

02/24/2006

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

RIGHT NUMBER: 2-2178

NAME AND ADDRESS: DENNIS TURNER
2830 RIVER RD
HOMEDALE ID 83628

DEBRA TURNER
2830 RIVER RD
HOMEDALE ID 83628

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.510 CFS
564.300 AFY

PRIORITY DATE: 11/05/1962

POINT OF DIVERSION:

T04N R05W S20 SESWSW Lot 3 Within OWYHEE County

T04N R05W S29 SWSENW Lot 7 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

2.510 CFS
564.30 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 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 OWYHEE County

T04N R05W S19	NESE	37.00	T04N R05W S19	NWSE	5.00
T04N R05W S19	SESE	40.00	T04N R05W S20 Lot 3 SWSW		26.00
T04N R05W S29 Lot 8 NWNW		54.00	T04N R05W S29 Lot 7 SENW		56.00
T04N R05W S30	NENE	41.00	T04N R05W S30	SENE	41.00
300 ACRES TOTAL					

This right is limited to the irrigation of 125.4 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 300 acres in a single irrigation season. Combined Right Nos.: 2-2178, 2-7095, 2-7384.

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 Gem Irrigation District.

This right when combined with Right No. 2-7095 shall provide no more than .02 cfs per acre.

The following rights are also diverted through point of diversion described above: 2-7095, 2-7384

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

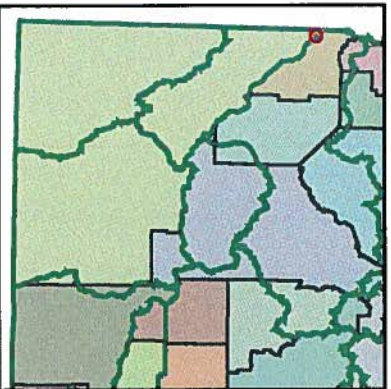
Adjudication Water Right
Recommendation Number:

2-2178, 2-7095 , 2-7384

T04N R05W

Legend

-  Sections
-  Quarter Quarter/Govt Lot
-  Recommendation POD
-  Recommendation POU



Prepared by D. SHAF
On Friday, February 24, 2006
1987/88 Aerial Photography

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30791/02-2178 Priority Nov. 5, 1962 Amount 2.51 cfs

THIS IS TO CERTIFY, that Marvin A. Hays, M.D.
of Portland, Oregon, has complied with the terms and conditions of Permit
No. 30791/02-2178 issued pursuant to Application for Permit dated November 5, 1962
and has submitted proof to the Department of Water Administration on October 29, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.59 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from the Snake River
tributary of the Columbia River is hereby confirmed in the following amounts:
Amount 2.51 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 2.51 cfs of water be diverted at
any one time, said waters to be diverted within the _____

Lot # 7 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 29, Twp. 4 N, Rgs. 5 W, B.M.

in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 564.3 acre feet per year or
4.6 acre feet per acre.

Description and location of place of use:

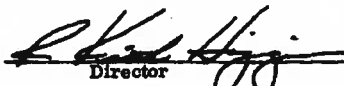
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	
4 N	5 W	20																	9.7
		29																	67.7
		30	25																48.0

Total number of acres irrigated 125.4

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of

March, 19 72.


Director

02-2178

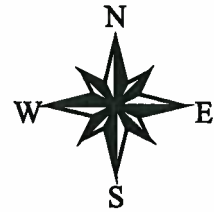
75
80
70

IDWR Turner Deed Map



-  **Township/Range**
-  **Sections**
-  **QQ or Govt Lot**
-  **Deed submitted Nov 05**
-  **02 Water Right Location**

Drawn 2/08/06





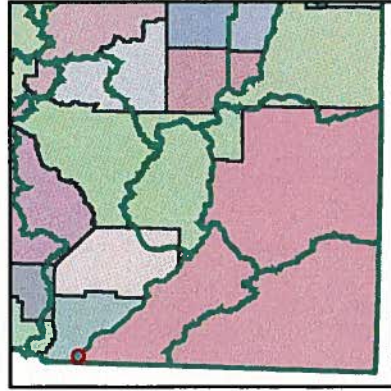
Idaho Department of Water Resources

Adjudication Claim Number: **2-7384, 2-2178, 2-7095**

T04N R05W

Legend

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



Owyhee County
IDWR Basin 2



0 0.6 1.2 Miles



Prepared by M. Mount
On Wednesday, January 11, 2006
1987/88 Aerial Photography

01/11/2006

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

RIGHT NUMBER: 2-2178
NAME AND ADDRESS: REY L MC RAE
RT 1 BOX 96
BUCKEYE AZ 85326

KENNETH R MC RAE
RT 1 BOX 1295
HOMEDALE ID 83628

JOHN L TURNER
3155 RIVER RD
HOMEDALE ID 83628

JOYCE B TURNER
3155 RIVER RD
HOMEDALE ID 83628

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 2.510 CFS
PRIORITY DATE: 11/05/1962
POINT OF DIVERSION:

T04N R05W S20 SESWSW Lot 3 Within OWYHEE County
T04N R05W S29 SWSNW Lot 7 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.510 CFS
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 March 15 and after November 15 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 OWYHEE County

T04N R05W S19	NESE	37.00	T04N R05W S19	NWSE	20.00
T04N R05W S19	SESE	40.00	T04N R05W S20 Lot 3 SWSW		25.00
T04N R05W S29 Lot 8 NWNW		54.00	T04N R05W S29 Lot 7 SENW		56.00
T04N R05W S30	NENE	41.00	T04N R05W S30	SENE	41.00

314 ACRES TOTAL

This right is limited to the irrigation of 126 acres within the place of use described above 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: BASIS OF CLAIM - License

01/11/2006

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

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

This right when combined with Right No. 2-7095 shall provide no more than .02 cfs per acre.

The following rights are also diverted through point of diversion described above: 2-7095 , 2-7384

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources



Claim Numbers: 2-2178
Legal: T04N, R05W, S20,29 & 30
Reviewed By: SJR 12/13/05



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

12/13/2005

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

RIGHT NUMBER: 2-2178
NAME AND ADDRESS: REY L MC RAE
RT 1 BOX 96
BUCKEYE AZ 85326

KENNETH R MC RAE
RT 1 BOX 1295
HOMEDALE ID 83628

JOHN L TURNER
3155 RIVER RD
HOMEDALE ID 83628

JOYCE B TURNER
3155 RIVER RD
HOMEDALE ID 83628

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.510 CFS
This right when combined with Right No. 2-7095 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 11/05/1962

POINT OF DIVERSION:
T04N R05W S20 SESWSW Lot 3 Within OWYHEE County
T04N R05W S29 SWSENW Lot 7 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.510 CFS
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 March 15 and after November 15 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 OWYHEE County

T04N R05W S20 Lot 3 SWSW	25.0	T04N R05W S29 Lot 8 NWNW	54.0
T04N R05W S29 Lot 7 SENW	56.0	T04N R05W S30 NENE	41.0
T04N R05W S30 SENE	41.0		

217 ACRES TOTAL

This right authorizes the irrigation of 126 total acres.

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

12/13/2005

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

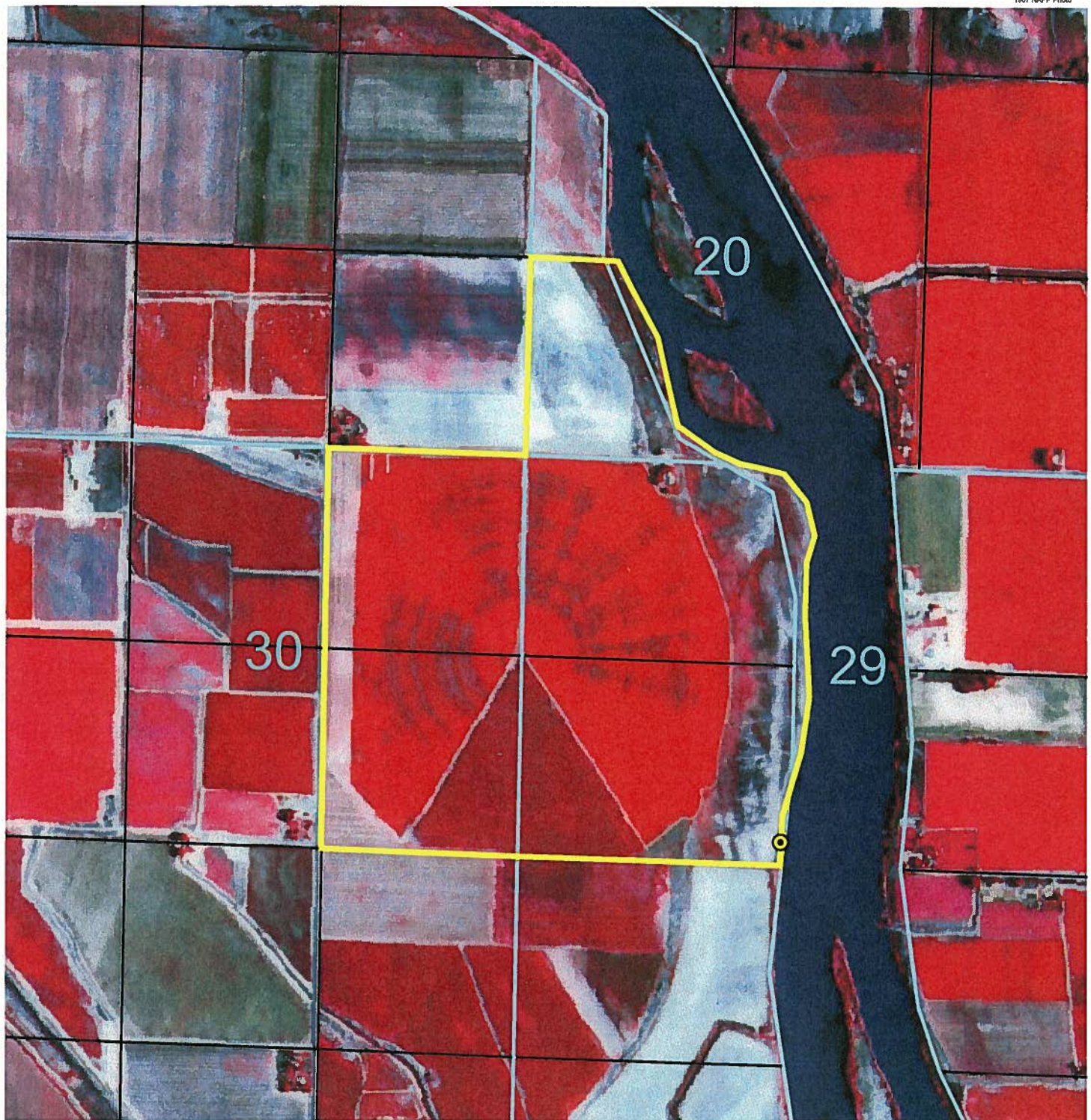
Use of this right is combined with water from Gem Irrigation District.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

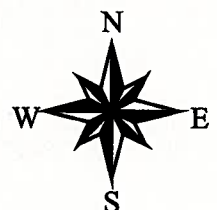
1987 NAPP Photo



0 0.3 0.6 0.9 Miles

Claim Number: 02-2178
Legal: T04N, R05W, S20. 29, 30
Reviewed By: BTB 7/07/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



DOWN - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02178Date: 5-1-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	5W	20											-3						10
GIS														10						18
														18						
Claim			29					-8	-7											68
GIS								33	35											77
								38	39											
Claim			30	25			23													48
GIS				41			41													82
Claim																				
GIS																				

Number of POD's 1Total Claimed Acres: 126

Overlapping FOU Claim #'s:

Total GIS Acres: 17702-07095

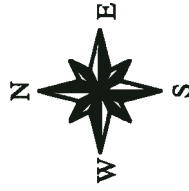
COMMENTS:

POU per claim map & image interpretation.POD per claim map. Legal indicates SWSENW; however, map indicates SESENW on river which is where I mapped it.

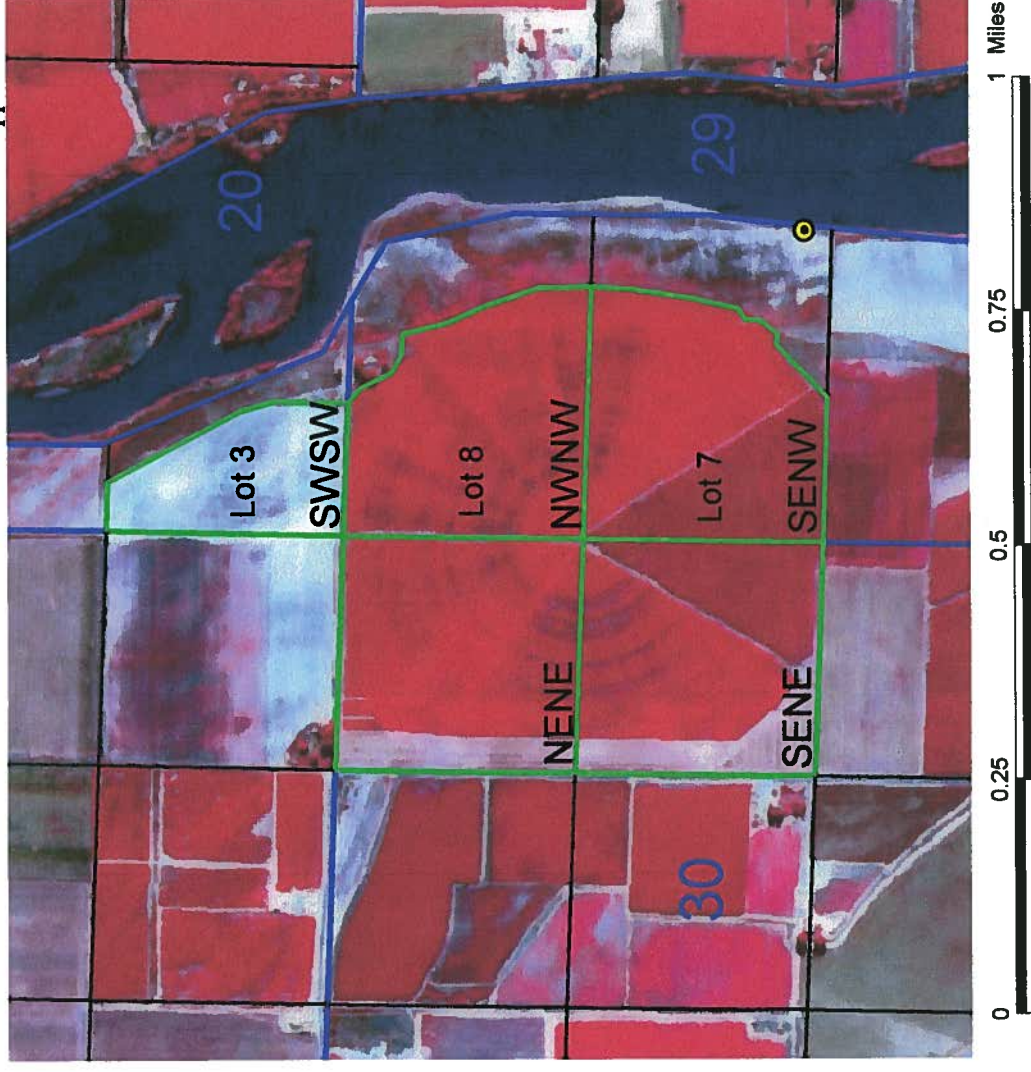
Idaho Department of Water Resources

Claim Number: 02-02178
Legal: T04N, R05W, S20, 29, 30
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

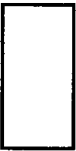


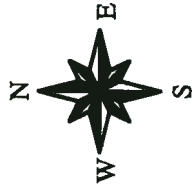
1987 Napp Photo



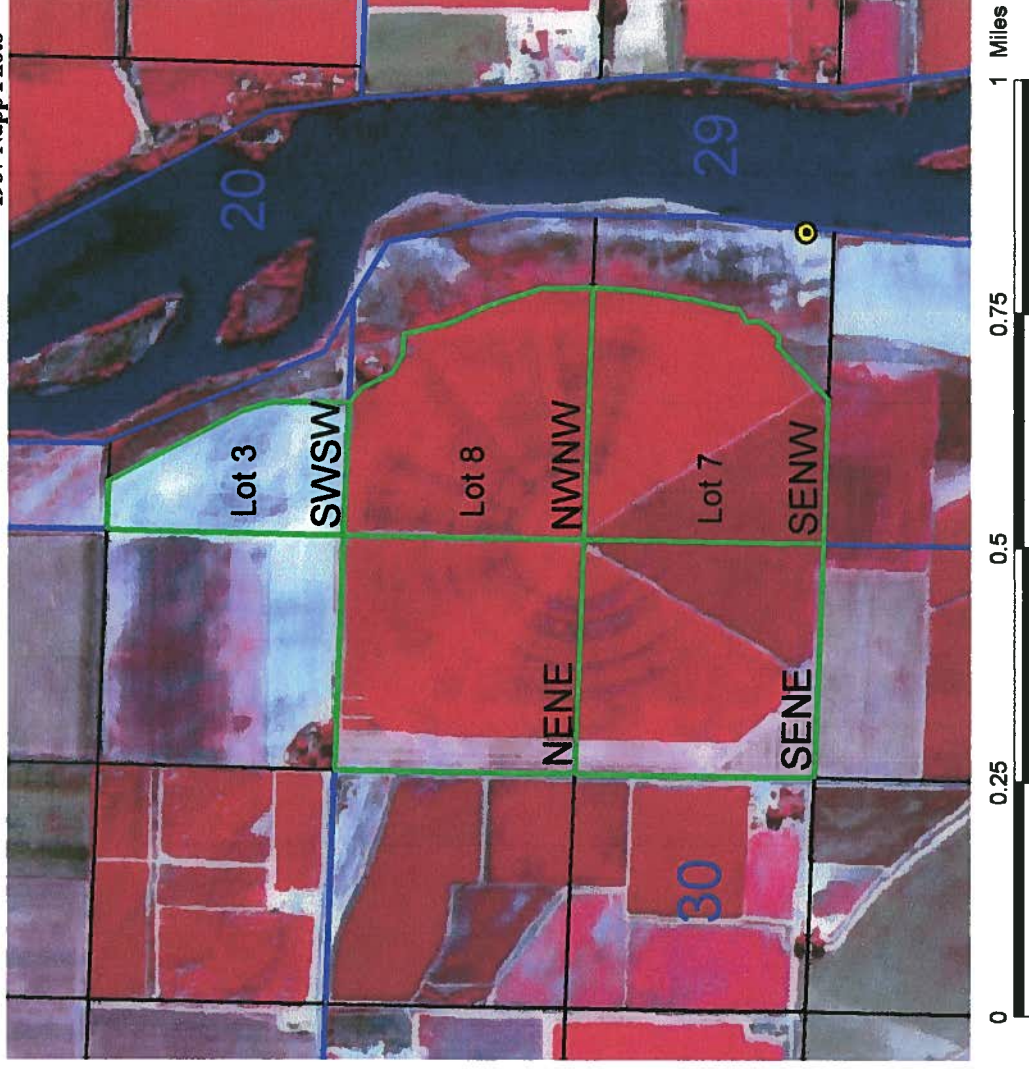
Idaho Department of Water Resources

Claim Number: 02-02178
Legal: T04N, R05W, S20, 29, 30
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDA
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: A02-02178
Date Received: 12/14/1988
Receipt No: M002168
Received By: AB

RECEIVED
JAN 17 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH R. MC RAE 208-337-3032
Address: RT 1 BOX 1295
HOMEDALE, ID 83628

OR

Name: REY L. MC RAE
Address: RT. 1 BOX 96
BUCKEYE, AZ 85326

2. Date of Priority: NOV 05, 1962

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	05W	29	SW	SE	NW	7	OWYHEE

5. Description of diverting works:
30 HP PUMP TO DITCH & MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.510		

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

8. Total consumptive use is 437.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A02-02178

Page 1

Date: 12/14/88

MICROFILMED
AUG 07 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	05W	20	SW	SW	3	IRR
						10.0
					Section Acres	10.0
		29	NW	NW	8	IRR
			SW	NW	7	IRR
						33.0
						35.0
					Section Acres	68.0
		30	NE	NE		IRR
			SE	NE		IRR
						25.0
						23.0
					Section Acres	48.0
					Total Acres	126.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
A0207095, A0207384

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30791

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read & 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 a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Kenneth Reg McLean Date: 12/14/88

Date: _____

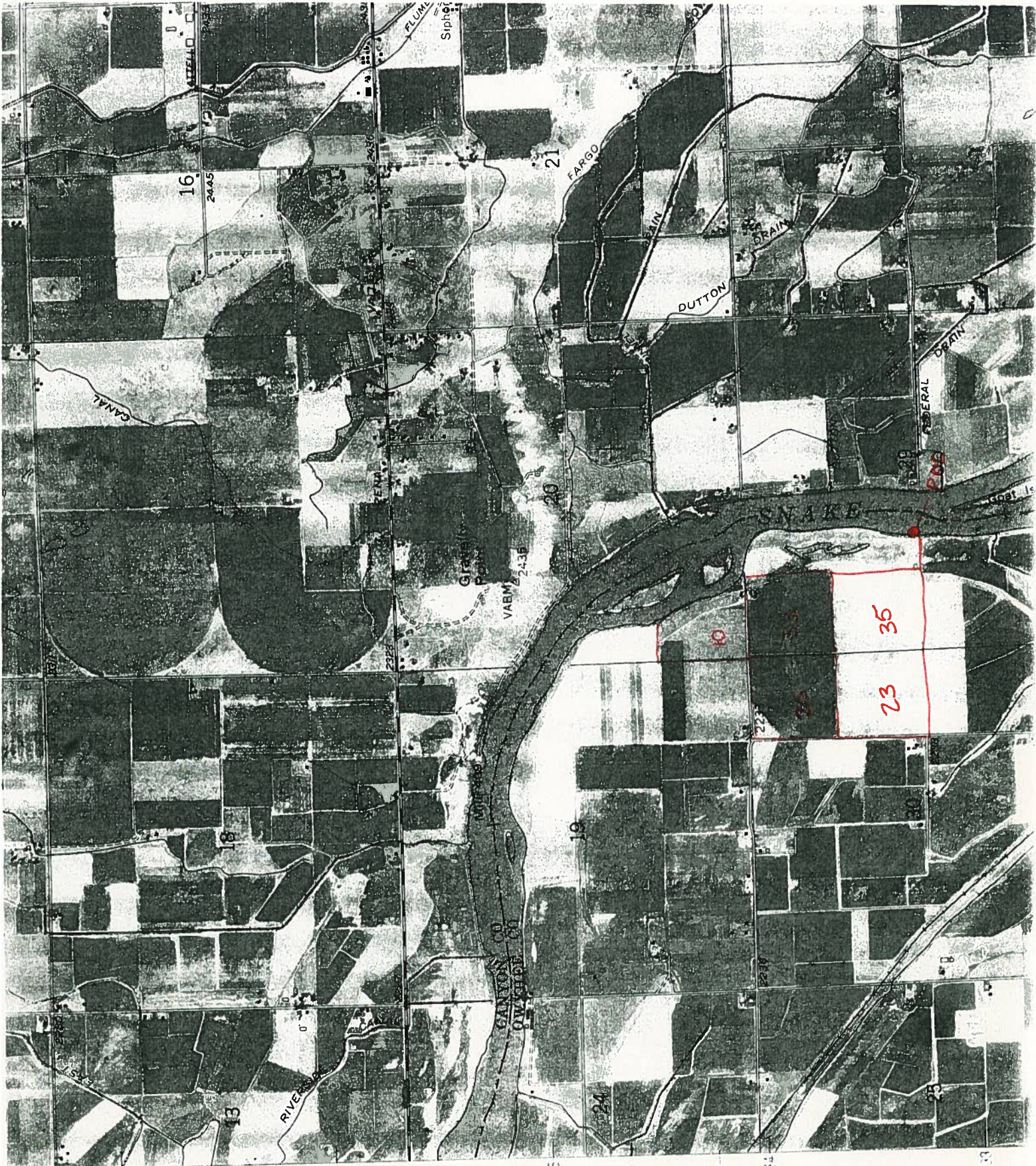
State of Idaho)
County of Cheyenne) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of December 19 88

Anna Baumgart
Notary Public

Seal

Residing at Bonnie Idaho
My Commission Expires 12-7 1994



~~10~~-
JZ -02178
POD: SW, SE, NW
Sec 29
T4N R5W

Total of 126
acres

MICROFILMED
AUG 07 1992

A 19

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON
BORDER. ~~XXXXXXXXXXXX~~

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2178	
I.D. No. <u>50</u>	Map No. <u># 18948</u>
Fee Paid	Receipt No.

Notice is hereby given that Owyhee Dairy

(Name of Claimant)

Rt. 1, Homedale, ID 83628

(Mailing Address)

(Zip Code)

Telephone No. 337-3279 ³³¹⁹

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 11/5/1962 ✓
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River ✓ tributary to Columbia River ✓
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
 Quantity 2.51 cfs ✓ Use Irrigation ✓ Period of Use From 3/15 ✓ To 11/15 ✓
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- (4) 2.51 cfs TOTAL QUANTITY CLAIMED.
 (CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SW 1/4 (Lot 3) ✓
 Sec. 20 ✓, Twp. 4N ✓, Rge. 5W ✓, B.M., Owyhee 73 ✓ County
 Additional Points: SCI: 2720(1) 412.7
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Sprinkler system.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
4N	5W	20																	10
		29						18	17										68
		30	25			23		33	35										48

Total no. of acres 126 ✓

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks This right when combined with right 02-7095 shall provide no more than 0.02 cfs per acre. ~~no more than 4.5 cfs/acre~~ (IRR. Ac. = 125.4)
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-2178

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 20, 1981
 (Date)

State of Idaho ss. _____ Organization _____
 County of Owyhee Seal _____

On this 20th day of May, in the year 1981 before me
 a notary public, personally appeared Eldon R. Jorgenson
 known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires May 30, 1982 Notary Public residing at Homedale, Idaho

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKN

Date 12/13/92

Right No. 02-2178

Claimant Onyhee Daring

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ only on coverage & P.D.

Field Exam Made: ☒ Yes ☐ No Date 4/28/91

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks changed PD to SE NW Sec 29 T4N

NOV 18 1992
NICHOLSON

July 5, 1983

Eldon Jorgenson
Owyhee Dairy
Rt. 1
Homedale, Idaho 83628

Re: 02-2178

Dear Mr. Jorgenson:

A review of your Snake River water rights disclosed the first right may not now be properly described in the records of the Department. John Noyes explained you have consolidated the two water right (02-2178 and 02-7095) into a common diversion across from the small island in Section 20.

The records must be correct in order to recommend the water rights to the court for a decree in the adjudication. A form has been partially completed to accomplish this task. Please review it before signing the application with a notary public affixing a seal. A \$50 filing fee must accompany the returned application along with proof of ownership (deed or contract) of the land.

Please contact me or John if you have any questions. Thank you for cooperating in the Snake River Adjudication process.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader.

DVS:tw

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AUG 16 1984

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-2178

1. Name of Applicant Owyhee Dairies

2. Priority 11/5/62

3. Source of Water Snake R.

4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
_____ cfs Use _____ From _____ to _____

2.51 cfs Use year From 3/15 to 11/15

_____ cfs Use _____ From _____ to _____

5. Location of Point of Diversion: Lot 7 SE 1/4 of Section 29

Twp. 44N, Rge. 5W, County of Owyhee

6. Describe Diversion Works: old pump station - not
in use at time of inspection - has been
used in past years

7. Describe Location of Use:

TWP	RGE	SEC	NE 1/4				NW 1/4				SE 1/4				SW 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>44N</u>	<u>5W</u>	<u>20</u>														<u>43</u>	<u>10</u>		<u>10</u>
		<u>29</u>						<u>49</u>	<u>47</u>										<u>68</u>
		<u>30</u>				<u>23</u>		<u>33</u>	<u>35</u>										<u>48</u>

TWP. _____ RGE. _____ COUNTY _____ SCALE: 1" = 1 MILE

8. Purpose other than irrigation: none

9. Remarks: change P.O. from ~~Lot 7~~ to

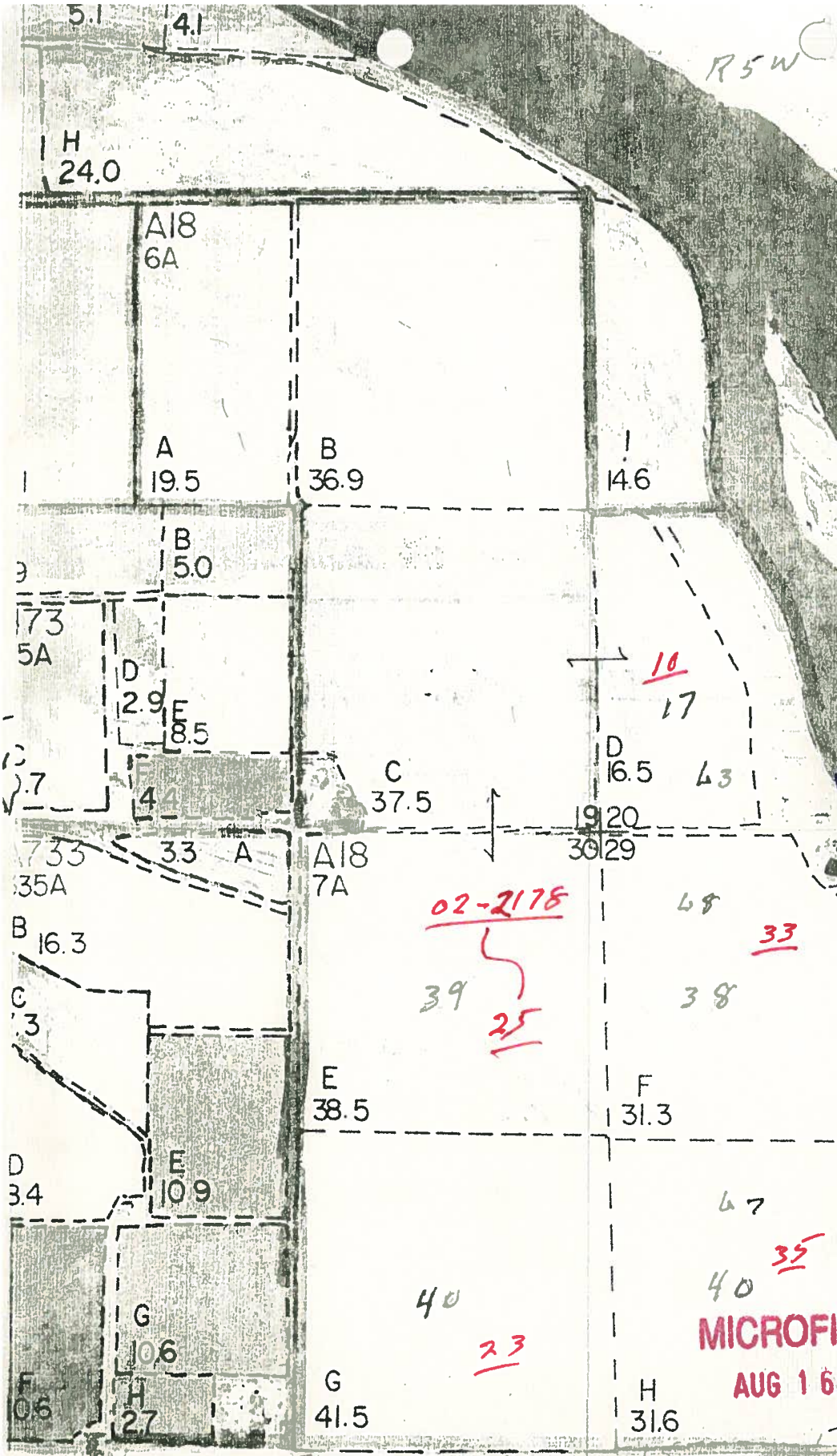
Lot 7 SE 1/4 Sec 29 T44N R5W.

This examination was made on the 13 day of December, 1982.

(Signed) John K. Noyes
Examiner

POOR ORIGINAL

R5W



02-7095
02-2178

02-2178

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AUG 16 1994

P.O.

25 Ac - *see*
39 Ac - *actual*
1982 *area*

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30791/02-2178 Priority Nov. 5, 1962 Amount 2.51 cfs

THIS IS TO CERTIFY, that Marvin A. Fays, M.D.
of Portland, Oregon, has complied with the terms and conditions of Permit
No. 30791/02-2178 issued pursuant to Application for Permit dated November 5, 1962
and has submitted proof to the Department of Water Administration on October 29, 1970
that he has applied water to a beneficial use: an examination by the Department indicates that the
works have a capacity of 2.59 cfs, and that the water has in fact been applied to a
beneficial use: a right to the use of water from the Snake River
tributary of the Columbia River, is hereby confirmed in the following amounts:
Amount 2.51 cfs for irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 2.51 cfs of water be diverted at
any one time, said water to be diverted within 60

Lot # 7 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 29, Twp. 4 N, Rge. 5 W, B.M.
in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 564.3 acre feet per year or
4.6 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	
4 N	5 W	20																	9.7
		29																	57.7
		30																	48.0
		25																	

Total number of acres irrigated 125.4

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of

March, 19 72.

[Signature]
Director

07-2178

APR 1 8 1972
MICHOEITWED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 26, 1988

Ray McCrae
Rt. 1, Box 96
Buckeye, AZ 85326

Dear Mr. McCrae:

Enclosed are three water right abstracts in the name of Owyhee Dairy. They are numbers A02-0795, A02-02178, and A02-07384.

Please review these carefully to determine if the point of diversion and places of use are the same as your property. A water right is appurtenant to the property, therefore, if you are the present owner of this property the water right can be transferred to you when filing an adjudication claim.

If you have any questions regarding this, feel free to contact me. These are the only water rights shown for the names you gave me.

Sincerely,

Linda A. Werner

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

LW:lh
Enclosures

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AUG 07 1992