

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 63-32537
Date Received: 10/30/2006
Receipt No: C082495
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
NOV 03 2006
DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

MC CONNEL ISLAND DITCH CO LTD Phone: (208) 722-5210
PO BOX 668
PARMA ID USA 83660

2. Date of Priority: 11/15/1986

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	05W	7	SE SE 1	CANYON	

5. Description of diverting works:

Headgate, canal and diversion.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
IRRIGATION	03/15	11/15	0.56	126

7. Total Quantity Appropriated is:
0.56 C.F.S. and/or 126 A.F.A.

8. Total consumptive use: 98

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	06W	1			IRRIGATION	
05N	06W	2			IRRIGATION	
05N	06W	11	NE	SE	IRRIGATION	10
					Section Acres	10
05N	06W	12			IRRIGATION	
06N	06W	35	SE	SW	IRRIGATION	12
					Section Acres	12
06N	06W	36	SE	SW	IRRIGATION	6
					Section Acres	6
					Total Acres	28

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used: 63-4632A - 63-4632N

14. Remarks:

Mc Connel Island Ditch Co. wishes to enlarge the claim which was made earlier because of errors in the original claim with respect to the place of use.

15. Basis of Claim: Beneficial Use

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 65-32537

Date Received 10/30/06

Receipt Number 6082495

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

Enlargement Claim

1. Name of Claimant (s) Mc Connel Island Ditch Co. LTD Phone (208) 722-5210

Mailing Address P.O. Box 668, Parma, ID Zip 83660

2. Date of Priority (Only one (1) per claim) To be determined

3. Source of water supply (a) Boise River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 05N Range 05W Section 7
SE 1/4 of SE 1/4 of 1/4, Govt. Lot, 1 B.M., County of Canyon

Additional points of diversion if any: None

b. If Instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of 1/4 of
1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Headgate, canal and diversion

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .56 or 12.6

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) .56 (cfs) and/or (b) 126 (acre feet)

8. Total consumptive use claimed is 98 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none

10. Description of place of use:

- If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
05N	06W	1																	
		2																	
		11												10					
		12																	
06N	06W	35												12					
		36												6					

Total number of acres irrigated 28

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

12. Do you own the property listed above as place of use? Yes No ☒ X
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.
WR 63-4632A-N or None ()

14. Remarks: Mc Connel Island Ditch Co. wishes to enlarge the claim which was made earlier because of errors in the original claim with respect to the place of use.

Last Name Ident No.

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 3

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

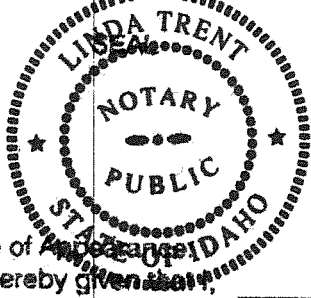
Signature of Claimant (s) _____ Date _____
 _____ Date _____

For Organizations: I do solemnly swear or affirm that I am President
 of Mc Connel Island Ditch Co. Title _____
 Organization _____ that I have signed the foregoing
 document in the space below as President of Mc Connel Island Ditch Co. LTD
 Title _____ Organization _____
 and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Rick Ketterling
 Title and Organization Rick Ketterling, President, Mc Connel Island Ditch Co. LTD Date 10/27/04

State of Idaho/of _____)
 County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 27th day of October 2004



Notary Public Linda Trent
 Residing at Payma, ID. 83660
 My Commission Expires 10/3/2009

Please Print Name

17. Notice of Appearance
 Notice is hereby given that _____ will be acting as attorney at law on behalf
 of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
 should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____



ENLARGEMENT - NOT CLAIMED
IN ERROR IN 1986

McCONNELL ISLAND DITCH COMP.

ENLARGEMENT CLAIM - POU

T6N R6W SECS. 35 & 36

MAP CALIBRATED TO

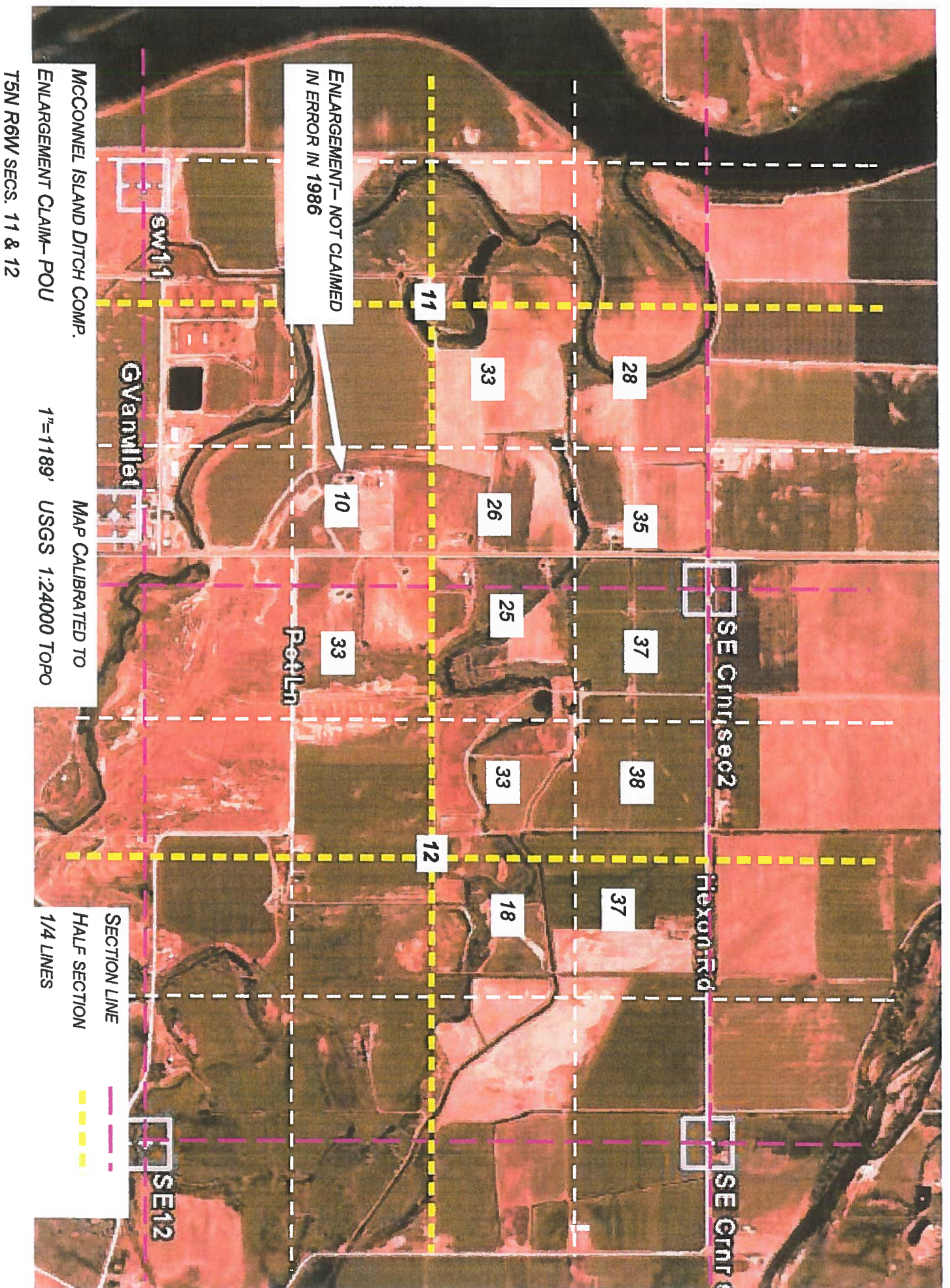
1"=936' USGS 1:24000 TOPO

SW COR 36

Old Fort Boise Rd

NE COR

SECTION LINE
HALF SECTION
1/4 LINES



Idaho Department of Water Resources Receipt

Receipt ID C082495

Payment Amount \$100.00 Date Received 10/30/2006 10:52:55 AM Region State Status 
Payment Type Check Check Number 4574

Payer AGCOM INC

Comment notice of claim to a water right

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	56103	1155



Signature Line (Dept. Representative)

11/17/2006

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

RIGHT NUMBER: 63-32537

NAME AND ADDRESS: MC CONNEL ISLAND DITCH CO LTD
PO BOX 668
PARMA ID 83660

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.560 CFS
126.000 AFY

PRIORITY DATE: 11/15/1986

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T05N R05W S7 SESE Lot 1 Within CANYON County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.560 CFS 126.00 AFY

PLACE OF USE:

28 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

This right when combined with Right Nos. 63-4632A through 63-4632N can be used to irrigate up to 1234 acres within the boundary of the McConnel Island Ditch Company.

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.

This right is based upon an enlargement of Right Nos. 63-4632A through 63-4632N pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 28 acres within the boundary of the McConnel Island Ditch Company.

11/07/2006

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

RIGHT NUMBER: 63-32537

NAME AND ADDRESS: MC CONNEL ISLAND DITCH CO LTD
PO BOX 668
PARMA ID 83660

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.560 CFS
126.000 AFY

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 11/15/1986

POINT OF DIVERSION:

T05N R05W S7 SESE Lot 1 Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15 3/1	0.560 CFS 126.00 AFY

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¹/₄ of the SE¹/₄ of the SE¹/₄, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

1234 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

Mc Connel Island Ditch Co Ltd

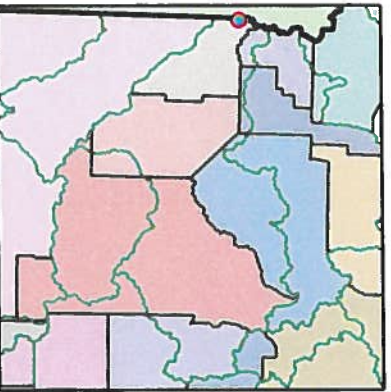


SRBA Recommendations: 63-4632A, 63-4632B, 63-4632C, 63-4632D, 63-4632E, 63-4632F, 63-4632G, 63-4632H, 63-4632J, 63-4632K, 63-4632L, 63-4632M, 63-4632N,

Service Area Boundary
GIS Place of Use Illustration

Legend

- Service Area
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by A. Warrantjes
On Tuesday, November 7, 2006
1987/88 Aerial Photography

