

11/28/2005

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

RIGHT NUMBER: 77-4048

NAME AND ADDRESS: MACKAY BAR CORP
3190 AIRPORT WAY
BOISE ID 83705

SOURCE: HETTINGER RANCH SPRING
UNNAMED STREAM

TRIBUTARY: SOUTH FORK SALMON RIVER
TRIBUTARY: SOUTH FORK SALMON RIVER

QUANTITY: 0.230 CFS

PRIORITY DATE: 06/30/1908

POINT OF DIVERSION:

T22N R07E S13 NENE Within IDAHO County
T22N R07E S13 NENE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.500 CFS
IRRIGATION	03/15 10/31	0.180 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T22N R07E S24 NENE 0.8 T22N R07E S24 SENE 7.2

STOCKWATER same as IRRIGATION

8 ACRES TOTAL

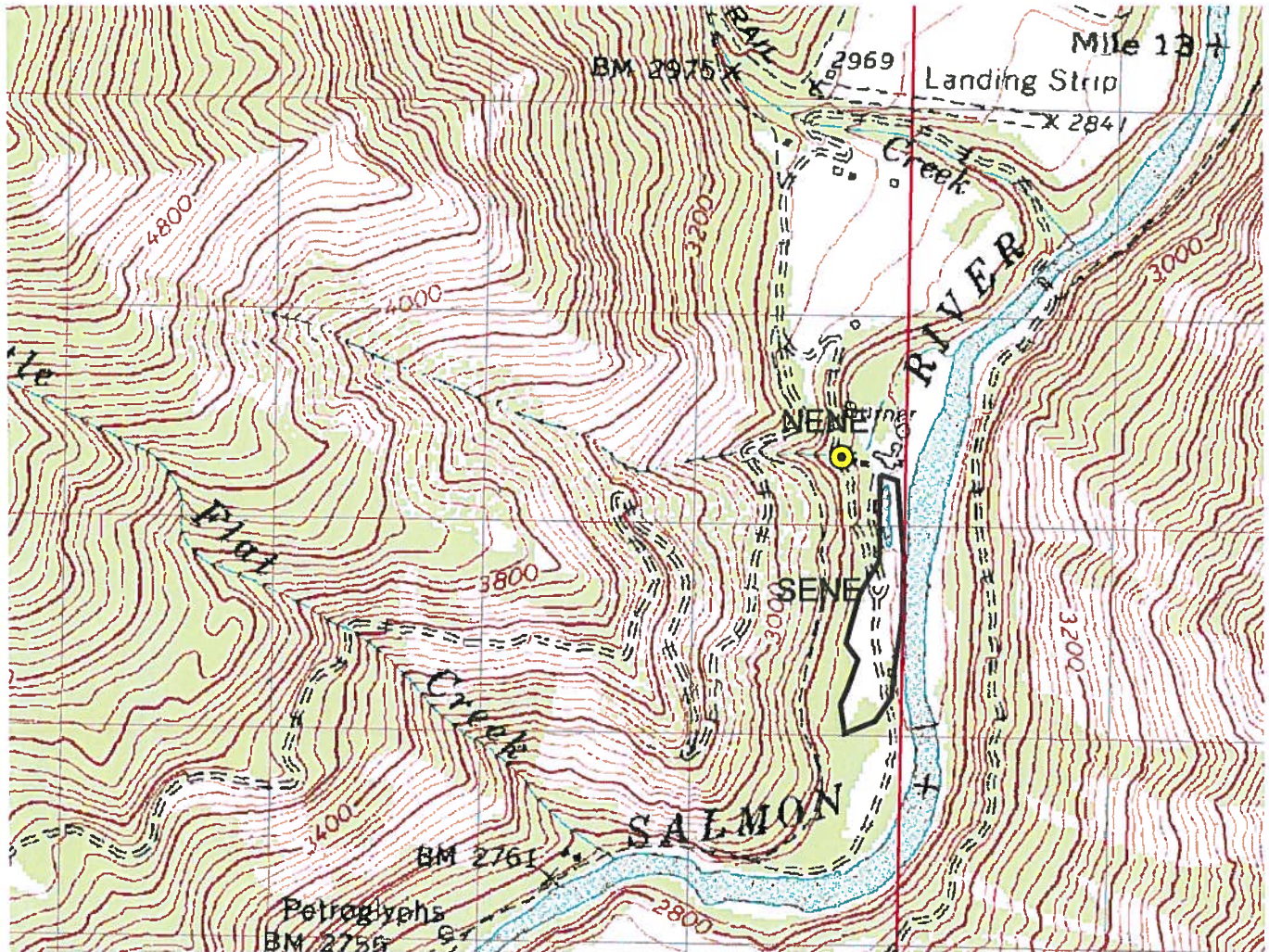
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Property is known as Homestead Entry Survey No. 59.

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 - Beneficial Use

77-4048



0 700 1400 Feet



Section 24
T22N R7E

● Point of Diversion

□ Place of Use

Map prepared on November 28, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

77-4048

Field Exam Notes

Date of Exam: August 27, 2005

Hettinger Ranch Spring is listed as the source for this claim. It has a listed legal location of NENE, **Sec.13**, Rge. 07E, Twp. 22N, BM. A conversation with Tim Hull, caretaker for the South Fork Ranch (also called the Hettinger Ranch), indicated that the actual location is probably NENE, **Sec. 24** of the same range and township.

There is some confusion as to the location of the Hettinger Ranch Spring. Mr. Hull pointed out water that was being used for irrigation and stockwater on what was called the "sawmill pasture". He stated that that water originated from a spring in a draw above and west of the sawmill pasture. This spring feeds an unnamed stream that flows down the draw to the road (*Photo 1*) where the point of diversion (POD) is located. The GPS location of the POD is **N45° 14' 13.6" by W115° 32' 0.6"**. The water crosses the road by way of a buried pipe which empties into a PVC pipe that conveys the water to the place of use (POU), the sawmill pasture, which is flood irrigated and pastures horses.

The POU of this claim is in common with part of the POU from claim **77-4046** (Smith Creek). Mr. Hull stated that a ditch from Smith Creek empties into the draw mentioned above, joining with water from the unnamed stream some distance above and west of where the stream meets the road. Because of the terrain and vegetation, a GPS location was not made at that point. The legal location is, however, NENE, Sec. 24, Rge. 07E, Twp.22N, BM.

Flow measurements using a five (5) gallon bucket and a stop watch were taken where the pipe from under the road empties into the PVC pipe leading to the sawmill pasture. Mr. Hull stated that about half the water at this point was from the unnamed stream and about half was from Smith Creek. The average of three (3) timed measurements was twenty-eight (28) seconds per five (5) gallons. The measured flow at this point is given by:

$$\frac{5 \text{ gal.}}{28 \text{ sec.}} \times \frac{60 \text{ sec.}}{\text{min.}} \times \frac{\text{cfs}}{448.83 \text{ gpm}} \approx 0.02387 \text{ cfs} \approx \mathbf{0.02 \text{ cfs}}$$

from 77-4046
unnamed stream & spring
0.18 cfs for 3 acres
& stock

The legal location of the POU was found to be **NENE, SENE, Sec.24, Rge. 07E, Twp. 22N, BM.**

Mr. Hull pointed out another spring (*Photo 2*), tributary to the Salmon River, which he thought might be the Hettinger Ranch Spring. It has a GPS location of N45° 14' 18.5" by W115° 31' 28". This spring empties into a pond having a man made dam (*Photo 3*). The overflow from the dam ends up in the Salmon River. Mr. Hull stated that this water is not used.

Mr. Hull stated that there are normally 20 to 30 head of horses and mules which are moved from pasture to pasture at any given time (*Photo 4*) and use this claim.

Numerous attempts at contacting the claimant using the contact information given in the claim were unsuccessful. Contact was eventually made c/o Yvonne Goundry (phone 208-344-1881) in Boise.

The field exam, a conversation with Mr. Hull and a search of the Idaho Department of Water Resources (IDWR) public web site indicated that there are no other water rights with the same POD as this claim. However, it was also found that the POU for this claim is in common with part of the POU for claim **77-4046** (Smith Creek) for both irrigation and stockwater.

Field Examiner:

A handwritten signature in cursive script, appearing to read "Jim Summers".

Priority Date Data Entry Form

Claim Number **77-4048**

Claimed Priority Date: 6/30/1908

Claimed Basis: Statutory Claim

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 6/30/1908

Water Right Basis: Statutory Claim

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer:

Date:

Point of Diversion and Source Data Entry Form

Claim Number 77-4048

Claimed Point of Diversion and Source

T22N R07E S13 NENE Within IDAHO County Source: HETTINGER RANCH SPRING SALMON RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T22N R07E S13 NENE Within IDAHO County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Unnamed Stream Salmon River

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
22W	7E	~~13~~ 24		NENE	Idaho	Unnamed Stream

Other rights from this POD? NONE

Document how the POD and Source were verified:

On Site Exam / Conversation with Tim Hull, caretaker of
South Fork Ranch / GPS location N45° 14' 13.6" by W115° 32' 0.6"
Photo-ground Map GJ

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number 77-4048

Claimed Place Of Use

T22N R07E S13 40.0

Total Acres 40

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T22N R07E S13

Total Acres

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
22W	7E	24	NE	NE	Idaho			Irrigation / Stockwater
22W	7E	24	SE	NE	Idaho			Irrigation / Stockwater

Total Acres _____

Document how the POU was verified:

On site Exam / Conversation with Tim Hull (caretaker) / Photo-ground map

73

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 77-4048

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER IRRIGATION			

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
STOCKWATER IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation				
Stockwater				

Document how the Purpose of Use was verified:

On site Exam / Conversation with Tim Hull (cow taker) *MB*

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 77-4048

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	0.5	
STOCKWATER	1/01	12/31	0.5	

Overall Diversion Rate 1

Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	0.5	
STOCKWATER	1/01	12/31	0.5	

Overall Diversion Rate 1

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

Date: _____

Contacts Data Entry Form

Claim Number: 77-4048

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	MACKAY BAR CORP	3190 AIRPORT WAY	BOISE	ID	83705	(208)344-1881

Date of Field Exam: Aug 27, 2005 Time: 10:00 amAccompanied By: Tim Hull Phone Number: _____
HC 66Relationship to Claimant: Caretaker at Ranch McCall, ID 83638

Directions to Property (if different from above) and/or update owner information:

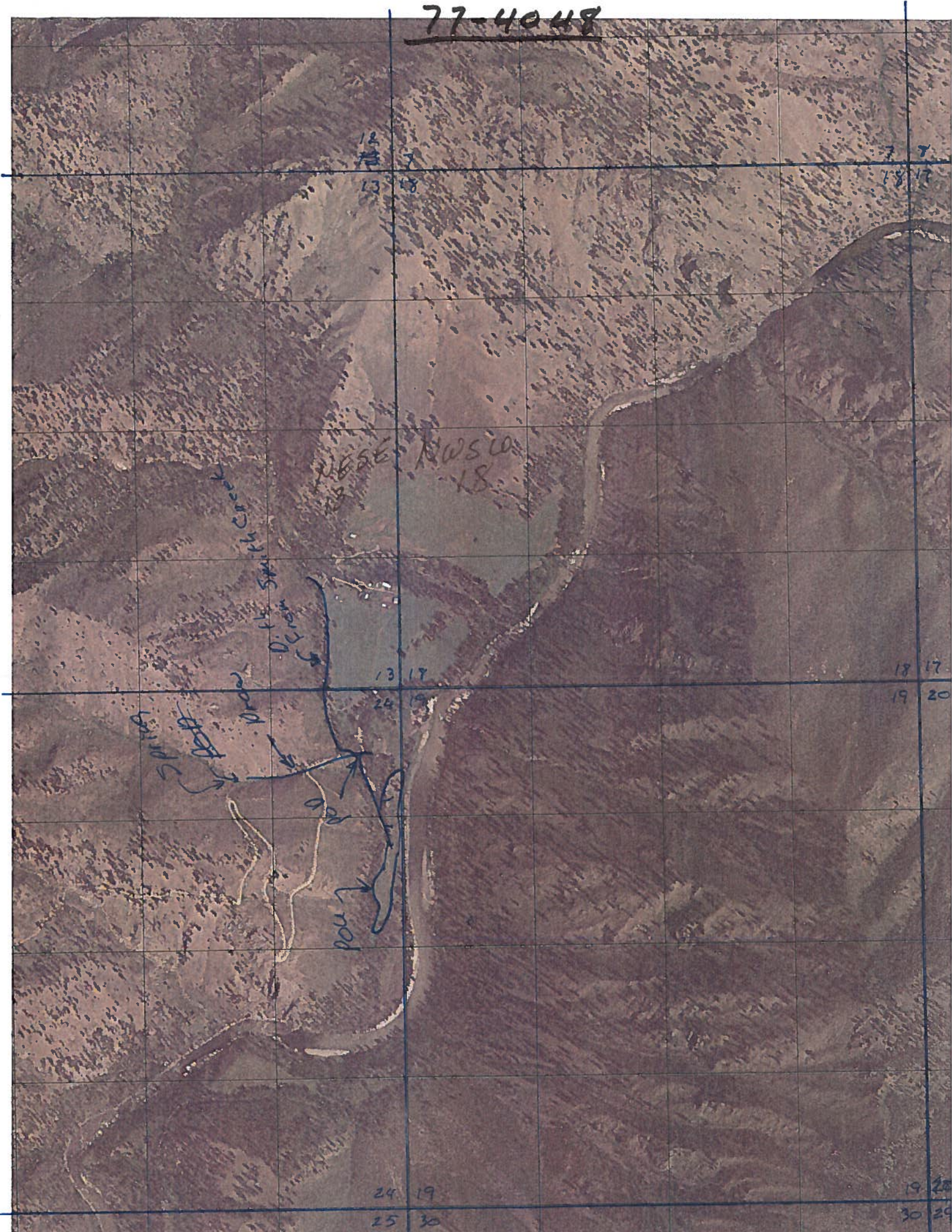
Go to Warren & Follow main road & signs
(Hettinger Ranch & South Fork Ranch) to end of Road

Contact c/o Young Gundry
208-344-5962

Reviewer: _____

Date: _____

77-4048



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: A77-04048

Date Received: 6/16/1988

Receipt No: C001395

Received By: CA

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MACKAY BAR CORP.
Address: 3190 AIRPORT WAY
BOISE, ID

208-344-1881

837050000

2. Date of Priority: JUN 30, 1908

3. Source: HETTINGER RANCH SPRING Trib. to: SALMON RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
22N	07E	13		NE	NE		IDAHO

5. Description of diverting works:
HOLDING BASIN OUT INTO A DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		
STOCKWATER	01/01	12/31	0.500		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	07E	13				IRR	40.0

Section Acres 40.0

A77-04048

Page 1

Date: 07/06/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U INCOMPLETE. UNSURVEYED AREA DESCRIBED BY H.E.S.
NO. 59. AC. IRR. = 40.0

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am Gen Mgr of
Mackay Bar Corp. that I have signed the foregoing
Organization document in the space below as Gen. Mgr of
Mackay Bar Corp. and that the statements contained in the
Organization foregoing document are true and correct.

Dan Christensen
Signature of Authorized Agent

Gen. Mgr. Mackay Bar
Title and Organization

7-6-88
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6th day

of July 19 88

Seal

Carter L. Fritschle
Notary Public

Residing at Eagle, Id
My Commission Expires 3-21-94

7-22-88
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: A77-04048
Date Received: 5/16/1988
Receipt No: C 00 1395

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MACKAY BAR CORP. 208-344-1881
Address: 3190 AIRPORT WAY
BOISE, ID 837050000
2. Date of Priority: JUN 30, 1908
3. Source: HETTINGER RANCH SPRING Trib. to: SALMON RIVER, SOUTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 22N | 07E | 13 | NE | NE | | | IDAHO |
5. Description of diverting works:
HOLDING BASIN OUT INTO A DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.500 | | |
| STOCKWATER | 01/01 | 12/31 | 0.500 | | |
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/10 CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	07E	13				IRR	40.0
Section Acres							40.0

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:

P/D & P/U INCOMPLETE. UNSURVEYED AREA DESCRIBED BY H.E.S.
NO. 59. AC. IRR. = 40.0

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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): *Sam Johnston* Date: 5-16-88
Gen Mgr - Mackay Bar Date: _____

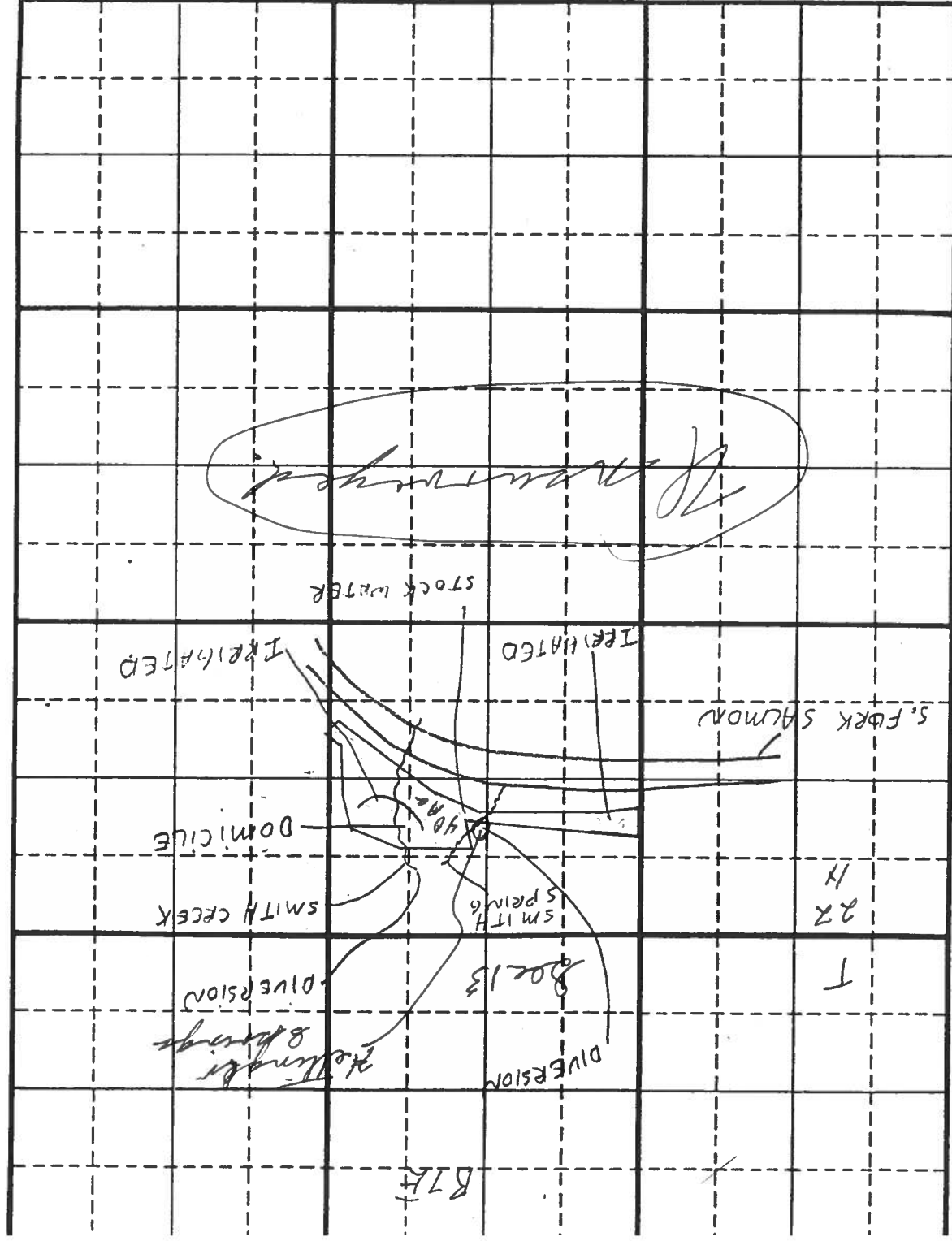
State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of May 19 88 *Dina Bieda*
Notary Public

Seal

Residing at *Calanell Isl*
My Commission Expires 3/21/94

(8) Remarks Water right based upon homestead entry survey #59.



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)
County of Ada) ss.

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 22nd day of January

19 80.

(Claimant)

Richard C. K.

Notary Public

Residing at Caldwell, Idaho

My commission expires May 15, 1982

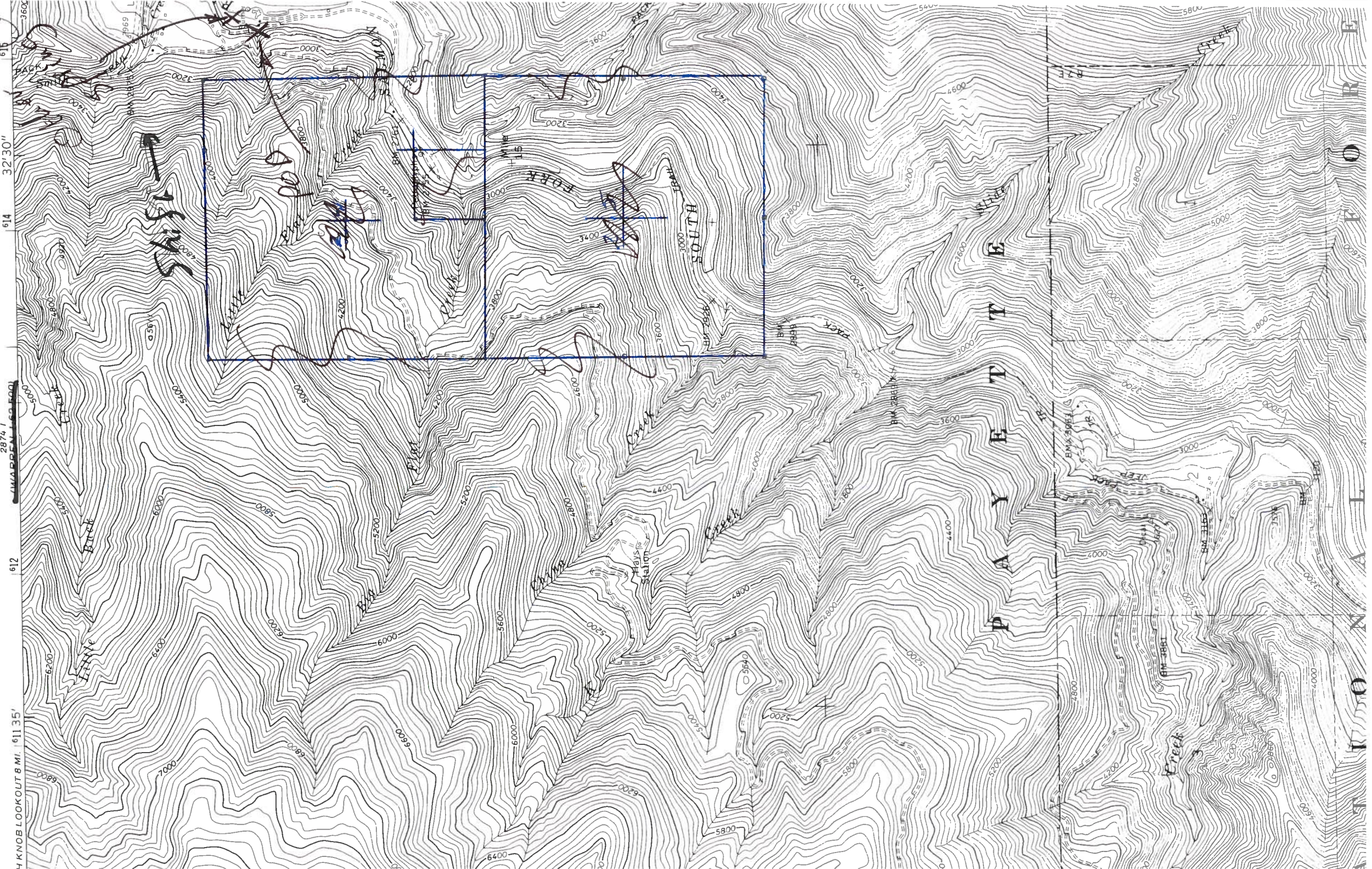
FOR DEPARTMENT USE ONLY

Received by CWB Date 1-29-80 Exception filed by: _____ Date _____
Prelim. check by CWB Date 1/30/80 \$20.00 fee received by KL Date 1/30/80 # 15322 Forwarded to claimant by: KL Date 2/27/80
Published in Ada Co. Free Press Dates 2/16 + 2/13/80

Mockay, Bar 22W 7E13 Pilot Peak

77-4048

69



This is a detailed topographic map of the Payette National Forest in Idaho. The map is oriented with North at the top. It features a grid system with coordinates marked along the edges: 113° 35' W and 43° 30' N on the left, and 113° 30' W and 43° 35' N on the right. The map shows the Snake River Canyon, with the river flowing from the top left towards the bottom right. The Payette National Forest is labeled in large letters across the center. The map includes numerous contour lines indicating elevation, with labels such as 4000, 4200, 4400, 4600, 4800, 5000, 5200, 5400, 5600, 5800, 6000, 6200, 6400, 6600, 6800, 7000, 7200, 7400, 7600, 7800, 8000, 8200, 8400, 8600, 8800, 9000, 9200, 9400, 9600, 9800, 10000, 10200, 10400, 10600, 10800, 11000, 11200, 11400, 11600, 11800, 12000, 12200, 12400, 12600, 12800, 13000, 13200, 13400, 13600, 13800, 14000, 14200, 14400, 14600, 14800, 15000, 15200, 15400, 15600, 15800, 16000, 16200, 16400, 16600, 16800, 17000, 17200, 17400, 17600, 17800, 18000, 18200, 18400, 18600, 18800, 19000, 19200, 19400, 19600, 19800, 20000, 20200, 20400, 20600, 20800, 21000, 21200, 21400, 21600, 21800, 22000, 22200, 22400, 22600, 22800, 23000, 23200, 23400, 23600, 23800, 24000, 24200, 24400, 24600, 24800, 25000, 25200, 25400, 25600, 25800, 26000, 26200, 26400, 26600, 26800, 27000, 27200, 27400, 27600, 27800, 28000, 28200, 28400, 28600, 28800, 29000, 29200, 29400, 29600, 29800, 30000, 30200, 30400, 30600, 30800, 31000, 31200, 31400, 31600, 31800, 32000, 32200, 32400, 32600, 32800, 33000, 33200, 33400, 33600, 33800, 34000, 34200, 34400, 34600, 34800, 35000, 35200, 35400, 35600, 35800, 36000, 36200, 36400, 36600, 36800, 37000, 37200, 37400, 37600, 37800, 38000, 38200, 38400, 38600, 38800, 39000, 39200, 39400, 39600, 39800, 40000, 40200, 40400, 40600, 40800, 41000, 41200, 41400, 41600, 41800, 42000, 42200, 42400, 42600, 42800, 43000, 43200, 43400, 43600, 43800, 44000, 44200, 44400, 44600, 44800, 45000, 45200, 45400, 45600, 45800, 46000, 46200, 46400, 46600, 46800, 47000, 47200, 47400, 47600, 47800, 48000, 48200, 48400, 48600, 48800, 49000, 49200, 49400, 49600, 49800, 50000, 50200, 50400, 50600, 50800, 51000, 51200, 51400, 51600, 51800, 52000, 52200, 52400, 52600, 52800, 53000, 53200, 53400, 53600, 53800, 54000, 54200, 54400, 54600, 54800, 55000, 55200, 55400, 55600, 55800, 56000, 56200, 56400, 56600, 56800, 57000, 57200, 57400, 57600, 57800, 58000, 58200, 58400, 58600, 58800, 59000, 59200, 59400, 59600, 59800, 60000, 60200, 60400, 60600, 60800, 61000, 61200, 61400, 61600, 61800, 62000, 62200, 62400, 62600, 62800, 63000, 63200, 63400, 63600, 63800, 64000, 64200, 64400, 64600, 64800, 65000, 65200, 65400, 65600, 65800, 66000, 66200, 66400, 66600, 66800, 67000, 67200, 67400, 67600, 67800, 68000, 68200, 68400, 68600, 68800, 69000, 69200, 69400, 69600, 69800, 70000, 70200, 70400, 70600, 70800, 71000, 71200, 71400, 71600, 71800, 72000, 72200, 72400, 72600, 72800, 73000, 73200, 73400, 73600, 73800, 74000, 74200, 74400, 74600, 74800, 75000, 75200, 75400, 75600, 75800, 76000, 76200, 76400, 76600, 76800, 77000, 77200, 77400, 77600, 77800, 78000, 78200, 78400, 78600, 78800, 79000, 79200, 79400, 79600, 79800, 80000, 80200, 80400, 80600, 80800, 81000, 81200, 81400, 81600, 81800, 82000, 82200, 82400, 82600, 82800, 83000, 83200, 83400, 83600, 83800, 84000, 84200, 84400, 84600, 84800, 85000, 85200, 85400, 85600, 85800, 86000, 86200, 86400, 86600, 86800, 87000, 87200, 87400, 87600, 87800, 88000, 88200, 88400, 88600, 88800, 89000, 89200, 89400, 89600, 89800, 90000, 90200, 90400, 90600, 90800, 91000, 91200, 91400, 91600, 91800, 92000, 92200, 92400, 92600, 92800, 93000, 93200, 93400, 93600, 93800, 94000, 94200, 94400, 94600, 94800, 95000, 95200, 95400, 95600, 95800, 96000, 96200, 96400, 96600, 96800, 97000, 97200, 97400, 97600, 97800, 98000, 98200, 98400, 98600, 98800, 99000, 99200, 99400, 99600, 99800, 100000. The map also shows various geographical features, including the Snake River, Payette River, and several creeks. The map is labeled with 'Payette National Forest' and 'Snake River Canyon'. The map is oriented with North at the top. The map is a detailed topographic map of the Payette National Forest in Idaho. The map features a grid system with coordinates marked along the edges: 113° 35' W and 43° 30' N on the left, and 113° 30' W and 43° 35' N on the right. The map shows the Snake River Canyon, with the river flowing from the top left towards the bottom right. The Payette National Forest is labeled in large letters across the center. The map includes numerous contour lines indicating elevation, with labels such as 4000, 4200, 4400, 4600, 4800, 5000, 5200, 5400, 5600, 5800, 6000, 6200, 6400, 6600, 6800, 7000, 7200, 7400, 7600, 7800, 8000, 8200, 8400, 8600, 8800, 9000, 9200, 9400, 9600, 9800, 10000, 10200, 10400, 10600, 10800, 11000, 11200, 11400, 11600, 11800, 12000, 12200, 12400, 12600, 12800, 13000, 13200, 13400, 13600, 13800, 14000, 14200, 14400, 14600, 14800, 15000, 15200, 15400, 15600, 15800, 1

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: A77-04048
Date Received: 6/16/1988
Receipt No: C001395
Received By: CA

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: MACKAY BAR CORP. 208-344-1881
Address: 3190 AIRPORT WAY
BOISE, ID 837050000
2. Date of Priority: JUN 30, 1908
3. Source: HETTINGER RANCH SPRING Trib. to: SALMON RIVER, SOUTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 22N | 07E | 13 | NE | NE | | | IDAHO |
5. Description of diverting works:
HOLDING BASIN OUT INTO A DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.500 | | |
| STOCKWATER | 01/01 | 12/31 | 0.500 | | |
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/10 CATTLE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	07E	13				IRR	40.0
Section Acres							40.0

A77-04048

Page 1

Date: 07/06/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
 NONE

14. Remarks:
 P/D & P/U INCOMPLETE. UNSURVEYED AREA DESCRIBED BY H.E.S.
 NO. 59. AC. IRR. = 40.0

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Gen Mgr of Mackay Bar Corp. that I have signed the foregoing document in the space below as Gen. Mgr of Mackay Bar Corp. and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Gen. Mgr. Mackay Bar
Title and Organization

7-6-88
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6th day of July 19 88

[Signature]
Notary Public

Seal

Residing at Eagle, Id
My Commission Expires 3-21-94

7220
11-11-88

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: A77-04048
Date Received: 5/16/1988
Receipt No: C 001395

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MACKAY BAR CORP. 208-344-1881
Address: 3190 AIRPORT WAY
BOISE, ID 837050000
2. Date of Priority: JUN 30, 1908
3. Source: HETTINGER RANCH SPRING Trib. to: SALMON RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
22N	07E	13	NE	NE			IDAHO

5. Description of diverting works:
HOLDING BASIN OUT INTO A DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		
STOCKWATER	01/01	12/31	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	07E	13				IRR	40.0

Section Acres 40.0

10. Place of Use: Continued

Total Acres 40.0

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
 NONE

14. Remarks:
 P/D & P/U INCOMPLETE. UNSURVEYED AREA DESCRIBED BY H.E.S.
 NO. 59. AC. IRR. = 40.0

15. Basis of Claim: STATUTORY CLAIM
 Water Right Number:

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): *John Christensen* Date: 5-16-88

Gen Mgr - Mackay Bar Date: _____

State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this 16th day

of *May* 19 88

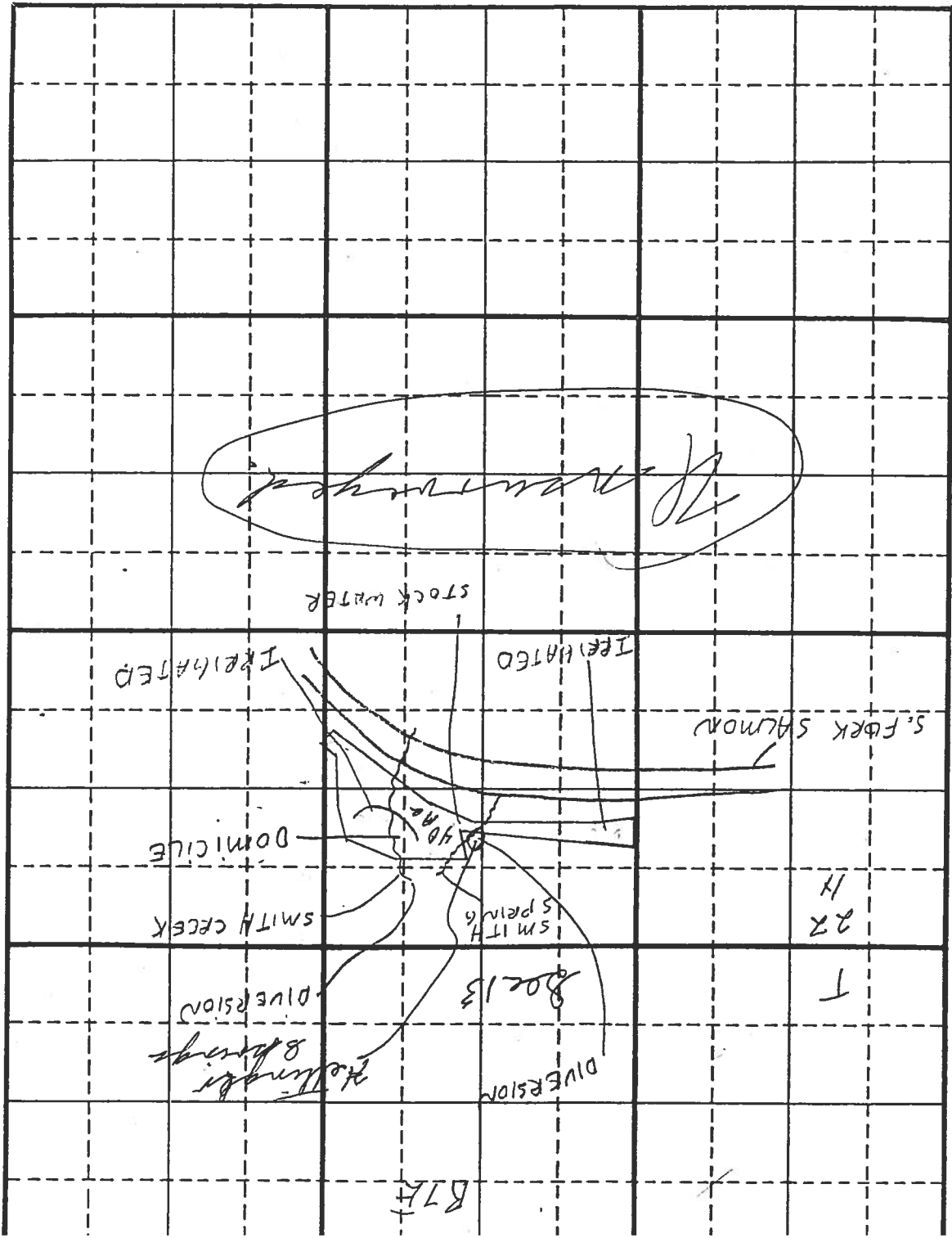
Dina Bielke
Notary Public

Seal

Residing at *Calaveras Isl*

My Commission Expires *3/21/94*

(8) Remarks Water right based upon homestead entry survey #59.



ale: 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)
County of Ada) ss.

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.

Richard C. K.
(Claimant)

Sworn to before me this 22nd day of January, 19 80.

[Signature]
Notary Public
Residing at Caldwell, Idaho

My commission expires May 15, 1982

FOR DEPARTMENT USE ONLY

Received by CWB Date 1-29-80 Exception filed by: _____ Date _____
Prelim. check by CWB Date 1/30/80 \$20.00 fee received by KL Date 1/30/80 # 15322
Published in Ada Co. News Date 2/6 + 2/13/80 Forwarded to claimant by: KL Date 2/27/80
Dates _____