

IDWR Concurrency:

Jan Shurte 12-1-06
 Jan Shurte Date
 Adjudication Supervisor


Nicholas B. Spencer Date 12-1-06
Deputy Attorney General

12/01/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-31247

NAME AND ADDRESS: DALE M FRAZELL
15205 N MC FARLAND CREEK RD
BOISE ID 83714

KATHLEEN KEYS
15205 N MC FARLAND CREEK RD
BOISE ID 83714

SOURCE: SPRING

TRIBUTARY: MC FARLAND CREEK

QUANTITY: ~~0.080 CFS~~ 0.12 CFS
~~0.40 AFY~~

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

USE OF THIS RIGHT WITH RIGHT NO. 63-31585, 63-31586 & 63-32082 IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.22 CFS AND TO A
TOTAL STORED VOLUME OF 0.4 AF PER ANNUM.

PRIORITY DATE: 10/19/1908

POINT OF
DIVERSION:

T05N R02E S29 SESWNW Within ADA County
T05N R02E S29 SESWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.12 CFS ~~0.080 CFS~~
STOCKWATER STORAGE	01/01 12/31	0.40 AFY
IRRIGATION STORAGE	01/01 12/31	0.40 AFY
STOCKWATER	01/01 12/31	0.030 CFS
STOCKWATER FROM STORAGE	01/01 12/31	0.40 AFY
IRRIGATION FROM STORAGE	03/01 11/15	0.40 AFY

PLACE OF USE: IRRIGATION in ADA County

T05N R02E S29	NWSW	~~3.00~~ 3.1	T05N R02E S30	NESE	0.90
T05N R02E S29	SWNW	5.1	T05N R02E S29	NESW	0.7
T05N R02E S29	SENW	1.2			

STOCKWATER same as IRRIGATION
STOCKWATER FROM STORAGE same as IRRIGATION
IRRIGATION FROM STORAGE same as IRRIGATION

11 3.9 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-31585 AND 63-32082 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 11 ACRES IN A SINGLE IRRIGATION
SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 3.9 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

DWIF
NBS
[Signature]

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

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

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 - Beneficial Use

RIGHT NO. 63-31586 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

Stockwater use is for 70 range cattle.

CERTIFICATE OF MAILING

I certify that on 12-1, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

Hand-delivered

2. Copies to:

Dale M Frazell
Kathleen Keys
15205 N McFarland Creek Rd
Boise, ID 83714

Hand-delivered

IDWR Repository
P.O. Box 83720
Boise, ID 83720

Bucky Hawkey
Signature of person mailing the form

November 24, 2006

I, Kathleen Keys, do hereby give the Power of Attorney to Dale Frazell to make all decisions pertaining to the water rights for the property located at 15205 N. McFarland Creek Rd. Boise Idaho, and more specifically to those water rights pertaining to subcase 63-31247.

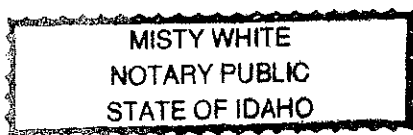
State of Idaho

County of ADA

Kathleen Keys, duly swears to the statement above.

Kathleen Keys
Signature

Subscribed and sworn to before me on: Nov. 24th 2006



Misty White
Notary Public for IDAHO
Residing in Boise
My Commission expires: Nov. 10, 2011