

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POSTAL SERVICE
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NOT DELIVERABLE
AS ADDRESSED
UNABLE
TO FORWARD

MARCUS KENT CRAIG
2117 OLD HWY
MIDVALE ID 83645-5303

UTF

RECEIVED
JAN 23 2007
DEPARTMENT OF
WATER RESOURCES

Director's Report
WR # 67-2346

SCANNED

MAR 13 2007

11/12/2006

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

RIGHT NUMBER: 67-2346

NAME AND ADDRESS: MARCUS KENT CRAIG
2117 OLD HWY
MIDVALE ID 83645-5303

SOURCE: UNNAMED STREAM

TRIBUTARY: WEISER RIVER

QUANTITY: 0.940 CFS
188.000 AFY

PRIORITY DATE: 06/21/1966

POINT OF DIVERSION:

T13N R03W S17 SWSWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.940 CFS
188.00 AFY

The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in WASHINGTON County

T13N R03W S17 SWSE 39.00

T13N R03W S17 SESE 8.00

47 ACRES TOTAL

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

Use of this right is combined with water from Middle Valley Ditch Corp.

Idaho Department of Water Resources

**T13N, R03W,
SEC 17**

Claim No: 67-2346

Prepared By: Kimberly Brown

Date: November 12, 20067471



Place of Use



Section Lines



1/4 1/4



Point of Diversion

Irrigated Acres = 47

0.2 0 0.2 0.4 Miles



1987 NAPP

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A67-2346
Notice of Error Reply**

December 11, 2006

After reviewing the *Notice of Error Reply* (NOER) sent in by Gary Frederick, I realized that instead of Marcus Craig giving this NOER for #67-2346 to Gary Frederick; Mr.

Craig should have given it to:

**JOHN W. SUTTON
2719 KNOBHILL RD
MIDVALE ID 83645**

According to the Warranty Deed attached to the Change in Water Right Ownership and the 67-2346 NOER, Gary and Vonadean Frederick own property in the **NENE, S17** (which I found pertains to 67-10502); not the SWSE and SESE, S17 (which pertains to 67-2346).

Therefore, Marcus Craig should have given the NOER to John W. Sutton, not Gary Frederick.

Kimberly Brown
Senior Water Resource Agent
Western Region

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-10502

WATER RIGHT NUMBER: 67-10502

Owner Type

Current Owner

Name and Address

GARY FREDERICK
2117 OLD HWY
MIDVALE, ID 83645

Original Owner

MARCUS KENT CRAIG
2117 OLD HWY
MIDVALE, ID 83645-5303
(208)355-2462

Current Owner

VONADEAN FREDERICK
2117 OLD HWY
MIDVALE, ID 83645

12/11/06
Change already
made for the
proper claim.
-K.Brown

Priority Date: 07/15/1880

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

From To

Diversion RateAnnual Volume

DOMESTIC

1/01 to 12/31

0.040 CFS

STOCKWATER

1/01 to 12/31

0.130 CFS

Total Diversion: 0.170 CFSLocation of Point(s) of Diversion

GROUND WATER

NE1/4NE1/4NE1/4

Sec. 17, Twp 13N, Rge 03W, B.M.

WASHINGTON County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
13N	03W	17	X				

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
13N	03W	17	X				

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 67-10502

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. 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.
4. PARCEL NO. RP 004262 A STOCKWATER, 150 DAIRY OR RANGE CATTLE

Remarks:

Comments:

Water Supply Bank:

RECEIVED

NOV 28 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

11/14/2006

RECEIVED

DEC 11 2006

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-2346

MARCUS KENT CRAIG

2117 OLD HWY

MIDVALE ID 83645-5303

Telephone Number: (208)355-2462

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

OWNER SHIP CHANGE JUNE 13 1992 SEE ATTACHMENT

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

~~I AGREE with this proposed recommendation: no changes need to be made.~~

DATE: Nov 22 2006 SIGNATURE: Gary Frederick

Please print your name: GARY FREDERICK

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

NOV 28 2006

NOV 28 2006

DEPARTMENT OF
WATER RESOURCESNEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: JUNE 13, 1992

RECEIVED

DEC 11 2006

WATER RESOURCES
WESTERN REGION

LEGAL DESCRIPTION OF PROPERTY: Township 13N Range 3 WEST
 Section 17, NE 1/4 of NE 1/4 of 1/4 Govt. Lot , BM.
 Lot , Block , Subdivision/Townsite .
 If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: (*) This should be for #67-10502, not #67-2346 12/11/06
- [] Name and Address of Former Owner/Claimant(s)(Seller): MARCUS KENT CRAIG
CAROLYN CRAIG
- [] New Owner/Claimant (Purchaser): GARY FREDERICK
- [] New Mailing Address: VONADEAN FREDERICK
2117 OLD HIGHWAY
MIDVALE, IDHAO 83645
- [] New Telephone Number: (208) 355-2665
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: SEE ATTACHED WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s): Gary Frederick Date 6/13
Vonadean Frederick Date 6-13
- [] Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
 Date: By:
 Further Action Needed:

Further Action Taken
 Date: By:

Final Review and Data-Entry
 Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resource
 Copies to Former Owner and New Owner

SCANNED

NOV 28 2006

THIS INDENTURE, Made the 13TH day of JUNE
in the year of our Lord one thousand nine hundred and NINETY-TWO, between
GARY FREDERICK AND VONADEAN FREDERICK, husband and wife
of Midvale, County of WASHINGTON, State of IDAHO,
the part IES of the first part, and
MARCUS KENT CRAIG AND CAROLYN CRAIG, husband and wife
of Weiser, County of WASHINGTON, State of IDAHO,
the part IES of the second part,

WITNESSETH: That the said part IES of the first part, for and in consideration of the sum of
TEN THOUSAND AND NO/100*****DOLLARS,
lawful money of the United States of America, do by these presents GRANT, BARGAIN, SELL
and CONVEY, unto the said parties of the second part, and to THEIR heirs and assigns
FOREVER, all that certain real property situate in the County of WASHINGTON, and
State of Idaho, and bounded and particularly described as follows, to-wit:

IN TOWNSHIP 13 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN:
SECTION 17: NE $\frac{1}{4}$ NE $\frac{1}{4}$.

TOGETHER WITH ALL WATER, WATER RIGHTS, DITCHES AND DITCH RIGHTS USED
THEREON OR APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO WATER RIGHTS
UNDER THE MIDDLE VALLEY DITCH COMPANY, FOR FOUR SHARES OF STOCK.

SUBJECT TO ALL EXISTING EASEMENTS FOR ROADS, HIGHWAYS, DITCHES, CANALS,
LATERALS AND POWER AND TRANSMISSION LINES.

PAID IN
ROLL

together with the tenements, hereditaments and appurtenances thereto belonging or in anywise
appertaining.

THIS GRANT Is intended as a mortgage to secure the payment of THAT certain
promissory note of even date herewith, executed and delivered by the said
PARTIES OF THE FIRST PART to the said part IES of the second part

NOTE SECURED BY MORTGAGE
(INSTALLMENT — INTEREST INCLUDED)

\$10,000.00

WEISER

Idaho,

JUNE 13

1992

SCANNED

NOV 28 2006

Water license No. 32946

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-2346

WATER RIGHT NUMBER: 67-2346 ✓

Owner Type
Current OwnerName and Address
MARCUS KENT CRAIG ✓
2117 OLD HWY
MIDVALE, ID 83645-5303
(208)355-2462

Priority Date: 06/21/1966 ✓

Basis: License ✓

Status: Active

Source

UNNAMED STREAM ✓

Tributary

WEISER RIVER ✓

Beneficial Use

IRRIGATION ✓

From To

4/01 to 10/31 ✓

Diversion Rate

0.940 CFS ✓

Annual Volume

188

Total Diversion:

0.940 CFS ✓

188

Location of Point(s) of Diversion

UNNAMED STREAM

WASHINGTON County

(SW1/4SW1/4SE1/4

Sec. 17, Twp 13N, Rge 03W, B.M. ✓

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE ✓				Totals ✓
✓ 13N	03W	17	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	39.0 8.0 47.0

Total Acres: 47 ✓

Conditions of Approval:

Remarks:

Comments:

Current Owners:

John W. Sutton
2719 Knob Hill Rd.
Midvale 83645*
Howard Sutton
2660 Farm to Market Rd.
Midvale 83645

ADD

- Use is combined with water

from Middle Valley Ditch Corp. ~~irrigation~~

ADD S47

- Season of use is 3/15 - 10/31.

(50.1 AC)

Pin #: RP13N03W178550 * RP13N03W179020. (30.1 AC)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-2346

11/12/2006

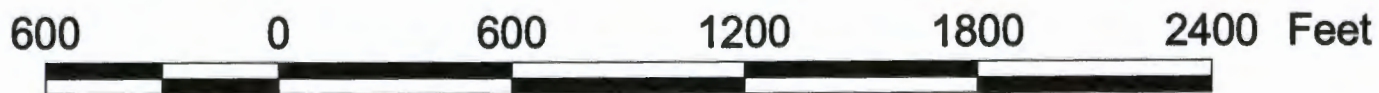
1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
'-23	Claim	13N	03W	17	SW	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
'-24	Claim	13N	03W	17	SW	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
'-25	Claim	13N	03W	17	SW	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
~~2346~~	~~Claim~~	~~13N~~	~~03W~~	~~17~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~39/47~~	~~MARCUS KENT CRAIG~~
4434	Claim	13N	03W	17	SW	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
~~2346~~	~~Water Right~~	~~13N~~	~~03W~~	~~17~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~39/47~~	~~MARCUS KENT CRAIG~~
4434	Water Right	13N	03W	17	SW	SE		IRRIGATION	40/3711	MIDDLE VALLEY DITCH CORP
'-23	Claim	13N	03W	17	SE	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
'-24	Claim	13N	03W	17	SE	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
'-25	Claim	13N	03W	17	SE	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
~~2346~~	~~Claim~~	~~13N~~	~~03W~~	~~17~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~8/47~~	~~MARCUS KENT CRAIG~~
4434	Claim	13N	03W	17	SE	SE		IRRIGATION	40/3759	MIDDLE VALLEY DITCH CORP
~~2346~~	~~Water Right~~	~~13N~~	~~03W~~	~~17~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~8/47~~	~~MARCUS KENT CRAIG~~
4434	Water Right	13N	03W	17	SE	SE		IRRIGATION	40/3711	MIDDLE VALLEY DITCH CORP

— Supplemental to Middle Valley
Ditch Corp.

Idaho Department of Water Resources

67-2346



T13N, R03W, S17



Prepared by Anita L. Warntjes
January 28, 2004
1993/94 True Color Photo

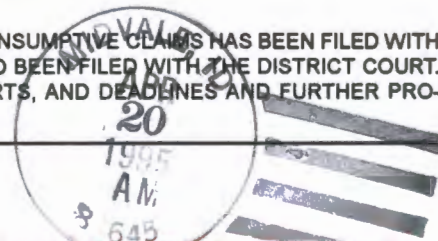
**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

In Re Snake River Basin Adjudication Case)
No. 39576)

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.



IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

pls file

52239
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

forward outdated

RECEIVED

APR 21 1995

Department of Water Resources

MARCUS KENT CRAIG
RT 1 BOX 24
MIDVALE ID 83645

RECEIVED

MAY 07 1996

WATER RESOURCES
WESTERN F. COM

MICROFILMED

OCT 22 1996

AB7-02346-10" over
✓ - 10502
✓ - 10503
R67-10503

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to your water right, your objection, or your response. You will not be mailed notice of other objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceeding on other reports. It is very important that you subscribe to the docket sheet if you wish to stay informed of these other proceedings. For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice. If you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource

Receipt Details for ID C012353

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/18/1989 12:40:46 P	10/18/1989	State	\$100.00	Check
Payer		CRAIG, MARCUS KENT		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5170			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	ADJUDICATION FEE	410162	9337	00		6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	2346		\$50.00	Claim
67	10502		\$25.00	Claim
67	10503		\$25.00	Claim

[Print Report](#)

WATER LICENSE

Water License No. 32946 Priority June 21, 1966 Amount 0.94 c.f.s.

THIS IS TO CERTIFY, that MARCUS KENT CRAIG
of Midvale, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated June 21, 1966; that Permit 32946 was issued pursuant
to said application; that the proposed works were completed on or about July 6, 1966
with a storage/or carrying capacity of 0.94 c.f.s., said works consisting of pump, motor,
and portable sprinkler lines; and that on July 28, 1967
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 188
acre feet per season, with a maximum rate of diversion of 0.94 cubic feet per second of the waters
of unnamed stream, tributary of Weiser River
for the purpose of irrigation from April 1 to October 31
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 13 N., R. 3 W., B.M., and
other additional points _____, in the County of
Washington; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 188 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>13 N</u>	<u>3 W</u>	<u>17</u>															<u>39</u>	<u>8</u>	<u>47</u>

Total number of acres irrigated 47

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

Witness the Seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

17th day of March, 19 69

State Reclamation Engineer

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32946

REPORT ON PROOF OF Completion of Works & Beneficial Use

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 32946 ✓

This proof is for C/W & B/U ✓ In Water District No. _____

1. Name of applicant Marcus Kent Craig ✓

2. Source of water supply: un-named stream (drain) - tributary to Weiser River

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17

T. 13 N R. 3 W County of Washington

4. Describe works as they exist, giving dimensions and capacities of same:

25 H.P. G.E. Motor # K.B. 1107932 drives a 3XL
Cornell centrifugal pump trailer mounted
but semi-permanently installed; pump delivers
to portable sprinkler lines

5. Water is used for: irrigation ✓

6. State whether or not water has been turned into works of diversion: yes ✓

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

S $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 13 N, R. 3 W, B.M.

(51 11111)

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

System not on but should produce
at least $3\frac{1}{4}$ " / A

estimated production .75 cfs

This examination was made on the 30th day of April, 1960

(Signed)

Don Watto

Examiner.

32946

Plat ✓
KH.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Marcus Kent Craig
Midvale, Idaho

Permit No. 32946

Examination for C/W & B/U

County Washington

Quantity: 1.0 c.f.s. Sec. 17 T. 13N R. 3W

Source: un-named stream

P.D.: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, T. 13 N, R. 3 W, B.M.

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

Filed: June 21, 1966

Dec: June 24, 1971

Made: July 28, 1967

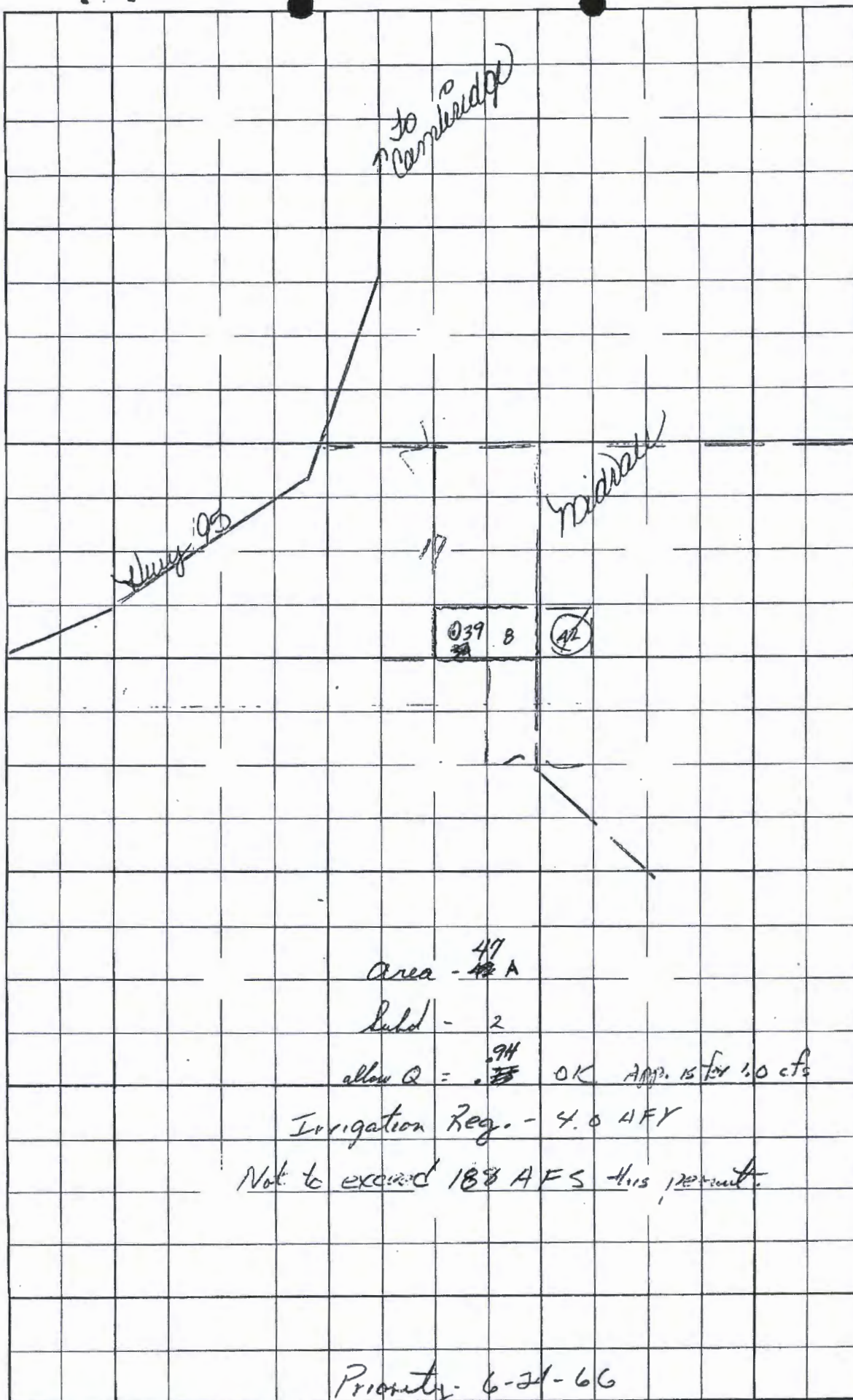
Priority: June 21, 1966

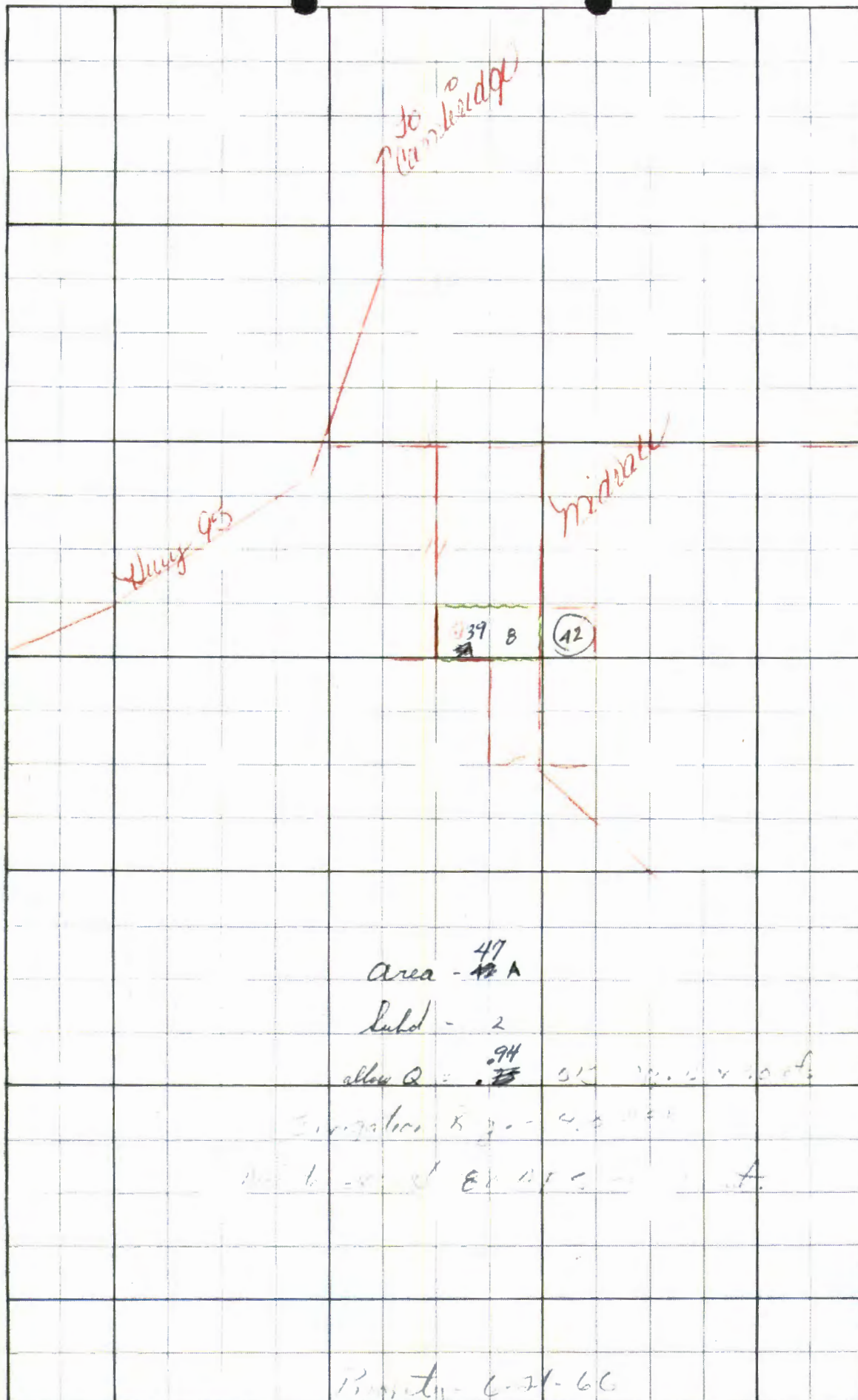
pump & sprinkler system from dom-

420 g.p.m.

60-5/8"-70"

32946







32946

APPLICATION No. 41126
PERMIT No. 32946
DISTRICT No.

1. Name of Applicant: **Marcus Kent Craig** County: **Washington** State: **Idaho**
Postoffice address: **Midvale**
I. If applicant is a corporation, give:
(a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:
II. The financial resources of the applicant are:
(a) Cash on hand:
(b) Treasury stock:
(c) Bond to be issued:
(d) Other resources:
2. Quantity of water claimed: **1.0** cubic feet per second.
3. Source of water supply: **unnamed stream (Drane)** which is a tributary of **Weiser River**
4. Location of point of diversion: **_____** feet distant from the
corner of Section **_____**, T. **_____**, R. **_____**, B.M., and is in the **SW 1/4**
of section **17**, T. **13 N**, R. **3 W**, B.M., County of **Washington**
5. Water is to be used for **Irrigation**
6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: **_____** feet distant from **_____** corner of Section
T. **_____**, R. **_____**, B.M., in the **_____** of Section of **_____**, T. **_____**, R. **_____**, B.M.
(b) Amount of power generated: **_____** H.P., under **_____** feet head.
(c) Water is to be returned to **_____** at a point **_____** feet
distant from the **_____** corner of Section **_____**, T. **_____**, R. **_____**, B.M., in the
_____ of Section **_____**, T. **_____**, R. **_____**, B.M.
7. Estimated cost of works: \$ **3,000.00**
8. Kind of works: **pump and sprinkler system from Drain.**
9. Height of dam **8** feet; length of dam at top **15** feet; length of dam at bottom **3**
feet; material used in dam: **Earth filled**
10. Size of headgate: Width **18"** ~~feet~~; height **_____** feet.
11. Ditch: Width at bottom **_____** feet; width at water line **_____** feet; depth of water **_____** feet;
dimensions of flume: **_____**
Diameter of pipe **_____** inches; length of conduit **_____** miles.
Average grade per mile **_____** feet.
12. The time required for the completion of such work is **5** years.
13. The time required for the complete application of the water to the proposed use is **6** additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.
15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
none

16. (a) Is reservoir to be used? no If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit: N/A
 (c) Date of filing of Application for Storage Permit and Name of Applicant: _____

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

/s/ MARCUS KENT CRAIG

Applicant.

By _____

Agent.

Date of first receipt at Department of Reclamation: June 21, 1966 11:15 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 32946

Recorded in Book 115 Page 32946 Approved June 24, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before August 24, 1966 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 24, 1968

The whole of said work to be completed on or before June 24, 1971

Beneficial use of water appropriated in accordance herewith, to be made on or before June 24, 1977

WITNESS My hand this 24th day of June, 1966

/s/ R. KEITH HIGGINSON, Deputy
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE..... ROBERT E. SHYLIE....., Governor of the State of Idaho,

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....24th.....

day of June, 19 66

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ROBERT E. SMYLIE

Bv. /s/ LOUIS E. CLAPP

Secretary of State.

.....
-Governor-

REMARKS:

Deeded Lands

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
13 N	3 W	17				40 10	50
						LICENSE ISSUED FOR 0.94 SEC. FT. LICENSE PAGE NO. <u> </u>	

NAME OF APPLICANT

Hercus Kent Craig

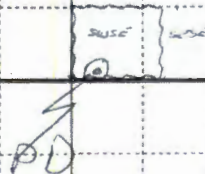
Form No. 0

Ref 34. B. H.

Office Copy

Tap. 13 N.

17



Permit Map No.

As Approved

CARL E. TAPPAN

State Reclamation Engineer

32946

JUN 24 1966

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

32946

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 32946

RECEIVED
JUL 31 1967

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

MARCUS KENT CRAIG, Midvale, Washington County, Idaho - Rancher-

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: _____

No. 32946; Approval date: June 24, 1966; Appl. Mat. 41126 June 21, 1966

Ques. 4. State source of water supply: Unnamed Stream (Drain)

Give location of point of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 17, Twp. 13 North, Range 3 WBM, Washington County, Idaho

Ques. 5. Describe your works of diversion: Pump & Sprinkler System from dam.

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 420 gal P.M.N.; Give name of canal or ditch

or other works by which water is conducted to such place of use: Sprinkler System

_____ ; if a well, state depth of well _____ ; depth and size of casing _____ ; depth to water _____ ; if pump is used,

state discharge of pump: 420 gal per min., tell how it was measured or determined _____

by number & size of sprinkler heads ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 60 nozzles 5/16" & 70 lbs pressure

Ques. 6. State for what purpose water is used: irrigation of hay ground
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

The SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and West 10 acres of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 17, Twp. 13 N, Range 3 WBM.

Washington County, Idaho

32946

State nature of all improvements which have been made as a direct result of said use:

Building of dam and 50 acres of hay now under irrigation.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: July 6, 1966 - Time used since first use:

balance of 1966 and todate of 1967.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

NONE

(sign) Marcus Kent Craig

(Marcus Kent Craig)

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Weiser, 124 E. Main St., County of Washington

State of Idaho, on this 28th day of July, A. D. 19 67.

My commission expires: October 18, 1968

Allene Bowlers

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 32946

RECEIVED
JUL 31 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

MATHEW. LEWIS, age 26 Years, Midvale, Washington County, Idaho.

Rancher - Midvale, Idaho

Ques. 2 Are you acquainted with Marcus Kent Craig - YES, the holder of

Permit No. 32946? How long have you known him and where does he reside?

I have known him 26 years. He resides at Midvale, Idaho.

Ques. 3. Have you read or heard said Permit No. 32946 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: drain ditch (unnamed stream?)

Give location of place of diversion, showing subdivision, section, township and range

SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 17, Twp. 13 N., Range 3 WBM, Washington County, Idaho

Describe works for conveying water to place of use: Pump & Sprinkler System

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 1.0 How much water have you seen being so

conveyed? All sprinkler heads running.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

The SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and West 10 acres of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 17, Twp. 13 N, Range 3 WBM.

Washington County, Idaho.

32946

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Dry farm land. Water required on average year at least 45 days. From April to November.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? NONE

Ques. 10. When did you first see this water used? July 6, 1966

Other times you have seen such use: Every day used in 1966 and 1967.

(Signed):

Galen M. Lewis

***** (Galen M. Lewis)

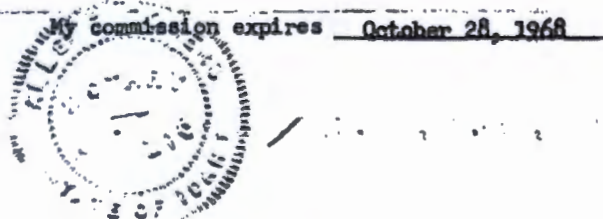
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____

Weiser, County of Washington, State of Idaho, on this 28th day of July, A. D. 1967

Alene Bowser

Notary Public for the State of Idaho

Residing Weiser, Idaho



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 32946

RECEIVED
JUL 31 1967
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

CAROL A. FUCHS JR., 52 Years, Midvale, Washington County, Idaho.

Rancher - Midvale, Idaho

Ques. 2 Are you acquainted with Marcus Kent Craig yes, the holder of
Permit No. 32946? How long have you known him and where does he reside?

27 Years and he lives at Midvale, Washington County, Idaho

Ques. 3. Have you read or heard said Permit No. 32946 read, and are you familiar
with its provisions and conditions: Yes Yes No. _____

Ques. 4. State source of water supply: unnamed stream

Give location of place of diversion, showing subdivision, section, township and range

20 acres in SW 1/4 of SE 1/4 of Sec. 17, Twp 13 N. Range 3 W. Washington County, Idaho

Describe works for conveying water to place of use: Sprinkler & Pump System from dam.

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 1.0 cubic Ft. per second How much water have you seen being so
conveyed? 1.0 cubic feet per second.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

The SW 1/4 of SE 1/4, and West 10 acres of SE 1/4 of SE 1/4, Sec. 17, Twp. 13 N. Range 3 W.

Washington County, Idaho

32946

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Was dry land. Needs 45 days watering per season, average year - from April to

November.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? None

Ques. 10. When did you first see this water used? July 1966

Other times you have seen such use: July & August in 1966. 2 May & June, 1967

(Signed):

Carol A. Fuchs

(Carol A. Fuchs)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Weiser, County of Washington, State of Idaho, on
this 28th day of July, A. D. 19 67

Helene Bowers

Notary Public for the State of Idaho

Residing Weiser, Idaho

My commission expires October 18, 1968

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: A67-02346
Date Received: 10/18/1989
Receipt No: C012353
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARCUS KENT CRAIG 208-355-2462
Address: RT 1 BOX 24
MIDVALE, ID 83645

2. Date of Priority: JUN 21, 1966

3. Source: UNNAMED STREAM Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03W	17	SW	SW	SE		WASHINGTON

5. Description of diverting works:
PUMPED INTO TWO WHEEL LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.940		

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

8. Total consumptive use is 164.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	03W	17	SW	SE		IRR	39.0
			SE	SE		IRR	8.0

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.

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RECEIVED

OCT 18 1989

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Department of Water Resources

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Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	03W	17	SW	SW	SE		WASHINGTON

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Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.940		

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

8. Total consumptive use is 164.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
13N	03W	17	SW	SE		IRR	39.0
			SE	SE		IRR	8.0

Section Acres 47.0

A67-02346

Page 1

Date: 10/03/89

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Total Acres 47.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
MIDDLE VALLEY_IRRIGATION SHARES

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 32946

(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.

For Individuals:

Signature of Claimant(s): X Marcus Kent Craig Date: Oct 3 1964
Date:

State of Idaho)
County of *Washington*) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of Oct 19 89 Bury

Notary Public

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO

Residing at _____
My Commission Expires _____

