

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 37-7621D
Date Received: 10/17/1988
Receipt No: M001598
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROD D MC COY

Phone:

976 BRUMBACH ROAD
ROSEBURG OR USA 97470

2. Date of Priority: 06/07/1977

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	21E	22	NW SW SW	BLAINE	

5. Description of diverting works:

WELL, PUMP, LITTLE WOOD RIVER, EAST CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.8	
STOCKWATER	4/01	11/01	0.04	

7. Total Quantity Appropriated is:
0.84 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
02S	21E	16	NW	NE	IRRIGATION	40
					Section Acres	40
					Total Acres	40

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:

PTS. OF REDIVERSION: SESE, S34, NENE, S28, T1S, R21E, NENW, S3, NWNW, S11, T2S, R21E.

FHA OWN A PORTION OF THE WELL.

***** ADDRESS CHANGE MADE 7/21/97 BY TLB.

For licensing purposes, a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

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.

15. Basis of Claim: Permit



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

AUG 18, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROD MC COY
976 BRUMBACH ROAD
ROSEBURG OR 970470

RE: SRBA CLAIM(S): A37-07621D

NOTICE OF ADDRESS CHANGE

DEAR CLAIMANT(S):

IDWR HAS RECEIVED YOUR NOTICE OF THE CHANGE OF ADDRESS CHANGE OF THE WATER RIGHT CLAIM(S) REFERENCED ABOVE. OUR RECORDS HAVE BEEN CHANGED ACCORDINGLY.

IF YOU SOLD THE PROPERTY, PLEASE CONTACT THIS OFFICE AT 208-736-3033.

SINCERELY,

TARA L. BACKLUND
ADJUDICATION RECORDS CLERK

/tlb

address change
RECEIVED
JUN 09 1997
Department of Water Resources
Southern Region

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.

1. Water Right Number(s) A37-07621D
Adjudication Claim Number(s) 6/7/1977
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 for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Rod McCoy
976 Brunton Rd., Roseburg, OR 97470
4. New Owner/Claimant(s) _____
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address _____
City, State and ZIP Code _____
New Telephone Number () _____
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
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.
7. Signature of New Owner/Claimant(s) Rod McCoy Date 6 June 97

Date _____
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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: A37-07621D

Date Received: 10/17/1988

Receipt No: M001598

Received By: gse

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROD D. MC COY
Address: P.O. BOX 479
HAILEY, ID

208-788-2705

83333

2. Date of Priority: JUN 07, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	22	NW	SW	SW		BLAINE

5. Description of diverting works:
WELL, PUMP, LITTLE WOOD RIVER, EAST CANAL.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		
STOCKWATER	04/01	11/01	0.040		

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

A.F.A.

8. Total consumptive use is 90.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 60 HD. BEEF CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	16	NW	NE		IRR	40.0
Section Acres							40.0

A37-07621D

Page 1

Date: 10/17/88

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Total Acres 40.0

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:

 PTS. OF REDIVERSION: SESE, S34, NENE, S28, T1S, R21E, NENW, S3,
 NWNW, S11, T2S, R21E.
 FHA OWN A PORTION OF THE WELL.

15. Basis of Claim: PERMIT

MICROFILMED
FEB 24 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 X 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): Rodney O McCay Date: 10/17/88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 17 day

of Oct 19 88

John Dale Carlson
Notary Public

Seal

Residing at Boise Tel

My Commission Expires 4/2/91

State of Idaho
Department of Water Resources

RECEIVED

JUN 23 1977

Department of Water Resources
Southern Region

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07621D

Priority: June 7, 1977

Maximum Diversion Rate:

0.77 CFS

Maximum Diversion Volume:

136.5 AF

This is to certify, that ROD MC COY

PO BOX 1165

ROSEBURG OR 97470

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 7, 1977; and has submitted Proof of Beneficial Use on April 9, 1979. An examination indicates that the works have a diversion capacity of 5.620 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	04/15 to 10/15	0.55 CFS	136.5 AF

LOCATION OF POINT(S) OF DIVERSION:

Rediversion

SWSW , Sec. 22, Township 01S, Range 21E
SWSE , Sec. 30, Township 01N, Range 21E
BLAINE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

02S 21E 16

ACRES

NWNE 39

ACRES

ACRES

TOTAL

39

Total number of acres irrigated:

39

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 that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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. Use of water under this water right will be regulated by the watermaster of State Water District No. 37N.
6. The following rights are also diverted through the point of diversion described above: 37-07621B and 37-07621C.

37-07621D

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 37-07621D

CONDITIONS/REMARKS:

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a total field headgate volume of 136.5 afa.
8. Water from the well is injected into the East Canal and may not be diverted when downstream diversions from East Canal are not on. Water diverted under this right is exchanged with water from the Little Wood River diverted into the West Canal.
9. The Department retains the jurisdiction, if it is necessary, to change the amount of canal conveyance loss, under this right, to a greater or lesser percentage than the 20% that has historically been assessed.
10. The right holder shall first use the full allotment of surface water appurtenant to the above land prior to using water under this right. The surface water cannot be sold, leased, or removed from the above land without the approval of the Director.

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 20TH
day of June, 1995.

Acting for

KARL J. DREHER, Director



37

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
FIRST CLASS
02 1A
0004310838
NOV 21 20
\$ 00.52
MAILED FROM ZIP CODE 837

RECEIVED

NOV 27 2006

DEPARTMENT OF
WATER RESOURCES



ATTEMPTED,
NOT KNOWN

1351

37-7621D

S G CASTLE II
PO BOX 399
BELLEVUE ID 83313



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

RECEIVED

FEB 25 2002

Department of Water Resources

February 13, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROD MC COY
974 BRUMBACH RD
ROSEBURG OR 97470-9403

CID updated.

Re: Snake River Basin Adjudication (SRBA)
 Notice of Claim #37-7621 D

+WR

RECEIVED

APR 04 2002

Department of Water Resources
Southern Region

Dear Water Right Holder:

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

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by February 25, 2002. Thank you for your help.

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

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

✓ Rodney D McCoy
Claimant Signature

✓ (208) 543-4752
Telephone No.

3/11/02 up updated per 4K with mother Rod

*New Address: 1301 E 3400N
 Buhl, Idaho
 83316*

Rodney D are all the same person

37-7621 D

DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237



37-7621 Rec

RECEIVED
FEB -4 2002
Department of Water Resources

Return
to
PT No

ROD D MCCOY
976 BRUMBACH ROAD
ROSEBURG OR 97470

MCCO276 974702006 1A00 06 01/25/02
FORWARD TIME EXP RTN TO SEND
MCCOY, ROD
974 BRUMBACH RD
ROSEBURG OR 97470-9403

RETURN TO SENDER

CID's

224537
update ← 224539
36036

9

live No

IDAHO DEPARTMENT OF WATER RESOURCES 12/19/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right **37-7621D**

1

NAME AND ADDRESS: ROD D MC COY
976 BRUMBACH ROAD
ROSEBURG OR 97470

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.77 CFS
136.5 AFY

PRIORITY DATE: 06/07/1977

POINT OF DIVERSION:

T01S R21E S22 NWSWSW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.770 CFS 136.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 15 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER [OCTOBER 15] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S16 NWNE 39.0

39 ACRES TOTAL

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

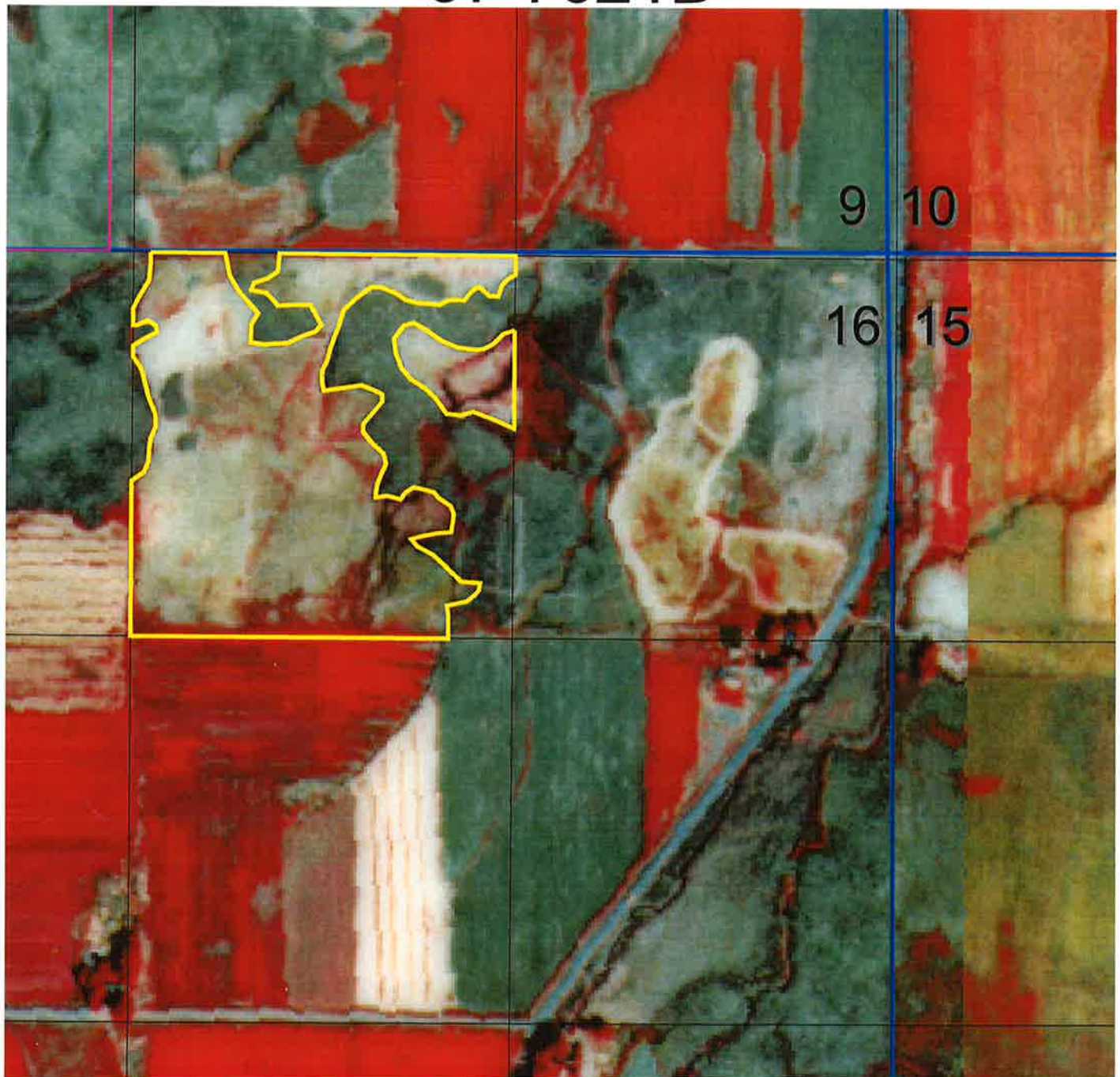
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

WATER FROM THE WELL IS INJECTED INTO THE EAST CANAL AND MAY NOT BE DIVERTED WHEN DOWNSTREAM DIVERSIONS FROM EAST CANAL ARE NOT ON. WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED WITH WATER FROM THE LITTLE WOOD RIVER DIVERTED INTO THE WEST CANAL. A PORTION OF THIS RIGHT IS USED IN CONVEYANCE OF THIS RIGHT IN THE WEST CANAL; CURRENTLY ESTIMATED AT 20 PERCENT. WATER IS DELIVERED THROUGH WEST CANAL. RIGHT NO. 37-7621 PARTS E, F & G ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. USE OF THIS RIGHT IS COMBINED WITH WATER FROM LITTLE WOOD RIVER IRRIGATION DIST.

IDAHO DEPT OF WATER RESOURCES

37-7621D



1320 0 1320 Feet

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

TWN: 2S
RNG: 21E
SEC: 16 NWNE



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

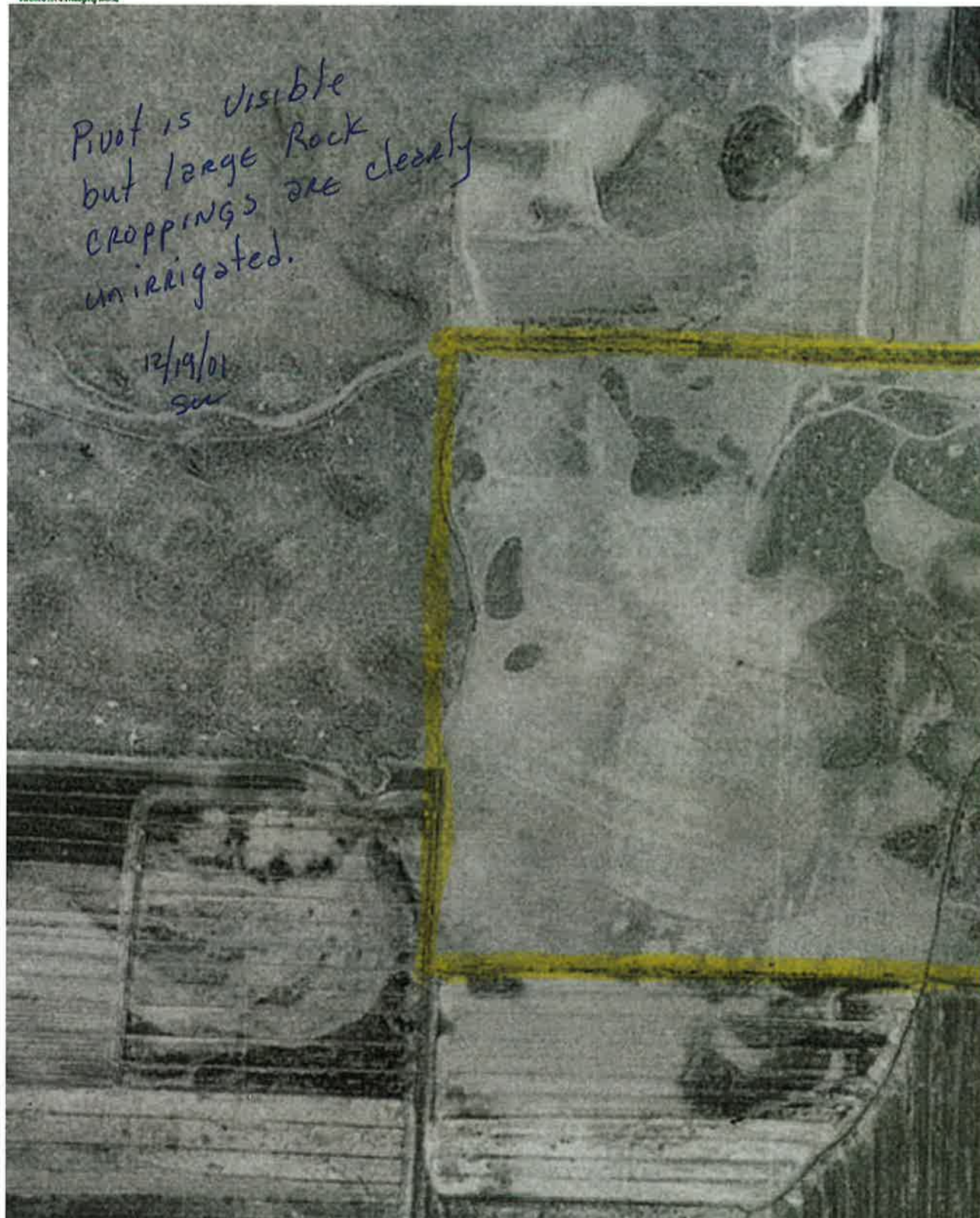
Date: December 19, 2001

Microsoft TerraServer

Display Image

USGS Aerial Photograph

6 km S of Carey, Idaho, United States 09 Aug 1992



37-7621 D

MEMORANDUM

Date: June 9, 1995
From: Jim Johnson
To: File 37-07621
Subject: Review of field exams

=====

After reviewing the complete file and the recommendations made by the examiner I am of the opinion that the rate licensed for each portion of the water should be prorated using 5.62 cfs (well diversion) and total acres irrigated using 286 acres. This is a departure from the examiner recommendations, but I think it is justified.

The rates for each portion is summarized as follows:

37-07621B Richard Olsen	33 acres	0.65 cfs
37-07621C Ray Sweat etal	214 acres	4.20 cfs
37-07621D Rod Mc Coy	39 acres	0.77 cfs

Other components of the license will fall in place using these adjustments.

Standard conditions reflecting the well water used in exchange for Little Wood River should also be used along with the Watermaster control condition.

Conveyance loss considerations should be reflected on the licenses but the loss should not be calculated. Actual loss amounts have not been determined they are only estimated.

The volumes listed for irrigation should be identified as field head gate volumes and do not include conveyance loss.

RECEIVED
JUN 27 1995

MEMORANDUM

Date: June 9, 1995
From: Jim Johnson
To: File 37-07621
Subject: Conversation with Rod Mc Coy

=====

Rod explained to me how the watermaster administers the delivery of water under this right.

When the well is turned on, the watermaster measures the discharge and keeps an account on how much volume is being supplied to the East Canal. When the users sharing the ownership of the well divert water from the West Canal, the watermaster releases water from storage.

For example, Mr. Mc Coy will inform the watermaster when he wants to turn on his pump to divert water from the West Canal. The watermaster will release water from the reservoir and deliver it to the head of the West Canal.

Mr. Mc Coy didn't have any knowledge what the rates of diversion the water master was using when releasing the water from the reservoir.

Conveyance Loss

The field examiner identified a 20% loss was assessed by the watermaster. How the watermaster applies the loss to the storage credit is not known, or even if 20% is even used.

I do not propose to identify a conveyance loss on the licenses since we do not have any confirmed information. I don't think it is necessary based upon the procedure used by the watermaster in the accounting of water diverted under this right . The use of water under this right and its relationship to surface water delivery has been occurring without problems for many years. If problems do occur in the future the watermaster has enough latitude to make adjustments.

JUN 27 1995