

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: A37-07747
Date Received: 8/05/1988
Receipt No: 5001318
Received By: Adm

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES OLIVER MC DOWELL 208-788-2436
Address: P.O. BOX 239
BELLEVUE, ID 83313

AND/OR

Name: MARY MC DOWELL 208-788-2436
Address: P.O. BOX 239
BELLEVUE, ID 83313

2. Date of Priority: NOV 16, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	19E	18		NE	SW		BLAINE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.300		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is 54.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	19E	18	NE	SW		DOMEST IRR	18.0
Section Acres							18.0
Total Acres							18.0

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:

THE WELL HAS BEEN CONSTRUCTED AND LICENSED FOR IRRIGATION AND DOMESTIC PURPOSES. THE DOMESTIC UNITS ARE NOT CONSTRUCTED BUT MAY BE DEVELOPED IN THE FUTURE FOR FAMILY MEMBERS SINCE THE ACREAGE IS NOT SUBDIVIDED FOR SALE TO NONFAMILY MEMBERS.

15. Basis of Claim: LICENSE

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: 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):

James Olin McDowell
Mary McDowell

Date: 8-5-88

Date: 8-5-88

State of Idaho

County of

Twin Falls

SS.

Subscribed and sworn (or affirmed) before me this

5th day

of

Aug 19 88

[Signature]
Notary Public

Seal

Residing at

Kimberly Ida

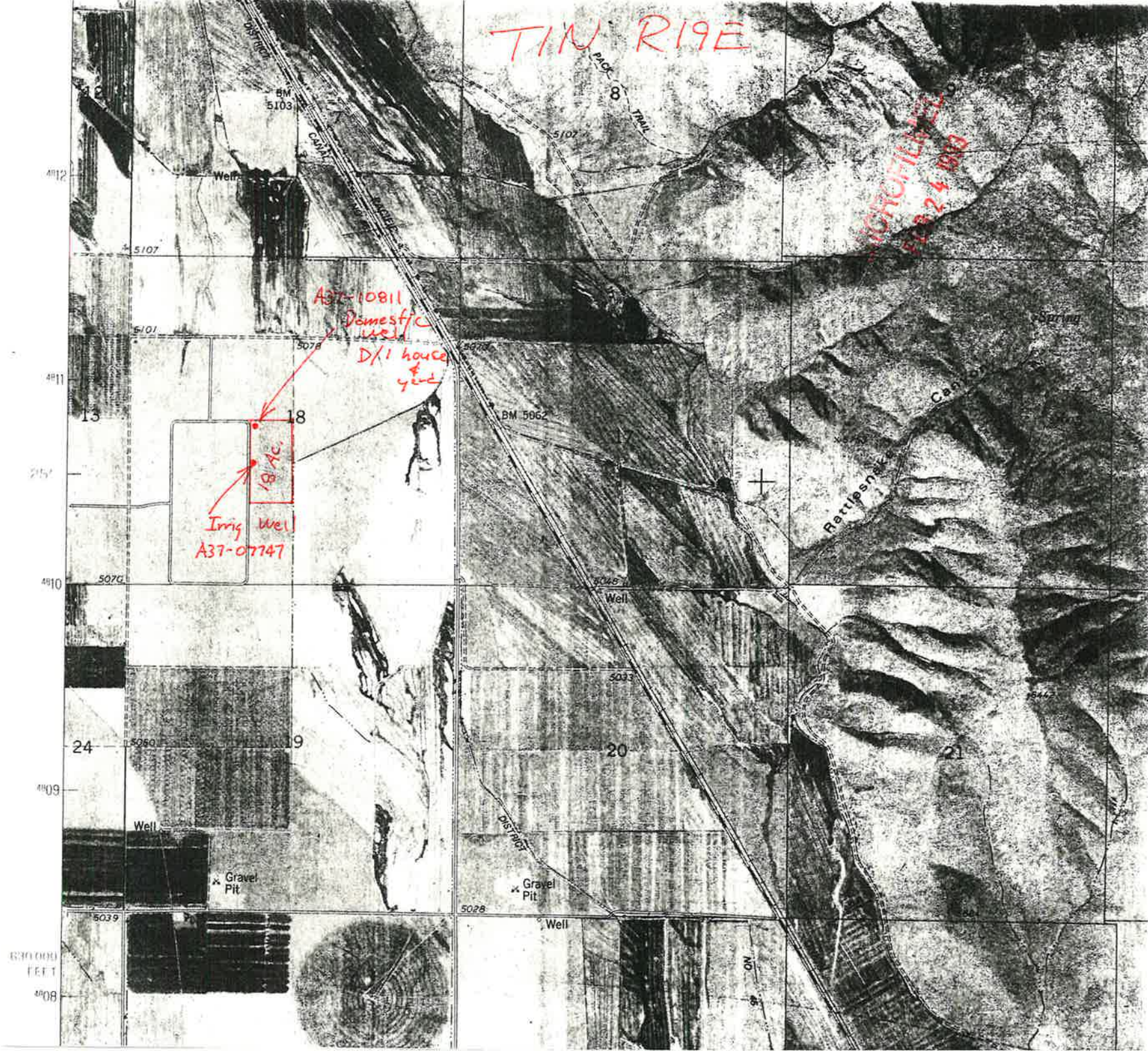
My Commission Expires

6/30/94

MICROFILMED
FEB 24 1993

TIN RISE

PHOTOGRAPHED
FEB 24 1968



A37-10811
Domestic Well
D/I house
& yard

Irrig Well
A37-07747

18 AC

8000
FEET
Bore

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
\$ 00.87
02 1A
0004310839 NOV 22 2006
MAILED FROM ZIP CODE 8370

 NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

RECEIVED
DEC 01 2006
DEPARTMENT OF
WATER RESOURCES

RECEIVED
DEC 01 2006
DEPARTMENT OF
WATER RESOURCES

37-7247

JAMES OLIVER MC DOWELL

MARY MC DOWELL
PO BOX 228
BELLEVUE ID 83713

11/15/2005

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

RIGHT NUMBER: 37-7747
NAME AND ADDRESS: JAMES OLIVER MC DOWELL
PO BOX 239
BELLEVUE ID 83313
MARY MC DOWELL
PO BOX 239
BELLEVUE ID 83313

VERIFIED BY KKC

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.300 CFS
55.200 AFY

PRIORITY DATE: 11/16/1978

POINT OF DIVERSION:

T01N R19E S18 NESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.080 CFS 1.20 AFY
IRRIGATION	04/01 11/01	0.300 CFS 54.00 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T01N R19E S18 NESW 18.0

DOMESTIC Within BLAINE County

T01N R19E S18

18 ACRES TOTAL

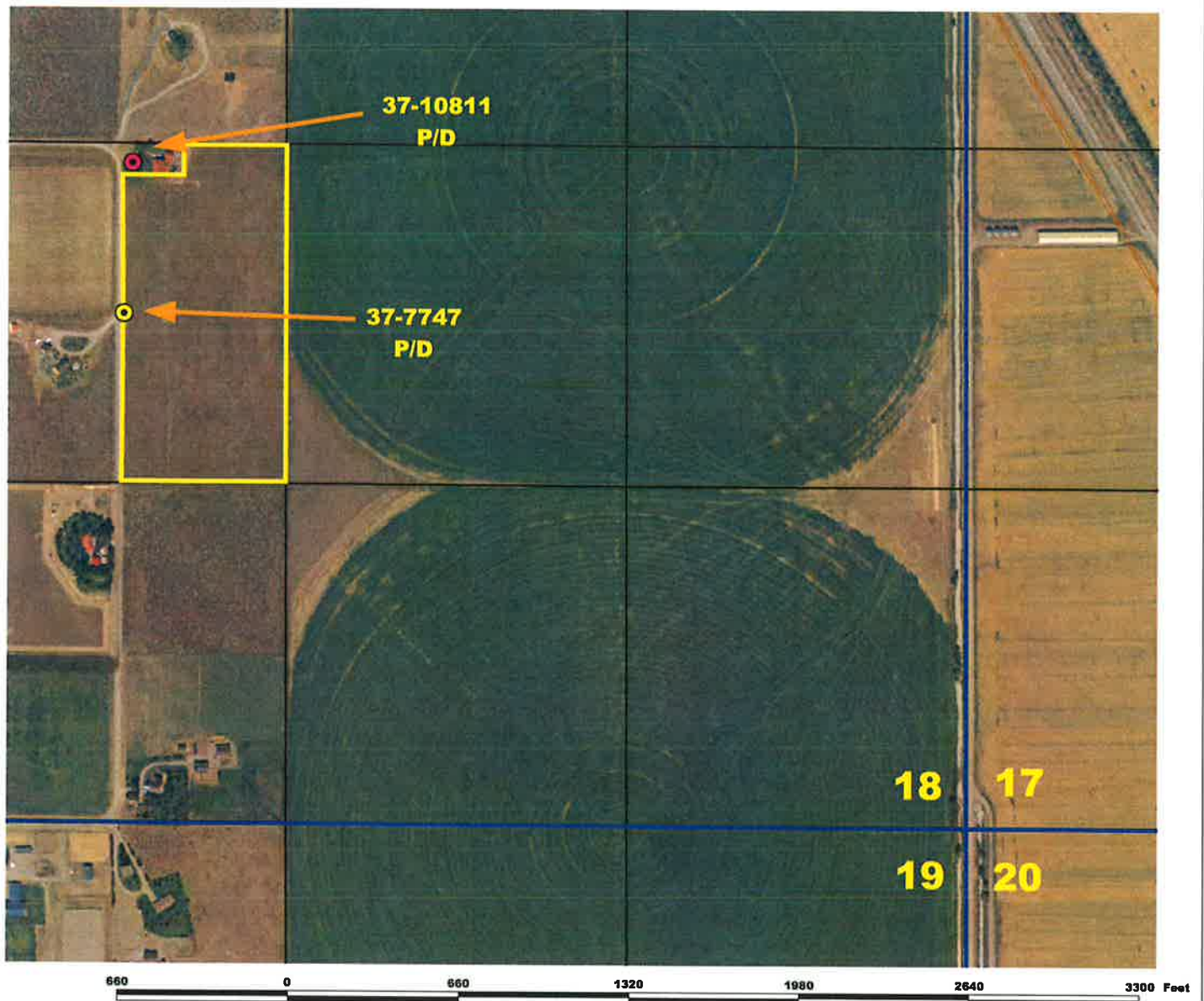
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: BASIS OF CLAIM - License

Idaho Department of Water Resources

RECOMMENDED PLACE OF USE FOR 37-7747



PLACE OF USE
TWP 1N, RNG 19E, SEC 18
Data entry on November 15, 2005



⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE

TOWNSHIP LINES

SECTION LINES

QUARTER/QUARTER LINES

LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION
 1987/1988 NAPP AERIAL PHOTOGRAPHY
 DATA ENTRY BY KELLY K CHRISTENSEN

Point of diversion for 37-7747. Home in background is shown below. You are looking north in this picture. Site tag A0013576

Photo by Lee Peterson

Date: 10-19-2005



Point of diversion and place of use for 37-10811. Site tag A0013577

Photo by Lee Peterson

Date: 10



Contacts Data Entry Form

Claim(s): 37-7747

Date of Field Exam: 10/19/05 Time: 11:55 AM

Accompanied By: NO ONE Phone Number: _____

Relationship to Claimant: NONE

Directions to Property (if different from above) and/or update owner information:

All that is needed is to gps the points of diversion. Domestic well and Irrigation well

sub irrig well	Mary L McDowell	Mary 1	2480591	1357401	Acc 13576	1070761
sub-domestic	" " "	" 2	2480600	1357578	577	962

Domestic Well (Mary 2) is covered by 37-10811. I believe that the original well was supposed to supply water for this home but a new well was drilled instead.

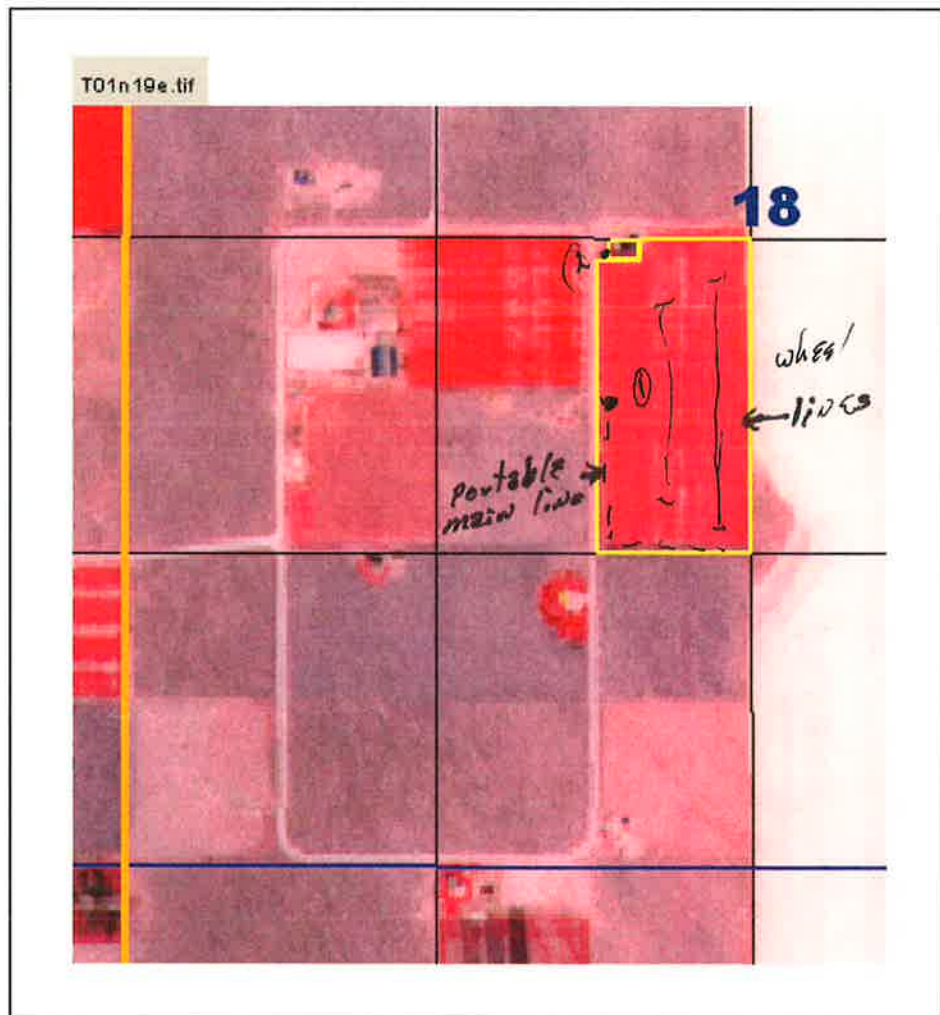
No homes exist using this system but are included in the recommendation based upon the approved est of time filed in 2001. KKC

Reviewer: Lee Peterson

Date: 10/19/05

Dom Claim
37-10811

Place Of Use Data



grass hay - doesn't appear as watered this year

10/11/05

PMO100 - PARCEL MASTER INQUIRY

10:10:03

PARCEL: RP 01N19018105H

F9=MS
F17=DD

F14=HO

*TREND

LEGAL DESCRIPTION

MC DOWELL, MARY L

FR NESW TL 4715, SEC 18
1N 19E

90 SMOKETREE AVE S

ProVal Area Number 1

CODE AREA 13-0000 OWNER CD

PARC TYPE AI LOC CODE 1730

LAKE HAVASU CITY AZ 86403

EFFDATE 10/1/91 EXPDATE

74 FREEDOM LOOP 80000

PREV PARCEL RP01N19018105HA

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
1	2001	19000	AC	3610				
10	2001	1000	AC	112490				
31	2001			146630	146630	50000		

TOTALS		20000		262730	146630	50000		
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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

928 764 2043 not in SVC
off Driby Rd
approx 1 1/2 S of Bellevue East side Hwy

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7747 Priority November 16, 1978 Amount 0.30 cfs

THIS IS TO CERTIFY, that James Oliver McDowell &/or Mary McDowell
of Bellevue, Idaho, has complied with the terms and conditions of Permit
No. 37-7747 issued pursuant to Application for Permit dated November 16, 1978,
and has submitted proof to the Department of Water Resources on June 24, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.30 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>0.08</u> cfs and	<u>1.2</u> acre feet	
(2 Units)			
Irrigation	from <u>April 1</u> to <u>November 1</u> at <u>0.30</u> cfs and	<u>54.0</u> acre feet	
	from _____ to _____ at _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.30 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
55.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18,
Twp 1N, Rge 19E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1N	19E	18									18								18

Total number of acres irrigated 18

MICROFILMED

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of
JUNE, 19 84.

Acting for the Director

Norman C. Young