

MAR-07-1997  
0011

1

RIGHT NUMBER:

71-10036

NAME AND ADDRESS:

ELBERTA B MC KEAN  
KELLY MC KEAN  
3730 CATALPA DR  
BOISE ID 83703

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE:

06/01/1970

POINT OF DIVERSION:

T07N R14E S27

SWNE Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
DOMESTIC 1 HOME

PERIOD OF USE  
01-01 12-31

QUANTITY  
0.04 CFS

PLACE OF USE:

DOMESTIC  
T07N R14E S27

Within BLAINE County  
SWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE  
PARCEL NO. RP005250010200  
PROPERTY ALSO KNOWN AS LOT 20, SMILEY CREEK SUB #3  
PROPERTY ALSO KNOWN AS 113 SMILEY CREEK

Water Right Number - R71-10036

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - + + - - - - - First Name - - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
MC KEAN

ELBERTA B

1 - 3730 CATALPA DR  
2 -  
3 -  
City- BOISE  
Phone - 208-342-0698  
1 - 3730 CATALPA DR  
2 -  
3 -  
City- BOISE  
Phone - 208-342-0698

State- ID Zip- 83703

MC KEAN

KELLY

State- ID Zip- 83703

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +

06/01/1970

ERROR IN REGION

J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - Point of Diversion - - - - -

TwN Rng Sec Tract Lot Rflg County

Diversion Name

07N 14E 27 SW NE (13) BLAINE

+ - - - - Water Use - - - - -

Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +

0.040

01/01 12/31 0.040

+ - - - - Place of Use - - - - -

TwN Rng Sec Tract Lot Acres Code Description

County

07N 14E 27 SW NE 43 DOMESTIC (13) BLAINE

+ - - Diversion Means - WELL, 70', 6" CASING

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - -

EXP

PARCEL NO. RP005250010200

PROPERTY ALSO KNOWN AS LOT 20, SMILEY CREEK SUB #3

PROPERTY ALSO KNOWN AS 113 SMILEY CREEK

+ - - - - - Old Water Right Numbers - - - - -

No Old Water Right Numbers found.

500 3/6/97

+ - - - - +  
- - - - - Conditions of Approval - - - - -  
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
- DETERMINATION OF HISTORICAL BENEFICIAL USE.  
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
- GALLONS PER DAY.

4. - - Audit Fields - 07/07/92 SMITH 11/14/92 POST-STD 03/30/95 POST-STD 01/13/97 DS1-PROD

+ . . . . . -Comments- . . . . .  
Date: 01/13/1997 User Id: DS1-PROD Subject: D&S 1 HOME UPDATE  
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".  
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.  
ANY GEN REMARK CHANGED TO AN EXP REMARK.

[illegible]

JUN-28-1995  
0354

OK

1

| RIGHT<br>NUMBER | NAME & ADDRESS                                                          | PRIORITY<br>DATE | PURPOSE OF USE | PERIOD OF USE<br>FROM TO | MAXIMUM<br>QUANTITY | BASIS OF CLAIM     |
|-----------------|-------------------------------------------------------------------------|------------------|----------------|--------------------------|---------------------|--------------------|
| 71-10036        | ELBERTA B MC KEAN<br>KELLY MC KEAN<br>3730 CATALPA DR<br>BOISE ID 83703 | 06/01/1970       | DOMESTIC       | 01-01 12-31              | 0.04                | CFS BENEFICIAL USE |
|                 | NON-IRRIGATION USES:<br>DOMESTIC, 1 HOME<br>077 087M                    |                  |                |                          |                     |                    |
|                 | SOURCE: GROUNDWATER                                                     |                  |                |                          |                     |                    |
|                 | POINT OF DIVERSION:                                                     |                  |                |                          |                     |                    |
|                 | T07N R14E S27 SWNE                                                      |                  |                |                          |                     |                    |
|                 | PLACE OF USE: DOMESTIC                                                  |                  |                |                          |                     |                    |
|                 | T07N R14E S27 SWNE                                                      |                  |                |                          |                     |                    |
|                 | REMARKS: PARCEL NO. RP005250010200                                      |                  |                |                          |                     |                    |
|                 | PROPERTY ALSO KNOWN AS LOT 20, SMILEY CREEK SUB #3                      |                  |                |                          |                     |                    |
|                 | PROPERTY ALSO KNOWN AS 113 SMILEY CREEK                                 |                  |                |                          |                     |                    |
|                 | TOTAL QUANTITY:                                                         |                  |                |                          | 0.04                | CFS                |

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: A71-10036  
Date Received: 8/10/1988  
Receipt No: C003663 *Rax*  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: KELLY MC KEAN 208-342-0698  
Address: 3730 CATALPA DR.  
BOISE, ID 83703

OR  
Name: ELBERTA B. MC KEAN 208-342-0698  
Address: 3730 CATALPA DR.  
BOISE, ID 83703

2. Date of Priority: JUN 01, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 07N      | 14E   | 27      |        | SW     | NE     |     | BLAINE |

5. Description of diverting works:  
WELL, 70', 6" CASING

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.040  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
D/1 CABIN

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 07N      | 14E   | 27      | SW NE      |     | DOMEST |       |

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
SMILEY CK. SUBD #3, LOT 20.

15. Basis of Claim: BENEFICIAL USE

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: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

**MICROFILMED**  
**MAR 17 1993**

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

Date Received

Receipt Number

771-10036  
8/10/1988  
C003663  
Hd. Copy #49001

NOTICE OF CLAIM  
TO A  
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) KELLY MCKEAN & ELBERT B. MCKEAN Phone (208) 342-0698

Mailing Address 3730 CATALPA DRIVE, BOISE, ID Zip 83703

2. Date of Priority (Only one (1) per claim) JUNE 1, 1970

3. Source of water supply (a) GROUNDWATER  
which is tributary to (b) \_\_\_\_\_

4. Location of point of diversion is: Township 07N Range 14E

Section 22, 1/4 of SW 1/4 of NE 1/4, Govt. Lot \_\_\_\_\_, B.M.,

County of BLAINE

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),  
including the dates of any changes or enlargements in use the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. DRILLED WELL, APPROX 70' DEPTH,  
6" CASING WITH PUMP & PIPE LINE TO CABIN; FANCT ON OUTSIDE  
WALL OF CABIN.

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For DOMESTIC purposes from 1/1 (Both dates are inclusive) to 12/31 amount .04 cfs (cfs)

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

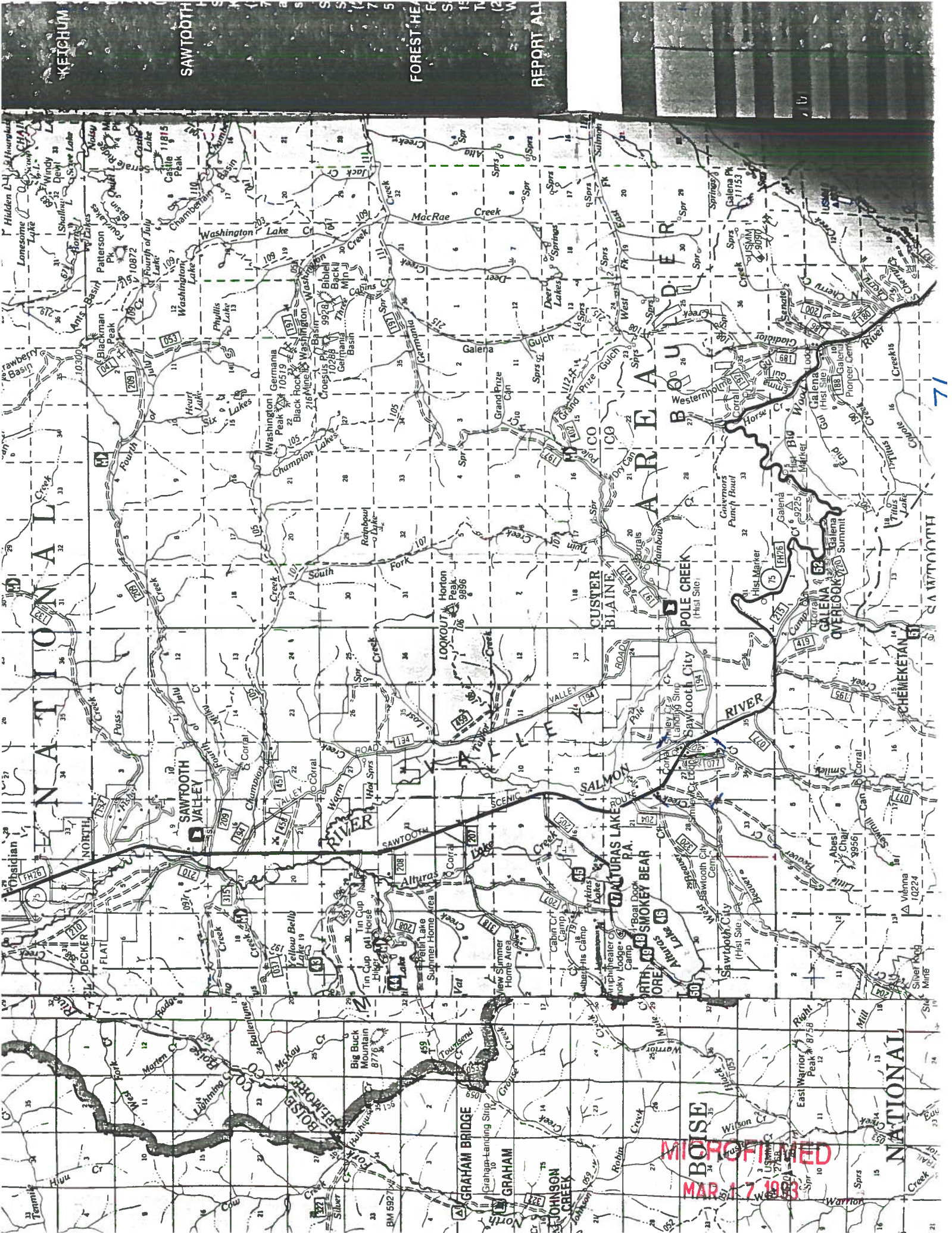
7. Total quantity claimed .04 cfs (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of  
livestock) DOMESTIC FOR ONE RECREATIONAL CABIN

MICROFILMED

MAR 17 1993



KEICHUM  
SAWTOOTH  
FOREST  
REPORT ALL

71

MICROFILMED  
MAR 17 1983

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |
| 07N | 14E | 27  |        |       | D     |       |        |       |       |       |        |       |       |       |        |       |       |       |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |

11. In which county (ies) are lands listed above as place of use located? BLAINE

12. Do you own the property listed above as place of use? Yes ☒ No ☐  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: IRIGATION R. 71-7062 FROM SMILEY CK CLAIMED & DOMESTIC FOR ANOTHER  
CABIN CLAIMED

THIS RT IS USED ON LT 20, SMILEY CK SWAP. #3

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐  
Decree ☐

If applicable provide IDWR Water Right Number \_\_\_\_\_

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Larry Mc Kean Date 8-10-88

Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing  
Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_

Date

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 10<sup>th</sup> day of August 19 88

SEAL

Notary Public Gene Billings

Residing at Caldwell, Id

My Commission Expires 3/21/94

Last Name Mc Kean Ident No. \_\_\_\_\_

Copies White-State, Yellow-Claimant

MICROFILMED

MAR 17 1993

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | YES                                     | NO                       |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|--------------------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 2. Is a priority date entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?<br>A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS. |                                         |                          |
| 3. (a) Is a source entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | N/A <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 5. Is there a description of the diverting works?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.                                                                                                                                                                                                                                                                                                                      | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| Is the period of use included?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| Is a quantity claimed for each use?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 8. If required is a consumptive use entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | N/A <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is the consumptive use correct?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | N/A <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4.                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 10. Is (are) the place(s) of use entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 13. Are other water rights listed or "none" checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                                                                                                                                                                                                                                                                                                                          | N/A <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 15. Is the basis of the claim checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| 16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| Is the fee enclosed correct?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |
| If this claim is based on an existing water right, has the identification number been entered?                                                                                                                                                                                                                                                                                                                                                                                                                                   | N/A <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Should this claim be receipted and data entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/>     | <input type="checkbox"/> |



