

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED
DEC 12 2005
DEPARTMENT OF
WATER RESOURCES

REY L MCRAE
RT 1 BOX 96
BUCKEYE AZ 85326

☒ Not Delivered
☐ Incomplete
☐ Address Change
☐ No Such Street
☐ No Mail
☐ Box Closed - No Change
☐ For Delivery For Home
☐ Postage Due

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
\$01.06
02-1A
0004310839
NOV 18 2005
MAILED FROM ZIP CODE 83702

2-2178, 2-1095, 2-7384
Preliminary Report



02/24/2006

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

RIGHT NUMBER: 2-7384

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

DENNIS TURNER
2830 RIVER RD
HOMEDALE ID 83628

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.900 CFS
427.500 AFY

USE OF THIS RIGHT WITH RIGHT NO. 57-02332 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.9 CFS.

Water shall not be diverted under this right unless the flow of the Snake
River at the U.S. Geological Survey gaging station at Murphy exceeds 3300
cfs and at Weiser exceeds 4750 cfs.

PRIORITY DATE: 12/09/1982

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:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.900 CFS
427.50 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 95 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.

USE OF THIS RIGHT WITH RIGHT NO. 57-02332 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 95 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: BASIS OF CLAIM - License

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

The following rights are also diverted through point of diversion described above: 2-7095 and 2-2178

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

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



Idaho Department of Water Resources

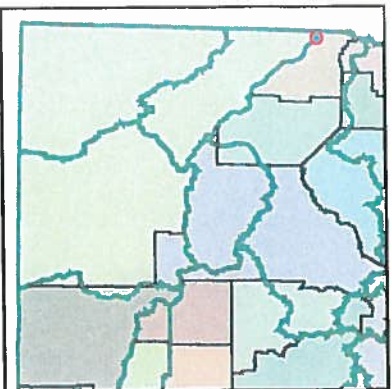
Adjudication Water Right
Recommendation Number:

2-2178, 2-7095, 2-7384

T04N R05W

Legend

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



Owyhee County
IDWR Basin 2



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

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Owyhee Dairy

Beneficial Use Period of Use Rate of Diversion Annual Volume

Irrigation from March 15 to November 15 at 1.90 cfs and 427.5 acre feet

from _____ cfs and _____

from _____ cfs and _____

(both dates inclusive)

Description and location of place of use:

[illegible]

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of MAY, 19 84.

Acting for the Director

28 ✓

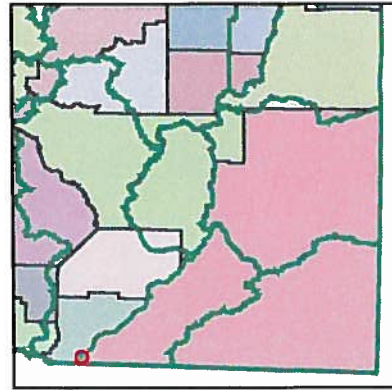
Idaho Department of Water Resources

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: 2-7384
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: 1.900 CFS

Right Nos. 2-7095 and 2-7384 are limited to a total combined diversion rate of 4.90 cfs.

Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.

PRIORITY DATE: 12/09/1982

POINT OF DIVERSION:

T04N R05W S20 SESWSW Lot 3 Within OWYHEE County
T04N R05W S29 SWSSENW 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	1.900 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 95 acres within the place of use described above in a single irrigation season.

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

01/11/2006

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

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.

USE OF THIS RIGHT WITH RIGHT NO. 57-02332 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.9 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 332.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 95 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

The following rights are also diverted through point of diversion described above: 2-7095 and 2-2178

USE OF THIS RIGHT IS COMBINED WITH WATER FROM GEM IRRIGATION DISTRICT.

Idaho Department of Water Resources



Claim Numbers: 2-7384
Legal: T04N, R05W, S19
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: 2-7384
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: 1.900 CFS

Right Nos. 2-7095 and 2-7384 are limited to a total combined diversion rate of 4.90 cfs.

Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations:
Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.

PRIORITY DATE: 12/09/1982

POINT OF DIVERSION:

T04N R05W S20 SESWSW Lot 3 Within OWYHEE County
T04N R05W S29 SWSSENW 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	1.900 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	37.0	T04N R05W S19	NWSE	20.0
T04N R05W S19	SESE	38.0			

95 ACRES TOTAL

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

12/13/2005

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

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.

USE OF THIS RIGHT WITH RIGHT NO. 57-02332 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.9 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 332.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 95 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM GEM IRRIGATION DISTRICT.

Idaho Department of Water Resources

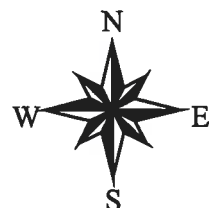
1987 NAPP Photo



0 0.2 0.4 0.6 Miles

Claim Number: 02-7384
Legal: T04N, R05W, S19 & 20
Reviewed By: BTB 7/07/05

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



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07384

Date: 5-01-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	5W	19													37	20		38	95
-GIS																41	19		38	
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				

Number of POD's 1

Total Claimed Acres: 95

Overlapping POU Claim #'s:

Total GIS Acres: 98

COMMENTS:

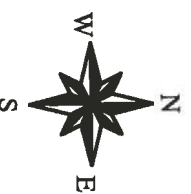
Per claim map

Idaho Department of Water Resources

Claim Number: 02-07384
Legal: T04N, R05W, S19
Reviewed By:

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

1987 Napp Photo

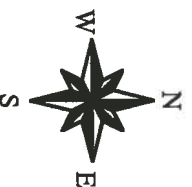


Idaho Department of Water Resources

Claim Number: 02-07384
Legal: T04N, R05W, S19
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 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: A02-07384
Date Received: 12/14/1988
Receipt No: M002168
Received By: AB

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: DEC 09, 1982

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	20	SE	SW	SW	3	OWYHEE

5. Description of diverting works:
100 HP PUMP TO MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is 332.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A02-07384

Page 1

Date: 12/14/88

MICROFILMED

AUG 10 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	19	NE	SE		IRR	37.0
			NW	SE		IRR	20.0
			SE	SE		IRR	38.0
						Section Acres	95.0
						Total Acres	95.0

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, A0202178

14. Remarks:
WATER SHALL NOT BE DIVERTED UNDER THIS LICENSE UNLESS THE FLOW
OF THE SNAKE RIVER AT THE U.S. GEOLOGICAL SURVEY GAGING STATION
AT MURPHY EXCEEDS 3300 CFS AND AT WEISER EXCEEDS 4750 CFS.
THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE
THAN .02 CFS/AC NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE.

15. Basis of Claim: LICENSE

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 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 Ray McLee Date: 12/14/88

Date: _____

State of Idaho)
County of Owyhee) SS.

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

Anna Baumgardner
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12-7 1994

This is an aerial photograph of a river valley, likely the Snake River. The river flows from the top left towards the bottom right. Two parcels are highlighted with red outlines and labeled with red numbers: parcel 37 is a rectangular area, and parcel 38 is an adjacent area to its right. The map includes various labels such as 'CANYON CO', 'OWACHEE', 'GRAND POINT', 'FARGO', 'DUTTON', and 'FEDERAL'. The terrain is a mix of dark and light patches, indicating different land uses or vegetation. The map is oriented with North at the top.

This is an aerial photograph of a river valley, likely in Idaho, showing the Snake River and surrounding land parcels. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 on the left and parcel 38 on the right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRAND POINT' is labeled near the center; 'FARGO' and 'DUTTON' are labeled in the upper right; and 'FEDERAL' is labeled on the far right. The river is labeled 'SNAKE' in several places. The map also shows a grid of land parcels, some with numbers like 13, 16, 19, 20, 24, and 25. A red dot is visible on the riverbank near parcel 38.

This is an aerial photograph of a river valley, likely in Idaho, showing the Snake River and surrounding land parcels. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 on the left and parcel 38 on the right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRAND POINT' is labeled near the center; 'FARGO' and 'DUTTON' are labeled in the upper right; and 'FEDERAL' is labeled on the far right. The river is labeled 'SNAKE' in several places. The map also shows a grid of land parcels, some with numbers like 13, 16, 19, 20, 24, and 25. A red dot is visible on the riverbank near parcel 38.

This is an aerial photograph of a river valley, likely in Idaho, showing the Snake River and surrounding land parcels. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 on the left and parcel 38 on the right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRAND POINT' is labeled near the center; 'FARGO' and 'DUTTON' are labeled in the upper right; and 'FEDERAL' is labeled on the far right. The river is labeled 'SNAKE' in several places. The map also shows a grid of land parcels, some with numbers like 13, 16, 19, 20, 24, and 25. A red dot is visible on the riverbank near parcel 38.

This is an aerial photograph of a river valley, likely the Snake River. The river flows from the upper left towards the lower right. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 is a rectangular area, and parcel 38 is an adjacent area to its right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRANDVIEW' and 'DUTTON' are labeled near the center; 'FARGO' and 'SIP' are labeled in the upper right; 'RIVER' is labeled in the lower left; and 'CANYON' is labeled in the lower center. The map also shows numerous smaller land parcels, some with numbers like 13, 16, 19, 20, 24, and 25. A scale bar is visible in the bottom left corner.

This is an aerial photograph of a river valley, likely the Snake River. The river flows from the upper left towards the lower right. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 is a rectangular area, and parcel 38 is an adjacent area to its right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRANDVIEW' and 'DUTTON' are labeled near the center; 'FARGO' and 'SIP' are labeled in the upper right; 'RIVER' is labeled in the lower left; and 'CANYON' is labeled in the lower center. The map also shows numerous smaller land parcels, some with numbers like 13, 16, 19, 20, 24, and 25. A scale bar is visible in the bottom left corner.

This is an aerial photograph of a river valley, likely the Snake River. The river flows from the upper left towards the lower right. Two specific parcels are highlighted with red outlines and labeled with red numbers: parcel 37 is a rectangular area, and parcel 38 is an adjacent area to its right. The map includes various geographical features and labels: 'CANYON CO' and 'OWACHEE' are visible along the river; 'GRANDVIEW' and 'DUTTON' are labeled near the center; 'FARGO' and 'SIP' are labeled in the upper right; 'RIVER' is labeled in the lower left; and 'CANYON' is labeled near the bottom center. The map also shows a grid of land parcels, some of which are numbered (e.g., 13, 16, 19, 20, 24, 25, 37, 38). A red dot is visible on the riverbank near parcel 37.

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Owyhee Dairy

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from March 15 to November 15	at 1.90 cfs and	427.5 acre feet
	from to	at cfs and	
	from to	at cfs and	

(both dates inclusive)

Section 20, Twp 4N, Rge 5W in the County of Owyhee

[illegible]

Total number of acres irrigated 95

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

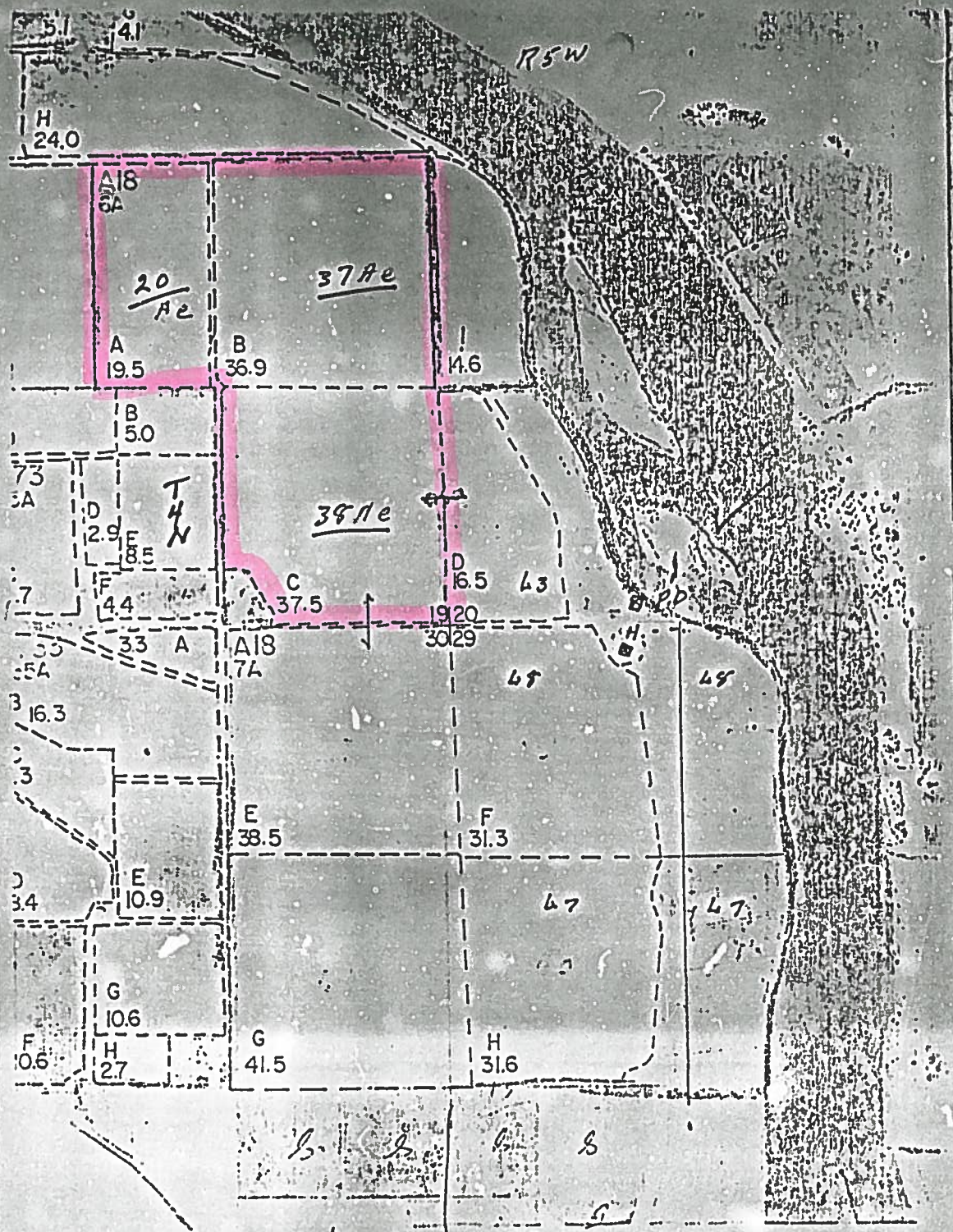
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25TH day of MAY, 1984

Acting for the Director

MICROFILMED

AUG 10 1992



MICROFILMED
AUG 10 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: R02-07384
Date Received: 12/14/1988
Receipt No: M002168
Received By: DE-KW

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: DEC 9, 1982

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	20	SE	SW	SW	3	OWYHEE

5. Description of diverting works:
100 HP PUMP TO MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	05W	19	NE	SE		IRR	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	19	NW	SE		IRR	20.0
			SE	SE		IRR	38.0
Section Acres							95.0
Total Acres							95.0

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, A0202178, 57-02332, GEM IRR. DIST.

14. Remarks:

USE OF THIS RIGHT WITH RIGHT NO. 57-02332 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.9 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 332.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 95 ACRES IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: LICENSE

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): _____ Date: _____
_____ Date: _____

MICROFILMED

AUG 10 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A02-07384

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>	<u>kw 10-29-91</u>	<u>6</u>	<u>N</u>			
PT. OF DIV.	<u>added 10 ac tract</u>		<u>1,4,6</u>	<u>N</u>			
SOURCE	<u>N</u>		<u>6</u>	<u>N</u>			
PL. OF USE	<u>N</u>		<u>1,4,6</u>	<u>N</u>			
DIV. AMOUNT CFS/AF	<u>N</u>		<u>6</u>	<u>N</u>			
CONSUMPTIVE USE							
NATURE OF USE	<u>N</u>		<u>6</u>	<u>N</u>			
PERIOD OF USE	<u>N</u>		<u>6</u>	<u>N</u>			
BASIS OF CLAIM	<u>Dec.</u>		<u>6</u>	<u>N</u>			
REMARKS	<u>N</u>		<u>6</u>				

2/A *IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN SUBMITTED - YES NO .

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: 6- same as previously licensed -

NO: 2

Plu overlaps A57-02332- same pld as 02-7307 & 02-7095
per field exam of 5/11/81- see attached.

MICROFILMED

AUG 10 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:58:03
10/29/91

CLAIM NUMBER: A02-07384

PAGE: 1
GENERAL INFORMATION

LAST: MC RAE
ADDRESS: RT 1 BOX 1295
CITY: HOMEDALE
PHONE NUMBER: 208-337-3032
OWNER CODE: C

FIRST: KENNETH R.

STATE: ID ZIP: 83628

LAST: MC RAE
ADDRESS: RT. 1 BOX 96
CITY: BUCKEYE
PHONE NUMBER:
OWNER CODE: C

FIRST: REY L.

STATE: AZ ZIP: 85326

LAST: STEINER
ADDRESS:
CITY: N/A
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: HAROLD

STATE: ID ZIP: 00000

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE

FIELD
EXAMINER

CLAIM REMARKS: WATER SHALL NOT BE DIVERTED UNDER THIS LICENSE UNLESS THE FLOW OF THE SNAKE RIVER AT THE U.S. GEOLOGICAL SURVEY GAGING STATION AT MURPHY EXCEEDS 3300 CFS AND AT WEISER EXCEEDS 4750 CFS. THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE THAN .02 CFS/AC NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE.

*possible on 2. Homedale
error 5-1-03 in
claimant's
statement*

MICROFILMED

AUG 10 1992

A. AJ CLAIM: # A02-07384 PRIORITY DATE: 12-09-1982 STAGE: L
B. WR RECORD: # 02-07384 PRIORITY DATE: 12-09-1982 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N
FIELD EXAMINER *fw*

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)

REMARKS:

RECOMMENDED PRIORITY DATE:
12-09-1982
REVIEWED BY *fw* DATE 10-29-91

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A02-07384	04N	05W	20	SE	SW	SW	3	OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A02-07095 NONE

WR RECORDS IN SAME 40 ACRE TRACT

02-07095
A02-02178
A02-07095
A02-07384

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
02-07384	04N	05W	20		SW	SW	3	OWYHEE

OTHER WR RECORDS WITH SAME WR POD

02-07095
A02-02178
A02-07095
A02-07384

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

A02-07095 NONE

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? DUE TO SOURCE DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
	N	N	KW

REMARKS:

Added 10 ac. tract description - verified by prior exam on this system, photo-photo & NAPP photo. KW

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
4N	5W	20	SE	SW	3	73

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

REVIEWED BY:

kw

DATE:

10-29-91

A. ROOT WATER RIGHT NUMBERS: A02-07384

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04N	05W	19	NE	SE		MC RAE, KENNETH R.	A02-07384 /37.0	02-07384 /37.0	41.0		37
			NE	SE		GEM IRRIGATION DISTRICT	A57-04104 /41.6	- /			
			NE	SE		MC RAE, KENNETH R.	A57-02332 /30.0	57-02332 /30.0			
			NE	SE		GEM IRRIGATION DISTRICT	R57-10854 /41.6	- /			
			NE	SE		GEM IRRIGATION DISTRICT	A57-10854 /41.6	- /			
			NE	SE		GEM IRRIGATION DISTRICT	A02-00064 /41.6	- /			
			NE	SE		GEM IRRIGATION DISTRICT	A02-00065 /41.6	- /			
			NE	SE		MC RAE, KENNETH R.	R57-02332 /30.0	- /			
			NE	SE		GEM IRRIGATION DISTRICT	R57-04104 /41.6	- /			
			NE	SE		OWYHEE DAIRY	A02-07384 /37.0	- /			
04N	05W	19	NW	SE		MC RAE, KENNETH R.	A02-07384 /20.0	02-07384 /20.0	28.0		20
			NW	SE		GEM IRRIGATION DISTRICT	A57-04104 /40.6	- /			
			NW	SE		MC RAE, KENNETH R.	A57-02332 /20.0	57-02332 /20.0			
			NW	SE		GEM IRRIGATION DISTRICT	R57-10854 /40.6	- /			
			NW	SE		GEM IRRIGATION DISTRICT	A57-10854 /40.6	- /			
			NW	SE		GEM IRRIGATION DISTRICT	A02-00064 /40.6	- /			
			NW	SE		GEM IRRIGATION DISTRICT	A02-00065 /40.6	- /			
			NW	SE		MC RAE, KENNETH R.	R57-02332 /20.0	- /			
			NW	SE		GEM IRRIGATION DISTRICT	R57-04104 /40.6	- /			
			NW	SE		OWYHEE DAIRY	A02-07384 /20.0	- /			
04N	05W	19	SE	SE		MC RAE, KENNETH R.	A02-07384 /38.0	02-07384 /38.0	39.0		38
			SE	SE		GEM IRRIGATION DISTRICT	A57-04104 /41.2	- /			
			SE	SE		GEM IRRIGATION DISTRICT	R57-10854 /41.2	- /			
			SE	SE		GEM IRRIGATION DISTRICT	A57-10854 /41.2	- /			
			SE	SE		GEM IRRIGATION DISTRICT	A02-00064 /41.2	- /			
			SE	SE		GEM IRRIGATION DISTRICT	A02-00065 /41.2	- /			
			SE	SE		GEM IRRIGATION DISTRICT	R57-04104 /41.2	- /			
			SE	SE		OWYHEE DAIRY	A02-07384 /38.0	- /			
TOTAL ACRES							A02-07384	95.00	95.00	108.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POJ DISCREPANCY? (Y/N)

DATABASE *YN* FIELD EXAMINER *pw*

MICROFILMED
AUG 10 1992

PRESUMPTION FLAG:

REMARKS:

*Recommend WO1 - Mem Agr. Dist. overlap
FOI - 57-02332, 1.9 cys; 332.5 AF con. use; 9.5 ac.*

RECOMMENDATIONS:

TOTAL ACRES:

95

REVIEWED BY:

Kw

DATE:

10-29-91

MICROFILMED

AUG 10 1992

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A02-07384 IRRIGATION	FROM 03-15 TO 11-15	1,900 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	1,900 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
02-07384 IRRIGATION	FROM 03-15 TO 11-15	1,900 CFS 427.50 AF/A
	TOTAL DIVERSION RATE/VOLUME CLAIMED	1,900 CFS 427.50 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐)

Y(☐) N(☐)

Explain in remarks, below.

REMARKS:

MICROFILMED
AUG 10 1992

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(✓) N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.900 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.900 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD DATABASE EXAMINER
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N *fw*

B. MEASUREMENT METHOD N/A FLOW MEASUREMENT SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() Y(✓) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A02D07095, A0202178

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A02-07384	SNAKE RIVER	MC RAE , KENNETH R.	1.900	0.020		
A57-04104	SAGE CREEK	GEM IRRIGATION DISTRICT	30.000	0.010		
R57-10854	SUCCOR CREEK	GEM IRRIGATION DISTRICT	28.550	0.009		
A57-10854	SUCCOR CREEK	GEM IRRIGATION DISTRICT	40.000	0.013		
A02-00064	SNAKE RIVER	GEM IRRIGATION DISTRICT	306.000	0.013		
A02-00065	SNAKE RIVER	GEM IRRIGATION DISTRICT	50.000	0.002		
R57-02332	GROUNDWATER	MC RAE , KENNETH R.	0.900	0.018		
R57-04104	SAGE CREEK	GEM IRRIGATION DISTRICT	30.000	0.010		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 95 x 0.02 CFS/ACRE = 1.9 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 332.5 AF/A

ACRES 95 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 332.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 95 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 427.5 AF/A

VS. $1.9 \times 19835 \times 246 = 927.1$

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (include limitations on CONSUMPTIVE USE for combined rights.)

see page 17-

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE	
				DATABASE	EXAMINER
IRRIGATION	03-15 11-15	DATABASE 1.900 EXAMINER 1.9	DATABASE N/A EXAMINER N/A	DATABASE 332.5	EXAMINER 332.5
TOTAL FOR THIS RIGHT		1.900		332.5	

REVIEWED BY: tw

DATE: 10-29-91

MICROFILMED
AUG 10 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐
☐ ☐ ☐ ☐
☐ ☐ ☐ ☐

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: D2-07384

DATABASE 1.900 EXAMINER _____ CFS

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A02-07384	1.900	-	-	02-07384 A02-07384	1.900 1.900

TOTAL CFS 1.900

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE Y
FIELD EXAMINER _____

REMARKS:

AUTHENTICATION:

SIGNATURE: *Kay Walker*
NAME OF FIELD EXAMINER: *Kay Walker*

DATE: *10-29-91*

TITLE: *Sr. Water Resource Agent*

McBae

DATE: 10-29-91=====

50

SPRINKLER _____ %

$$= \frac{\text{---}}{\text{(SOURCE)}} \%$$

_____ %

3.

ACRES	DIVERSION RATE MIN	DIVERSION RATE MAX	DIV VOL	C.U. VOL
50		1.0	225.0	
95		1.9	N/A	332.5

[illegible]

ANALYSIS FOR CLAIM NO.:

W01 - bands overlapped by Hem Arr. Dist:

Standard Remarks:

MICROFILMED
AUG 10 1992

McRae

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL	
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
A 57-02332	4N	5W	19													30	20			50		
A 02-07384	4N	5W	19													37	20	38		95		
								Total Irrig.									37	20		38	95	

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 DRAINAGE BASIN.
BORDER

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7384	
I.D. No.	Map No.
\$ <u>10</u>	<u>34431</u>
Fee Paid	Receipt No.

Notice is hereby given that Owyhee Dairy

(Name of Claimant)

Rt. 1, Box 1287A, Homedale, ID 83628

(Mailing Address)

(Zip Code)

Telephone No. 337-3319 (Bus.)

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) 12/09/82
- (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 1.90 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) 1.90 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source (lt. 3) SW 1/4 SW 1/4
Sec. 20, Twp. 4N, Rge. 5W, B.M., Owyhee 73 County
Additional Points: SCI: 2720(1) 412.2
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.
Pumping plant and 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	
<u>4N</u>	<u>5W</u>	<u>19</u>													<u>37</u>	<u>20</u>		<u>38</u>	<u>95</u>

Other rights: Source(s) Outside Basin (57-2332, 57-7176) Total no. of acres 95

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 Maximum diversion under this right when combined with 02-2178
02-7095 shall not exceed 4.9 cfs. Water shall not be diverted under this right
unless the flow of the Snake River at the U.S. Geological Survey gaging
station at Murphy exceeds 3200
cfs and at Weiser exceeds 4750
cfs.
- (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. 02-7384

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 11, 1984
(Date)

Individual Owyhee Dairy by Milford C. Phelps
(Signature of Claimant)

State of IDAHO
County of ADA

Organization
Seal

Organization WICHOITWED
(Signature of Authorized Agent)

On this 11 day of May, in the year 1984 before me
a notary public, personally appeared Milford Phelps

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 Life Notary Public residing at IDAHO

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKH

Date 5/11/84

Right No. 02-7384

Claimant Owyhee Dair

Recommendation differs from claim:
(Document any differences)

☐ Yes

☒ No

☐ Disallow

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. 1977

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

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 1983

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

Measurement 4.9 cfs. Amount recommended 1.90 cfs.

Type of measuring device: micrometer Meter No. —

Condition good Date _____ Time _____

Adjudication Photo(s) Used: Name or No. NOE 1 & 100A

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks ~~See Rough draft lic enclosed -~~

ready for licensing.

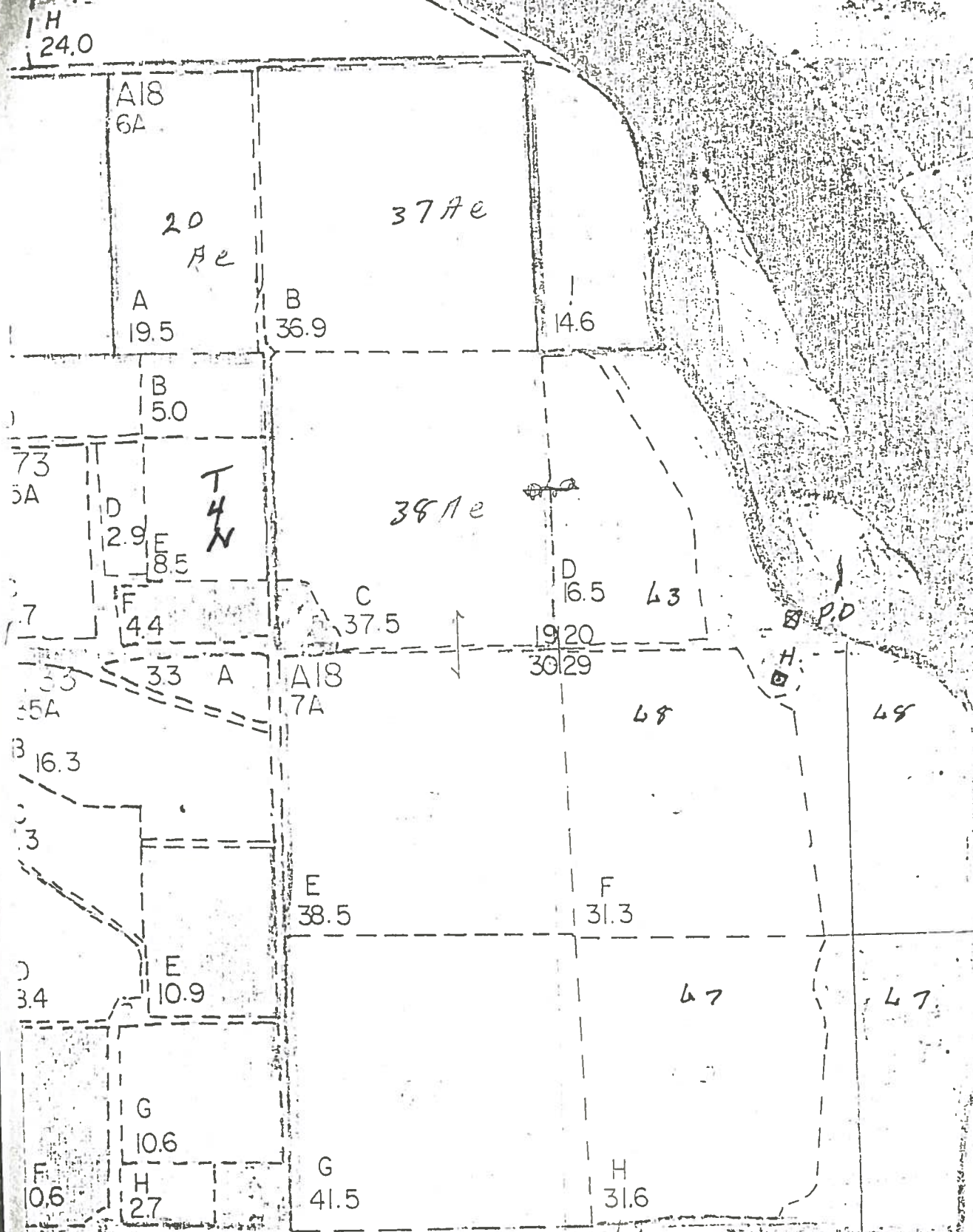
other sts. outside basin

Snake River flow limiter

MICROFILMED

R5W

POOR ORIGINAL



MICROFILMED

AUG 16 1994

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____

_____ DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

I.D. No.	Map No.
\$ 10	34431
Fee Paid	Receipt No.

Notice is hereby given that _____ (Name of Claimant)

_____ Telephone No. _____

_____ (Mailing Address)

_____ (Zip Code)

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) _____

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) _____ tributary to _____

(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 _____ 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)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) _____ TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source _____ ¼ _____ ¼
Sec. _____, Twp. _____, Rge. _____, B.M., _____ County

Additional Points: _____

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. _____

(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.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total no. of acres _____

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 _____

(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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 02-7384 Priority December 9, 1982 Amount 1.90 cfs

THIS IS TO CERTIFY, that Owyhee Dairy
of Homedale, Idaho, has complied with the terms and conditions of Permit
No. 02-7384 issued pursuant to Application for Permit dated December 9, 1982,
and has submitted proof to the Department of Water Resources on December 9, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 4.90 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u> from <u>March 15</u> to <u>November 15</u> at <u>1.90</u> cfs and <u>427.5</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 1.90 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
427.5 acre feet per year, said waters to be diverted within the Gov. Lot 3 (SW $\frac{1}{4}$ SW $\frac{1}{2}$)
Section 20, Twp 4N, Rge 5W in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	5W	19													37	20		38	95

Total number of acres irrigated 95

Water shall not be diverted under this license unless the flow of the Snake River
at the U.S. Geological Survey stream gaging station at Murphy exceeds 3,300 cubic
feet per second and at Weiser exceeds 4,750 cubic feet per second.

This right when combined with all other rights shall provide no more than .02 cfs
per acre nor more than 4.5 afa per acre for the lands above



REGULATING RIGHTS FOR SNAKE RIVER MINIMUM STREAM FLOW - 1992
TOLL-FREE NO. TO CALL ABOUT RESUMING USE OF REGULATED RIGHT: 1-800-451-4129

TELEPHONE CONTACT

Permit No. 02-7384 Date 7-2-1992
Contact Person 1 Ken McRAE / Ron McRAE Phone 337-3032
Address Route 2 Box 98 Homedale ID 83628
Directions to site Ken McRAE not present / met w/ his Brother ALAN McRAE
Rt. 19 to Homedale, go thru Homedale on Rt 19 to N. Side Rd.
Right on N. Side then Right on Riverside Rd. Straight on Riverside Rd.
to end of McRAE Farm House. Pump at end of Road just past
McRAE Farm House

Has right been used this season? Yes, Date of last use was _____
No, due to: This right is supplemental to Gen Irrig. Dist. H2O.
Ken McRAE was not certain as to extent & last use of Right. ALAN
McRAE is actual operator of this Rt, ALAN was not present during visit.

FIELD VISIT

*** NOTE: DO NOT TAMPER WITH DIVERSION WORKS -THIS IS AN INSPECTION ONLY ***

Pump is for this right only Yes ☒ No (see field notes on back of page)
Pump make PARNAT Serial No./pipe size 3.2' Circumf.
Motor make GE Serial No. KE 2435448
HP 25 PSI NA LIFT 15' ESTIMATED CAPACITY (CFS) _____

Idaho Power Meter No. 330 / Westinghouse 1792608
Meter serves this pump only ☒ Yes ☐ No

Pump operating during visit ☒ No ☐ Yes, indicate reason: _____

For gravity system, briefly describe diversion works & ability to regulate
(such as headgates, etc.) _____

Measurement Information: Measuring device found ☒ No, see below ☐ Yes,
indicate type, model, serial no., and flow data _____

No measuring device found, recommended measurement method:

☒ Polysonic (for full pipe) ☐ AA or Pygmy Meter ☐ Portable Weir
☐ Other (describe) Very little space / straight pipe to use polysonic @
pump/PD Site. Suggest using polysonic on vertical pipe to pivot.
McCrometer meter identified in field CHAM could not be located.
Present owner was not aware of any flowmeter.

1 Submit weekly list to SL (to JJ if S.O. staff) for information different th
database name-telephone-address.

MR-NUMBER	SOURCE	NE Lt	NE Ac	SW Lt	SW Ac	SE Lt	SE Ac	NE Lt	NE Ac	SW Lt	SW Ac	SE Lt	SE Ac	SUM
0207384	TOAN ROSM S19 SNAKE RIVER	:	:	:	:	:	:	:	:	:	:	:	:	95
A0200064	SNAKE RIVE	:	:	:	:	:	:	34	09-33	10-34	38	41	40	341
A0200065	SNAKE RIVE	:	:	:	:	:	:	34	09-33	10-34	38	41	40	341
0202014	SNAKE RIVE	:	:	:	:	:	:	09-15	10-20					35
0202432	SNAKE RIVE	:	:	:	:	:	:							31
A0202432	SNAKE RIVE	:	:	:	:	:	:							31
A0202432A	SNAKE RIVE	:	:	:	:	:	:							31
A0207384	SNAKE RIVE	:	:	:	:	:	:							95
A0207384	SNAKE RIVE	:	:	:	:	:	:							95
0207415	SNAKE RIVE	:	:	:	:	:	:							38
A0207415	SNAKE RIVE	:	:	:	:	:	:							38
5702332	GROUNDWATE	:	:	:	:	:	:							52
A5702332	GROUNDWATE	:	:	:	:	:	:							50
A5704104	SAGE CREEK	:	:	:	:	:	:							202
5707176	UNNAMED DR	:	:	:	:	:	:							46
A5707176	UNNAMED DR	:	:	:	:	:	:							46
A5710854	SUCCESS CRE	:	:	:	:	:	:							202
A5710912	SUCCESS CRE	:	:	:	:	:	:							133
A5710913	SAGE CREEK	:	:	:	:	:	:							133
6302388	BOISE RIVE	:	:	:	:	:	:							57
A6302388	BOISE RIVE	:	:	:	:	:	:							57
6303057	WASTE WATE	:	:	:	:	:	:							175
A6303057	WASTE WATE	:	:	:	:	:	:							175
--86 MAP--	C270-X	:	:	:	:	:	:							238
NO DIRS	MAPPING	:	:	:	:	:	:							238
--86 MAP--	C730-X	:	:	:	:	:	:							238
NO DIRS	MAPPING	:	:	:	:	:	:							238
NO DIRS	MAPPING	:	:	:	:	:	:							238

2033
2424

Ziemling Dist.

02-7384 = separate P/D from Tracy Dr + P/D under 02-0064 & 0065
62-7384 has P/D overlap w/ 02-7095 - separate P/D
for 1.6 cfs / 1972 property.

WR5809NP
No. 02-07384

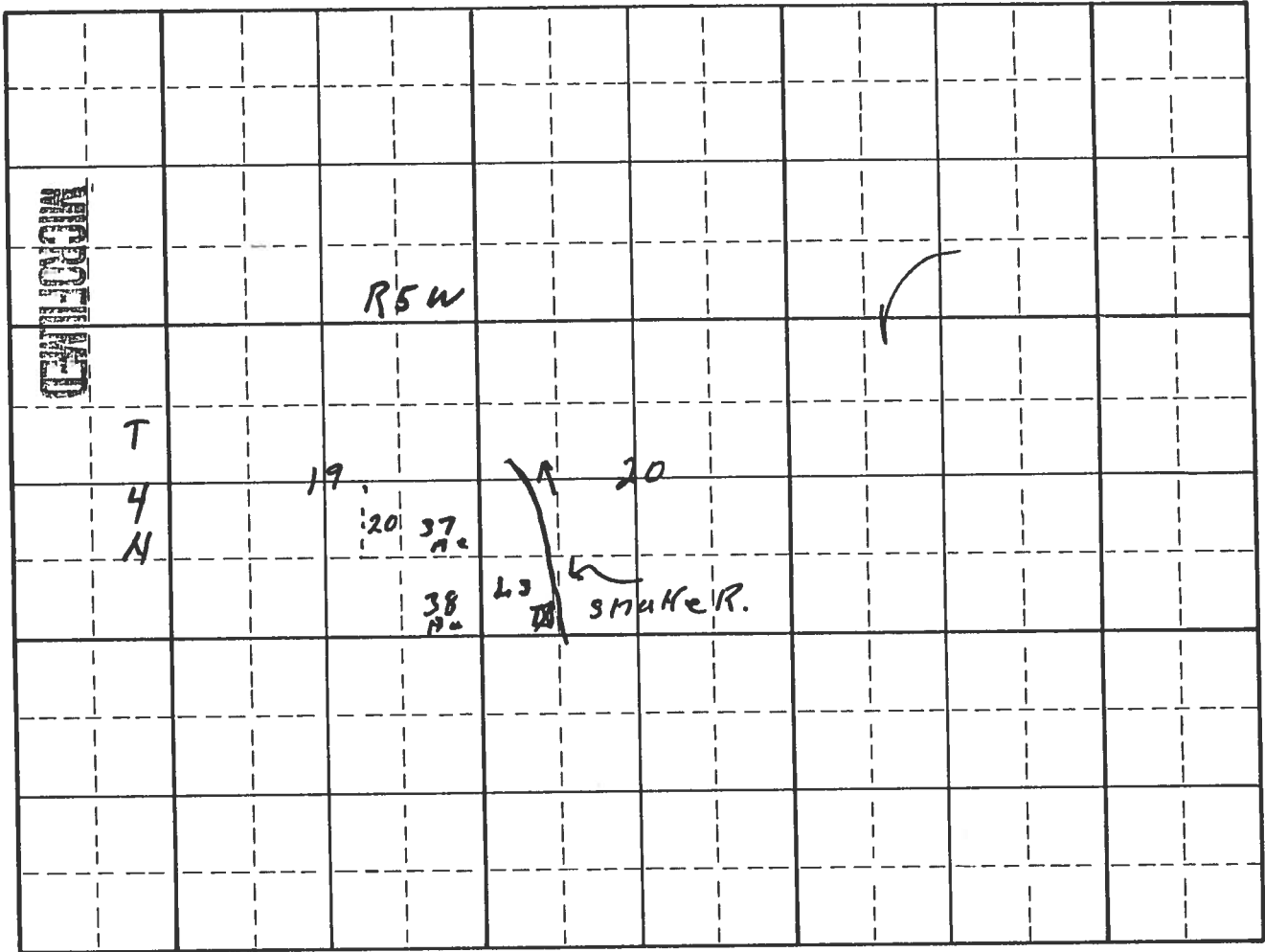
IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/01/92
PAGE: 6

Audit: 01/13/88 04/30/88 CONVERT

[illegible]

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: 43 SWSW Sec 20 T4N R5W

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
4N	5W	19													37	20		38	95 ✓

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature John K. Doye

Date 12/10/82

Checked by DBS

Date 6/21/83

Approved by Kan Walker

Date 5-15-84

Overlap Review for 02-7384

per permit: 57-2332*

per examiner: 02-7367✓

02-7095*

per micro-fische 5/15/84:

p/d - 02-7095* Lic., Snake R.

plu - 57-2332* Lic., gw

57-7176 permit, un. drain ✓
Lic.

57-2332 - Lic., gw, N $\frac{1}{2}$ SE for 50 acres

Recommend R16 (4.5 AF) ✓

57-7176 - Lic., un. drain, no overlap

routed to data entry for
correction. ✓

02-7367 - permit, Snake, different AL

p/d, no overlapping lands -

no overlap. exam not done yet.

02-7095 - Lic, Snake R., same system

per exams - see copy of exam

& Lic. attached - 1.6 cfs - no

overlapping lands. ok

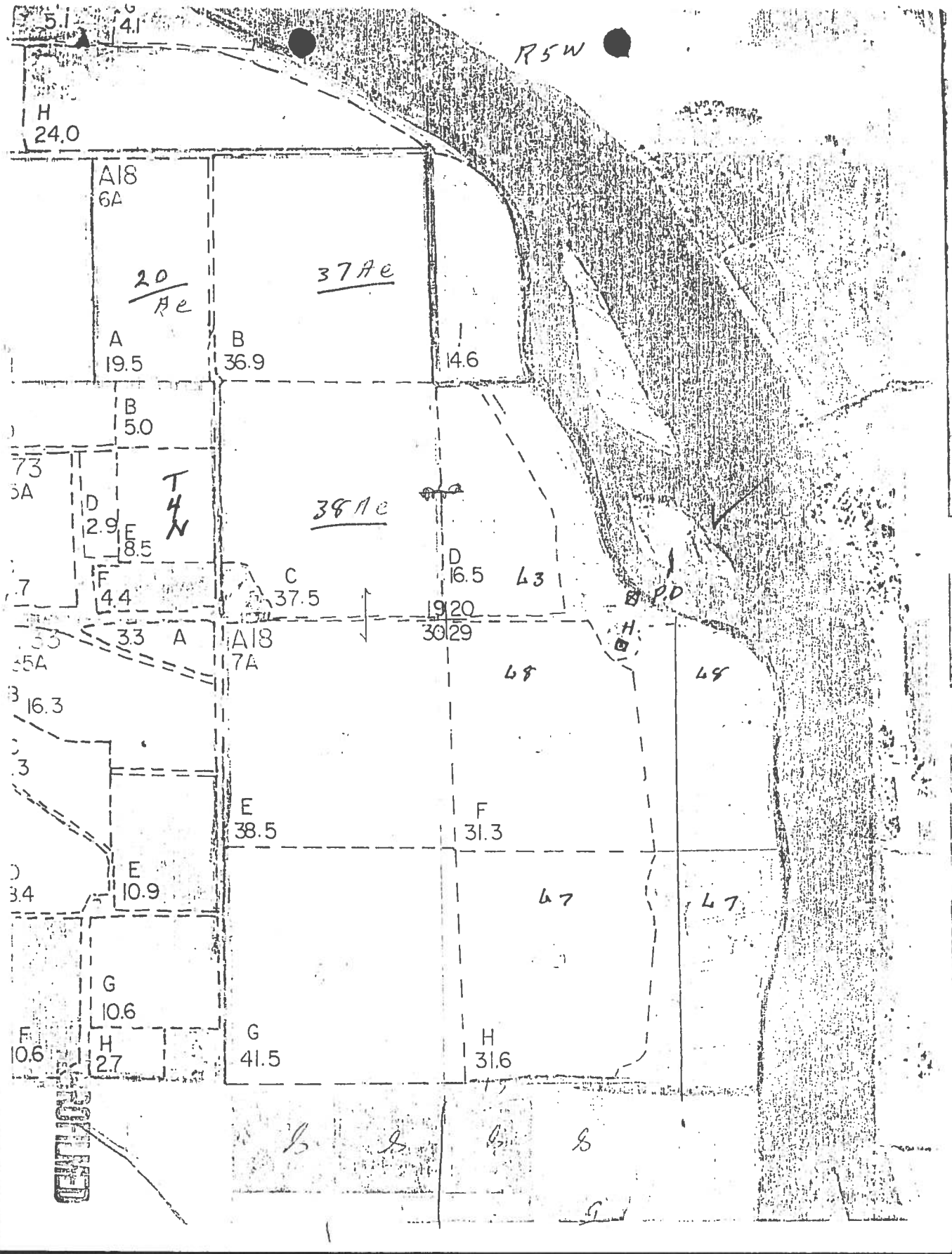
Capacity of well = 4.90 cfs

ok 1.6 Lic. 02-7095

3.3 remaining

allow 1.9 cfs for Right 02-7384 per
permit.

KW 5/13/84



Field notes and recommended follow-up action if needed:

Pump also serves right nos. 02-7095

Pump is PRIMARY source for Rt. 02-7095 But only supplemental
source for 02-7384. Pump system is setup such that a significant
Amount of water lifted from River is returned directly back to River.

If there is an overlap with other rights, the amount diverted to fill this right only is 1.9 cfs.

Booster pump 100 HP vs Electric ID # C9450-61-352 84-04350

Photo of diversion works - attach additional photos or maps as needed

Photos # 4, 5, 6 - pld (25 hp)

7 - booster pump

8 - entire diversion system

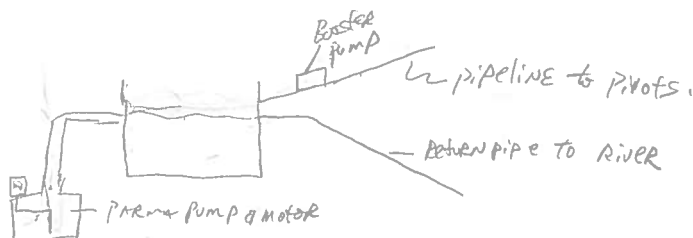


Diagram of diversion works attached (optional - for complex situation)

Signature of Inspector Tim Luke Date 7/3/92