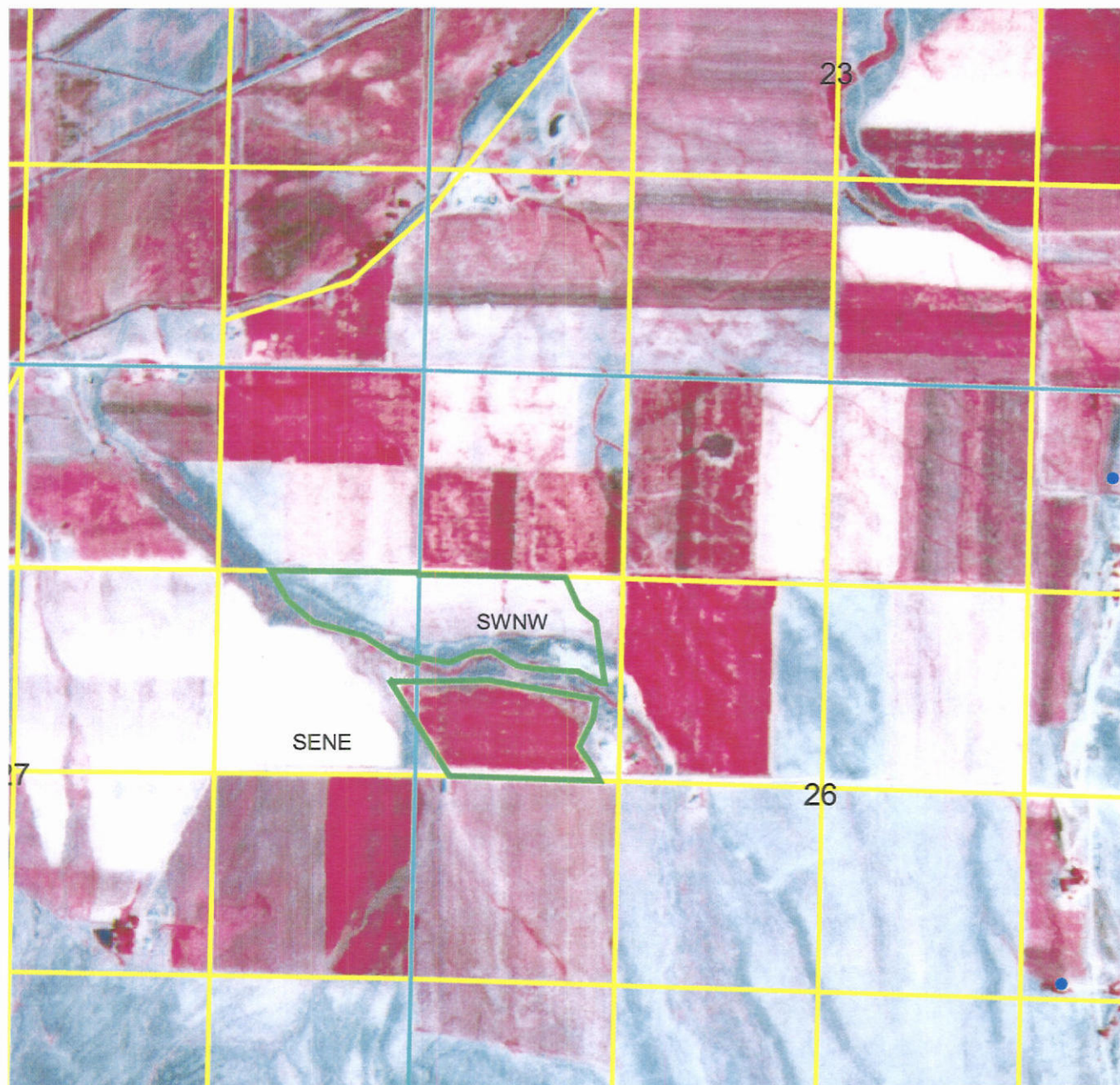
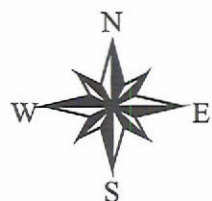


Idaho Dept. of Water Resources

Claim No(s): 65-12760B
T07N, R01E, Sec 26, 27
Created by: Sue Bock
Date: 9/22/2000

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



0 1000 2000 3000 Feet



1987 NAPP Photo

PSA Aerial Photo DAW 10-1-99
6600 Scale.

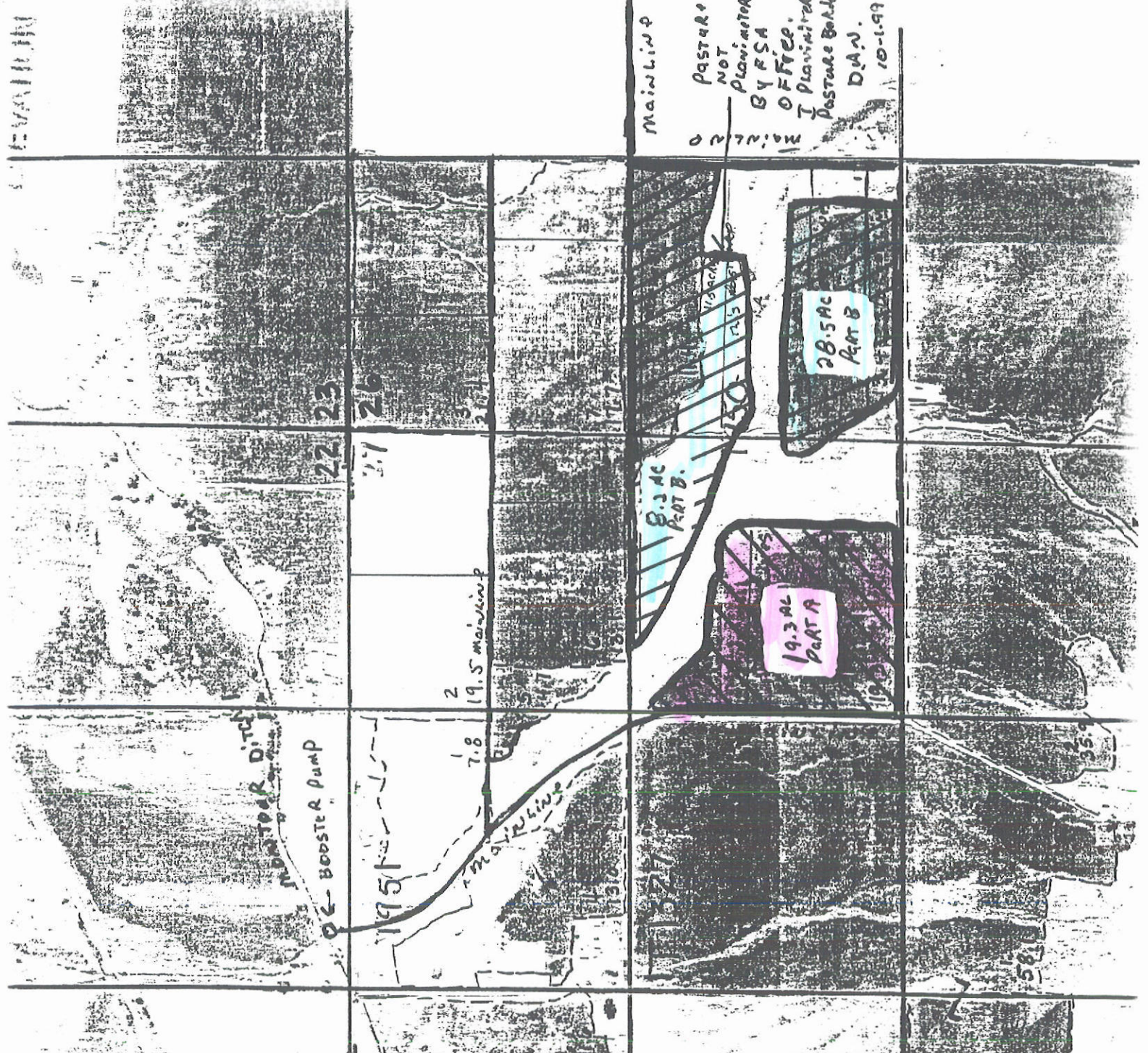
PLEASE NOTE: A 11.5 acre AGSTAR WAS NOT PLANNIMETERED BY THE FSA OFFICE I PLANNIMETERED TWIST ACRES AND VERIFIED FIELDS ~~BE~~ PLANNIMETERED BY FSA.

TOTAL ACRES IRRIGATED
FOR THIS PERMIT (65-12760)
IS 56 ACRES.

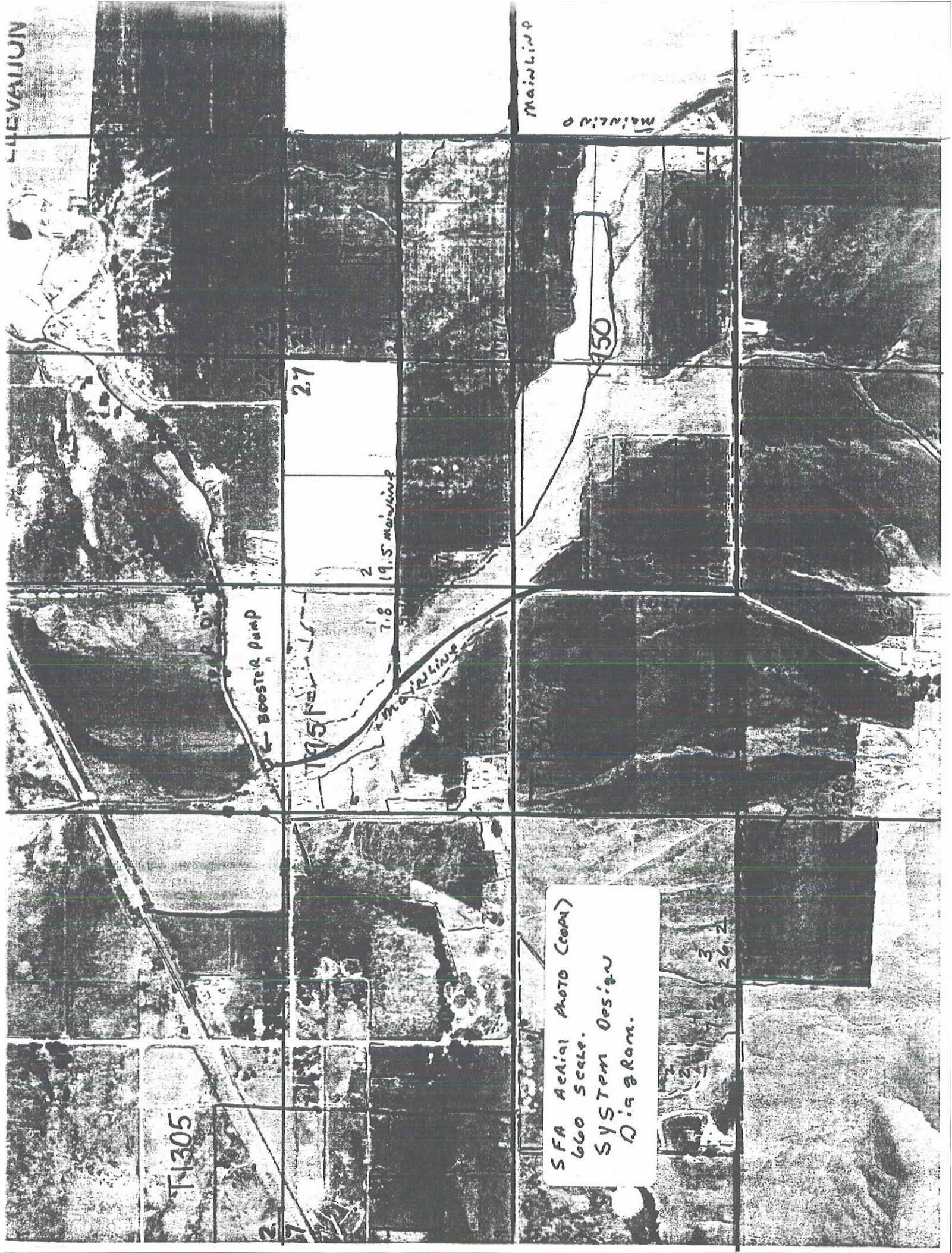
HOWEVER, THIS PERMIT
SHOULD BE SPLIT INTO
2 PARTS BECAUSE THERE
ARE 2 SEPARATE SYSTEMS.
THE FOLLOWING IS THE
NUMBER OF ACRES FOR
EACH PORTION OF THE
WATER RIGHT.

THESE ARE THE
ACRES IRRIGATED
UNDER THE "A"
PORTION OF THIS RIGHT
A TOTAL OF 19.3 ACRES.

These are the
acres irrigated
under the "B"
portion of this right
a total of 36.7 acres



ELEVATION



T1305

27

BOOSTER PUMP

27

19.5 mainline

7.8

mainline

mainline

SFA Aerial Photo (Coan)
660 Scale.
SYSTEM Design
Diagram.

T1450

3

26.2

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 65-12760B
Date Received: 8/3/00
Receipt No:
Received By: W420758

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

1. Name of Claimant(s)

Name: JUDY MC CONNEL Phone: (208)584-3314

Address: 10040 GATFIELD RD
EMMETT ID USA 83617

Name: ALVA B MC CONNEL Phone: (208)5843314

Address: 10040 GATFIELD RD
EMMETT ID USA 83617

Name: LON MC CONNEL Phone: (208)584-3314

Address: 10040 GATFIELD RD
EMMETT ID USA 83617

Name: COLINE MC CONNEL Phone: (208)584-3314

Address: 10040 GATFIELD RD
EMMETT ID USA 83617

2. Date of Priority: 01/31/1986

3. Source: PAYETTE RIVER Trib. to: Snake River

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County
07N	01E	24	SW	SE	9	GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.74	167

7. Total Quantity Appropriated is:
0.74 C.F.S. and/or 167 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	01E	26	SW	NW	IRRIGATION	29
					Section Acres	29
07N	01E	27	SE	NE	IRRIGATION	8
					Section Acres	8
					Total Acres	37

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

15. Basis of Claim: License

16. Signature(s)

Western

State of Idaho
Department of Water Resources
Water Right License

RECEIVED
MAR 17 2000

WATER RIGHT NO. 65-12760B

WATER RESOURCES
WESTERN REGION

Priority: January 31, 1986

Maximum Diversion Rate:

0.74 CFS

Maximum Diversion Volume:

167.0 AF

This is to certify, that ALVA B MC CONNEL
COLINE MC CONNEL
LON MC CONNEL
JUDY MC CONNEL

MONTOUR STAR RT
EMMETT ID 83617

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 31, 1986; and has submitted Proof of Beneficial Use on May 29, 1987. An examination indicates that the works have a diversion capacity of 2.080 cfs of water from:

PAYETTE RIVER tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/15	0.74 CFS	167.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 9 (SWSE), Sec. 24, Township 07N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	01E	26	SWNW	29		29
		27	SENE	8		8

Total number of acres irrigated: 37

CONDITIONS OF APPROVAL AND REMARKS

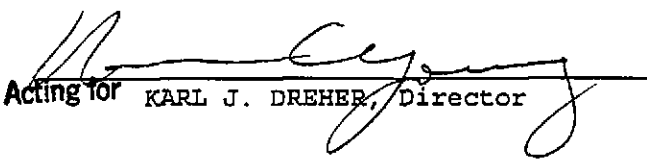
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. Upon specific notification by the Department, the right holder shall install a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works in a manner that will provide the watermaster suitable control of the diversion.

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-12760B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 15th day of MARCH, 2000.


Acting for KARL J. DREHER, Director

RECEIVE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

APR 22 1996

WATER RESOURCES
WESTERN REGIONIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number AL5-12760Date Received 4-22-96Receipt Number 10020758NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Alva Coline Judy - Lon McConnel Phone (208) 584-3314
Mailing Address Montour Star Route, Emmett, Id Zip 836172. Date of Priority (Only one (1) per claim) May 22, 19863. Source of water supply (a) Payette River
which is tributary to (b) SNAKE River4. a. Location of existing point of diversion is: Township 7N Range 1E Section 25,
SW 1/4 of NE 1/4 of 1/4, Govt. Lot, 4 B.M., County of GemAdditional points of diversion if any: Shown below

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

Township 7N Range 1E Section 24, SW 1/4 of SE 1/4 of 1/4,Govt. Lot 1 B.M., County of 300' N and 200' E of the SW corner of aboveending 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. Pump in Montour Ditch.Gravity flow from river to ditch. Pumps into Sprinkler
System which irrigates the west half of the property.The east half of the property is irrigated from a sprinkler system
in which the diversion point is a pump in the Payette River located as
described in 4-b above.

MICROFILMED

APR 22 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 11-1 amount 1.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

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

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

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	
7N	1E	27				40													40
		26							40										40

Total number of acres irrigated 80

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

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 for these lands but 65-0058 uses same system or None ()

14. Remarks:

Applicant takes water from Montour Farmers Ditch approx. 3 miles from River, to irrigate the west half of the property

MICROFILMED
OCT 21 1996

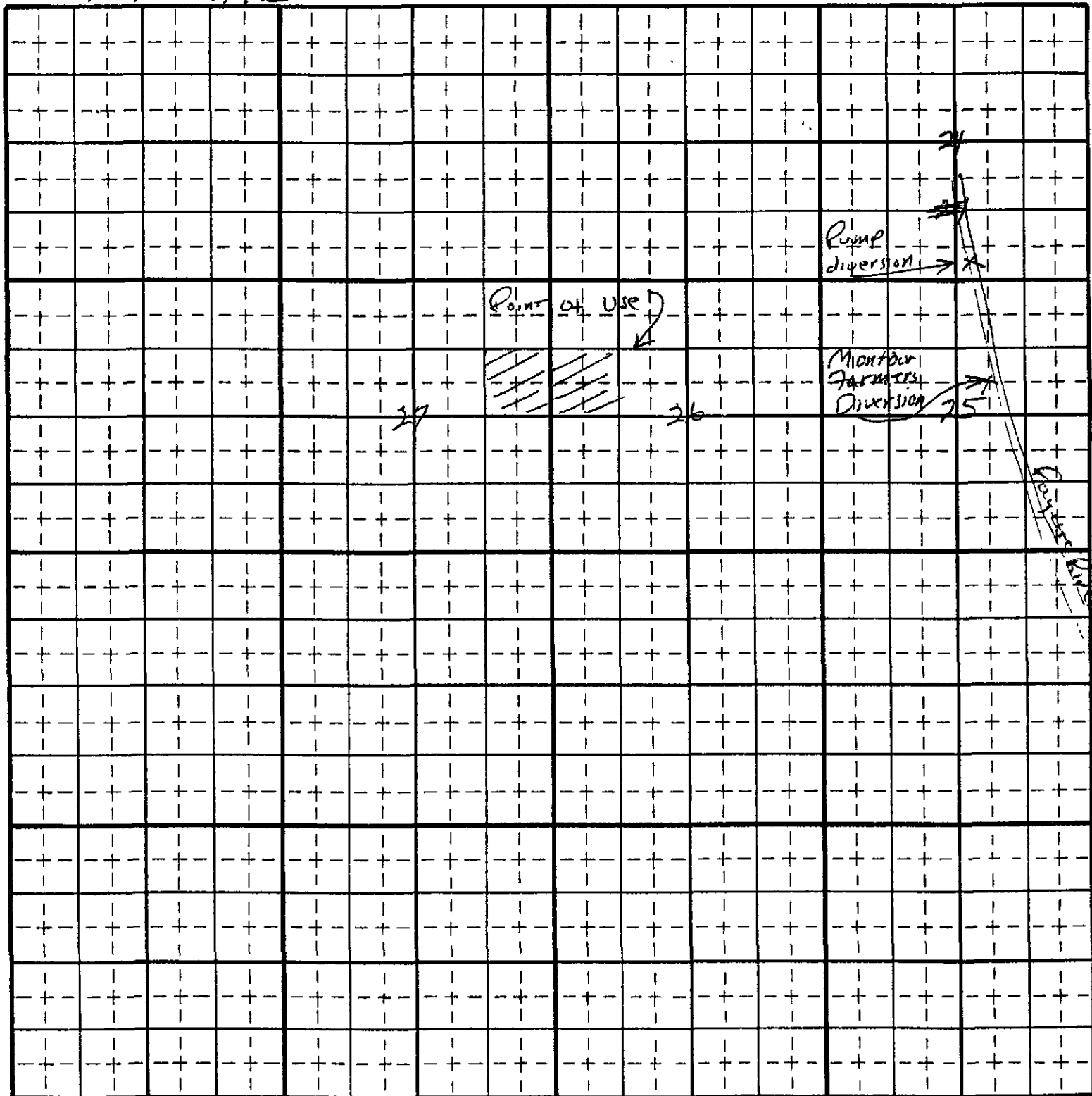
Last Name Mc Connell Ident No. 65-12760

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

T 7N R 1E



MICROFILMED

OCT 21 1996

Last Name Mc Connell

Ident No. 65-12760

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 65-12760 JUN 1, 1986
Court Fifth Judicial Dist Case Number 39576 Decree Date 1-31-86
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) Alvin B. McConnell Date _____
Don McCune Date 4-17-86

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 Lem) SS.

Subscribed and sworn (or affirmed) before me this 17th day of April 1986



Notary Public Louie Gorrone

Residing at Emmett, Idaho

My Commission Expires July 1997

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 _____

MICROFILMED
OCT 21 1996

Last Name McConnell Ident. Number 65-12760

Copies White-State, Yellow-Claimant

10/05/2000

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

RIGHT NUMBER: 65-12760B

NAME AND ADDRESS: ALVA B MC CONNEL
COLINE MC CONNEL
JUDY MC CONNEL
LON MC CONNEL
10040 GATFIELD RD
EMMETT, ID 83617

SOURCE: PAYETTE RIVER TRIBUTARY: Snake River

QUANTITY: 0.74 CFS
167 AFY

PRIORITY DATE: 01/31/1986

POINT OF DIVERSION: T07N R01E S24 LOT 9 SWSE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-01 11-15	0.74 CFS 167.0 AFY

PLACE OF USE:

IRRIGATION Within GEM County
T07N R01E S26 SWNW 29 T07N R01E S27 SENE 8
37 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

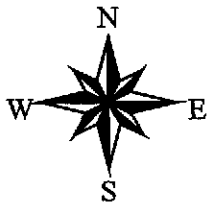
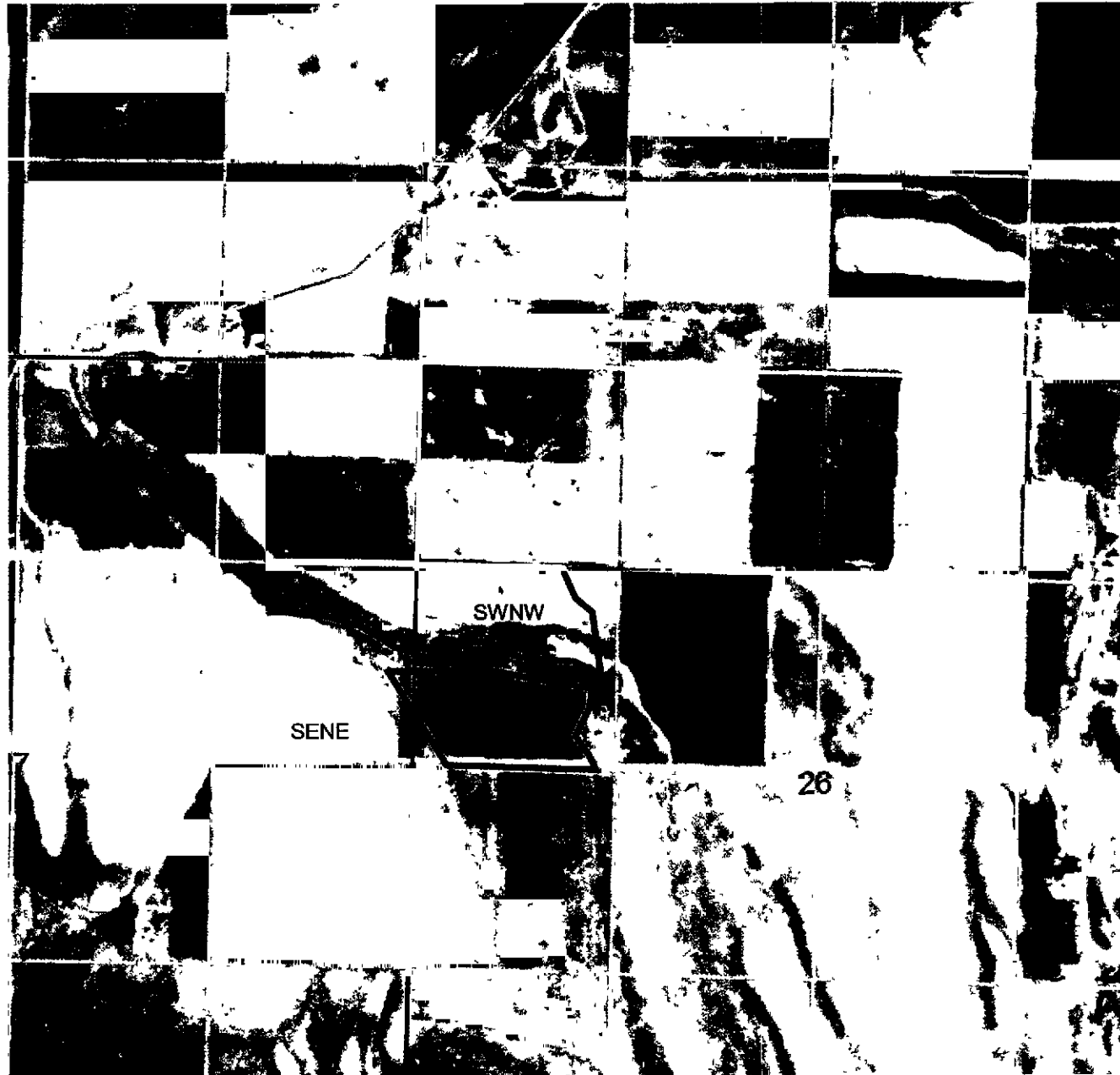
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE, SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Idaho Dept. of Water Resources

Claim No(s): 65-12760B
T07N, R01E, Sec 26, 27
Created by: Sue Bock
Date: 9/22/2000

-  Place of Use
-  Point of Diversion
-  Section lines
1/4 1/4 lines



0 1000 2000 3000 Feet

1987 NAPP Photo

T1305

FSR Aerial Photo DAW 10-1-99

600 Scale

Please Note: a 115 acre Pasture was not delineated by the FSA office & delineated these acres and verified fields

FSR delineated by FSA

To Total Acres Irrigated for this permit (65-12760) is 56 Acres.

However, this permit should be split into 2 parts because there are 2 separate systems

The following is the number of acres for each portion of the water right:



Those are the acres irrigated under the "A" portion of this right a total of 19.3 acres.



These are the acres irrigated under the "B" portion of this right a total of 36.7 acres

Booster Pump

Mountain Ditch

19.5 Mountain

19.5

7.8

8.2 AC

8.2 AC

19.3 AC

28.5 AC

MAINTAINED BY FSA
NOT PLANNING
PASTURE
OFFICE
I PLANNING
PASTURE
DAW 10-1-99

TF 305

SFA Aerial Photo Conn
600 Scale.
System Design
Diagram.

1951
1.0
19.5 mainline P
2.7
1950
Mainline P

ELEVATION



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season "

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

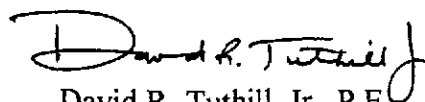
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

- 1 You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
- 2 You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
- 3 You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,


David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief