

04/08/2004

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

RIGHT NUMBER: 74-30

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: 5.000 CFS

PRIORITY DATE: 08/01/1883

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	03/15 11/15	5.000 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T15N R27E S02	SWSW	10.5	T15N R27E S10	SENE	3.1
T15N R27E S11	NENW	4.9	T15N R27E S11	NWNW	18.5
T15N R27E S11	SWNW	38.0	T15N R27E S11	SENW	7.1
T15N R27E S11	NWSW	38.3			

120.4 ACRES TOTAL

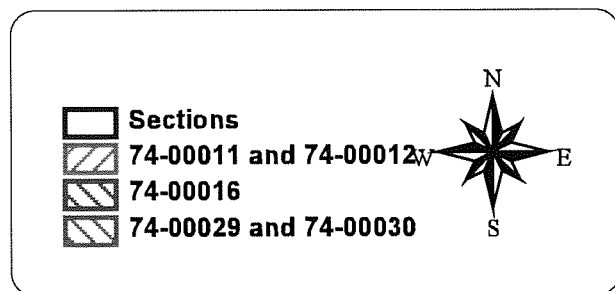
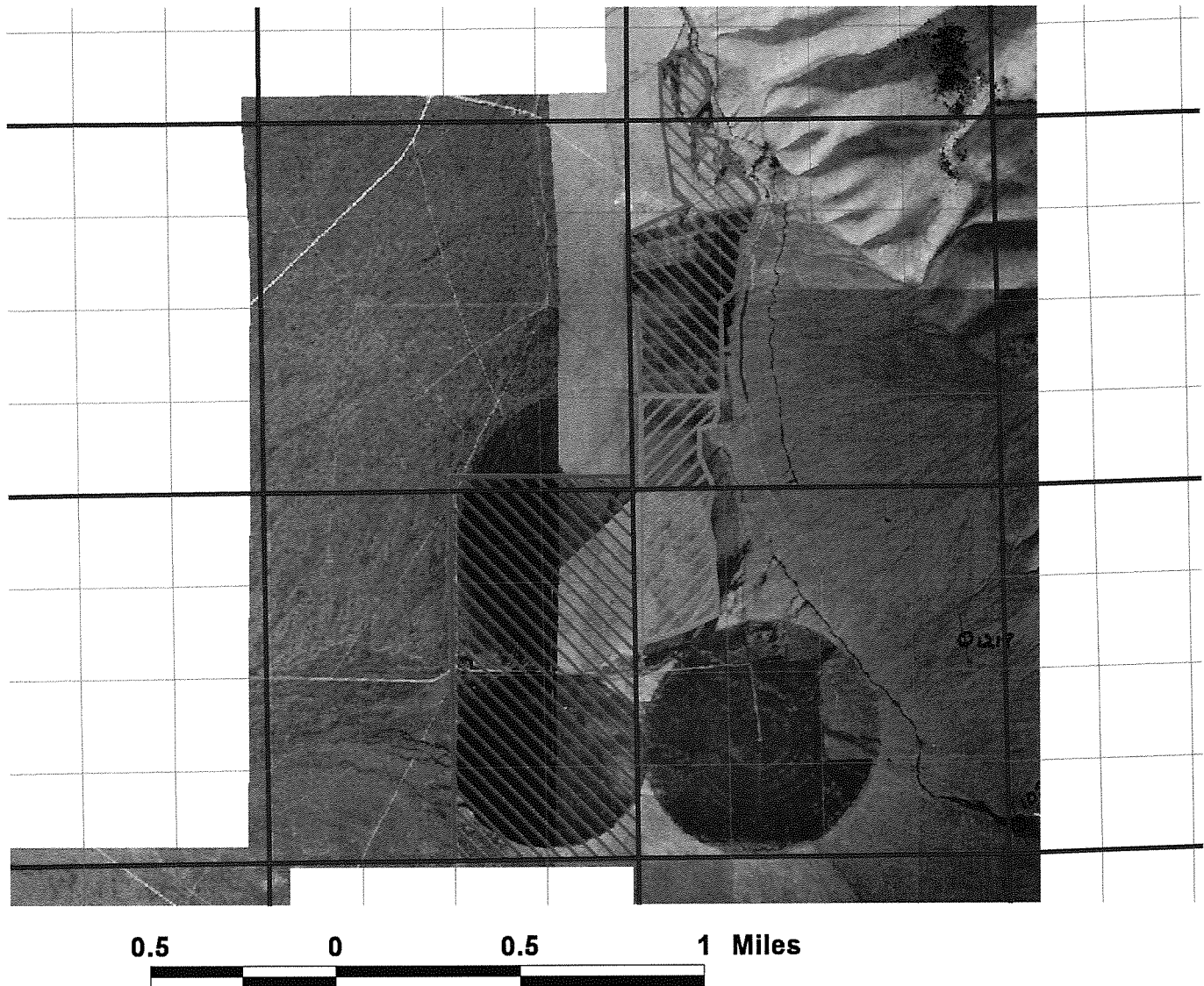
USE OF THIS RIGHT WITH RIGHT NO. 74-29 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 120.4 ACRES IN A SINGLE IRRIGATION
SEASON.

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

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ABSTRACT

INDICATES TOTAL

SOURCE: HAWLEY CREEK

TRIBUTARY TO: EIGHTEENMILE CREEK

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
74-0027	SKELTON RANCH CO. INC. P.O. BOX 1138 IDAHO FALLS	04-01-1879	IRRIGATION 03-15 11-15	.70 CFS	SENE S03 T15N R27E	NENE(39) NWN(32) DECREE NENW(21) LFO1 (NWNW)(02) S31 T16N R27E SWSW(10) S29 T16N R27E SESW(20) SWSE(30) SESE(34) LFO4 (SWSW)(03) S30 T16N R27E * 191 ACRES*	
74-0029	ELLSWORTH, JAMES ELLSWORTH, MAYBELLE P.O. BOX 27 LEADORE	04-01-1881	IRRIGATION 03-15 11-15	.70 CFS	SENE S02 T15N R27E	NENW(05) NWNW(18) DECREE SAW(38) SENW(07) NWSW(38) S11 T15N R27E SENE(03) S10 T15N R27E SWSW(10) S02 T15N R27E * 119 ACRES*	
74-0026	SIMS, RALPH SIMS, RUTH P.O. BOX 192 LEADORE	04-15-1883	IRRIGATION 03-15 11-15	1.50 CFS	SENE S03 T15N R27E	NWNW(22) S35 T16N R26E NENE(13) S34 T16N R26E NWSW(40) SWSW(37) S26 T16N R26E * 112 ACRES*	DECREE
74-0030	ELLSWORTH, JAMES ELLSWORTH, MAYBELLE P.O. BOX 27 LEADORE	08-01-1883	IRRIGATION 03-15 11-15	5.00 CFS	SENE S02 T15N R27E	SENE(03) S10 T15N R27E SWSW(10) S02 T15N R27E NENW(05) NWNW(18) SAW(38) SENW(07) NWSW(38) S11 T15N R27E * 119 ACRES*	DECREE

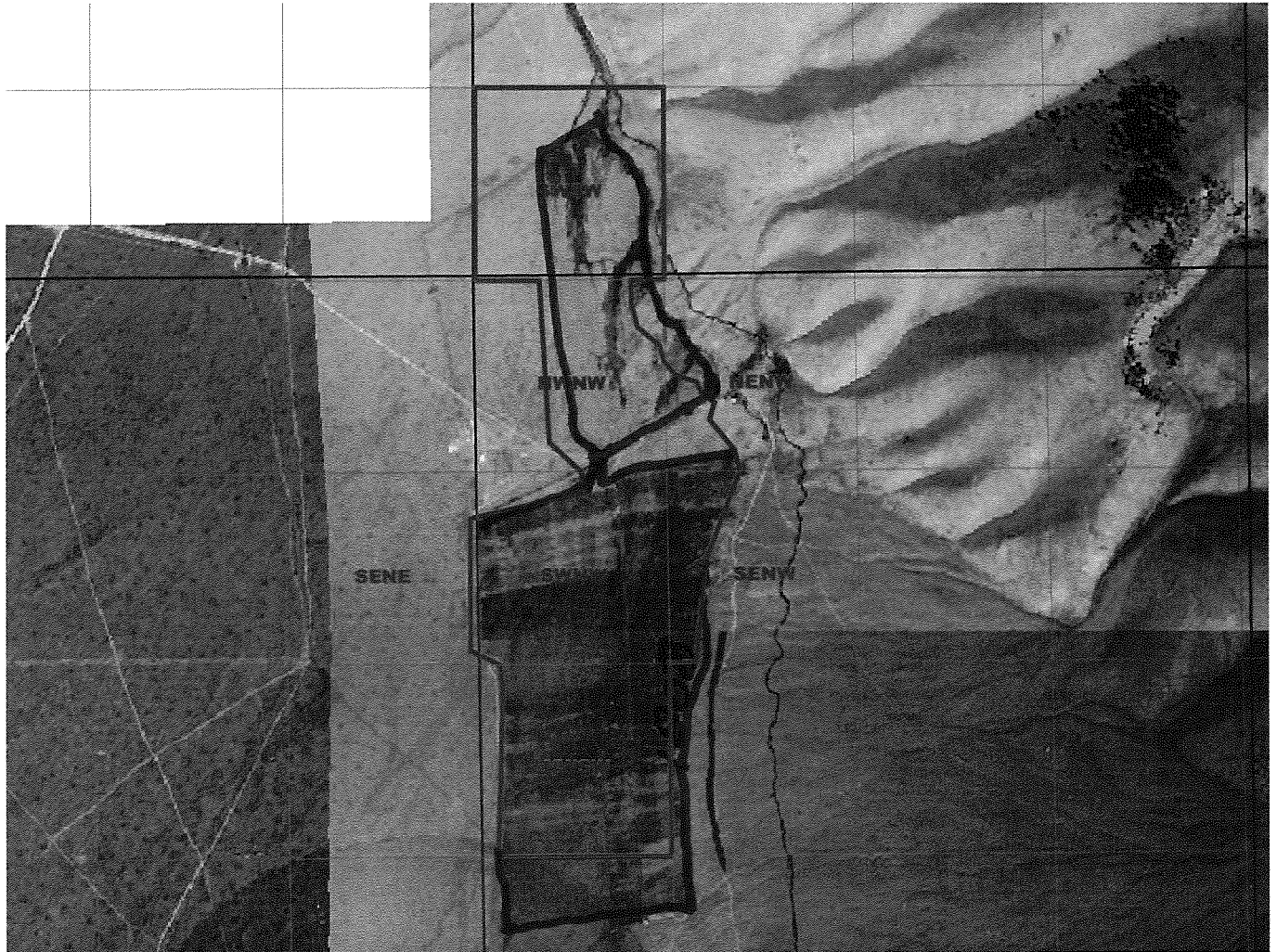
REMARKS: AC. IRR.=120.4.

REMARKS: PT. OF INJECTION INTO HAWLEY CK: NENW, S31, T16N, R27E.
PT. OF RE-DIVERSION FROM HAWLEY CK.: LOP 1, S31, T16N, R27E.

REMARKS: AC. IRR.=120.4.

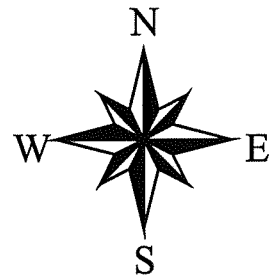
Idaho Department of Water Resources

74-29 & 74-30



0.3 0 0.3 0.6 0.9 Miles

T15N R27E S02, S10 & S11



Prepared by Danni Smith
November 25, 2002
1993/94 True Color Aerial Photo

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 74-30

WATER RIGHT NUMBER: 74-30

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JAMES ELLSWORTH PO BOX 27 LEADORE, ID 83464
Original Owner	FREDRICK C HIRSCHY BOX 147 MAY, ID 83253 (208)876-4432
Original Owner	JOHN E PHIPPS PO BOX 3048 TALLAHASSEE, FL 32303 (904)893-1226
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	SCOTT L WHITWORTH C/O SCOTT L WHITWORTH WHITWORTH & HIRSCHY BOX 147 MAY, ID 83253 (208)876-4432
Original Owner	MAYBELLE ELLSWORTH PO BOX 27 LEADORE, ID 83464 (208)768-2664
Original Owner	DIXIE L WHITWORTH C/O SCOTT L WHITWORTH WHITWORTH & HIRSCHY BOX 147 MAY, ID 83253 (208)876-4432
Priority Date:	08/01/1883
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	5.000 CFS	
	<u>Total Diversion:</u>	5.000 CFS	

Location of Point(s) of Diversion

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

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 74-30

Place of Use

IRRIGATION

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	2											40.0						40.0
15N	27E	10				3.0													3.0
15N	27E	11					5.0	18.0	38.0	7.0		38.0							106.0

Total Acres: 149

Conditions of Approval:Remarks:

1. General *** CONVERTED IRRIGATION SYSTEM TO SPRINKLERS IN APPROXIMATELY 1980 TO COVER ADDITIONAL LANDS.
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

*Green Book
shows 120.4*