

07/01/2003

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

RIGHT NUMBER: 74-16

NAME AND ADDRESS: MC FARLAND LIVESTOCK CO INC
C/O TEX J KAUER
PO BOX 50
LEMHI ID 83465

SOURCE: HAWLEY CREEK

TRIBUTARY: EIGHTEENMILE CREEK

QUANTITY: 6.400 CFS

PRIORITY DATE: 04/13/1911

POINT OF DIVERSION:

T15N R27E S2 SWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	6.400 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R27E S10	SWSE	5.0	T15N R27E S10	SESE	5.0
T15N R27E S15	NENE	40.0	T15N R27E S15	NWNE	34.0
T15N R27E S15	SWNE	40.0	T15N R27E S15	SENE	40.0
T15N R27E S15	NESE	40.0	T15N R27E S15	NWSE	40.0
T15N R27E S15	SWSE	40.0	T15N R27E S15	SESE	40.0

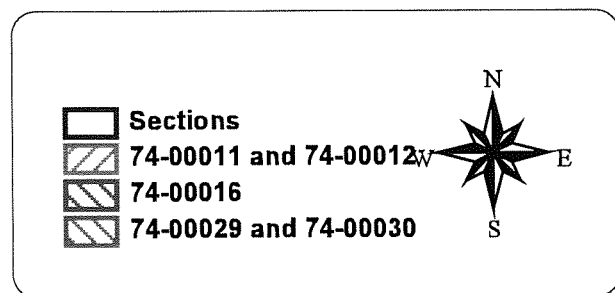
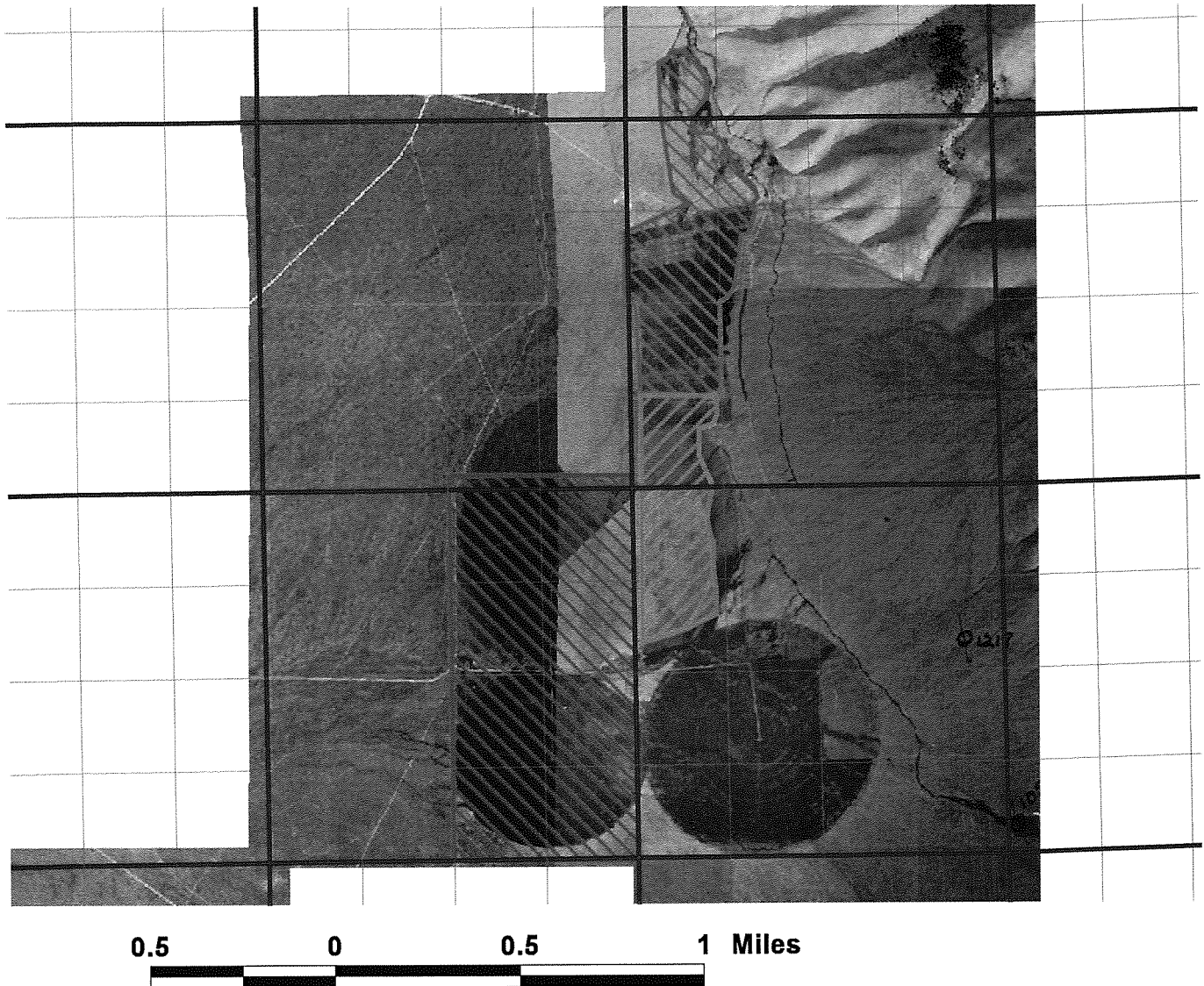
324 ACRES TOTAL

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: Decreed

Idaho Dept. of Water Resources
Water Right Nos. 74-11, 74-12, 74-16, 74-29, 74-30
Mc Farland Livestock Co. Inc.



T15N R27E S02, S10,
S11, S14 and S15

GIS Presentation
Prepared by R. Brown
July 1, 2003
1993/94 Aerial Photography

Brown, Roxanne

From: Bob Loucks [bloucks@salmoninternet.com]
Sent: Sunday, June 29, 2003 12:13 PM
To: Roxanne Brown
Subject: Age of TL pivots on Hawley Creek

Roxanne,

In answer to your questions about when the Big Pivot and the Bull Creek Pivot were installed on the McFarland Livestock property at upper Hawley Creek, I have found the following information.

All three pivots are T-L hydraulic drive pivots. The Big Pivot is serial number 7342. The Bull Creek Pivot is serial number 7337. I called T-L in Hastings, Nebraska (800-330-4264) and enquired about the date the warranty period was initiated. I talked to a gentleman named Phil. The pivots are old enough that they are not in their computer database. However, he looked up the files on them. Both pivots were manufactured in the winter of 1989. Both were installed within five days of each other in March 1990.

If you need further information, please call me.

S/Bob Loucks

This right will be recommended as decreed in the Lemhi adjudication. Any enlargement occurred after 1987.

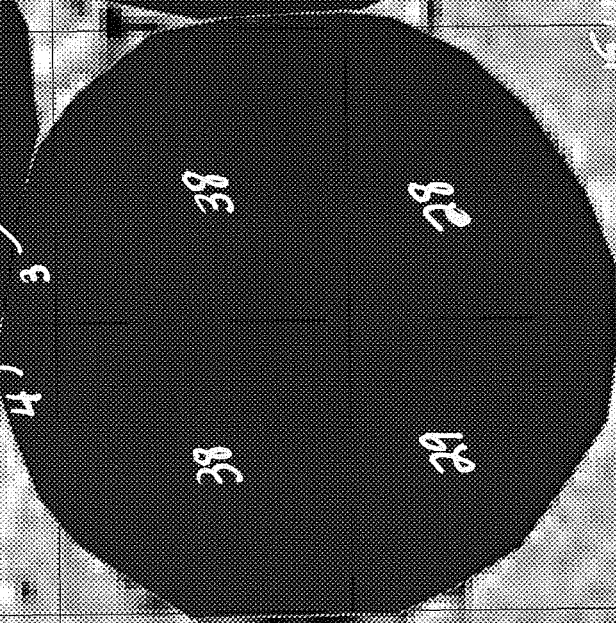
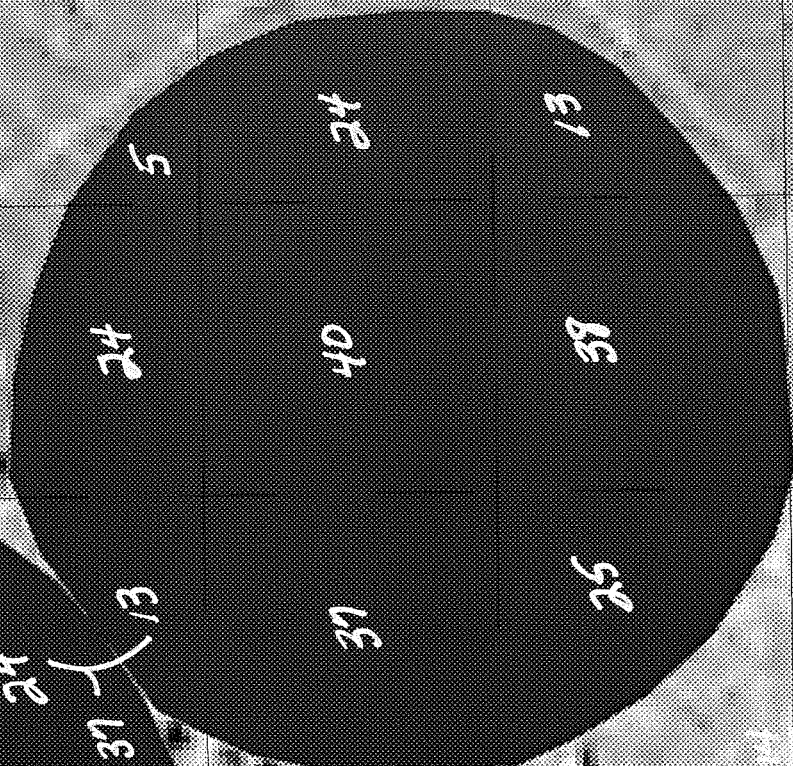
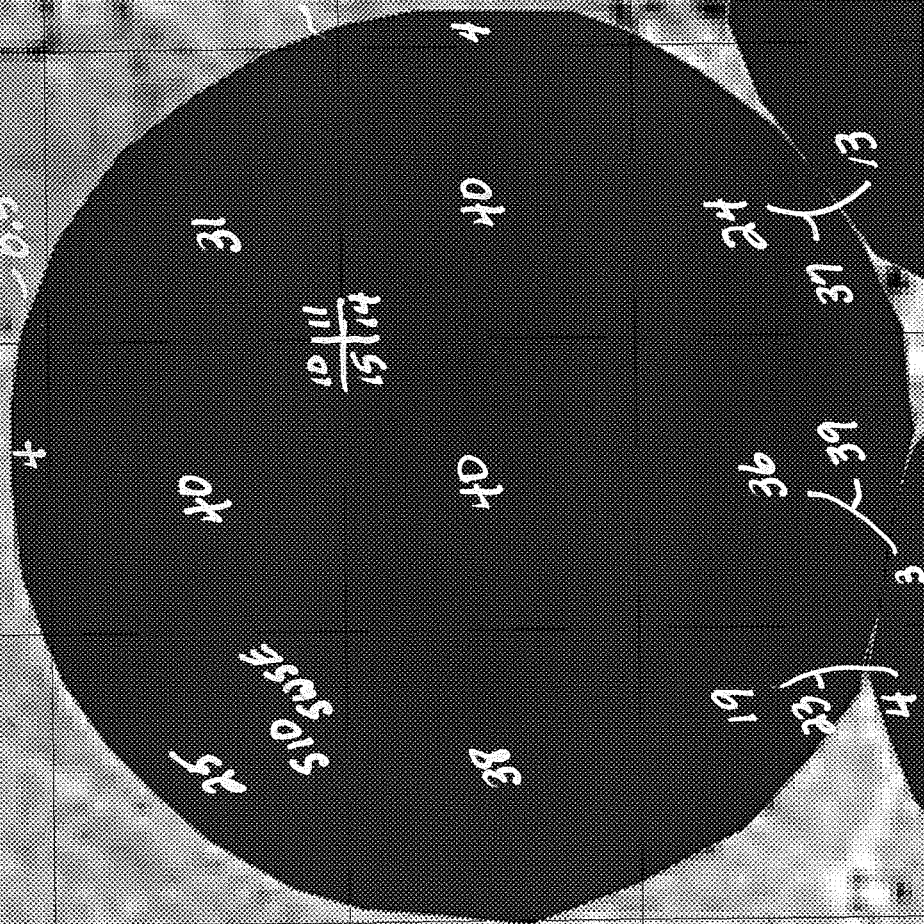
R/Brown 6/30/03

6/30/2003

Total Acres = 660

-0.3

-0.3



15/14

Shape	Township	Range	Sec	Qq	Govtlotnum	Acres
Polygon	15N	27E	11	NWSW	0	✓0.489
Polygon	15N	27E	10	NESE	0	✓4.129
Polygon	15N	27E	10	NWSE	0	0.039
Polygon	15N	27E	11	SESW	0	0.306
Polygon	15N	27E	11	SWSW	0	✓30.957
Polygon	15N	27E	10	SESE	0	✓40.017
Polygon	15N	27E	10	SWSE	0	✓25.124
Polygon	15N	27E	14	NENW	0	4.206
Polygon	15N	27E	14	NWNW	0	39.829
Polygon	15N	27E	15	NENE	0	39.932
Polygon	15N	27E	15	NWNE	0	38.384
Polygon	15N	27E	15	NENW	0	0.019
Polygon	15N	27E	14	SENW	0	0.049
Polygon	15N	27E	14	SWNW	0	24.094
Polygon	15N	27E	15	SENE	0	35.605
Polygon	15N	27E	15	SWNE	0	18.540
Polygon	15N	27E	15	SENE	0	3.178
Polygon	15N	27E	15	SWNE	0	3.888
Polygon	15N	27E	14	NWSW	0	0.824
Polygon	15N	27E	15	NESE	0	37.841
Polygon	15N	27E	15	NWSE	0	37.517
Polygon	15N	27E	15	NESW	0	0.229
Polygon	15N	27E	14	SWSW	0	0.289
Polygon	15N	27E	15	SESE	0	28.454
Polygon	15N	27E	15	SWSE	0	28.503
Polygon	15N	27E	15	SESW	0	0.036
Polygon	15N	27E	14	SWNE	0	4.880
Polygon	15N	27E	14	SENW	0	23.894
Polygon	15N	27E	14	SWNW	0	12.664
Polygon	15N	27E	14	NWSE	0	24.127
Polygon	15N	27E	14	NESW	0	39.950
Polygon	15N	27E	14	NWSW	0	36.947
Polygon	15N	27E	14	SWSE	0	13.046
Polygon	15N	27E	14	SESW	0	38.330
Polygon	15N	27E	14	SWSW	0	25.256
Polygon	15N	27E	23	NENW	0	0.059

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

RD41b

5/04/83

INDICATES TOTAL SOURCE: HAWLEY CREEK TRIBUTARY TO: EIGHTEENMILE CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM	USE TO	MAX AMOUNT	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
--------------	------------------	---------------	----------	--------	------------	-----------------	--------------------------	-----------------

74-0015 P.O. BOX 192 ID 83404
LEADORE
REMARKS: AC. IRR. = 76.8.
PT. OF INJECTION INTO HAWLEY CK.: NENW, S31, T16N, R27E.
PT. OF REDIVERSION FROM HAWLEY CK.: LOT 1, S31, T16N, R27E.

74-0011 ELLSWORTH, JAMES
ELLSWORTH, MAYBELLE
P.O. BOX 27 ID 83404
LEADORE
REMARKS: AC. IRR.=77.3.
CHANGED FROM PROPOSED FINDING FILED WITH THE COURT PER COURT-AUTHORIZED STIPULATION.

74-0016 ELLSWORTH, JAMES
ELLSWORTH, MAYBELLE
P.O. BOX 27 ID 83404
LEADORE
REMARKS: AC. IRR.=324.0.
CHANGED FROM PROPOSED FINDING FILED WITH THE COURT PER COURT-AUTHORIZED STIPULATION.

74-0022 SKELTON RANCH CO. INC.
P.O. BOX 1138 ID 83401
IDAHO FALLS
REMARKS: AC. IRR.=40.4.
P/O WITHIN H.E.S. 543.
P/U: T16N R27E S36 SWNE(U4)
P/U: T16N R28E S31 NENW(U2)

74-1621 SKELTON RANCH CO. INC.
P.O. BOX 1138 ID 83401
IDAHO FALLS
REMARKS: AC. IRR.=2.4.
H.E.S. 543.

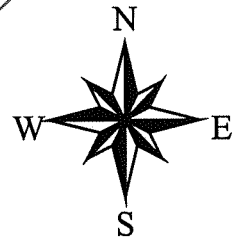
Idaho Department of Water Resources

74-16



0.3 0 0.3 0.6 0.9 Miles

T15N R27E S10, S14, & S15



*could be
property exchange
with BLM*

Prepared by Danni Smith
November 19, 2002
1993/94 True Color Aerial Photo

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 74-16

WATER RIGHT NUMBER: 74-16

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN E PHIPPS PO BOX 3048 TALLAHASSEE, FL 32303 (904)893-1226
Original Owner	FREDRICK C HIRSCHY BOX 147 MAY, ID 83253 (208)876-4432
Original Owner	LYNN HARRINGTON HIRSCHY BOX 147 MAY, ID 83253 (208)876-4432
Current Owner	MC FARLAND LIVESTOCK CO INC ✓ C/O TEX J KAUER PO BOX 50 LEMHI, ID 83465 (208)768-2711
Original Owner	JAMES ALLSWORTH PO BOX 27 LEADORE, ID 83464
Original Owner	DIXIE L WHITWORTH PO BOX 147 MAY, ID 83253 (208)876-4432
Original Owner	SCOTT L WHITWORTH PO BOX 147 MAY, ID 83253 (208)876-4432
Original Owner	MAYBELLE ELLSWORTH PO BOX 27 LEADORE, ID 83464 (208)768-2664

Priority Date: 04/13/1911 ✓

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
HAWLEY CREEK	EIGHTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	6.400 CFS	
	<u>Total Diversion:</u>	6.400 CFS ✓	

Location of Point(s) of Diversion

HAWLEY CREEK	SE1/4NW1/4	Sec. 2, Twp 15N, Rge 27E, B.M.
LEMHI County		

Place of Use

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 74-16

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	27E	10															40.0	40.0	80.0
15N	27E	14					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
15N	27E	15	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0

Total Acres: 720.0

Conditions of Approval:

Remarks:

1. General AC. IRR.=324.0.
CHANGED FROM PROPOSED FINDING FILED WITH THE COURT PER
COURT-AUTHORIZED STIPULATION.
*** CONVERTED TO SPRINKLER IRRIGATION SYSTEM, APPROXIMATELY IN 1980, TO
COVER ADDITIONAL LAND.
CHANGED OWNERSHIP 12/29/95/JT/GT

Dates and Other Information:

Claim Received Date: 6/21/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False