

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 37-545E
Date Received: 10/24/1988
Receipt No: M001684
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DARRELL L MC KENZIE Phone: (208)823-4686
PO BOX 11
CAREY ID 83320

2. Date of Priority: 12/01/1886

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	21E	30	NW SW SE	BLAINE	

5. Description of diverting works:

CONCRETE HEADGATE, WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.06	

7. Total Quantity Appropriated is:
0.06 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
01S	21E	34	NE	NW	IRRIGATION	1.5
					Section Acres	1.5
					Total Acres	1.5

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

LOIS STOCKING SAID THIS CLAIM SHOULD BE 37-00545C, 37-00545C WAS ALREADY CLAIMED UNDER ANOTHER NAME

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

September 6, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DARRELL L MCKENZIE
PO BOX 11
CAREY ID 83320

Re: SRBA Claim(s) 37-545E

Dear Mr. McKenzie:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED
 SEP 04 2001
 Department of Water Resources
 Southern Region

1. Water Right No(s): 37-545E

Adjudication Claim No(s): _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

Richard & Jodi Olsen
Box 45 Carey, Id. 83320

4. New Owner/Claimant(s)

Darrell McKenzie
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
PO Box 11

New Mailing Address

City, State and ZIP Code

Carey, Id 83320

New Telephone Number

(208) 823-4686

5. Date you acquired the property

19 1

6. Did you acquire all of the former owner's property? ^{yes} If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

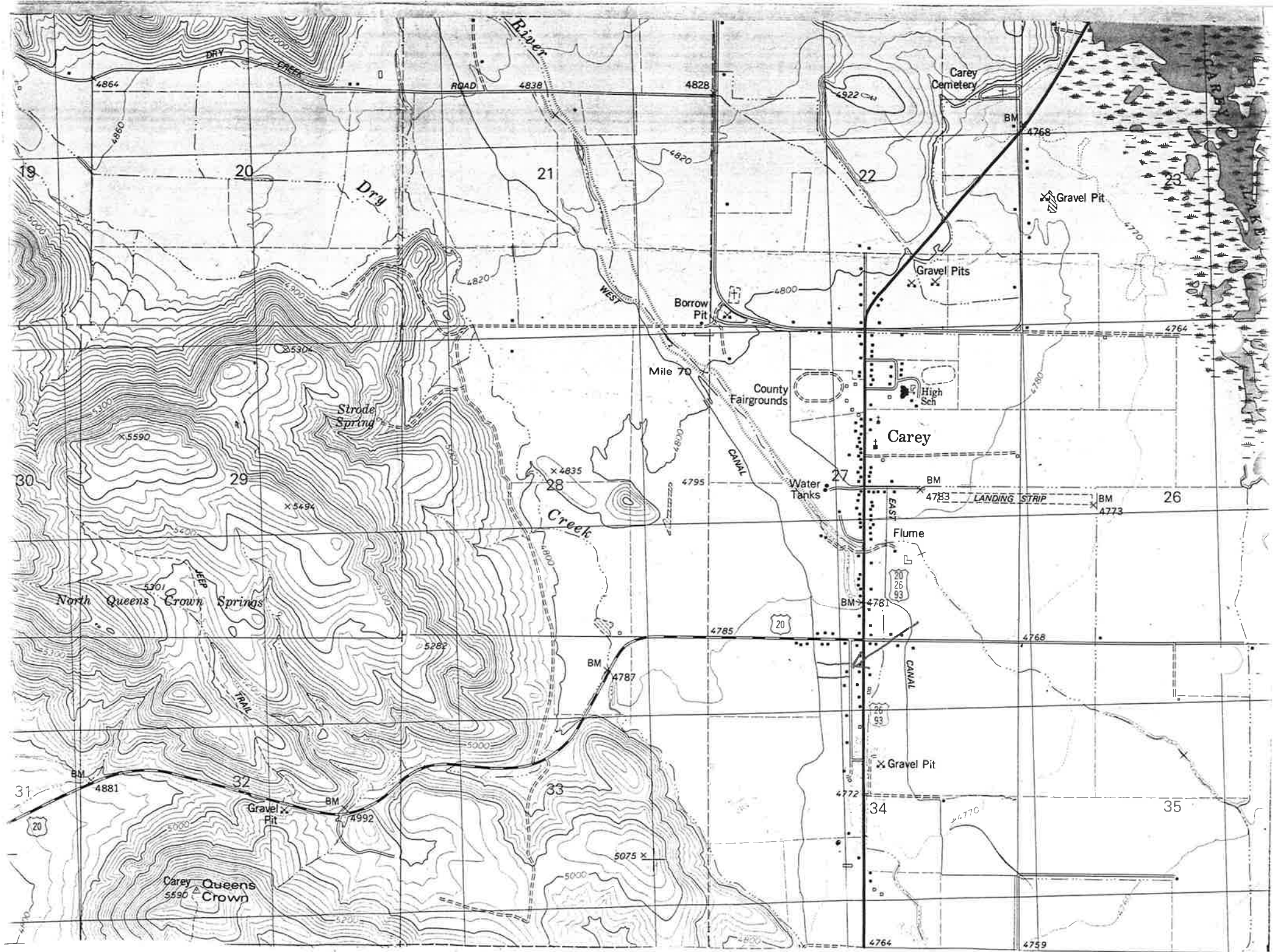
Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s)

Darrell L. McKenzie

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.



WARRANTY DEED

For Value Received

RICHARD PAUL OLSEN and JODI OLSEN, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

DARRELL L. MCKENZIE, an unmarried man

the grantee, whose current address is Box 14, Hailey, Idaho 83333

the following described premises, in Blaine County, Idaho, to-wit:

TOWNSHIP 1 SOUTH, RANGE 21 East, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 34: A parcel of land more particularly described as follows:

Beginning at a point 17 Rods West and 45 Rods 10 1/2 inches south of the northeast corner of NW 1/4;

Running Thence West 31 1/2 Rods;

Thence North 7 Rods 8'4";

Thence East 32 Rods;

Thence South 7 Rods 8'4" to the PLACE OF BEGINNING;

(Said parcel is shown on the Blaine County Tax Assessor's Rolls as Tax Lot 391.)

Together with 7.5 Acre Feet of Little Woodriver Reservoir Water per Annum.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 11, 1990

X Richard Paul Olsen

X Jodi Olsen

STATE OF IDAHO

COUNTY OF Blaine

On this 3rd day of August, in the year 1990, before me, a Notary Public, personally appeared Richard Paul Olsen and Jodi Olsen known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Barbara E. Murphy

Notary Public, Blaine, Idaho.



STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of Sun Valley Title Co.

at 30 minutes past 6 o'clock P.M.,
this 6th day of September, 1990, in my office, and duly recorded in Book of Deeds at page

By Mary Green
Ex-Officio Recorder

By R. Stinnett
Deputy,

Fees \$
Mail to: 3.00

INSTRUMENT NO.

323435

Chicago Title Insurance
Company of Idaho

WARRANTY DEED

For Value Received

ROBERT K. BOSTROM, a single man; AND VEE Verna PETERSON, formerly Vee V. Bostrom
AND TRACY LYNN PETERSON, wife and husband

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

DARRELL MCKENZIE, a single man

whose address is:

P.O. Box 14, Bellevue, Idaho 83313

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho,
to-wit:

A parcel of land in the NE1/4NW1/4 Section 34, Township 1 South, Range 21 East,
Boise Meridian, Blaine County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of Tax Lot 391;
THENCE North 104 feet;
THENCE West 31 rods;
THENCE South 104 feet;
THENCE East 31 rods to the POINT OF BEGINNING

BLAINE CO. REQUEST
OF: Sawtooth Title Co., Inc.
1989 MAY 17 PM 4 21
MARY GREEN, CLERK
FEES \$ 3.00

305731

SUBJECT TO Easements, Restrictions and Encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
and to the Grantee's heirs and assigns forever. And the said Grantor does hereby
covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises;
that they are free from all incumbrances except as described above and that Grantor will warrant
and defend the same from all lawful claims whatsoever.

Dated: May 5, 1989

Robert K. Bostrom
Robert K. Bostrom

Vee Verna Peterson
Vee Verna Peterson, formerly Vee V. Bostrom
Tracy Lynn Peterson
Tracy Lynn Peterson

STATE OF Idaho, COUNTY OF Ada
On this 15 day of May, 19 89
before me, a notary public in and for said State, personally appeared

Robert K. Bostrom, a single man

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he has executed the same.

Charles R. Lipp

Notary Public

Residing at Boise, Idaho
Comm. Expires July 2, 1991

STATE OF IDAHO, COUNTY OF Blaine
On this 17 day of May, 19 89,
before me, a notary public in and for said State, personally appeared

Vee Verna Peterson, formerly Vee
V. Bostrom and Tracy Lynn Peterson,
wife and husband

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

John R. Peterson
Notary Public
Residing at Blaine, Idaho
Comm. Expires 10/9/93

PARCEL: RP C1S210344580

F9=MS
F17=DD

F12=RC F14=HO

*TREND

LEGAL DESCRIPTION

MC KENZIE, DARRELL

CITY OF CAREY
FR NENW TL 7247, SEC 34
1S 21E

BOX 14

CODE AREA 2801 OWNER CODE _____
PARC TYPE UI LOC CODE 1700
EFFDATE 2231996 EXPDATE _____
PREV PARCEL RP01S210344580THAILEY ID 83333
34 CIRCLE DR 83320

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
20	2001	1343	AC	35000				
30	2001			2153				
41	2001			77174	77174	38587		

TOTALS 1343 114327 77174 38587

ENTER NEXT PARCEL NUMBER

RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

305731

5/07/01

PARCEL MASTER INQUIRY

11:27:15

PARCEL: RP C1S210344690

F9=MS
F17=DD

*TREND

LEGAL DESCRIPTION

MC KENZIE, DARRELL L

CITY OF CAREY
FR NENW TL 7248, SEC 34
1S 21E

BOX 14

CODE AREA 2801 OWNER CODE _____
PARC TYPE UL LOC CODE 1700
EFFDATE 2231996 EXPDATE _____
PREV PARCEL RP01S210344690T

HAILEY ID 83333
30 CIRCLE DR 83320

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
20	1997	1592	AC	35000				

TOTALS

1592

35000

ENTER NEXT PARCEL NUMBER

RP _____ A

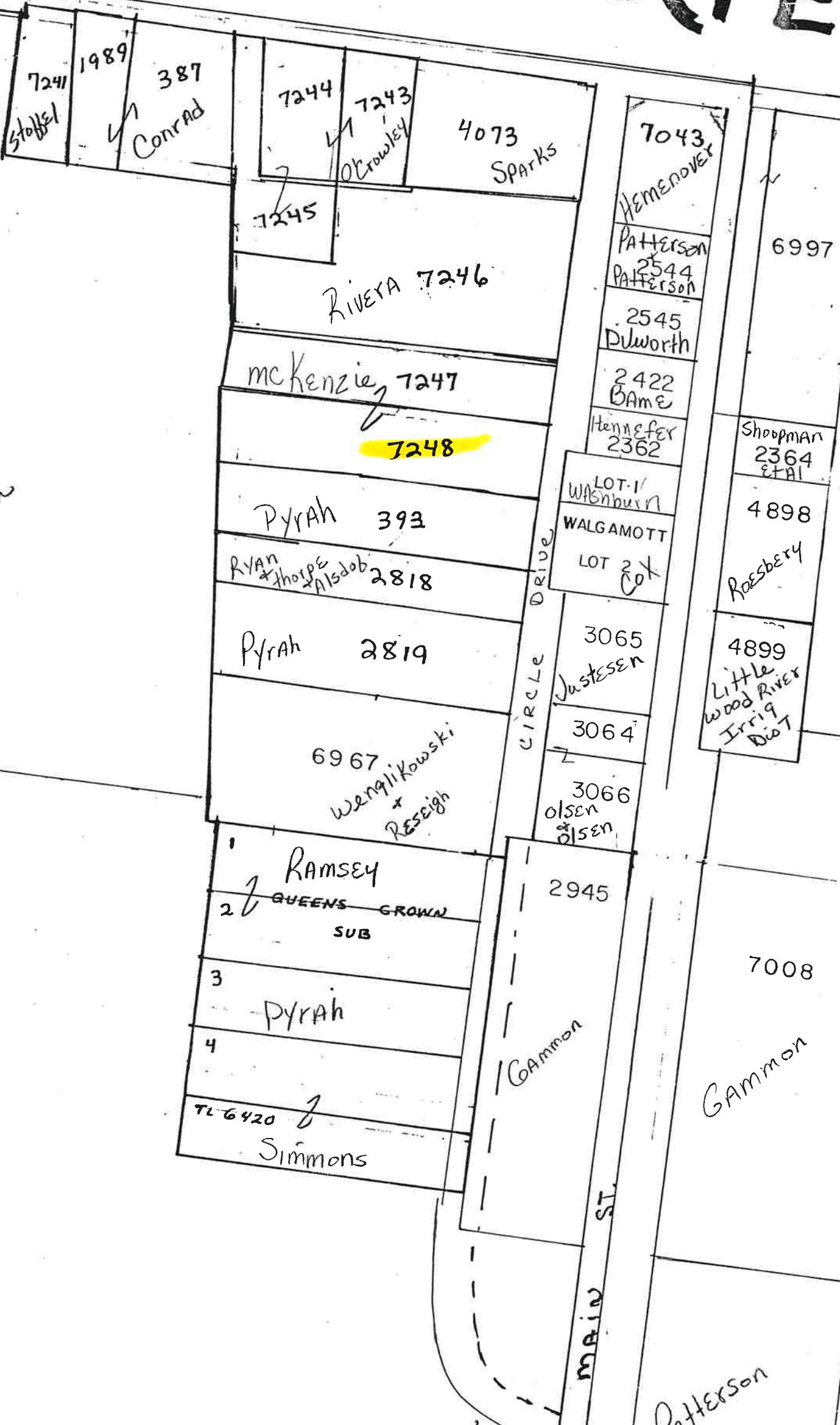
FKeys: F2=TX F3=Exit F5=SS F6=NM F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

323435

15

21E

CROWN



Hansen
+
Hansen

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: A37-00545E
Date Received: 10/24/1988
Receipt No: M001684
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD OLSEN 208-823-4612
Address: BOX 45
CAREY, ID 83320

OR

Name: JODI OLSEN 208-823-4612
Address: BOX 45
CAREY, ID 83320

2. Date of Priority: DEC 01, 1886

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
01N	21E	30	NW SW SE		BLAINE

5. Description of diverting works:
CONCRETE HEADGATE, WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.060		

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	21E	34	NE NW		IRR	1.5
Section Acres						1.5
Total Acres						1.5

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

LOIS STOCKING SAID THIS CLAIM SHOULD BE 37-00545C, 37-00545C WAS
ALREADY CLAIMED UNDER ANOTHER NAME

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not / wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Jodi Olsen Date: 10-24-88
_____ Date: _____

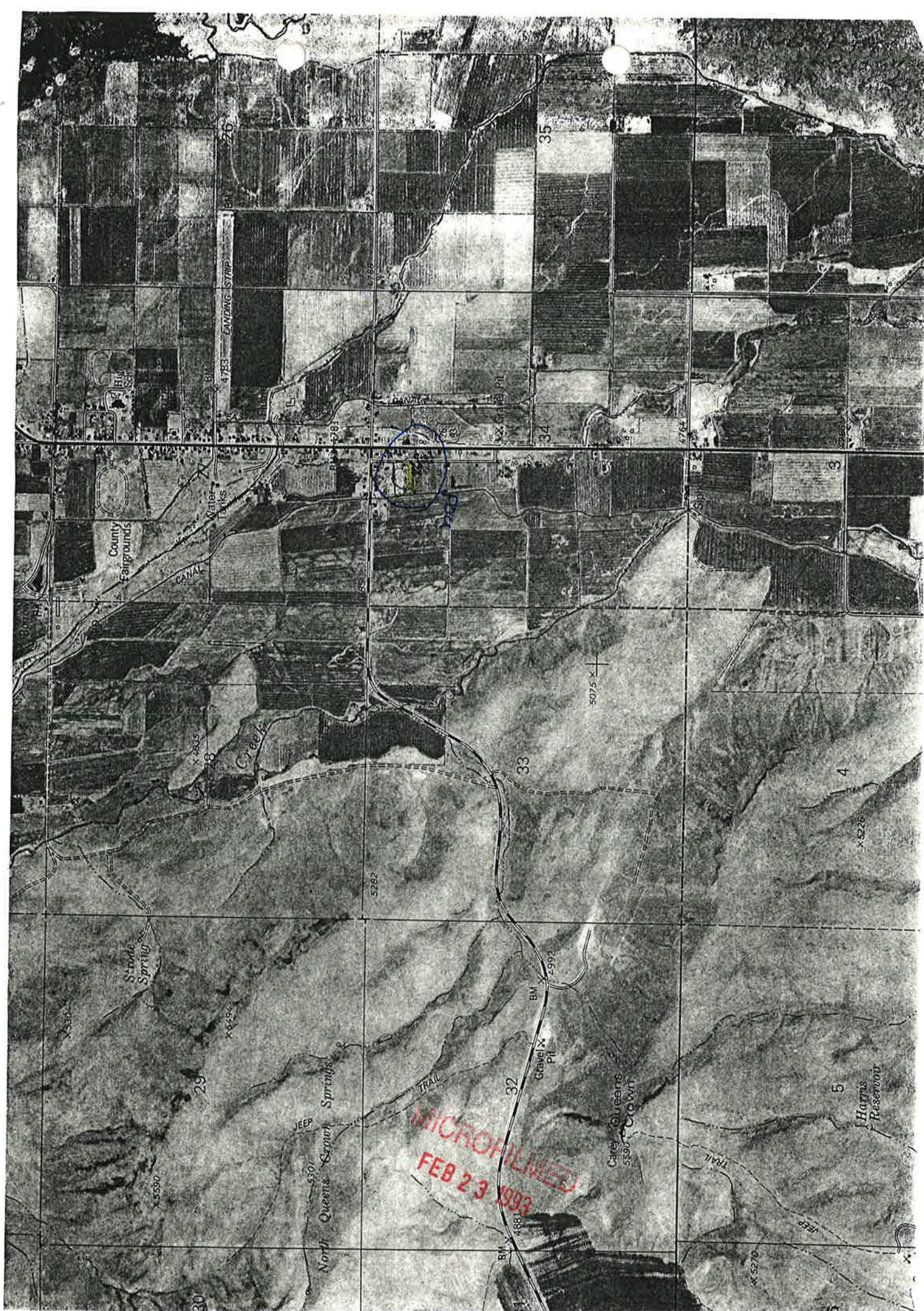
State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 24 day
of Oct 19 88

John Dale Carlson
Notary Public

Seal

Residing at Boise Id
My Commission Expires 6/30/94



04/12/2005

RECEIVED
JUL 26 2005
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-545E

DARRELL L MC KENZIE

PO BOX 11

CAREY ID 83320

Telephone Number: (208)823-4686

+ Dustin McKenzie

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

RECEIVED
JUL 25 2005
Department of Water Resources
Southern Region

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 7-25-05 SIGNATURE: Dustin McKenzie

Please print your name: _____

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED
JUL 26 2005

04/01/2005

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

RIGHT NUMBER: 37-545E

NAME AND ADDRESS: DARRELL L MC KENZIE
PO BOX 11
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 12/01/1886

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.060 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T01S R21E S34 NENW 1.5

1.5 ACRES TOTAL

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

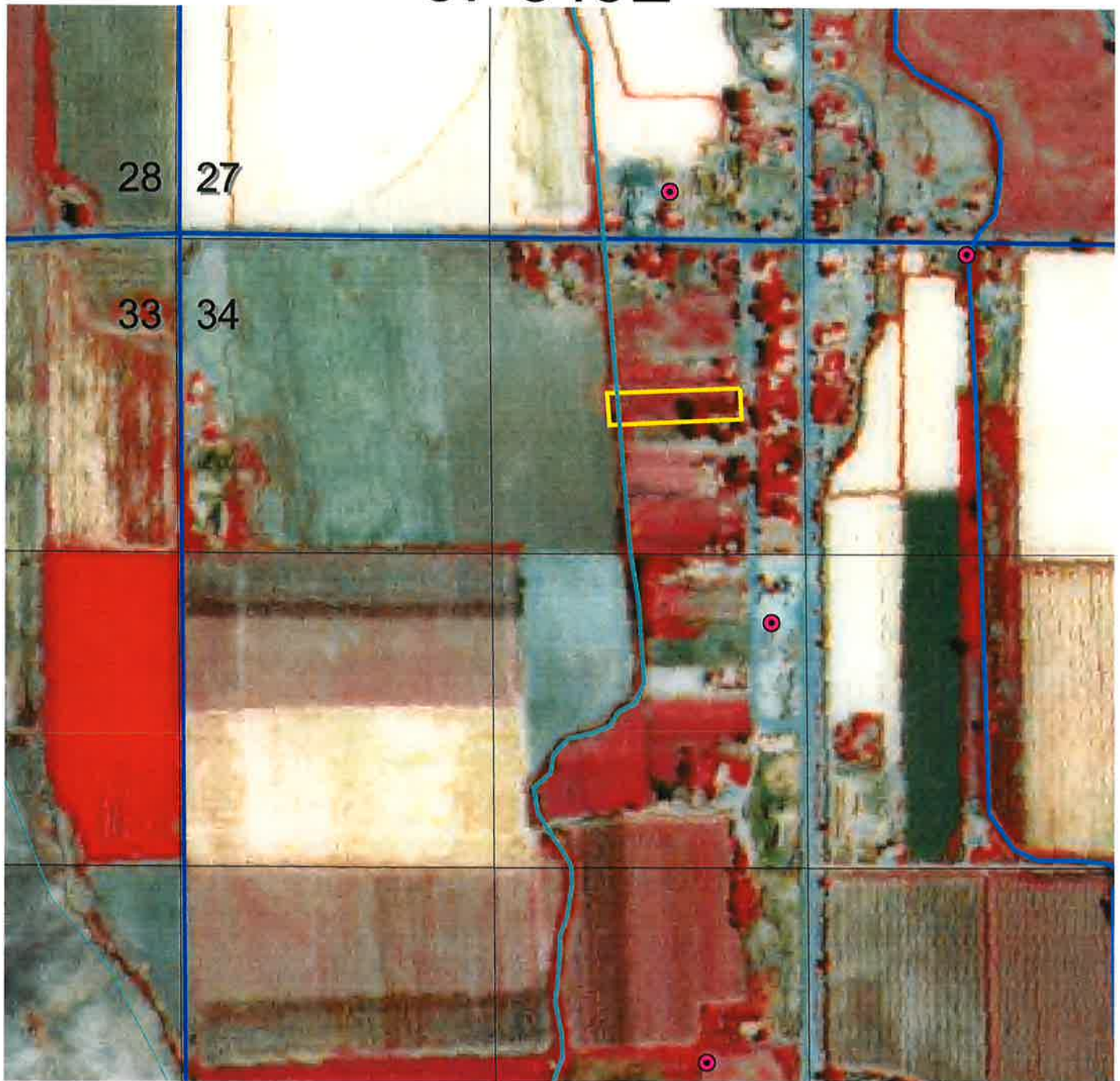
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

IDAHO D.LPT OF WATER RESOURCES

37-545E



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 21E
SEC: 34



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: APRIL 1, 2005

28

27

33

34

GS
1.5 AC.



T1S
R21E

37-545 E

DRAFT
33104
see

Water Right Report 37-545

Overclaimed Splits:

Item	Weight	Price	Weight * Price
A	40	0.04	1.60
B	0.04	1.44	0.06
C	0.02	0.06	0.0012
D	0.06	0.02	0.0012
E	0.02	0.50	0.01
F	0.50	0.94	0.47
G (TEMP)	0.94		
H (TEMP)			
Annual Volume			3.42 cts

Status: Active

Tributary
MALAD RIVER

Annual Volume

-11565 .04

[illegible]Remarks:

Comments:

Dates and Other Information: