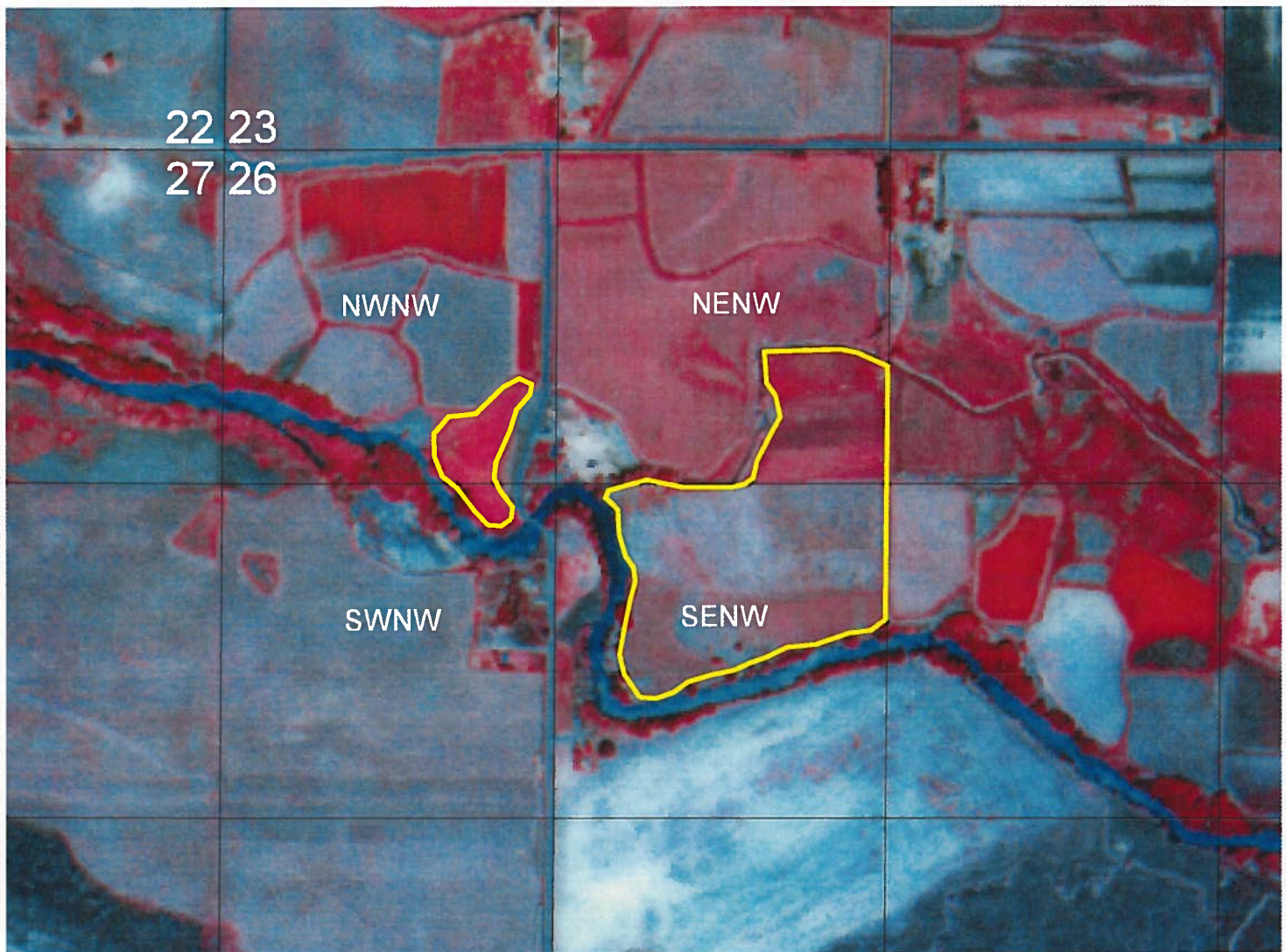


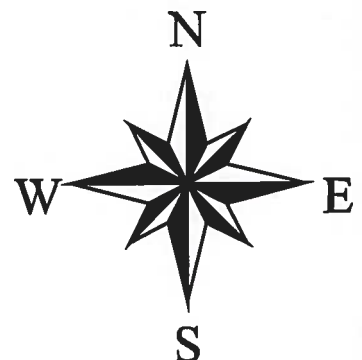
37-359D & 37-1164H



1000 0 1000 2000 Feet

T05S R14E S26

Map prepared by: Carter Fritschle
Date prepared: 01/05/04
1987-1988 NAPP photography
Idaho Department of Water Resources



01/07/2004

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

RIGHT NUMBER: 37-359D

NAME AND ADDRESS: PHYLLIS K KOCHERT
10230 W AMITY RD
BOISE ID 83709

MICHAEL M KOCHERT
10230 W AMITY RD
BOISE ID 83709

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.340 CFS

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION:

T03S R18E S9 NESE Within LINCOLN County
T04S R18E S15 NWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.340 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T05S R14E S26	NENW	5.2	T05S R14E S26	NWNW	1.5
T05S R14E S26	SWNW	0.5	T05S R14E S26	SENW	16.0

23.2 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-1164H IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 23.2 ACRES IN A SINGLE
IRRIGATION SEASON.

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: Decreed

WATER IS DELIVERED THROUGH THE NORTH GOODING MAIN CANAL VIA
THE MILNER GOODING CANAL FROM THE NORTH SHOSHONE CANAL. THE
LINCOLN BYPASS CANAL MAY ALSO BE USED IN THE DELIVERY OF THIS
RIGHT.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST. NO. 2.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

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: A37-00359D

Date Received: 6/28/1988

Receipt No: 5000 586

Received By: TB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARY J. URIONA 208-934-4719
Address: 438 ORCHARD DR.
GOODING, ID 83330

2. Date of Priority: JUN 01, 1884

3. Source: BIG WOOD RIVER SNAKE RIVER Trib. to: MALAD RIVER
COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	21E	28	SW	SW	NW		JEROME

5. Description of diverting works:
PUMP FROM BIG WOOD RIVER TO DITCHES AROUND HOUSE. SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.360		

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

8. Total consumptive use is 69.06 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	14E	26	NE	NW		IRR	4.5
			NW	NW		IRR	1.0
			SW	NW		IRR	1.0

A37-00359D

Page 1

Date: 06/28/88

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	14E	26	SE NW		IRR	16.7
Section Acres						23.2
Total Acres						23.2

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

A37-01164H, 25.75 SHARES A.F. SUPPLEMENTAL.

14. Remarks:

THE BIG WOOD WATER DECREFD TO THIS PLACE HAS BEEN EXCHANGED FOR SNAKE RIVER WATER WITH THE SAME PRIORITY. WATER IS DIVERTED AT MILNER DAM ON THE SNAKE RIVER INTO THE MILNER-GOODING CANAL THEN INTO THE NORTH GOODING CANAL THEN BY LATERAL TO CLAIMANTS PROPERTY.

15. Basis of Claim: BENEFICIAL USE

Water Right Number:

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: _____

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): Mary J. Thirna Date: 6-28-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 28th day

of June 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Landing Rd
My Commission Expires 10/16/1992

