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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: A67-07718
Date Received: 10/17/1989
Receipt No: C012269
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MYRLA CHENEY 208-549-1671
Address: 430 STATE ST
WEISER ID 83672-0000
OR
Name: L C CHENEY 208-549-1671
Address: 430 STATE ST
WEISER ID 83672-0000

2. Date of Priority: JUL 11, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	06W	13		NE	SE		WASHINGTON
				NW	SE		WASHINGTON

5. Description of diverting works:
WELL, 63' DEEP, 12" CASING, 25 HP PUMP, HOLDINGS PONDS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.950		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	06W	13	SW		NE		IRR	3.0
			SE		NE		IRR	26.0
			NE		SW		IRR	1.0
			SW		SW		IRR	4.1
			SE		SW		IRR	28.0
			NE		SE		IRR	28.0
			NW		SE		IRR	25.0
			SW		SE		IRR	34.0
			SE		SE		IRR	28.0
Section Acres								177.1
Total Acres								177.1

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

CRANE CREEK RESERVOIR WATER., A67-07009 (GROUNDWATER)

14. Remarks:

I CHOOSE TO FILE THIS CLAIM.

CLAIM AMENDED PER LICENSE ISSUED 3/21/97. LH

15. Basis of Claim: LICENSE

Western
Region

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07718

Priority: July 11, 1987

Maximum Diversion Rate:

0.95 CFS

This is to certify, that MYRLA CHENEY
L C CHENEY

430 STATE ST
WEISER ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 10, 1987; and has submitted Proof of Beneficial Use on November 2, 1988. An examination indicates that the works have a diversion capacity of 3.670 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
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IRRIGATION	03/15 to 11/15	0.95 CFS	
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LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 13, Township 11N, Range 06W
NWSE , Sec. 13, Township 11N, Range 06W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N 06W 13	SWNE 3	SENE 26	NESW 1	
	SWSW 4.1	SESW 28	NESE 28	
	NWSE 25	SWSE 34	SESE 28	177.1

Total number of acres irrigated: 177.1

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than 4.5 afa per acre for the lands above.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

State of Idaho
Department of Water Resources

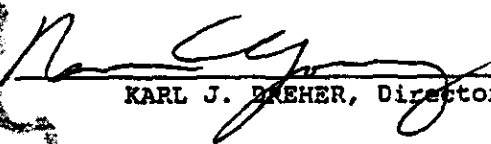
WATER RIGHT LICENSE

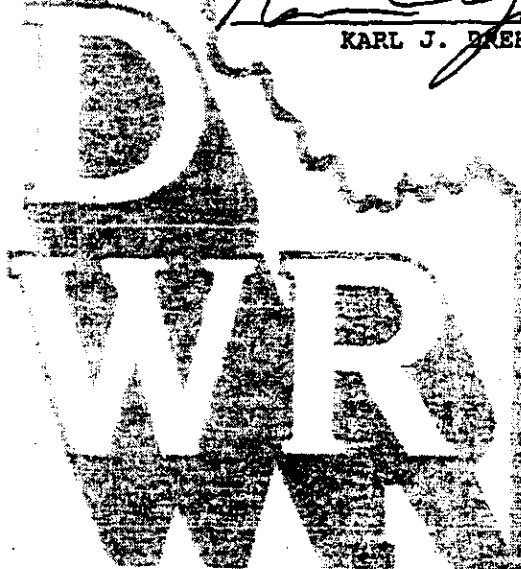
WATER RIGHT NO. 67-07718

CONDITIONS OF APPROVAL AND REMARKS

7. Right No. 67-07718 is limited to the irrigation of 94.0 acres in the place of use described above in a single irrigation season.
8. Right 67-07009 is also diverted at the point of diversion described above.
9. This right when combined with 67-02267, 67-07009, and all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual diversion volume of 797.0 af for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 21st
day of MARCH, 1997.


KARL J. BREHER, Director



ADJUDICATION MEMORANDUM

CLAIMANT: CheneyCLAIM NO: A67-07718 & A67-07009EMPLOYEE: Mel SchulteDATE: 4-11-96

SUBJECT: _____

The above claims should be field examined before recommendations are made. There could be major changes in the P/U and system for A67-07009 since the original license was issued and A67-07718 could have been licensed different than the permit.

MICROFILMED

OCT 23 1996

BURTON & KROLL

ATTORNEYS AT LAW

P. O. BOX 367

WEISER, IDAHO 83672

IRA T. BURTON
CHARLES R. KROLL

208 549 1652

October 13, 1989

IDAHO DEPT. OF WATER RESOURCES
ATTN: Helen Harrington
1301 N. Orchard
Boise, ID 83706

RECEIVED
OCT 16 1989

Re: Water Rights Claims

Department of Water Resources

Dear Helen:

Enclosed for filing please find Notice of Claim to
A Water Right for the following:

1. James L. Mason (2);
2. Clarence C. Chrestesen (3);
3. Rosemary Wilson (2);
4. Tommy Macomb (2);
5. Blanche A. Beggs (2);
6. Shirley F. Smith (3);
7. L. C. & Myrla Cheney (3); and
8. Myrtle M. Witte & Genevieve L. Witte (1).

If you have any questions concerning these Notices, please
contact me.

Sincerely yours,

BURTON & KROLL
Ira T. Burton

IRA T. BURTON
Attorney at Law

ITB:jas
Enclosure

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OCT 02 1992

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: A67-07718
Date Received: 10/16/1989
Receipt No: C012269
Received By: _____

DE/AB

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

1. Name: L. C. CHENEY 208-549-1671
Address: 1190 OLDS FERRY ROAD
WEISER, ID 83672-0000

OR
Name: MYRLA CHENEY 208-549-1671
Address: 1190 OLDS FERRY ROAD
WEISER, ID 83672-0000

2. Date of Priority: JUL 11, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	06W	13	SW	NE	SE		WASHINGTON

5. Description of diverting works:
WELL, 63' DEEP, 12" CASING, 25 HP PUMP, HOLDINGS PONDS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	0.950		

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

8. Total consumptive use is 329.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	06W	13	SE	SW		IRR	32.0

A67-07718

Page 1

Date: 05/17/90

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OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	06W	13	NW	SE		IRR	26.0
			SW	SE		IRR	36.0

Section Acres 94.0

Total Acres 94.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

CRANE CREEK RESERVOIR WATER., A67-07009 (GROUNDWATER)

14. Remarks:

I CHOOSE TO FILE THIS CLAIM.

15. Basis of Claim: PERMIT

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)
County of _____) SS.

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: A67-07718
Date Received: 10-16-89
Receipt No: C612269
Received By: D.K.
Rat

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. C. CHENEY 208-549-1671
Address: 1190 OLDS FERRY ROAD
WEISER, ID 83672-0000

OR

Name: MYRLA CHENEY 208-549-1671
Address: 1190 OLDS FERRY ROAD
WEISER, ID 83672-0000

2. Date of Priority: JUL 11, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Department of Water Resources
County
WASHINGTON

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot
11N	06W	13	SW	NE	SE	

5. Description of diverting works:

WELL, 63' DEEP, 12" CASING, 25 HP PUMP, HOLDINGS PONDS, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	0.950		

7. Total Quantity Appropriated is:

0.950 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 329.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	06W	13	SE	SW		IRR	32.0
			NW	SE		IRR	26.0
			SW	SE		IRR	36.0
						Section Acres	94.0
						Total Acres	94.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

CRANE CREEK RESERVOIR WATER., A67-07009 (GROUNDWATER)

14. Remarks: *I choose to file this claim*

15. Basis of Claim: PERMIT

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OCT 02 1992

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: 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 L. C. Cheney Date: X OCT 12, 89
Myra Cheney Date: OCT 12, 89

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of OCTOBER 19 89

John T. Burbin
Notary Public

Seal

Residing at Wenatchee
My Commission Expires Sept 22, 1992

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OCT 02 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Cheney

CLAIM IDENT. NO.

AL7-07718

DATE RECEIVED

10/16/89

CK #

CW12269

AMOUNT \$

144

YES

NO

Required
Info?

1. Is the name and address complete with zip code? 1/1 1/1 *
2. Is a priority date entered? 1/1 1/1 *
- Is the priority date acceptable in view of mandatory filing dates? 1/1 *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. 1/1 *
3. (a) Is a source entered? 1/1 1/1 *
- (b) Is a tributary to entered? (if required) N/A 1/1 *
4. Is the legal description of the p.d. sufficient? 1/1 1/1 *
5. Is there a description of the diverting works? 1/1 1/1 *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. 1/1 1/1 *
- Is the period of use included? 1/1 1/1 *
- Is a quantity claimed for each use? 1/1 1/1 *
7. Is a total quantity claimed entered? 1/1 1/1 *
8. If required is a consumptive use entered? N/A 1/1 *
- Is the consumptive use correct? N/A 1/1 *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A 1/1 *
10. Is (are) the place(s) of use and purpose(s) indicated? 1/1 1/1 *
11. Is (are) the county(ies) entered? 1/1 1/1 *
12. Is the ownership of p.u. checked? 1/1 1/1 *
13. Are other water rights listed or "none" indicated? 1/1 1/1 *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A 1/1 *
15. Is the basis of the claim indicated? 1/1 1/1 *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A 1/1 *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. 1/1 1/1 *
18. Has the claim been signed, sealed, and dated by a notary? 1/1 1/1 *
19. Was this claim filed on time, or was an extension granted? 1/1 1/1 *
20. Is the fee enclosed correct? Exempt 1/1 *
21. If this claim is based on an existing water right, has the identification number been entered? N/A 1/1 *
22. Should this claim be data entered? 1/1 1/1 *

Claim checked by: BDate: 5/17/90Claim must be returned to claimant: (Yes) (No)Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: AB
Claim data entered by: AB
Sent to claimant by: AB

Date: 5/17/90Date: 5/17/90Checked by: ABDate: 5/17/90

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OCT 02 1992

Comments: AB