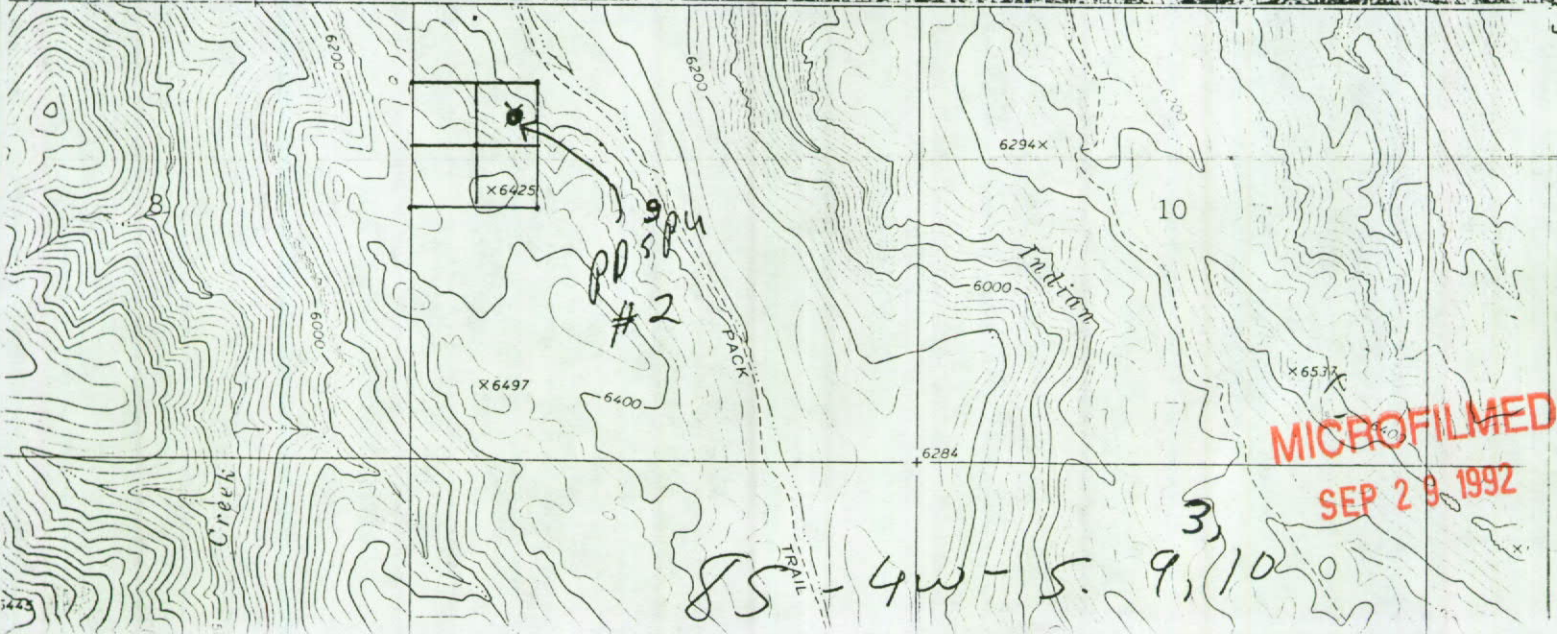
Scale: 2 inches equal 1 mile.

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

(Applicant)

MICROFILMED
SEP 29 1992

75 4W 5. 32, 33



MICROFILMED
SEP 29 1992

85-4W-5. 9, 10

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: A55-02106
Date Received: 12/13/1988
Receipt No: M002145
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH MACKENZIE 208-896-4441
Address: RT 1, BOX 210
MARSING, ID 83639

2. Date of Priority: MAY 28, 1920

3. Source: VULCAN GULCH Trib. to: SOUTH BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	04W	7	SW	NE			OWYHEE
			SE	NW			OWYHEE

5. Description of diverting works:
DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	07/01	0.380		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 47.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	04W	7	SW	NE		IRR	19.0
Section Acres							19.0

A55-02106

Page 1

Date: 01/20/89

MICROFILMED
SEP 29 1992

10. Place of Use: Continued

Total Acres 19.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
 NONE

14. Remarks:

15. Basis of Claim: LICENSE
 Water Right Number: 14743

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 55-02106
Date Received 12-13-88
Receipt Number M2145 LW

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
DEC 30 1988
No V
Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Kenneth MacKenzie Phone (208) 896-4441

Mailing Address Rt 1, Box 210, Marsing, ID Zip 83639

2. Date of Priority (Only one (1) per claim) May 28, 1920

3. Source of water supply (a) Vulcan gulch
which is tributary to (b) S. Boulder Cr.

4. a. Location of existing point of diversion is: Township 8S Range 4W Section 7,

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

Additional points of diversion if any: 8S, 4W, Sec. 7; SE, NW

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

Township 8S Range 4W Section 7, _____ 1/4 of _____ 1/4 of _____ 1/4,

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

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

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

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

MICROFILMED

SEP 29 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 5-1 to 7-1 amount 0.38 or _____

For Domestic purposes from 1-1 to 12-31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.38 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 47.5 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	4W	7			19														19

Total number of acres irrigated 19

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

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

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

14. Remarks:

Last Name _____ Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Consultant

SEP 29 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

T 8S, R 4W, Sec. 7
P/A = SW, NE or SE, NW : P/U = SW, NE

A 16x16 grid of graph paper. Each cell contains a dashed crosshair. The grid is divided into four 8x8 quadrants by a thick horizontal line and a thick vertical line. The numbers 6, 7, 8, and 9 are written in the grid. The number 6 is in the second row, third column. The number 7 is in the sixth row, second column. The number 8 is in the sixth row, seventh column. The number 9 is in the sixth row, tenth column.

SEP 29 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) X Kenneth MacKenzie Date 12/13/1988

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho or _____)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 13th day of December 19 88

SEAL

Notary Public Linda Warner

Residing at Boise, ID

My Commission Expires Dec. 8, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

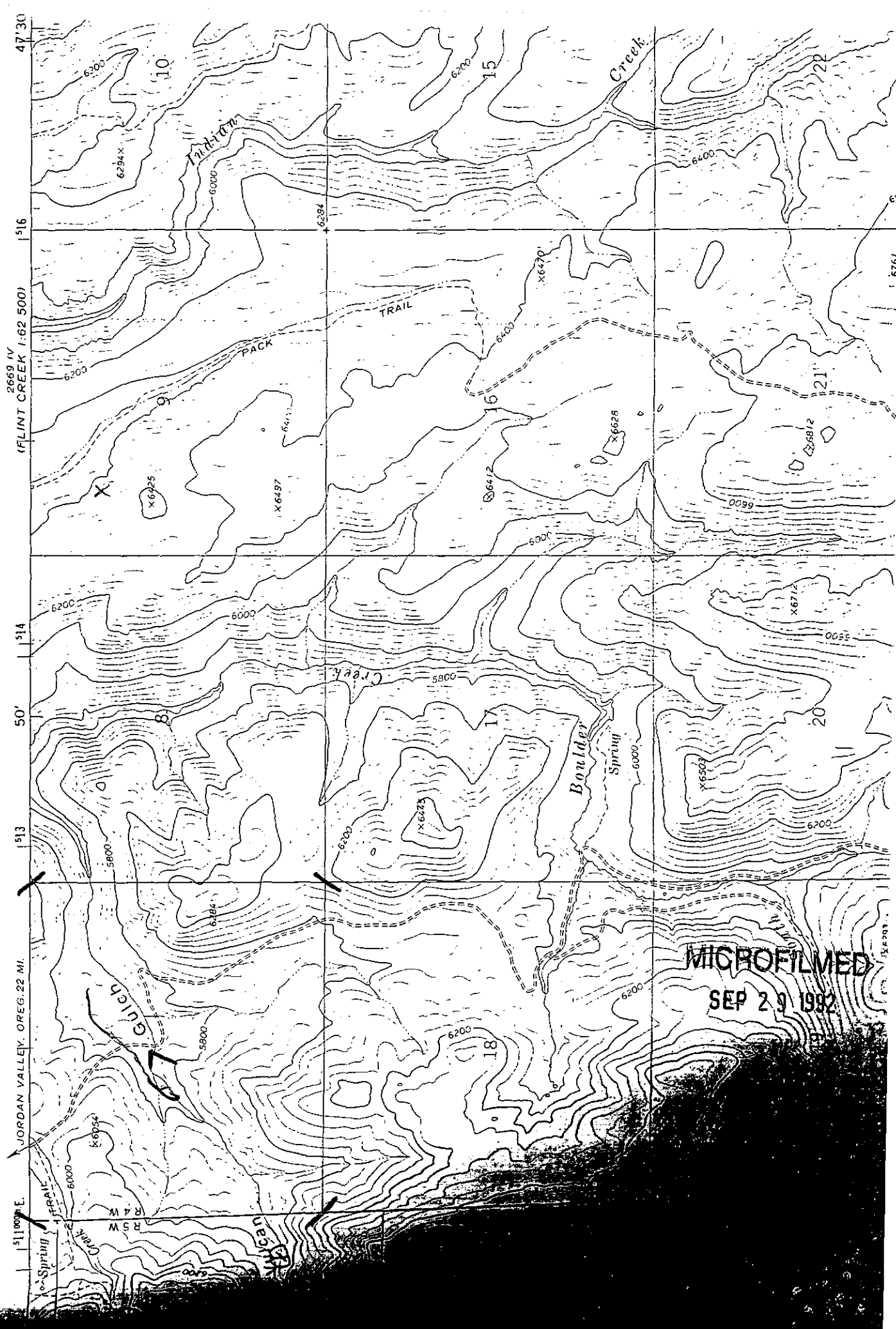
Date _____

Last Name MacKenzie Ident. Number _____

MICROFILMED

Copies of this State, Yellow Claimant
SEP 29 1992

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



AJ0749NP
No. R55-02106

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

DATE: 02/27/98
PAGE: 1

```
=====
OWNER      PRIORITY   USE PERIOD   DIVERSION   DIVERSION
CODE      NAME & ADDRESS  DATE        FROM TO     RATE      VOLUME
-----
C  KENNETH MAC KENZIE    05/28/1920  04-15 10-15  0.38 CFS
   RT 1 BOX 210          IRRIGATION  01-01 12-31  0.02 CFS
   MARSING ID 83639      DOMESTIC
   (208) 896-4441
                                     TOTAL DIVERSION: 0.38 CFS

Water Source: UNNAMED STREAM      Tributary to: SOUTH BOULDER CREEK      Stage: LICENSE
Point(s) of Diversion:      T08S R04W S07      SWNE      SENW      OWYHEE County
Place of use Legal Description for: IRRIGATION
      NE      NW      SW      SE
      NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :
T   R   S : 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
-----
08S 04W 7 :          19 :          :          :          :          :          :          :          :
                                     TOTAL ACRES      19.0
=====
```

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP SOURCE IS ALSO KNOWN AS VULCAN GULCH.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/17/1992 User-ID: MCCARTHY Subject: NAME CORRECTED
NAME WAS CORRECT TO D.E. STANDARDS AND RECORD WAS VERIFIED; NO
OTHER CHANGES.

Audit: 02/27/98 LHARRIS

March 6, 1998

**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:

March 30, 1998

Water right number:

55-02107

G A MAC KENZIE

JORDAN VALLEY OR 97448

Daytime Telephone Number:

Evening Telephone Number:

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

2. Describe the changes you wish to make in the proposed recommendation:

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

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

DATE: 3/30/98

SIGNATURE: Kenneth MacKenzie
Please print your name: KENNETH MACKENZIE

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH MACKENZIE RT 1 BOX 210 MARSING ID 83639 (208) 896-4441	05/28/1920	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.38 CFS 0.02 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	0.38 CFS
Water Source: <u>VULCAN GULCH</u>		Tributary to: SOUTH BOULDER CREEK			Stage: LICENSE	
Point(s) of Diversion:		T08S R04W S07	SWNE	SENW	OWYHEE County	
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE : SUM						
T R S : 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 : -----						
08S 04W 7 : 19 : : : : : : : : 19.0						
TOTAL ACRES						19.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 1 HOME

Dates: Exam Made Date: Verified Date: 10/01/1992

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 00/00/00

Exp: BO1

47.5 AFA *Relate*

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

COPY INCLUDED
IN FILE?

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>1970</u> IDWR ID NO. <u>BB4</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. <u>BB4</u>	Y(☒) N(☐)
☒ ~~MAP~~ GIS	DATE OF PHOTO <u>2-7-98</u> IDWR ID NO. _____	Y(☒) N(☐)
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☒ OTHER <u>Map from Gulei report</u>	DATE _____	Y(☒) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

=====

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>1-15-1924</u>	<u>1</u>	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A55-2106

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*			X 6				
PT. OF DIV.			6				DATA ENTRY COMPLETED BY <u>LRW</u> DATE <u>10-1-92</u>
SOURCE			6				
L. OF USE			6				FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF			6				BY _____ DATE _____
CONSUMPTIVE USE							
NATURE OF USE			6				
PERIOD OF USE			Dept. Std	Y	N		
BASIS OF CLAIM			6				
REMARKS							

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1

ASCS MAP = 2

WATERMASTER RECORDS = 3

NAPP PHOTOS = 4

FIELD EXAM = 5

* OTHER (SEE COMMENTS) = 6

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.*IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS:

*6 = Same as licensed

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
A55-02106	KENNETH MACKENZIE RT 1, BOX 210 MARSING ID 83639	05/28/1920	IRRIGATION DOMESTIC	05-01 07-01 01-01 12-31	0.38 CFS 0.02 CFS	LICENSE
					0.38 CFS TOTAL 0.00 AFA TOTAL	

SOURCE: VULCAN GULCH
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY: SOUTH BOULDER CREEK

REMARKS:

POINT OF DIVERSION:

T08S R04W S07 SWNE
SEW

PLACE OF USE: IRRIGATION

T08S R04W S07 SWNE 19.0
19.0 ACRES TOTAL

PLACE OF USE: DOMESTIC

SAME AS OTHER USE

A. AJ CLAIM: # A55-02106 PRIORITY DATE: 05-28-1920 STAGE: L
B. WR RECORD: # 55-02106 PRIORITY DATE: 05-28-1920 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
NO

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
05-28-1920

REVIEWED BY

Linda Warner

DATE

10-1-92

=====

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02106	08S	04W	7		SW	NE		OWYHEE
A55-02106	08S	04W	7		SE	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: VULCAN GULCH

TRIB: SOUTH BOULDER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02106	08S	04W	7		SW	NE		OWYHEE
55-02106	08S	04W	7		SE	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE

SOURCE: VULCAN GULCH

TRIB: SOUTH BOULDER CREEK

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER
RS

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>8S</u>	<u>4W</u>	<u>7</u>	—	<u>SW</u>	<u>NE</u>	—	<u>OWY</u>
<u>8S</u>	<u>4W</u>	<u>7</u>	—	<u>SE</u>	<u>NW</u>	—	<u>"</u>

SOURCE: VULCAN GULCH

TRIB: SOUTH BOULDER CREEK

REVIEWED BY:

Linda Werner

DATE:

10-1-92



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

14743

A. ROOT WATER RIGHT NUMBERS: A55-02106
A55-10220

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	04W	7	SW	NE		MAC KENZIE , KENNETH	A55-02106 /19.0	55-02106 /19.0			19
TOTAL ACRES						A55-02106	19.00	19.00			

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Used 1979 OP quad & 1987 Napp to verify acreage.

RECOMMENDATIONS:

TOTAL ACRES: 19

REVIEWED BY: Linda Werner

DATE: 10-1-92

A. AJ CLAIMED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A55-02106	IRRIGATION	FROM 05-01 TO 07-01	.380 CFS
A55-02106	DOMESTIC	FROM 01-01 TO 12-31	.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.380 CFS

B. WR RECORDED USES:

	PURPOSES	MONTH/DAY	DIVERSION QUANTITY
55-02106	IRRIGATION	FROM TO	.380 CFS
55-02106	DOMESTIC	FROM TO	.380 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED			.380 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

		DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY?	(Y/N)	N	<u> N </u>
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	Y	<u> N </u>
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	Y	<u> N </u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS:

4-15 to 10-15

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.380 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.380 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 exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A , SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 19 x 0.02 CFS/ACRE = 0.38 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 47.5 AF/A

ACRES 19 x CONSUMPTIVE VOL. AF/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 47.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = N/A AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

N/A

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	~~05-01~~ <u>4-15</u> ~~07-01~~ <u>10-15</u>	DATABASE EXAMINER 0.380 <u>0.38</u>	DATABASE EXAMINER <u>47.5</u>	DATABASE EXAMINER 47.5 <u>11/17</u>
DOMESTIC	01-01 12-31	0.020 <u>0.02</u>		
TOTAL FOR THIS RIGHT		0.380 <u>0.38</u>	<u>47.5</u>	

REVIEWED BY:

Linda Warner

DATE:

10-1-92

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-02106

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	3.600		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-02106	0.380	-		55-02106	0.380
55-02082A	A55-10220	3.600	-		55-02082A	2.500
55-02082B	A55-10220	3.600	-		55-02082B	1.100
55-02165	A55-10220	3.600	-		55-02165	
TOTAL CFS		11.180				3.600

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
N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: Linda Warner

DATE: 10-1-92

NAME OF FIELD EXAMINER: Same

TITLE: Sr. WR Agent

Water Right Number - 55-02106

Prefix Translation: WATER RIGHT

Old (D) Number - 14743

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MACKENZIE

NORMAN J.

1 -
2 -
3 -
City- JORDAN VALLEY
Phone -

State- OR Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/28/1920 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
VULCAN GULCH SOUTH BOULDER CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
08S	04W	7	SW NE			(73) OWYHEE		272.0 313.0 152.0 21.0 6.0 8.0 0.9
08S	04W	7	SE NW			(73) OWYHEE		272.0 313.0 152.0 21.0 6.0 8.0 1.1

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION				0.380	
13	DOMESTIC					

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.380

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	04W	7	SW NE		19.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 19.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

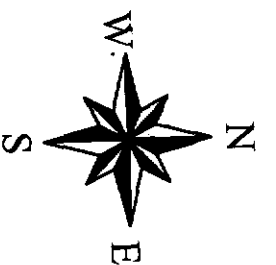
+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

05/24/91 01:22:42
Page 2

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 05/06/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 06/21/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Microfilm Roll No	-	Presumption Flag	-

IDAHO DEPARTMENT OF WATER RESOURCES

T08S, R04W, S7



1987 NAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-02106

OWNER(S): KENNETH MAC KENZIE

Prepared by: Mel Schulte

Date: 2/7/1998

TOTAL ACRES = 19

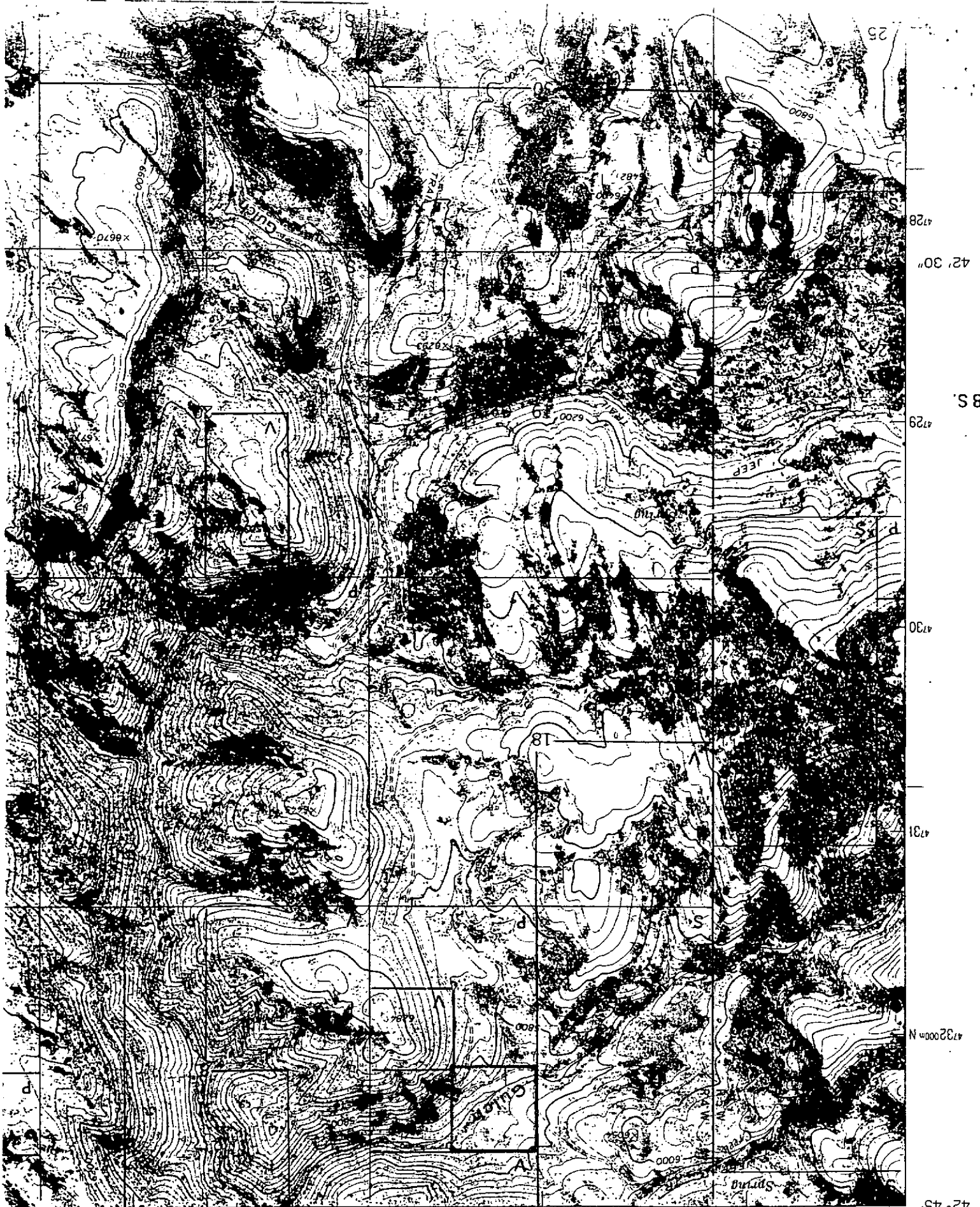
0.25

0.5 Miles

0

•EKK SW)

50' 15.4



Case No. 84743
File No. 64

Amount \$8,149.53
 Date July 28, 1920

[illegible]

Torben A. Mackenzie

[illegible]

The right hereby confirmed date of issue: MAY 28 1964

The Point of Diversion Is Located

In the SW 1/4 NE 1/4 Sec. 9 T. 13 N. R. 34 E. B. M.
SE 1/4 NW 1/4 County of Owyhee.

That the amount of water to which such rights are entitled and hereby confirmed, for the purposes
foreaaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.38 cubic feet per second.

Description and location of user:

Twp.	Range	Sec.	East 1/4 Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	4 N.	7	31st MEA	20	19

The right to the use of the water, heretofore 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 Commissioner of Reclamation, affixed at Boise, Idaho.

This 15th day of January 1924.

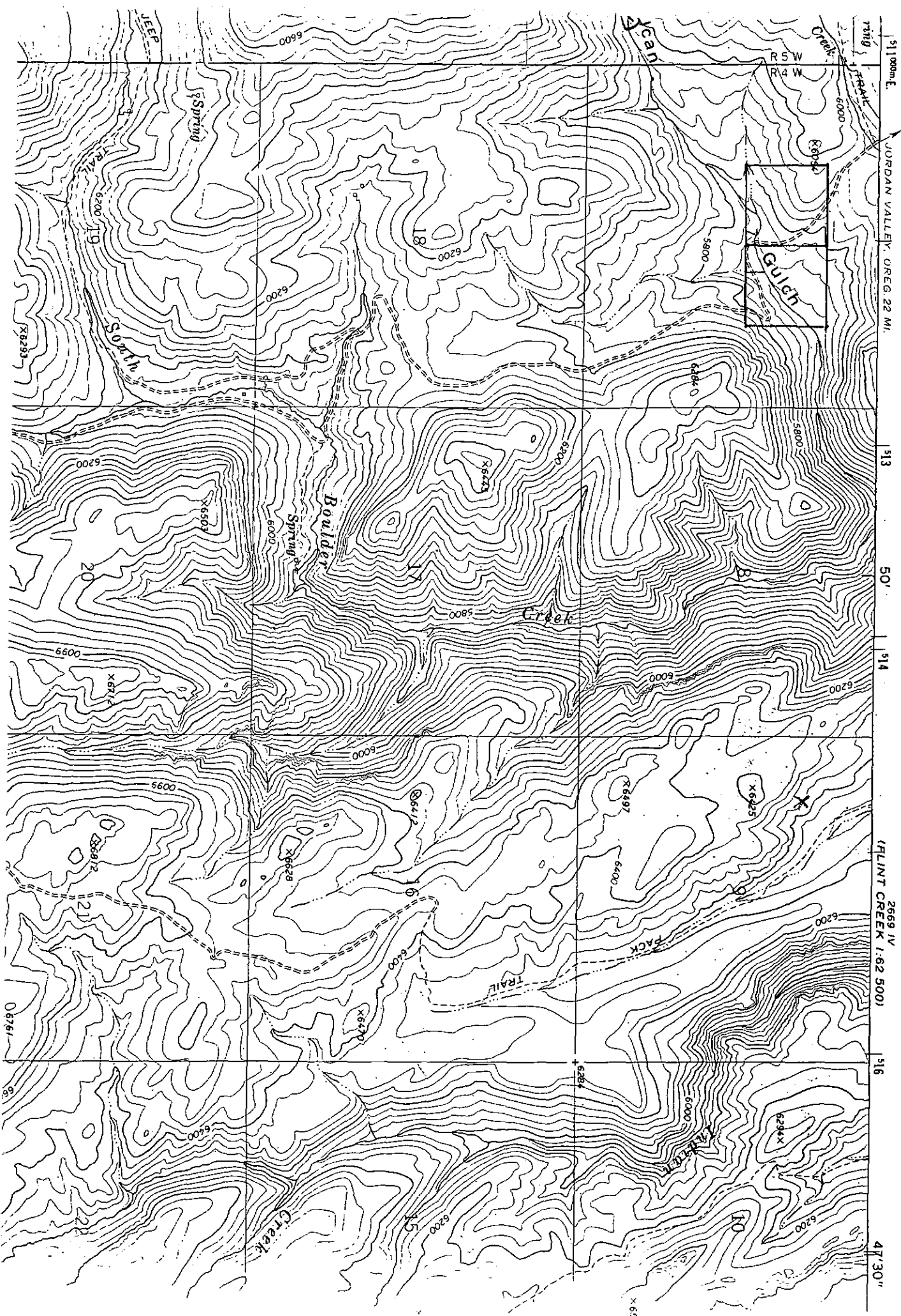
N. G. SWENDSEN,
Commissioner of Reclamation

(S&L)

ED STATES
OF THE INTERIOR
ICAL SURVEY

T 8S, R4W, Sec. 7

455-02106





State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 23, 1988

Kenneth MacKenzie
Rt. 1 Box 210
Marsing, ID 83639

Dear Mr. MacKenzie:

Enclosed are three Notices of Claim to a Water Right along with two permit applications.

I have enclosed a map for claim numbers A55-02106 and A55-02107. Please indicate the point(s) of diversion and place of use. We do not have a map on file here at the office.

Also enclosed are two permit applications for your five ponds. I have discussed the method of application with our water right agent, Steve Lester. Because spring number five is in a different drainage than the other four, we thought it correct to file it separately.

Please review these and if they are to your satisfaction, return all forms to this office. Note that on each permit application Steve has included a note of explanation.

Also enclosed is an explanation of the required fees. If you have any questions, don't hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Linda A. Werner".

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

LW:lh
Enclosures

MICROFILMED
SEP 29 1992

	<u>FLAT FEE</u>		<u>VARIABLE FEE</u>
A55-02106	\$ 50.00	+	\$19.00
A55-02107	50.00	+	15.00
A57-	25.00		-0-
2 Permit Applications	<u>60.00</u>		<u>-0-</u>
	\$185.00	+	\$34.00 = \$219.00
Total Due = \$219.00			

MICROFILMED
SEP 29 1992

12-23-88
Pg. 2 of 2

Please show point(s) of
diversion & place of use.

IN RE TH
OF RIGH
THE SNA

OF THE
ALLS

R: 39576
55-02106

2-13-88

88S BOULDER CR. 2W

WATER RIGHT
OFF (for sale)

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Kenneth MacKenzie Phone (208) 896-4441

Mailing Address Rt 1, Box 210 Marsing, ID Zip 83639

2. Date of Priority (Only one (1) per claim) May 28, 1920

3. Source of water supply (a) Vulcan gulch
which is tributary to (b) S. Boulder Cr.

4. a. Location of existing point of diversion is: Township 8S, 4W, Sec 7

1/4 of 1/4 of 1/4, Govt. Lot, B. SW, NE &

SE, NW

Additional points of diversion if any: _____

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

Township 8S Range 4W Section 7 1/4 of 1/4,

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

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

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

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

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SEP 29 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 5-1 to 7-1 amount 0.38 or 0.38

For Domestic purposes from 1-1 to 12-31 amount 0.02 or 0.02

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.38 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 47.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) D/1 home

10. Description of place of use:
a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8S	4W	7																	19

Total number of acres irrigated 19

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

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

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

14. Remarks:

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Scale: 2 inches equals 1 mile

T 8S, R 4W, Sec. 7
P/A = SW, NE or SE, NW : P/U : SW, NE

A 16x16 grid of graph paper. Each cell contains a dashed crosshair pattern. The grid is divided into four 8x8 quadrants by a thick vertical line between columns 8 and 9, and a thick horizontal line between rows 8 and 9. Handwritten numbers are placed in the following cells: '6' in row 6, column 3; '7' in row 7, column 3; '8' in row 8, column 7; and '9' in row 9, column 9.

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Copies: White-State, Yellow-Claimant

SEP 29 1992

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

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

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

Signature of Claimant (s) X Kenneth MacKenzie Date X 12/13/1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho or _____)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 13th day of December 19 88

SEAL

Notary Public Linda Warner

Residing at Boise, ID

My Commission Expires Dec 8, 1994

Please Print Name

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

Signature _____

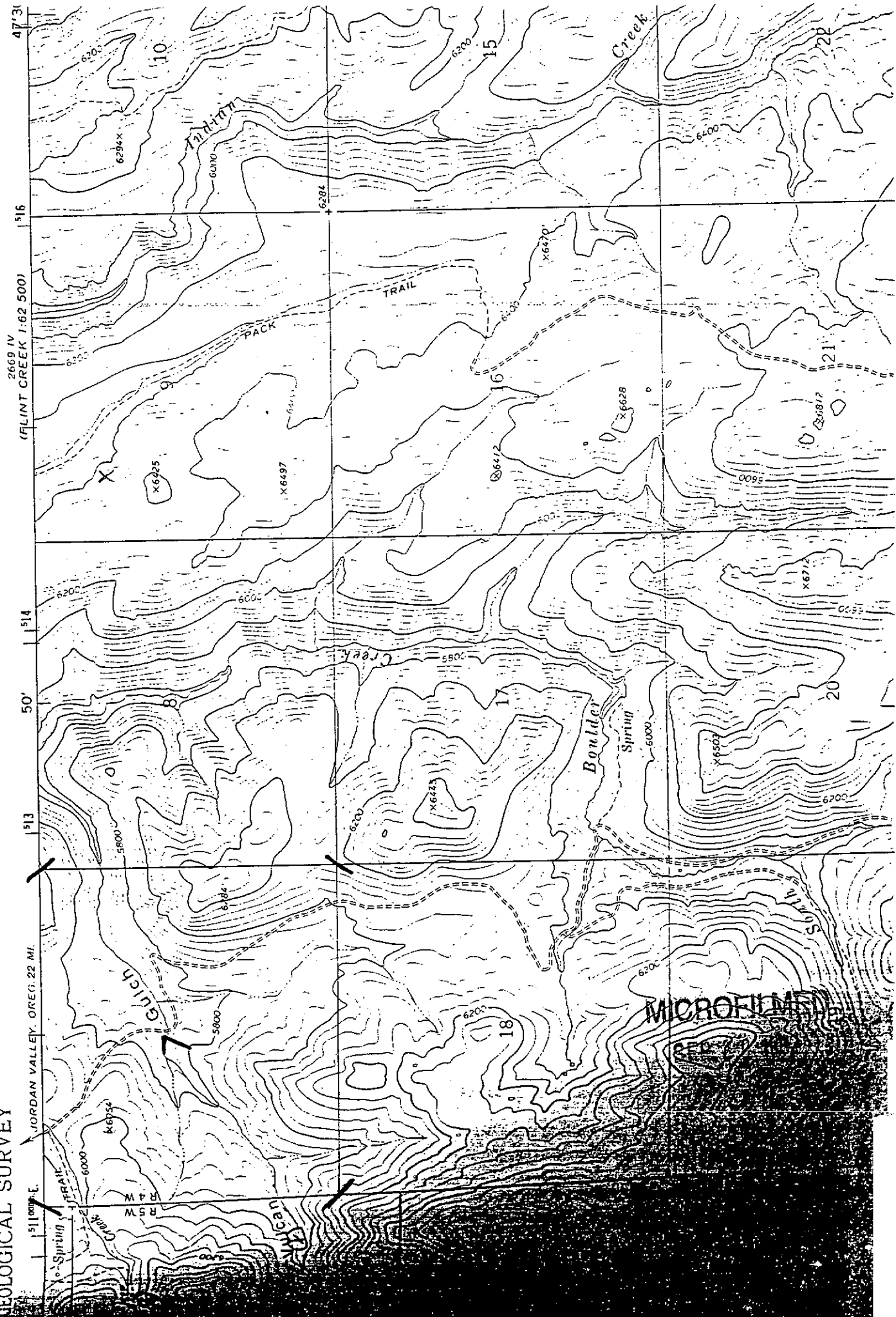
Address _____

Date _____

Last Name MacKenzie Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
SEP 29 1992

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



This claim is fine. I enclosed it so we could keep them all together.

L DISTRICT OF THE
OF TWIN FALLS

E NUMBER: 39576

ication No. A57-

Received

pt Number

LAIM

T

AW

urposes

where Daily Use is less than 15,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Mackenzie, Kenneth Phone (208) 896-4441

Mailing Address RE. 1. Box 210 Marsing, ID Zip 83639

2. Date of Priority (Only one per claim) Dec. 31, 1945 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 3 N Range 5 W

Section 25, _____ 1/4 of WW 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 4" CS, 122' deep

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 to 12-31 amount 0.04 (cfs)

For Stockw purposes from 1-1 to 12-31 amount 0.03 (Both dates are inclusive)

7. Total quantity claimed 0.07 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) D/I home w/lawn, S/100 head cattle

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SEP 29 1992

10. Place of use is: Township: 3N Range 5W

Section 25 NW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Owyhee for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

None

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 1

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

Signature of Claimant (s) X Kenneth Mackenzie Date 12/13/1998

Date _____

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or ID)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day of December 19 98

SEAL

Notary Public Linda Warner

Residing at Boise, ID

My Commission Expires 12-8-1994

Last Name Mackenzie Ident No. _____

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Copies: White-State, Yellow-Claimant
SEP 29 1992



CRO-MED

SEP 29 1992

BM

This application covers
the spring's tank in SD10.

The max. water use for
165 hds. is allowed (up to
.05 cfs (or 22.4 gallons/minute).

Fee is \$30.

Total fee 2 appl. = \$60
(Dept. of Water Resources)

Be sure to sign each appl. on
ps. 3 at bottom.

(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) .05 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. springbox, pipeline, and stocktank

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

DEPT. OF IDAHO
OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

Public waters of the State of Idaho

Kenzie Phone 896-4441
10 - Marsing, Id. 83639

_____ which is a tributary of Sinks
of SE 1/4 of SE 1/4, Govt. Lot _____
Range 4W B.M. Owyhee County; additional

uses from 1/1 to 12/31 (both dates inclusive)

uses from _____ to _____ (both dates inclusive)

uses from _____ to _____ (both dates inclusive)

uses from _____ to _____ (both dates inclusive)

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SEP 29 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 165 hd. range cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8S	4W	10																5	—

Total number of acres to be irrigated —

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? _____

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

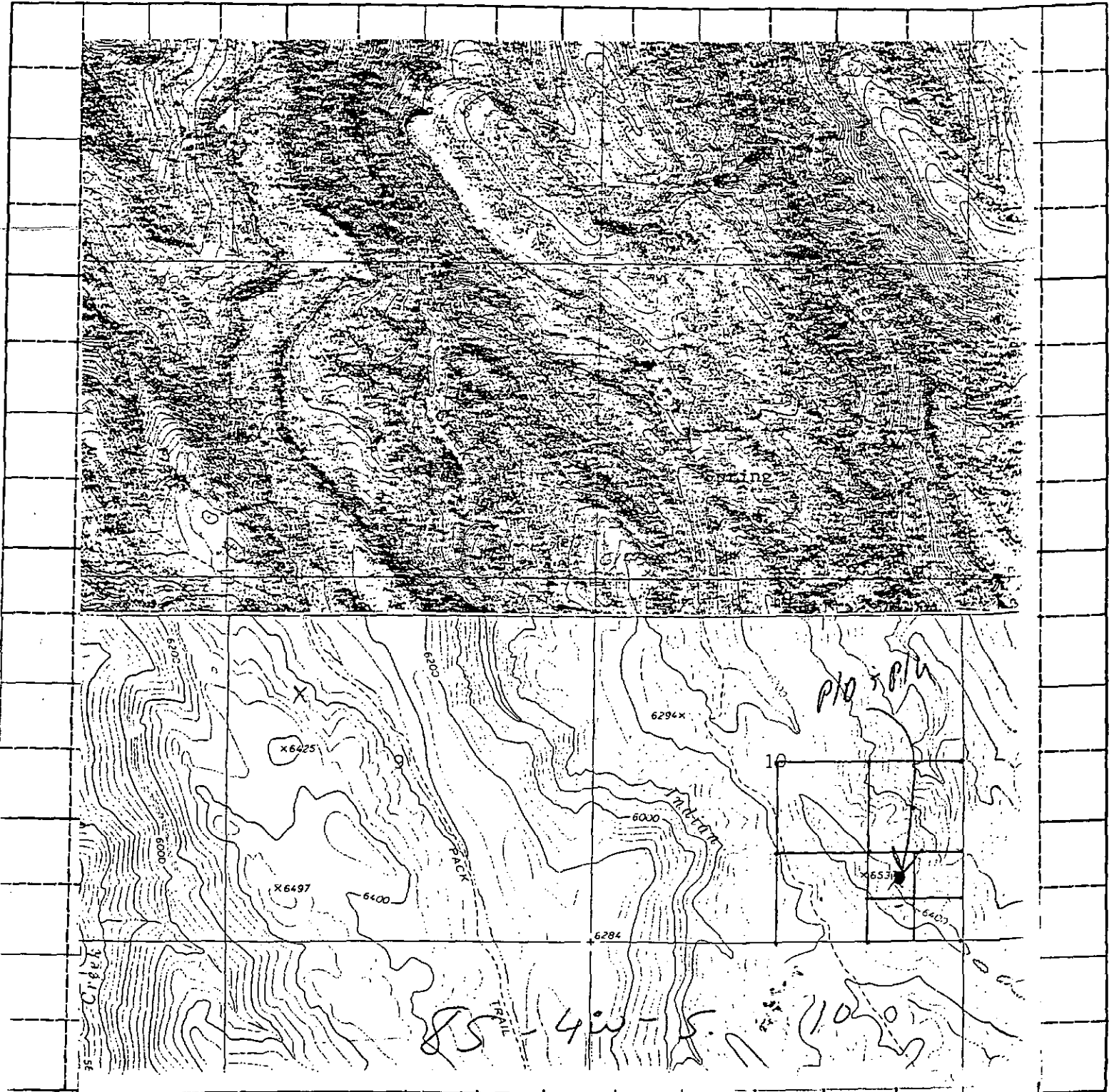
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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



Scale: 2 inches equal 1 mile.

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

(Applicant)

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SEP 29 1992

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ 30⁰⁰ Received by _____ # _____ Date _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant Kenneth Mackenzie Phone 896-4441
Post office address Rt. 1, Box 210 - Marsing, Id. 83639
2. Source of water supply springs which is a tributary of sinks
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 7S Range 4W B.M. Owyhee County; additional
points of diversion if any: NESWNW, S. 9 & SESWSW S. 3, T8S, R4W; NWNWNE, S. 33,
T. 7S, R4W, B.M. ; all in Owyhee County.
4. Water will be used for the following purposes:
Amount .05 for Diversion to Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .05 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.3 for Stockwater Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
.04 cfs → Amount 2.3 for Stockwater from Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Domestic .09 1/1 12/31
5. Total quantity to be appropriated is (a) .09 and/or (b) 2.3
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 4 springs & ponds: 2 include div. to storage
& 2 include storage at spring. Ponds are 60'x40'x4' (2 ponds each that size), 180'x150'x3',
and 15'x12'x5'. Domestic line will run from 1st spring to one home.
 - b. Height of storage dam (max.) 5 feet; active reservoir capacity 2.32 acre-feet; total
reservoir capacity 2.32 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 165 hd. range cattle
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. one
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
75	4W	32															S		-
		33		S															-
85	4W	3											D/S						-
		9						S											-

Total number of acres to be irrigated —

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? _____

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

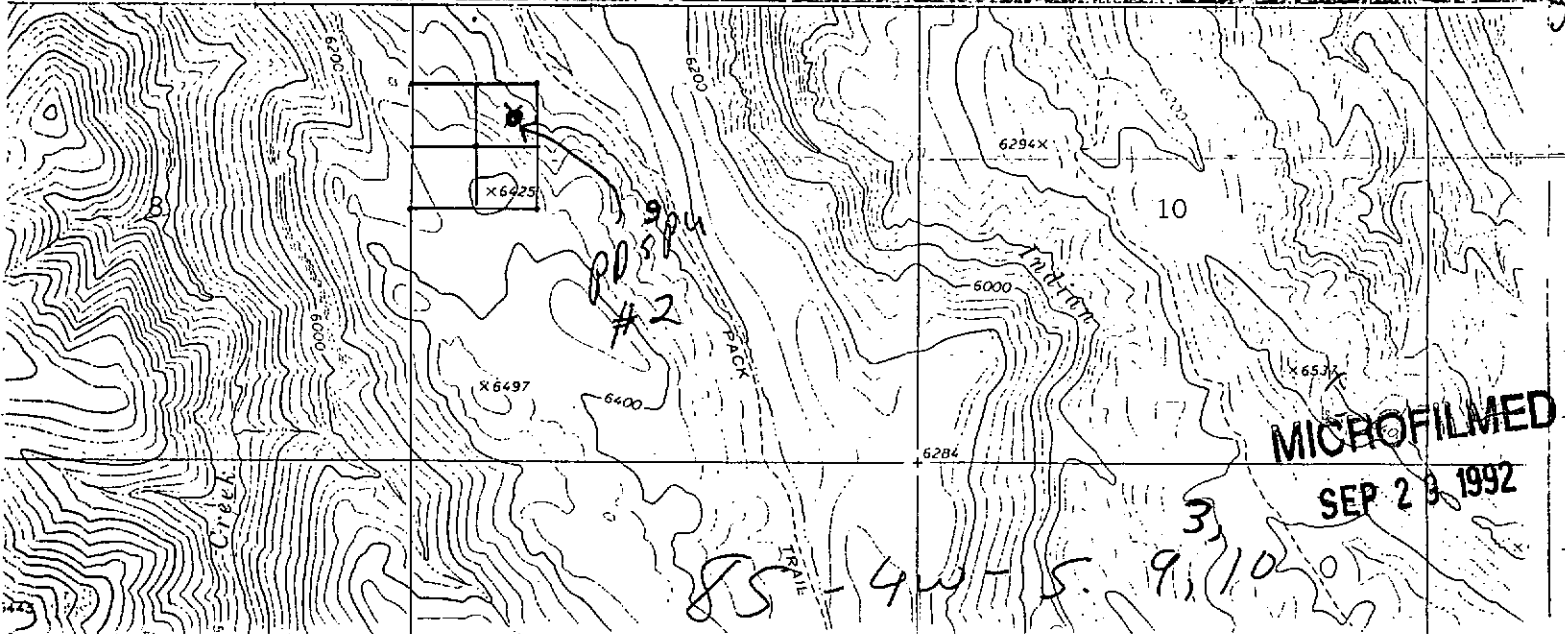
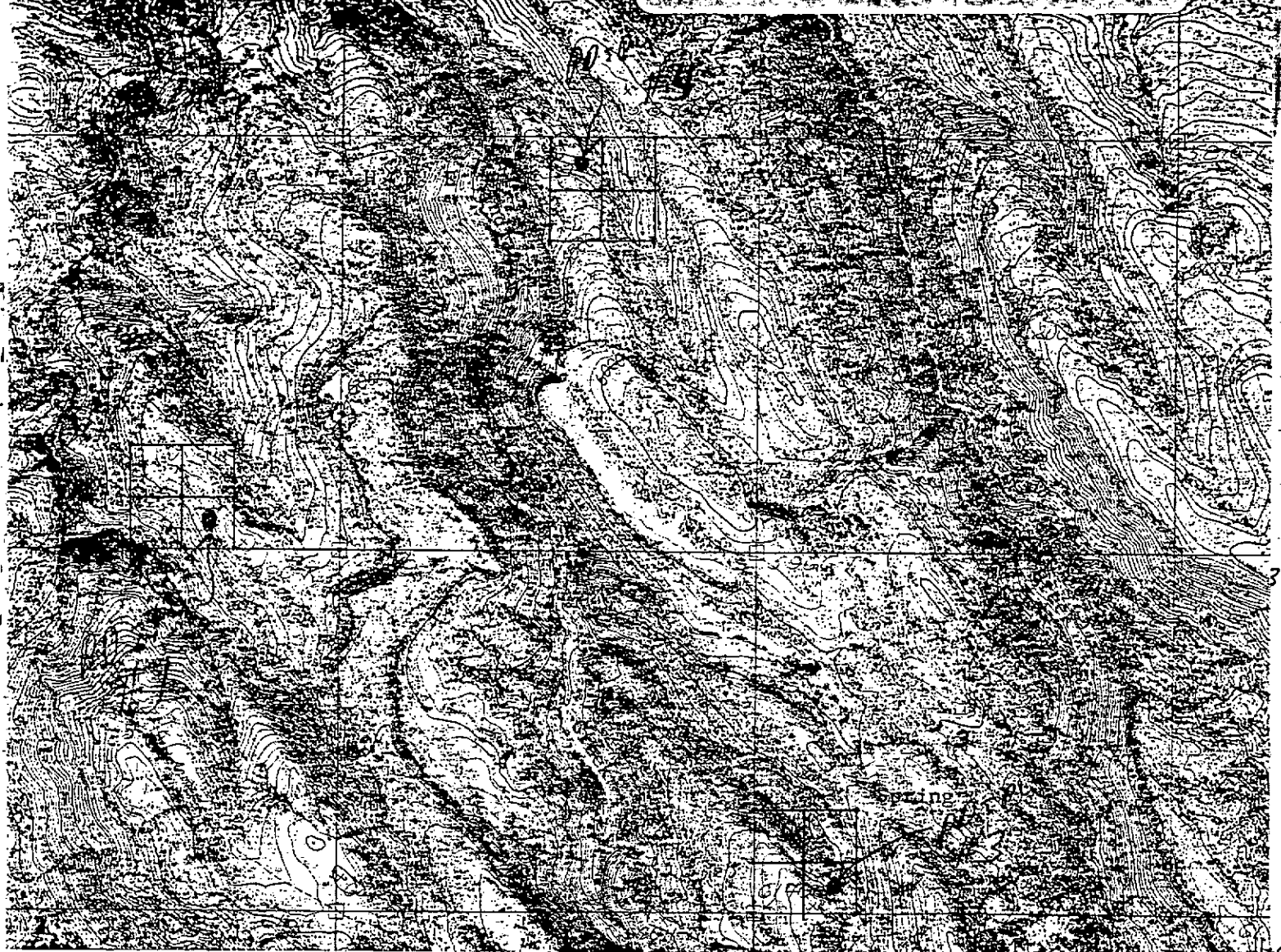
c. If the property is owned by a person other than the applicant; describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

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ADDITIONAL information to file 55-

DIVERSION & LOCATION	DESCRIPTION	STORAGE
1 (S.32)	60' x 40' x 4'	.22 ac-ft.
2 (S.9)	60' x 40' x 4'	.22 ac-ft.
3 (S.3)	180' x 150' x 3'	1.86 ac-ft.
4 (S.33)	15' x 12' x 5'	.02 ac-ft.

TOTAL 2.32 ac-ft. = 2.3 ac

.05 cfs $\times$ 1.9835 = .099 ac-ft. stored in 24 hrs., thus storage exceeds storage capacity of 24-hr. period, storage required on water right description.

Diversions 1 & 4 will be ponds at spring site.

Diversions 2 & 3 " " spring flows to ponds (diversion to storage).

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Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 30⁰⁰ Received by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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