

RIGHT NUMBER: 37-12354

NAME & ADDRESS: ROBERT G MC DONALD
DEBBIE C MCDONALD
PEGGY C THOMAS
C/O E PARRY THOMAS
PO BOX 642
SUN VALLEY ID 83353

E PARRY THOMAS
PO BOX 642
SUN VALLEY ID 83353

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 07/15/1978

POINT OF DIVERSION: T02N R18E S04 NWNWSW Within BLAINE County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within BLAINE County
T02N R18E S04 NWSW

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

#

no parcel #

74

7-29-98

Claim prepared by: 6160

1103

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: A37-12354
Date Received: 1/05/1989
Receipt No: C004931
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT G. MCDONALD 208-622-4987
Address: C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353
AND
Name: E. PARRY THOMAS 208-622-4987
Address: C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353
AND
Name: DEBBIE C. MCDONALD 208-622-4987
Address: C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353
AND
Name: PEGGY C. THOMAS 208-622-4987
Address: C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

2. Date of Priority: JUL 15, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	4	NW	NW	SW		BLAINE

5. Description of diverting works:
WELL, 87' DEEP, 8" DIA., WELL, 82' DEEP

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:

D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	4	NW	SW		DOMEST	

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:

NONE

14. Remarks:

REPLACEMENT WELL DRILLED 7/5/1983. LOT 6, RIVER GROVE RANCH
SUBD.

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

A37-12354

Date Received

10-26-88

Receipt Number

0004931

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

OCT 26 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Peggy C. Thomas, E. Parry Thomas, Robert G. McDonald and Debbie C. McDonald Phone (208) 622-4987
Mailing Address c/o E Parry Thomas P.O. Box 642 Sun Valley, Id. 83353 Zip 83353

2. Date of Priority (Only one (1) per claim) July 15, 1978

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. Location of point of diversion is: Township 2N Range 18E
Section 8, NW 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
County of Blaine

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well (82 ft. deep) serves a residence on Lot 6,
River Grove Ranch Sub. Old well was replaced July 5, 1983. New well serves for sprinkling
of lawn and small pasture. New well is 8 inch diameter, 87 feet deep.

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Domestic purposes from Jan 1 to Dec. 31 amount .04
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) Domestic use for one household plus lawn and small pasture

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Copies: White-State, Yellow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
2N	18E	4										D						

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

12. Do you own the property listed above as place of use? Yes X No _____
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.
_____ or None (X)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use X 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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 24

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

Signature of Claimant (s) Chad E. Jenkins Date 10/26/98
Power of Attorney Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Twins Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day of Oct. 19 98

SEAL

Notary Public Chad E. Jenkins

Residing at Kimberly, Id.

My Commission Expires 6/18/99

Last Name _____ Ident No. _____

Thomas - McDonald
R-G 6

COPIES White-State, Yellow-Claimant

FEB 26 1993

LIMITED POWER OF ATTORNEY

DATE OF EXECUTION Aug 15, 1988 DATE OF EXPIRATION: August 15, 1989

E. PARRY THOMAS and/or PEGGY C. THOMAS, residing at P.O. Box 642, Sun Valley, Idaho 83353, hereby do constitute and appoint CHARLES E. BROCKWAY, residing at 706 Sunrise Blvd. North, Twin Falls, Idaho 83301, my/our attorney in fact, and in my/our name and place to:

Effect any and all matters, including but not limited to, execution of documents regarding water rights at the River Grove Farm, Hailey, Idaho, including any and all lots owned or controlled by grantor individually or jointly with others in the Flying Heart Subdivision and/or River Grove Subdivision and for no other purpose.

Given at _____ the day and year first above written.
(City and State)

WITNESSES AS TO BOTH:

Kim D. Byson

Lisa K. Hughes

E. Parry Thomas
E. PARRY THOMAS

Peggy C. Thomas
PEGGY C. THOMAS

STATE OF Idaho
: SS.
COUNTY OF Blaine

Before me, a Notary Public, in and for said County and State, personally appeared E. PARRY THOMAS and PEGGY C. THOMAS, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

In testimony whereof, I have hereunto subscribed my name at Hailey,
Idaho, this 18th day of August, 1988.

Charlotte L. Johnson
NOTARY PUBLIC

MICROFILMED

FEB 26 1993

LIMITED POWER OF ATTORNEY

DATE OF EXECUTION _____ DATE OF EXPIRATION: August 15, 1989

ROBERT D. McDONALD and/or DEBBIE C. McDONALD, residing at River Grove Pines, P.O. Box 2029, Hailey, Idaho 83333, hereby do constitute and appoint CHARLES E. BROCKWAY, residing at 706 Sunrise Blvd. North, Twin Falls, Idaho 83301, my/our attorney in fact, and in my/our name and place to:

Effect any and all matters, including but not limited to, execution of documents regarding water rights at the River Grove Farm, Hailey, Idaho, including any and all lots owned or controlled by grantor individually or jointly with others in the Flying Heart Subdivision and/or River Grove Subdivision and for no other purpose.

Given at _____ the day and year first above written.
(City and State)

WITNESSES AS TO BOTH:

Kevin D. Bump
Lisa Hughes

Robert D. McDonald
ROBERT D. McDONALD
Debbie C. McDonald
DEBBIE C. McDONALD

STATE OF Idaho)
: SS.
COUNTY OF Blaine)

Before me, a Notary Public, in and for said County and State, personally appeared ROBERT McDONALD and DEBBIE C. McDONALD, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

In testimony whereof, I have hereunto subscribed my name at Hailey,
Idaho this 18th day of August, 1988.

Charleth L. Johnson
NOTARY PUBLIC

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FEB 26 1993

Deer Creek Ranch

Drer

Creek

R182

Barite

Radio Tower (KSK)

Barite

Substation

Gravel Pit

Place of use

Well

Carbonate Mountain

Osborn Gulch

Prospects

Spring

Lamb Gulch

Spring

Mine

BM 5398

CR 185

Gaging Sta

JUSTUS

UNION

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FEB 26 1993

REGG

Well,

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IDAHO

R66



SCALE: 1" = 200'

LEGEND

- Point not set: inaccessible
 • 1/2"x24" Rebar set
 • 5/8"x30" " "
 • Brass Cap found
 • Ditch Easement
 • I R F Floodplain limit
 • B.C. Building Envelope
 A River Grove Lane
 B Mountain View Lane

NOTE: A 10" underground utility pipe is located adjacent to the road's cut centered on left side and rear lot line.

CURVE DATA

CURVE	Δ	α	C_n	L_n
A-1	15° 33' 13"	577.87	158.13	150.7
A-2	7° 28' 00"	68.79	66.93	93.6
A-3	" "	129.78	162.10	175.3
A-4	83° 30' 00"	142.04	168.16	207.0
A-5	" "	82.04	107.26	118.5
A-6	82° 00' 00"	143.00	131.96	157.16
A-7	" "	202.89	187.37	194.77
A-8	7° 13' 03"	740.23	93.81	93.6
A-9	" "	680.23	66.03	86.06
A-10	11° 07' 48"	80.00	64.73	48.30
A-11	13° 06' 23"	"	86.82	127.15
A-12	23° 30' 00"	"	80.44	203.44

Prepared by:
PHILIP F. PUCHNER
Consulting Engineer
Kelchum, Idaho
March, 1977

FEB 26 1993

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State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 17, 1989

Mr. Charles E. Brockway
706 Sunrise Blvd., North
Twin Falls, ID 83301

BLAINE

RE: Peter Trust, Jerome D. Mack, Trustee
ABA River Grove Farm

Dear Chuck:

During the staff review of the above referenced claims, several problems were encountered which may require additional action on your part in order to claim all the water rights which you were attempting to claim for your client.

There are three claims which are acceptable as submitted. You will find copies of these attached. They are:

A37-12353 with a fee of	\$25.00
A37-12354 with a fee of	\$25.00
A37-04420 with a fee of	\$50.47

There are three additional claims which will be dealt with individually. First, Claim A37-08200 is based on a permit which has not yet had Proof of Beneficial Use submitted to the Department. According to the Rules and Regulations, if Proof of Beneficial Use was not filed by November 19, 1987, you are not required to file a claim, however, you may file this claim if you want. You are given this opportunity to withdraw the claim. Therefore, I am returning this claim with no action taken.

If you wish to submit a claim for #37-08200, please return it with a copy of this letter and we will apply funds from the outstanding balance. If this claim is re-submitted please be aware that the priority date on the permit is 11/07/1984. Also, a signature is needed on page 4.

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FEB 26 1993

Mr. Charles E. Brockway
January 17, 1989
Page 2

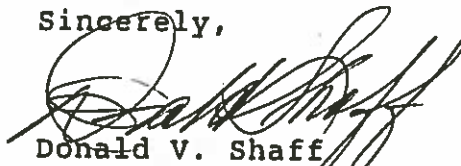
Claim No. A37-00862 is based on a decreed right which does not include recreation use. If you wish to claim a water right for recreation use, you must file a separate claim. This claim has been partially accepted for the decreed amount of water for irrigation with a fee of \$210. A copy of the acceptable claim is attached.

Claim No. A37-08249 is based on a permit for Fish Propagation. The claim you submitted added irrigation and domestic uses. We have partially accepted the permitted amount of water for fish propagation and rejected the other uses and applied a fee of \$59.80. A copy is attached. You may claim the expanded uses under the "presumption" statute §42-1416, Idaho Code, on a separate claim, however, you should be aware that these additional uses are in violation of the mandatory permit requirements. The possibility does exist that the expansion claim you file may be protested or disallowed. You might file an application for permit which would begin the permit process for your client to acquire a valid water right which is not in violation of the mandatory permit requirements.

Please also find a receipt in the amount of \$1060.80 which was submitted with the claims. The balance of 690.53 is being held pending your action. You may request a refund of this balance at any time or you may apply it to fees for additional claims which you may submit.

Feel free to contact this office if you have any questions or need assistance.

Sincerely,



Donald V. Shaff
Adjudication Section Supervisor

DVS:HH:db
Enclosures

Long Claim Form Completed (3)
A37-08200, A37-00862, A37-08249
Receipt #C004956
Long Claim Form w/Instructions (4)

MICROFILMED
FEB 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 13, 1989

Re: A37-12354

ROBERT G MCDONALD
C/O E PARRY THOMAS
P O BOX 642
SUN VALLEY ID 83353
Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 26 1993