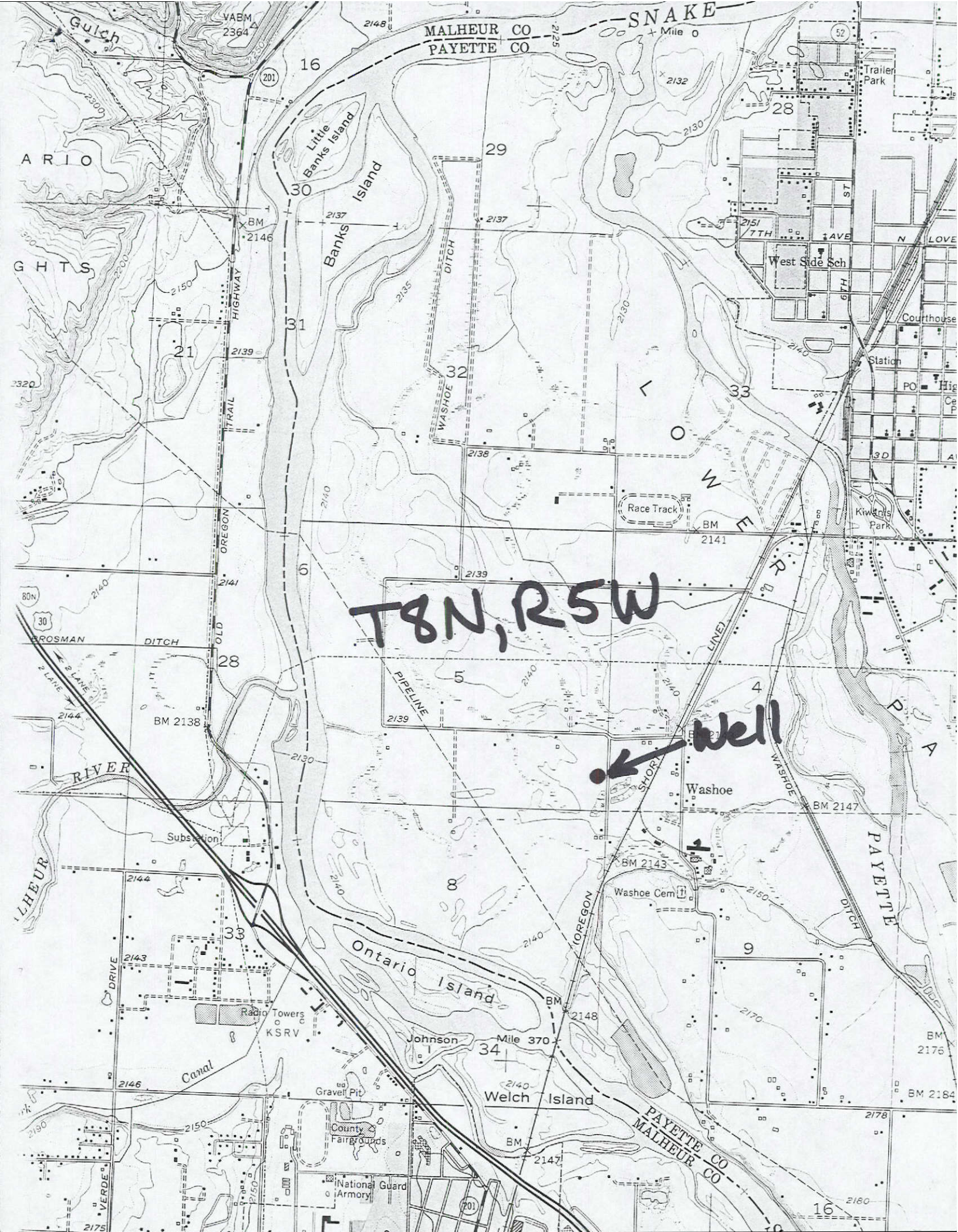




T8N, R5W

Well

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 65-22527
Date Received: 5/4/01
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

EASTERN WESTERN CORP Phone: (503)236-1978

MICHAEL E MC GINLEY PRESIDENT
1426 SE GIDEON ST
PO BOX 3228
PORTLAND OR USA 972083228

2. Date of Priority: 10/20/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	05W	5	SE SE	PAYETTE	

5. Description of diverting works:

6" well with electric pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.12	

7. Total Quantity Appropriated is:

0.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 500 Range Cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	05W	5	SE	SE	STOCKWATER	

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

This claim is based on right no. 65-72.

15. Basis of Claim: Decreed

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

Identification No. AL65-22527

Date Received 5-4-01

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.**

RECEIVED

MAY 04 2001

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly Eastern Western Corporation
Michael E. McGinley, President

1. Name of Claimant (s) _____ Phone (503) 236-1978

Mailing Address 1426 SE Gideon St., P.O. Box 3228, Portland, OR 97208-3228

2. Date of Priority (Only one per claim) 10/20/1977 Month/Day/Year

3. Source of water supply (Check one) (x) Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 8N Range 5W

Section 5, 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of Payette

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6-inch well with electric pump

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

For stockwater purposes from 01/01 to 12/31 amount 0.12 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.12 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 500 range cattle

10. Place of use is: Township: 8N Range 5W
Section 5, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,
County of Payette for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.

14. Remarks: Incidental stockwater

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Gem County
Court Third Judicial Dist. Decree Date 1/21/1986 Plaintiff vs Defendant State of Idaho v. A&C Corp.
et al.
If applicable provide IDWR Water Right Number 65-00072

16. Signature (s)

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

Number of Attachments 1

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President
of Eastern Western Corporation, that I have signed the foregoing
document in the space below as President of Eastern Western Corp.
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Michael S. Moberg Date 4-12-01
Title and Organization President, Eastern Western Corp.

State of ~~Idaho~~ Oregon)
County of Multnomah) SS.

Subscribed and sworn (or affirmed) before me this 12th day of April 192001



Notary Public Cindi Masterson
Residing at Oregon
My Commission Expires 12-29-02

Last Name Eastern Western Corp

Ident No. _____

Copies: White-State, Yellow-Claimant



Snake
MALHEUR CO
PAYETTE CO

T8N, R5W

Well

PAYETTE

Ontario Island

Washoe

Washoe Island

Welch Island

National Guard Armory

VERDE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 65-22527 V1

WATER RIGHT NUMBER: 65-22527 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EASTERN WESTERN CORP MICHAEL E MC GINLEY PRESIDENT 1426 SE GIDEON ST PO BOX 3228 PORTLAND, OR 972083228 (503)236-1978
Attorney	HOFSTETTER LAW OFFICE, LLC C/O DANA L HOFSTETTER 608 W FRANKLIN ST BOISE, ID 83702 (208)424-7800

C/O, LLC

Priority Date: 10/19/1977

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01	to 12/31	0.120 CFS	
	<u>Total Diversion:</u>		0.120 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4	Sec. 5,	Twp 08N,	Rge 05W, B.M.
PAYETTE County				

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	05W	5																X	

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 65-22527 V1

Remarks:

Comments:

1. dbuffing 1/22/2002 Attorney of record
Comment: Attorney information added per Notice of Appearance received

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

06/04/2001

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

RIGHT NUMBER: 65-22527

NAME AND ADDRESS: EASTERN WESTERN CORP
MICHAEL E MC GINLEY PRESIDENT
1426 SE GIDEON ST
PO BOX 3228
PORTLAND, OR 972083228

SOURCE: GROUND WATER

QUANTITY: 0.12 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 10/19/1977

POINT OF DIVERSION: T08N R05W S5 SESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.12 CFS

PLACE OF USE:

STOCKWATER Within PAYETTE County
T08N R05W S5 SESE

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use