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Documents
In File

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: **A65-08285**
Date Received: 3/21/1989
Receipt No: X999999
Received By: _____

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

1. Name: THOMAS PATRICK MC GRATH 208-462-3723
Address: 2342 MIDDLE FORK RD
GARDEN VALLEY ID 83622
2. Date of Priority: JUN 1, 1881
3. Source: SPRING Trib. to: PAYETTE RIVER, MIDDLE FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	27		NE	NE		BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	23	SW	SW		DOMEST	

11. Place of use in counties: BOISE

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

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13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY KW 10/27/92.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree 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/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 _____

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
JUN - 1 1992

DATE OF CLOSING: _____

Department of Water Resources
Bureau of Land Management

LEGAL DESCRIPTION OF PROPERTY: Township 10 N Range 4 E
Section 27, NE 1/4 of NE 1/4 of 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet. SEE ATTACHED

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 65-8285
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Pine Tree Ranch Inc.
Garden Valley, ID 83622
- ☐ New Owner/Claimant (Purchaser): Thomas Patrick McGrath
- ☐ New Mailing Address: 2342 Middle Fork Rd
Garden Valley, ID 83622
- ☐ New Telephone Number: (208) 462-3723
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes Xno
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: See Attached Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s): Thomas McGrath Date 5-28-92
- ☐ Signature of Former Owner/Claimant(s): Pine Tree Ranch Inc. by: [Signature] Date May 28, 1992

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

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources; Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

FOR VALUE RECEIVED, PINE TREE RANCH, INC., an Idaho corporation, the Grantor, does hereby grant, bargain, sell, and convey unto Thomas Patrick McGrath, a single man, the Grantee, whose current address is P.O. Box 4079, Ketchum, Idaho 83340, the following described property situated in Boise County, State of Idaho, hereinafter called "the property":

A parcel of land situate in the East One-half of Section 27 and in the West One-half of Section 26, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho, being more particularly described as follows:

Commencing at the east quarter corner of said Section 27, which lies S01°33'49"W, 2,641.38 feet from the northeast corner of said Section 27; thence N26°21'23"E, 724.82 feet along a random line to the most northerly corner of Lot 26 of Pine Tree Ranch Subdivision No. 4, as shown on the official plat thereof on file in the office of the Boise County Recorder, which corner also lies on the westerly boundary of right-of-way described in Instrument Number 51113, records of Boise County, which corner is also the Real Point of Beginning:

Thence the following courses and distances along the northeasterly boundary of said Pine Tree Ranch No. 4 Subdivision:

N82°48'32"W, 77.61 feet;
S86°06'21"W, 54.82 feet;
N61°25'35"W, 118.60 feet;
N89°07'40"W, 149.28 feet;
S54°12'04"W, 71.45 feet;
N30°04'24"W, 83.55 feet;
S79°17'56"W, 133.74 feet;
S52°23'53"W, 56.08 feet;
N33°03'52"W, 192.04 feet;
N56°47'48"W, 53.15 feet;
S61°34'24"W, 86.56 feet;
N37°46'37"W, 116.62 feet;
N74°51'48"W, 261.10 feet;
N11°20'09"E, 103.84 feet;
N33°38'13"W, 92.40 feet;
N65°51'28"W, 95.08 feet;
N84°23'41"W, 67.36 feet;
S78°11'24"W, 58.83 feet;
N59°17'21"W, 70.44 feet;
N24°34'50"E, 59.21 feet;
N66°17'10"W, 70.35 feet;

S57°17'29"W, 97.88 feet to the southeasterly boundary of land described in Instrument Number 88192, records of Boise County;

Thence N18°31'35"E, 898.60 feet along the southeasterly boundary of land described in said Instrument Number 88192;

Thence N25°07'11"E, 608.70 feet (previously described as N25°07'11"E, 608.88 feet) along the southeasterly boundary of land described in said Instrument Number 88192 to the southwesterly boundary of Pine Tree Ranch Subdivision No. 8, as shown on the official plat thereof on file in the office of the Boise County Recorder

Thence the following courses and distances along the southwesterly boundary of said Pine Tree Ranch Subdivision No. 8:

S74°23'10"E, 199.71 feet;
S60°15'20"E, 175.45 feet;
S78°04'01"E, 285.21 feet;

N89°47'44"E, 171.93 feet to the westerly boundary of right-of-way described in said Instrument Number 51113;

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Thence the following courses and distances along the westerly boundary of right-of-way described in said Instrument Number 51113:

S05°58'55"E, 80.55 feet (previously described as S06°57'E);
S00°13'55"E, 97.06 feet (previously described as S01°12'E);
S04°14'06"W, 60.30 feet (previously described as S03°16'W);
S06°01'05"W, 280.45 feet (previously described as S05°03'W);
S01°08'55"E, 105.69 feet (previously described as S02°07'E);
S13°41'55"E, 80.28 feet (previously described as S14°40'E);
S19°04'55"E, 951.70 feet (previously described as S20°03'E);
S05°04'55"E, 89.77 feet (previously described as S06°03'E);
S08°19'05"W, 139.81 feet (previously described as S07°57'W) to the Real Point of Beginning.

Comprising 47.038 acres, more or less.

AND RESERVING unto the Grantor, its successors and assigns a nonexclusive perpetual easement for ingress-egress, public utilities, irrigation and drainage easement, 25 feet in width, lying southwesterly of and adjacent to the northeasterly boundary of the above described land, which is 832.30 feet in length;

AND RESERVING ALSO unto Grantor, its successors and assigns, perpetual easement over, under and across the property described in Exhibit "A" hereto and incorporated herein by this reference, for installation and maintenance of drainfields, pipes and accessory equipment for the transmission and disposal of sewage from and for the benefit of the owners Lots 1, 2, 3 and 4 of Pine Tree Ranch Subdivision No. 12, according to the official plat thereof in the office of the Recorder of Boise, County, Idaho, including the right of Grantor, and its successors and assigns to enter upon the above-described lands of Grantee for the purpose of maintaining the said easement and sewage transmission and disposal systems.

SUBJECT TO Covenants, restrictions and reservations set forth in the Declaration of Covenants, Conditions and Restrictions for (McGrath) filed on _____, 19__, as Instrument No. _____, Records of Boise County, State of Idaho;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances except those presently of record and hereinabove set forth, according to the Records of Boise County, State of Idaho, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED effective the 11th day of October, 1991.

PINE TREE RANCH, INC.

By [Signature]
Larry G. Throngard, President

Attest: [Signature]

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POOR ORIGINAL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL) 11


NOTARY PUBLIC FOR IDAHO

Residing at:

Boise, ID

My Commission Expires:

8-11-1993

STATE OF IDAHO

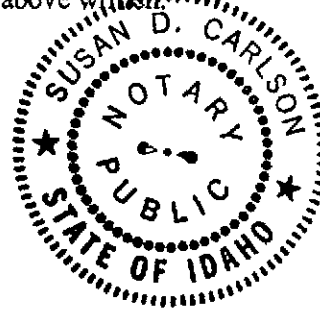
)
) ss.

County of Blaine

On this 25th day of September, 1991, before me, a Notary Public for the State of Idaho, personally appeared LARRY STONE, known to me to be the Assistant Secretary of PINE TREE RANCH, INC., that executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)



Susan D Carlson
NOTARY PUBLIC FOR IDAHO

Residing at:

Hailey, Idaho

My Commission Expires:

March 28, 1993

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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: 65-08285
DATE RECEIVED: 3-27-89
RECEIPT NO: X999999
RECEIVED BY: DE ~~JA~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: PINE TREE RANCH, INC.
ADDRESS:

GARDEN VALLEY, ID 83622

2. DATE OF PRIORITY: JUN 01, 1881

3. SOURCE: SPRING TRIB. TO: PAYETTE RIVER, MIDDLE FORK

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
10N	04E	27		NE	NE		BOISE

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR) 1.20 A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
10N	04E	23	SW	SW		DOMEST	

11. PLACE OF USE IN COUNTIES: BOISE, BOISE

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

65-08285

PAGE 1

DATE: 03/04/89

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13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS DECREE 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/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): _____ DATE: _____
_____ DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM President OF
_____ TITLE

President, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS President OF

President TITLE
AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION

FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Bose) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 20th DAY
OF March 19 89

Barbara Schenck
NOTARY PUBLIC

SEAL

RESIDING AT Garden Valley
MY COMMISSION EXPIRES December 12, 1992

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Pine Tree Ranch, Inc. CLAIM IDENT. NO. 65-08285

DATE RECEIVED 3-21-89 CK # Exempt AMOUNT \$

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☐	☒	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☐	☒	
Is the consumptive use correct?	☐	☒	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.	☐	☒	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☐	☒	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☐	☒	
15. Is the basis of the claim indicated?	☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	☐	☒	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
19. Was this claim filed on time, or was an extension granted?	☒	☐	*
20. Is the fee enclosed correct?	☐	☒	*
21. If this claim is based on an existing water right, has the identification number been entered?	☐	☒	
22. Should this claim be receipted and data entered?	☒	☐	

Claim checked by: JDH Date: 3-21-89Claim must be returned to claimant: (Yes) ☒ (No)Claimant must be notified of modifications: (Yes) ☒ (No)

Receipt Prepared by: Exempt Date:

Claim data entered by: Date: Checked by: Date:

Sent to claimant by: Date:

Comments:

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Water Right Number - R65-08285

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MC GRATH

THOMAS PATRICK

1 - 2342 MIDDLE FORK RD

2 -

3 -

City- GARDEN VALLEY

State- ID Zip- 83622

Phone - 208-462-3723

*** O - ORIGINAL OWNER ***

PINE TREE RANCH INC

1 -

2 -

3 -

City- GARDEN VALLEY

State- ID Zip- 83622

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1881 14 WESTERN I - DISALLOWED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING PAYETTE RIVER, MIDDLE FORK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

10N 04E 27 NE NE (15) BOISE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.040 1.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 1.20 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

10N 04E 23 SW SW 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - PUMP & PIPELINE

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

GEN FORFEITED/ABANDONED
DUE TO NON-USE FROM 1968 TO 1989.
FILED UNDER RIGHT NO. 65-13440, NO SRBA CLAIM REQUIRED.

Water right number - R65-08285

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
P04 - FORFEITED/ABANDONED: This is included for a claim based on a
- decree or license that is PROPOSED to be disallowed on the basis
- that the water right no longer exists because forfeiture of the
- right by nonuse was confirmed and a defense to forfeiture was not
- confirmed, or because abandonment of the right was confirmed.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - - - Comments - - - - - +
Date: 03/10/1997 User Id: CORR1 Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY KW 10/27/92.
Date: 04/16/1999 User Id: KWATERS Subject: DISALLOWED
PER MEMO IN FILE, CLAIMANT STATES NON-USE FOR 25 YEARS ON THIS CLAIM AS DECREED. CLAIMANT FILED PERMIT 65-13440 DESCRIBING
ACTUAL USE WHICH IS NOW LICENSED.
Date: 04/06/2000 User Id: JSHURTE Subject: CHANGE TO ENDING DATE OF FORFEITURE
DUE TO THE NEW FORFEITURE MEMORANDUM FROM NORM YOUNG DATED MARCH 24, 2000, FORFEITURE IS TOLLED ON THE DATE THAT THE ADJUDICATION
CLAIM IS FILED. THEREFORE, THIS CLAIM WAS ORIGINALLY FILED IN 1989, SO THE DATES WILL SHOW FORFEITURE DUE TO NON-USE FROM 1968
TO 1989.

+ - - Audit Fields - - +
04/06/00 JSHURTE

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

Water Right Number - R65-08285

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MC GRATH

THOMAS PATRICK

1 - 2342 MIDDLE FORK RD

2 -

3 -

City- GARDEN VALLEY

State- ID Zip- 83622

Phone - 208-462-3723

*** O - ORIGINAL OWNER ***

PINE TREE RANCH INC

1 -

2 -

3 -

City- GARDEN VALLEY

State- ID Zip- 83622

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1881 14 WESTERN 1 - DISALLOWED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING PAYETTE RIVER, MIDDLE FORK

+ - - - - Point of Diversion - - - - - +

+ - - - - TwN Rng Sec Tract Lot RFlg County
10N 04E 27 NE NE (15) BOISE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.040 1.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 1.20 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

10N 04E 23 SW SW 43 DOMESTIC (15) BOISE

Total Acres:

+ - - Diversion Means - PUMP & PIPELINE

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

GEN FORFEITED/ABANDONED
DUE TO NON-USE FROM 1968 TO PRESENT.
FILED UNDER 65-13440, NO SRBA CLAIM REQUIRED.

Water right number - R65-08285

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +

STATE OF IDAHO

+ - - - Decree Defendant - - - +

A & C CORP., ET AL.

+ - Decree Date - +

01/21/1986

+ - - - - Comments - - - - - +

Date: 03/10/1997 User Id: CORR1 Subject: COPIED FROM REMARKS

OWNERSHIP CHANGED BY KW 10/27/92.

Date: 04/16/1999 User Id: KWATERS Subject: DISALLOWED

PER MEMO IN FILE, CLAIMANT STATES NON-USE FOR 25 YEARS ON THIS CLAIM AS DECREED. CLAIMANT FILED PERMIT 65-13440 DESCRIBING
ACTUAL USE WHICH IS NOW LICENSED.

+ - - Audit Fields - - +

10/15/99 SBOCK

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

04/16/99 13:24:31
Page 1

Water Right Number - R65-08285

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MC GRATH

THOMAS PATRICK

1 - 2342 MIDDLE FORK RD

2 -

3 -

City- GARDEN VALLEY

Phone - 208-462-3723

State- ID Zip- 83622

*** O - ORIGINAL OWNER ***

PINE TREE RANCH INC

1 -

2 -

3 -

City- GARDEN VALLEY

Phone - 208-000-0000

State- ID Zip- 83622

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1881 14 WESTERN I - DISALLOWED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
SPRING PAYETTE RIVER, MIDDLE FORK

+ - - - - Point of Diversion - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County
10N	04E	27	NE NE		(15)	BOISE

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040	1.20

Total Div. Rate - +	Total Div. Volume - +	Total Consumptive Use - +	KW Usage - +
0.040	1.20	0.0	

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10N	04E	23	SW SW			43	DOMESTIC	(15) BOISE

Total Acres:

+ - - Diversion Means - PUMP & PIPELINE

+ - - Non-Irrigation Use - 1 HOUSE

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

GEN SEE NO. 65-13440

FOR /AB

Nonuse ———— Present

Filed under # ———— no SRBA claim req.

Water right number - R65-08285

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - - - Comments - - - - - +

Date: 03/10/1997 User Id: CORR1 Subject: COPIED FROM REMARKS

OWNERSHIP CHANGED BY KW 10/27/92.

Date: 04/16/1999 User Id: KWATERS Subject: DISALLOWED

PER MEMO IN FILE, CLAIMANT STATES NON-USE FOR 25 YEARS ON THIS CLAIM AS DECREED. CLAIMANT FILED PERMIT 65-13440 DESCRIBING
ACTUAL USE WHICH IS NOW LICENSED.

+ - - Audit Fields - - +

04/16/99 KWATERS

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X999999	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

AJ5809NP
No. R65-08285

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/27/99
PAGE: 93

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS PATRICK MC GRATH 2342 MIDDLE FORK RD GARDEN VALLEY ID 83622 (208) 462-3723	06/01/1881	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	1.20 AFA

Water Source: SPRING

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: ~~DECREED~~ C

Point(s) of Diversion:

T10N R04E S27

NENE

BOISE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10N	04E	23	:																

POU County: BOISE

Non-Irrigation Uses: 1 HOUSE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-08285

Other Water Rights Listing Overlapping Place(s) of Use:
A65-03222 A65-08290 R65-03222 R65-08290

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: ~~EXP~~ RP 10N04E234852A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Comments: Date: 03/10/1997 User-ID: CORR1 Subject: COPIED FROM REMARKS
OWNERSHIP CHANGED BY KW 10/27/92.

Audit: 03/10/97 CORR1

add comment - per memo in file claimant states non-use for 25 years on this claim as decreed. applicant filed permit 65-13440 on recent use now licensed.

WR5809NP
No. 65-08285

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/22/98
PAGE: 12

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PINE TREE RANCH INC. GARDEN VALLEY ID 83622	06/01/1881	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRING

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: DECREED

Point(s) of Diversion:

T10N R04E S27

NENE

BOISE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
10N	04E	23	:																			:
			:																			:

Pou County: BOISE

Dates:	App. Received:	Priority Date:	06/01/1881
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 07/20/89 CURTIS

MEMORANDUM

DATE: 23-Mar-1993 11:32

TO: FILE A65-08285

FROM: KAY WALKER 

RE: STATUS OF RIGHT

Mr. McGrath came into the office today to file a transfer to change the place of use of this right. In talking with him, it came out that the water from this spring had not been used at the decreed place of use for approx. 25 years. In light of this, I recommended that he file an application for permit for his use of this water. He filed Application for Permit 65-13440 which will cover his domestic use.

This claim should be recommended for disallow for non-use.

MICROFILMED

AUG 03 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 11, 1993

RE: Notice of Claim to a Water Right No. A65-08285

Thomas Patrick McGrath
2342 Middle Fork Rd.
Garden Valley, ID 83622

Dear Mr. McGrath:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the water right covered under the original filing.

Also enclosed is an Application for Transfer form and instructions for completion of the application. I have enclosed a map showing where the water right is on record of being diverted and used. If I remember correctly, you wanted to transfer the place of use of this right to your home. I am sorry this has taken so long to get out to you.

If you need help completing the transfer form bring it in to our office for assistance. If I can be of any assistance, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED
AUG 03 1994

OLD (D) NUMBER -

STATE- ID ZIP- 83622

+ - - AUDIT FIELDS - 03/28/89 HARRIS

WATER RIGHT NUMBER - A65-08285

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 03/21/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	- 65
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP10N04E234852A

DATA ENTRY

ENTERED

CHECKED

[Signature]
7/4 3 10

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
JUN 29 1992

CERTIFIED
JUN 29 1992
WATER EXAMINER