

11/24/2006

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

RIGHT NUMBER: 37-7861

NAME AND ADDRESS: JAMES W MECHAM
PO BOX 3119
428 MAIN AVE N
TWIN FALLS ID 83301-3119

SOURCE: STODDARD CREEK SPRING

TRIBUTARY: STODDARD CREEK

QUANTITY: 0.714 CFS

PRIORITY DATE: 10/28/1980

POINT OF DIVERSION:

T06S R13E S27 NWNW Within GOODING County
T06S R13E S27 SENWNW Lot 1 Within GOODING County
T06S R13E S27 NWSW Lot 1 Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	03/15 11/15	0.714 CFS0.300 CFS
	11/01 03/15	
FISH PROPAGATION	03/15 11/01	0.714 CFS0.300 CFS
	11/01 03/15	
RECREATION STORAGE	01/01 12/31	1.00 AFY
POWER	03/15 11/01	0.714 CFS0.300 CFS
	11/01 03/15	

PLACE OF USE: POWER in GOODING County

T06S R13E S27 NWSW

RECREATION same as POWER
FISH PROPAGATION same as POWER

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is conditioned upon completion of the appropriation in accordance with the statutory procedure for appropriation of water rights. This right remains subject to all conditions set forth in the permit upon which this right is based, and will be subject to all conditions set forth in the license issued by IDWR upon completion of the statutory appropriation process.

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.

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Permit

The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.

Measuring devices of a type approved by the Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

The issuance of this right does not grant any right-of-way or easement across the land of another.

This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-7861

Date Received _____

Receipt Number _____

RECEIVED

OCT 26 2005

Department of Water Resources

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) James W. Mechem Phone (208) 734-1279
Mailing Address P.O. Box 3119 Twin Falls, ID Zip 83303-31192. Date of Priority (Only one (1) per claim) 10-28-19803. Source of water supply (a) STODDARD CREEK SPRING
which is tributary to (b) STODDARD CREEK4. a. Location of existing point of diversion is: Township 6 S Range 13 E Section 27,
NW 1/4 of NW 1/4 of 1/4, Govt. Lot, 1 B.M., County of GoodingAdditional points of diversion if any: 2 as listed below

b. If instream flow, beginning point of claimed instream flow is:

Township 6 S Range 13 E Section 27, SE 1/4 of NW 1/4 of NW 1/4,
Govt. Lot 1 B.M., County of Gooding
ending point is: Township 6 S Range 13 E Section 27, NW 1/4 of SW 1/4 of
1/4, Govt. Lot 1 B.M., County of Gooding5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Original diversion is at Stoddard Cr.
Spring. Water enters 10" inverted pipe (siphon) in NW 1/4 of NW 1/4
of section 27. Pipe emerges on west side of Old Hwy 30 to #2 (22.5 ft) x
diversion with Harrison, McFadden, Sinkinson's & Mechem's water is carried
by pipe containing flowmeter 65 yds to diversion #3 approx. 13 sq. ft. x 2' deep
box dividing Sinkinson's & Mechem's water. Thence into 8" pipe
reduced downline 80 yds to 6" pipe to points of use at
~~mechem's~~ mechem's in the NW 1/4 of SW 1/4 of Section 27.

6. Water is claimed for the following purposes:

For Recreation Storage

(both dates are inclusive)

(cfs)

(acre feet)

For Power

purposes from

1/01 to 12/31

amount

714

or

1.00 AF

For Recreation

purposes from

3/15 to 11/01

amount

714

or

For FISH PROPAGATION

purposes from

3/15 to 11/01

amount

714

or

For FISH PROPAGATION

purposes from

11/01 to 3/15

amount

300

or

7. Total quantity claimed (a) 714

(cfs) and/or (b)

(acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock etc.) Domestic - 4 households (other uses listed above)

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	13E	27										X							

Total number of acres irrigated _____

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

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.
37-7756 for Domestic & stockwater (licensed) 37-1245 for power or None ()

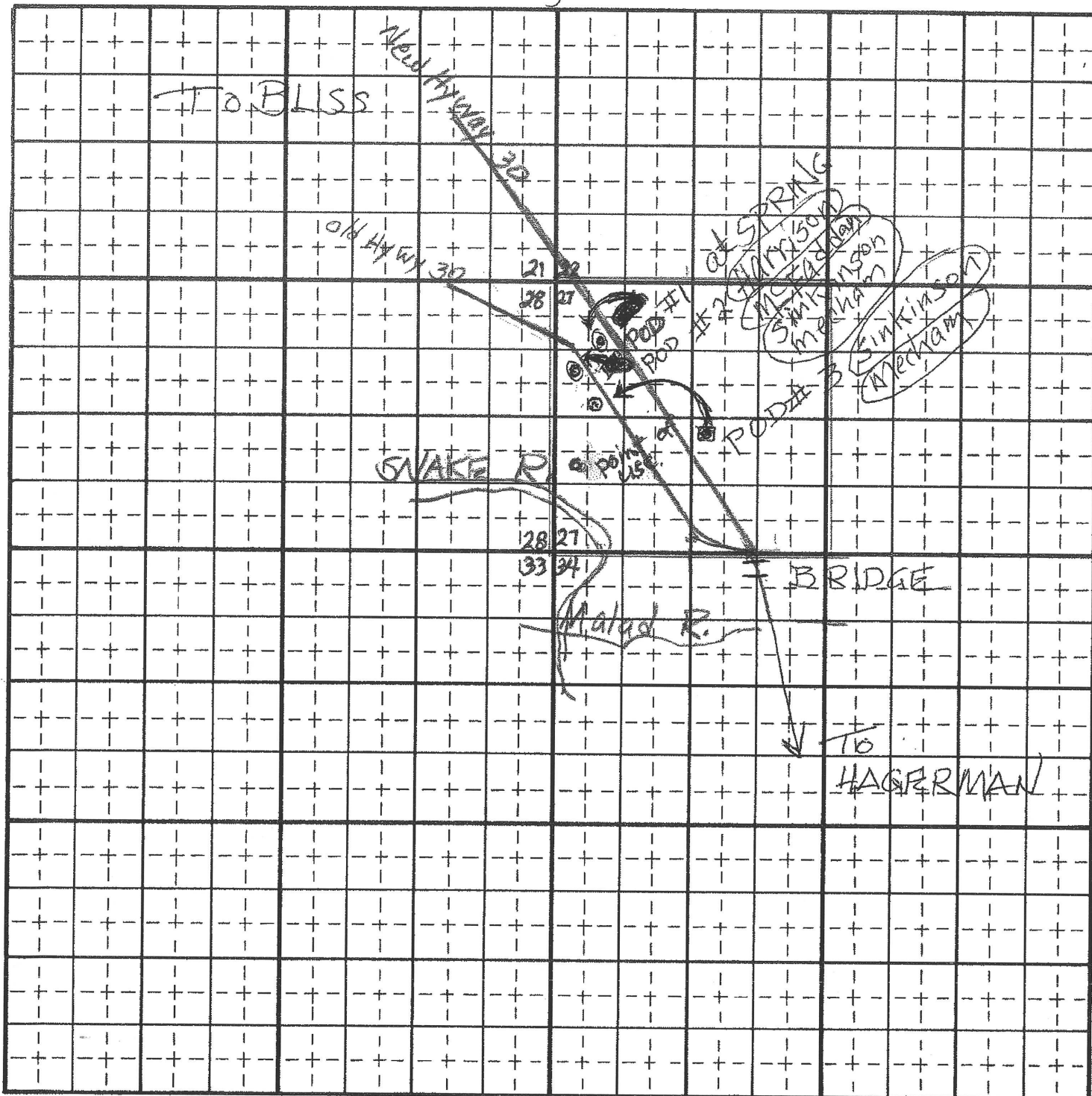
14. Remarks: Our maximum allotted water 714 cfs is used as follows: 4 dwellings, irrigation of 2 acres, stockwater, & the remainder for non-consumptive use, viz., fish propagation & hydro power (at two hydro power sites). First turbine hardly works with less than 714 cfs. THE BULK OF USE IS NON-CONSUMPTIVE.

Last Name Mecham Ident No. 37-7861

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name MECHAM

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit #37-786
Decree #17298 11-15-1979
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 _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

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

Signature of Claimant (s) James H. Graham Date 10-3-05
Shirley Ann Graham 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 _____

Title

of _____

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 Twin Falls)

SS.

Subscribed and sworn (or affirmed) before me this _____

3rd

day of

October

2005

Notary Public Janie Robertson

Residing at Twin Falls, Idaho

My Commission Expires 9-23-06

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant