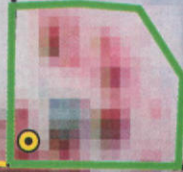


MICROFILMED
AUG 20 1992

NENE

1987 NAPP
A63-5029





Ada County Assessor Land Records/GIS

Evidence of
Priority - p. 2

Land Records

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Property Details for Parcel S0232110440

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- [Old interactive map](#)

General Information

Property Acres: 3.380
 Zone Code: RUT
 Primary Code Area: 270 Tax Districts
 Group Type: SECT
 Subdivision: 5N 1E 32
 Section: 5N1E32

Property Description

PAR #0440 OF NE4NE4
 SEC 32 5N 1E



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Assessor Links

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- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	120-RESIDENTIAL TRACT	3.380	\$84,000	MARKET
Primary	340-RES IMPROVEMENT	0.000	\$180,300	COST

Total Assessed Value: \$264,300

Parcel Valuation History

Assessed value for year 2004 \$264,300
 Assessed value for year 2003 \$251,700
 Assessed value for year 2002 \$220,200
 Assessed value for year 2001 \$205,200
 Assessed value for year 2000 \$205,200

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Property Characteristics
 Residential
 Land

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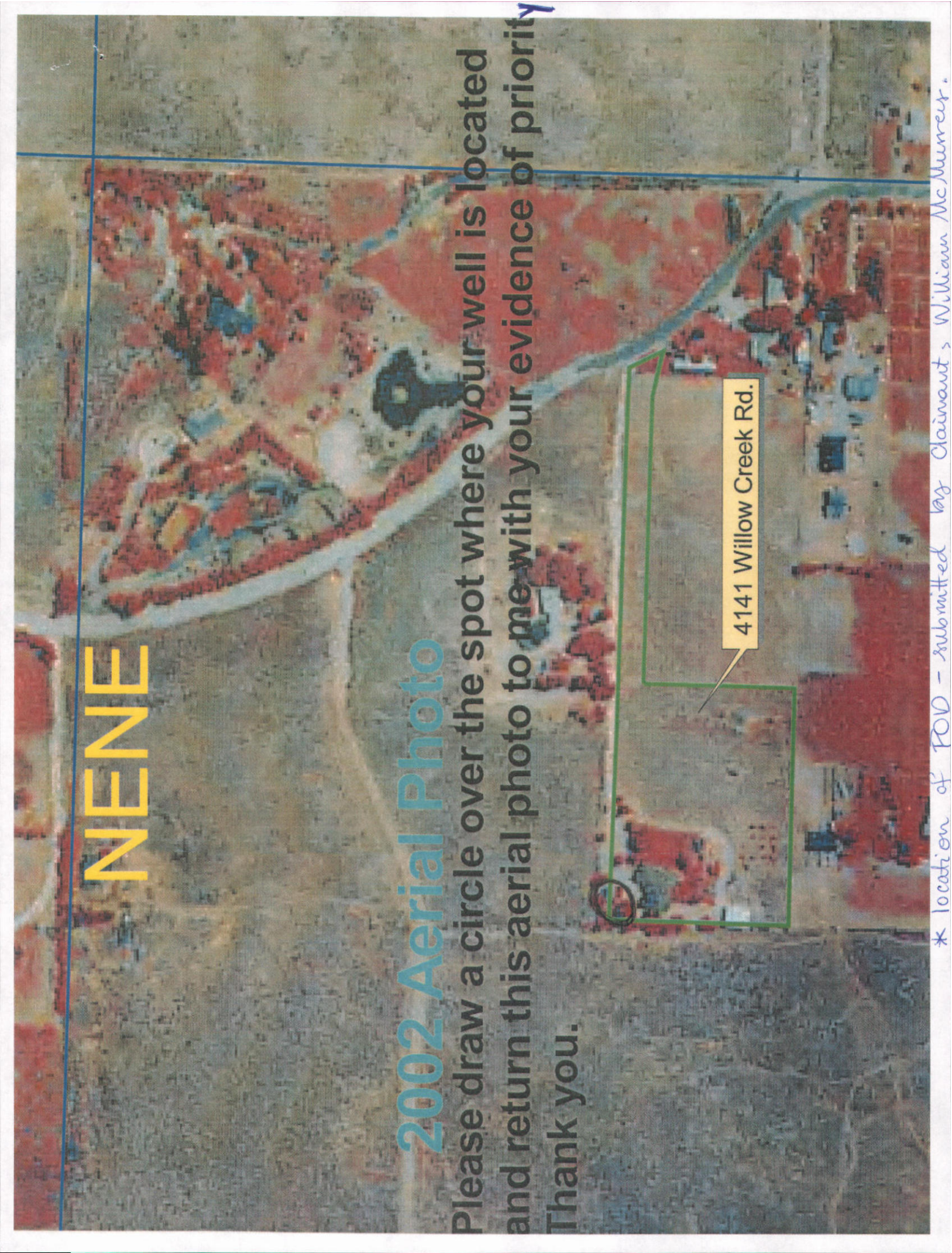
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NENE

2002 Aerial Photo

Please draw a circle over the spot where your well is located and return this aerial photo to me with your evidence of priority.

Thank you.



4141 Willow Creek Rd.

* location of POD - submitted by Claimant, William McMurray.

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: A63-05029
Date Received: 1/05/1990
Receipt No: CO13839
Received By: KRF

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM F. MC MURRAY ^W ^(W) 208-939-0443
Address: 4141 WILLOW CREEK ROAD
EAGLE, ID 83616
OR
Name: KRISTINE B. MC MURRAY ^K ^(W) 208-939-0443
Address: 4141 WILLOW CREEK ROAD
EAGLE, ID 83616

2. Date of Priority: JAN 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	01E	32	NE	NE			ADA

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.120		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 12.2 Acre Feet Per Annum.

9. Non-irrigation uses:
D 1 HOME; S/UP TO 25 HEAD MIXED

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	01E	32	NE		NE		IRR	3.5
			NE		NE		DOMEST	
			NE		NE		STOCK	

Section Acres 3.5

Total Acres 3.5

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): x William F. M. King Date: x 1-5-90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of January 19 90
Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

[illegible]

05/31/2005

NOTICE OF ERROR
REPLY

RECEIVED

JUN 22 2005

Please type or print clearly, fill out this form completely and mail.

WATER RESOURCES
WESTERN REGION

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-5029

WILLIAM F MC MURREY
4141 WILLOW CREEK RD
EAGLE ID 83616
Telephone Number: (208)939-0443

~~KRISTINE B MC MURREY
4141 WILLOW CREEK RD
EAGLE ID 83616
Telephone Number: (208)939-0443~~

*Name no longer listed as
property title*

6.24.05
↑
*This change
requires a Change
in Water Right
Ownership form.
- KBrown*

1. Describe the portion of the proposed recommendation with which you disagree (priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6-10-2005

SIGNATURE:

William F. Mc Murray

Please print your name:

William F. Mc Murray

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

05/31/2005

NOTICE OF ERROR
REPLY

RECEIVED

JUN 22 2005

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EAGLE ID 83616
Telephone Number: (208)939-0443

~~KRISTINE B MC MURREY
4141 WILLOW CREEK RD
EAGLE ID 83616~~

~~Telephone Number: (208)939-0443~~

*Name no longer listed as
property title*

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6-10-2005

SIGNATURE:

William F. Mc Murray

Please print your name:

William F. Mc Murray

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

11/16/2004

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

RIGHT NUMBER: 63-5029

NAME AND ADDRESS: WILLIAM F MC MURREY
4141 WILLOW CREEK RD
EAGLE ID 83616

KRISTINE B MC MURREY
4141 WILLOW CREEK RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1951

POINT OF DIVERSION:

T05N R01E S32 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: STOCKWATER Within ADA County

T05N R01E S32 NENE

DOMESTIC Within ADA County

T05N R01E S32 NENE

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.

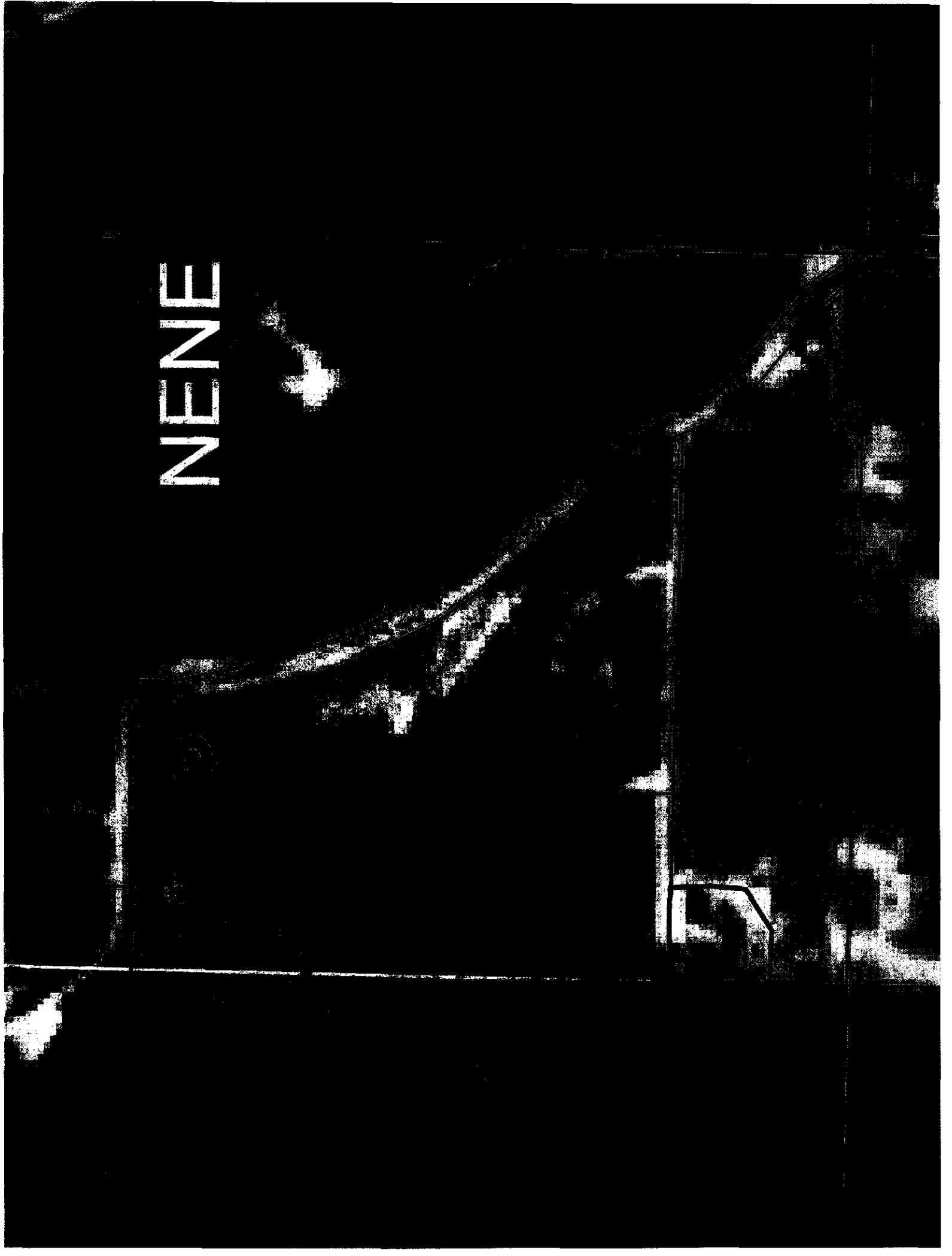
EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO: S0232110440.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

Stockwater use is for 25 mixed head.

WENZ



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5029

WATER RIGHT NUMBER: 63-5029 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM F MC MURREY ✓ 4141 WILLOW CREEK RD EAGLE, ID 83616 (208)939-0443
Current Owner	KRISTINE B MC MURREY ✓ 4141 WILLOW CREEK RD EAGLE, ID 83616 (208)939-0443
Original Owner	JULIANNA J SPARKS ✓ 4141 WILLOW CREEK RD EAGLE, ID 83616
Original Owner	DALE L SPARKS ✓ 4141 WILLOW CREEK RD EAGLE, ID 83616

Priority Date: 01/01/1951 ✓

Basis: ~~Statutory Claim~~ 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>
IRRIGATION ✓	3/1-11/15	4/01 to 10/31 ✓	0.120 CFS ✓	
STOCKWATER ✓		1/01 to 12/31 ✓	0.040 CFS ✓	
DOMESTIC ✓		1/01 to 12/31 ✓	0.040 CFS ✓	

Total Diversion: ~~0.200 CFS~~ ✓
0.08 cfs

Location of Point(s) of Diversion

GROUND WATER

NE1/4NE1/4 ✓

Sec. 32, Twp 05N, Rge 01E, B.M. ✓

ADA County ✓

Place of Use~~IRRIGATION~~

ADD C04 - Purpose of Use Accomplished Transfer

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01E	32	3.5				3.5

~~Total Acres: 3.5~~

STOCKWATER

ADD N11 & N13 -

Twp	Rge	Sec	NE	NW	SW	SE	Totals

ADD X01 - Domestic use is for 1 home.

ADD X02 - Stockwater use is for 25 mixed head.
Explanatory!

Parcel No: 30232110440.

- 3586 lic 1967 Dom/Irr Smith
- 18021 1993 App. Irr. Smith
- 7143 lic 1968 Dom/Irr McCullough
- 8748 lic 1977 Dom. McCullough
- 11398 lic 1990 Irr. ^{etc} Smith 4000 H. Eagle
- 18640 Dec 1953 D & S Cooper, Harry
Parcel S0232110550
4435 N. Eagle Rd.

Field Exam Date 11.16.04

(in office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$ 54.⁰⁰
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☒ Evidence of Priority - if none, talk with claimant

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-5029

Owner: Kristine & William McMurray Phone No. (208) 939-0443

Current Address: 4141 Willow Creek Rd, Eagle 83616

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: N/A

PRIORITY DATE

- ☐ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 01/01/1960

(If priority date, based on your exam, seems questionable, explain below.)

Mr. McMurray found that the house was built in 1951, based on the Ada Co. Assessor's Office website (enclosed). I told him I would except this document as evidence of priority. Since I cannot substantiate 3.5

Source: _____ Tributary to _____ acres of irrigation on the

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

1987 & 2000 NAPP images, I am changing the the priority date 1 to 1951.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

8

Description of diverting works

6" well, 180' depth, 3 HP pump

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-3586, -7143, -18640

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

No, no overlap - all have separate PODs.

WATER USES

☐ No change

☐ Different Uses

Remove Irrigation use (3.5 acres)

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

TOTAL VOLUME - Groundwater only

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☒ Changes found, the new total is, Amount 0.08 CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

ADD N-Codes

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes 1 Stock # 25 mixed head

Types _____ Additional comments: 1 domestic house is evident on 1987 & 2000 NAPP.

PLACE OF USE:

☐ No Change

☒ Changes shown below: garden is evident on the 1987 & 2000 NAPPs.

JUSTIFICATION OF ACC. TRANSFER

Only 1/2 acre of irrigation of lawn & garden is evident on the 1987 & 2000 NAPPs. Since irrigation of 3.5 acres is not evident on either the 1987 or 2000 NAPP images, I am recommending domestic and stockwater use only. (and changing the priority date to 1951) (up to 1/2 AC of irrigation).

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 63-3586, -7143, -11397, -18640, -874

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

No, no overlap - all have different POU's.

Delivery System Narrative: Unknown

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

Domestic use is for 1 home.

Stockwater use is for 25 mixed head.

Quantity decreed for this right shall not exceed
13,000 gal/day.

Quantity decreed for this right is not a determination
of historical beneficial use.

Right includes accomplished change in purpose of use...

Parcel No: S0232110440.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 11.16.04

FIELD EXAMINER: Kimberly Brown (in office review)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-5029

11/16/2004

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3586	Claim	05N	01E	32	NE	NE	1967	IRRIGATION	7/7	WILLIAM JEFF SMITH
~~5029~~	~~Claim~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~IRRIGATION~~	~~3.5/3.5~~	~~WILLIAM F MC MURREY~~
3586	Water Right	05N	01E	32	NE	NE	1967	IRRIGATION	7/7	S DUANE KIRK
~~5029~~	~~Water Right~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~IRRIGATION~~	~~6/6~~	~~JULIANNA J SPARKS~~
7143	Water Right	05N	01E	32	NE	NE	1968	IRRIGATION	5/5	JAMES N MC CULLOUGH
11397	Water Right	05N	01E	32	NE	NE		IRRIGATION	2/2	WILLIAM JEFF SMITH
~~5029~~	~~Claim~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~STOCKWATER~~		~~WILLIAM F MC MURREY~~
18640	Water Right	05N	01E	32	NE	NE	1953	STOCKWATER		MARJORIE A COOPER
~~5029~~	~~Claim~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~DOMESTIC~~		~~WILLIAM F MC MURREY~~
8748	Water Right	05N	01E	32	NE	NE	1977	DOMESTIC		JAMES N MC CULLOUGH
18640	Water Right	05N	01E	32	NE	NE	1953	DOMESTIC		MARJORIE A COOPER

no overlap - separate POU's.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES ADJUDICATION CLAIM POD REVIEW REPORT ADJUDICATION CLAIM NUMBER: 63-5029

11/16/2004

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source		Name
63-3586	Claim	05N	01E	32	NE	NE	1967	GROUND WATER	lic.	WILLIAM JEFF SMITH
~~63-5029~~	~~Claim~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~GROUND WATER~~		~~WILLIAM F MC MURREY~~
63-7143	Claim	05N	01E	32	NE	NE	1968	GROUND WATER	lic.	MARY LAWSON
63-18640	Claim	05N	01E	32	NE	NE	1953	GROUND WATER	Dec.	MARJORIE A COOPER
63-3586	Water Right	05N	01E	32	NE	NE		GROUND WATER		S DUANE KIRK
~~63-5029~~	~~Water Right~~	~~05N~~	~~01E~~	~~32~~	~~NE~~	~~NE~~		~~GROUND WATER~~		~~JULIANNA J SPARKS~~
63-7143	Water Right	05N	01E	32	NE	NE		GROUND WATER		JAMES N MC CULLOUGH
63-8748	Water Right	05N	01E	32	NE	NE	1977	GROUND WATER	lic	JAMES N MC CULLOUGH
63-11397	Water Right	05N	01E	32	NE	NE	1990	GROUND WATER	lic.	WILLIAM JEFF SMITH
63-18640	Water Right	05N	01E	32	NE	NE	1953	GROUND WATER	Dec.	MARJORIE A COOPER

(Parcel No: 5023211050)

no overlap - separate wells.

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
C013839	54.00	63	5029		Claim



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General Information

Property Acres: 3.380
 Zone Code: RUT
 Primary Code Area: 270 Tax Districts
 Group Type: SECT
 Subdivision: 5N 1E 32
 Section: 5N1E32

Property Description

PAR #0440 OF NE4NE4
 SEC 32 5N 1E

**Assessor Links****Property Address**

4141 N WILLOW CREEK RD
 EAGLE, ID 83616

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Property Characteristics

Residential
 Land

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**Residential Characteristics 1 for Parcel "S0232110440"**

Occupancy Date:	No Date Available
Year Built:	1951
Year Remodel:	1987
Effective Age:	1970
Construction Class:	4
Number of Bedrooms:	3
Number Bathrooms:	2.0
Number of Fireplaces:	1
Air Conditioning:	Y
Car Storage Sq Ft #1:	644
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	720
Porch Sq Ft:	260
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	120
Patio Covered:	Y
Pool Sq Ft:	0
Total Sq Ft:	2963
Main Floor Sq Ft:	1735
Upper Floor Sq Ft:	448
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	780
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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Brown, Kimberly

To: McMurrey, William F (Tech Mktg Boise)

Subject: RE: SRBA A63-5029

Mr. McMurrey,

Thank you for sending this information. I have printed it out and placed it in your file as evidence of your priority date. I apologize that this was a difficult assignment, but it is required by the SRBA court.

There is one last thing that you can do to help me recommend your water right as accurately as possible. When I sent you the evidence of priority letter on November 2nd, I also sent you an aerial photograph and requested that you that you draw the location of the well on it. If you would like to call me back this afternoon and describe its location over the phone, that would suffice (it would probably be easier than having to send the aerial photo back to me).

Sincerely,
Kimberly Brown
Senior Water Resource Agent
Western Region

-----Original Message-----

From: McMurrey, William F (Tech Mktg Boise) [mailto:william.mcmurrey@hp.com]

Sent: Wednesday, November 10, 2004 12:45 PM

To: kbrown@idwr.state.id.us

Subject: SRBA A63-5029

Kimberly,

Regarding Snake River Basin Adjudication (SRBA) Claim No. A63-5029

I have attached a copy of the Ada County Assessor's "Property Details" for my home at 4141 Willow Creek Road, Eagle, Idaho 83616.

The year built 1951 is the best I have found to substantiate the water right claims of January 1, 1960.

The Sparks move to Oregon after selling the house to me in 1986 and I haven't had any contact with them. I have been unsuccessful in finding any living relative in the area that might have personal knowledge of when the well was originally drilled. I contacted the Department of Health to see if they might have a record of a septic system on the property, the earliest record they had was 1988. I contacted Burges Pump company to see if I could get a statement from the well driller, but apparently the drillers that were working in this area in the sixties have died or move away. The present owner of Burges Pump located in Eagle, doesn't have records that go back to 1960 although he speculates they did work on the well in the sixties he was not yet working for the company at that time.

I wish I could come up with something a bit more substantial but to date have been able to. Please let me know if you require anything further

Best regards,

<<4141 Willow Creek Rd.pdf>>

Will McMurrey

208 396-3495

11/10/2004

208 761-6134

william.mcmurrey@hp.com

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right No. A63-5029
Evidence of Priority**

November 2, 2004

I called #939-0443 and the man that answered said that the McMurreys did not live there. When I asked if #939-0443 was the correct number, he said that it was his number; but that 4141 Willow Creek Rd. was not the address associated with this number. Since the number listed on the *Notice of Claim* is obviously incorrect, I looked on the electronic back-file and found a *Conversation Memorandum* with #345-1689 listed. So I called #345-1689 and left a message on the answering machine (which did not specify who the residents were) concerning the need for evidence of priority.

November 5, 2004

William McMurrey called me back, therefore, #345-1689 is their current telephone number. Mr. McMurrey said that they purchased the property 20 years ago. I explained the concept and need for evidence of priority and he said that he would call the Assessor's Office or see if there is a neighbor who has pre-1963 knowledge about his well.

November 10, 2004

Mr. McMurrey called to tell me that according to the Ada County Assessor's Office, the house was built in 1951. Mr. McMurrey also went to Central District Health and found nothing and then spoke with a neighbor, Gary Stillwell, who was only 6 years old in 1963 and has no memory of the well. Since Mr. McMurrey is having difficulty, I agreed that I would accept the Ada County Assessor's Land Records document stating that the house was built in 1951 as evidence of priority.

Kimberly Brown
Senior Water Resource Agent
Western Region

IMPORTANT MESSAGE

FOR Kimberly

DATE 11/5 TIME 10:24 A.M.
P.M.

WHILE YOU WERE OUT

M Will McMurray

OF _____

PHONE NO. 396-3495

TELEPHONED ☐

PLEASE CALL ☒

CALLED TO SEE YOU ☐

WILL CALL AGAIN ☐

WANTS TO SEE YOU ☐

URGENT ☐

RETURNED YOUR CALL ☐

MESSAGE

re: letter you
sent requesting proof
of priority?

SIGNED

Liberty

HighMark™

P3-AN2334



Paper contains 50% recycled fibers,
of which 20% is post-consumer waste.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 2, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KRISTINE B. MC MURREY
WILLIAM F. MC MURREY
4141 WILLOW CREEK RD
EAGLE, ID 83616

** Also sent a
2000 Aerial photo
used to depict POW location
on it (attached).*

RE: Snake River Basin Adjudication (SRBA) Claim No. A63-5029

Dear Mrs. and Mr. Mc Murrey:

The Department of Water Resources, Western Region, is in the process of reviewing water right claims in your area. In November 2003, I sent you a letter that requested you submit evidence substantiating your claimed priority date of January 1, 1960. In order to ensure that your water right claim is recommended to the Snake River Basin Adjudication court, I would encourage you to contact me at #334-2190 by November 10, 2004.

Otherwise, I have no choice but to recommend this claim as disallowed to the SRBA court.

Your adjudication claim is being recommended for disallowal because:

- ☐ 1.) No beneficial use was found.
- ☐ 2.) Ownership was not confirmed.
- ☒ 3.) Other - The Idaho Department of Water Resources has not received any documentation to substantiate the claimed priority date.

Respectfully submitted,

Kimberly Brown

Kimberly Brown
Senior Water Resource Agent
Western Region

ENEN

4141 Willow Creek Rd.

* location of POD - submitted by Claimant, William McMurree.

Brown, Kimberly

From: Spencer, Nick
Sent: Tuesday, February 17, 2004 12:00 PM
To: Brown, Kimberly
Cc: Harvey, Becky
Subject: William McMurrey letter

Hi Kimberly. Lori forwarded to me your email about sending a letter to William McMurrey. If I remember correctly, Bill McMurrey is a former CEO (of Idaho Power I think, but it could be Albertsons, or some other big corporation). Anyway, if he's the person I'm thinking of, he's in the economic stratum where he is likely to have an attorney. Please carefully check the file and the database to make absolutely sure there is no notice of appearance by an attorney on file, or other reference to legal counsel (like on his claim form) anywhere in the records. Once we know for certain that we have no record of him being represented by counsel I will send him a letter. (If he is represented by counsel I am ethically obligated to contact the attorney instead of Mr. McMurrey directly.) Let me know what you find out. Thanks. Oh, and by the way, have you heard anything back from Delray or Marsha Maughan yet? NBS

#A63-05029 (5N 1E)
formerly / McMurrey
Sparks /

2/17/04

I checked the file and database for signs of notice of appearance by an attorney and found none.

- Kimberly Brown,
Sr. Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 25, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KRISTINE & WILLIAM MC MURREY
4141 WILLOW CREEK ROAD
EAGLE ID 83616

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-05029

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of your priority date is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by December 23, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-05029

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

CONVERSATION MEMORANDUM

DATE 6/30/86FILE 63-5029NAME OF PARTY Bill Mc Murray 345-1689EMPLOYEE David ShawRE: Water Right Status

Mr McMurray is buying $3\frac{1}{2}$ acres from the Sparks which includes the well. He was calling about the status of the water right record. I explained to him the meaning of this Claim & that it appeared to be in proper form.

He asked that I put a note in the file to show the change in ownership which this phone memo will do.

APR 11 1983

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(Name of Claimant)

(Mailing Address)

{Zip Code}

Telephone No. 939-6732

(1) Date of priority: (When was the water first applied to a beneficial use) APPROX 1 JAN 1960

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

GROUNDWATER tributary to

(cfs, af)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)
(Mo., Day) (Mo., Day)

Quantity 04 CRS Use Domestic Period of Use From 1 JAN To 31 DEC

Quantity 04 Use STEEL WATER Period of Use From 1 JAN To 31 DEC

Quantity 012 Use IRRIGATION Period of Use From 1 APR To 31 Dec

Quantity	Use	Period of Use From	To
1	At	Period of Use From	To

Quantity	Use	Period of Use From	To
30 DEC	TOTAL QUANTITY USED		

(4) 20 CFS TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

NE ¼ NE ¼, Sec. 32 Twp. 5N Rge. 1E B.M., County of ADA

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 3HP PUMP 6" WELL 180' DEPTH

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 6

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks _____

SECTION 32

[illegible]

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of Ada)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 25 day of April, 19 83

x Mrs Julianna J Spruck
(Claimant)

Bonnie Krasnowski
Notary Public
Residing at Eagle

My commission expires May 18, 1986

1P 4/29/83 FOR DEPARTMENT USE ONLY

Received by	<u>SLL</u>	Date	<u>4/29/83</u>	Exception filed by:		Forwarded to		Date	
Prelim. check by	<u>AK</u>	Date	<u>5/12/83</u>			claimant by:			
\$30.00 fee received by	<u>1P</u>	Date	<u>5/14/83</u>	<u>21922</u>					
Published in	<u>Edna Waterman</u>								
Dates	<u>5/26 & 6/2/83</u>								