

FEB-13-1997  
0004

1

RIGHT NUMBER: 72-10182

NAME AND ADDRESS:  
MARLA G MC GOWAN  
JAMES A MC GOWAN  
HC 63 BOX 1530  
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/01/1982

POINT OF DIVERSION: T14N R19E S16 SWSW Within CUSTER County

PURPOSE AND  
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
DOMESTIC 1 HOME 01-01 12-31 0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County  
T14N R19E S16 SWSW

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. RP14N19E166050A

VERIFIED BY *KKC* 2-13-97

**IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT**

| OWNER CODE | NAME & ADDRESS | PRIORITY DATE | WATER USE | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|------------|----------------|---------------|-----------|--------------------|----------------|------------------|
|------------|----------------|---------------|-----------|--------------------|----------------|------------------|

| PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------|-----------------------|-------------------|---------------------|
| 04/01/1982       | DOMESTIC  | 01-01 12-31           | 0.04 CFS          |                     |
| TOTAL DIVERSION: |           |                       | 0.04 CFS          |                     |

**Tributary to:**

**CUSTER County**

SE

ESSE ESMS

**Lt Ac Lt Ac :**

0  
0  
0  
1  
1  
  
0  
0  
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1  
1

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631-19

VERIFIED BY KAC 2-10-97

P25

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: A72-10182

Date Received: 12/4/89

Receipt No: M00 5296

Received By: TO

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: MARLA G. MC GOWAN 208-879-4301  
Address: HC 63, BOX 1530  
CHALLIS, ID 83226

AND/OR

Name: JAMES A. MC GOWAN 208-879-4301  
Address: HC 63, BOX 1530  
CHALLIS, ID 83226

2. Date of Priority: APR 01, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 14N      | 19E   | 16      | SW     | SW     | SW     |     | CUSTER |

5. Description of diverting works:  
WELL, 2 HP PUMP

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:  
-

# WARRANTY DEED

For Value Received GARY D. HENDERSON AND G. KAYE HENDERSON, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto JAMES A. McGOWAN and KLA McGOWAN, husband and wife

the grantees, whose current address is HC 63 Box 1510, Challis, Idaho 83226

the following described premises, in Custer County, Idaho, to-wit:

A parcel of land situated in Section 16, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of said Section 16, a 1" hex drill steel; thence South 89°23'30" East along the South boundary of said Section 16 a distance of 748.00 feet to a 1/2" bar, the TRUE POINT OF BEGINNING; thence North 0°36'26" East a distance of 480.04 feet to a 1/2" bar; thence South 89°23'30" East a distance of 200.48 feet to a 5/8" bar; thence South 1°20'55" West a distance of 480.08 feet to a point on the South boundary of said Section 16, a 5/8" bar; thence North 89°23'30" West a distance of 194.27 feet to the True Point of Beginning.

This parcel is subject to a 15 foot road easement along the South boundary.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they the owners in fee simple of said premises; that they are free from all incumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 17 day of November, 1989.

X GARY D. HENDERSON

X G. KAYE HENDERSON

STATE OF IDAHO  
COUNTY OF

On this 17 day of November, in the year 1989, before me, a Notary Public, personally appeared Gary D. Henderson and G. Kaye Henderson, husband and wife, known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing at Challis, Idaho.

Commission Expires: 3/12/92

STATE OF IDAHO, COUNTY OF Custer

I hereby certify that this instrument was filed for record at the request of Custer County Little

at 59 minutes past 3:00 o'clock PM.,  
this 20 day of November, 1989, in my office, and duly recorded in Book of Deeds at page

Ethel M. Beck  
Ex-Officio Recorder

By Jauna Tyler Deputy.

Fees \$ 3.00  
Mail to: CCT

Chicago Title Insurance  
Company of Idaho

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 14N      | 19E   | 16      | SW SW      |     | DOMEST |       |

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:  
72-4179, 72-4180.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s) Marea McGowan

(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): Marea McGowan Date: 12-4-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 4<sup>th</sup> day  
of December 19 89

Anthony J. O'Connell  
Notary Public

Seal

Residing at Shale Falls  
My Commission Expires 9/12/1994

WATER RIGHT NUMBER - A72-10182

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

[illegible]

\*\*\* C - CURRENT OWNER \*\*\*  
\*\*\* MC GOWAN \*\*\*

HARLA G.

1 - HC 63, BOX 1530

2

3

CITY- CHALLIS

PHONE - 208-879-4301

1 - HC 63, BOX 1530

2

1

CITY- CHALLIS

PHONE - 208-879-4301

STATE- ID ZIP- 83226

STATE- ID ZIP- 83226

+ - - PRIORITY DATE - - +  
04/01/1982

+ - - - REGION - - - +  
17 SOUTHERN

|                | + | - | - | - | - | + |
|----------------|---|---|---|---|---|---|
| STAGE          |   |   |   |   |   |   |
| BENEFICIAL USE |   |   |   |   |   |   |

| STATUS | - | - | - | - | + |
|--------|---|---|---|---|---|
|--------|---|---|---|---|---|

+ - - - - SOURCE - - -  
GROUNDWATER

+ - - - - - TRIBUTARY

[illegible]

|     |     |    |       |        |
|-----|-----|----|-------|--------|
| 14N | 19E | 16 | SW SW | CUSTER |
| 14N | 19E | 16 | SW SW | CUSTER |

43 - DOMESTIC

01/01

12/31

0.040

[illegible]

| TWN | RNG | SEC | TRACT | LGT | ACRES | CODE | DESCRIPTION     | COUNTY  |
|-----|-----|-----|-------|-----|-------|------|-----------------|---------|
| 14N | 1E  | 36  | 1     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 2     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 3     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 4     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 5     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 6     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 7     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 8     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 9     | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 10    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 11    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 12    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 13    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 14    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 15    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 16    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 17    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 18    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 19    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 20    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 21    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 22    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 23    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 24    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 25    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 26    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 27    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 28    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 29    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 30    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 31    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 32    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 33    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 34    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 35    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 36    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 37    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 38    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 39    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 40    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 41    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 42    | 100 | 1.00  | 000  | 100' X 100' LOT | CLATSOP |
| 14N | 1E  | 36  | 43    | 100 | 1.00  | 000  | 100             |         |

|     |     |     |       |
|-----|-----|-----|-------|
| 14N | 19E | 19T | MS SW |
|-----|-----|-----|-------|

43 DOMESTIC

(37) CUSTER

+ - - DIVERSION MEANS - WELL, 2 HP PUMP

|   |   |   |                    |   |          |       |
|---|---|---|--------------------|---|----------|-------|
| + | - | - | NON-IRRIGATION USE | - | domestic | house |
| + | - | - | NON-IRRIGATION USE | - | domestic | house |
| + | - | - | NON-IRRIGATION USE | - | domestic | house |

+ - - OTHER RIGHTS FOR SAME USE - 72-4179. 72-4180.

[illegible]

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+ - - - - - +
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- OLD WATER RIGHT NUMBERS - - - - -

NO OLD WATER RIGHT NUMBERS FOUND.

NO CONDITIONS OF APPROVAL FOUND.

**MICROFILMED**

NOV 01 1994

