

06/21/2002

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

RIGHT NUMBER: 37-12908

NAME AND ADDRESS: CAROL MC FARLAND
350 FALLS AVE
TWIN FALLS ID 83301

DON MC FARLAND
350 FALLS AVE
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.16 CFS

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

PRIORITY DATE: 01/01/1980

POINT OF DIVERSION:

T06S R14E S27 SESESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.160 CFS

PLACE OF USE: DOMESTIC Within GOODING County

T06S R14E S27 SESE

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

37- 12908

5-16-1992

USGS

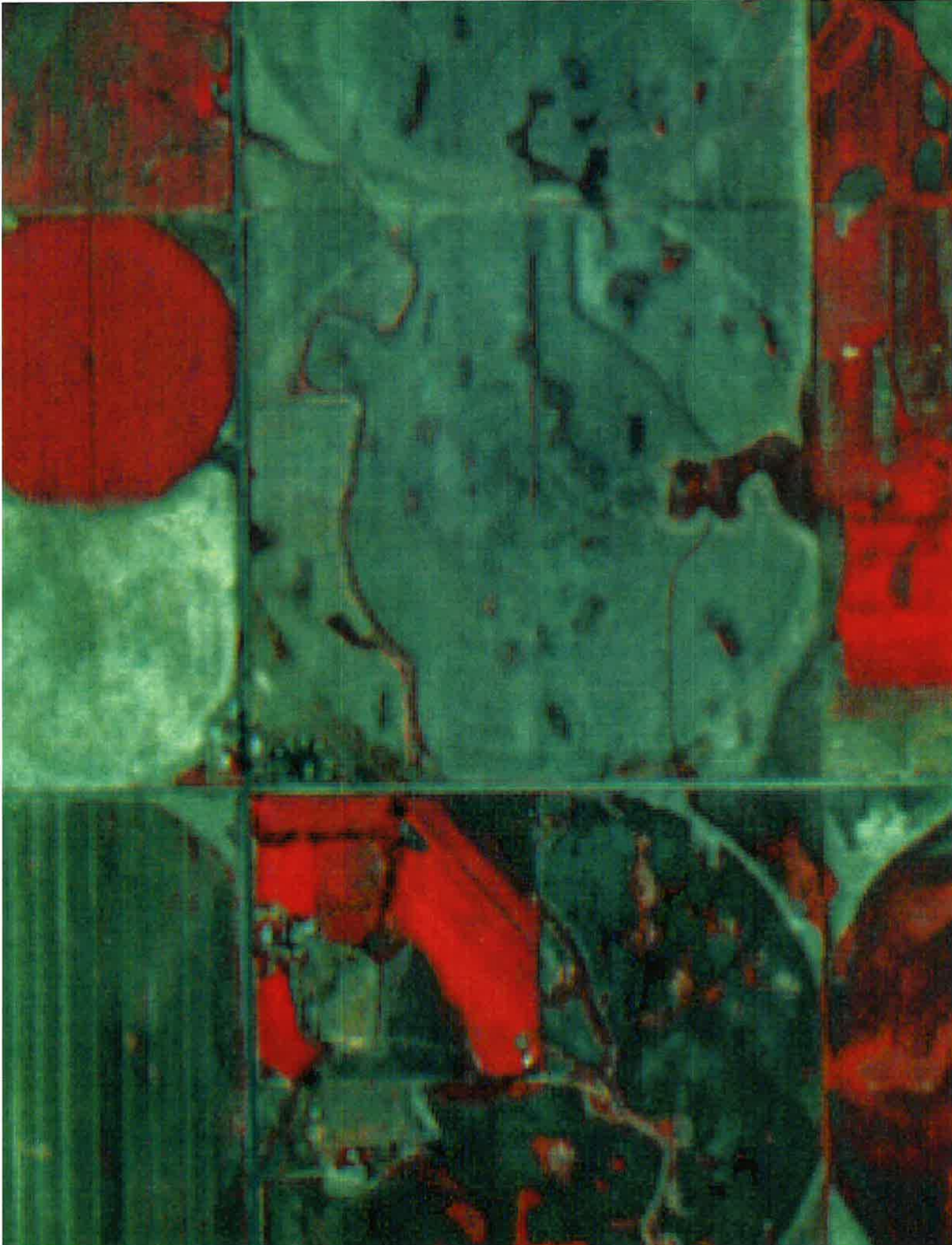
1 Meter Resolution



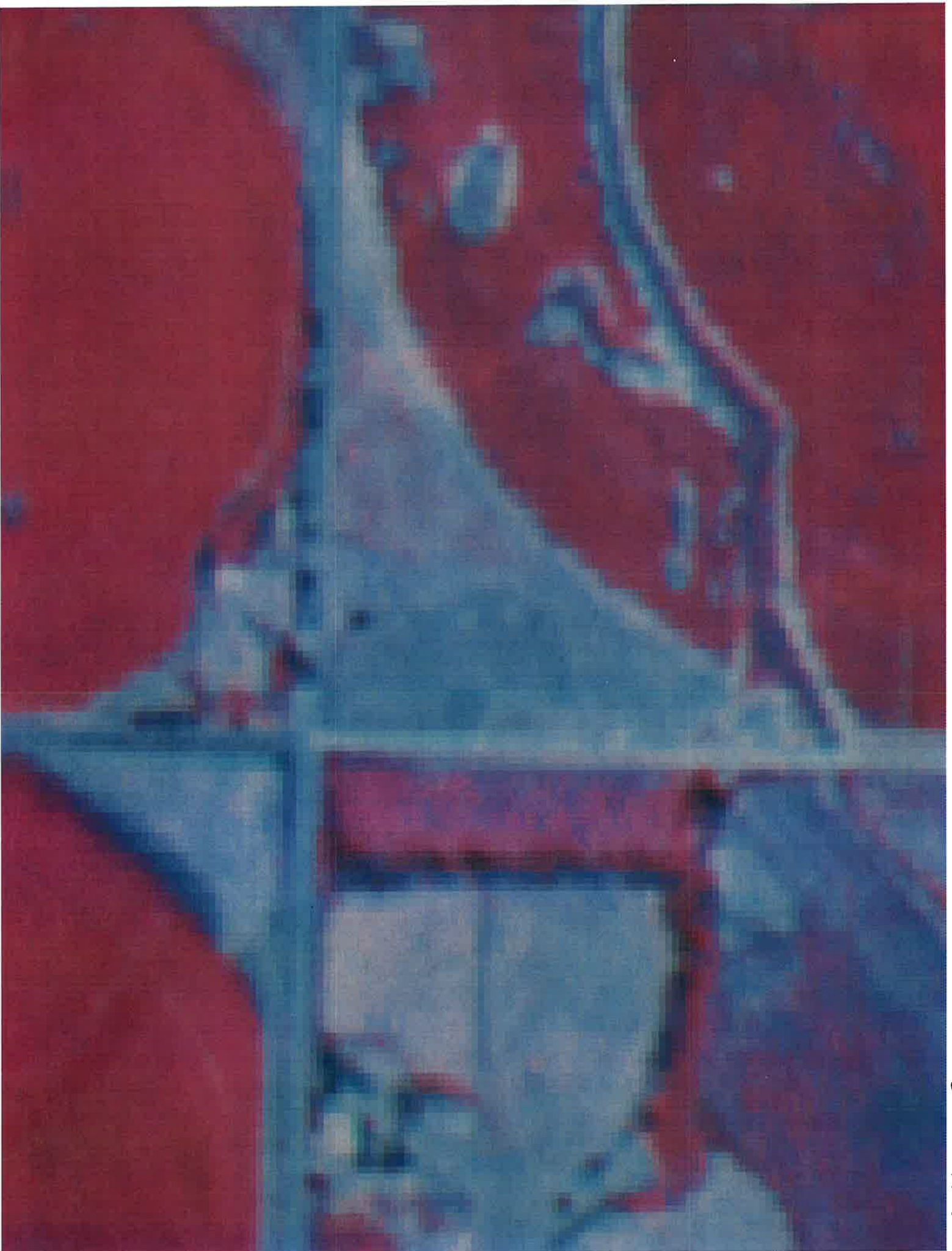


37 - 12908

1983 42



37-12908 1980 U2



37-12908

1975

37-12908

8-4-1974 Photo

AA70
RI4E RI5E

TUTTLE ORTHOPHOTOQUAD
IDAHO

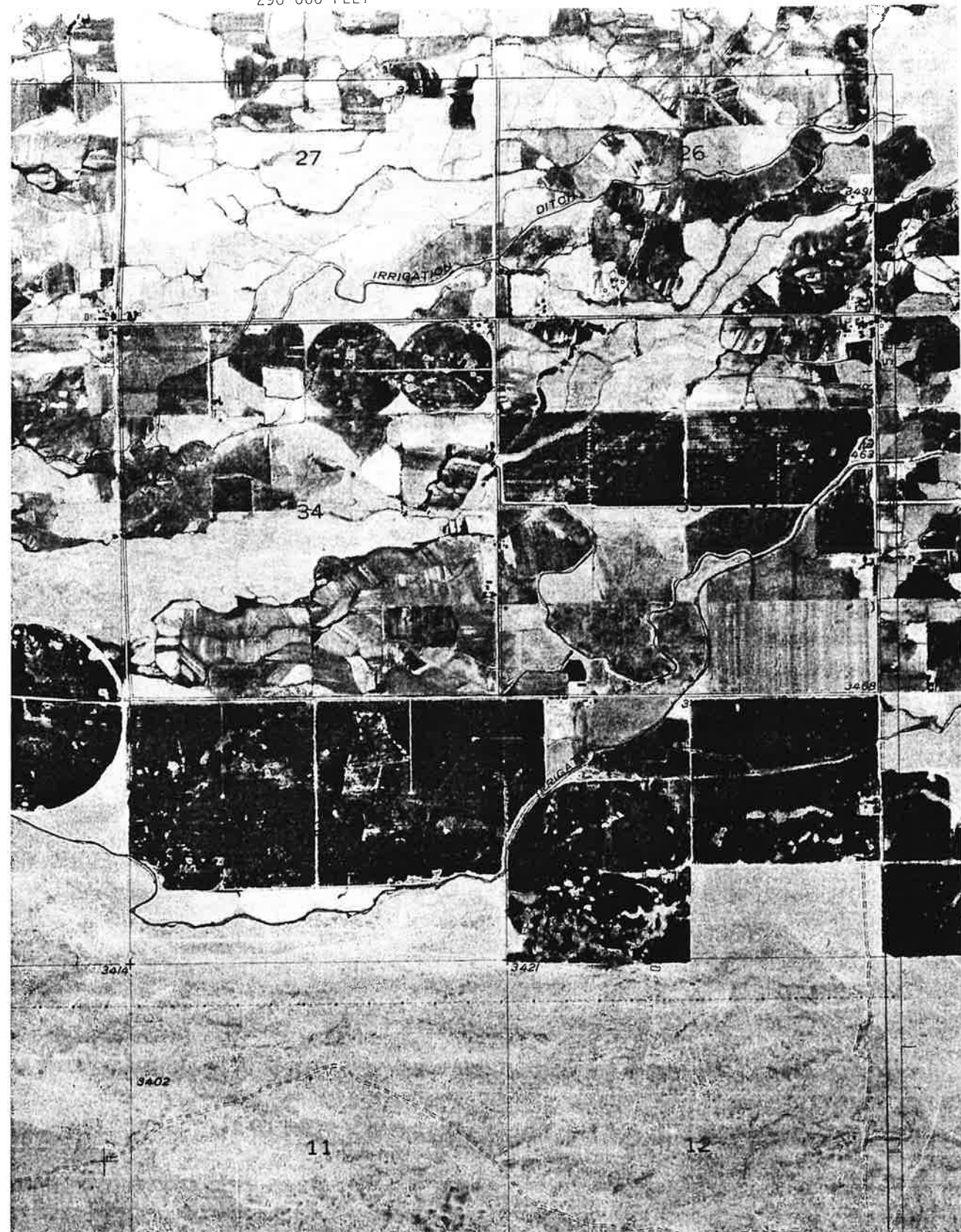
290 000 FEET

114°45'

42°52'30"

440 000
FEET

T6S
T7S





IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE STREET, SUITE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

37-12908
PHILIP E BATT
GOVERNOR
KARL J DREHER
DIRECTOR

October 9, 1997

Don McFarland
Attn: His assistant

Ladies and Gentlemen,

I apologize but I forgot who the person I spoke with earlier today. The woman that I spoke with was working with me on the water rights for Don McFarland in the Gooding area for West East Snake Plain Measurement District (WMD).

As we discussed earlier today on the telephone Mr. McFarland has four wells in the WMD that are required to be measured. However, I performed a theoretical analysis on these wells and discovered that if I have the correct horsepower information on these wells, their capacity is below the WMD requirement of monitoring all wells with a diversion rate of greater than .24 cfs. This means that Mr. McFarland has two options, (1.) He could install meters on all four of these wells and pay the yearly assessment to the WMD of \$ 235.73. (2.) He could come in and amend his claim to .24 cfs or below and be waived from measurement and have this year's assessment refunded to him.

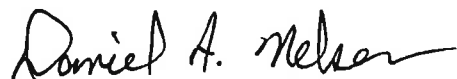
The decision to retain the water rights or to amend the claims is entirely up to you. However, I would like to let you know that these diversion rates are all based off of adjudication claims. Generally, these adjudication claims are recorded way out of proportion in order to guarantee that you will not be short of water after the adjudication process has finished. However, these adjudication are limited to the actual capacity of the pump if you decide to transfer or move the water right. Therefore, it may be in your best interest to amend your claims and forgo the cost of installing flow meters and paying the yearly assessment.

The theoretical calculation I made were calculated using information gathered by Cindy Hodges of the State Office of the Idaho Department of Water Resources (IDWR). I you strongly recommend that you double check with your well installer and make sure that the horsepower used on these theoretical analysis's are correct. The following is the theoretical diversion rates I calculated for the following water rights.:

WATER RIGHT NUMBER	WELL NAME	WATER RIGHT DIVERSION RATE	THEORETICAL DIVERSION RATE
A37-12906	1400 E ROAD	0.44 cfs	0.14 cfs
A37-12910	OLD MALAD HIGHWAY	1.00 cfs	0.03 cfs
A37-12908	SHOESTRING ROAD	0.28 cfs	0.16 cfs
A37-12905	SOUTH 1700 EAST ROAD	0.50 cfs	0.05 cfs

I have also included a profile report for each water right with this fax so you will be better able to identify each water right. You should contact me as soon as possible to let me know if you plan to amend these claims so we can complete the paper work before the first of the year and refund this year's assessment to you. If you have any questions please contact me at the above address or telephone number.

Sincerely,



Daniel A. Nelson
Water Right Agent
Southern Office
Idaho Department of Water Resources

WEST ESPA MEASUREMENT DISTRICT REVIEW FORM

BD400080

CURRENT OWNER: Don McFarland

PHONE NUMBER: _____

ADDRESS: _____

WATER RIGHT NUMBERS: A37-12908GPS FILE NAME: C073115A offset = 0WELL SITE TAG NUMBER: A0006755 loc = CasingWELL NAME: Shoestring RdLEGAL DESCRIPTION: T6S R14E SEC. 27 1/4 1/4 SE 1/4 SE

PUMP:

MANUFACTURER: Franklin

SERIAL NUMBER: _____

MODEL NUMBER: _____

TYPE: Subm. Combo

IMPELLER DIAMETER: _____ RATED SPEED: _____

RATED DISCHARGE: _____ RATED HEAD: _____

MOTOR:

MANUFACTURE: Franklin

SERIAL NUMBER: _____

RATED HORSEPOWER: 5 PHASE: 1RATED AMPS: 27 RATED VOLTS: 230RATE SPEED: 3450 SERVICE FACTOR: _____

Est. at 0.16 cfs

BOOSTER PUMP:

MANUFACTURER: _____

SERIAL NUMBER: _____

MODEL NUMBER: _____

TYPE: _____

IMPELLER DIAMETER: _____ RATED SPEED: _____

RATED DISCHARGE: _____ RATED HEAD: _____

BOOSTER MOTOR:

MANUFACTURE: _____

SERIAL NUMBER: _____

RATED HORSEPOWER: _____ PHASE: _____

RATED AMPS: _____ RATED VOLTS: _____

RATE SPEED: _____ SERVICE FACTOR: _____

KILOWATT HOUR METER:

UTILITY: IPCO

MANUFACTURER: GE

METER SERIAL NUMBER: 90 363 470

POLE NUMBER: _____ RATED VOLTAGE: 240

DISK CONSTANT (Kh): 7.2 MULTIPLIER (MULT): _____

DEMAND: _____ CTR OR PTR: _____

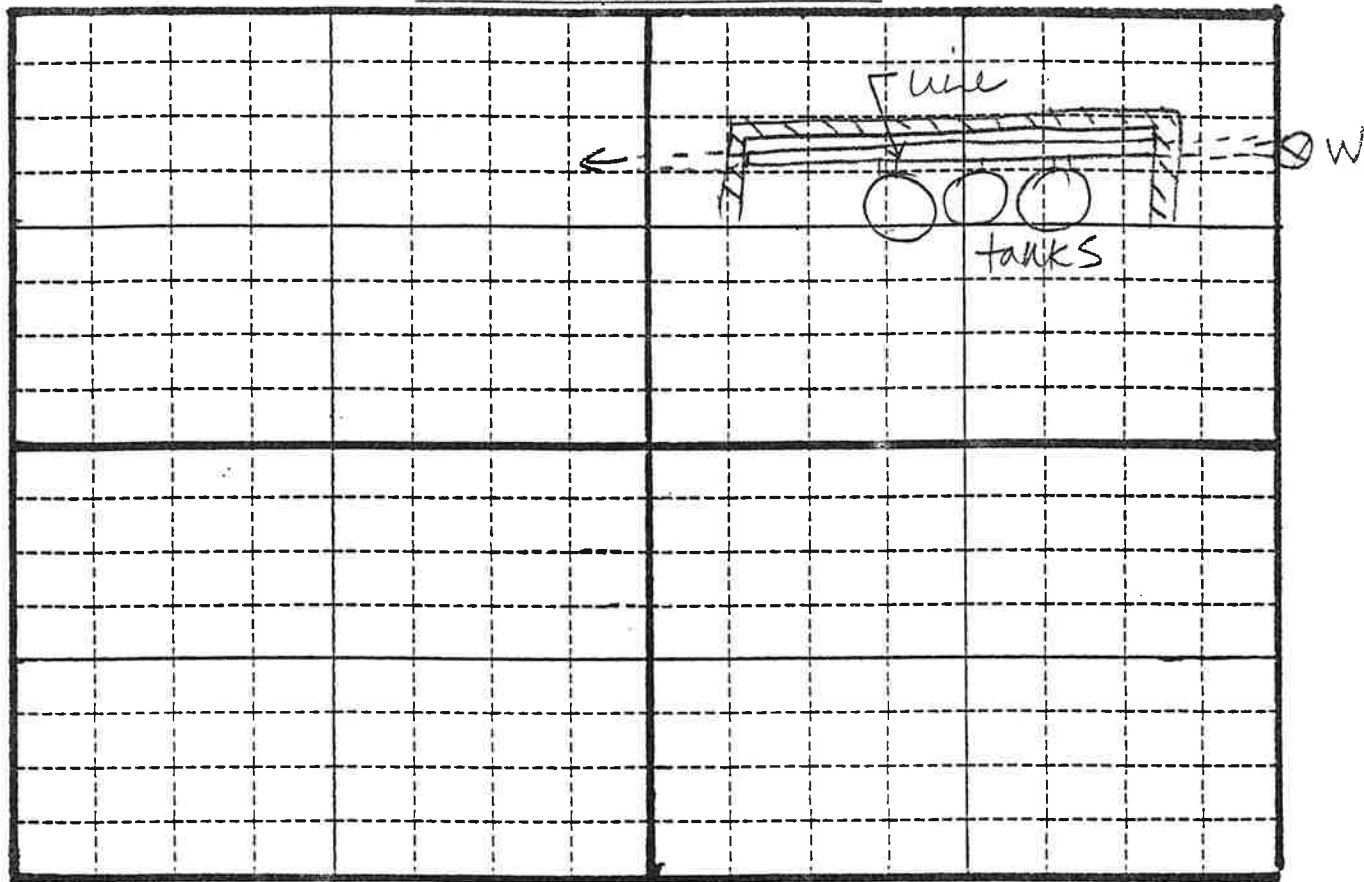
TYPE OF MEASUREMENT REQUIRED:

PCC: _____ METER: X TIME CLOCK: _____ OTHER (EXPLAIN): _____

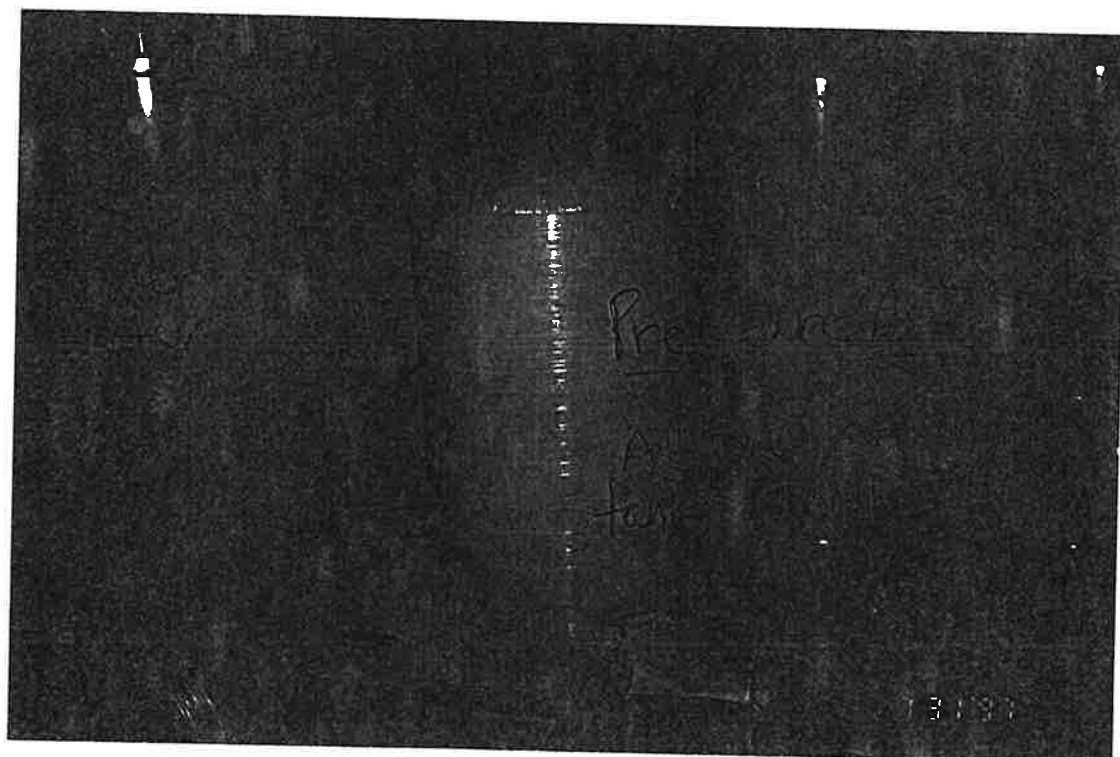
COMMENTS: pumped to three pressure tanks for
dist to 10 home sites w/ lawns/gardens
3-5 ac total.

Well located near corner in first blk, 50' S. of shed
Could possibly use PCC if nothing else is
connected to meter(?) Don't know how much
pressure fluctuates @ tanks.

MAP OR DRAWING OF SYSTEM



PHOTOS 4



McFarland 6S14E 27



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 8, 2002

37-12906
DON MC FARLAND
PO BOX 5178
TWIN FALLS ID 83303

RESPONSE DEADLINE
APRIL 12, 2002

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. I will be conducting field examinations for the SRBA claims with a Ground Water source in your area in late March and early April. Since the priority date of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129. If you have multiple claims that require evidence of priority date, the labels with the identification numbers of the additional claims are attached below. Please submit evidence of the priority date for each of your beneficial use rights. Also, if there are multiple claimants of the claim at the same address, the additional claimants are identified on the labels attached below.

Sincerely,

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

37-12906

37-12908

Enclosures

37-12908
DON MC FARLAND
PO BOX 5178
TWIN FALLS ID 83303

37-12910
DON MC FARLAND
PO BOX 5178
TWIN FALLS ID 83303

37-12910
CAROL MC FARLAND
PO BOX 5178
TWIN FALLS ID 83301

DATE: 08/27/99
PAGE: 1

**ERSION
LUME**

0-240 CFS

Stage: BENEFICIAL USE

GOODING County

SE SESE

—

Other Rights: NONE

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

AUG 26 1999

Department of Water Resources

August 24, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DON MC FARLAND
CAROL MC FARLAND
PO BOX 5178
TWIN FALLS ID 83303-5178

Re: Snake River Basin Adjudication (SRBA)
Water Rights # - Please See Attached List
Change of Address

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by September 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

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The address is correct as shown above or as otherwise changed.

Claimant Signature

(208) 734-0004
Telephone No.

