

11/30/2005

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

RIGHT NUMBER: 77-4057

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

SOURCE: THREEMILE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 10/09/1919

POINT OF DIVERSION:

T24N R08E S28 SWNW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/15 10/31	0.100 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T24N R08E S28 SWNW 5.0

DOMESTIC Within IDAHO County

T24N R08E S28 SWNW

5 ACRES TOTAL

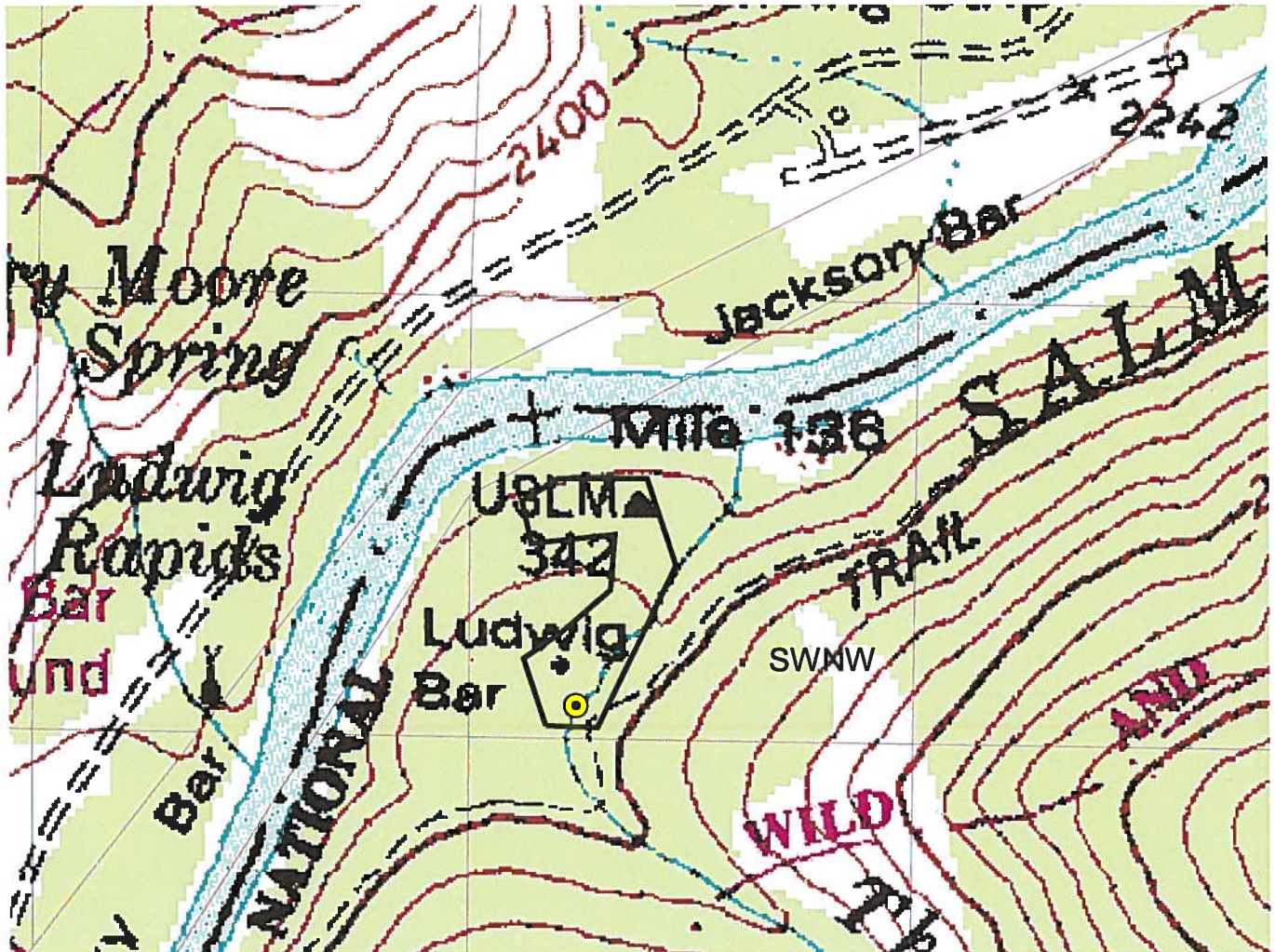
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Property is known as Homestead Entry Survey No. 342.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

77-4057



0 300 600 Feet

Section 28
T24N R8E



● Point of Diversion

□ Place of Use

Map prepared on November 30, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

N

4 ALNES



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: A77-04057
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 83705

2. Date of Priority: OCT 09, 1919

3. Source: THREE MILE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	08E	28		NW	SW		IDAHO

5. Description of diverting works:
SMALL DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1- DOMESTIC

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	08E	28				IRR	8.0
Section Acres							8.0

A77-04057

Page 1

Date: 07/06/88

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	08E	29			IRR	20.0
					Section Acres	20.0
					Total Acres	28.0

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. 342. AC. IRR. = 28.

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 Coyle, Id
My Commission Expires 3-21-94

MICROFILMED
OCT 05 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: A77-04057
Date Received: 5/16/1988
Receipt No: 2001395

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 83705

2. Date of Priority: OCT 09, 1919

3. Source: THREE MILE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	08E	28		NW	SW		IDAHO

5. Description of diverting works:
SMALL DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1- DOMESTIC

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
24N	08E	28				IRR	8.0
						Section Acres	8.0

A77-04057

Page 1

Date: 05/16/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	08E	29			IRR	20.0
Section Acres						20.0
Total Acres						28.0

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. 342. AC. IRR. = 28.

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): *David 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

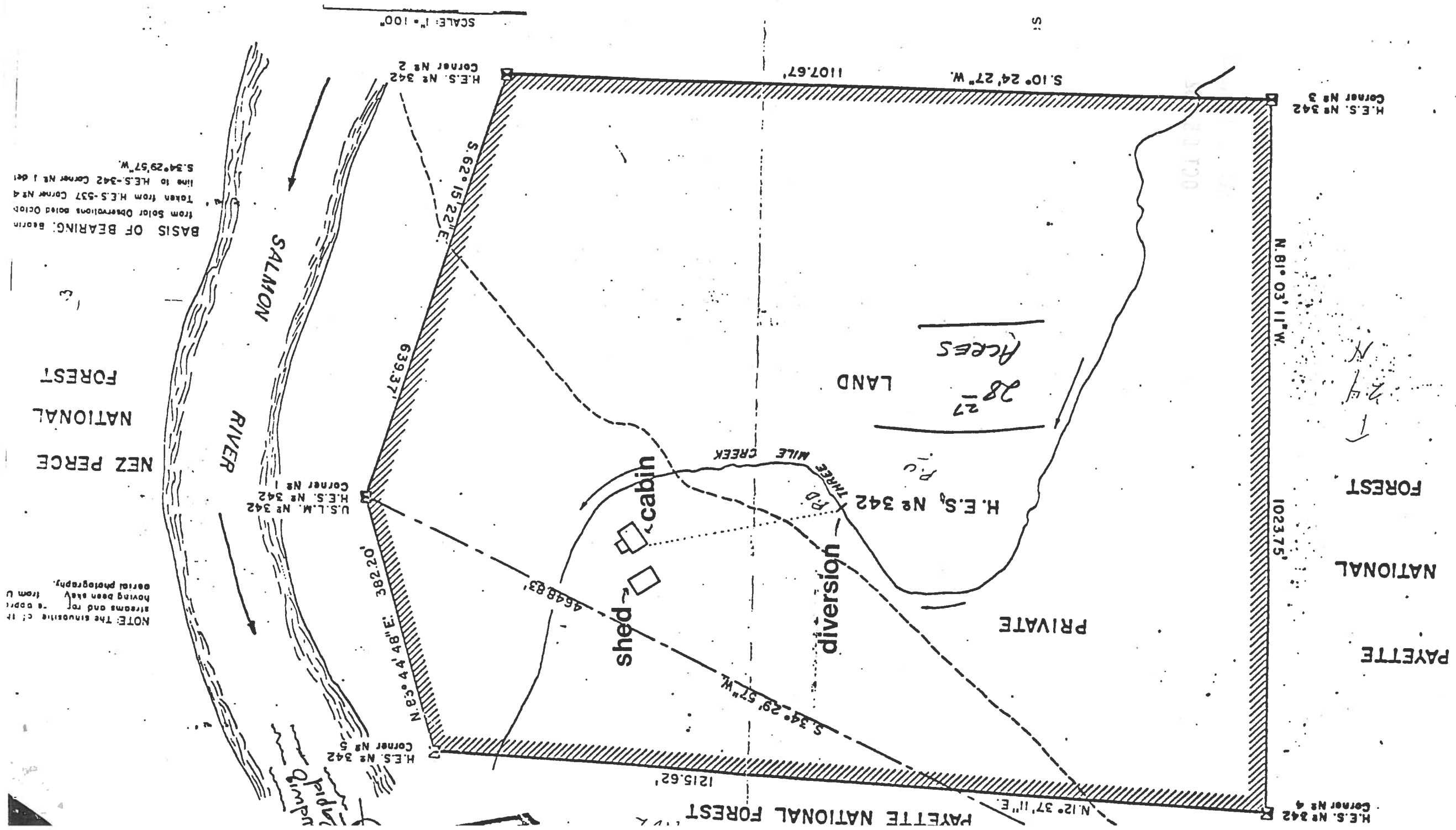
of May 19 88

Dona Lullin
Notary Public

Seal

Residing at Caldwell, Id

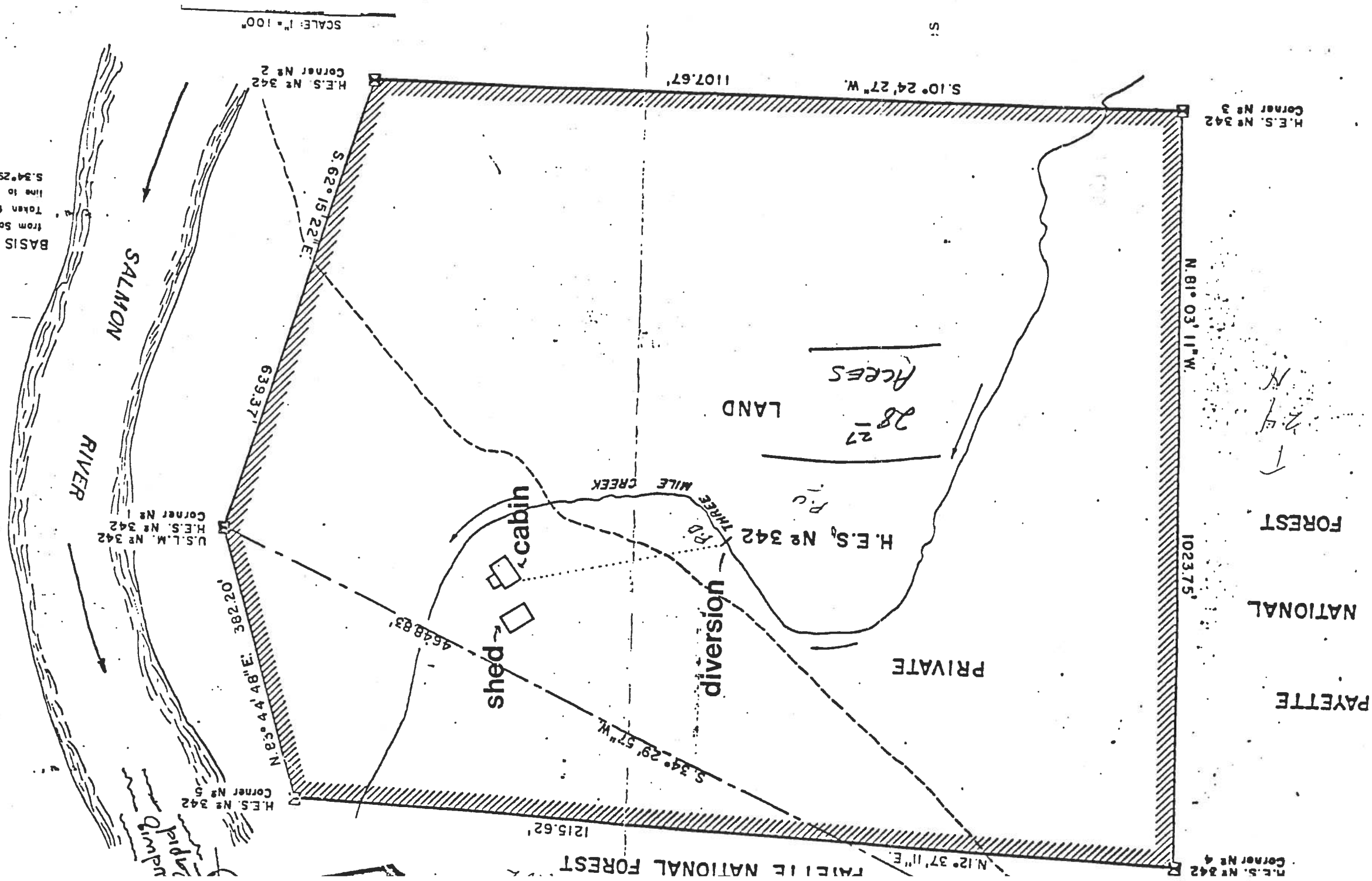
My Commission Expires 3/21/94



NOTE: The sinuosity of the streams and rivers shown have been taken from U.S. aerial photography.

NEZ PERCE NATIONAL FOREST

BASIS OF BEARING: Bearing from Solar Observations dated October 1937 taken from H.E.S.-537 Corner No. 4 line to H.E.S.-342 Corner No. 1 del S. 34° 29' 57" W.



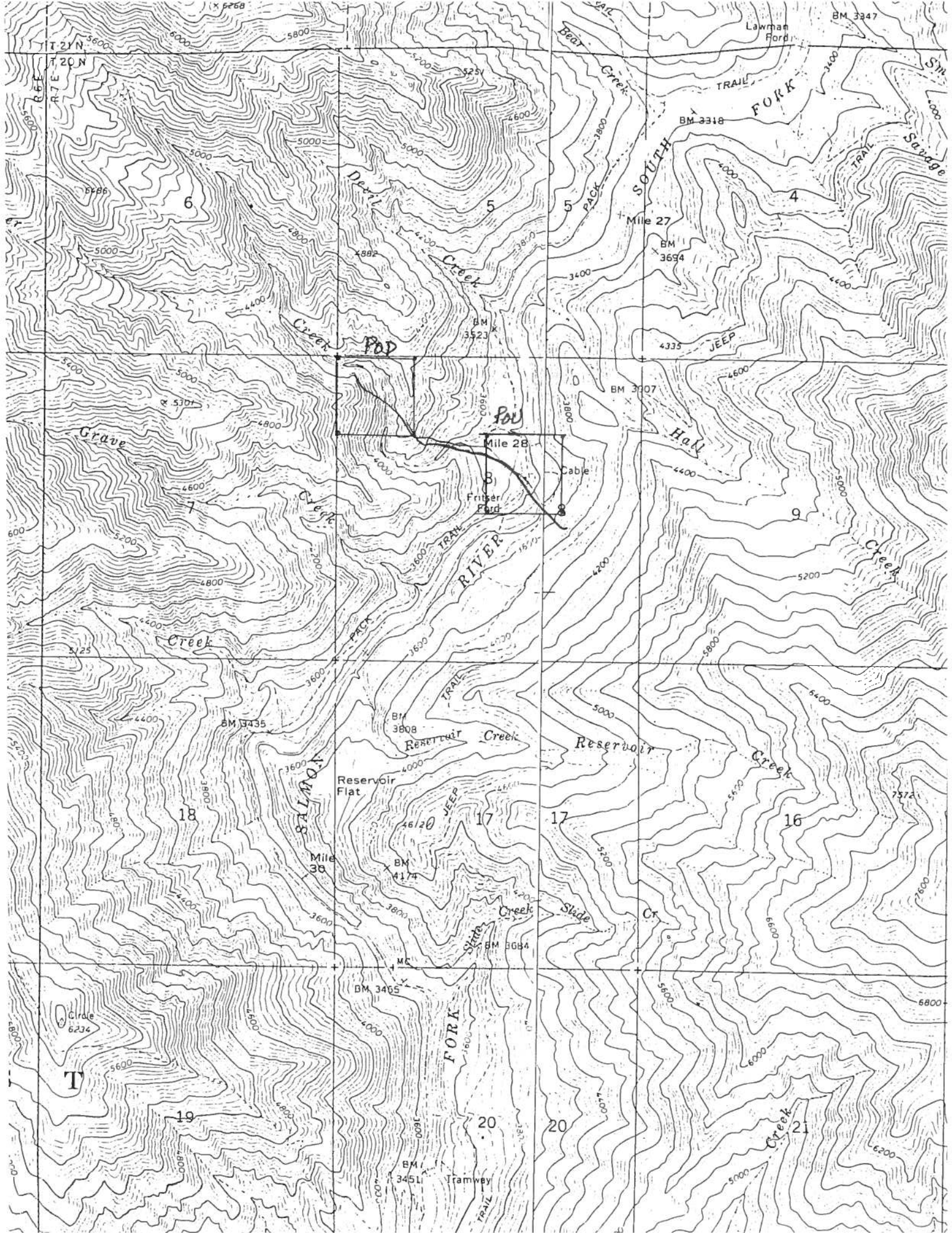
PALETTE NATIONAL FOREST

PALETTE NATIONAL FOREST

| 77-04057 |

Contact for Monkey Bar.

Yvonne Gaudry in Boise
344-5862



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: A77-04057
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 83705

2. Date of Priority: OCT 09, 1919

3. Source: THREE MILE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	08E	28	NW	SW			IDAHO

5. Description of diverting works:
SMALL DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1- DOMESTIC

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	08E	28				IRR	8.0
Section Acres							8.0

A77-04057

Page 1

Date: 07/06/88

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	08E	29			IRR	20.0
Section Acres						20.0
Total Acres						28.0

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. 342. AC. IRR. = 28.

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
of Seal
[Signature]
Notary Public

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

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: A77-04057
Date Received: 5/16/1988
Receipt No: e 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 83705

2. Date of Priority: OCT 09, 1919

3. Source: THREE MILE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	08E	28		NW	SW		IDAHO

5. Description of diverting works:
SMALL DIVERSION DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1- DOMESTIC

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	08E	28				IRR	8.0
Section Acres							8.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	08E	29			IRR	20.0
Section Acres						20.0
Total Acres						28.0

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. 342. AC. IRR. = 28.

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): *James Christensen* Date: 5-16-88
Gen. Mervyn Mackay Bar Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of May 19 88

Dona Bellin
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/94