

Should questions arise during the processing of this application please contact:  
Paul E. Drury P.E. - ERO Resources Corp. (208) 373-7983

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

Date Received

Receipt Number

37-12013  
C083171  
d.p. 10-2-8-07

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant(s) Gloria Camille McCray 1965 Trust

Mailing Address PO Box 3234, Ketchum, ID

Phone (208) 788-6353

Zip 83340

2. Date of Priority (Only one (1) per claim) May 14, 1909

3. Source of water supply (a) Seamans Creek

Which is tributary to (b) Sinks

4. a. Location of point of diversion is: Township 02N Range 19E Section 31,  
NW  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_, B.M., County of Blaine

Additional points of diversion if any: \_\_\_\_\_

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

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of  
\_\_\_\_\_  $\frac{1}{4}$ , 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.

Two ponds excavated along Seaman's Creek provide habitat for fish and wildlife. Seaman's Creek flows into one end of the pond system and out the other end. There are no head gates or outlet works to control the flow of water through the ponds. The pond system has an average depth of three feet and a surface area of approximately 12,300 square feet.

6. Water is claimed for the following purposes:

For Storage purposes from 1/1 to 12/31 amount \_\_\_\_\_ (cfs) or 0.3 (acre feet)

For Wildlife purposes from 1/1 to 12/31 amount \_\_\_\_\_ or 0.3

For Aesthetic purposes from 1/1 to 12/31 amount \_\_\_\_\_ or 0.3

7. Total quantity claimed (a) \_\_\_\_\_ (cfs) and/or (b) 0.3 (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Two ponds for storage, wildlife and aesthetic use.

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 ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Totals |
|-----|-----|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
|     |     |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |        |
|     |     |     | ¼    | ¼  | ¼  | ¼  | ¼    | ¼  | ¼  | ¼  | ¼    | ¼  | ¼  | ¼  | ¼    | ¼  | ¼  | ¼  |        |
| 02N | 19E | 31  |      |    |    |    |      |    |    |    | WJ   |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|     |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |

Total number of acres irrigated \_\_\_\_\_

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

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.

\_\_\_\_\_ or None ( X )

14. Remarks:

a. Point of diversion and place of use is Lot 28 of Muldoon Ranch Subdivision No. 2.

b. No priority date listed, Date of priority is date of decree.

c. This claim is for a proportionate share of 37-1201 which is entitled to the whole of water one third of the time after the first 3 cfs.

d. Ponds were constructed prior to November 19, 1987 and the change in use is an accomplished transfer allowed by Chapter 42-1425 of Idaho Code.

Last Name Gloria Camille McCray 1965 Trust Ident. Number 37-1201B

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

Scale: 2 inches equals 1 mile.

Last Name Gloria Camille McCray 1965 Trust Ident. Number 37-1201B

15. Basis of Claim (Check One) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree X

If applicable provide IDWR Water Right Number 37-1201

Court Blaine County Case Number \_\_\_\_\_ Decree Date May 14, 1909

Plaintiff vs Defendant Joslyn v. Daly

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." I/We do X 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) Brian Barsotti Trustee Date 1/30/07  
OF the Gloria Camille McCray 1965 TRST 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.

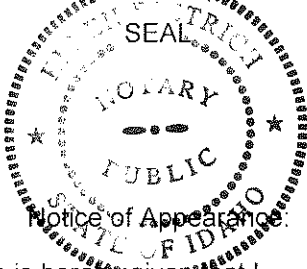
Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of Blaine ) SS.

Subscribed and sworn (or affirmed) before me this 30<sup>th</sup> day of January 20 07



Notary Public Keren Dietrich

Residing at Hailey, Idaho

My Commission Expires 6-6-2012

17. Notice of Appearance

Please Print Name

Notice is hereby given that I, Brian Barsotti 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 Brian Barsotti

Address 215 Picabo St., Suite 304, PO Box 370, Ketchum, ID 83340

Date 1/30/07

Last Name Gloria Camille McCray 1965 Trust Ident. Number 37-1201B