

APR 28 1999

PAGE 1

CERTIFICATE OF MAILING

I certify that on 4-26-99 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

SUE MCCLUSKY
DR DAVID A MCCLUSKY
123 FILLMORE ST
TWIN FALLS ID 83301-5207
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Sandy Egbert
Signature of person or attorney mailing the form

RIGHTS FROM: SOURCE: SPRING

RIGHT NUMBER: 37-02646

NAME & ADDRESS: SUE MCCLUSKY
DR DAVID A MCCLUSKY
123 FILLMORE ST
TWIN FALLS ID 83301-5207

SOURCE: SPRING

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/28/1960

POINT OF DIVERSION: T05N R17E S15 NWSW Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE: STOCKWATER Within BLAINE County
T05N R17E S15 NWNEDOMESTIC Within BLAINE County
T05N R17E S15 NWNE

OTHER PROVISIONS 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. 05N170107870
STOCKWATER, 2 HORSES

AJ0749NP
No. 37-02646

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/05/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SUE MCCLUSKY	12/28/1960	STOCKWATER	01-01 12-31	0.020 CFS	
C	DR DAVID A MCCLUSKY		DOMESTIC	01-01 12-31	0.020 CFS	
	123 FILLMORE ST					
	TWIN FALLS ID 833015207					
	(208) 734-7652			TOTAL DIVERSION:	0.020 CFS	

Water Source: SPRING

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05N R17E S15

NWSW

BLAINE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05N	17E	15	:																
			:																

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
05N	17E	15	:																
			:																

POU County: BLAINE

Non-Irrigation Uses: 1 HOME

Other Rights: A37-11352

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.

Remarks: EXP PARCEL NO. 05N170107870
STOCKWATER, 2 HORSES

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. 37-02646

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/05/99
PAGE: 2

=====

Comments: Date: 10/31/1993 User-ID: DUNN1 Subject: COPIED FROM REMARKS
P/U A PORTION OF H.E.S. 123 IN UNSURVEYED T5N, R17E ALSO KNOWN
AS LOT 3 IN THE GRAHAM TRACT.

Date: 02/05/1999 User-ID: CTIMM Subject: COPIED FROM REMARKS
PROPERTY ALSO KNOWN AS 13546 STATE HWY 75

Date: 04/05/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 04/05/99 SSHERMAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 18, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DR DAVID A AND SUE MC CLUSKY
123 FILLMORE ST
TWIN FALLS ID 83301-5207

cc: W. A. T.

RE: Snake River Basin Adjudication (SRBA)
Water Rights #37-02646 & 37-11352

RECEIVED

APR 02 1999

Dear Water Right Holders:

*Records changed,
NCAAP prepared. 4/5/99*

Department of Water Resources

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by March 31, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

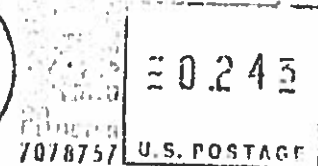
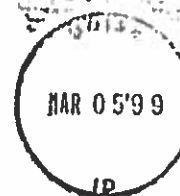
Sue McCluskey
Claimant Signature *[initials]*

734-7652
Telephone No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

37-02646
SUE MCCLUSKY
DR DAVID A MCCLUSKY
1240 EVERGREEN DR
TWIN FALLS ID 83301

MCCL240 833012005 1298 05 03/06/99
FORWARD TIME EXP RTN TO SEND
MCCLUSKY
123 FILLMORE ST
TWIN FALLS ID 83301-5207

RECEIVED
MAR 10 1999

Department of Water Resources

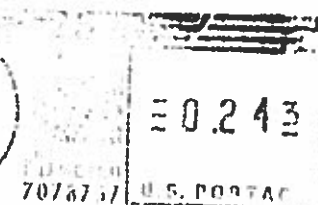
AUTO 8372040938 83301



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



IMPORTANT WATER RIGHT INFORMATION

37-11352
SUE MCCLUSKY
DR DAVID A MCCLUSKY
1240 EVERGREEN DR
TWIN FALLS ID 83301

MCCL240 833012017 1298 08 03/10/99
FORWARD TIME EXP RTN TO SEND
MCCLUSKY
123 FILLMORE ST
TWIN FALLS ID 83301-5207

RECEIVED
MAR 12 1999

Department of Water Resources

AUTO 8372040938 83301



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: A37-02646
Date Received: 9/19/1988
Receipt No: S002283
Received By: AD

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: SUE MCCLUSKY
Address: 1240 EVERGREEN DRIVE 208-734-7652
TWIN FALLS, ID 83301
AND/OR
Name: DR. DAVID A. MCCLUSKY
Address: 1240 EVERGREEN DRIVE 208-734-7652
TWIN FALLS, ID 83301

2. Date of Priority: DEC 28, 1960

3. Source: SPRING Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	15	NW	SW			BLAINE

5. Description of diverting works:
SPRING BOX, PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 CABIN, S/2 HORSES

A37-02646

Page 1

Date: 10/12/88

MICROFILMED
FEB 23 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	17E	15	NW NE		DOMEST STOCK	

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:
A37-11352

14. Remarks:

P/U A PORTION OF H.E.S. 123 IN UNSURVEYED T5N, R17E ALSO KNOWN
AS LOT 3 IN THE GRAHAM TRACT.

15. Basis of Claim: LICENSE
Water Right Number: 29256

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Jane McCuskey Date: 10-12-88

Date: _____

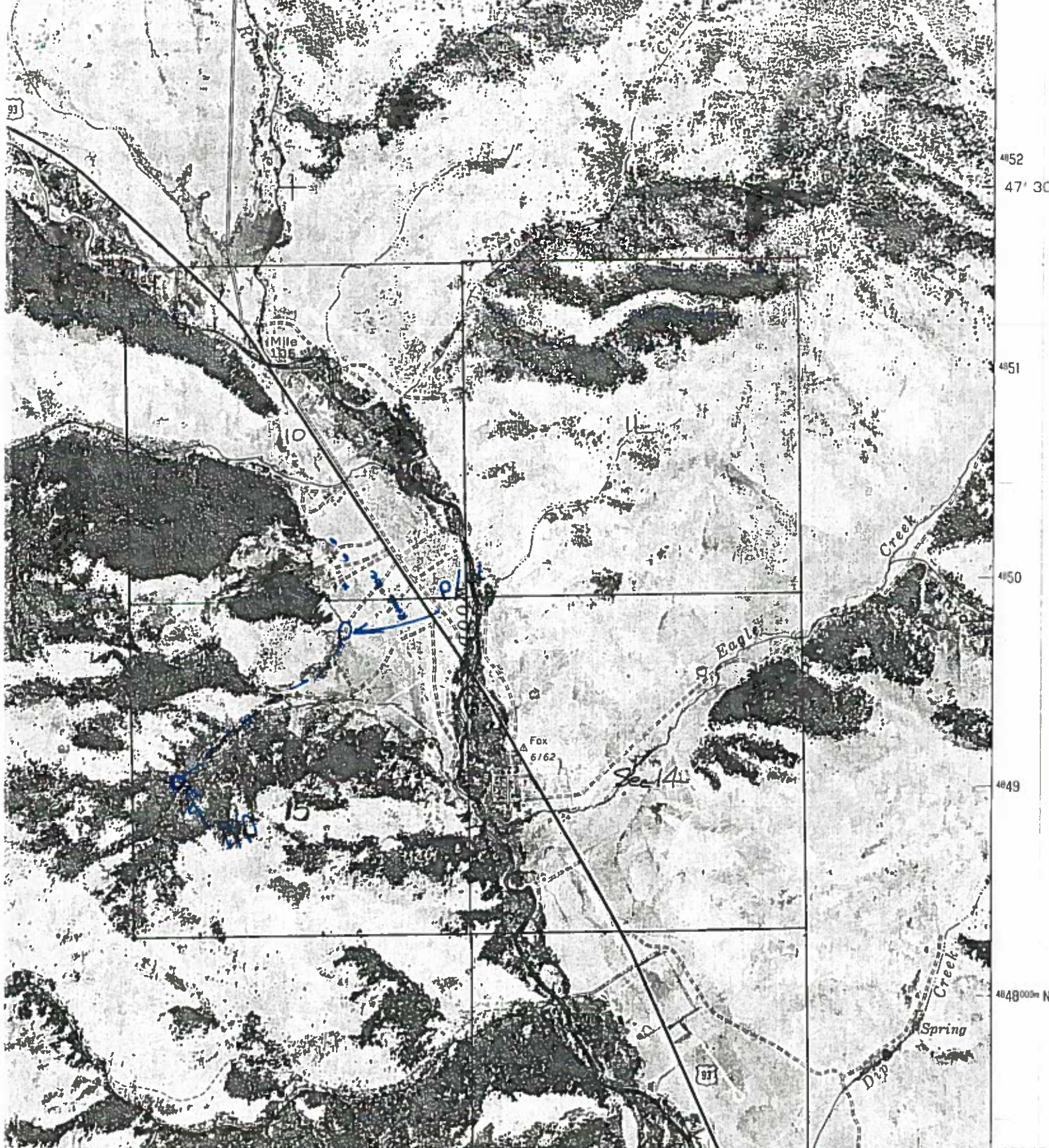
State of Idaho)
County of Thurston) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Oct. 19 88

[Signature]
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/94



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: A37-02646
Date Received: 9/19/1988
Receipt No: S002283
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUE MCCLUSKY 208-734-7652
Address: 1240 EVERGREEN DRIVE
TWIN FALLS, ID 83301

AND/OR

Name: DR. DAVID A. MCCLUSKY 208-734-7652
Address: 1240 EVERGREEN DRIVE
TWIN FALLS, ID 83301

2. Date of Priority: DEC 28, 1960

3. Source: SPRING Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	15	NW	SW			BLAINE

5. Description of diverting works:
SPRING BOX, PIPES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 CABIN, S/2 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	15	NE	NE		STOCK	
			NW	NE		STOCK	

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:
A37-11352

14. Remarks:
LOT 3, GRAHAM TRACT.

15. Basis of Claim: LICENSE
Water Right Number: 29256

MICROFILMED
FEB 23 1993

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): *Joe McCuskey* Date: 9-19-88
Date:

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of Sept 19 88 *Loni White*
Notary Public

Seal

Residing at TF
My Commission Expires 5/95

WATER RIGHT NUMBER - A37-02646

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER - 29256

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MCCLUSKY

SUE

1 - 1240 EVERGREEN DRIVE

2 -

3 -

CITY- TWIN FALLS

STATE- ID ZIP- 83301

PHONE - 208-734-7652

1 - 1240 EVERGREEN DRIVE

2 -

3 -

CITY- TWIN FALLS

STATE- ID ZIP- 83301

PHONE - 208-734-7652

MCCLUSKY

DR. DAVID A.

+ - - PRIORITY DATE - - +
12/28/1960

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
L - LICENSE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
SPRING

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05N 17E 15 NW SW (13) BLAINE

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
04 - STOCKWATER		01/01	12/31	0.020	
43 - DOMESTIC		01/01	12/31	0.020	

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.020 0.0

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
05N	17E	15	NW NE			04	STOCKWATER	(13) BLAINE
05N	17E	15	NW NE			43	DOMESTIC	(13) BLAINE

+ - - DIVERSION MEANS - SPRING BOX, PIPES

+ - - NON-IRRIGATION USE - D/1 CABIN, S/2 HORSES

+ - - OTHER RIGHTS FOR SAME USE - A37-11352

+ - - - - REMARKS - - - - - +
P/U A PORTION OF H.E.S. 123 IN UNSURVEYED T5N, R17E ALSO KNOWN
AS LOT 3 IN THE GRAHAM TRACT.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
FOR RIGHT NUMBERS FOUND.

MICROFILMED

AUG 24 1994

13546 State Hwy 75
80000

WATER RIGHT NUMBER - A37-02646

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/19/88 WHITE 10/12/88 MERRITT 10/03/89 REFUNDML

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 05/06/1985	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 09/19/1988	LAST AMENDED DATE	- 10/12/1988	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S002283	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR	NOTICE OF ERROR FLAG	-

05N170107870

DATA ENTRY

ENTERED 10-31-93 BY

CHECKED 2/6/94 DED

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAF Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 1 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER