

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: R36-08649
Date Received: 8/09/1988
Receipt No: X777777
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY MC CORD
Address: RT. 1
WENDELL, ID 83355

AND/OR

Name: ALICE MC CORD
Address: RT. 1
WENDELL, ID 83355

2. Date of Priority: JAN 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	34	NW	NE	NE		GOODING

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	14E	34	NE	NE		IRR	40.0

A36-15090

Page 1

Date: 07/03/90

MICROFILMED

FEB 09 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	34	NW	NE		IRR	40.0

Section Acres 80.0

Total Acres 80.0

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:
NORTH SIDE CANAL CO.

14. Remarks:
THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.

15. Basis of Claim: PERMIT

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)
County of) SS.
_____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____



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

03-JULY-1990

Ray &/or Alice Mc Cord
Rt. 1
Wendell, Idaho 83355

RE: SRBA Claim A37-10855 number change to A36-15089
SRBA Claim A37-07696 number change to A36-15090

Dear Claimants:

In reviewing the Department's Adjudication Records it has been determined that your claims were originally filed with an incorrect basin prefix. To correct the oversight it was necessary to renumber your claim A37-10855 to A36-15089 and claim A37-07696 to A36-15090. Please refer to these new numbers in all future correspondence. Please find enclosed copies of the computer records A36-15089 and A36-15090. If you have any questions please feel free to contact our office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Enc:

MICROFILMED
FEB 09 1993

CLAIMANT'S NAME: McCord DATE: 11-9-90

EMPLOYEE: Helen Harrington-Thornton

I forwarded a memo to Sharla Curtis, Allocations Bureau regarding 37-097696, identifying that it is in the wrong basin.

A final review should be made which will ultimately match up this claim to the corrected license number in Basin 36.

MICROFILMED

FEB 09 1993

MEMORANDUM

Southern
TO: Regions, Adjudication Bureau, Vault, Microfilm
FROM: Sharla Curtis
DATE: April 7, 1992
RE: Number Changes

<u>Old No.</u>	<u>New No.</u>
01-07119	02-07448
02-07438	03-07045
02-07445	03-07046
37-07696	36-08649
37-08148	36-08641

Do not exist

NUMBER NOT USED. DO NOT ISSUE

63-11592
65-12833
65-13343
75-07573

New
236-15090
236-08649
New R number

MICROFILMED
FEB 09 1993

M000928

8/ 9/1988

DE KALB SEED'S

ADJUDICATION FEE

410162 9337 6490

155.00

CHECK

3336

\$155.00

Water Right Numbers

A37-10855

A37-07696

-

-

-

\$25

\$130

Region: MOBILE I

Signature: _____

MICROFILMED

FEB 09 1993

RECEIPT IS FROM THE STATE FILE
Idaho Department of Water Resources
Receipt Entry

Date: 12/18/91
Time: 15:31:03

Receipt No: M000928 AR No: _____ Date: 08/09/1988 Payoff Part of Acct? N
From: DE KALB SEED'S _____ Payment Type: CK CHECK Doc No: 3336__
Remarks: RAY MC CORD _____

Description	Program	Acct	Class	Amount
ADJUDICATION FEE _____	410162_	9337	6490	155.00
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Total Amount:				155.00

(Enter=Inq) (GOLD1=Add/Print) (GOLD2=Change) (GOLD3=Void) (GOLD5=Laser Print)
(GOLD6=Print 2nd Copy) (GOLD7=Enter WR Nos) (GOLD8=Cancel) (Menu _____)

MICROFILMED

FEB 09 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: A37-07696
Date Received: 8/09/1988
Receipt No: M000928
Received By: gpc

COPY
FOR YOUR FILES
DO NOT RETURN

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

1. Name: RAY MC CORD
Address: RT. 1
WENDELL, ID 83355

AND/OR

Name: ALICE MC CORD
Address: RT. 1
WENDELL, ID 83355

2. Date of Priority: JAN 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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07S	14E	34	NW	NE	NE		GOODING

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
					Section Acres		80.0
					Total Acres		80.0

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:
NORTH SIDE CANAL CO.

14. Remarks:

15. Basis of Claim: PERMIT

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): Ray McLaugh Date: 8/7/88

Date: _____

State of Idaho)
County of Boadway) SS.

Subscribed and sworn (or affirmed) before me this 9 day

of Aug 19 88

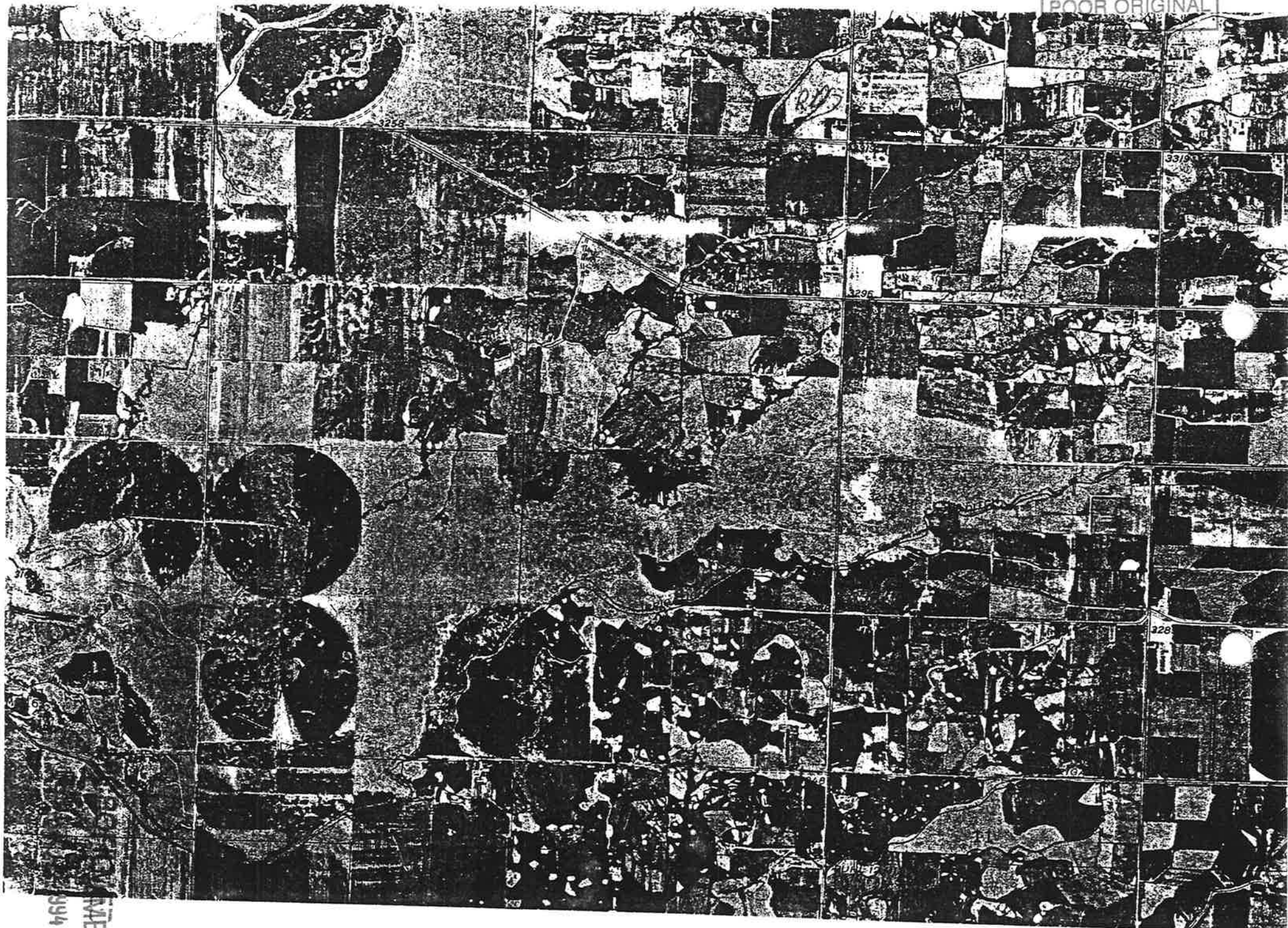
John Dale Carlson
Notary Public

Seal

Residing at Boat Isl.

My Commission Expires 6/3/94

POOR ORIGINAL



994

WED

SCALE 1:24 000

6 8306

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

*Wrong Basin
Should be 36*

Water Right Number - 37-07696 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MC CORD

RAY

1 - RT. 1 BOX 178

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

1 - RT. 1 BOX 178

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

MC CORD

ALICE

+ - - Priority Date - - +
01/25/1978

+ - - - Region - - - +
17

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

07S 14E 34 NE NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

1.470

294.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.470 294.00 1.600

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

07S

14E

34

NE NE

35.5

01

IRRIGATION

(47) GOODING

NW NE

38.0

(47) GOODING

Total Acres: 73.5

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 37-07696 Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - - +
R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 04/01/1983	Field Exam Made	- 07/02/1984	Field Exam Fee	-
Approved/Denied	- 04/24/1978	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 03/29/1983	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 10/31/1989	Appl Received	- 01/25/1978	Transfer/Amended	-
Decree Date	- 00/00/0000				

Water Right Number - R36-15090

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MC CORD

RAY

1 - RT. 1

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

MC CORD

ALICE

1 - RT. 1

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/25/1978 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

07S 14E 34 NW NE NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.470 294.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.470 294.00 221.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 14E 34 NE NE 35.5 01 IRRIGATION (47) GOODING
NW NE 38.0 (47) GOODING

Total Acres: 73.5

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NORTH SIDE CANAL CO.

+ - - - - Remarks - - - - - +
No Remarks found.

Water right number - R36-15090

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 12/18/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.

+ - - Audit Fields - - +

12/18/91 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 12/18/1991	Old Judicial District	-
Claim Received Date	- 08/09/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R36-15090 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MC CORD RAY 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000
MC CORD ALICE 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/25/1978 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 14E 34 NW NE NE ✓ (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.470 294

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.470 ✓ 294 221 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 14E 34 NE NE 35.5 01 IRRIGATION (47) GOODING
NW NE 38.0 (47) GOODING

Total Acres: 73.5

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NORTH SIDE CANAL CO.

+ - - - - Remarks - - - - - +
(THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.) To Comments

Water right number - R36-15090

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

01B - The right holder shall either install a measuring device or
- provide a certified measurement by a professional engineer or
- install and access port or other device as specified by the
- Department.

delete 517

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

No Comments Found

+ - - Audit Fields - - +

12/18/91 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 08/09/1988

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 00/00/0000
Last Amended Date - 00/00/0000
Receipt Number - X777777
POU Ownership Flag - Y
Name Connector - AND/OR

Civil Case Number - 39576
Old Case Number -
Old Judicial District -
Temporary Right - P
Water District -
Federal/State Indicator - S
Presumption Flag -
Notice of Error Flag -

Water Right Number - A36-15090 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MC CORD RAY 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000
MC CORD ALICE 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/25/1978 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 14E 34 NW NE NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.600 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 14E 34 NE NE 40.0 01 IRRIGATION (47) GOODING
NW NE 40.0 (47) GOODING

Total Acres: 80.0

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NORTH SIDE CANAL CO.

+ - - - - Remarks - - - - - +
THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.

Prefix Translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/09/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

36-8649

Important Information About Your Water Right

January 2, 2002

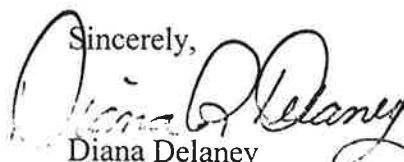
Ray McCord
Alice McCord
Rt 1
Wendell, Id 83355

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 36-08649. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the **Order** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the **Order**, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This **Order** also incorporates into the **Partial Decree** an express statement that the **Partial Decree** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This **Order**, in combination with the **Partial Decree** that was issued for this water right on November 25, 1996, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the **Partial Decree** to show evidence of this water right. The original of this **Order** and the original of the **Partial Decree** for this water right are on file with SRBA Court. If you do not have a copy of the original **Partial Decree**, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the **Order** is entered **Nunc Pro Tunc**, meaning that the **Order** will be treated as if it were issued on the same date that the **Partial Decree** was originally issued.

Sincerely,

Diana Delaney
Case Administrator

2002 JUL -2 PM 2:40

FILED

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	)	Water Right 36-08649
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on November 25, 1996. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the ***Partial Decree*** was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the ***Partial Decree***.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated January 2, 2002.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

14B
P-3

☐ Not Deliverable As Addressed
☐ Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Undelivered ☐ Returned
☐ Attempted-Not Known
☐ No Such Street ☐ Number
☐ Vacant ☐ Illegible
☐ No Mail Recipient
☐ Box ☐ Commercial Order
☐ Return to Sender



RECEIVED

JAN - 7 2002

Department of Water Resources

RECEIVED

JAN 10 2002

Department of Water Resources
Southern Basin

Log for claim 36-08649

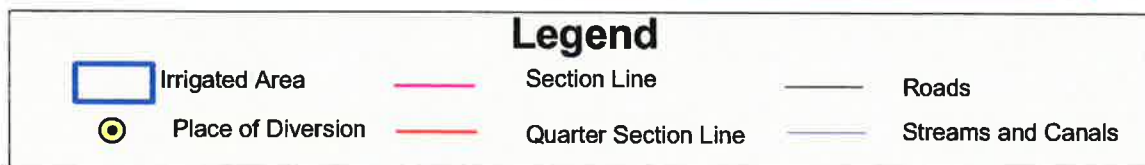
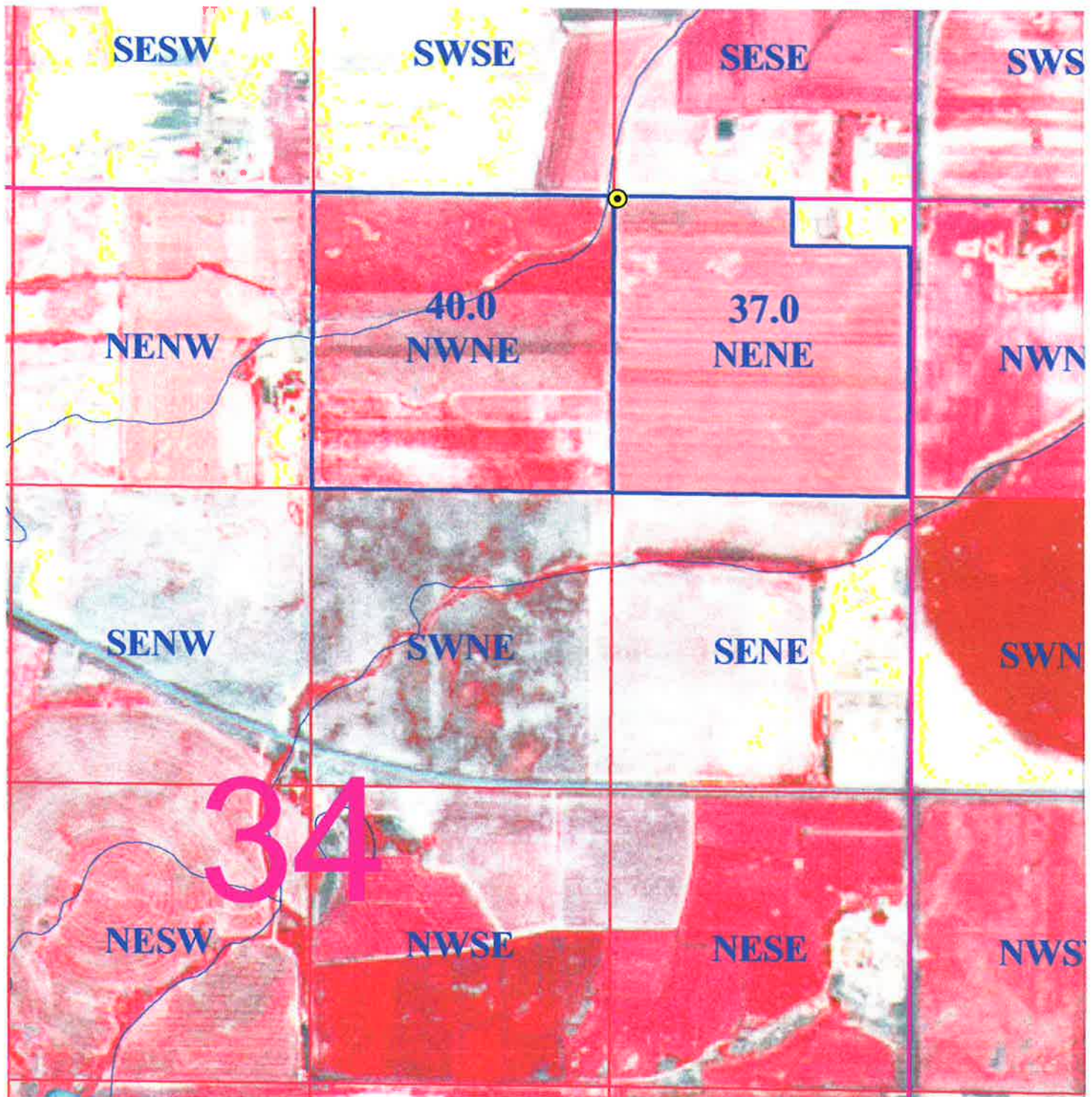
Spatial Dynamics LTD

10/31/01

TR	SEC	QQ	Acres	Acres	COMMENT
			Recommended	Shaped	
07s14e	34	NENE	35.5	37	
07s14e	34	NWNE	38	40	
Totals:			73.5	77	

Water Right Number 36-08649
Township , 7S14E

11/06/2001



RECEIVED

DEC 11 1996

Department of Water Resources
Southern Region

RECEIVED

NOV 27 1996

Department of Water Resources

NOV 25 PM 12:11

DISTRICT COURT-SE
TWIN FALLS CO, IDAHO
FILED

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

) ORDER OF PARTIAL DECREE

) For Water Right 36-08649

On August 16, 1996, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 14a, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 36-08649 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 25, 1996.



DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO NOV 25 PM 11
I.R.C.P. 54(b) FOR
Water Right 36-08649

DISTRICT COURT
TWIN FALLS
FILED

NAME & ADDRESS: RAY MC CORD
ALICE MC CORD
RT 1
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 1.47 CFS
294.0 AFY

PRIORITY DATE: 01/25/1978

POINT OF DIVERSION: T07S R14E S34 NWNENE Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	1.47 CFS 294.0 AFY

PLACE OF USE: IRRIGATION Within GOODING County
T07S R14E S34 NENE 35.5 NWNE 38.0
73.5 ACRES TOTAL

CONSUMPTIVE USE: 221.0 AFY

DATED: November 25, 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

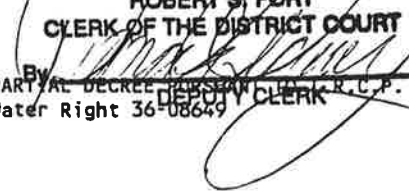
RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

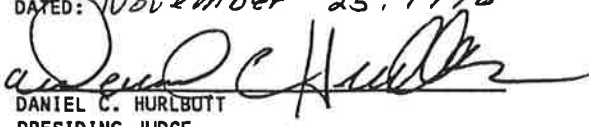
State of Idaho
County of Twin Falls ss.

I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By 
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-08649 DEPUTY CLERK

DATED: November 25, 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

NOV 25 PM 12:12
DISTRICT COURT-S
TWIN FALLS CO. IDAHO
FILED _____

**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

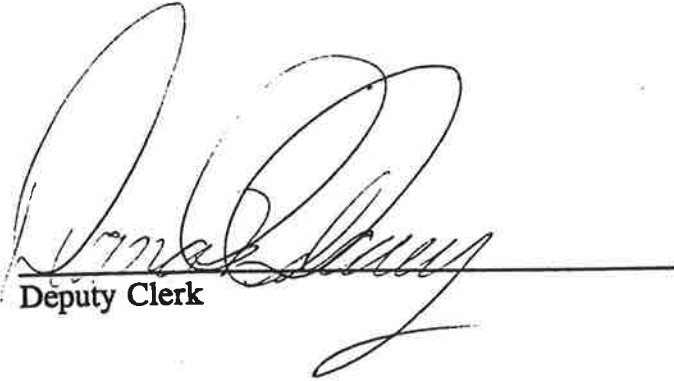
) **CERTIFICATE OF MAILING**

) **For Water Right 36-08649**

)
I certify that a true and correct copy of the *Order on Partial Decree for Water Right 36-08649* and *Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 36-08649* were mailed on November 25, 1996, with sufficient first-class postage prepaid to the following:

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

Ray McCord
Alice McCord
Route 1
Wendell, ID 83355


Deputy Clerk

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: NOV-2-1992
PAGE: A-3106

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
36-08649	RAY MC CORD ALICE MC CORD RT 1 WENDELL ID 83355	01/25/1978	IRRIGATION	04-01 10-31	1.47 294.0	CFS AFY LICENSE
			TOTAL QUANTITY:		1.47 294.0	CFS AFY
			CONSUMPTIVE USE:		221.0	AFY
	POINT OF DIVERSION: T07S R14E S34 PLACE OF USE: IRRIGATION	NWNE				
	T07S R14E S34 73.5 ACRES TOTAL	NENE 35.5		NWNE 38.0		
	REMARKS: USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.					
36-14188	CHRISTINE MYERS ALAN MYERS 886 EAST 200 SOUTH JEROME ID 83338	02/01/1978	DOMESTIC	01-01 12-31	.04	CFS BENEFICIAL USE
			TOTAL QUANTITY:		.04	CFS
	NON-IRRIGATION-USES: DOMESTIC 1 HOUSE					
	POINT OF DIVERSION: T08S R18E S28 PLACE OF USE: DOMESTIC	SWSE				
	T08S R18E S28	SWSE				
	REMARKS: PARCEL NO. 08S18E288865					

R PROOF

CVR

MAPS

PHOTOS

MISC

OCT 20 1994

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 the Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 36-08649 -0001

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: RAY & ALICE MC CORD
Address: RT 1
WENDELL ID 83355

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

3. ☒ Quantity: I respond to the objection concerning:
- 3a. ☒ The total quantity of water used in cubic feet per second.
- 3c. ☒ The total quantity of water reserved for each and every purpose, including all present and future uses.
9. ☒ Place of Use: I respond to the objection concerning:
- 9b. ☒ The number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 3 and 3.a, and all allegations of the objection regarding those items, IDWR responds as follows: (1) it recommended the amount of water it determined was being beneficially used; (2) the claimant is not entitled to any amount greater than that which is beneficially used (Idaho Code Secs. 42-104 and 42-1402). IDWR further responds that it recommended a diversion rate of 1.47 cfs, the full amount of the license upon which this right is based.

In response to Statement of the Objection item 3c., and all allegations of the objection regarding that item, IDWR responds as follows: Since this water right is not a federal reserved water right, this objection item is inapplicable and the claimant's assertion of it is in error.

In response to Statement of the Objection 9 and 9.b, and all allegations of the objection regarding those items, IDWR responds that the recommended water right accurately describes the place of use of the right. IDWR further responds that it recommended the entire acreage specified in the license upon which this right is based. Information available to IDWR indicates that the licensure field examination conducted on July 2, 1984, revealed that only 73.5 acres of the 80 acres covered by the claimant's water permit were being irrigated. Consequently IDWR issued a license for that acreage. Under Idaho Code sections 42-101, 42-104, and 42-202, the claimant cannot acquire a water right for more water than is being beneficially used. Correspondence from the claimant to IDWR regarding the number of licensed acres reveals that the claimant was not irrigating the entire 80 acres covered by his permit at the time of the licensure examination, but rather intended to expand his irrigated acres in the future. Under Idaho law water cannot be reserved for future use, but must be appropriated and put to beneficial use before the user can acquire a water right.

In response to Statement of the Objection item 10 and all allegations of the objection regarding this item, IDWR responds as follows: The license upon which the claimant's claim is based does not set an annual volume of consumptive use for this water right. Idaho Code Sec. 42-1411(2)(i) requires the director to determine the annual volume of consumptive use for each water right acquired under state law and recommended in the director's report. IDWR has developed uniform standards of consumptive use

(Over)

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OCT 20 1994

for various climatic areas throughout the state, based upon the definition of consumptive use contained in Idaho Code Sec. 42-1401A(2), which is the maximum volume of water consumed by "the most water consumptive crop that can be grown in the area during the period of year when water is used for irrigation." The consumptive use recommended for this water right is based upon the maximum volume of water consumed by the most water consumptive crop (pasture) that can be grown in the area during the irrigation season. Idaho Code Sec. 42-1401A(2) provides that the quantification of consumptive use "is included as a rebuttable presumption in a decree only for the purpose of transfers pursuant to section 42-222, Idaho Code." Therefore, the consumptive use recommended for this water right is included solely for use in future transfer proceedings, and not as a limitation on the quantity of water that the claimant may divert pursuant to this recommended right.

In response to Statement of the Objection 12 and 12a., and all allegations of the objection regarding those items, IDWR responds as follows: The purpose of items 12 and 12a. is to allow an objector to seek disallowal of a claim. Since the claimant presumably does not want the claimant's right disallowed, the objection to these items appears to be error.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

Notice of Claim No. A36-08649

4

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

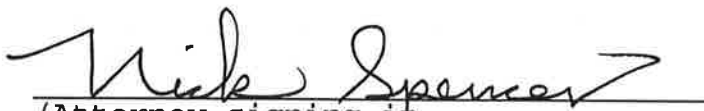
David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

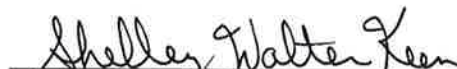
By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 9th day of September, 1993.




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: July 31, 1997

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of SEPTEMBER, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: RAY & ALICE MC CORD
Address: RT 1
WENDELL ID 83355

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: 236-08649
A37-07696
Date Received: 8/09/1988
Receipt No: M000928
Received By: gpc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAY MC CORD
Address: RT. 1
WENDELL, ID 83355

AND/OR

Name: ALICE MC CORD
Address: RT. 1
WENDELL, ID 83355

2. Date of Priority: JAN 25, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	34	NW	NE	NE		GOODING

5. Description of diverting works:
WELL, PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A37-07696

Page 1

Date: 08/09/88

MICROFILMED
OCT 20 1984
FEB 09 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	34	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
					Section Acres		80.0
					Total Acres		80.0

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:
NORTH SIDE CANAL CO.

14. Remarks:

15. Basis of Claim: PERMIT

08/09/88
MICROFILMED

OCT 20 1994

MICROFILMED

FEB 09 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): Ray McLoey Date: 8/9/88

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 9 day

of Aug 19 88

John Val Carlson
Notary Public

Seal

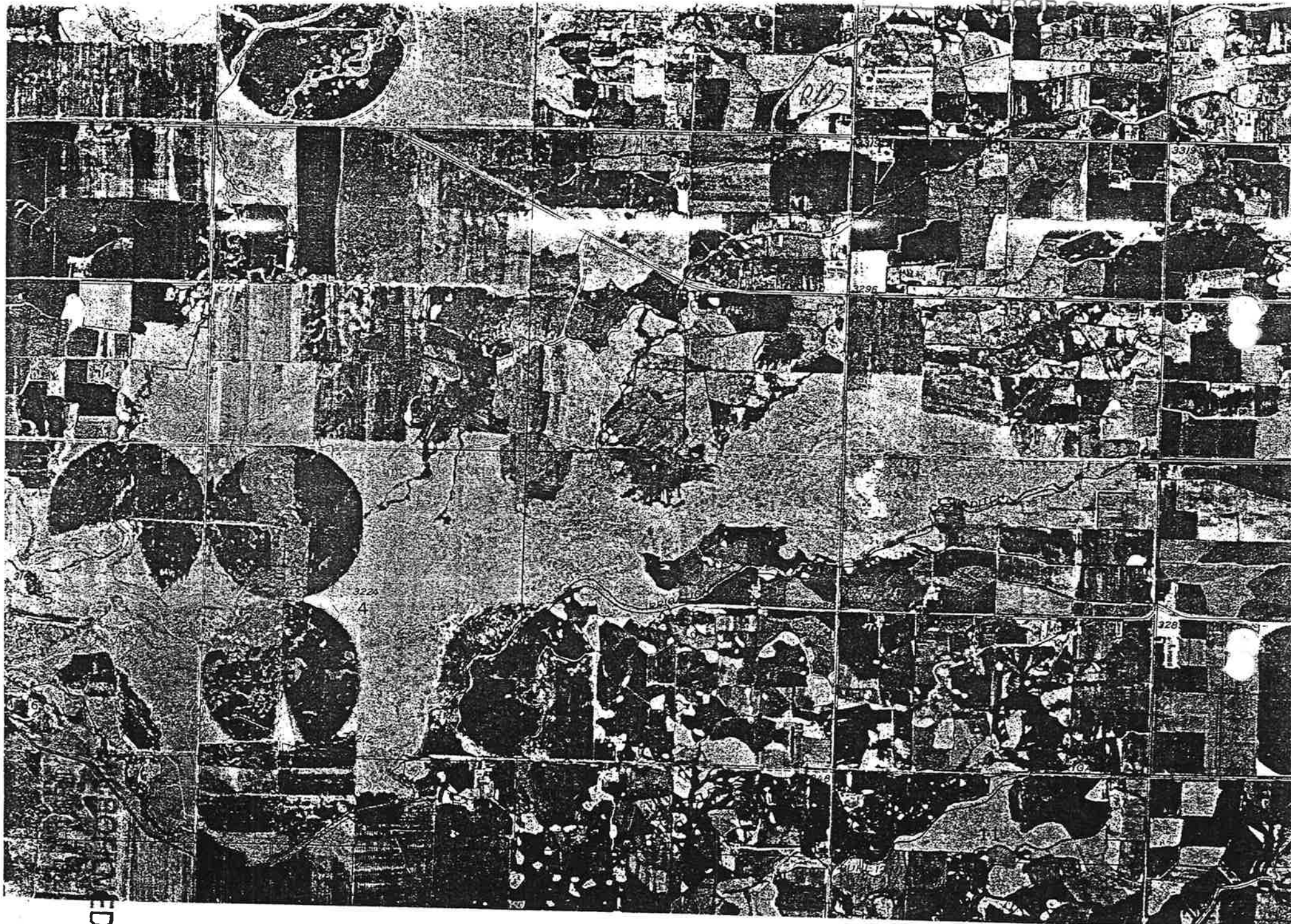
Residing at Boon Isl.

My Commission Expires 4/2/94

MICROFILMED
OCT 20 1994

MICROFILMED
FEB 09 1993

POOR ORIGINAL



SCALE 1:24 000

ED

68300

RECEIVED

MAY 03 1993

Department of Water Resources
Adjudication Bureau

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

Case No. 36-08649
(You must insert the
water right number you
are objecting to)

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

OBJECTION

Petitioner,

36-08649 -0001/
93-04-0373

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED

OCT 20 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name:

Ray McCoy Alice McCoy

Address:

Rt 1
Wendell, Ida 83355

Briefly describe your interest in this water right:

I have a deep well (irrigation)
w/ priority date of 1/25/78

2. Owner of the water right:

Name:

Same as above

Address:

3. If this objection is filed by an attorney:

Attorney Name:

Attorney Address:

Attorney Phone No.:

If filed by an attorney, notice of pending court-proceedings will be sent to the attorney only.

1. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☒ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☒ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

I have originally filed on (priority date of 1/25/78) 1,500 CFS and according to your file you have confiscated the differential of water originally filed upon. Can Idaho Power Co. prove that if it's their water I am pumping for irrigation.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

I want to know how or who says I do not use this water for beneficial usage on all my acreage. Originally filed upon.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 29 day of April, 1999, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name:

Sama

Owner's address:

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

Ray m. Lord
Signature of Objector or attorney
mailing on Objector's behalf

☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

VERIFICATION (Must be Completed)

State of Idaho

County of Twin Falls

Ray McCloud Alue McCloud, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Ray McCloud Alue McCloud
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 29 day of April,
1993.

Dana D. Delaney
Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 6/24/98

R PROOF



CVR



MAPS



PHOTOS



MISC

MICROFILMED
FEB 09 1993

Water Right Number - R36-15090

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MC CORD

RAY

1 - RT. 1

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

MC CORD

ALICE

1 - RT. 1

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
01/25/1978 17 SOUTHERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
07S	14E	34	NW NE NE		(47)	GOODING

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	1.470	294.00

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
1.470	294.00	221.0	

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
07S	14E	34	NE NE		35.5	01	IRRIGATION	(47) GOODING
07S	14E	34	NW NE		38.0	01	IRRIGATION	(47) GOODING

Total Acres: 73.5

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NORTH SIDE CANAL CO.

+ - - - - Remarks - - - - - +
SEE NO. 36-08649.MICROFILMED
FEB 09 1993

MICROFILMED
JUL 9 1993

Water right number - R36-15090

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 12/18/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS
THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.

+ - - Audit Fields - - +

00/00/00

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 04/10/1992	Old Judicial District	-
Claim Received Date	- 08/09/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

Water Right Number - R36-08649 Prefix Translation: RESEARCH Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MC CORD RAY 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000

MC CORD ALICE 1 - RT. 1
2 -
3 -
City- WENDELL State- ID Zip- 83355
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +

01/25/1978 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +

GROUNDWATER

+ - - - - - - - - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

07S 14E 34 NW NE NE (47) GOODING

+ - - - - - - - - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 1.470 294.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

1.470 294.00 221.0

+ - - - - - - - - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

07S 14E 34 NE NE 35.5 01 IRRIGATION (47) GOODING
07S 14E 34 NW NE 38.0 01 IRRIGATION (47) GOODING

Total Acres: 73.5

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NORTH SIDE CANAL CO.

+ - - - - - - - - - - - Remarks - - - - - +

No Remarks found.

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Water right number - R36-08649

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers Found

+ - - - - Conditions of Approval - - - - - +

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

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 12/18/1991 User Id: WORSTELL Subject: COPIED FROM REMARKS

THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG BASIN.

Date: 04/10/1992 User Id: MERRITT Subject: RE-NUMBER

WATER RIGHTS RENUMBERED FROM 37-07696 TO 36-08649.

ADJUDICATION WENT FROM A37-07696 TO A36-15090 TO R36-08649.

+ - - Audit Fields - - +

00/00/00

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 04/10/1992 | Old Judicial District | - |
| Claim Received Date | - 08/09/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - X777777 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:17:12
07/17/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-15090

| WR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | Y | | | N | | R.V. 2K
12/18/91 | R.V. 2K
12/18/91 | R.V. 2K
12/18/91 |
| POINT OF DIV | Y | | | Y | 6 | | | |
| SOURCE | Y | | | N | | | | |
| PLACE OF USE | Y | | | Y | 6 | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | Y | 6 | | | |
| CONSUMPTIVE USE | - | | | Y | 6 | | | |
| PURPOSES | Y | | | N | | | | |
| PERIOD OF USE | Y | | | N | | | | |
| BASIS OF CLAIM | Y | | | Y | 6 | | | |
| REMARKS | Y | | | N | | | | |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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FEB 09 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:17:12
07/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-15090

LAST: MC CORD
ADDRESS: RT. 1
CITY: WENDELL
PHONE NUMBER: 208-000-0000

FIRST: RAY
STATE: ID ZIP: 83355

OWNER CODE: C

LAST: MC CORD
ADDRESS: RT. 1
CITY: WENDELL
PHONE NUMBER: 208-000-0000

FIRST: ALICE
STATE: ID ZIP: 83355

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM REPLACES CLAIM A37-07696 ORIGINALLY FILED IN THE WRONG
BASIN.

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CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

| | |
|--|--|
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |

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A. AJ CLAIM: # A36-15090 PRIORITY DATE: 01-25-1978
B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

STAGE: ~~P~~ L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE Y FIELD EXAMINER N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

change stage to license

=====

RECOMMENDED PRIORITY DATE:

1-25-1978

REVIEWED BY

lw

DATE

8/20/90

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|---------|
| A36-15090 | 07S | 14E | 34 | NW | NE | NE | | GOODING |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-07696 NONE

WR RECORDS IN SAME 40 ACRE TRACT

L36-07696
37-07696

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
Y

FIELD
EXAMINER

N

REMARKS:

MICROFILMED

FEB 09 1995

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|-----------|------------|-----------|-----------|-----------|-----------|------------|-----------|
| <u>7a</u> | <u>14e</u> | <u>34</u> | <u>NW</u> | <u>Ne</u> | <u>Ne</u> | <u>---</u> | <u>47</u> |

SOURCE: BW TRIB: _____
REVIEWED BY: lw DATE: 8/20/90

MICROFILMED
FEB 09 1993

A. ROOT WATER RIGHT NUMBERS: A36-15090

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------------------|-------------------|-----------------|-----------------|----------------|------------------|
| 07S | 14E | 34 | NE | NE | | MC CORD , RAY | A36-15090 /40.0 | - / | 40.0 | | 34 |
| | | | | | | NORTH SIDE CANAL COMPANY LTD. | A01-0021220 / 9.0 | - / | | | |
| | | | | | | MC CORD , RAY | A36-15089 / | - / | | | |
| | | | | | | MC CORD , RAY | | 37-07696 /35.5 | | | |
| | | | | | | MC CORD , RAY | | L36-07696 /40.0 | | | |
| 07S | 14E | 34 | NW | NE | | MC CORD , RAY | A36-15090 /40.0 | - / | 40.0 | | 38 |
| | | | | | | NORTH SIDE CANAL COMPANY LTD. | A01-0021220 / 9.0 | - / | | | |
| | | | | | | MC CORD , RAY | | 37-07696 /38.0 | | | |
| | | | | | | MC CORD , RAY | | L36-07696 /40.0 | | | |
| TOTAL ACRES | | | | | | | A36-15090 | 80.00 | 80.00 | | 73.5 |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

recommend as licensed 10/31/1989

RECOMMENDATIONS:

TOTAL ACRES: 73.5

REVIEWED BY: lw

DATE: 8/24/90

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FEB 09 1993

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|---------------------------|
| A36-15090 IRRIGATION | FROM 03-15 TO 11-15 | ~~1.600~~ CFS 1.47 |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | ~~1.600~~ CFS 1.47 |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| 36-07855 FISH PROPAGATION | FROM 01-01 TO 12-31 | 20.000 CFS |
| 36-07855 WILDLIFE | FROM 01-01 TO 12-31 | 20.000 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 20.000 CFS |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | DATABASE | FIELD EXAMINER |
|--|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | Y | <u>N</u> |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | Y | <u>N</u> |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | Y | <u>N</u> |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N() Explain in remarks, below.

REMARKS:

Recommend as licensed

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 1.600 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 20.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NORTH SIDE CANAL CO. 517

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-------------|-------------|-------------------------------|-----------|----------------|-----------|----------------|
| A36-15090 | GROUNDWATER | MC CORD , RAY | 1.600 | 0.020 | | |
| A01-0021220 | SNAKE RIVER | NORTH SIDE CANAL COMPANY LTD. | 2250.000 | 0.081 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|---------------|---------------------|----------|--------|
| A36-15089 | STOCKWATER | MC CORD , RAY | FROM 01-01 TO 12-31 | .070 CFS | |

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 73.5 x 0.02 CFS/ACRE = 1.47 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☒) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 73.5 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 220.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 73.5 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 294 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

recommend as licensed

limited to 1" per acre when cw also used

517

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------|-----------------------|-------------------|
| | | DATABASE EXAMINER | DATABASE EXAMINER | DATABASE EXAMINER |
| <u>IRRIG</u> | <u>3/15 11/15</u> | <u>1.47</u> | <u>294</u> | <u>220.5</u> |
| TOTAL FOR THIS RIGHT | | <u>1.47</u> | <u>294</u> | <u>220.5</u> |

REVIEWED BY:

LW

DATE:

8/24/90

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FEB 09 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

| | ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____ | () | () |
| FORFEIT/ABANDON _____ | () | () |
| ADDITIONAL DIV. AMOUNT _____ | () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-15090

TOTAL DIVERSION RATE OF WR SPLITS DATABASE EXAMINER CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| - | A36-15090 | 1.600 | - | | - | |
| TOTAL CFS | | 1.600 | | | | |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N) DATABASE FIELD
IF NO, is the written review sheet attached? (Y/N) N EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: LW

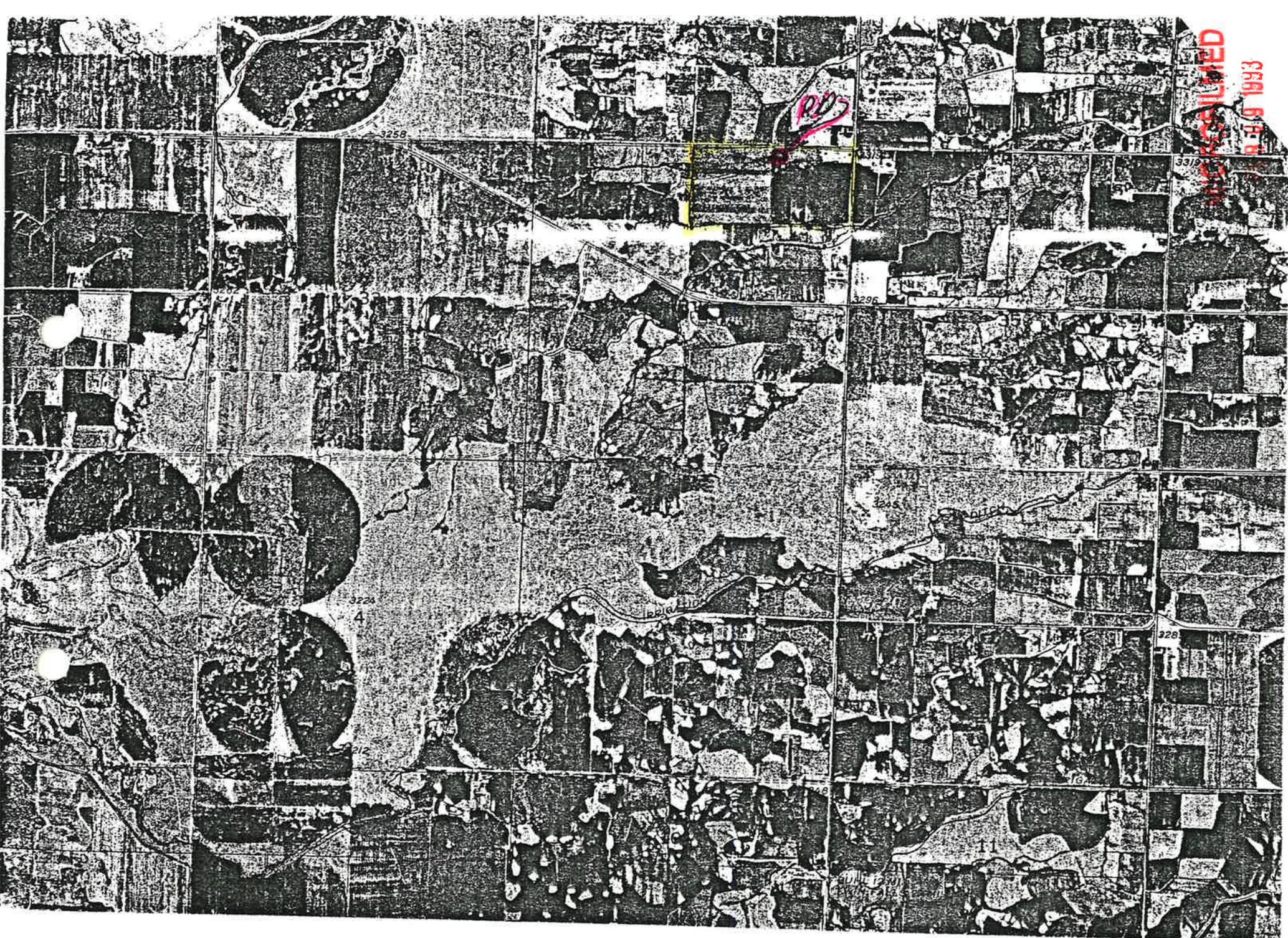
DATE: 8/24/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

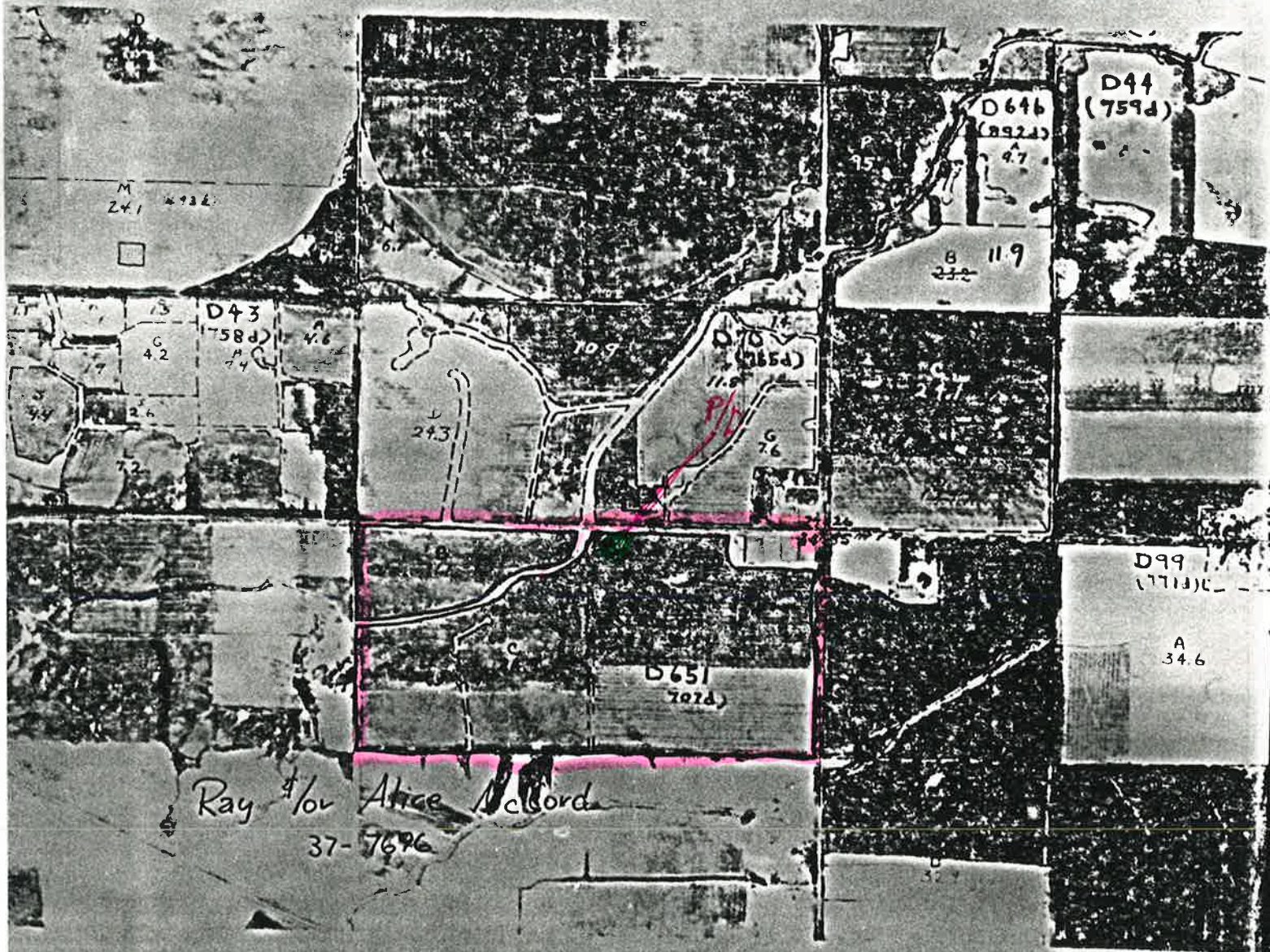
MICROFILMED

FEB 09 1993

 R. V. St 12/18/91



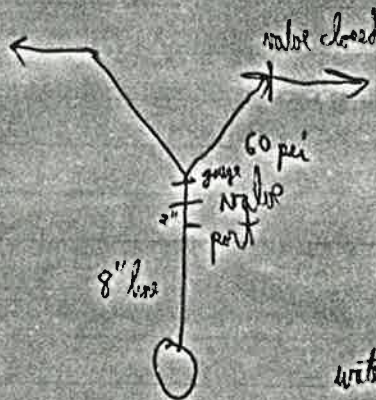
SCALE 1:24,000



From 1984 Field Exam Record

MICROFILMED
FEB 19 1993

U. S. Motors 75 hp with # HR 1029544
 Aurora pump no number



county roads on N-E side of section

runs 4 lines with 5/32" nipples

~~measure 2.31 x 60~~

7,781' diameter road measure 31.9-23.9"

manometer = 8" = 1.55' of

water level is

8.5' ^{1/2}

$$\frac{8.8 \times 75 \times .70}{114 + (2.31 \times 60)} = \frac{462}{252.6} = 1.83 \text{ ft}$$

$$1 \frac{28}{32} \text{ nipple} \times 5.44 \text{ gpm/nipple} = 1 \frac{68}{72} \text{ gpm} = 1.6 \text{ gpm}$$

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RECOMMENDED AMOUNTS

| Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|----------|----------|-----------|----------------------|-----------------|
| 29-7696 | | 1.52 cfs | | | 1.60 cfs |

4. Permit Holder: Ray & Alice McCord

Address: Route #1 Box 178, Wendell, ID 83355

5. Source: Groundwater tributary to

6. Beneficial Use

Period of Use
From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

irrigation

Mar 15

Nov 15

1.47

~~304~~ 294

Allowable Maximums:

147

~~304~~ 294

7. **Point(s) of Diversion:**

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

10. 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

11. Examiner's Signature J. F. Denton

Checked In Regional Office by

Approved in State Office by _____

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FEB 09 1993

Date 7-2-84

Date 11/5/85



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -

(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KETH HIGGINSON

March 27, 1989 DIRECTOR

RAY MC CORD
ALICE MC CORD
RT. 1 BOX 178
WENDELL, ID 83355

RE: PERMIT NO. 37-07696

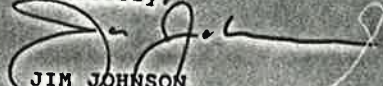
Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

APR 12 1989

Department of Water Resources

*In relation to first paragraph of enclosed letter of
water right # 37-07696 priority date of Jan 25, 1978
indicates that acres irrigated is 73.5 total when it
should be 80 acres. This right was applied and given
for full water right of 80 acres. I'll probably in near future
expand acreage for total of original right. I feel your
Confiscating water rights you have no obligation to so
I hereby protest this action and you redo this
adjudication right to original filing.
(Please advise) If any other question please contact me
Ray McCord*

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FEB 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 12, 1989

RE: Permit No. 37-7976

Ray McCord
Rt. 1, Box 178
Wendell, ID 85355

Dear Mr. McCord:

I hope that the following information will answer your questions about the draft license for water right no. 37-7976 which was sent to you on March 27, 1989.

The number of acres covered under the proposed license (73.5) is the amount determined by a field examination which was conducted on July 2, 1984. The Department can only license water use which is demonstrated at the time of the exam, not projected future use. If additional lands are to be irrigated in the future, these lands will require another filing.

If you have any further questions, please feel free to contact this office.

Sincerely,

JOHN MCLEOD
Technical Reviewer

JM:hm

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FEB 09 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07696

Priority: January 25, 1978

Maximum Diversion Rate: 1.47 CFS
Maximum Diversion Volume: 294.0 AF

This is to certify, that RAY MC CORD
ALICE MC CORD

RT. 1 BOX 178
WENDELL, ID 83355

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 25, 1978, and has submitted Proof of Beneficial Use on March 29, 1983. An examination indicates that the works have a diversion capacity of 1.600 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION | 03/15 to 11/15 | 1.47 CFS | 294.0 AF |

LOCATION OF POINT(S) OF DIVERSION: NENE, Sec. 34, Township 07S, Range 14E
GOODING County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 07S | 14E | 34 | NENE 35.5 | NWNE 38 | | 73.5 |

Total number of acres irrigated: 73.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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FEB 09 1993

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07696

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 31st
day of October, 1989.

Billy D. Henson for
R. Keith Higginson, Director

MICROFILMED

FEB 09 1993