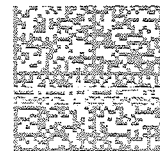


Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED
JAN 23 2007
DEPARTMENT OF
WATER RESOURCES

FIRST CLASS



UNITED STATES POSTAL SERVICE
PINEY ROWES
02 1A \$01.440
0004389393 JAN 19 2007
MAILED FROM ZIP CODE 83702

RETURN TO
TO
SENDER

☒ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NO. KNOWN
☐ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

UHF

MORRIS B MC COY

MARY L MC COY
PO BOX 388
CAMBRIDGE ID 83610

Director's Report
WR # 67-14550
67-14552
67-14554
67-14556
67-14558
67-14560
67-14562

SCANNED

MAR 13 2007



FIRS

RECEIVED

NOV 21 2003

NDE

WR#

67-14550-*Cambridge Telephone*
do done

67-14552-

67-14554-

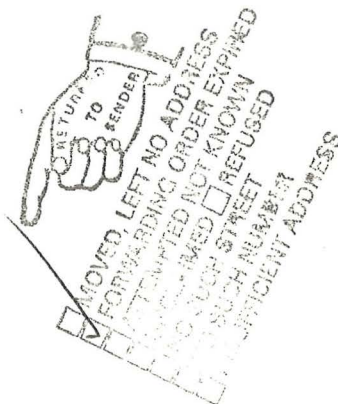
67-14556-

67-14558-

67-14 560-

67-14562-

do done
01/2007



~~MARY L MC COY
MORRIS B MC COY
PO BOX 388
CAMBRIDGE ID 83610~~

ADDRESS SERVICE
REQUESTED

SCANNED

FEB 27 2007

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

In Re SRBA

Case No. 39576

)
)
)
)
)
**Water Rights: 67-14550, 67-14552,
67-14554, 67-14556, 67-14558,
67-14560, 67-14562**

)
)
)
**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
☒ Substitution of Party
☐ IC § 42-222

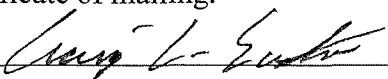
- ☐ Point of diversion ☐ Place of use
☐ Period of use ☐ Nature of use
☐ Split of water right ☐ Change in ownership

☐ Other:

IDWR certifies that it has completed its investigation into the changes to the elements of the water right(s) listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water right(s) except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4-3-07



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 4th, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W. Fort St. MSC 033
Boise, ID 83724

3. Copies to all parties to the subcase:

Cambridge Telephone Company, Inc.
c/o Kermit and Joana Wiggins
P.O. Box 86
Cambridge, ID 83610

Mary and Morris McCoy
P.O. Box 388
Cambridge, ID 83610


Signature of person mailing this document

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14550

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.043 CFS

PRIORITY DATE: 05/01/1878

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.043 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S03

SWSE

20.00

T14N R03W S10

NWNE

18.00

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 67-14550,
67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

This right is limited to the irrigation of 3.4 acres within the place of use
described above in a single irrigation season.

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 - Decreed

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14552

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.120 CFS

PRIORITY DATE: 06/01/1899

POINT OF
DIVERSION: T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.120 CFS
PLACE OF USE:	<u>IRRIGATION in WASHINGTON County</u>		
	T14N R03W S03 SWSE 20.00	T14N R03W S10 NWNE	18.00

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

This right is limited to the irrigation of 9.5 acres within the place of use described above in a single irrigation season.

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14554

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 06/01/1900

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.100 CFS
PLACE OF USE:	<u>IRRIGATION in WASHINGTON County</u>		
	T14N R03W S03 SWSE 20.00	T14N R03W S10	NWNE 18.00

38 ACRES TOTAL

This right is limited to the irrigation of 8.2 acres within the place of use described above in a single irrigation season.

38.0

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14556

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.043 CFS

PRIORITY DATE: 05/01/1907

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.043 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S03	SWSE	20.00	T14N R03W S10	NWNE	18.00
---------------	------	-------	---------------	------	-------

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

This right is limited to the irrigation of 3.4 acres within the place of use described above in a single irrigation season.

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14558

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.210 CFS

PRIORITY DATE: 05/01/1883

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.210 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S03

SWSE

20.00

T14N R03W S10

NWNE

18.00

38 ACRES TOTAL

This right is limited to the irrigation of 16.8 acres within the place of use described above in a single irrigation season.

38.0

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14560

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.013 CFS

PRIORITY DATE: 08/23/1883

POINT OF
DIVERSION:

T15N R03W S34 SWSESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.013 CFS
PLACE OF USE:	<u>IRRIGATION in WASHINGTON County</u>		
	T14N R03W S03 SWSE 21.00	T14N R03W S10	NWNE 17.00
	38 ACRES TOTAL		

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14562

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.244 CFS

PRIORITY DATE: 06/01/1945

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 10/31	0.244 CFS
PLACE OF USE:	<u>IRRIGATION in WASHINGTON County</u>		
	T14N R03W S03	SWSE 20.00	T14N R03W S10 NWNE 18.00

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 67-14550,
67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

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 - Beneficial Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
EAGLE
FITNEY BOWES
02 1A
0004396312
\$ 00.53⁰
APR 05 2007
MAILED FROM ZIP CODE 83702

MARY & MORRIS MCCOY
PO BOX 388
CAMBRIDGE, ID 83610

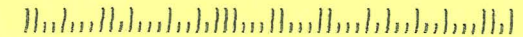
RECEIVED
APR 16 2007
DEPARTMENT OF
WATER RESOURCES

NIXIE 037 1 72 04/11/07

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 837200098 *0395-04077-11-40

EAACR1200098



MEMO

Date: 1-25-07

To: Sally
From: Craig

Re: Change of ownership for 67-14562 et al^e

We received a change of ownership request for 67-14562 but found that there are 5 additional water rights that cover the same POU. The following rights need to be changed:

3-27-07
67-14550
67-14552
67-14554
67-14556
67-14558
67-14560
67-14562

Secondly, the deed submitted is actually in the name of Cambridge Telephone Company, Inc. Mr Wiggins appears to be the president of that company. So lets change the name to:

CAMBRIDGE TELEPHONE COMPANY, INC.

C/O KERMIT L WIGGINS
JOANA R WIGGINS

PO BOX 86

CAMBRIDGE ID 83610

Thanks.

→ put on 1 line as
Kermit L or Joana R.

3-22-07

SCANNED

MAR 29 2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
DEC 11 2006
DEPARTMENT OF
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
☒	67-14562	☒		67-14552	☒
☒	67-14560	☒		67-14550	☒
☒	67-14558	☒			☒
☒	67-14556	☒			☒
☒	67-14554	☒			☒

Added By CS

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Mary L +/or Morris B McCoy
PO Box 388 Cambridge, Id 83610
4. New Owner/Claimant(s) Kermie L or Joanna R Wiggins
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 86
- City, State and ZIP Code Cambridge, Id 83610
- New Telephone Number (208) 257-3428
5. Date you acquired the property Dec. 15-1995

RECEIVED
DEC 07 2006
WATER RESOURCES
WESTERN REGION

SCANNED
DEC 12 2006

MEMORANDUM OF SALE

BE IT KNOWN BY THESE PRESENTS:

THAT CONTRACT OF SALE OF CERTAIN REAL PROPERTY SITUATED IN THE COUNTY OF WASHINGTON, STATE OF IDAHO, WAS ENTERED INTO ON THE 15th DAY OF DECEMBER, 1995, BY AND BETWEEN MORRIS McCOY and MARY McCOY, husband and wife, AS SELLERS AND CAMBRIDGE TELEPHONE COMPANY, INC., an Idaho corporation, AS PURCHASER.

Whereby certain real property was conveyed by Sellers to Purchaser pursuant to the terms of said Contract with payments to be made directly to the Sellers from the Purchaser with no escrow holder, which real property is as follows:

SEE EXHIBIT "A" ATTACHED HERETO

Said Contract includes, contains, and is subject to all the terms, provisions, covenants and conditions set forth in the printed form thereof, to the same extent as if all of said terms, provisions, covenants and conditions were copied and included herein verbatim.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, on this the 15th day of December, 1995.

INSTRUMENT NO. 164960
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WEISER VALLEY TITLE
12 Min. past FIFTEEN o'clock P. M
This 15TH day of DECEMBER 95
Index to: CONTRACT OF SALE
SHARON WIDNER, Recorder Fee: \$12.00
By Jessie McLaughlin Deputy
WEISER VALLEY TITLE

Cmp. Index
Cmp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return
Copy

Morris B McCoy
MORRIS MCCOY BY MARY MCCOY
AS HIS ATTORNEY IN FACT

Mary L McCoy
MARY MCCOY

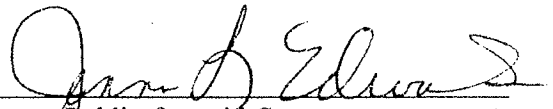
CAMBRIDGE TELEPHONE COMPANY,
INC.

By Kermit L. Wiggins
KERMIT WIGGINS, PRESIDENT
Joana R. Wiggins
Secretary
2100

STATE OF IDAHO)
:SS
County of Washington)

On this 15th day of December, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared MARY MCCOY, personally and ~~as attorney in fact for~~ MORRIS MCCOY, ^{personally} known to me to be the person whose name ~~is~~ ^{are} subscribed to the foregoing instrument and acknowledged to me that ~~she~~ ^{They} executed the same.

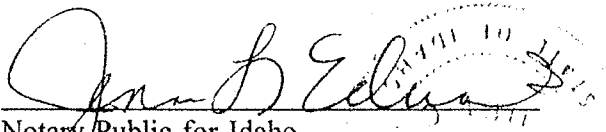
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year first above written.


Notary Public for said State
Residing at Weiser, Idaho
My Commission Expires 3/27/97

STATE OF IDAHO)
:SS
County of Washington)

On this 15th day of December, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared KERMIT WIGGINS, as President of CAMBRIDGE TELEPHONE COMPANY, INC., known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

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


Notary Public for Idaho
Residing at Weiser, Idaho
My Commission Expires 3/27/97

FILE NO. 100-95-5122

EXHIBIT "A"

IN TOWNSHIP 14 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 3: That portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying southwesterly of the southwesterly line of State Highway No. 71 EXCEPTING the following described tract:
Commencing at a point that is N 48° 07 $\frac{1}{2}$ ' W 1762.2 feet and S 41° 52 $\frac{1}{2}$ ' W 18 feet from the Section corner common to Sections 2, 3, 10 and 11 of said Township 14, said point being on the south right of way line of State Highway 71 and on the West boundary line of the Townsite of Cambridge, Idaho. From said point (marked by an iron pipe) westerly along an 11° curve 359.6 feet;
thence S 89° 21 3/4' W 644.8 feet;
thence S 0° 39' E 733.9 feet;
thence N 89° 21 3/4' E 709.8 feet;
thence S 89° 20' E 258 feet;
thence N 0° 6' E 648.9 feet to the point of beginning.

Section 10: N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPTING a tract described as follows:
Commencing at the southeast corner of the N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence North 17 rods 12 feet 7 inches;
thence West 9 rods;
thence South 17 rods 12 feet 7 inches;
thence East 9 rods to the place of beginning.

N: 1489033.66

E: 2287526.91

EXHIBIT "A"

IN TOWNSHIP 14 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 3: That portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying southwesterly of the southwesterly line of State Highway No. 71 EXCEPTING the following described tract:
Commencing at a point that is N 48° 07 $\frac{1}{2}$ ' W 1762.2 feet and S 41° 52 $\frac{1}{2}$ ' W 18 feet from the Section corner common to Sections 2, 3, 10 and 11 of said Township 14, said point being on the south right of way line of State Highway 71 and on the West boundary line of the Townsite of Cambridge, Idaho. From said point (marked by an iron pipe) westerly along an 11° curve 359.6 feet;
thence S 89° 21 3/4' W 644.8 feet;
thence S 0° 39' E 733.9 feet;
thence N 89° 21 3/4' E 709.8 feet;
thence S 89° 20' E 258 feet;
thence N 0° 6' E 648.9 feet to the point of beginning.

Section 10: N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ EXCEPTING a tract described as follows:
Commencing at the southeast corner of the N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence North 17 rods 12 feet 7 inches;
thence West 9 rods;
thence South 17 rods 12 feet 7 inches;
thence East 9 rods to the place of beginning.

03/27/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14550

NAME AND ADDRESS: CAMBRIDGE TELEPHONE COMPANY INC
C/O KERMIT L OR JOANA R WIGGINS
PO BOX 86
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.043 CFS

PRIORITY DATE: 05/01/1878

POINT OF
DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.043 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S03

SWSE

20.00

T14N R03W S10

NWNE

18.00

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 67-14550,
67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

This right is limited to the irrigation of 3.4 acres within the place of use
described above in a single irrigation season.

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 - Decreed

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

05/19/2006

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

RIGHT NUMBER: 67-14550
NAME AND ADDRESS: MARY L MC COY
PO BOX 388
CAMBRIDGE ID 83610
MORRIS B MC COY
PO BOX 388
CAMBRIDGE ID 83610

SOURCE: RUSH CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.043 CFS

PRIORITY DATE: 05/01/1878

POINT OF DIVERSION:

T15N R03W S34 NESWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.043 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T14N R03W S03	SWSE	20.00	T14N R03W S10	NWNE	18.00
---------------	------	-------	---------------	------	-------

38 ACRES TOTAL

38.0

The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562

This right is limited to the irrigation of 3.4 acres within the place of use described above in a single irrigation season.

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



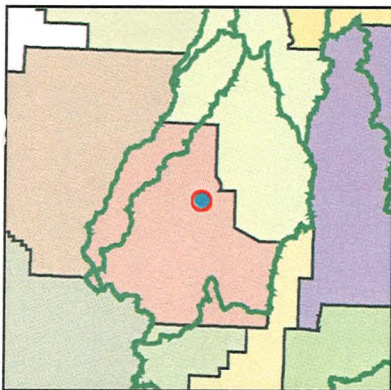
Idaho Department of Water Resources

SRBA Recommendation:

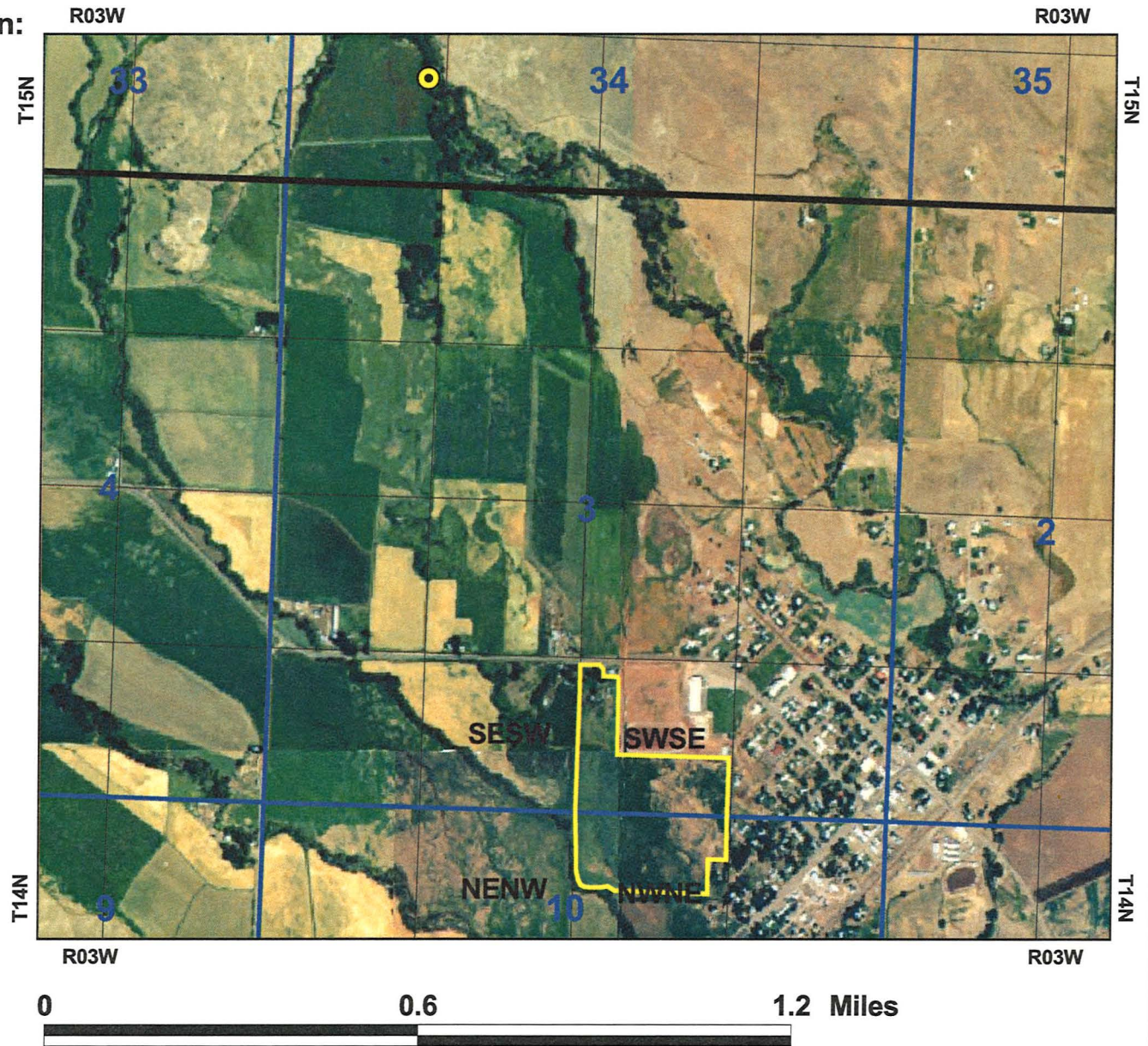
67-14550

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

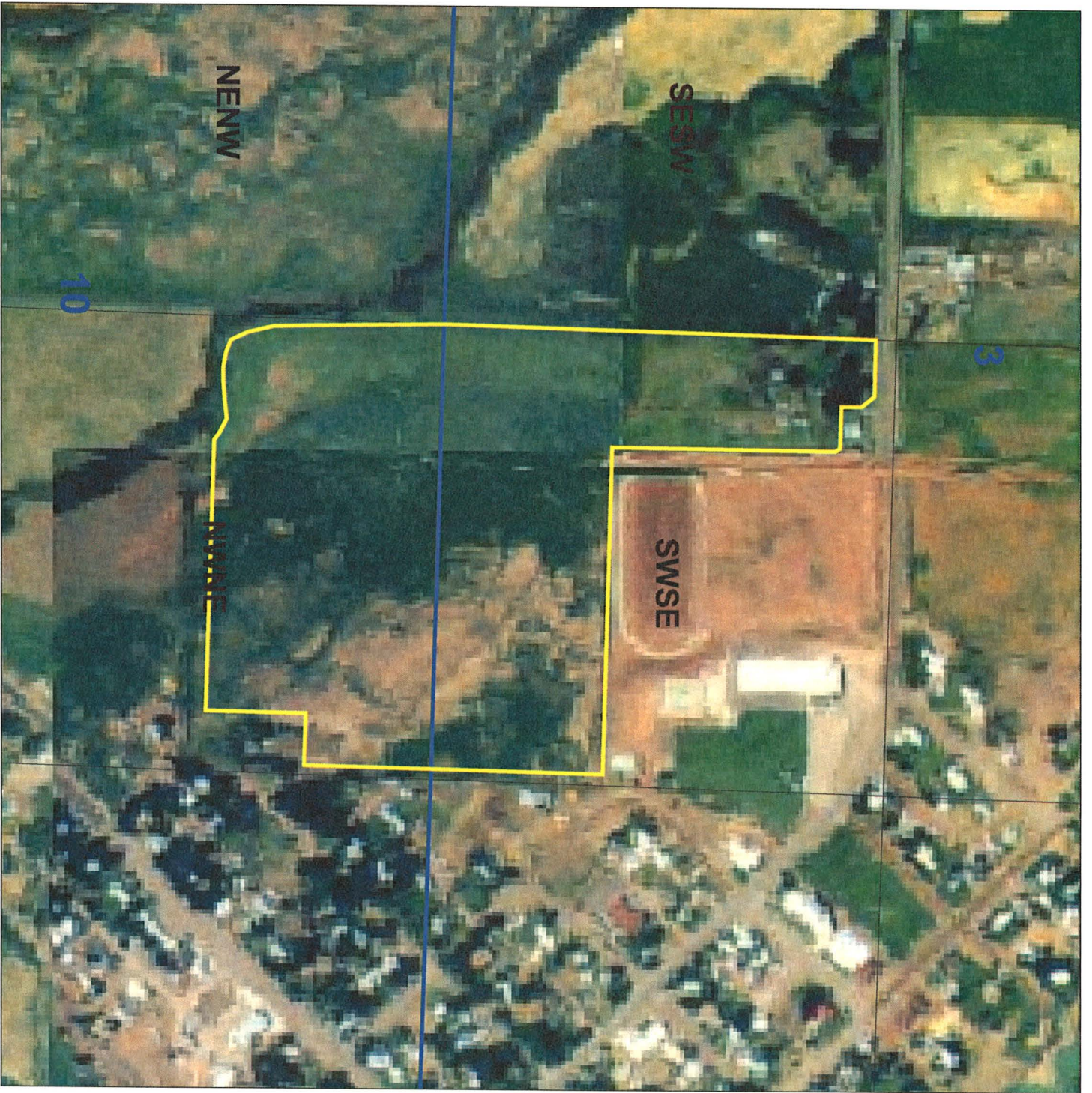


Washington County
IDWR Basin 67



Prepared by C. Saxton
On Friday, May 19, 2006
1987/88 Aerial Photography

67-14550



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

WATER RIGHT NUMBER: 67-14550 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY L MC COY PO BOX 388 CAMBRIDGE, ID 83610 (208)257-3764
Current Owner	MORRIS B MC COY PO BOX 388 CAMBRIDGE, ID 83610 (208)257-3764
Original Owner	R E WILSON , ID

Priority Date: 05/01/1878

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RUSH CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.043 CFS	
	<u>Total Diversion:</u>	0.043 CFS	

Location of Point(s) of Diversion

RUSH CREEK	NE1/4SW1/4SW1/4	Sec. 34, Twp 15N, Rge 03W, B.M.
WASHINGTON 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	
14N	03W	3															20.0		20.0
14N	03W	10			18.0														18.0

Total Acres: 38

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 38.0 acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562
2. K06 This right is limited to the irrigation of 3.4 acres within the place of use described above in a single irrigation season.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 5/19/2006 TR 1956

Comment: TR 1956 placed 67-246, 67-248, 67-249, 67-257, 67-258 into a 145 acre PPU. Since that time the PPU has changed and added two QQs that were not described in TR 1956. In addition, it appears that 67-258 was separated from the PPU and is delivered independently back on the original decreed POU.

2. csaxton 5/19/2006 POD

Comment: POD GPSd by Bosco Bosler on 7-20-04. Tag #: A0014015

3. csaxton 5/19/2006 C/O

Comment: This claim needs a change of ownership to Cambridge Telephone.

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	5/19/2006 10:18:39 AM	csaxton			Active
Priority Date	5/19/2006 10:21:57 AM	csaxton			Active
POD	5/19/2006 10:22:10 AM	csaxton			Active
Source	5/19/2006 10:39:12 AM	csaxton			Active
POU	5/19/2006 10:40:29 AM	csaxton			Active
Use	5/19/2006 10:40:39 AM	csaxton			Active
Season	5/19/2006 10:41:10 AM	csaxton			Active
Quantity	5/19/2006 10:41:53 AM	csaxton			Active
Summary			05/19/2006	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/19/2006 10:47:38 AM	csaxton	Updated shape
POU	5/19/2006 10:48:33 AM	csaxton	Updated shape for Active POU
Use	5/19/2006 10:40:38 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License 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	5/19/2006 10:47:50 AM	csaxton	Updated PLS
Source	5/19/2006 10:39:11 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License 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?
Contacts	5/19/2006 10:18:38 AM	csaxton	(No) 1. Do you want to schedule an appointment?
POU	5/19/2006 10:40:28 AM	csaxton	Comment for 1: Desktop Review (Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 8 - Change in PPU that is different than described in TR 1956. Description for Question 13 - Aerial Photography.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

Season	5/19/2006 10:41:10 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	5/19/2006 10:41:53 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?
Summary	5/19/2006 10:44:24 AM	csaxton	(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. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	5/19/2006 10:48:43 AM	csaxton	Updated PLS for Active POU
General	5/19/2006 10:21:57 AM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

POD	5/19/2006 10:22:10 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
-----	-----------------------	---------	--

Water Supply Bank:

Claim		Mc Coy									
Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	246		Decreed	PARENT	1878-05-01	0.16	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	248		Decreed	PARENT	1899-06-01	0.44	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	249		Decreed	PARENT	6/1/1900	0.38	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	252		Decreed	PARENT	5/1/1907	0.16	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	257		Decreed	PARENT	1883-05-01	0.78	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	258		Decreed	PARENT	1883-08-23	0.05	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	4044		Beneficial Use	PARENT	6/1/1945	3	141	RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14550		Decreed	Active	1878-05-01	0.043		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14552		Decreed	Active	1899-06-01	0.12		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14554		Decreed	Active	6/1/1900	0.1		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14556		Decreed	Active	5/1/1907	0.043		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14558		Decreed	Active	1883-05-01	0.21		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14560		Decreed	Active	1883-08-23	0.01		RUSH CREE	IRRIGATION	MC COY, MA	Claim
67	14562		Beneficial Use	Active	6/1/1945	0.81		RUSH CREE	IRRIGATION	MC COY, MA	Claim

Recommendation											
Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	14550		Decreed	Active	1878-05-01	0.043	3.4	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14552		Decreed	Active	1899-06-01	0.12	9.5	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14554		Decreed	Active	6/1/1900	0.1	8.2	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14556		Decreed	Active	5/1/1907	0.043	3.4	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14558		Decreed	Active	1883-05-01	0.21	16.8	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14560		Decreed	Active	1883-08-23	0	0	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
67	14562		Beneficial Use	Active	6/1/1945	0.244	38	RUSH CREE	IRRIGATION	MC COY, MA	Recommendation
						0.76	38				
						0.76	38				

WR											
Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	10404		Decreed	Active	8/1/1956	0.15		GROUND W/ DOMESTIC		MC COY, MA	wrWaterRight
67	10405		Decreed	Active	5/1/1900	0.04		GROUND W/ DOMESTIC		MC COY, MA	wrWaterRight
67	246		Decreed	Active	1878-05-01	0.16	13	RUSH CREE	IRRIGATION	MC COY, MA	wrWaterRight
67	248		Decreed	Active	1899-06-01	0.44	36	RUSH CREE	IRRIGATION	MC COY, MA	wrWaterRight
67	249		Decreed	Active	6/1/1900	0.38	31	RUSH CREE	IRRIGATION	MC COY, MA	wrWaterRight
67	257		Decreed	Active	1883-05-01	0.78	60	RUSH CREE	IRRIGATION	MC COY, MA	wrWaterRight
67	258		Decreed	Active	1883-08-23	0.05	5	RUSH CREE	IRRIGATION	MC COY, MA	wrWaterRight
						1.81	145				
67	252		Decreed	Active	5/1/1907	0.16	12.8	RUSH CREE	IRRIGATION	WILSON, L E	wrWaterRight

Page #	Parcel Number	Name	Water in Inches	File #	Original Owner	Priority Date
28	14N03W0342	RON FORD	8.00	246	R. E. Wilson	5/1/1878
31	14N03W0342	RON FORD	22.00	248	R E Wilson	6/1/1899
31	14N03W0342	RON FORD	19.00	249	R E Wilson	6/1/1900
28	14N03W0385	CAMBRIDGE TE	39.00	257	Margret Halle	5/1/1883
28	14N03W0237	JEAN L PETERS	2.50	258	L. T. Braden	8/23/1883

Part of TR 1956

32	14N03W0385	Cambridge Tele	8.00	252	Etta Wilson	5/1/1907
----	------------	----------------	------	-----	-------------	----------

28	14N03W0342	RON FORD	22.00	251	Etta Wilson	5/1/1883
----	------------	----------	-------	-----	-------------	----------

Split history for Decreed Right 67-246

WR History

67-246	R.E. Wilson	TR 1956	67-246	R.E. Wilson
0.16	cfs		0.16	
12.8	ac		13	
0	af			

67-248	R.E. Wilson	TR 1956	67-248	R.E. Wilson
0.44	cfs		0.44	
35.2	ac		36	
0	af		0	

67-249	R.E. Wilson	TR 1956	67-249	R.E. Wilson
0.38	cfs		0.38	
30.4	ac		31	
0	af			

67-257	Haller	TR 1956	67-257	Haller
0.78	cfs		0.78	
62.4	ac		60	
0	af			

Claim History

67-246	Mc Coy
0.16	
141	
0.00113475	

67-248	Mc Coy
0.44	
141	
0	

67-249	Mc Coy
0.38	
141	
0	

67-257	Mc Coy
0.78	
141	
0	

67-14550	Mc Coy
0.043	
38	
67-14551	Ford II
0.117	
103	

Sum CFS =	0.16
Sum Acre =	141

67-14552	Mc Coy
0.119	
38	
67-14553	Ford II
0.321	
103	

Sum CFS =	0.44
Sum Acre =	141

67-14554	Mc Coy
0.102	
38	
67-14555	Ford II
0.278	
103	

Sum CFS =	0.38
Sum Acre =	141

67-14558	Mc Coy
0.21	
38	
67-14559	Ford II
0.57	
103	

Sum CFS =	0.78
Sum Acre =	141

Recommendation

67-14550	Mc Coy
0.043	
3.4	
67-14551	Ford II
0.117	
9.4	

Sum CFS =	0.16
Sum Acre =	12.8

67-14552	Mc Coy
0.02	
9.5	
67-14553	Ford II
0.32	
25.7	

Sum CFS =	0.34
Sum Acre =	35.2

67-14554	Mc Coy
0.1	
8.2	
67-14555	Ford II
0.29	
22.2	

Sum CFS =	0.39
Sum Acre =	30.4

67-14558	Mc Coy
0.21	
16.8	
67-14559	Ford II
0.57	
45.6	

Sum CFS =	0.78
Sum Acre =	62.4

67-258	Braden	TR	67-258	Braden
0.05	cfs	1956	0.05	
4	ac		5	
0	af			

TR 1956 CFS =	1.81
TR 1956 Acre =	145
Extra CFS =	1.81
Extra Acre =	145

67-252	L Wilson
0.16	cfs
12.8	ac
0	af

67-252	L Wilson
0.16	
12.8	
0	

67-4044	Mc Coy
3	cfs
140	ac
0	af

67-4044	Mc Coy
3	
140	
0	

67-258	Mc Coy
0.05	
5	
0	

67-252	Mc Coy
0.16	
141	
0	

67-4044	Mc Coy
3	
141	
0	

67-14560	Mc Coy
0.013	
38	
67-14561	Ford II
0.037	
103	

Sum CFS =	0.05
Sum Acre =	141

TR 1956 CFS =	1.81
TR 1956 Acre =	141
Extra CFS =	0
Extra Acre =	4

67-14556	Mc Coy
0.043	
38	
67-14557	Ford II
0.117	
103	

Sum CFS =	0.16
Sum Acre =	141

67-14562	Mc Coy
0.809	
38	
67-14563	Ford II
2.191	
103	

Sum CFS =	3
Sum Acre =	141

67-14560	Mc Coy
0	
0	
67-14561	Ford II
0	
0	

Sum CFS =	0
Sum Acre =	0

TR 1956 CFS =	1.67
TR 1956 Acre =	140.8
Extra CFS =	0.14
Extra Acre =	4.2

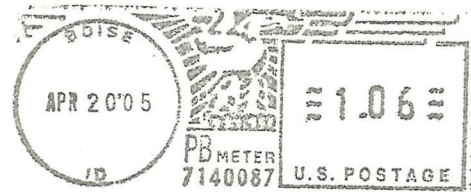
67-14556	Mc Coy
0.04	
3.4	
67-14557	Ford II
0.12	
9.4	

Sum CFS =	0.16
Sum Acre =	12.8

67-14562	Mc Coy
0.244	
38	
67-14563	Ford II
0.21	
103	

Sum CFS =	0.454
Sum Acre =	141

67-14550
67-14552
67-14554
67-14556
67-14558
67-14560
67-14562



RECEIVED

APR 22 2005

Department of Water Resources

IDAHO DEPARTMENT OF WATER

RESOURCES
322 EAST FRONT ST
P.O. BOX 83720
BOISE, ID 83720-0098

TO

MORRIS AND MARY MC COY
PO BOX 888
CAMBRIDGE ID 83610

RETURNED TO SENDER
☒ MOVED, LEFT NO ADDRESS
☐ FORWARDING ORDER EXPIRED
☐ ATTEMPTED NOT KNOWN
☐ UNCLAIMED ☐ REFUSED
☐ NO SUCH STREET
☐ NO SUCH NUMBER
☐ INSUFFICIENT ADDRESS

SCANNED
APR 26 2005





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2005

MORRIS AND MARY MC COY
PO BOX 388
CAMBRIDGE ID 83610

RE: Snake River Basin Adjudication (SRBA)
**Notices of Claim to a Water Right #67-246, 67-248, 67-249, 67-252, 67-257,
67-258 and 67-4044**

Dear Mr. and Mrs. McCoy:

Enclosed are copies of the Notices of Claim referenced above. Thank you for your patience. We have had several water right changes to process.

As a result of selling a portion of the property and water rights to Ron and Vicki Ford in 2001, the identification numbers to your water rights have been changed as follows:

<u>From</u>	<u>To</u>
67-246	67-14550
67-248	67-14552
67-249	67-14554
67-252	67-14556
67-257	67-14558
67-258	67-14560
67-4044	67-14562

Please use the new numbers in future inquiries or correspondence you may have with our Department.

Morris and Mary McCoy
April 19, 2005
Page Two

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,



Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST THE APPROVAL
OF APPLICATION FOR TRANSFER OF WATER RIGHT NO.
1956 TO CHANGE RIGHT NO'S. 67-0246, 67-0248,
67-0249, 67-0257, 67-0258 IN THE NAME OF
MORRIS B. McCOY

MEMORANDUM DECISION
AND ORDER

On June 2, 1921, the 7th Judicial District Court in Washington County decreed the water of Rush Creek, tributary to the Weiser River in the case entitled John T. Muir v.s. William Allison, et. al.

On January 18, 1974, Morris B. McCoy filed with the Department an application for transfer of water rights identified as follows:

Right No.	Decreed To	Amount	Priority	Place of Use
67-0246	R. E. Wilson	0.16 cfs	May 1, 1878	SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 14N, Rge. 3W, (80 ac.)
67-0248	R. E. Wilson	0.44 cfs	June 1, 1899	Same as 67-0246
67-0249	R. E. Wilson	0.38 cfs	June 1, 1900	Same as 67-0246
67-0257	Margaret Haller	0.78 cfs	May 1, 1883	SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T14N, R3W (60 ac.)
67-0258	LeRoy T. Braden	0.05 cfs	Aug. 23, 1883	W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, Twp. 14N, Rge. 3W (5 ac.)

The application does not request a change in the point of diversion or the total place of use for all rights but requests that each of the rights be made appurtenant to the 145 acre total place of use.

Notice of the proposed change was caused to be published in the Upper Country News Reporter, at Cambridge, Idaho and protests against the approval of the application for transfer were received from Elbert Langer, Melvin A. Dotson, Glen Farrens, Gary Farrens, George Ford, Jack Rippen, Dale Rippen, Arnold M. Rippen, Hubert V. Ward, W. Forbes Morgan IV, and Don Ridenauer, all of Cambridge, Idaho.

A hearing was held and the primary issues identified as: 1. would the proposed change constitute an enlargement of the existing water right? 2. would the propose change cause injury to the existing water rights? Based upon the evidence obtained at the hearing and the Director's understanding of the law, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, and Order.

RECEIVED
JAN 22 1974
DEPT. OF WATER RESOURCES
BOISE, IDAHO

FINDINGS OF FACT

1. The water rights requested to be changed are presently being used.
2. There are other users downstream that depend upon return flow to satisfy their existing water rights.
3. An increase in the number of acres irrigated above that originally decreed results in an increase in the amount of water consumed. For example, in this instance if there is no water available to irrigate the 60 acres under right no. 67-0257 with a priority of 1883 but the water under right no. 67-0246 with a priority of 1878 is used to irrigate that 60 acres instead of returning to the stream after it has irrigated the land it was decreed to then less water would be available to fill the other water rights on Rush Creek.
4. The place of use under right no. 67-0246, 67-0248 and 67-0249 is described as 80 acres and the total rate of diversion of the three rights is 0.98 cfs. The rate of diversion per acre equals 0.98 divided by 80 acres or 0.012 cfs per acre. Using this ratio to determine the number of acres irrigated under each right results in the following:

Right No.	Rate of Diversion	No. of Acres
67-0246	0.16	13
67-0248	0.44	36
67-0249	0.38	31

CONCLUSIONS OF LAW

1. An enlargement of the existing right cannot be allowed, therefore, the number of acres of land irrigated must be reduced by the number of acres to which the water right was originally decreed during the times there is not water available to fill that decreed right.

Therefore, the number of acres irrigated must be restricted as

follows:			No. of acres that may be irrigated when water is available for this priority right.
Right No.	Priority	No. of Acres under right	
67-0249	June 1, 1900	31	145
67-0248	June 1, 1899	36	114
67-0258	Aug. 23, 1883	5	78
67-0257	May 1, 1883	60	73
67-0246	May 1, 1878	13	13

ORDER

IT IS, THEREFORE, HEREBY ORDERED and Application for Transfer No. 1956 of Water Right No's. 67-0246, 67-0248, 67-0249, 67-0257, and 67-0258 is hereby APPROVED subject to the following limitations and conditions:

1. That a measuring device of a type approved by the Department and

RECEIVED
JUN 1 1956

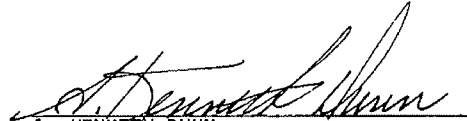
an adjustable lockable headgate shall be permanently installed and maintained at the point of diversion.

2. The water shall be under the control of the watermaster or his deputy of Water District No. 67.

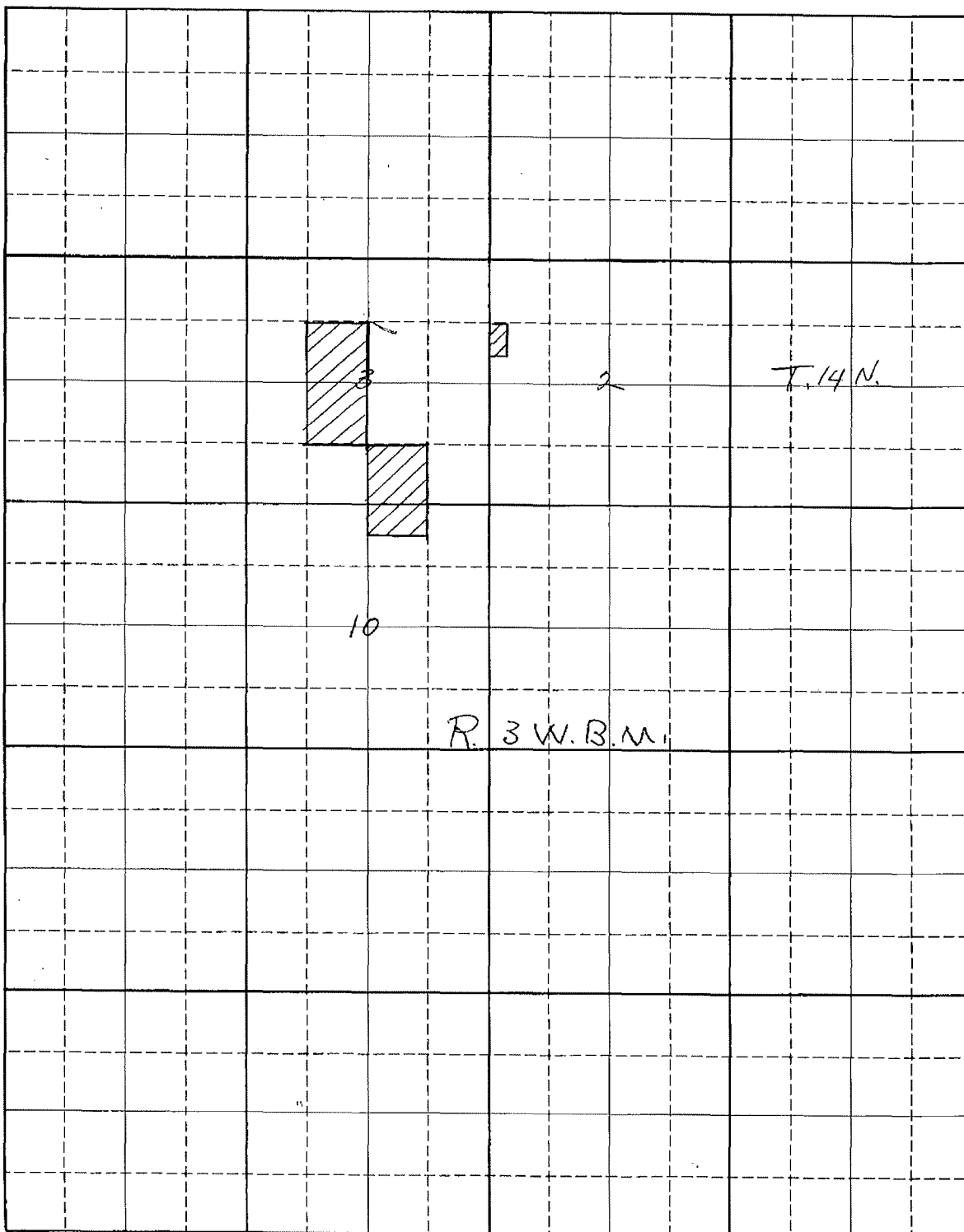
3. That the maximum number of acres that may be irrigated when water is available to fill the right are as follows:

Right No.	Priority	No. of Acres
67-0249	June 1, 1900	145
67-0248	June 1, 1899	114
67-0258	Aug. 23, 1883	78
67-0257	May 1, 1883	73
67-0246	May 1, 1878	13

Dated this 19 day of December, 1977.


A. KENNETH DUNN
Deputy Director

APPROVED
12/20/77



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

R. E. Wilson	8"	May 1, 1878	SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T.14 N, R.3 W
67-0246			(80 acres)
67-0249	19"	June 1, 1900	"
67-0248	22"	June 1, 1899	"

Margaret Haller	39"	May 1, 1883	SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 3, N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10,
67-0257			T.14 N, R.3 W. (60 acres)

LeRoy T. Braden	2 $\frac{1}{2}$ "	Aug. 23, 1883	W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, T.14 N, R.3 W.
67-0258			(5 acres)

TOTAL (145 acres)

RECORDED
1900
JUN 10

9. If applicant was not the original holder of this right explain how it was acquired: By purchase

10. CHANGE IN POINT OF DIVERSION

No change

a. Quantity to be diverted at new point: _____ c.f.s. and/or _____ acre feet

b. New point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.

c. Description of method of diversion and conveyance from new points of diversion: _____

d. Is water to be conveyed to the lands previously irrigated? Yes _____ No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion: _____

f. Do you intend to make the transfer permanent? _____

g. Do you intend to abandon completely the old point of diversion? _____

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	
14N	3W	3							40	40							40		120
		2						5											5
		10		20															20

Total number of acres to be irrigated 145

- b. Do you intend to make the transfer permanent? yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
No. To better utilize the water on the land to which it is decreed.

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: None

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Subscribed and sworn to before me this 18th day of January, 1974
Morris B. McGary (signature of applicant)
Lyle Glen Saylor (notary public)
My commission expires 14 July 1974

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 67-0246, 67-0248, 67-0249, 67-0257, 67-0258
and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

PURSUANT TO MEMORANDUM DECISION AND ORDER DATE THIS DATE.

2. Denial of said application is for the following reasons:

Witness my hand this 19 day of December, 19 77.

[Signature]
DEPUTY DIRECTOR

FOR DEPARTMENT USE ONLY

Received by R.W.H. Date 1-18-74

Prelim. check by R.W.H. Date 1-18-74

Fee received by [Signature] Date 1-18-74 Fee \$ 30.00

Approved for publication by [Signature]

Published in [Signature] Dates 2-7 & 2-14-74

Hearing held [Signature]

Watermaster Recommendation sent [Signature]

Protest filed by: Date

Elbert Langer	2/25/74
Hubert V. Ward	2/20/1974
Melvin A. Dotson	2/20/74
W. Forbes Morgan, IV	2/25/1974
Glen & Gary Farrens	2/20/1974
Don Ridenauer	2/20/1974
George Ford	2/20/1974

Jack, Dale, Arnold M. 2/20/1974
Rippen

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14550 V1

WATER RIGHT NUMBER: 67-14550 V1

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	MARY L MC COY PO BOX 388 CAMBRIDGE, ID 83610 (208)257-3764
Directors Report Owner	MORRIS B MC COY PO BOX 388 CAMBRIDGE, ID 83610 (208)257-3764
Original Owner	R E WILSON , ID
Current Owner	CAMBRIDGE TELEPHONE COMPANY INC C/O KERMIT L OR JOANA R WIGGINS PO BOX 86 CAMBRIDGE, ID 83610 (208)257-3428

Priority Date: 05/01/1878

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
RUSH CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.043 CFS	
	<u>Total Diversion:</u>	0.043 CFS	

Location of Point(s) of Diversion

RUSH CREEK	NE1/4SW1/4SW1/4	Sec. 34, Twp 15N, Rge 03W, B.M.
WASHINGTON 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	
14N	03W	3															20.0		20.0
14N	03W	10			18.0														18.0

Total Acres: 38

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14550 V1

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 38.0 acres in a single irrigation season. Combined Right Nos.: 67-14550, 67-14552, 67-14554, 67-14556, 67-14558, and 67-14562
2. K06 This right is limited to the irrigation of 3.4 acres within the place of use described above in a single irrigation season.
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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:

Comments:

1. csaxton 5/19/2006 TR 1956

Comment: TR 1956 placed 67-246, 67-248, 67-249, 67-257, 67-258 into a 145 acre PPU. Since that time the PPU has changed and added two QQs that were not described in TR 1956. In addition, it appears that 67-258 was separated from the PPU and is delivered independently back on the original decreed POU.

2. csaxton 5/19/2006 POD

Comment: POD GPSd by Bosco Bosler on 7-20-04. Tag #: A0014015

3. csaxton 5/19/2006 C/O

Comment: This claim needs a change of ownership to Cambridge Telephone.

Water Supply Bank:

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 67-14550
Date Received: 4/15/2005
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MARY L MC COY Phone: (208)257-3764

PO BOX 388
CAMBRIDGE ID USA 83610

MORRIS B MC COY Phone: (208)257-3764

PO BOX 388
CAMBRIDGE ID USA 83610

2. Date of Priority: 05/01/1878

3. Source: RUSH CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	03W	34	SW SE SW	WASHINGTON	

5. Description of diverting works:

EARTHEN DIV. DAM IN CREEK WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.043	

7. Total Quantity Appropriated is:
0.043 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	3	SW	SE	IRRIGATION	21
					Section Acres	21
14N	03W	10	NW	NE	IRRIGATION	17
					Section Acres	17
					Total Acres	38

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:

14. Remarks:

This right is a split from former right 67-246.

15. Basis of Claim: Decreed

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2005

MORRIS AND MARY MC COY
PO BOX 388
CAMBRIDGE ID 83610

RE: Snake River Basin Adjudication (SRBA)
**Notices of Claim to a Water Right #67-246, 67-248, 67-249, 67-252, 67-257,
67-258 and 67-4044**

Dear Mr. and Mrs. McCoy:

Enclosed are copies of the Notices of Claim referenced above. Thank you for your patience. We have had several water right changes to process.

As a result of selling a portion of the property and water rights to Ron and Vicki Ford in 2001, the identification numbers to your water rights have been changed as follows:

<u>From</u>	<u>To</u>
67-246	67-14550✓
67-248	67-14552
67-249	67-14554
67-252	67-14556
67-257	67-14558
67-258	67-14560
67-4044	67-14562

Please use the new numbers in future inquiries or correspondence you may have with our Department.

Morris and Mary McCoy
April 19, 2005
Page Two

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claim Referenced Above