

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 63-3303
Date Received: 12/29/1989
Receipt No: W007295
Received By:

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

1. Name of Claimant(s)

M. RICHARD MC INTYRE Phone: (208)459-2944
908 QUAIL PLACE
CALDWELL ID USA 83605

LINDA MC INTYRE Phone: (208)459-2944
908 QUAIL PLACE
CALDWELL ID USA 83605

2. Date of Priority: 07/11/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	04W	36	NE NE	CANYON	

5. Description of diverting works:

16", 245 WELL, 50 HP PUMP FOR GRAVITY & SPRINKLER IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	1.5	

7. Total Quantity Appropriated is:
1.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
02N	03W	30	SW	SW	4	IRRIGATION	7
						Section Acres	7
02N	03W	31	NW	NW	1	IRRIGATION	9
			SW	NW	2	IRRIGATION	3
						Section Acres	12
02N	04W	25	SE	SE		IRRIGATION	34
						Section Acres	34
02N	04W	36	NE	NE		IRRIGATION	11
			NW	NE		IRRIGATION	11
						Section Acres	22
						Total Acres	75

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

See remarks for additional conditions of approval.

AMOUNT SHALL NOT EXCEED 910 AF/ANNUM WHEN COMBINED WITH ALL OTHER RIGHTS APPURTENANT TO THE SAME LAND.

REPLACEMENT WELL DRILLED (DRILLING PERMIT 63-88-Z-160) IN SAME 1/4-1/4 AS ORIGINAL WELL, WHICH IS NOW ABANDONED. DRILLING COMPLETED IN 6/89.

NOTE 75 ACRES IRRIGATED. THIS IS A SUPPLEMENTAL RIGHT.

OWNERSHIP CHANGE 4-25-2006 LG

15. Basis of Claim: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
APR 07 2006
WATER RESOURCES
WESTERN REGION

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-3303				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *- No fee required*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

LUCILLE A. MCINTYRE

4. New Owner/Claimant(s)

M. Richard McIntyre and/or Linda McIntyre

New Mailing Address

908 Quail Pt

City, State and ZIP Code

Caldwell, ID 83605

New Telephone Number

208 459-2944

5. Date you acquired the property

2-28-02

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) m Richard McIntyre
(include title if applicable) Richard M. McIntyre

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>lg</u>	Date <u>4-7-06</u>	Fee <u>0</u>	
Received by <u>NA</u>	Date <u>NA</u>	Receipt No. <u>NA</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

PC 42037
INSTRUMENT NO. 200209864

2/28
P. R. M.

WARRANTY DEED

3
WARRANTY DEED made this the 28 day of February 2002, between LUCILE
* AKA Lucille McIntyre
McINTYRE, a widowed woman, hereinafter "Grantor", and M. RICHARD McINTYRE and
LINDA M. McINTYRE, Husband and Wife, whose mailing address is 615 Oxford Way,
Caldwell, Idaho 83605, hereinafter "Grantees", witnesseth:

That Grantor, for value received and other good and valuable consideration, the receipt
whereof is hereby acknowledged, has granted, bargained and sold, and does, by these presents,
grant, bargain, sell, convey, and confirm unto Grantees and to their heirs and assigns forever, all
the following described real estate situated in the County of Canyon, State of Idaho:

See **Exhibit A**, attached hereto and incorporated herein by reference.

Together with all water, water rights, ditches and rights of way for ditches thereunto
belonging or in anywise appertaining.

Together with all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining.

Subject to the following:

1. The reservation of a Life Estate in Lucile McIntyre in the residence dwelling
located thereon; and
2. Taxes and assessments for all years subsequent to 2001.
3. Any facts, rights, interests or claims which are not shown by the public records
but which could be ascertained by an inspection of said land or by making inquiry
of persons in possession thereof.
4. Unpatented mining claims, reservations or exceptions in patents or in acts
authorizing the issuance thereof.
5. All reservations, restrictions, easements, road and road rights of way, ditch and
ditch rights of way, zoning restrictions, governmental regulations and protective
covenants of record.
6. Discrepancies, conflicts in boundary lines, shortage in area, encroachment or any
other facts, which a correct survey would disclose.

7. Any act or encumbrance created by an act of Grantees after the date of this deed.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, specifically including the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title and interest in and to the property as well in law as in equity.

TO HAVE AND TO HOLD, all and singular the above-described premises together with the appurtenances unto Grantees and to their heirs and assigns forever.

And Grantor and her heirs shall and will warrant and by these present forever defend the premises in the quiet and peaceable possession of Grantees, their successors, and assigns against Grantor and her heirs and against all and every person and persons whomsoever lawfully claiming the same.

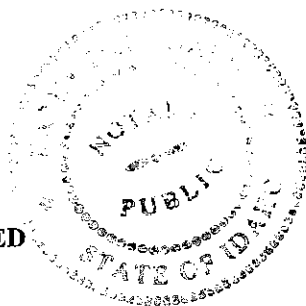
IN WITNESS WHEREOF, Grantor has hereunto set her hand on the day and year first above written.


LUCILE McINTYRE

STATE OF IDAHO)
 : ss.
County of Canyon)

On this the 28 day of February 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared LUCILE McINTYRE, a widowed woman, known to me to be the person who executed the foregoing document and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at: Caldwell, Idaho
My commission expires: 5-27-05

Exhibit "A"

PARCEL I

- ✓ The North One-Half of the Northeast Quarter, and the Southeast Quarter of the Northeast Quarter in Section 36, Township 2 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

PARCEL II

- ✓ The Southeast Quarter of the Southeast Quarter in Section 25, Township 2 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

PARCEL III

- ✓ Lot 4 in Section 30, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

PARCEL IV

- ✓ Lots 1 and 2 in Section 31, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho

200209864

RECORDED

2002 MAR 1 PM 11 29

C NOEL HALES

CANYON CNTY RECORDER

C. M. Hales

REQUEST PIONEER - CALDWELL
TYPE *Deed* FEE *9.00*

25

30

2N 4W

2N3W

PARCEL 2

PARCEL 3

SESE

SWSW
GL4

MCINTYRE

NWNE

PARCEL 1

NENE

NWNW

GL1

PARCEL 4

SENE

SWNW

GL2

36

31

0

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: A63-03303
Date Received: 12/29/1989
Receipt No: W007295
Received By: PC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HENRY L. MC INTYRE 208-459-7181
Address: 18020 MAP ROCK ROAD
CALDWELL, ID 83605

AND/OR
Name: LUCILLE J. MC INTYRE
Address: CALDWELL, ID 83605

2. Date of Priority: JUL 11, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	04W	36	NE	NE			CANYON

5. Description of diverting works:
16", 245 WELL, 50 HP PUMP FOR GRAVITY & SPRINKLER IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.500		

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

8. Total consumptive use is 262.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	30	SW	SW	4	IRR	7.0
						Section Acres	7.0
		31	NW	NW	1	IRR	9.0
			SW	NW	2	IRR	3.0
						Section Acres	12.0
	04W	25	SE	SE		IRR	34.0
						Section Acres	34.0
		36	NE	NE		IRR	11.0
			NW	NE		IRR	11.0
						Section Acres	22.0
						Total Acres	75.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIGATION DISTRICT

14. Remarks:
AMOUNT SHALL NOT EXCEED 910 AF/ANNUUM WHEN COMBINED WITH ALL
OTHER RIGHTS APPURTENANT TO THE SAME LAND.
REPLACEMENT WELL DRILLED (DRILLING PERMIT 63-88-Z-160) IN SAME
1/4-1/4 AS ORIGINAL WELL, WHICH IS NOW ABANDONED. DRILLING
COMPLETED IN 6/89.
NOTE 75 ACRES IRRIGATED. THIS IS A SUPPLEMENTAL RIGHT.

15. Basis of Claim: LICENSE
Water Right Number: 30571

*See attached
memo*

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: 3

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): Laura J. McIntyre Date: 12/29/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 29 day
of December 19 89

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 12-8-94

A63-03303

R4W

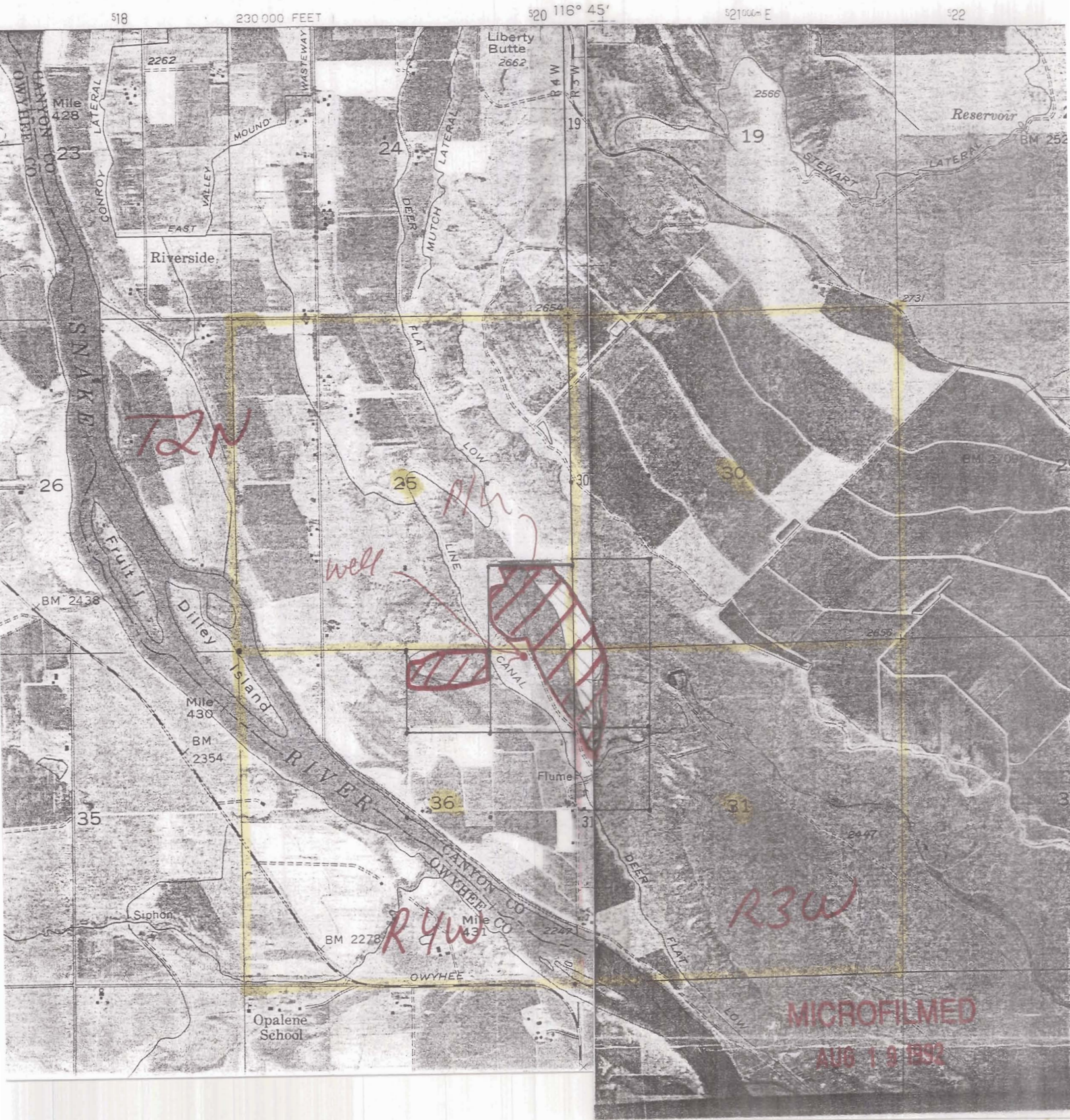
of Idaho

ARTMENT OF WATER RESOURCES

OPALENE GULCH QUADRANGLE
IDAHO

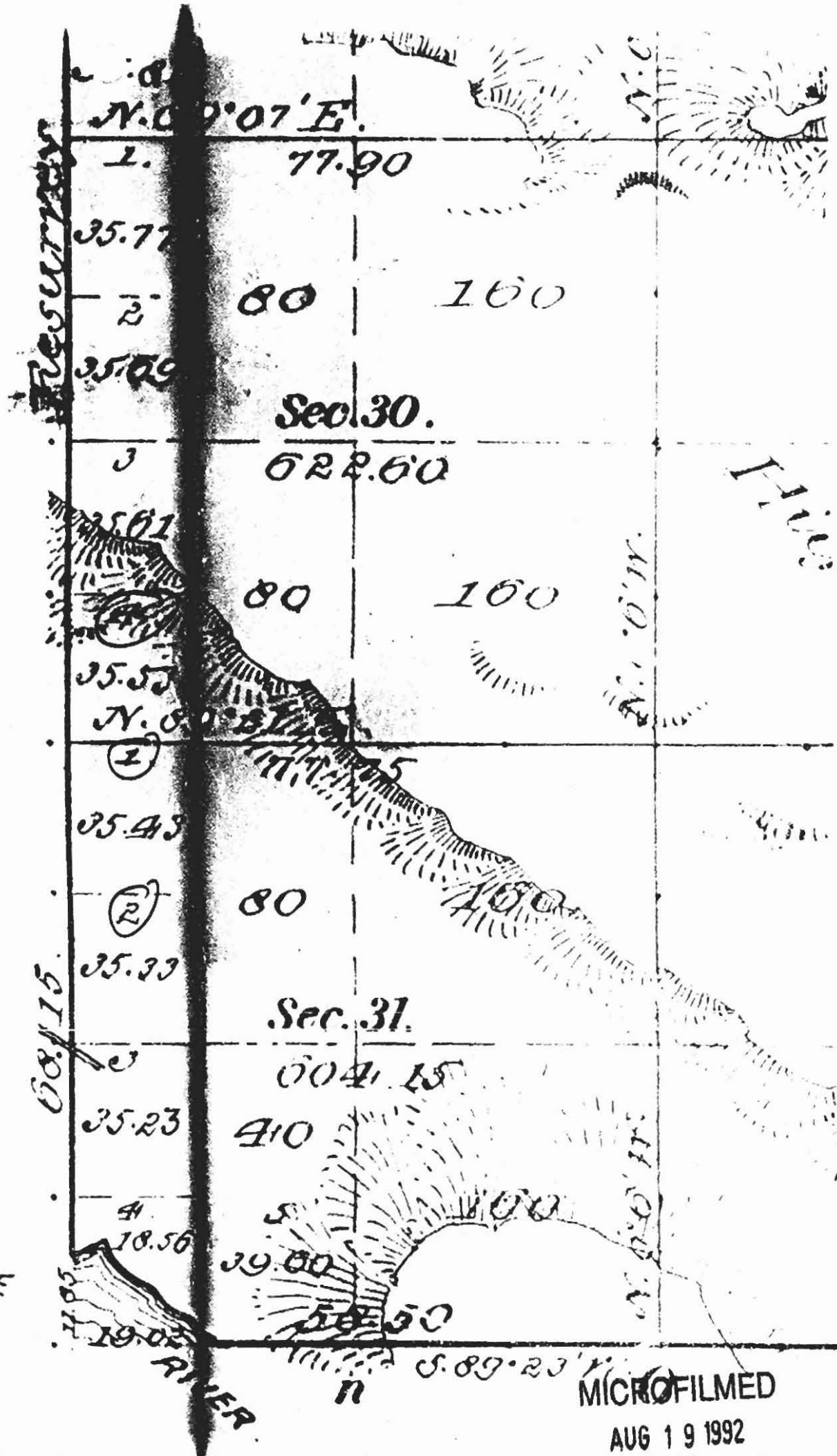
7.5 MINUTE SERIES (ORTHOPHOTOQUAD)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



A63.03303

T2N
R3W



63-03303

A63-03303

State of Idaho

WATER LICENSE

Water License No. G-30571, issued July 11, 1962, Amount 1.50 c.f.s.

THIS IS TO CERTIFY THAT HENRY L. MCINTYRE

Caldwell, Idaho

made application for a permit to appropriate the public waters of

State of Idaho, dated July 11, 1962, that Permit G-30571 was issued pursuant

to application that proposed works were completed on or about 1966

of storage or carrying capacity of 1.40 c.f.s., said works consisting of

pump, motor, and concrete ditches and that on July 6, 1967

was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 910
when combined with all other rights appurtenant to the same land and shall not exceed
1.50 cubic feet per second of the waters that
amount

ground water

tributary of

for the purpose of Irrigation from April 1 to October 31

and for from to ; and for

from to ; and that the use

of waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-

mation Engineer, and entered in the records of the Idaho Department of Reclamation; the point of diversion is

NE NE Sec. 36 T. 2 N. R. 4 W. B.M., and

additional points in the County of

Canyon

and that the amount of water to which such right is

entitled which is hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially

used for said purposes and shall not exceed 910 acre feet per year, when combined with all other

rights appurtenant to the same land.

Description and location of place of use

RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
		NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	4W	25															38	38
2N	3W	30										L. 4						1
2N	3W	31					L. 1	L. 2										41
2N	4W	36	30	40		32												102

Total number of acres irrigated 182

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,

governed by the laws of Idaho.

In witness whereof, the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

11th day of May, 1969

Keith H. Hays
State Reclamation Engineer

MICROFILMED

AUG 19 1992

63-03303

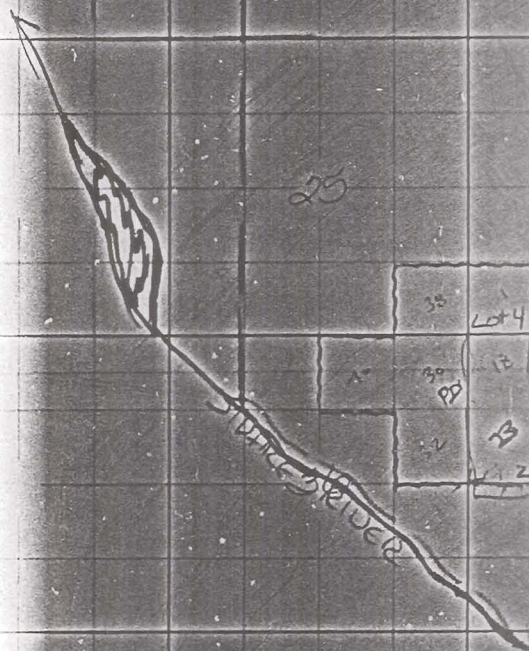
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-3057
Is for CA & D/O In Water District No.
Applicant Henry L. McIntyre
Water supply subterranean source
Point of diversion NE 1/4 Sec. 36 of Section 36
County of Canyon
works as they exist, giving dimensions and capacities of same:
1. P. U.S. HOLLOW SHAFT 4" dia. Motor # 3770360
2. B. VERT. TURBINE PUMP # 14219
DISCHARGE - STATE VALVE - SYPHEN - CONCRETE
PIPE - GRAVITY - IRRIGATION
used for: domestic and irrigation
Whether or not water has been turned into works of diversion? YES
Subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number
under cultivation in each forty-acre tract. (Describe manner and place of use if other
than cultivation):
Sec. 25, T. 2N, R. 4W, B.M.; NE 1/4, NW 1/4, SE 1/4, Sec. 36, T. 2N,
B.M.; Lot 4, Sec. 30, T. 2N, R. 3W, B.M.; Lot 1 and 2, Sec. 31, T. 2N,
B.M.
Map on attached plat, showing location and details of above description.)
Stream would the water here appropriated finally reach?

LINE METER Measurement $Q = \frac{1000 \text{ ft}}{60 \text{ sec}} = 1.66 \text{ cfs}$
WIRE PIPING MAIN = 5.0 AC. FT / ACRE / SEASON
22000 cfs in land
on was made on the 3rd day of May, 1988
(Signed) Don Reynolds Examiner.

MICROFILMED 3057

plat
K4



182 ACRES estimated

7

1.50 cfs

910 AC-FR / SEASON WITH OTHER RIGHTS

JULY 11, 1962

MICROFILMED

AUG 19 1992

04/25/2006

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

RIGHT NUMBER: 63-3303

NAME AND ADDRESS: M. RICHARD MC INTYRE
908 QUAIL PLACE
CALDWELL ID 83605

LINDA MC INTYRE
908 QUAIL PLACE
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.500 CFS
262.500 AFY

PRIORITY DATE: 07/11/1962

POINT OF DIVERSION:

T02N R04W S36 NENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.500 CFS 262.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S30 Lot 4 SWSW	7.00	T02N R03W S31 Lot 1 NWNW	9.00
T02N R03W S31 Lot 2 SWNW	3.00	T02N R04W S25 SESE	34.00
T02N R04W S36 NENE	11.00	T02N R04W S36 NWNE	11.00

75 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.



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

April 25, 2006

M. Richard & Linda McIntyre
908 Quail Place
Caldwell, ID 83605

Notice of Claim to a Water Right No. 63-3303

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

03/21/2006

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

RIGHT NUMBER: 63-3303

NAME AND ADDRESS: LUCILLE J MC INTYRE
CALDWELL ID 83605

HENRY L MC INTYRE
18020 MAP ROCK RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.500 CFS
262.500 AFY

PRIORITY DATE: 07/11/1962

POINT OF DIVERSION:

T02N R04W S36 NENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

1.500 CFS
262.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S30 Lot 4 SWSW	7.00	T02N R03W S31 Lot 1 NWNW	9.00
T02N R03W S31 Lot 2 SWNW	3.00	T02N R04W S25 SESE	34.00
T02N R04W S36 NENE	11.00	T02N R04W S36 NWNE	11.00

75 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

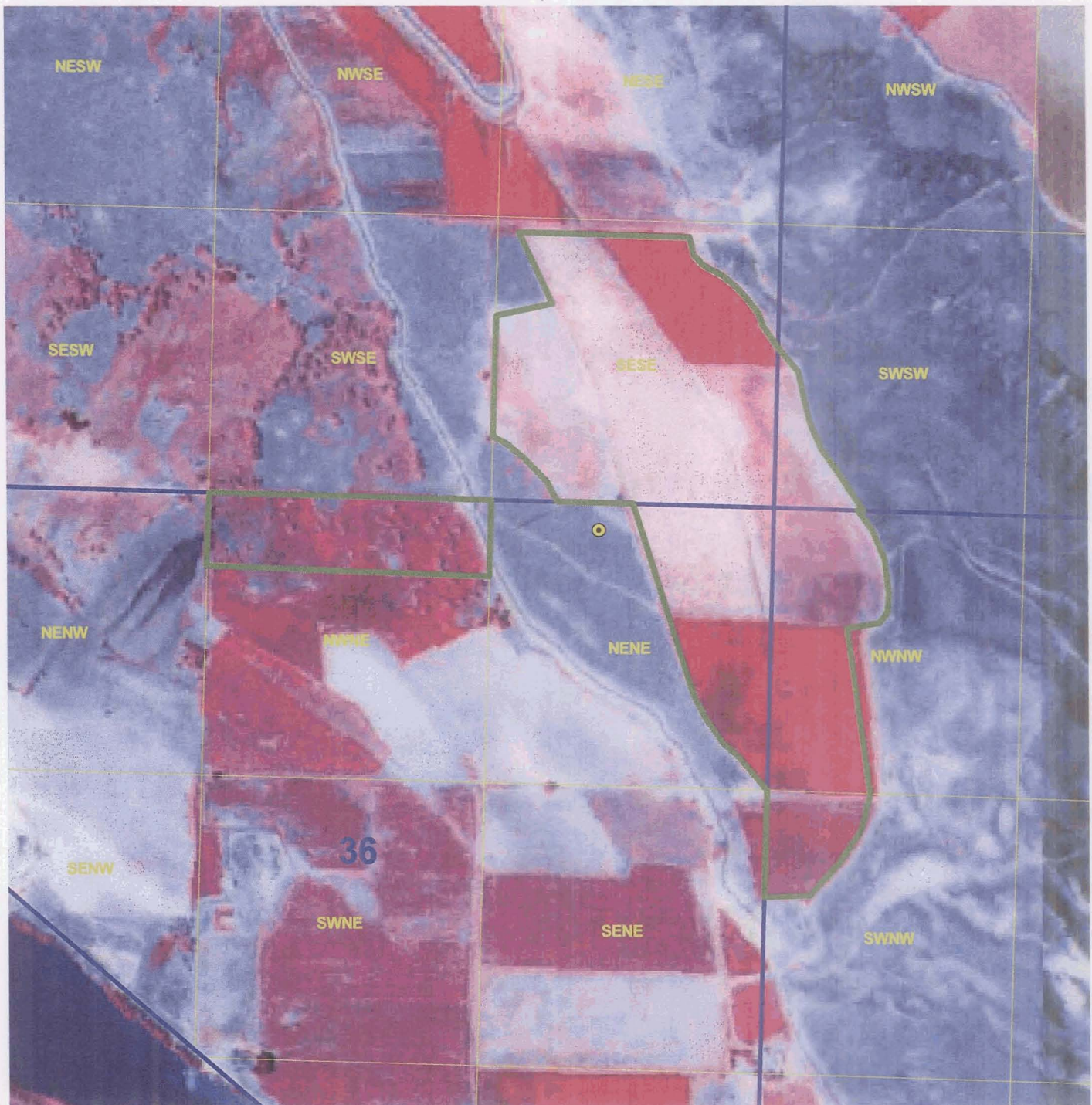
Use of this right is combined with water from Wilder Irrigation District.



Idaho Department of Water Resources

63-3303

T02N R03W S30, 31 & 04W S25. 36



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated
acres = 75



400 0 400 800 1200 Feet

IDWR

Prepared by: Sandy Egbert
Date: March 21, 2006
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3303

03/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3303	Water Right	02N	03W	30	SW	SW	4	IRRIGATION	1/182	HENRY L MC INTYRE
3303	Claim	02N	03W	30	SW	SW	4	IRRIGATION	7/75	LUCILLE J MC INTYRE
3303	Claim	02N	03W	31	NW	NW	1	IRRIGATION	9/75	LUCILLE J MC INTYRE
3303	Water Right	02N	03W	31	NW	NW	1	IRRIGATION	18/182	HENRY L MC INTYRE
3303	Claim	02N	03W	31	SW	NW	2	IRRIGATION	3/75	LUCILLE J MC INTYRE
3303	Water Right	02N	03W	31	SW	NW	2	IRRIGATION	23/182	HENRY L MC INTYRE
3303	Claim	02N	04W	25	SE	SE		IRRIGATION	34/75	LUCILLE J MC INTYRE
3303	Water Right	02N	04W	25	SE	SE		IRRIGATION	38/182	HENRY L MC INTYRE
3303	Water Right	02N	04W	36	NE	NE		IRRIGATION	30/182	HENRY L MC INTYRE
3303	Claim	02N	04W	36	NE	NE		IRRIGATION	11/75	LUCILLE J MC INTYRE
3303	Claim	02N	04W	36	NW	NE		IRRIGATION	11/75	LUCILLE J MC INTYRE
3303	Water Right	02N	04W	36	NW	NE		IRRIGATION	40/182	HENRY L MC INTYRE

OM

DATE 12/29/89

Steve Lester

File

SUBJECT

EXPANSION?

original license 1.50 cfs for 182 acres = .008 cfs/acre.

Adjud. claim 1.50 cfs for 75 acres = .02 cfs/acre.

Is this an expansion of right?

Clément stated that original field exam was not quite right.

The examiner showed plm on entire farm that was under
irrig. distinct water. The actual plm from well never was

182^{acres}. It has been approx. ^{actual} 75 acres all along. Thus, based

on actual use, the 1"/acre should have been ^{SIGNATURE} ~~licenced~~ for
the 75 acres. Under this assumption, the claim is not an →

AUG 19 1992

WATER LICENSE

Water License No. G-30571 Priority July 11, 1962 Amount 1.50 c.f.s.

THIS IS TO CERTIFY, that HENRY L. MCINTYRE
of Caldwell, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated July 11, 1962; that Permit G-30571 was issued pursuant
to said application; that the proposed works were completed on or about 1966
with a storage or carrying capacity of 1.46 c.f.s., said works consisting of
well, pump, motor, and concrete ditches and that on July 6, 1967
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 910
when combined with all other rights appurtenant to the same land and shall not exceed
acre feet per season, with a maximum rate of diversion of 1.50 cubic feet per second of the waters that
of ground water tributary of
for the purpose of irrigation from April 1 to October 31
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NE 1/4 NE 1/4, Sec. 36, T. 2 N., R. 4 W., B.M., and
other additional points _____, in the County of
Canyon; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 910 acre feet per year, when combined with all other
rights appurtenant to the same land.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2 N	4 W	25																	38
2 N	3 W	30											L. 4 1						1
2 N	3 W	31					L. 1 18	L. 2 23											41
2 N	4 W	36	30	40		32													102

Total number of acres irrigated 182

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

28th day of May, 1969

State Reclamation Engineer

63-3303

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38642
Permit No. G- 30571
District No.

1. Name of Applicant: Henry L. McIntyre
Postoffice address: Rt. #1, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 5.32 c.f.s.
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36
Twp. 2 N., Rge. 4 W., B.M., County of Canyon
5. Water is to be used for: domestic and irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp.
Rge., B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section, Twp., Rge., B.M.
7. Kind of works: Pump and ditches, if sufficient water, if not sprinklers will be used
8. Estimated cost of works: \$ 10,000.00
9. (a) Is reservoir to be used? Not unless necessary
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 89 acres in E $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 2 N., Rge. 4 W.B.M., has 7/10 of an inch to the acre and water is from Lake Lowell.
(a) 5.32 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By _____ Agent.

Returned to applicant for correction:

Corrected application received:

The number of this permit is G— 30571

Recorded in Book 107 Page 30571 Approved July 12, 1962

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **January 12, 1965**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before July 12, 1967

Witness my hand this 12th day of July, 1962

s/ CARL E. TAPPAN, Assistant
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12th
day of July, 1962.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Total
2 N	4 W	25 36	40 40 40			40	40 120
2 N	3 W	30 31		Lot 1; Lot 2 35 35	Lot 4 36		36 70
					Total number of acres	to be irrigated	266

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30571

This proof is for C/W & B/U

In Water District No.

1. Name of applicant Henry L. McIntyre
2. Source of water supply: subterranean source
3. Location of point of diversion: Is in the NE 1/4 Sec. 36 of Section 36
T. 2N R. 4W County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:
50 HP US HOLLOWSHAFT PUMP MOTOR # 3770360
1 & 8 VERT TURBINE PUMP # 14219
8" DISCHARGE GATE VALVE - SIPHON - CONCRETE
DITCHES - GRAVITY IRRIGATION

5. Water is used for: domestic and irrigation
6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 Sec. 25, T. 2N, R. 4W, B.M.; NE 1/4, NW 1/4, SE 1/4, Sec. 36, T. 2N, R. 4W, B.M.; Lot 4, Sec. 30; T. 2N, R. 3W, B.M.; Lot 1 and 2, Sec. 31, T. 2N, R. 3W, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

SPARKING WATER Measurement $Q = \frac{100.0 \text{ ft}}{60.0 \text{ sec}} = 1.66 \text{ ft/s}$

IRRIGATION REQUIREMENT = 5.0 AC. FT / ACRE / SEASON

Note: Sec. 32, 30, 31 covers same land

This examination was made on the 3rd day of May, 1966

(Signed) Dean Reynolds Examiner.

30571

Plat. w
R.H.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Henry L. McIntyre
Route #4
Caldwell, Idaho

Permit No. G-30571

Examination for C/W & B/U

County Canyon

Quantity: 1.5 c.f.s.
Sec. 36 T. 2N R. 4W

Source: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, T. 2N, R. 4W, B.M.

P.D.: Subterranean

Use: domestic and irrigation

Extension:

Protest:

Completion of Works:

Other Rights: 89 acres in E $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, T. 2N
R. 4W has 7/10 of an inch to the acre and water
is from Lake Lowell.

Filed: July 11, 1962

Due: July 12, 1967

Made: July 6, 1967

Priority: July 11, 1962

*turkine pump 30 hp motor
13" x 4" ID
14-80"
2-78"*

See H.P. 21

100' 100'

100' 100'

100' 100'

100' 100'

100' 100'

100' 100'

6V

100' 100'

100' 100'

100' 100'

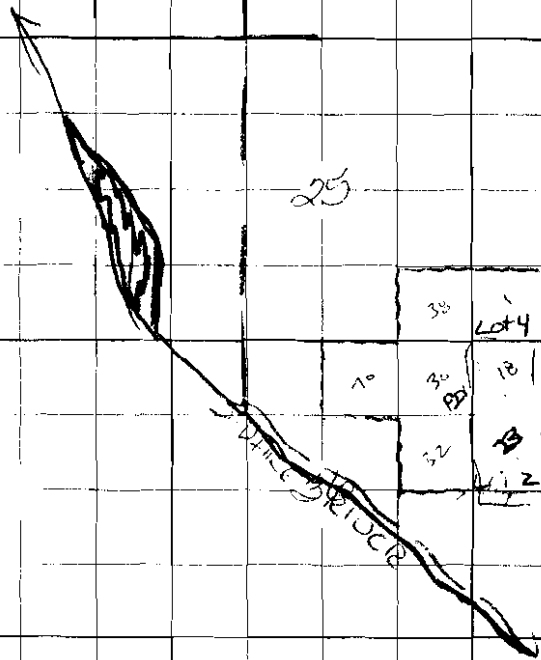
100' 100'

100' 100'

100' 100'

Bump 21 3 - 230

Imperial 29



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98
99
100

Area 182 Acres

Sub 7

Q 1.50 cfs

VOL = 910 AC-FT / SEASON WITH OTHER RIGHTS

PRIORITY - JULY 11, 1962

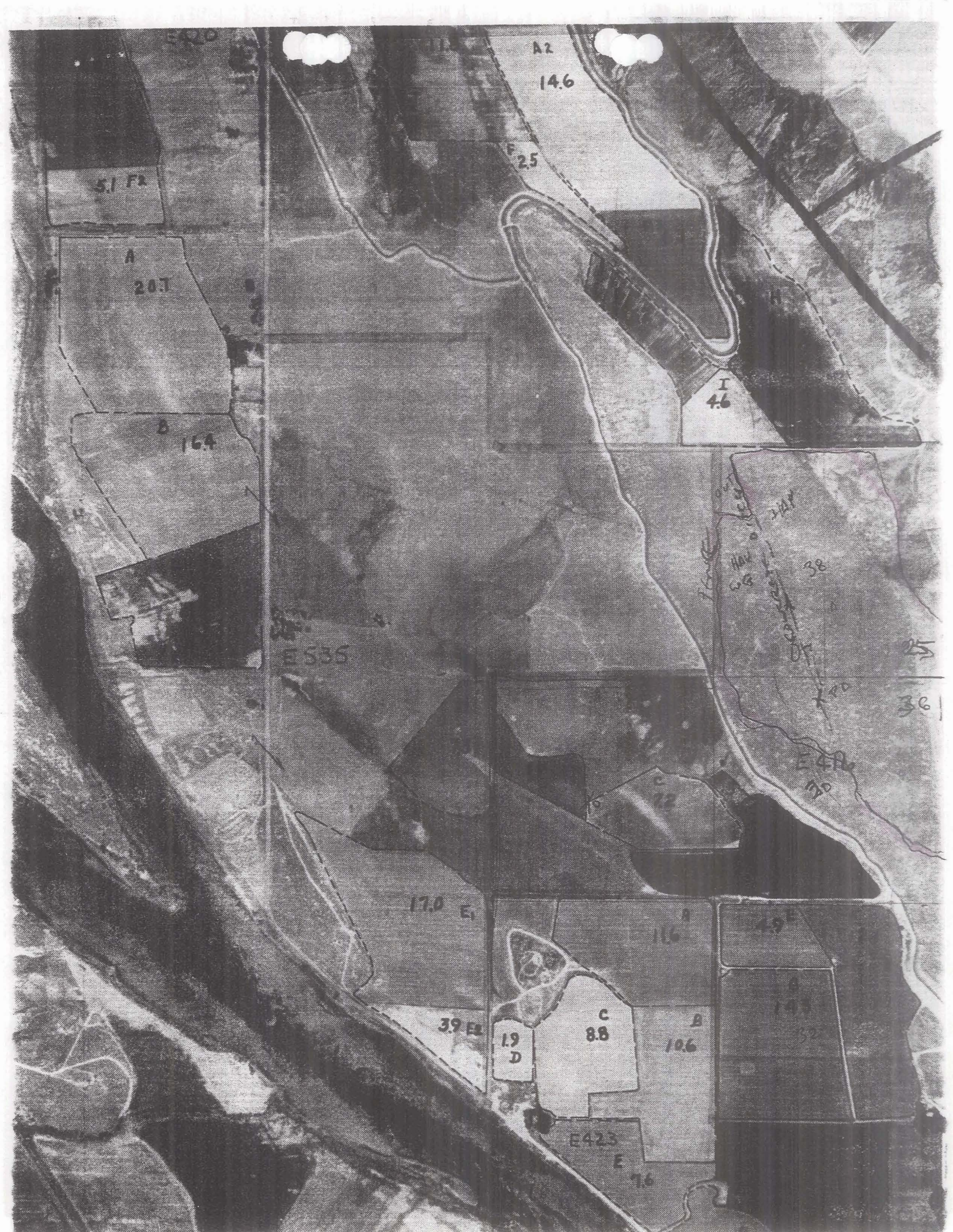
Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

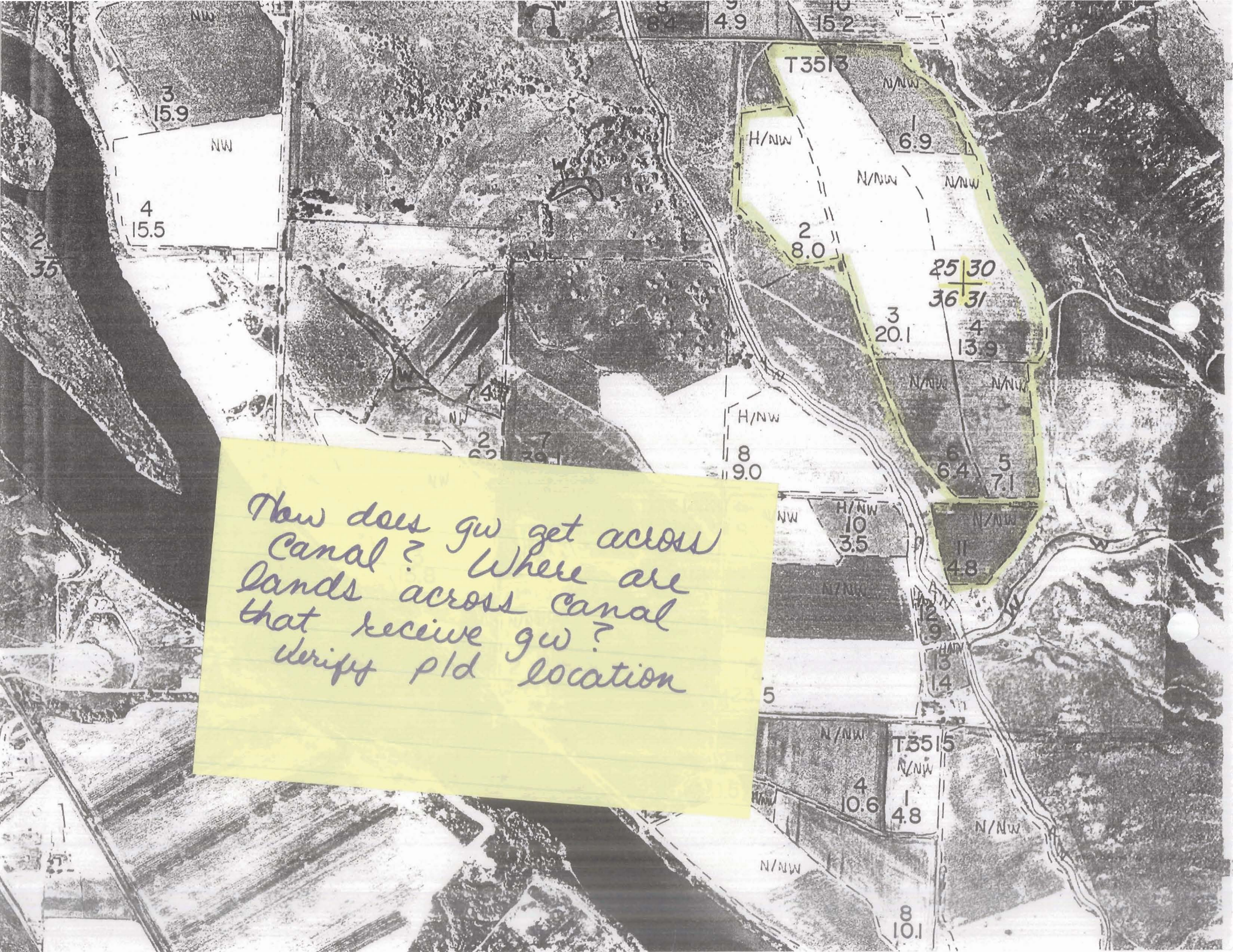
REPORT OF EXAMINER

PERMIT NO. G-30571

REPORT ON PROOF OF Completion of Works and Beneficial Use



How does gw get across
Canal? Where are
lands across canal
that receive gw?
drift pld location





4W

3W

2N

6
22.2

7
32

NW

8
8.4

9
4.9

10
15.2

T3513

H/NW

1
6.9

N/NW

N/NW

2
8.0

25 30

36 31

3
20.1

4
13.9

H/NW

8
9.0

6
6.4

5
7.1

T3514

N/NW

H/NW

9
5.3

10
3.5

11
4.8

14
23.5

13
14

T3515

N/NW

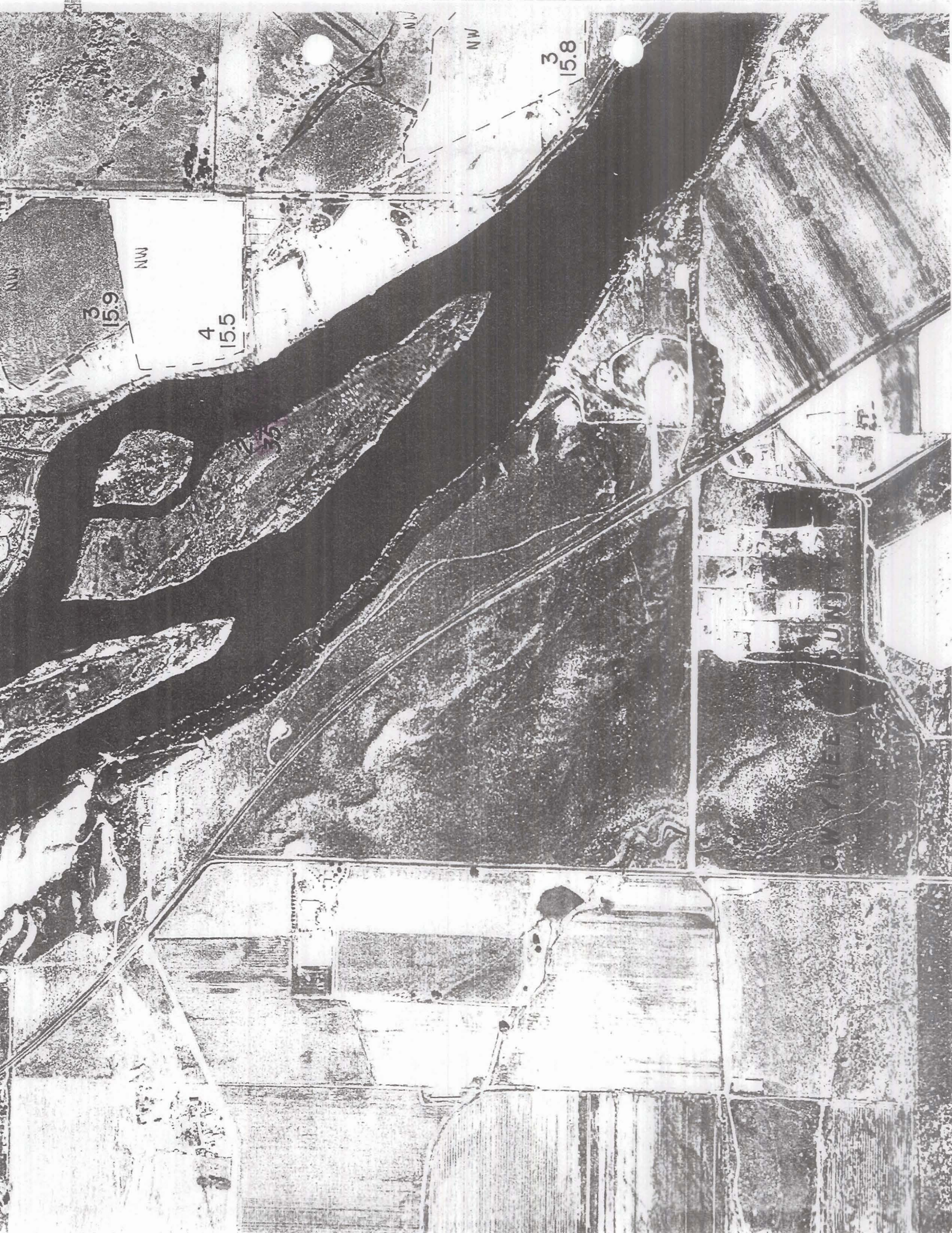
4
10.6

1
4.8

3
33.7

6
15.5

12





027-42

40

R 4 W

NW

2N

6
22.2

NW

32

9
4.9

10
15.2

T3513

N/NW

1
6.9

H/NW

N/NW

N/NW

2
8.0

25 30

36 31

3

20.1

4

13.9

H/NW

N/NW

N/NW

4N 3W

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-03303

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.	<u>N</u>						DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE	<u>N</u>						
PL. OF USE	<u>Y</u>						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	<u>Y</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>N</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>Y</u>						

N/A
*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: _____

VERIFICATION CODES
TOPO MAP/ORTHOGRAPHO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:05:35
Page 1

Water Right Number - 63-03303 ✓

Prefix Translation: WATER RIGHT

Old (D) Number - 30571 ✓

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MC INTYRE

HENRY L.

1 - RT. 4

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

+ - - Priority Date - ✓ + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/11/1962 ✓ 14 WESTERN L - LICENSE ✓

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER ✓

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
02N ✓ 04W ✓ 36 ✓ NE NE ✓ (27) CANYON ✓

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION ✓ 04/01 ✓ 10/31 ✓ 1.500 ✓ 910.00

+ - Total Div. Rate - + ✓ + - Total Div. Volume - + + - Total Div. Capacity - +
1.500 ✓ 910.00

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N ✓ 03W ✓ 30 ✓ SW SW ✓ 4 ✓ 10.0 01 IRRIGATION (27) CANYON
02N ✓ 03W ✓ 31 ✓ NW NW ✓ 1 ✓ 10.0 01 IRRIGATION (27) CANYON
02N ✓ 03W ✓ 31 ✓ SW NW ✓ 2 ✓ 25.0 01 IRRIGATION (27) CANYON
02N ✓ 04W ✓ 25 ✓ SE SE ✓ 30.0 01 IRRIGATION (27) CANYON
02N ✓ 04W ✓ 36 ✓ NE NE ✓ 30.0 01 IRRIGATION (27) CANYON
02N ✓ 04W ✓ 36 ✓ NW NE ✓ 40.0 01 IRRIGATION (27) CANYON
02N ✓ 04W ✓ 36 ✓ SE SE ✓ 32.0 01 IRRIGATION (27) CANYON

Total Acres: ~~182.0~~
75.

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
AMOUNT SHALL NOT EXCEED 910 AF/ANNUM WHEN COMBINED WITH ALL
OTHER RIGHTS APPURTENANT TO THE SAME LAND.

Water right number - 63-03303

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

016 - See remarks for additional conditions of approval.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

+ - - - - Comments - - - - - +

No Comments Found

+ - - Audit Fields - 05/20/85 05/01/88

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Exam to S.O. Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 08/28/1979
Decree Date - 00/00/0000
Presumption Flag -

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 05/20/1985
Receipt Number -
Appl Received - 00/00/0000
Name Connector -

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -
PDU Ownership Flag-