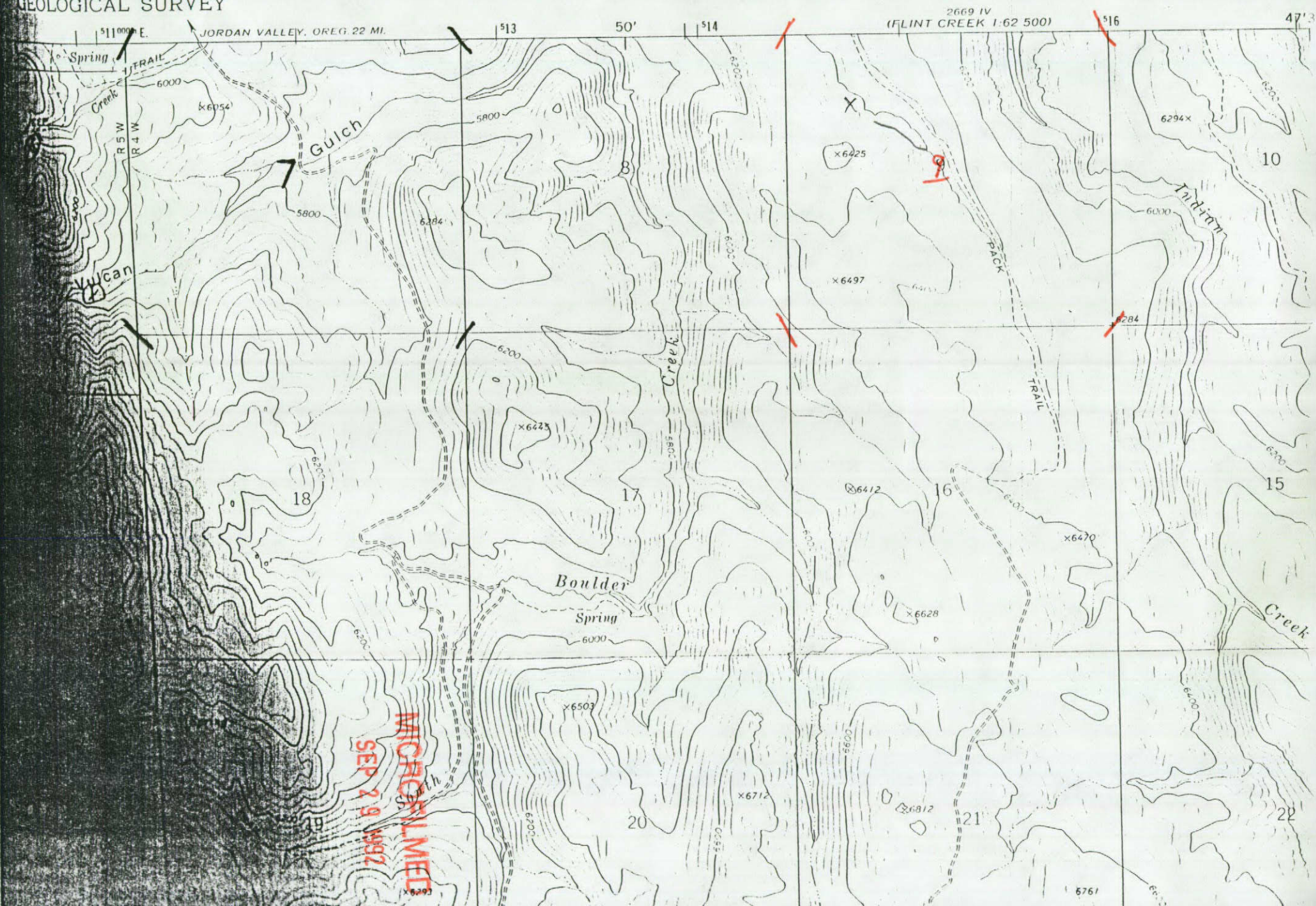


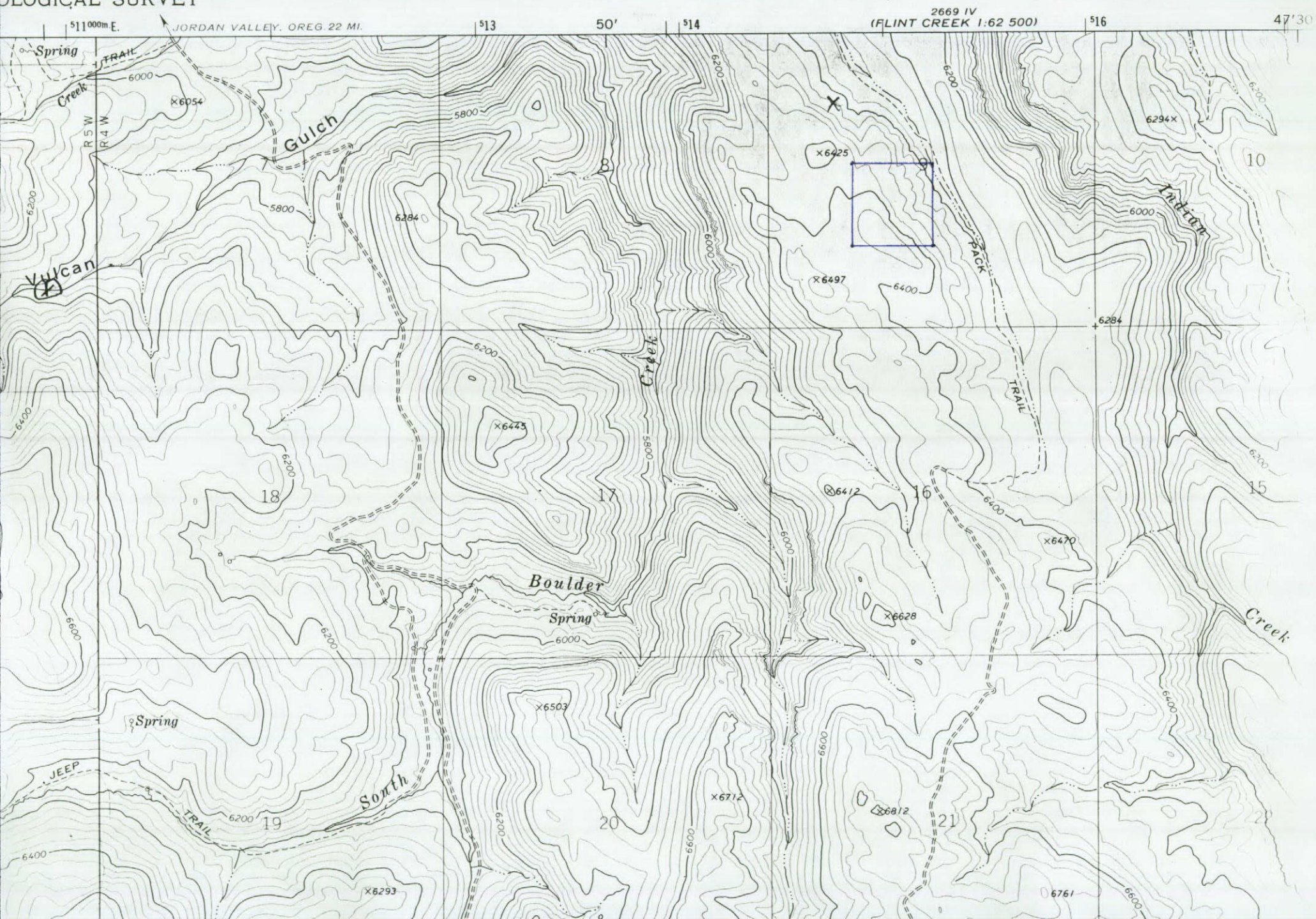
55-2107

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



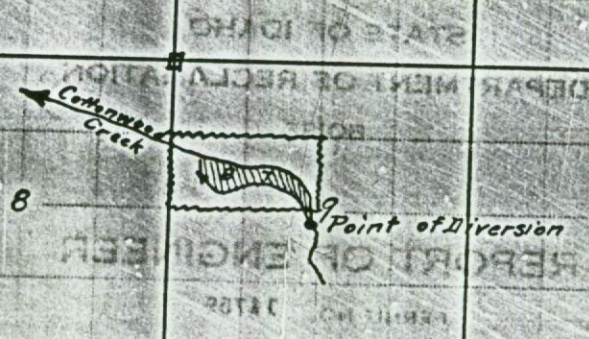
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

T8S, R4W, Sec 9, NESW
A55-02107



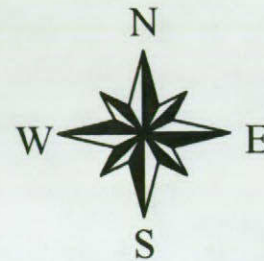
SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

MAP from 55-2107 T8S R4W 14759

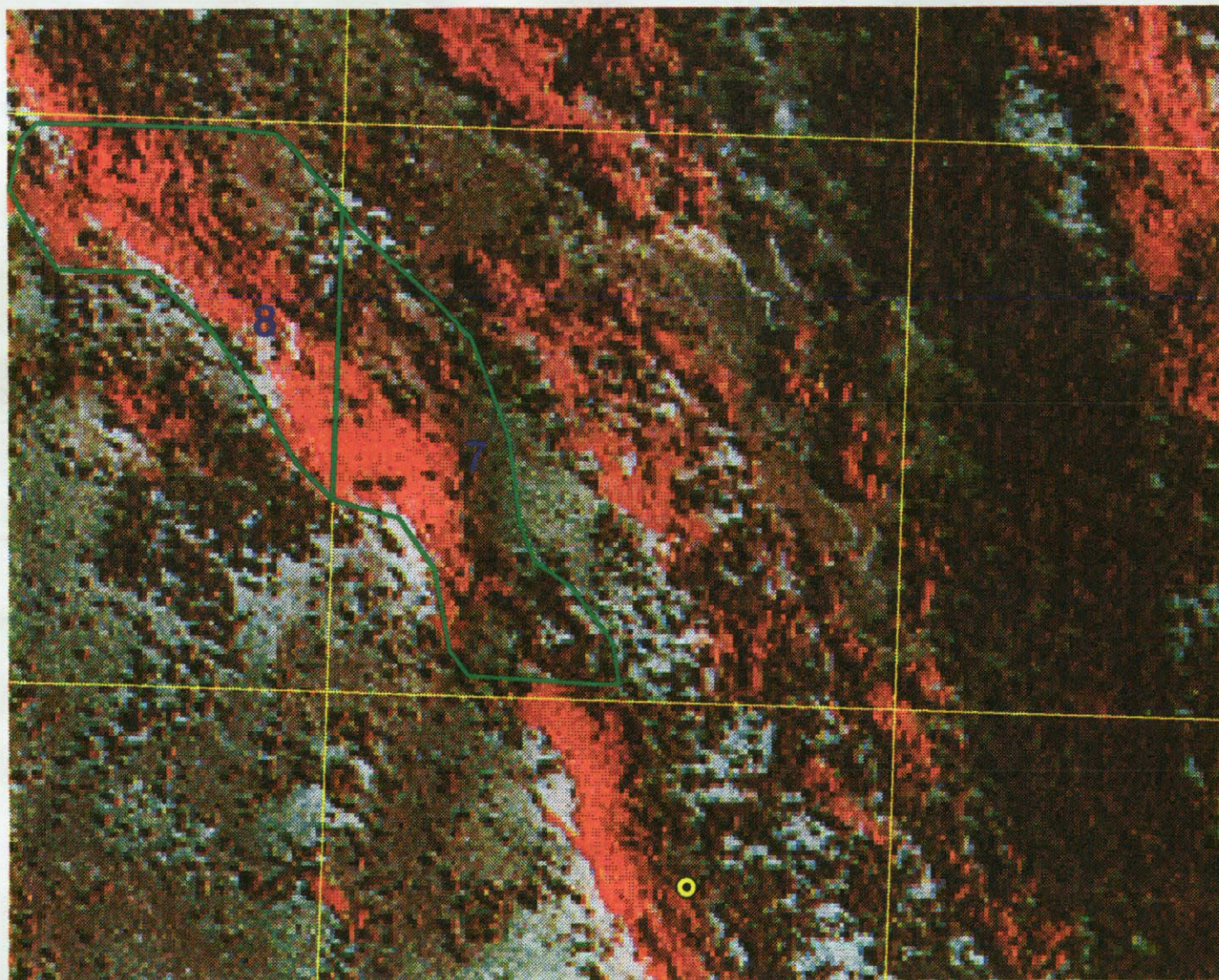


IDAHO DEPARTMENT OF WATER RESOURCES

T08S, R04W, S9

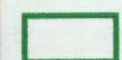


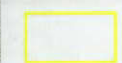
1987 NAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

 1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-02107

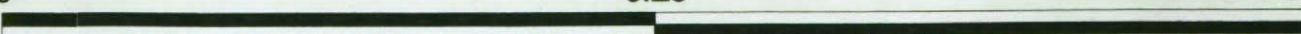
OWNER(S): KENNETH MAC KENZIE

Prepared by: Mel Schulte

Date: 2/7/1998

TOTAL ACRES = 15

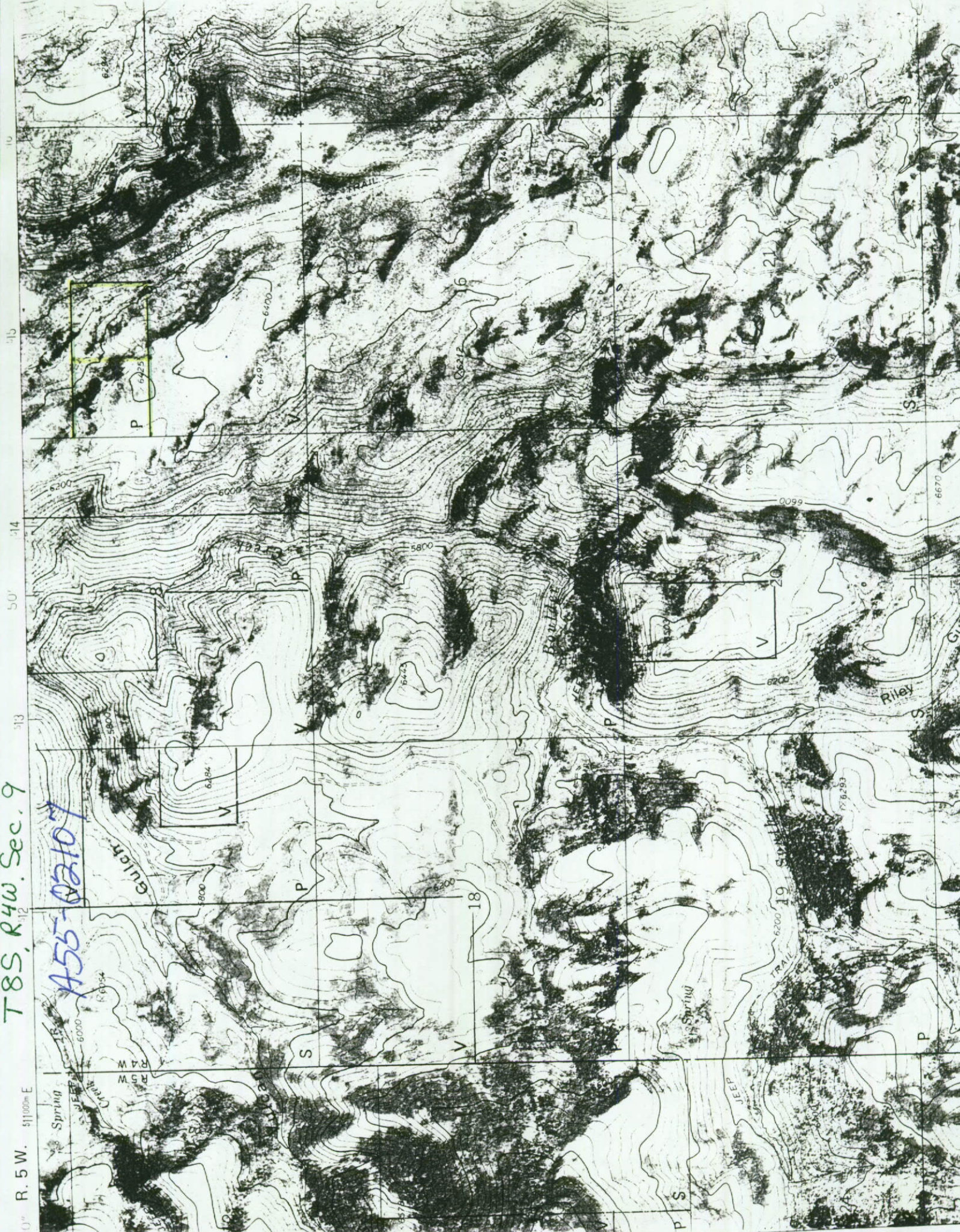
0 0.25 0.5 Miles



T8S, R4W, Sec. 9

0" R. 5 W. 511000m E

A55-02107



55-02107

State of Idaho
License and Certificate of Water Right

Water License No. 14759
Water District No. 54

Amount 0.3 sec. ft.
Priority 6-8-1920

THIS IS TO CERTIFY that G. A. Mackenzie of Jordan Valley, Oregon, made application for a permit to appropriate the public waters of the State of Idaho, dated June 5, 1920; that Permit No. 14759 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.3 second feet, was issued thereunder on June 9, 1922, showing that said works were completed on the 8th day of June, 1922; and that on the 6th day of August, 1923,

G. A. Mackenzie of Jordan Valley, State of Oregon, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Cottonwood Creek, a tributary of S. Boulder Creek, for the purpose of irrigation and domestic use, under Use Permit No. 14759 of the Commissioner of Reclamation and that said right to the use of said water has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3141, on the 29th day of January, 1924.

The right hereby confirmed dates from June 5, 1920.

The Point of Diversion is located in the NE 1/4 SW 1/4 Sec. 9, Twp. 8 S., R. 4 N., B. M. County of Owyhee.

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 0.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	4 W.	9	SW 1/4 NW 1/4	40	8
			SE 1/4 NW 1/4	40	7

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.

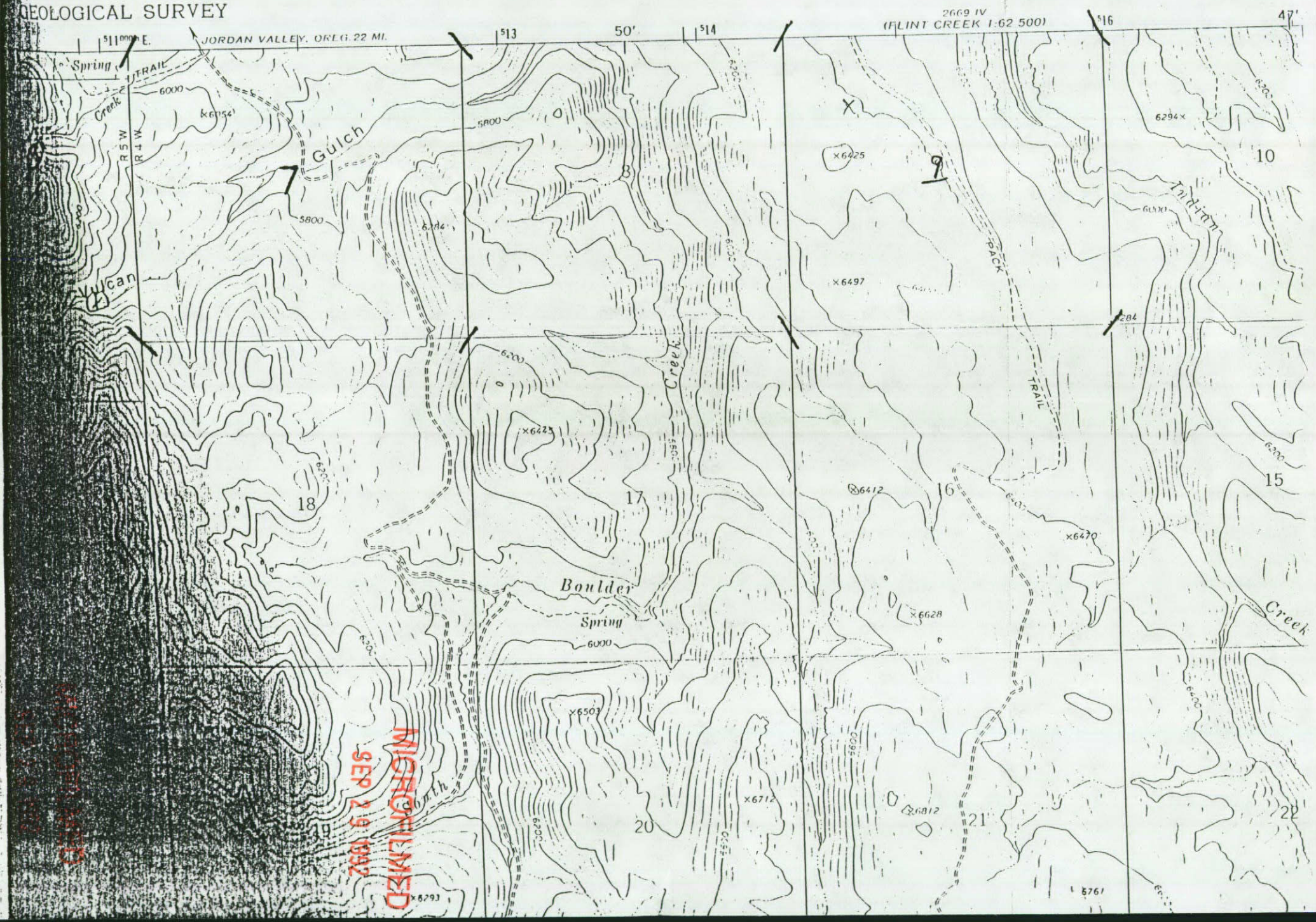
WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 29th day of January, 1924.

W. C. SWENDSEN,
Commissioner of Reclamation.

(Seal)

T 86, R 400, Sec. 7
55-2107

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



SEP 29 1992
MICROFILMED

SEP 29 1992
MICROFILMED

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: A55-02107
Date Received: 12/13/1988
Receipt No: M002145
Received By: CU

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: G.A. MACKENZIE
Address: JORDAN VALLEY, OR 00000

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

2. Date of Priority: JUN 05, 1920

3. Source: COTTONWOOD CREEK Trib. to: SOUTH BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	04W	9	NE	SW			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	0.300		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 37.5 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	9	SW	NW		IRR	8.0
			SE	NW		IRR	7.0
						Section Acres	15.0
						Total Acres	15.0

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: 14759

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 _____

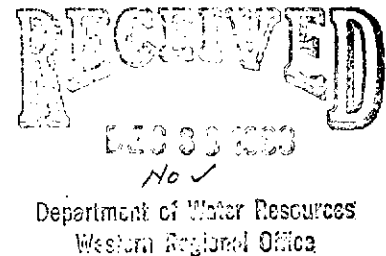
My Commission Expires _____

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 A55-2107
Date Received 12-13-88
Receipt Number M2145 LW

NOTICE OF CLAIM
TO A
WATER RIGHT
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) June 5, 1920
3. Source of water supply (a) Cottonwood Cr.
which is tributary to (b) S. Boulder Cr.
4. a. Location of existing point of diversion is: Township 8S Range 4W Section 9,
1/4 of NE 1/4 of SW 1/4, Govt. Lot, B.M., County of
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Ditch

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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 0.30 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) 0.30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 37.5 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	9							8	7									15

Total number of acres irrigated 15

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 ☒

14. Remarks:

Last Name MacKenzie Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Claimant

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

[illegible]

Last Name _____ Ident No. _____

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 _____

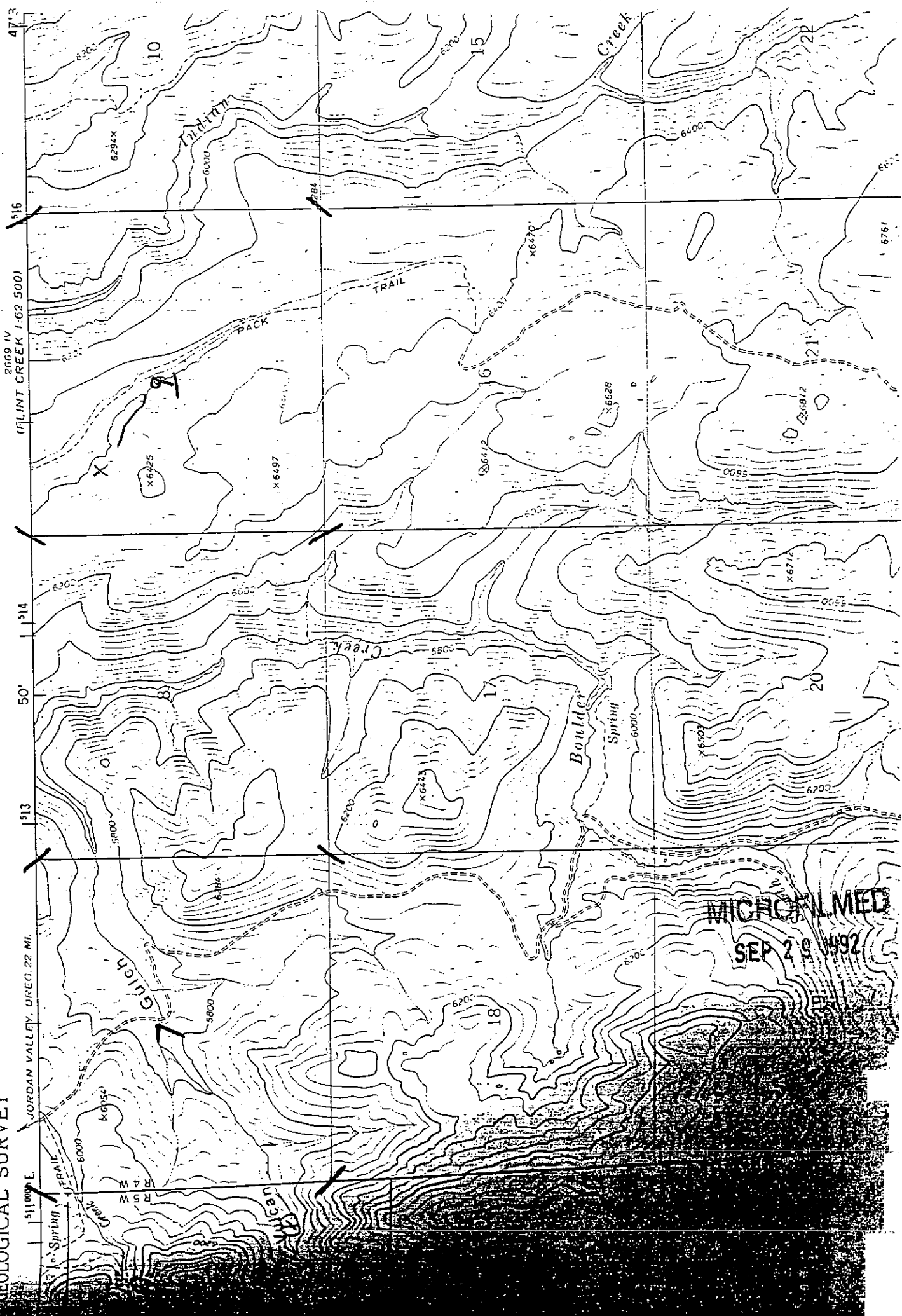
MICROFILMED

SEP 29 1992

Copies White-State, Yellow-Claimant

T 86, K 4 W, Sec. 9
55-2107

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



MICROFILMED
SEP 29 1992

AJ0749NP
No. R55-02107

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

DATE: 02/27/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	G A MAC KENZIE JORDAN VALLEY OR 97448	06/05/1920	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.30 CFS 0.02 CFS	
C	KENNETH MAC KENZIE RT 1 BOX 210 MARSING ID 83639 (208) 896-4441			TOTAL DIVERSION:	0.30 CFS	

Water Source: UNNAMED STREAM

Tributary to: SOUTH BOULDER CREEK

Stage: LICENSE

Point(s) of Diversion:

T08S R04W S09

NESW

OWYHEE 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	:	SUM	
08S	04W	9	:									08	07					:	15.0	
																			TOTAL ACRES	15.0

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 COTTONWOOD CREEK.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 10/01/1992 User-ID: WERNER Subject: SOURCE NAME

AJ0749NP
No. R55-02107

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

DATE: 02/27/98
PAGE: 2

=====

Comments: Date: 10/01/1992 User-ID: WERNER Subject: SOURCE NAME
NEITHER THE O-P QUAD OR D.O.T. MAPS SHOW THIS SOURCE AS HAVING A
NAME; HOWEVER, SINCE THIS WAS LICENSED AS COTTONWOOD CREEK AND
THERE IS NO CONTRADICTORY EVIDENCE TO SHOW THAT ITS NOT NAMED
COTTONWOOD CREEK, I'M RECOMMENDING THE SAME SOURCE AS LICENSED.

Date: 11/17/1992 User-ID: MCCARTHY Subject: NAME CORRECTED
NAME WAS CORRECTED 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

KENNETH MAC KENZIE
RT 1 BOX 210
MARSING ID 83639

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	G.A. MAC KENZIE JORDAN VALLEY OR 00000	06/05/1920	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.30 CFS 0.02 CFS	

C KENNETH MACKENZIE
RT 1 BOX 210
MARSING ID 83639
(208) 896-4441

TOTAL DIVERSION:
CONSUMPTIVE USE:

0.30 CFS

37.5 AFA

Water Source: ~~COTTONWOOD CREEK~~

Tributary to: SOUTH BOULDER CREEK

Stage: LICENSE

Point(s) of Diversion:

T08S R04W S09

NESW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
08S	04W	9	:					:					:					:							:	15.0
																							TOTAL ACRES	:	15.0	

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:

Comments: Date: 10/01/1992 User-ID: WERNER Subject: SOURCE NAME
NEITHER THE O-P QUAD OR D.O.T. MAPS SHOW THIS SOURCE AS HAVING A
NAME; HOWEVER, SINCE THIS WAS LICENSED AS COTTONWOOD CREEK AND
THERE IS NO CONTRADICTORY EVIDENCE TO SHOW THAT ITS NOT NAMED
COTTONWOOD CREEK, I'M RECOMMENDING THE SAME SOURCE AS LICENSED.

Audit: 00/00/00

EXP-BO1

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

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>1979</u>	IDWR ID NO. <u>BB4</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED _____	IDWR ID NO. <u>BB41</u>	Y(☒) N(☐)
~~ASCS~~ <u>GIS map</u>	DATE OF PHOTO <u>2-7-1998</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 field 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>1-29-1924</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. A55-02107

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*		<u>10-1-92</u>	* <u>6</u>				
T. OF DIV.			<u>6</u>				
SOURCE			<u>6</u>				
L. OF USE			<u>6</u>				
DIV. AMOUNT CFS/AF			<u>6</u>				
CONSUMPTIVE USE							
NATURE OF USE			<u>6</u>				
PERIOD OF USE			<u>Dept. Std.</u>	<u>Y</u>	<u>N</u>		
BASIS OF CLAIM			<u>L</u>				
REMARKS							

DATA ENTRY COMPLETED

BY LRW DATE 10-7-92

FINAL RECOMMENDATION

BY _____ DATE _____

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
A55-02107	G.A. MACKENZIE JORDAN VALLEY OR 00000	06/05/1920	IRRIGATION DOMESTIC	05-01 07-01 01-01 12-31	0.30 CFS 0.02 CFS	LICENSE

KENNETH MACKENZIE
RT 1, BOX 210
MARSING ID 836390.30 CFS TOTAL
0.00 AFA TOTALSOURCE: COTTONWOOD CREEK
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

TRIBUTARY: SOUTH BOULDER CREEK

REMARKS:

POINT OF DIVERSION:

T08S R04W S09 NESW

PLACE OF USE: IRRIGATION

T08S R04W S09 SWNW 8.0

SENEW 7.0

15.0 ACRES TOTAL

PLACE OF USE: DOMESTIC

SAME AS OTHER USE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:03:20
05/17/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A55-02107

LAST: MAC KENZIE
ADDRESS:
CITY: JORDAN VALLEY
PHONE NUMBER: 208-000-0000

FIRST: G.A.
STATE: OR ZIP: 00000

OWNER CODE: C

LAST: MAC KENZIE
ADDRESS: RT 1, BOX 210
CITY: MARSING
PHONE NUMBER: 208-896-4441

FIRST: KENNETH
STATE: ID ZIP: 83639

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

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 / REMARKS:

A. AJ CLAIM: # A55-02107 PRIORITY DATE: 06-05-1920 STAGE: L
B. WR RECORD: # 55-02107 PRIORITY DATE: 06-05-1920 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
10

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
06-05-1920

REVIEWED BY

Linda Werner

DATE

10-1-92

=====

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A55-02107	08S	04W	9		NE	SW		OWYHEE

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: COTTONWOOD CREEK

TRIB: SOUTH BOULDER CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
55-02107	08S	04W	9		NE	SW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD
NONE

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

SOURCE: COTTONWOOD CREEK

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
NO
NI

REMARKS:

The source is listed as Cottonwood cr. on license; but make the O-P quad on D.O.T. maps list it as named. Since its licensed this way & there's nothing to show its not named this I will recommend as licensed.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
8S	4W	9	—	NE	SW	—	OWY.

SOURCE: COTTONWOOD CREEK

TRIB: SOUTH BOULDER CREEK

REVIEWED BY: Linda Warner

DATE: 10-1-92

A. ROOT WATER RIGHT NUMBERS: A55-02107
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	9	SW	NW		MAC KENZIE , G.A.	A55-02107 / 8.0	55-02107 / 8.0			
			SW	NW		MAC KENZIE , KENNETH		55-07397 /			8
08S	04W	9	SE	NW		MAC KENZIE , G.A.	A55-02107 / 7.0	55-02107 / 7.0			7
TOTAL ACRES							A55-02107	15.00		15.00	

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

Verified acreage on 1979 O-P quad & 1987 Napp.

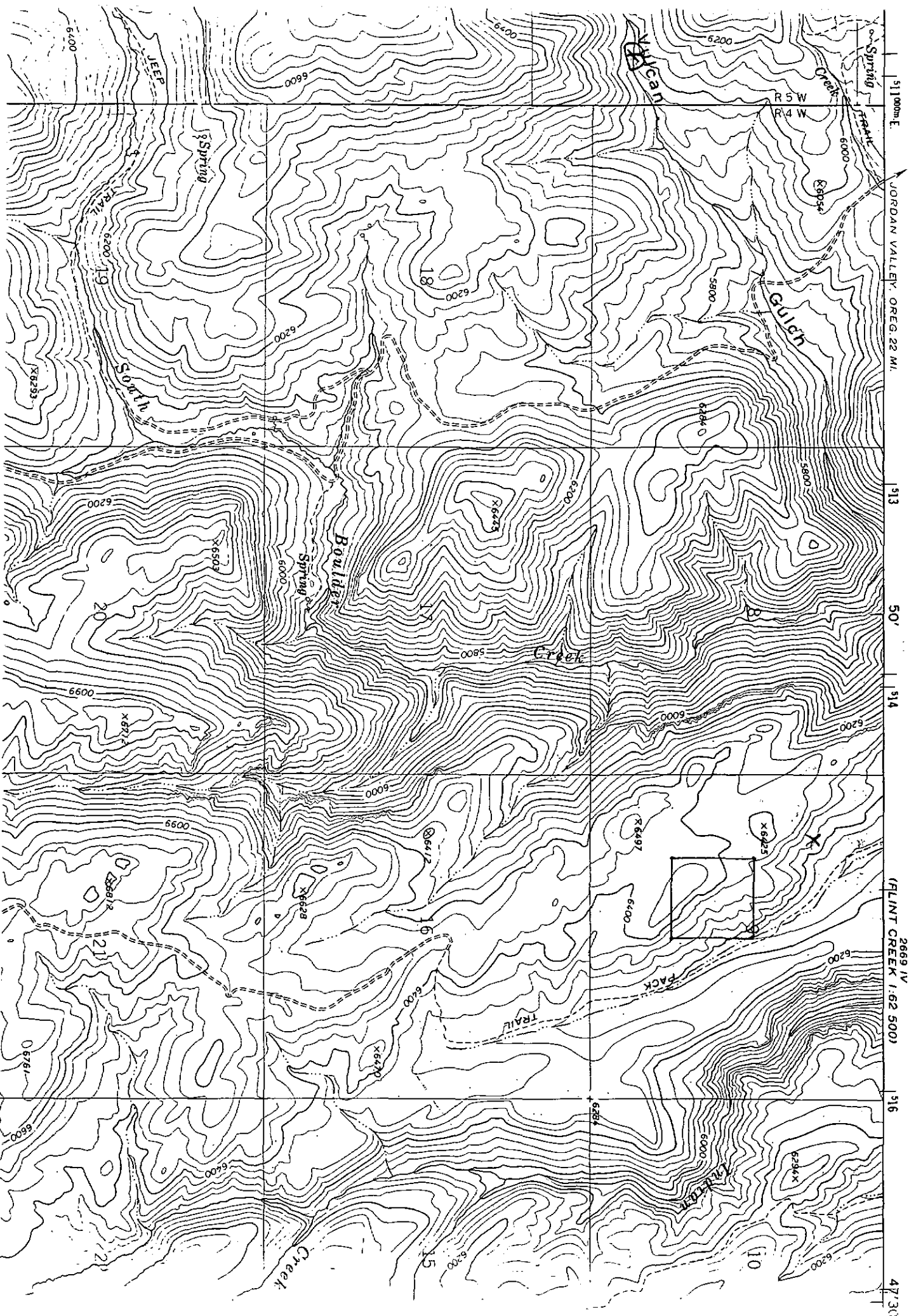
RECOMMENDATIONS:

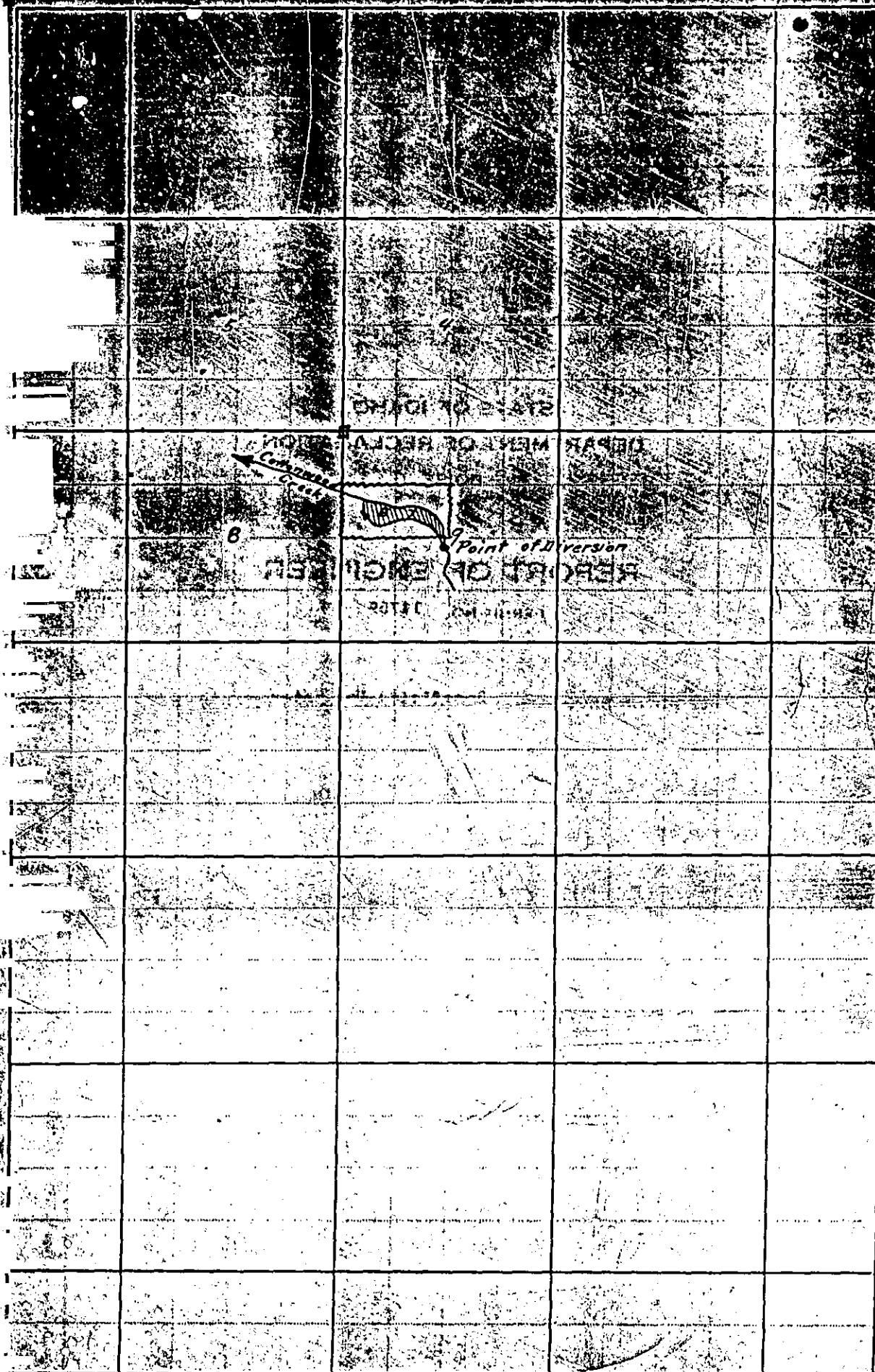
TOTAL ACRES: 1.5

REVIEWED BY: Linda W. W. W.

DATE: 10-1-92

T 85, R 44, ^{POU} Sec 9, NESW
455-02107





1/2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

MAP from 55-2107 T8S R4W 14759

A. AJ CLAIMED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
A55-02107	IRRIGATION	FROM 05-01	TO 07-01		.300 CFS
A55-02107	DOMESTIC	FROM 01-01	TO 12-31		.020 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					.300 CFS

B. WR RECORDED USES:

	PURPOSES	FROM	MONTH/DAY	TO	DIVERSION QUANTITY
55-02107	IRRIGATION	FROM	TO		.300 CFS
55-02107	DOMESTIC	FROM	TO		.300 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED					.300 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()

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(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.300 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.300 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 A

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

 N/A

, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) 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

 P55-7397 for stockwater usage.

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 15 x 0.02 CFS/ACRE = 0.30 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 = 37.5 AF/A 2.5
ACRES 15 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =
TOTAL CONSUMPTIVE USE 52.5 AF/A 37.5

3. IRRIGATION DIVERSION VOLUME N/A

CLAIMED DIVERSION VOLUME = 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.)

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 0.300 <u>0.30</u>	DATABASE EXAMINER <u>N/A</u>	DATABASE EXAMINER 37.5 <u>52.5</u> 37.5
DOMESTIC	01-01 12-31	0.020 <u>0.02</u>		
TOTAL FOR THIS RIGHT		0.300 <u>0.30</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: 55-02107

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.600	EXAMINER	CFS
-----------------------------------	-------------------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A55-02107	0.300	-	-	55-02107	0.300
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		11.100				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. W.R. Agent

Water Right Number - 55-02107

Prefix Translation: WATER RIGHT

Old (D) Number - 14759

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

*** C - CURRENT OWNER ***
MACKENZIE

G.A.

1 -
2 -
3 -

City- JORDAN VALLEY

State- OR Zip-

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/05/1920 14 WESTERN I- LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
COTTONWOOD CREEK SOUTH BOULDER CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
08S 04W 9 NE SW (73) OWYHEE 272.0 313.0 152.0 21.0 6.0 5.0 1.8+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 0.300
43 - DOMESTIC+ - Total Div. Rate ~ + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.300+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 04W 9 SW NW 8.0 01 IRRIGATION (73) OWYHEE
08S 04W 9 SE NW 7.0 01 IRRIGATION (73) OWYHEE
Total Acres: 15.0

+ - - Diversion Means -

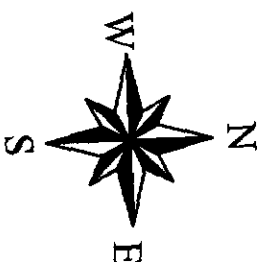
+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

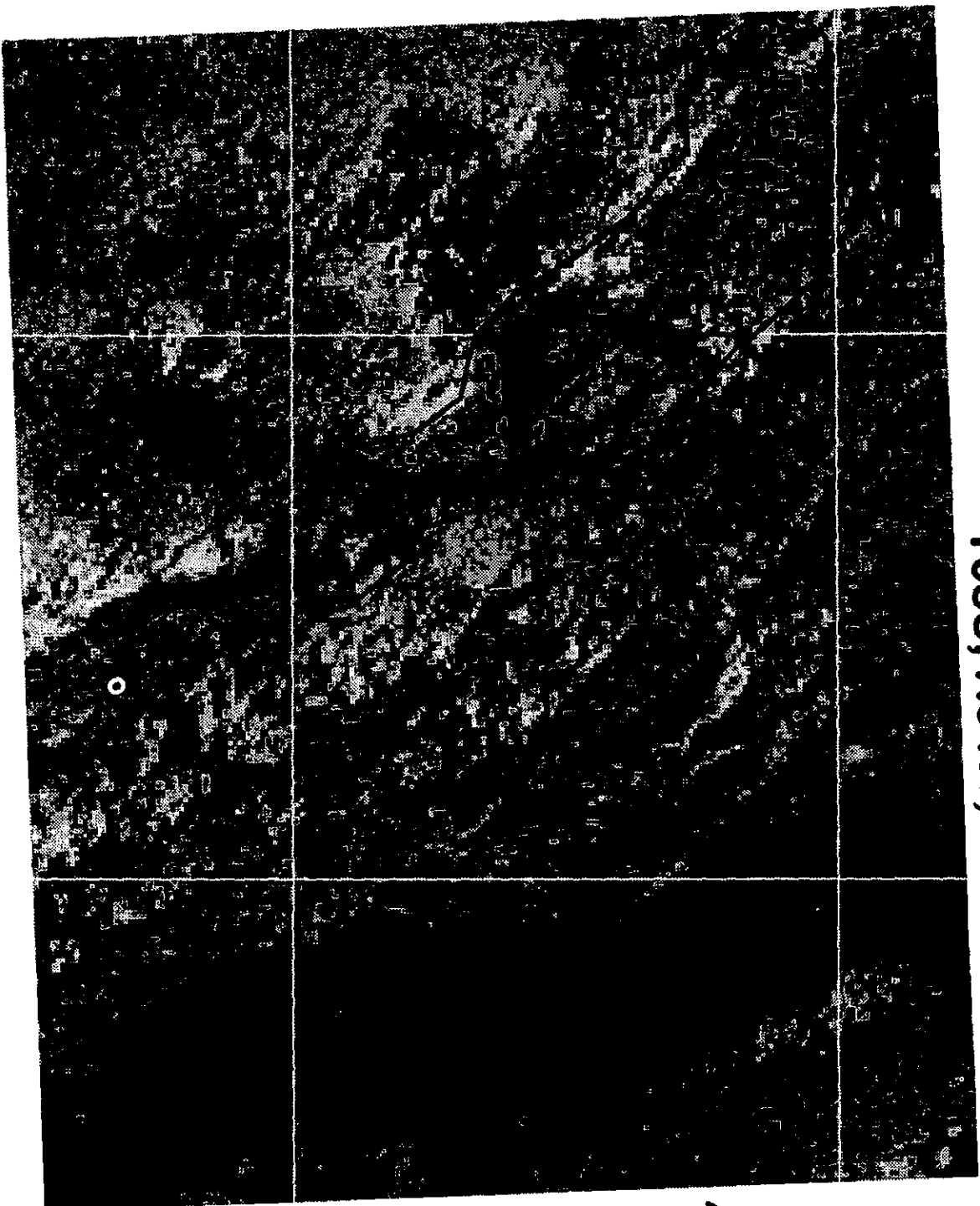
+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

05/24/91 01:23:37
Page 2

IDAHO DEPARTMENT OF WATER RESOURCES T08S, R04W, S9



1987 NAPP PHOTO



 SECTION LINES

 POD

 PLACE OF USE

1/4 1/4 LINES

6 ACRES

CLAIM(S) : 55-02107

OWNER(S): KENNETH MAC KENZIE

Prepared by: Mel Schulte

Date: 2/7/1998

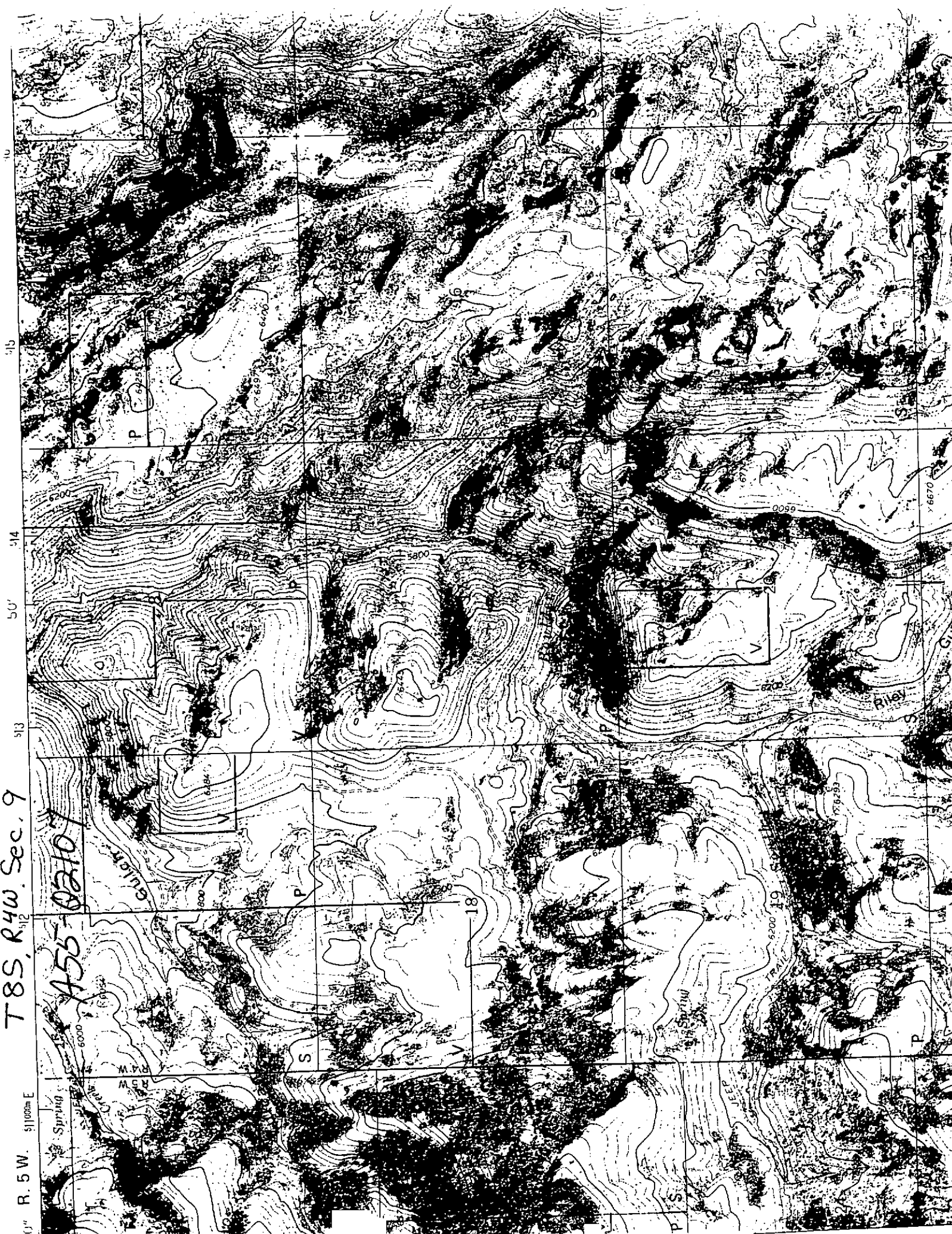
TOTAL ACRES = 15



T8S, R4W, Sec. 9

6" R. 5 W. 511000m E

A55-02107



License and Certificate of Water Right

Vol. 10, No. 12

1-800-1-5-5-70

[illegible][illegible]

North Atlantic Ocean, near the coast of the United States, and the Pacific Ocean, near the coast of the United States.

Description and location of sites

Top	Range	Size	Approx. Volume	No. Acres Described in Permit	No. Acres Actually Irrigated
100	100	100	100	100	100

The right to the use of all, or part of, such information in connection with the use herein described, is provided to the user on a non-exclusive basis.

WITNESSED and attested at the County Court in and for the County of San Diego, California, this 20th day of January, 1964.

O. SWENDBERG
Commissioner of Reclamation



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
396-4441

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,

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 indicate the point of diversion & place of use on map attached.

IN RE
OF RIG
THE S

CT OF THE
FALLS

BER: 39576
A55-2107
12-13-88
LW

WATER RIGHT 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) June 5, 1920

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

4. a. Location of existing point of diversion is: Township 8S Range 4W Section 9,
_____ 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

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

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

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

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

MICROFILMED
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 0.30 or 0.30

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) 0.30 cfs and/or (b) acre feet

8. Total consumptive use claimed is 37.5 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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	9							8	7									15

Total number of acres irrigated 15

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 ☒

14. Remarks:

Last Name MacKenzie Ident No.

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The lines are oriented horizontally and vertically. The grid is composed of 16 columns and 16 rows of these squares.

MICROFILMED
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 Werner
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

+ 86, K400, sec. 7
55-2107

