

No Color
Documents
In File

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: A67-00059A
Date Received: 1/ 8/1990
Receipt No: W007433
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: WILLIAM DOUGLAS MC ALVAIN 208-253-4340
Address: 2303 MC MAHON RD
FRUITVALE ID 83620
OR
Name: SERENA E MC ALVAIN 208-253-4340
Address: 2303 MC MAHON RD
FRUITVALE ID 83620

2. Date of Priority: APR 1, 1901

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	4	NE	NE	NE		ADAMS

5. Description of diverting works:
HEADGATE, GRAVITY FLOW GLENN-MCMAHON DITCH-AKA ROBERTSON-SEAVEY?

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	15	SE	NE		IRR	12.0
Section Acres							12.0
Total Acres							12.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

CLAIM NOS. A67-00050B & A67-00083E.

14. Remarks:

THIS RIGHT IS CLAIMED FOR 10 SHARES OF 67-00059 WHICH HAS BEEN
HISTORICALLY USED ON CLAIMANT'S LAND.
OWNERSHIP CHANGED BY DB 1/13/99

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
MAR 17 1995

DATE OF CLOSING: 3/10/95

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 01W
Section 14415, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources

RECEIVED
MAR 20 1995

WATER RESOURCES
WESTERN REGION

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: A-67-00059A
- [] Name and Address of Former Owner/Claimant(s)(Seller): Richard B. Rafferty or Ordella L. Rafferty
P.O. Box 86
Fruitvale, ID 83620
- [] New Owner/Claimant (Purchaser): William Douglas McAlvain or Serena E. McAlvain
- [] New Mailing Address: 580 El Blanco
Boise, ID 83709
- [] New Telep: Data entered the Fruitvale
- [] Does the cl If yes, then address due to ownership no
- chg. info rec'd in 1-99.
- See A67-14031.
- [] Attach pro ownership proof attac (proof of or of owners) 2303 McMahon Rd Fruitvale 83620 253-4340 10-95 3/10/95
- [] Signature Owner/CI 253-4340
- [] Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
MAR 17 1995

DATE OF CLOSING: 3/10/95

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 01W
Section 14 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources

RECEIVED

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

MAR 20 1995

[] Water Right Number(s)
Assigned by IDWR:

WATER RESOURCES
WESTERN REGION

A-67-00059A

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Richard B. Raffety or Ordella L. Raffety
P.O. Box 86
Fruitvale, ID 83620

[] New Owner/Claimant
(Purchaser):

William Douglas McAlvain or Serena E. McAlvain

[] New Mailing Address:

580 El Blanco
Boise, ID 83709

[] New Telephone Number:

() -

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of
ownership, describe
proof attached:

Copy of recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)

William Douglas McAlvain
Serena E. McAlvain

Date 3-10-95

Date 3/10/95

[] Signature of Former
Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED
MAR 1 7 1992

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

RECEIVED
MAR 8 1992

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

STANUOBN NOTAW
MOROS 100 TAY

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a township or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

CHECK PAYABLE TO:
COUNTY TREASURER
BOX 47
L. ID 83612

1998 TAX BILL/RECEIPT
BILL# 4941 CODE AREA 14-00 L

PARCEL NUMBER
RP17N01W143900A
110

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT MV	
4.63	TAX 4.63	TAX 9.26		110
	LATE	LATE		
	INT	INT		
	COST	COST		
	TOT	TOT	TOT ACS	5.000

MCALVAIN WILLIAM DOUGLAS
& MCALVAIN SERENA E
580 EL BLANCO
BOISE ID 83709

T17N R14 SEC 14
PT TAX #1621 IN SW4NW4
5.00 AC
CONTIG W/RP17N01W151800A

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005681029	.62
SCHOOL 13	.002893664	.32
CEMETERY C	.000141933	.02
COUNCIL FIRE	.000474617	
FLOOD CONTROL	.000060741	
LIBRARY	.000377804	.04
HOSPITAL	.001062586	.12
COUNCIL AMBULNC	.000474695	.04
DISTRICT TOTAL	.011167069	1.16
WATER 67		8.10
AMOUNT DUE		9.26

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

IN, WILLIAM DOUGLAS

1998
4941

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

MCALVAIN, WILLIAM DOUGLAS

1998
494

2ND HALF

1ST HALF

FULL

AMOUNT DUE 4.63

AMOUNT DUE 4.63 9.26

COUNTY
1W143900A
0

LATE
INT
COST
TOT

IF NOT PAID ON OR BEFORE JUNE 20, 1999

ADAMS COUNTY
RP17N01W143900A
14-00

LATE
INT
COST
TOT

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE DECEMBER 20, 1998

HECK PAYABLE TO:
COUNTY TREASURER
BOX 47
L, ID 83612

1998 TAX BILL/RECEIPT
BILL# 4951 CODE AREA 14-00

PARCEL NUMBER
RP17N01W151800A
12,952
41,844

T HALF DUE 341.30	TAX LATE INT COST TOT	2ND HALF DUE 341.30	TAX LATE INT COST TOT	FULL DUE 682.60	TOT MV	54,796	TOT ACS	20.300
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MCALVAIN WILLIAM DOUGLAS
& MCALVAIN SERENA E
590 EL BLANCO
BOISE ID 83709

T17N R1W SEC 15
TAX #662 & PT TAX #1621
IN SE4NE4
20.30 AC
CONTIG W/RP17N01W143900A

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
COUNTY	.005681029	311.30
SCHOOL 13	.002893664	158.66
CEMETERY C	.000141933	7.78
COUNCIL FIRE	.000474617	19.36
FLOOD CONTROL	.000060741	3.32
LIBRARY	.000377804	20.70
HOSPITAL	.001062586	58.22
COUNCIL AMBULNC	.000474695	25.00
DISTRICT TOTAL	.011167069	605.74
WATER 67		7.50
SOLID WASTE/RES		48.00
FIRE PROTECTION		20.22
FPA		1.14
AMOUNT DUE		682.60

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
★ MONTHLY PAYMENTS ARE ACCEPTED ★ ★ ★
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
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RECEIVED OR POSTMARKED BY THE DUE DATE.
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PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

IN, WILLIAM DOUGLAS

1998
4951

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

MCALVAIN, WILLIAM DOUGLAS

199
495

2ND HALF

1ST HALF

FULL

AMOUNT DUE 341.30

AMOUNT DUE 341.30 682.6

COUNTY
1W151800A
0

LATE
INT
COST
TOT

ADAMS COUNTY
RP17N01W151800A
14-00

LATE
INT
COST
TOT

LATE
INT
COST
TOT

IF NOT PAID ON OR BEFORE JUNE 20, 1999

DELINQUENT IF NOT PAID ON OR BEFORE DECEMBER 20, 1998

INSTRUMENT NO. 87526
WARRANTY DEED

[COPY]

For Value Received RICHARD B. RAFFETY and ORDELLA L. RAFFETY, husband and wife
the grantors , do hereby grant, bargain, sell and convey unto
WILLIAM DOUGLAS McALVAIN and SERENA E. McALVAIN, husband and wife
the grantees, whose current address is, 580 El Blanco, Boise, ID 83709
the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

RECEIVED
MAR 17 1995

Department of Water Resources

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees
their heirs and assigns forever. And the said Grantors do hereby covenant to and with
the said Grantees , that they are the owners in fee simple of said premises;
that they are free from all incumbrances excepting for all easements of record, rights of
way, matters visible, and all matters of record and title.

and that they will warranty and defend the same from all lawful claims whatsoever.

Date: March 10, 1995

Richard B. Raffety by Ordeella L. Raffety, his attorney in fact
RICHARD B. RAFFETY, by Ordeella L. Raffety, his attorney in fact
Ordeella L. Raffety
ORDELLA L. RAFFETY

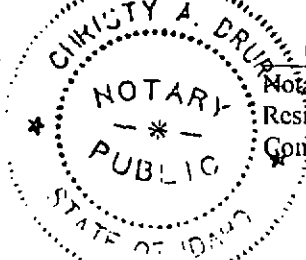
RECEIVED
MAR 20 1995
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 10th day of Mar, in the year of 1995, before me
a Notary Public, personally appeared
ORDELLA L. RAFFETY
known or identified to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me
that she executed the same.

at 42 minutes past 2 o'clock P M.
this 14th day of March, 1995, in my
office, and duly recorded in Book
of Deeds at page



Christy A. Drury
Notary Public
Residing at 7 Fruitvale, Idaho
Commission expires: 8/4/98

MICHAEL FISK
Ex-Officio Recorder

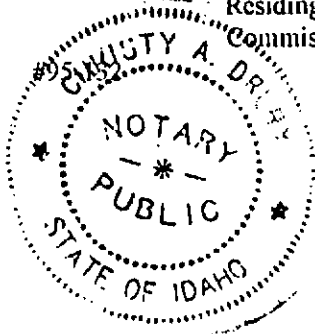
By: Leahy Linkal
Deputy

Fees \$9.00
Mail to:

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

On this 10th day of March, in the year of 1995, before me
a Notary Public, personally appeared
ORDELLA L. RAFFETY
known or identified to me to be the person whose name is
subscribed to the within instrument as the attorney in fact
of RICHARD B. RAFFETY, and acknowledged to me that
she subscribed the name of RICHARD B. RAFFETY thereto
as principal, and her own name as attorney in fact.

Christy A. Drury
Notary Public
Residing At: 7 Fruitvale, Idaho
Commission Expires: 8/4/98



INSTRUMENT NO. 87526

EXHIBIT "A"

RECEIVED

MAR 17 1995

Department of Water

PARCEL 1

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Sections 14 and 15: A parcel of land located in said sections more particularly described as follows:

Commencing at the Section corner common to Sections 10, 11, 14 and 15;

Thence South 03 degrees 28'13" West 2,637.630 feet to the REAL POINT OF BEGINNING;

Thence North 02 degrees 29'49" East 807.311 feet;
Thence North 88 degrees 54'20" East 539.250 feet;
Thence North 02 degrees 29'49" East 494.308 feet;

Thence North 89 degrees 41'44" West 451.258 feet to the North 1/16 corner common to Sections 14 and 15;

Thence North 89 degrees 41'44" West 741.760 feet;
Thence South 07 degrees 55'37" East 1,118.624 feet;
Thence South 76 degrees 13'16" West 133.112 feet;
Thence South 46 degrees 43'26" East 231.234 feet;
Thence South 89 degrees 10'04" East 147.203 feet;
Thence South 82 degrees 00'38" East 228.522 feet;

Thence North 63 degrees 37'32" East 33.837 feet to the REAL POINT OF BEGINNING.

EXCEPTING right-of-way of roads as now established.

PARCEL 2

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 15: A parcel of land located in said section more particularly described as follows:

Commencing at the North 1/16 corner between Sections 14 and 15 of said Township;

Thence North 89 degrees 41'44" West 741.760 feet to the REAL POINT OF BEGINNING;

Thence North 89 degrees 41'44" West 581.037 feet;
Thence South 00 degrees 48'12" West 567.410 feet;
Thence South 46 degrees 51'32" East 841.438 feet;
Thence North 76 degrees 13'16" East 133.112 feet;

Thence North 07 degrees 55'37" West 1,118.624 feet to the REAL POINT OF BEGINNING.

SUBJECT TO all existing or reserved easements.

EXCEPTING THEREFROM a parcel of land in said section, township and range more particularly described as follows:

Commencing at the North 1/16 corner common to Sections 14 and 15 of said Township;

Thence North 89 degrees 41'44" West 741.759 feet to the REAL POINT OF BEGINNING;

Thence North 89 degrees 41'44" West 581.037 feet;
Thence South 00 degrees 48'12" West 567.410 feet;
Thence South 46 degrees 51'32" East 368.346 feet;
Thence North 70 degrees 15'11" East 439.016 feet;
Thence North 07 degrees 55'37" West 674.254 feet to the REAL POINT OF BEGINNING.

INSTRUMENT NO. 87526

EXHIBIT "A" CONTINUED

RECEIVED

MAR 17 1995

Department of Water Resources

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien but not yet due or payable.

EASEMENT granted to IDAHO POWER COMPANY, recorded April 15, 1969 as Inst. No. 47503. (Parcel 1)

EASEMENT granted to IDAHO POWER COMPANY, recorded September 22, 1970 as Inst. No. 49101. (Parcel 1 & 2)

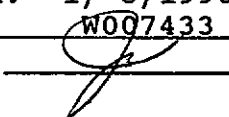
AN EASEMENT including the terms and conditions contained therein as set forth in a document granted to DONALD MCMAHAN and JAN MCMAHAN, husband and wife, and RICHARD B. RAFFETY and ORDELLA RAFFETY, husband and wife, recorded August 20., 1980 as Inst. No. 61026. (Parcel 1)

ANY CLAIMS arising from the transportation of water from the Glenn McMahon ditch as set forth in documents recorded August 29, 1988 as Instr. No. 76173 and 76174. (Parcel 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: A67-00059A
Date Received: 1/ 8/1990
Receipt No: W007433
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD B RAFFETY 208-253-6972
Address: PO BOX 86
FRUITLAND ID 83620
OR
Name: ORDELLA L RAFFETY 208-253-6972
Address: PO BOX 86
FRUITVALE ID 83620

2. Date of Priority: APR 1, 1901

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	4	NE	NE	NE		ADAMS

5. Description of diverting works:
HEADGATE, GRAVITY FLOW GLENN-MCMAHON DITCH-AKA ROBERTSON-SEAVEY?

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 36.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	15	SE	NE		IRR	12.0
Section Acres							12.0
Total Acres							12.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

CLAIM NOS. A67-00050B & A67-00083E.

14. Remarks:

THIS RIGHT IS CLAIMED FOR 10 SHARES OF 67-00059 WHICH HAS BEEN HISTORICALLY USED ON CLAIMANT'S LAND.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 AL67-00059A (SPLIT) (A)
Date Received 1-8-90
Receipt Number W007433

RECEIVED
JAN 08 1990

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) RAFFETY, RICHARD B. & ORDELLA Phone (208) 253-6972

Mailing Address P.O. Box 86, FRUITVALE, ID Zip 83620

2. Date of Priority (Only one (1) per claim) 04/01/1901

3. Source of water supply (a) WEISER RIVER
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 17N Range 01W Section 04,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of BOAMS

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending 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. HEADGATE, DITCH, WITH GRAVITY
FLOW GLENN-McMAHON DITCH (MAYBE AKA ROBERTSON-SEAVEY DITCH?)

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 0.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 36.0 acre feet per annum.

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

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	
17N	01W	15				12.0													12.0

Total number of acres irrigated 12.0

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

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.
LOST VALLEY RTS R67-00083E or None ()

14. Remarks: THIS RT IS CLAIMED FOR 10 SHARES OF 67-00059 WHICH HAS BEEN HISTORICALLY USED ON CLAIMANT'S LAND

Last Name RAFFETY Ident No. R67-00059(SPLIT)

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

P.O.
RAC

[illegible]

Ident No. A67-00039(Sp411) Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 67-00059
Court _____ Case Number _____ Decree Date _____
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 X
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) X Richard B. Rafferty Date 12/13/89
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 ADAMS) SS.

Subscribed and sworn (or affirmed) before me this 13th day of DEC 1989

SEAL

Notary Public Shirley E. Rulley

Residing at BOISE, ID

My Commission Expires 11/08/1994

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 _____

Last Name RAFFERTY Ident. Number 67-00059 (SP417)

Copies White-State, Yellow-Claimant

No. 67-00059

**IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT**

DATE: 03/02/95
PAGE: 1

OWNER CODE	NAME & ADDRESS
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C LESTER I. MC MAHAN

**PRIORITY
DATE**

04/01/1901 IRRIGATION

WATER USE

04/01/1901 IRRIGATION

00-00 00-00

0.360 CF

TOTAL DIVERSION: 0.360 CFS

0.360 CFS

Water Source: WEISER RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

AN

SENE SWNE

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3

35

NESE ESSE :
ESMN ESSE :
ESMS ESSE :

三

[illegible]

17N 01W 15 : I :

Pol County: ADAMS

Other Water Rights Listing Overlapping Place(s) of use:
67-00056 67-04114

Remarks: THIS WATER CARRIED IN THE ROBERTSON-SEAVEY DITCH.

Dates:
App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 04/01/1901
Proof Made Date:
Exam Sent to S.O.:

Misc: _____
Water District Number: 67 Field Exam Fee: _____

Audit: 03/26/85 05/01/88 CONVERT



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

January 13, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A67-00050B, A67-00059A, A67-00083E

William Douglas Mc Alvain
Serena E Mc Alvain
2303 Mc Mahon Rd
Fruitvale ID 83620

Dear Mr. & Mrs. Mc Alvain:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure