

11/18/2006

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

RIGHT NUMBER: 63-7423C

NAME AND ADDRESS: MICHAEL MC GLATHERY  
9892 E HWY 21  
BOISE ID 83716

ANGELA MC GLATHERY  
9892 E HWY 21  
BOISE ID 83716

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS  
0.600 AFY

The rights below are limited to a total combined diversion rate of .12 cfs:  
63-7423A, 63-7423B & 63-7423C.

PRIORITY DATE: 05/02/1971

POINT OF DIVERSION:

T02N R03E S2 NESW Within ADA County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

0.60 AFY

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC in ADA County

T02N R03E S11 Lot 2 NENW

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

This right is subject to any current well agreement among users of the well covered under this right.

Right Nos. 63-7092B, 63-7423A, 63-7423B & 63-7423C are also diverted through the point of diversion described above.

11/05/2006

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

RIGHT NUMBER: 63-7423C

NAME AND ADDRESS: MICHAEL MC GLATHERY  
9892 E HWY 21  
BOISE ID 83716

ANGELA MC GLATHERY  
9892 E HWY 21  
BOISE ID 83716

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS  
0.600 AFY

The rights below are limited to a total combined diversion rate of .12 cfs:  
63-7423A, 63-7423B & 63-7423C.

PRIORITY DATE: 05/02/1971

POINT OF DIVERSION:

T02N R03E S2 NESW Within ADA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>       | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------------|----------------------|-----------------------|
| DOMESTIC                    | 01/01 12/31          | 0.040 CFS<br>0.60 AFY |
| Domestic use is for 1 home. |                      |                       |

PLACE OF USE: DOMESTIC in ADA County

T02N R03E S11 Lot 2 NENW

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 Nos. 63-7092B, 63-7423A, 63-7423B & 63-7423C are also diverted through the point of diversion described above.

# Water Right(s)

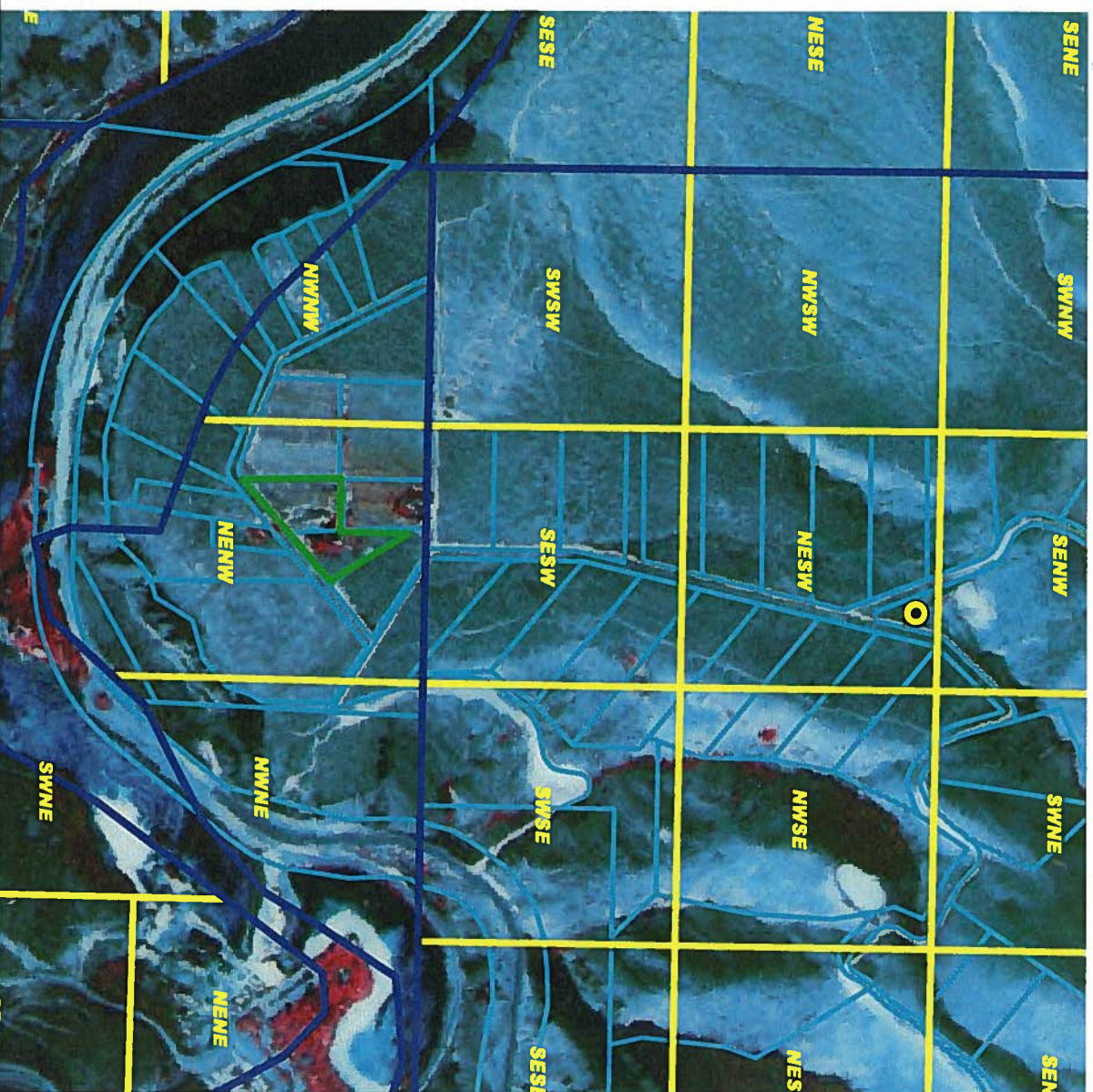
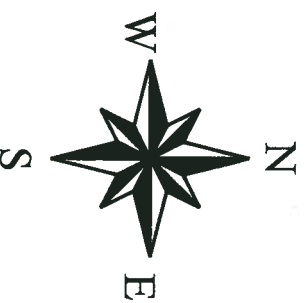
63-72423C

## IDAHO DEPT OF WATER RESOURCES

2004 Photography

Date: November, 2006

- **Point of Diversion**
- **Place of Use**
- **1/4 1/4 Lines**
- **Section Lines**



## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-7423C V1

WATER RIGHT NUMBER: 63-7423C V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                  |
|-------------------|--------------------------------------------------------------------------|
| Current Owner     | MICHAEL MC GLATHERY<br>9892 E HWY 21<br>BOISE, ID 83716<br>(208)343-9653 |
| Original Owner    | DEVELOPERS INTERNATIONAL INC<br>PO BOX 1005<br>BOISE, ID 83701           |
| Current Owner     | ANGELA MC GLATHERY<br>9892 E HWY 21<br>BOISE, ID 83716<br>(208)343-9653  |

Priority Date: 05/02/1971

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC              | 01/01 to 12/31          | 0.040 CFS             | 0.60 AF              |
|                       | <u>Total Diversion:</u> | 0.040 CFS             | 0.60 AF              |

Location of Point(s) of Diversion

|              |            |                                    |
|--------------|------------|------------------------------------|
| GROUND WATER | NE1/4SW1/4 | Sec. 2,   Twp 02N,   Rge 03E, B.M. |
| ADA County   |            |                                    |

Place of Use

DOMESTIC

| Twp | Rge | Sec | NE |    |    |    | NW  |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 02N | 03E | 11  |    |    |    |    | X   |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    | L 2 |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:

1. C18 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.
2. The rights below are limited to a total combined diversion rate of .12 cfs: 63-7423A, 63-7423B & 63-7423C.
3. Right Nos. 63-7092B, 63-7423A, 63-7423B & 63-7423C are also diverted through the point of diversion described above.

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-7423C V1

4. X01 Domestic use is for 1 home.

Remarks:Comments:

1. jshurte 11/5/2006 Irrigation use not claimed

Comment: Irrigation use was not claimed on this right, therefore, only domestic was recommended.

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag:  
 State or Federal: S  
 Owner Name Connector: AND  
 Water District Number:  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Summary        |                           |                 | 02/22/2005                | lharris         | Active        |
| Contacts       | 11/5/2006 2:27:59 PM      | jshurte         |                           |                 | Active        |
| Priority Date  | 11/5/2006 2:28:34 PM      | jshurte         |                           |                 | Active        |
| POD            | 11/5/2006 2:34:57 PM      | jshurte         |                           |                 | Active        |
| Source         | 11/5/2006 2:35:28 PM      | jshurte         |                           |                 | Active        |
| POU            | 11/5/2006 2:35:56 PM      | jshurte         |                           |                 | Active        |
| Use            | 11/5/2006 2:36:19 PM      | jshurte         |                           |                 | Active        |
| Season         | 11/5/2006 2:36:48 PM      | jshurte         |                           |                 | Active        |
| Quantity       | 11/5/2006 2:49:06 PM      | jshurte         |                           |                 | Active        |
| Summary        |                           |                 | 11/05/2006                | jshurte         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                               |
|----------------|------------------------|-----------------|-------------------------------------------------------------------------------|
| Contacts       | 11/5/2006 2:28:00 PM   | jshurte         | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: License |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-7423C V1

|         |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|---------|----------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| General | 11/5/2006 2:28:34 PM | jshurte | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required? |
| POD     | 11/5/2006 2:33:41 PM | jshurte | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POD     | 11/5/2006 2:34:58 PM | jshurte | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?<br>(Yes) 10. Is a POD remark and/or condition required?                                                                                                                                                                                      |
| Source  | 11/5/2006 2:35:28 PM | jshurte | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?<br>(No) 11. Is a Source remark and/or condition required?                                                                                                                                                                                     |
| POU     | 11/5/2006 2:35:57 PM | jshurte | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?<br>(No) 14. Is a POU remark and/or condition required?                                                                                                                                                     |
| Use     | 11/5/2006 2:36:20 PM | jshurte | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?<br>(No) 13. Is a Purpose of Use remark and/or condition required?                                                                                                                                                      |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-7423C V1

|          |                       |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|----------|-----------------------|---------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 11/5/2006 2:36:49 PM  | jshurte | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a Period of Use?</p> <p>(Yes) 5. Can the claimed Period of Use be verified using the water right file?</p> <p>(Yes) 14. Is irrigation claimed as a Purpose of Use?</p> <p>(Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?</p> <p>(No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?</p> <p>(Yes) 18. Is a Period of Use remark and/or condition required?</p>                 |
| Quantity | 11/5/2006 2:49:06 PM  | jshurte | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(Yes) 8. Does the parent right have an annual diversion volume limit?</p> <p>(Yes) 10. Is a irrigation a purpose of use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 10 - Irrigation use not claimed.</p>                                                                                                                                                                       |
| Summary  | 11/5/2006 2:49:07 PM  | jshurte | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(Yes) 5. Does this right have any combined use limits with other rights?</p> <p>(Yes) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(Yes) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p> |
| POU      | 11/5/2006 2:34:40 PM  | jshurte | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Summary  | 2/22/2005 11:31:02 AM | lharris | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p>                                                                                                                                                                                                                                                                                                                                                                                                                      |

Water Supply Bank:



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

August 3, 1999

**DIRK KEMPTHORNE**  
GOVERNOR

Re: Notice of Claim to a Water Right No. A63-07423C

**KARL J. DREHER**  
DIRECTOR

**MICHAEL MC GLATHERY**  
**ANGELA MC GLATHERY**  
9892 E HWY 21  
BOISE ID 83716

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects your change in address.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington  
Records Clerk  
Adjudication Section  
Western Region Office

DB:db

Enclosure

**Shurte, Jan**

---

**From:** Crockett, Janet  
**Sent:** Monday, August 02, 1999 3:27 PM  
**To:** Shurte, Jan  
**Subject:** RE: 63-07092 & 63-07423

Jan,

I heard from Gary this morning and will work with him in the future. Thanks so much for your help!

- Janet

-----Original Message-----

**From:** Shurte, Jan  
**Sent:** Thursday, July 29, 1999 5:13 PM  
**To:** Crockett, Janet  
**Cc:** Shurte, Jan; Tuthill, Dave  
**Subject:** 63-07092 & 63-07423

Janet:

In researching these rights I found the following:

Claim No. A63-07092 was filed on 8-4-1990 by Philip Krueger for the full amount of the original right. The original right was licensed for 1 home, .02 cfs and 1.2 afa. A change of ownership was submitted in 1991 to Ron Yanke.

Claim No. A63-07092B was filed by you and David H. Spencer on 6-21-1996. Roxanne Brown notarized the claim and you should have received a copy at that time. No further action has been taken on this claim and until that occurs we would not correspond with you on the claim. If a change of ownership had been done on the original Claim No. A63-07092 from Ron Yanke to you, then we would have notified you that the claim was changed to your name. In this case you have filed a duplicate claim - this is where two parties claim the same water right for the whole amount of the right. Once your duplicate claim was filed, Ron Yanke's claim number was changed to A63-07092A to reflect the duplicate claims. As of this date we have not received a change of ownership form from Ron Yanke to Philip Krueger for A63-07092A. Until that occurs, this claim will remain in Ron Yanke's name. The Department is not required to periodically check ownership and it is up to the new owners (or the original owners) to submit the change of ownership when the property is sold. If Ron Yanke were to submit a change of ownership and we changed the ownership to Philip Krueger we would notify the previous owner (Yanke) and the new owner (Krueger) of the name change. The Department is not required to notify neighboring owners, even if they are using the same well, unless those owners are listed on the same claim for which the ownership is filed.

Claim No. A63-07423- this claim was filed by Philip Krueger on 8-4-1990 for the full amount of the original right. The original right, 63-07423 was licensed for 3 homes at .12 cfs and 1.8 afa and 1.5 acres of irrigation at .03 cfs and 6.8 afa. A change of ownership was submitted from Krueger to Ron Yanke in 1991. This claim is still in the name of Ron Yanke. The claim number was changed to A63-07423A when the following B and C claims were filed to indicate duplicate claims filings.

Claim No. A63-07423B - this claim was filed by you and David H. Spencer on 6-21-1996 claiming 1 home for .04 cfs and 1.2 afa of the original right. You should have received a copy of this claim after Roxanne notarized it for you. During the final review of these claims, for recommendation to the Court, we will proportionately divide the original right equally amongst the homeowners, if your home is one of the original licensed under this right.

Claim No. A63-07423C - this claim was filed by Michael and Angela McGlathery on 6-21-1996 claiming 1 home for .04 cfs and 1.2 afa of the original right. During the final review of these claims it will also be recommended for a proportionate amount of the original right if it is one of the 3 homes originally licensed.

There is one other right, 63-10285, which has been licensed for the windmill well for 1 acre of irrigation. This appears to be located north of your area. This right does not require a claim filing in the Snake River Basin Adjudication since proof of beneficial use was submitted in 1990 after the commencement of the adjudication.

The claims listed above will be recommended in our 2<sup>nd</sup> report for Basin 63 for which the preliminary report is

Shurte, Jan

---

**From:** Shurte, Jan  
**Sent:** Thursday, July 29, 1999 5:13 PM  
**To:** Crockett, Janet  
**Cc:** Shurte, Jan; Tuthill, Dave  
**Subject:** 63-07092 & 63-07423

Janet:

In researching these rights I found the following:

Claim No. A63-07092 was filed on 8-4-1990 by Philip Krueger for the full amount of the original right. The original right was licensed for 1 home, .02 cfs and 1.2 afa. A change of ownership was submitted in 1991 to Ron Yanke.

Claim No. A63-07092B was filed by you and David H. Spencer on 6-21-1996. Roxanne Brown notarized the claim and you should have received a copy at that time. No further action has been taken on this claim and until that occurs we would not correspond with you on the claim. If a change of ownership had been done on the original Claim No. A63-07092 from Ron Yanke to you, then we would have notified you that the claim was changed to your name. In this case you have filed a duplicate claim - this is where two parties claim the same water right for the whole amount of the right. Once your duplicate claim was filed, Ron Yanke's claim number was changed to A63-07092A to reflect the duplicate claims. As of this date we have not received a change of ownership form from Ron Yanke to Philip Krueger for A63-07092A. Until that occurs, this claim will remain in Ron Yanke's name. The Department is not required to periodically check ownership and it is up to the new owners (or the original owners) to submit the change of ownership when the property is sold. If Ron Yanke were to submit a change of ownership and we changed the ownership to Philip Krueger we would notify the previous owner (Yanke) and the new owner (Krueger) of the name change. The Department is not required to notify neighboring owners, even if they are using the same well, unless those owners are listed on the same claim for which the ownership is filed.

Claim No. A63-07423- this claim was filed by Philip Krueger on 8-4-1990 for the full amount of the original right. The original right, 63-07423 was licensed for 3 homes at .12 cfs and 1.8 afa and 1.5 acres of irrigation at .03 cfs and 6.8 afa. A change of ownership was submitted from Krueger to Ron Yanke in 1991. This claim is still in the name of Ron Yanke. The claim number was changed to A63-07423A when the following B and C claims were filed to indicate duplicate claims filings.

Claim No. A63-07423B - this claim was filed by you and David H. Spencer on 6-21-1996 claiming 1 home for .04 cfs and 1.2 afa of the original right. You should have received a copy of this claim after Roxanne notarized it for you. During the final review of these claims, for recommendation to the Court, we will proportionately divide the original right equally amongst the homeowners, if your home is one of the original licensed under this right.

Claim No. A63-07423C - this claim was filed by Michael and Angela McGlathery on 6-21-1996 claiming 1 home for .04 cfs and 1.2 afa of the original right. During the final review of these claims it will also be recommended for a proportionate amount of the original right if it is one of the 3 homes originally licensed.

There is one other right, 63-10285, which has been licensed for the windmill well for 1 acre of irrigation. This appears to be located north of your area. This right does not require a claim filing in the Snake River Basin Adjudication since proof of beneficial use was submitted in 1990 after the commencement of the adjudication.

The claims listed above will be recommended in our 2<sup>nd</sup> report for Basin 63 for which the preliminary report is tentatively due November, 2001. We are currently working in the Payette River Basin drainage. During our review of these claims we will research the ownerships at that time to ascertain exactly which homes were covered under these rights and the proportionate amounts of water will be recommended. If you are having a water delivery problem from a well you feel is covered under these rights, please notify Gary Spackman, in writing, and someone from the regional allocation staff can conduct an investigation. If you need copies of these files, please let me know. Sincerely, Jan Shurte

**Shurte, Jan**

**From:** Crockett, Janet  
**Sent:** Thursday, July 22, 1999 12:34 PM  
**To:** Tuthill, Dave  
**Cc:** 'Dave Spencer'  
**Subject:** 63-7092 and 63-~~7523~~ 7423

Dave,

Three years ago both my neighbor and I turned in our application through the adjudication process for the above water rights to be transferred to our names. We never heard back from IDWR.

Just recently, the well was sold from Ron Yanke back to Dr. Phillip Kreuger. We were not notified, but found out when the power went out on Sunday, we lost water and my neighbor went to well house to reset the fuses and the well house was locked.

My concern is that since we never heard anything about our application for the above water rights, the water rights for the domestic use may have been transferred to Dr. Kreuger with the sale of the well. Can you help me find out what is going on with the above water rights?

Also, the county/post office has changed our mailing addresses lately and is insisting that the new address be used asap. For IDWR water right records, our new addresses are as follows:

David Spencer and Janet Crockett  
9800 East Highway 21  
Boise, ID 83716

Mike and Angela McGlathery  
9892 East Highway 21  
Boise, ID 83716

Thanks very much,

Janet Crockett

## MEMORANDUM

DATE: March 5, 1996  
TO: Files 63-07092, 63-07423, & 63-10285  
FROM: Cindy Zimmerman  
SUBJECT: Conversation with Janet Crockett

---

Janet Crockett (from groundwater monitoring section) visited in my office today. Janet was searching for the water rights appurtenant to her home and irrigation of about an acre within Rimrock Ranch Subdivision.

Janet shares a well with Mike McGlathery. The licensing amendment on 63-10285 (in the name of Rimrock Ranches) was mailed to Mike's address. Janet was wondering if this right went to their well. After looking into the file, Janet concluded that this well, the 'windmill well', was not the same 'common' well that serves their homes.

There is a total of 4 homes built in the Rimrock Ranch Subdivision. The 'common' well that serves Janet and Mike's home is located on or near the line between SENW and NESW, S02, T02N, R03E. A search of the database revealed two licenses, 63-07092 and 63-07423, with a p/d in NESW. 63-07092 is for 1 home; 63-07423 is for 3 homes and 1 1/4 acres irrigation. The p/u for both licenses is identified as in NESW. Janet states that at no time has there been structures or irrigation within the NESW.

Janet's home was the first house built in the subdivision. Originally it was served by its own well located next to the house. When that well became less productive, service was hooked onto the 'common' well. The common well was drilled in the early 1970's and originally served 3 homes but now serves 2 homes. The homes served by the 'common' well were originally owned by the Steeles, the Kruegers, and the Underwoods. Janet now owns the Steele house, McGlathery owns the Krueger house, and Knapps owns the Underwood house. These homes, per 1975 orthophotoquad & 1972 topographic maps, are located within Lot 2 (NENW), S11, T02N, R03E. File 63-07423 contains a letter dated 8/23/85 from Underwoods to the department identifying that the license was the subject of a lawsuit between the Underwoods and the Knapps. Janet suspects that 63-07423 is for the three homes located in Lot 2 (NENW), S11. Recently, the Knapps have removed their home from the common system and have developed their own well.

The fourth home is located within the NWSE, S02, T02N, R03E. Janet is not sure if this home has its own well.

-continued-

Crockett Conversation

March 5, 1996

Page 2

A search of the adjudication database identified claims filed on 63-07092 & 63-07423 by Ronald & Linda Yanke, and a beneficial use claim filed by Knapps.

A warranty deed from Ronald & Linda Yanke is attached to the file both 63-07092 and 63-07423. Janet stated that the Yanke's do not own any of the 4 homes developed within the subdivision but do own the 'common' well lot and other building lots. The Yanke's are party to the 'common' well agreement. Janet does not know if the Yanke's building lot has been stubbed in.

Janet will be researching the history of water use in the subdivision to confirm that her house is served by 63-07423 and possibly 63-07092.

## Adjudication Claim Report 63-7423C

| <u>Owner Type</u> | <u>Name and Address</u>                                                  |
|-------------------|--------------------------------------------------------------------------|
| Current Owner     | MICHAEL MC GLATHERY<br>9892 E HWY 21<br>BOISE, ID 83716<br>(208)343-9653 |
| Original Owner    | DEVELOPERS INTERNATIONAL INC<br>PO BOX 1005<br>BOISE, ID 83701           |
| Current Owner     | ANGELA MC GLATHERY<br>9892 E HWY 21<br>BOISE, ID 83716<br>(208)343-9653  |

**Status:** Active

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC              | 1/01 to 12/31           | 0.040 CFS             | 1.20 AF              |
|                       | <u>Total Diversion:</u> | 0.040 CFS             |                      |

|                            |            |                                 |
|----------------------------|------------|---------------------------------|
| GROUND WATER<br>ADA County | NE1/4SW1/4 | Sec. 2, Twp 02N, Rge 03E, B.M.  |
| GROUND WATER<br>ADA County | L2 ()      | Sec. 11, Twp 02N, Rge 03E, B.M. |

## DOMESTIC

| Twp | Rge | Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           |               |
|-----|-----|-----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|---------------|
|     |     |     | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>Totals</u> |
| 02N | 03E | 11  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |               |

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7423

WATER RIGHT NUMBER: 63-7423

| <u>Owner Type</u> | <u>Name and Address</u>                                                                                            |
|-------------------|--------------------------------------------------------------------------------------------------------------------|
| Original Owner    | DEVELOPERS INTERNATIONAL INC<br>PO BOX 1005<br>BOISE, ID 83701                                                     |
| Current Owner     | RONALD C YANKE<br>C/O RICHARD D HEATON ESQ<br>4414 S GEKELER LN<br>PO BOX 5405<br>BOISE, ID 83705<br>(208)342-8901 |
| Current Owner     | LINDA L YANKE<br>C/O RICHARD D HEATON ESQ<br>4414 S GEKELER LN<br><br>BOISE, ID 83705<br>(208)342-8901             |

Priority Date: 05/02/1971

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| DOMESTIC              | 1/01 to 12/31           | 0.120 CFS             | 1.80 AF              |
| IRRIGATION            | 5/01 to 10/30           | 0.030 CFS             | 6.80 AF              |
|                       | <u>Total Diversion:</u> | 0.120 CFS             | 8.60 AF              |

Location of Point(s) of Diversion

|              |            |                                    |
|--------------|------------|------------------------------------|
| GROUND WATER | NE1/4SW1/4 | Sec. 2,   Twp 02N,   Rge 03E, B.M. |
| ADA County   |            |                                    |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW  |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|-----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE  | NW | SW | SE | NE | NW | SW | SE |        |
| 02N | 03E | 2   |    |    |    |    |    |    |    |    | 2.0 |    |    |    |    |    |    |    | 2.0    |

Total Acres: 2

DOMESTIC same as IRRIGATION

1. General AC. IRR.=1.5.

State of Idaho  
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7423 Priority May 2, 1971 Amount 0.12 cfs

THIS IS TO CERTIFY, that Developers International, Inc.  
of Boise, Idaho, has complied with the terms and conditions of Permit  
No. 63-7423 issued pursuant to Application for Permit dated April 28, 1971,  
and has submitted proof to the Department of Water Administration on July 5, 1973 (late proof),  
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 0.12 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use &  
established a right to use water as follows:

| Beneficial Use         | Period of Use                        | Rate of Diversion      | Annual Volume           |
|------------------------|--------------------------------------|------------------------|-------------------------|
| Domestic               | from <u>Jan. 1</u> to <u>Dec. 31</u> | at <u>0.12</u> cfs and | <u>1.8 acre feet</u>    |
| Irrigation             | from <u>May 1</u> to <u>Oct. 30</u>  | at <u>0.03</u> cfs and | <u>6.8 acre feet or</u> |
|                        | from _____ to _____                  | at _____ cfs and       | <u>4.5 af per acre</u>  |
| (both dates inclusive) |                                      |                        |                         |

Subject, however, to the condition that no more than 0.12 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  
8.6 acre feet per year and water to be diverted within the NE 1/4 SW 1/4 of Sec. 2,  
Twp. 2 N, Rng. 3 E, B. M. in the County of Ada

Description and location of place of use:

| Twp. | Range | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4       |        |        |        | SE 1/4 |        |        |        | Totals |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | 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 |        |
| 2N   | 3E    | 2    |        |        |        |        |        |        |        |        | 1 1/2        |        |        |        |        |        |        |        | 1 1/2  |
|      |       | 2    |        |        |        |        |        |        |        |        | X (domestic) |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |        |

Total number of acres irrigated 1 1/2

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho  
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of  
February, 19 74.

[Signature]  
Director

63 7423

# DEPARTMENT OF WATER ADMINISTRATION

## FIELD REPORT

yam: water Hill  
Hw al to Luct peak  
could be 2k up right 2 mi  
well house located

1. Name of permit holder Developers International, Inc.  
Post office address P. O. Box 1005, Boise, Idaho 83701 Phone \_\_\_\_\_  
Person to contact E. B. Steel Phone 343-4023

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:

Amount 0.2 c.f.s. for domestic (25 families)  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31  
(mo.-day) inclusive (mo.-day)

Amount 0.2 c.f.s. for irrigation  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from May 1 to Oct. 30  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
\_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

Permit No. 63-7423  
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.4 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2N N/S, Range 3E E/W, B.M., Section 2, Subdivision NE 1/4 SW 1/4, Ada County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 County

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: 6" - 10 hp submersible pump; well casing 6". Depth of well 410'.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

| TWP.      | RANGE     | SEC.     | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4       |        |        |        | SE 1/4 |        |        |        | TOTALS    |
|-----------|-----------|----------|--------|--------|--------|--------|--------|--------|--------|--------|--------------|--------|--------|--------|--------|--------|--------|--------|-----------|
|           |           |          | 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>2N</u> | <u>3E</u> | <u>2</u> |        |        |        |        |        |        |        |        | X (domestic) |        |        |        |        |        |        |        | <u>25</u> |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |
|           |           |          |        |        |        |        |        |        |        |        |              |        |        |        |        |        |        |        |           |

63 7423

TOTAL ACREAGE

25

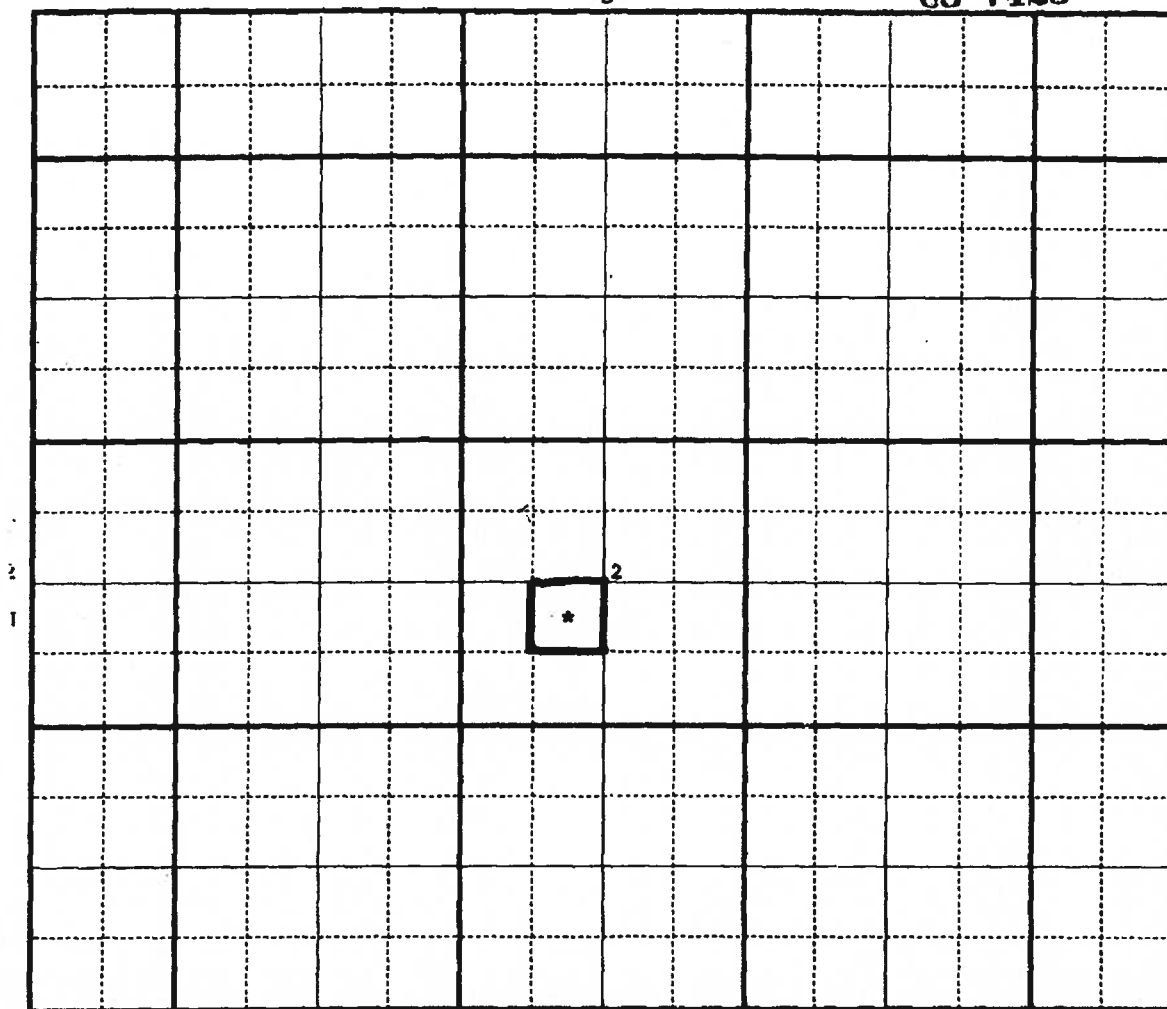


Diagram of System

DATE OF EXAM 26 July 23

ACREAGE  
Found \_\_\_\_\_  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE  
Irrigation Q = .12 c.f.s. V = 5.25 AF/Ann. from 4-1 to 10-3  
Domestic Q = .12 c.f.s. V = 2.80 AF/Ann. from 1-1 to 12-31  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

$$\begin{array}{r} .6 \\ .6 \\ 1.2 \\ 1.5 \\ 1.5 \\ 3.3 \\ 3.3 \end{array}$$

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Total Q measured .12 Method of measurement calculated

Total Q recommended .12 cfs Meter No. 12345 Condition \_\_\_\_\_

Total V recommended 2.05 AF/Ann

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:

Calculated - flow meter not needed  
one had been installed however well produced  
a good flow and meter would not  
work well. Pumping 20 gpm to a well didn't produce  
as anticipated

SYSTEM DESCRIPTION:

450' well cased to 410' casing w/ 10HP submersible  
pump to 500 gal hydrocell

REMARKS:

System in operation at time of exam supply  
well for domestic household w/ lawn irrigation  
as of this date at time of exam  
irrigation is for 5 acres per domestic lot

Examiner's Signature [Signature] Date 26 July 23

Checked by \_\_\_\_\_ Date \_\_\_\_\_

Approved by \_\_\_\_\_ Date \_\_\_\_\_

# Receipt Details for ID C036048

| Status | Adjustment Type     | Version |
|--------|---------------------|---------|
|        | Water Right Receipt | 1       |

**General Information:**

| Date Received       | Date Deposited | Region               | Total Amount | Payment Type |
|---------------------|----------------|----------------------|--------------|--------------|
| 7/8/1996 1:59:01 PM | 7/8/1996       | State                | \$25.00      | Cash         |
| Payer               |                | MC GLATHERY, MICHAEL |              |              |

**Account Information:**

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
|                      |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** ADJUDICATION FILING FEE**Fee Detail:**

| Amount  | Description             | PCA   | Fund | Fund Detail | Subsidiary | Object |
|---------|-------------------------|-------|------|-------------|------------|--------|
| \$25.00 | ADJUDICATION FILING FEE | 41503 | 337  | 0           | 0          | 1155   |

**Refund(s):**

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|

**Water Right Information:**

| Basin Number | Sequence Number | Split Suffix | Amount  | Type  |
|--------------|-----------------|--------------|---------|-------|
| 63           | 7423            | C            | \$25.00 | Claim |

[Print Report](#)



## Ada County Assessor Land Records/GIS

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### Property Search

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## Residential Characteristics for Parcel S1611212350

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Year Built: 1971  
 Year Remodel: 0  
 Number of Bedrooms: 5  
 Number of Bathrooms: 3.5  
 Number of FirePlaces: 2  
 Air Conditioning: Y  
 Car Storage Sq Ft #1: 816  
 Car Storage Sq Ft #2: 2775  
 General Purpose Building Sq Ft: 0  
 Porch Sq Ft: 40  
 Deck Sq Ft: 806  
 Deck Covered: N  
 Patio Sq Ft: 80  
 Patio Covered: N  
 Pool Sq Ft: 0  
 Total Sq Ft: 3857  
 Main Floor Sq Ft: 1568  
 Upper Floor Sq Ft: 813  
 Finished Lower Floor Sq Ft: 0  
 Unfinished Lower Floor Sq Ft: 0  
 Finished Basement Floor Sq Ft: 1476  
 Unfinished Basement Floor Sq Ft: 0  
 Finished Attic Sq Ft: 0  
 Unfinished Attic Sq Ft: 0

Year Built: 1975  
 Year Remodel: 0  
 Number of Bedrooms: 2  
 Number of Bathrooms: 1.0  
 Number of FirePlaces: 0  
 Air Conditioning: Y  
 Car Storage Sq Ft #1: 0  
 Car Storage Sq Ft #2: 0  
 General Purpose Building Sq Ft: 0  
 Porch Sq Ft: 0  
 Deck Sq Ft: 0  
 Deck Covered: N  
 Patio Sq Ft: 0  
 Patio Covered: N  
 Pool Sq Ft: 0

→ GUEST HOUSE

|                                  |     |
|----------------------------------|-----|
| Total Sq Ft:                     | 572 |
| Main Floor Sq Ft:                | 572 |
| Upper Floor Sq Ft:               | 0   |
| Finished Lower Floor Sq Ft:      | 0   |
| Unfinished Lower Floor Sq Ft:    | 0   |
| Finished Basement Floor Sq Ft:   | 0   |
| Unfinished Basement Floor Sq Ft: | 0   |
| Finished Attic Sq Ft:            | 0   |
| Unfinished Attic Sq Ft:          | 0   |

---

Contact Us | Disclaimer

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: **A63-07423C**  
Date Received: 7/ 8/1996  
Receipt No: C036048  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

1. Name: MICHAEL MC GLATHERY  
Address: 9892 E HWY 21  
BOISE ID

83716

208-343-9653

AND/OR

Name: ANGELA MC GLATHERY  
Address: 9892 E HWY 21  
BOISE ID

83716

208-343-9653

2. Date of Priority: MAY 2, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 02N      | 03E   | 2       | NE     | SW     |     |     | ADA    |
|          |       | 11      |        |        |     | 2   | ADA    |

5. Description of diverting works:

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 |      | 1.20   |

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:

DOMESTIC, 1 HOME, 1 GUEST HOME

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 02N      | 03E   | 11      |            | 2   | DOMEST |       |

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT REQUEST. DB 8/3/99.

15. Basis of Claim: LICENSE

RECEIVED

JUL 12 1996

WATER RESOURCES  
WESTERN REGION

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: **A63-07423C**  
Date Received: 6/21/1996  
Receipt No: C036048  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: MICHAEL MC GLATHERY  
Address: HC 33 BOX 1023  
BOISE ID

83706

208-343-9653

AND/OR

Name: ANGELA MC GLATHERY  
Address: HC 33 BOX 1023  
BOISE ID

83706

208-343-9653

2. Date of Priority: MAY 2, 1971

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 02N      | 03E   | 2       |        | NE     | SW  |     | ADA    |
|          |       | 11      |        |        |     | 2   | ADA    |

5. Description of diverting works:

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 |      | 1.20   |

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:

DOMESTIC, 1 HOME, 1 GUEST HOME

MICROFILMED  
OCT 07 1996

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 02N      | 03E   | 11      |            | 2   | DOMEST |       |

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

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: **A63-07423C**  
Date Received: 6/21/1996  
Receipt No: CD36048  
Received By: RMF

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name: MICHAEL MC GLATHERY 208-343-9653  
Address: HC 33 BOX 1023  
BOISE ID 83706

AND/OR

Name: ANGELA MC GLATHERY 208-343-9653  
Address: HC 33 BOX 1023  
BOISE ID 83706

2. Date of Priority: MAY 2, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 02N      | 03E   | 2       |        | NE     | SW     |     | ADA    |
|          |       | 11      |        |        |        | 2   | ADA    |

5. Description of diverting works:

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  |      | 1.20   |

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:  
DOMESTIC, 1 HOME, 1 GUEST HOME

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use    | Acres |
|----------|-------|---------|------------|-----|--------|-------|
| 02N      | 03E   | 11      |            | 2   | DOMEST |       |

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

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): Michael R. McElathay Date: 7/8/96  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 8TH day  
of July 19 96 Raymond McElathay  
Notary Public

Residing at Boise, ID.  
My Commission Expires 5/16/2003

