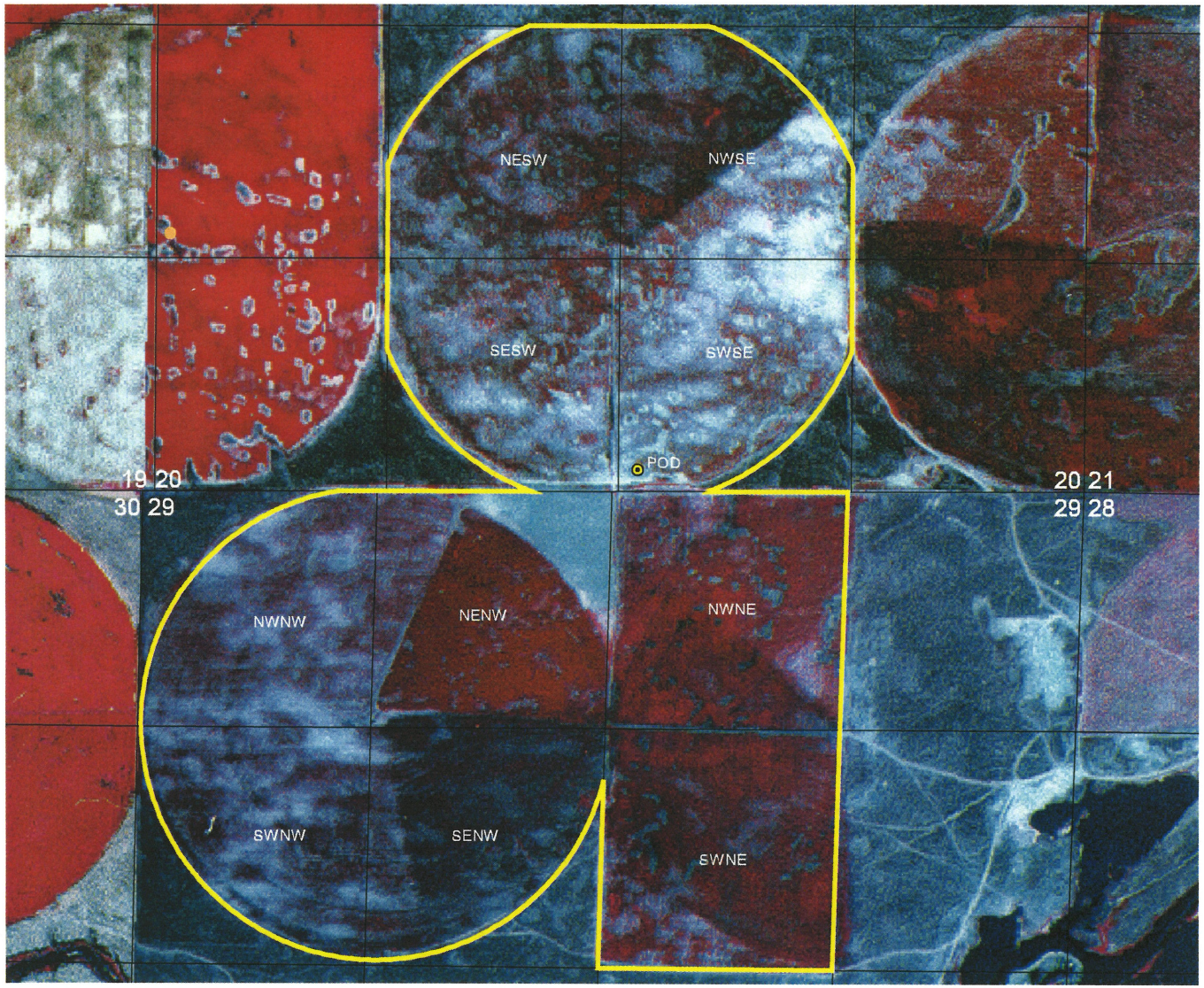
37-7191



T06S R14E
S20 & S29



1000 0 1000 2000 3000 4000 Feet

Map prepared by: Carter Fritschle
Date prepared: 11/01/01
1987-1988 NAPP photography
Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7191

NAME AND ADDRESS: LINDA JOY MC CABE
5201 WAVECREST WY
OXNARD CA 93030

ROBERT MC CABE
5201 WAVECREST WY
OXNARD CA 93030

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 4.61 CFS
1,404.0 AFY

PRIORITY DATE: 01/05/1973

POINT OF DIVERSION:

T06S R14E S20 SWSWSE Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 10/15	4.610 CFS 1,404.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within GOODING County

T06S R14E S20	NESW	33.0	T06S R14E S20	SESW	33.0
T06S R14E S20	NWSE	33.0	T06S R14E S20	SWSE	33.0
T06S R14E S29	NWNE	40.0	T06S R14E S29	SWNE	40.0
T06S R14E S29	NENW	40.0	T06S R14E S29	NWNW	33.0
T06S R14E S29	SWNW	33.0	T06S R14E S29	SENW	33.0

351 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: License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

37-7191

WMD POD Data 06S 14E 20 SWSE

Legal Description	GPS Site ID	Diversion Name	Meas Option	POD
06S 14E 20 SWSE	A0002813	WEST WELL		401698

Latitude 042:52:49.790 Longitude -114:49:10.582 GPS File R061121A Timeclock (7)

Comments TIME CLOCK METHOD PER CHOGDGES REVIEW DAN 3-24-98

6.19 cfs

Timeclock Data

Year **2000** Op Hours: Avg GPM: **2780** Avg CFS: **6.19** Acre-Ft:

Comments **Hour meter reading was 8914.5 at the end of the year. Need this next years data to make better estimate on useage. CRK 1-23-01**

Preferred ☐ Validated ☐ Change Date: 1/23/2001

Year **1998** Op Hours: **1545.15** Avg GPM: **2780** Avg CFS: **6.19** Acre-Ft: **790.93**

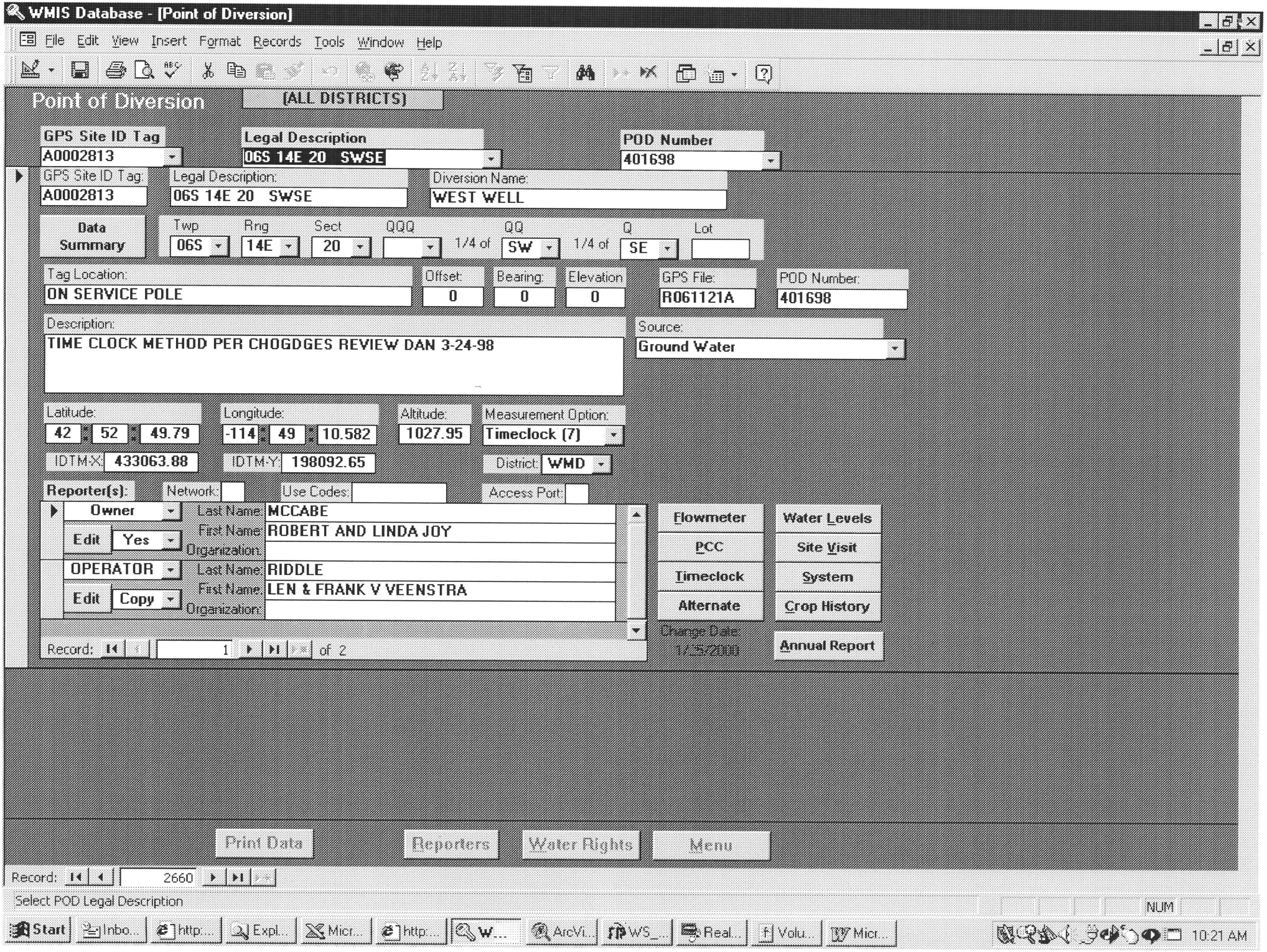
Comments **Estimated hrs from meter reading on 6/11/97 & 5/29/99.**

Preferred ☐ Validated ☐ Change Date: 1/25/2000

Site Visits

Site Visit Date	Site Examiner	Reason	Change Date:
6/11/1997	**CHODGES**	**Inventory**	1/25/2000

Notes: **Single well, open discharge to relift pond, existing time clock - appears operable and accurate. No valve or gauge.**


WMIS Database - [Point of Diversion]
File Edit View Insert Format Records Tools Window Help
Point of Diversion
(ALL DISTRICTS)
GPS Site ID Tag
A0002813
Legal Description
06S 14E 20 SWSE
POD Number
401698
GPS Site ID Tag:
A0002813
Legal Description:
06S 14E 20 SWSE
Diversion Name:
WEST WELL
Data Summary
Twp
06S
Rng
14E
Sect
20
QQQ
1/4 of
QQ
SW
1/4 of
Q
SE
Lot
Tag Location:
ON SERVICE POLE
Offset:
0
Bearing:
0
Elevation
0
GPS File:
R061121A
POD Number:
401698
Description:
TIME CLOCK METHOD PER CHOGDGES REVIEW DAN 3-24-98
Source:
Ground Water
Latitude:
42 52 49.79
Longitude:
-114 49 10.582
Altitude:
1027.95
Measurement Option:
Timeclock (7)
IDTM-X:
433063.88
IDTM-Y:
198092.65
District:
WMD
Reporter(s):
Network:
Use Codes:
Access Port:
Owner
Last Name:
MCCABE
Edit
Yes
First Name:
ROBERT AND LINDA JOY
Organization:
OPERATOR
Last Name:
RIDDLE
Edit
Copy
First Name:
LEN & FRANK V VEENSTRA
Organization:
Record:
1
of 2
Flowmeter
Water Levels
PCC
Site Visit
Timeclock
System
Alternate
Crop History
Change Date:
Annual Report
Print Data
Reporters
Water Rights
Menu
Record:
2660
Select POD Legal Description
NUM
Start
10:21 AM

07/11/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7191 V1

WATER RIGHT NUMBER: 37-7191 V1

Owner Type	Name and Address
Current Owner	LINDA JOY MC CABE 5201 WAVECREST WY OXNARD, CA 93030 (805)985-1011
Attorney	JOHN A ROSHOLT BARKER ROSHOLT & SIMPSON LLP 233 2ND ST N STE D TWIN FALLS, ID 83301 (208)733-0700
Original Owner	JON MELLEN RT 1 BOX 1092 FAIRFIELD, ID 83327
Original Owner	LANA L MELLEN RT 1 BOX 1092 FAIRFIELD, ID 83327
Current Owner	ROBERT MC CABE 5201 WAVECREST WY OXNARD, CA 93030 (805)985-1011

Priority Date: 01/05/1973

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 10/15	4.610 CFS	1,404.00 AF
	Total Diversion:	4.610 CFS	1,404.00 AF

Location of Point(s) of Diversion

GROUND WATER SW1/4SW1/4SE1/4 Sec. 20, Twp 06S, Rge 14E, B.M.

GOODING 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	
06S 14E 20									33.0			33.0		33.0	33.0		132.0
06S 14E 29		40.0	40.0		40.0	33.0	33.0	33.0									219.0

Total Acres: 351

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7191 V1

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. S17 USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. sking 10/23/2001 POD
Comment: Updated POD location using WMIS GPS point A0002813.

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

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	11/1/2001 3:04:15 PM	CFRITSCH			Active
POD	11/1/2001 3:04:34 PM	CFRITSCH			Active
Source	11/1/2001 3:06:18 PM	CFRITSCH			Active
POU	11/1/2001 3:06:32 PM	CFRITSCH			Active
Use	11/1/2001 3:10:02 PM	CFRITSCH			Active
Season	11/1/2001 3:10:55 PM	CFRITSCH			Active
Quantity	11/1/2001 3:15:06 PM	CFRITSCH			Active
Summary	11/1/2001 3:18:17 PM	CFRITSCH			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7191 V1

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Source	11/1/2001 3:06:20 PM	CFRITSCH	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	11/1/2001 3:06:33 PM	CFRITSCH	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the parent right have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	11/1/2001 3:08:00 PM	CFRITSCH	Edited shape boundary
Use	11/1/2001 3:10:03 PM	CFRITSCH	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	10/23/2001 10:25:51 AM	sking	Edited point location
POD	10/23/2001 10:26:03 AM	sking	Edited point location
POD	10/23/2001 10:26:25 AM	sking	Edited PLS
Contacts	11/1/2001 3:03:32 PM	CFRITSCH	(No) 1. Do you want to schedule an appointment? Comment for 1: In office exam.
Priority Date	11/1/2001 3:04:17 PM	CFRITSCH	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/1/2001 3:04:35 PM	CFRITSCH	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7191 V1

Season	11/1/2001 3:10:56 PM	CFRITSCH	(Yes) 1. Is the basis of claim decree or license? (Yes) 4. Does the parent right have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (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? (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? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	11/1/2001 3:15:08 PM	CFRITSCH	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the parent right have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 351 acres X 4 AF/acre = 1404 AF
Summary	11/1/2001 3:18:17 PM	CFRITSCH	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A37-07191

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

◇◇

November 9, 1995 3:20pm

NAME:		RE:
SLIMAN & SLIMAN	**CALLIN**	**QUESTION ON WELL & RIGHT**

HE GAVE ME A RIGHT NUMBER AND THE NAME REED OR BOB MC CABE AND ASKED ABOUT A WELL DRILLED IN THE 1970'S W/ A 250 HP PUMP. THE NUMBER HE GAVE WAS INCORRECT BUT AFTER SEARCHING A LITTLE I FOUND IT AS **37-07191**. I GAVE HIM THE FLOW RATE OF 4.61 CFS. HE ASKED ABOUT THE WELL INFO AND I SAID I WOULD HAVE TO LOOK IT UP BUT MAY HAVE IT ON MICROFICHE. HE SAID THIS WOULD HELP HIM GET STARTED.

MICROFILMED
NOV 27 1996

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: A37-07191
Date Received: 3/21/1989
Receipt No: S006621
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: ROBERT MC CABE 805-985-1011
   Address: 5201 WAVECREST WAY
   OXNARD, CA 93030
   AND/OR
   Name: LINDA JOY MC CABE 805-985-1011
   Address: 5201 WAVECREST WAY
   OXNARD, CA 93030

2. Date of Priority: JAN 5, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	14E	20	SW SE		GOODING

5. Description of diverting works:
   WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	4.610		

7. Total Quantity Appropriated is:
   4.610 C.F.S. (and/or) 1053.00 A.F.A.

8. Total consumptive use is 1053.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	14E	20	NE SW		IRR	33.0

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06S	14E	20	SE	SW		IRR	33.0
			NW	SE		IRR	33.0
			SW	SE		IRR	33.0
					Section Acres		132.0
		29	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
					Section Acres		219.0
					Total Acres		351.0

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:
A37-00607D, 608D, 239D, A37-07379, A37-07476

14. Remarks:
CHANGE OF OWNERSHIP 10/9/90 BY JG.

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): _____ Date: _____

_____ Date: _____

MICROFILMED
FEB 24 1993

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
FEB 24 1993

First American Title Company
P.O. BOX 446, 102 FIFTH AVENUE EAST, GOODING, IDAHO 83330
TELEPHONE (208) 934-4427

RECEIVED
JAN 18 1991
Department of Water Resources
Southern Region Office

Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Attn: Judy Givens

Re: McCabe/Mellen

Dear Judy:

You returned this Change in Ownership form to me some time ago along with a list of water rights with the legal description I was concerned with.

I have removed the number that was in question. However, I cannot find 37-00607D or 37-00608D on your list but I have a proof showing those two numbers. Anyway, I hope this is OK now and you can officially transfer to McCabe's name.

Thanks!

Sincerely,

FIRST AMERICAN TITLE COMPANY

Susan

Susan M. Bolton

Enclosures

MICROFILMED
FEB 24 1993

RECEIVED
JAN 18 1991
Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[ ] Water Right Number(s): 37-07476; 37-07379; 37-07191; 37-00239D

[ ] Name and Address of , 37-00240D, 37-00607D, 37-00608D
Former Claimant: Jon and Lana L. Mellen, Route 1, Box 2015

Fairfield, ID 83327

[ ] New Claimant(s): Robert McCabe and Linda Joy McCabe

5201 Wavecrest Way, Oxnard, CA 93030

[ ] New Mailing Address: 5201 Wavecrest Way, Oxnard, CA 93030

New Telephone Number: (805) 985 - 1011

[ ] Does the change in ownership result in a splitting of the water right claimed? _____ yes XX no

If yes, then describe the portion of the water right that is now claimed by the new owner:

[ ] Attach proof of ownership
Describe proof attached: Copy of recorded Warranty Deed

[ ] Signature of New Claimant(s): Robert McCabe
Linda Joy McCabe

Date: 8/24/90

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: 3/15/91 By: SG
Further Action Needed:
Further Action Taken
Date: By:
Final Review and Data-Entry
Date: 3/15/91 By: SG
Claim Numbers of Split, if any:

RECEIVED
OCT - 2 1990
Department of Water Resources
Southern Region Office
MICROFILMED
FEB 24 1993

G-001462

RECEIVED
JAN 18 1991
Department of Water Resources
Southern Region Office

WARRANTY DEED

JON MELLEN and LANA L. MELLEN, husband and wife, as Grantor, hereby grants, bargains, sells and conveys to ROBERT McCABE and LINDA JOY McCABE, husband and wife, as Grantee, whose address is 5201 Wavecrest Way, Oxnard, California 93030, for the sum of Ten and no/100 Dollars ($10.00) and other good and valuable consideration, certain real property, located in Gooding County, Idaho, which is more particularly described on Exhibit "A", attached and incorporated by reference.

This conveyance is subject to taxes and assessements for the year 1990 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to the tenancies described in the Agreement for Purchase of Real Property, dated July 4, 1990, between Grantor and Grantee, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show. This conveyance is also subject to that certain Mortgage executed by Grantor, to Norwest Agricultural Credit, Inc., as Mortgagee, recorded on April 11, 1988, under Instrument No. 131759 with the Gooding County Recorder, which Mortgage and Promissory Note secured thereby have been assumed by the Grantee.

This conveyance is also subject to that certain UCC Financing Statement covering certain personal property therein described, wherein the Debtor is the Grantor and the Secured Party is Norwest Agricultural Credit, Inc. This Financing Statement was filed with the Gooding County Recorder on April 11, 1988, under Instrument No. 131761 and with the Secretary of State for Idaho.

This conveyance shall include any and all appurtenances, hereditaments, tenements, reversions, remainders, easements, rights-of-way, water rights and grazing permits in anyway appertaining to the property herein described.

The Grantor covenants to the Grantee that they are the owner in fee simple of said premises; that the premises are free from all encumbrances, except as set forth above and that the Grantor will warrant and defend the same from all lawful claims.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 30th day of August, 1990.

Jon Mellen

Lana L. Mellen

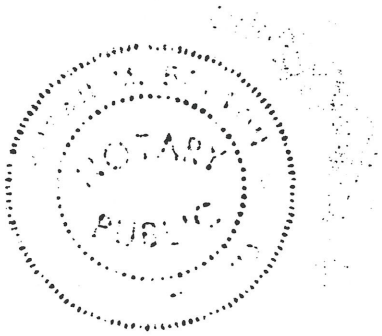
MICROFILMED
FEB 24 1993

STATE OF IDAHO)
) ss.
County of GOODING)

On this 30th day of August, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared JON MELLEN and LANA L. MELLEN, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing

instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Susan M. Dalton
Notary Public for Idaho
Residing at: Gooding, Idaho
My Commission Expires: 10-16-92

142128

STATE OF IDAHO, COUNTY OF GOODING
Filed for record at the request of FIRST AMERICAN TITLE
0 min. past 2 P. M. this 31
of Aug 90.
JOYCE A. ... Recorder fee 9.00
By ... Deputy

MICROFILMED
FEB 24 1993

State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

15-Mar-1991 15:14

Susan M. Bolton
First American Title Co.
P.O. Box 446
102 Fifth Ave. East
Gooding, ID 83330

Re: Adjudication Claim(s): A37-07476, 37-07379, 37-07191, 37-00239D
A37-00240D, 37-00607D, 37-00608D

Dear Ms. Bolton:

After passing these poor files, listed above, back and forth, I think the Department has changed the records of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact me at this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED
FEB 24 1993

EXHIBIT A

The Southeast Quarter and the East half of the Southwest Quarter of Section 20, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

The Southwest Quarter of Section 21, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

The North half of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 28, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

The Northwest Quarter and the West half of the Northeast Quarter of Section 29, Township 6 South, Range 14, East of the Boise Meridian, Gooding County, Idaho.

MICROFILMED
FEB 24 1993

SD-33 LAST NAME: MC CABE STATE

SEL	FIRST NAME	OWN	WATER RIGHT NO.	PRIORITY DATE	SOURCE	TOTAL DIVERSION	USE CODE	DESC
_	MC CABE	C	A37-00240D					
_	ROBERT	C	A37-00607D	08/15/1886	MALAD RIVER	1.290	01	IRR
_	LINDA JOY	C	A37-00607D	08/15/1886	MALAD RIVER	1.290	01	IRR
_	ROBERT	C	A37-07379	09/21/1974	GROUNDWATER	3.960	01	IRR
_	LINDA JOY	C	A37-07379	09/21/1974	GROUNDWATER	3.960	01	IRR
_	ROBERT	C	A37-07476	01/07/1976	GROUNDWATER	1.400	01	IRR
_	LINDA JOY	C	A37-07476	01/07/1976	GROUNDWATER	1.400	01	IRR
_	ROBERT	C	A37-00239D	08/29/1884	MALAD RIVER	0.680	01	IRR
_	LINDA JOY	C	A37-00239D	08/29/1884	MALAD RIVER	0.680	01	IRR
_	ROBERT	C	A37-00608D	04/15/1887	MALAD RIVER	0.422	01	IRR
_	LINDA JOY	C	A37-00608D	04/15/1887	MALAD RIVER	0.422	01	IRR
_	ROBERT	C	A37-07191	01/05/1973	GROUNDWATER	4.610	01	IRR
_	LINDA JOY	C	A37-07191	01/05/1973	GROUNDWATER	4.610	01	IRR

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
(ENTER=CONTINUE) (GOLD 7=THIS QUERY) (MENU _____)

MICROFILMED
FEB 24 1993

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: A37-07191
Date Received: 8/16/1988
Receipt No: S006621
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LANA L. MELLEN
   Address: RT. 1 BOX 1092
   FAIRFIELD, ID 83327
   AND/OR
   Name: JON MELLEN
   Address: RT. 1 BOX 1092
   FAIRFIELD, ID 83327

2. Date of Priority: JAN 05, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06S	14E	20	SW SE		GOODING

5. Description of diverting works:
   WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	4.610		

7. Total Quantity Appropriated is:
   4.610 C.F.S. (and/or) 1053.00 A.F.A.

8. Total consumptive use is 1053.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06S	14E	20	NE	SW		IRR	33.0
			SE	SW		IRR	33.0
			NW	SE		IRR	33.0
			SW	SE		IRR	33.0
						Section Acres	132.0
		29	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
						Section Acres	219.0
						Total Acres	351.0

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:
A37-00607D, 608D, 239D, A37-07379, A37-07476

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 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): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
FEB 24 1993

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: **A37-07191**
Date Received: 8/16/1988
Receipt No: S006621
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
SEP 1 1988
Department of Water Resources
Office

1. Name: LANA L. MELLEN
   Address: RT. 1 BOX 1092
   FAIRFIELD, ID 83327

   Name: JON MELLEN
   Address: RT. 1 BOX 1092
   FAIRFIELD, ID

2. Date of Priority:

3. Source: GROUNDWATE

4. Point of Diversion:

Township	Range	S
06S	14E	

5. Description of dive

6. Water is used for th

Purpose
IRRIGATION

7. Total Quantity Approp
   4.610 C.F.S. (and/or) 1053.00 A.F.A.

8. Total consumptive use is 1053 Acre Feet Per Annum.

9. Non-irrigation uses:

#5
139 acres overlap
176 acres do not
TOTAL FEES $226.00

LICENSE RTS
SE¼
SW SE

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
06S	14E	20	NE	SW		IRR	33.0
			SE	SW		IRR	33.0
			NW	SE		IRR	33.0
			SW	SE		IRR	33.0
						Section Acres	132.0
		29	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
						Section Acres	219.0
						Total Acres	351.0

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:

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED FEB 24 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): Jon Mellen Date: 09-01-88

_____ Date: _____

State of Idaho)
) SS.
County of Twin Falls)

Subscribed and sworn (or affirmed) before me this 30th day of August 19 88

Chris D. Kunaraky
Notary Public

Seal

Residing at Twin Falls

My Commission Expires 10-31-88

MICROFILMED FEB 24 1993

65 14E

28. Gooding Butte

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

1/30/89

Nelson - Rockwell

RE: A37-07191

RECEIVED
MAR 01 1989
Department of Water Resources
Southern Region Office

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # _____ for $ _____ which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification: **(Please review enclosed instructions and use enclosed form to refile claim)**

[ ] Item #1 Name - Address
[ ] Item #2 Priority
[ ] Item #3 Source
[ ] Item #4 Point of Diversion Legal Description
[ ] Item #5 Description of Diversion Works
[ ] Item #6 Uses descriptions
[ ] Item #7 Total Diversion Rate
[ ] Item #8 Total Consumptive Use
[ ] Item #9 Description of Non-irrigation Uses
[ ] Item #10 Place of Use Legal Description
[ ] Item #11 County of Place of Use
[ ] Item #12 Ownership of Property
[ ] Item #13 Other water rights for same uses
[ ] Item #14 Remarks
[ ] Item #15 Basis of Claim
[ ] Item #16 Signature & Notorization
[ ] Improper fee (THE CORRECT FEE IS $ $50.00 + $176.00 = $226.00)

X MJP

If you will make any necessary corrections and return the documents with the correct fee before March 1, 1989, your filing will not be assessed an additional late filing fee. Please do not hesitate to contact this office if you have any questions or need futher assistance.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

ADM:adm
Enclosures:

MICROFILMED
FEB 24 1993

MAP DONE

RE: In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, Case No. 39576, District Court for Twin Falls County, Idaho

Claimant: Jon Mellen

Claim No.(s): A37-12914; A37-00239D; A37-07476; A37-07191; A37-07379; A37-00607D; A37-00608D

X It is my desire that the law firm of Rosholt, Robertson & Tucker enter an appearance on my behalf in the Adjudication and represent my interest in the Adjudication process.

DATED this 25 day of NOVEMBER, 1991.

Jon Mellen

_____ It is not my desire that the law firm of Rosholt, Robertson & Tucker represent my interest in the Adjudication process.

DATED this _____ day of _____, 1991.

_____

MICROFILMED
FEB 24 1993

ROSHOLT, ROBERTSON & TUCKER
Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
GARY L. QUIGLEY
JUSTIN R. SEAMONS
JOHN O. FITZGERALD
D. BERNARD ZALEHA

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1020 MAIN STREET, SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 334-6034

February 5, 1992

RECEIVED
FEB 07 1992
Department of Water Resources
Southern Region

Attention: Judy Givens
Southern Region
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

RE: SRBA CLAIMS IN THE SOUTHERN REGION

Dear Judy:

The attached is a list of our clients for whom we filed claims in the SRBA, and who by signing and returning a letter to our office, have requested that we continue to represent them in the adjudication process.

The claims highlighted identify those we filed in your region. Please check these claims and make certain that we are shown on your computer as representative, in order for us to receive the mailings from the department and perform the required service for our clients in a timely manner.

Yours truly,

Crystal Vincent

Crystal Vincent

CV:mw
02059207.CV

MICROFILMED
FEB 24 1993

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7191 Priority January 5, 1973 Amount 4.61 cfs

THIS IS TO CERTIFY, that JIM REED

of Gooding, Idaho, has complied with the terms and conditions of Permit No. 37-7191 issued pursuant to Application for Permit dated January 5, 1973, and has submitted proof to the Department of Water Resources on October 30, 1979, 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 4.61 cfs of water from a groundwater source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
Irrigation	from March 15	to October 15	at 4.61 cfs and	1053 acre feet
	from	to	at cfs and	
	from	to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 4.61 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 1053 acre feet per year, said waters to be diverted within the SW¼SE¼, Sec. 20, Twp. 6S, Rge. 14E, B.M. in the County of Gooding.

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	29		40	40		40	33	33	33									219
		20									33			33		33	33		132

Total number of acres irrigated 351

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 29 day of August, 19 80.

Director

DEPARTMENT OF WATER RESOURCES

AMENDED

Form 219
12/79

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

37-7191
Permit No.

CONTACT WITH PERMIT HOLDER

		DATE	INITIALS	REMARKS
☒	Appointment letter mailed:	12-27-79	JL	
☐	Telephone call made: (List Telephone No. used)			
☒	Appointment scheduled for: (Date, time, location)	5-20-80 2pm	JP	

EXAMINATION

Date 5-20-1980 Accompanied by Jim Reed Total Q measured 4.61 cfs

If source is surface water, estimate total flow of source

Methods of measurement Ammeter 12.000" Meets Permit requirements? ✓

Measurement calculations:
Measured 16" on meter - 2.06 comp. factor = 13.94" = 4.61 cfs
Volume - 351 ac x 3 AFA/acre = ~~1404~~ 1053 AF/annum

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	250	U.S. Motors	DC-7008945	Layne-Bowler	unknown	Ammeter 12"	Good	

System Description Well, motor, pump, 12" mainline to two pivots, two 1/4-mile wheel lines, and headline for 1 pivot corner. 20" x 165' well

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

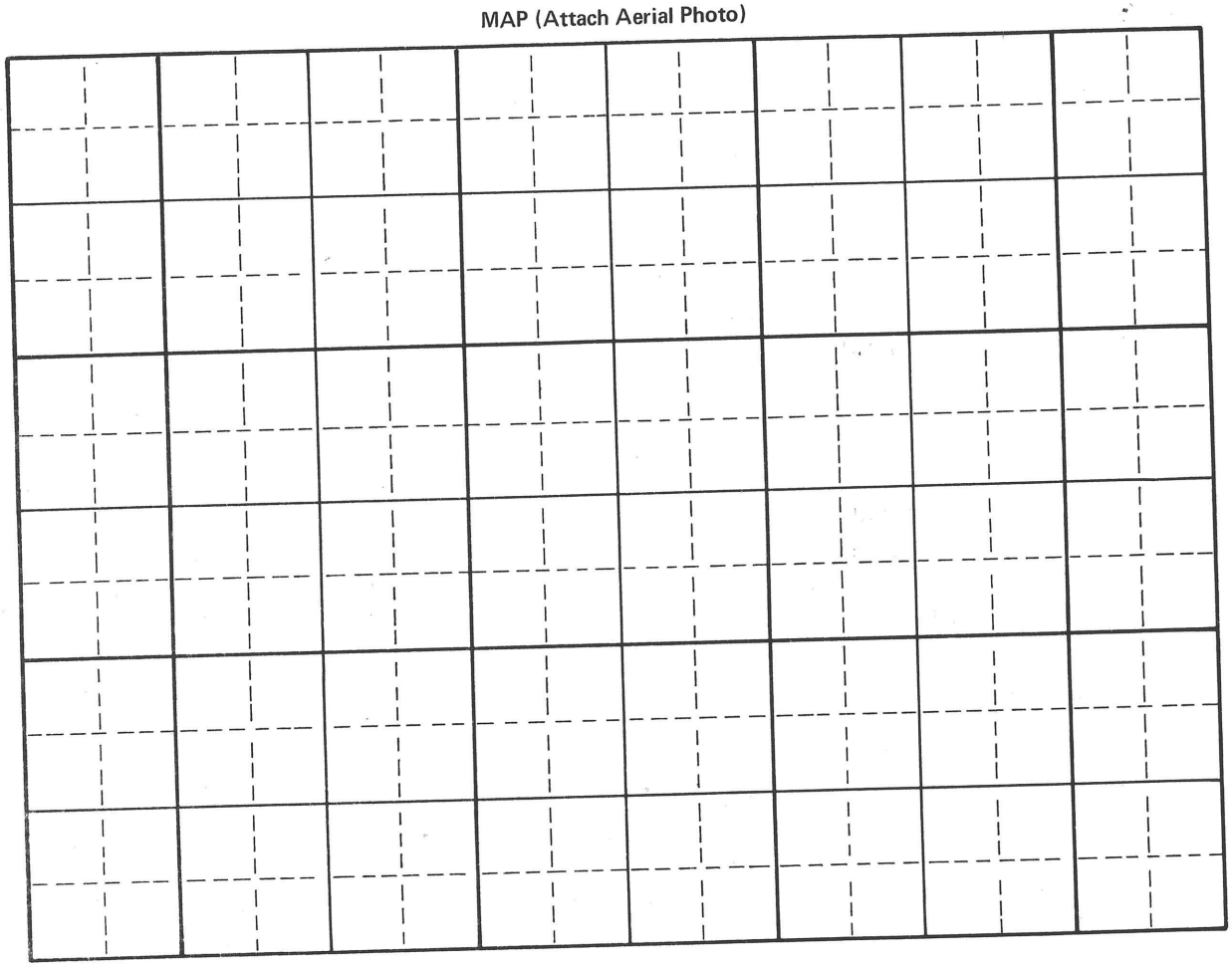
Irrigation requirement = 3~~4~~.0 AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
irrigation	4.61	~~1404~~.0	3-15	10-15
		1053.0		
		1053.0		
Total	4.61	~~1404~~.0		

Remarks Mr. Reed waters adjoining land from another well. The two wells are separate now, but may be connected in the future.

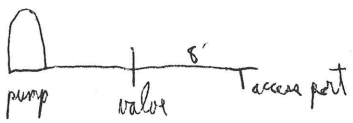
RECEIVED LIMITED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SW/SE Sec. 20 T. 6S R. 14E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	29		40	40		40	33	33	33									219
		20									33			33		33	33		132

Recommended Amendments:

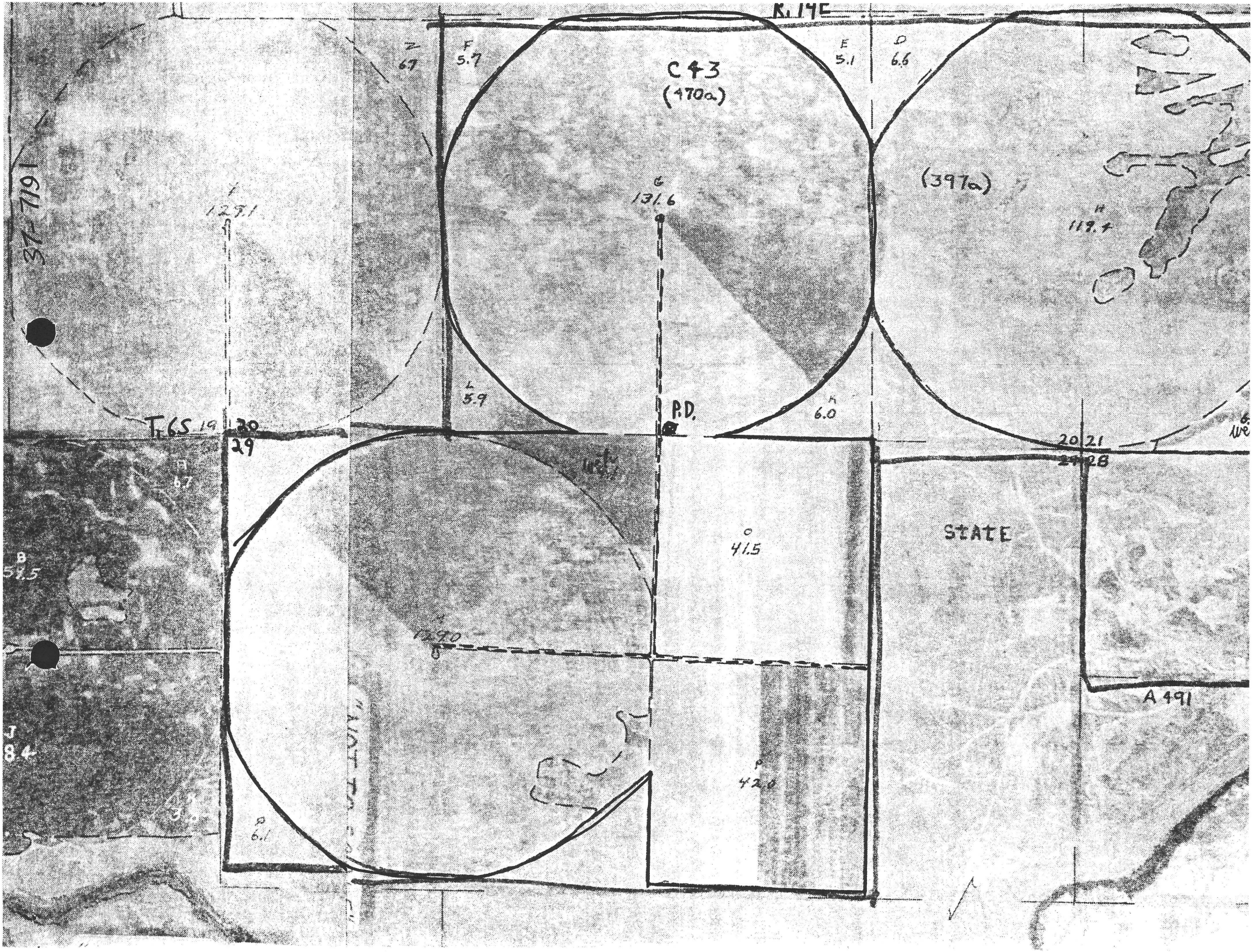
☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Examiner's Signature J E Stanton Date 5-23-80

Checked by Allen Mortl Date 6-2-80

Approved by Robyn Date 7/28/80


R.19E
C43
(470a)
(397a)
P.O.B.
STATE
A491
T.6S
19
20
29
21
28
Z
67
F
5.7
E
5.1
D
6.6
G
131.6
H
119.+
L
5.9
K
6.0
A
67
B
51.5
O
41.5
P
42.0
Q
6.1
J
8.4
1290
1291
S 71° E