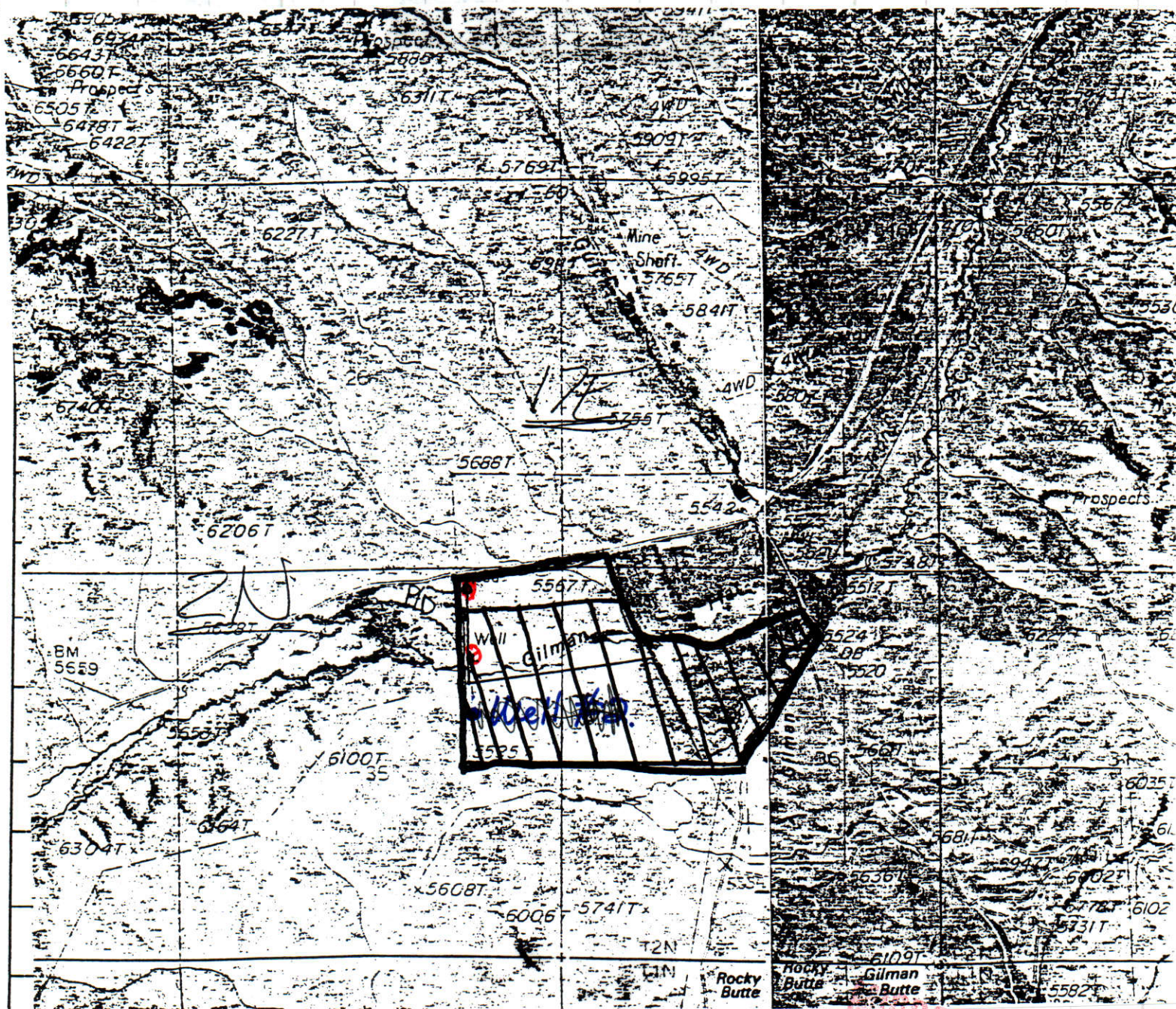


**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

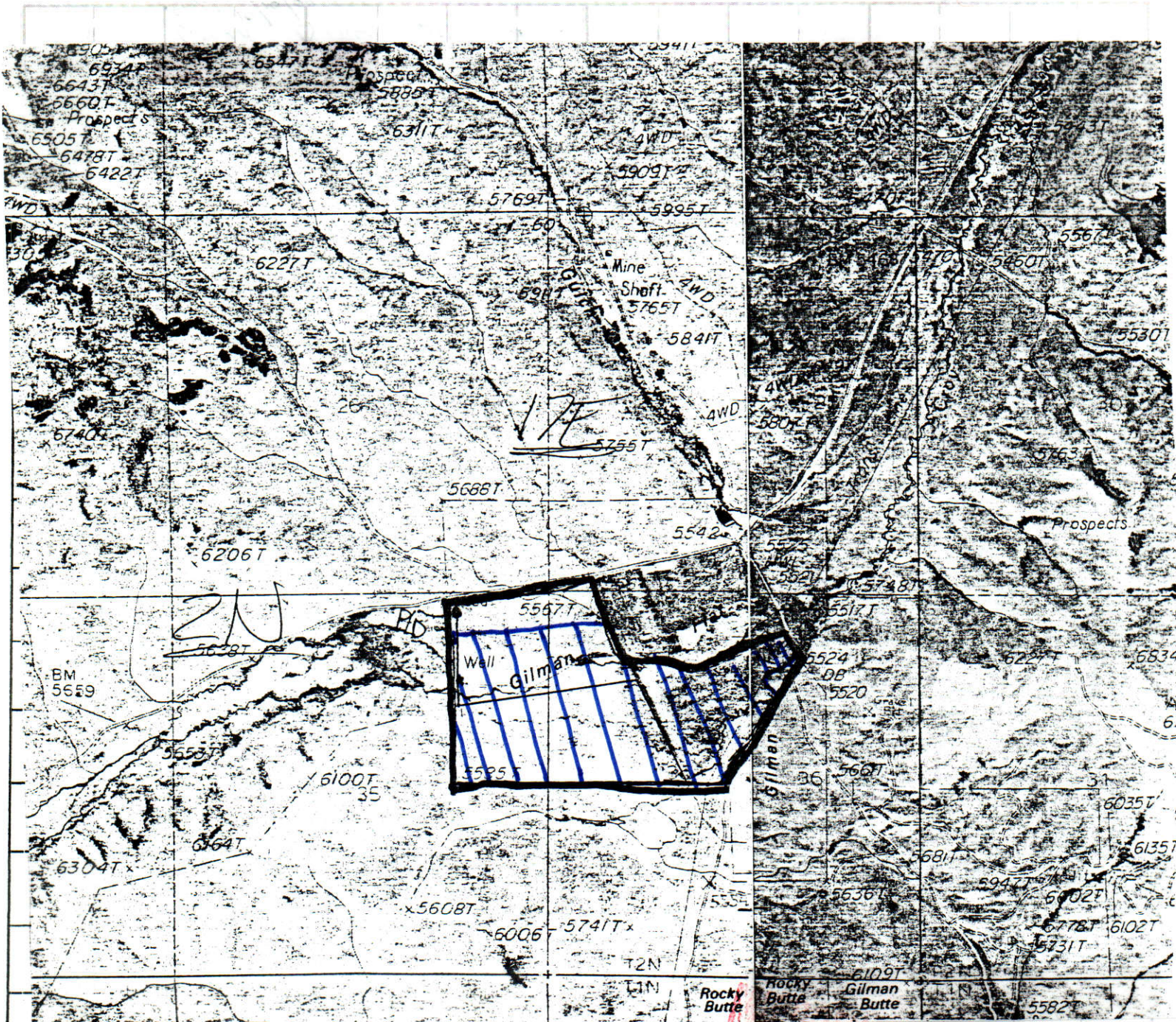
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



SCALE: 2 inches equal 1 mile. Draw plan in ink.

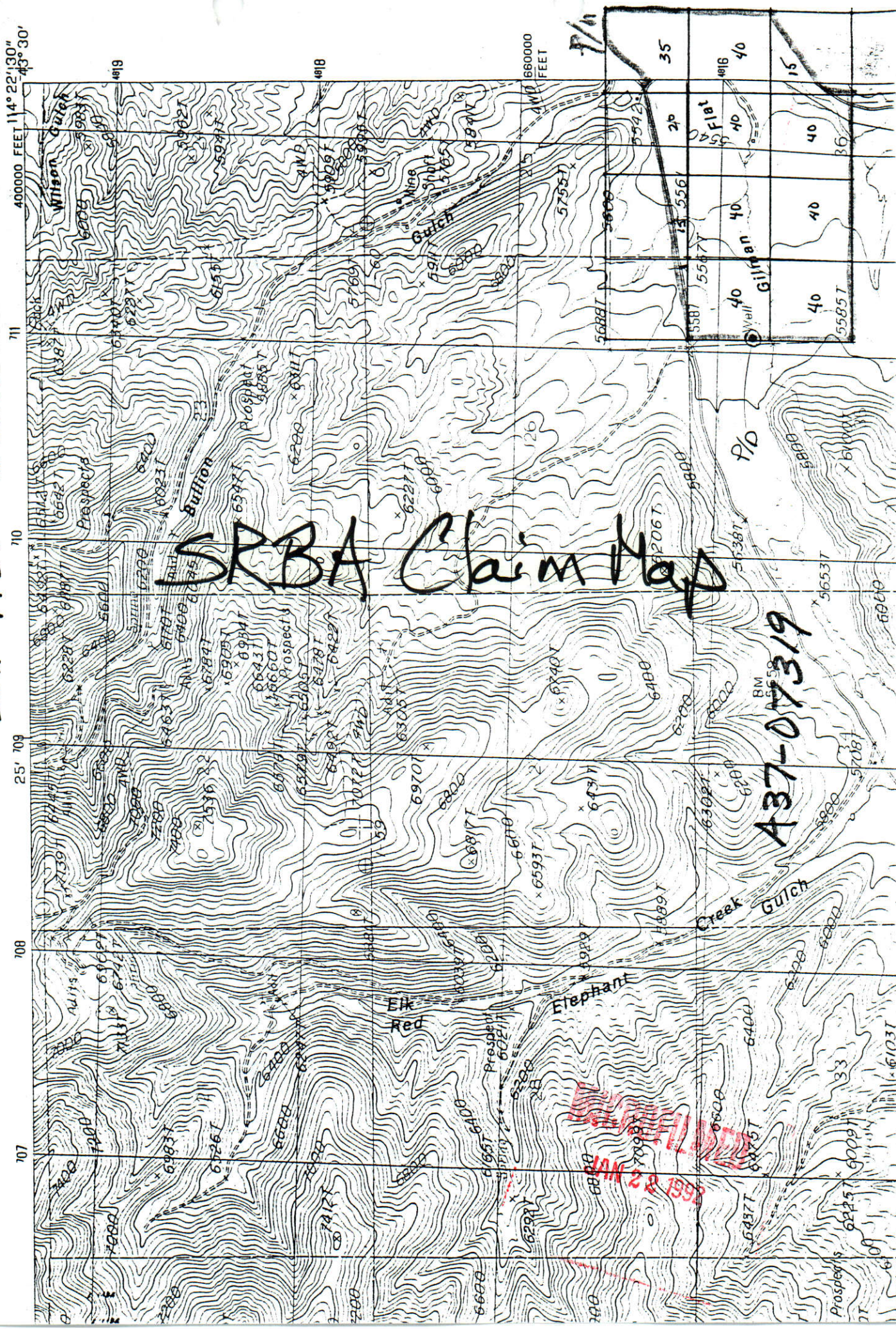
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

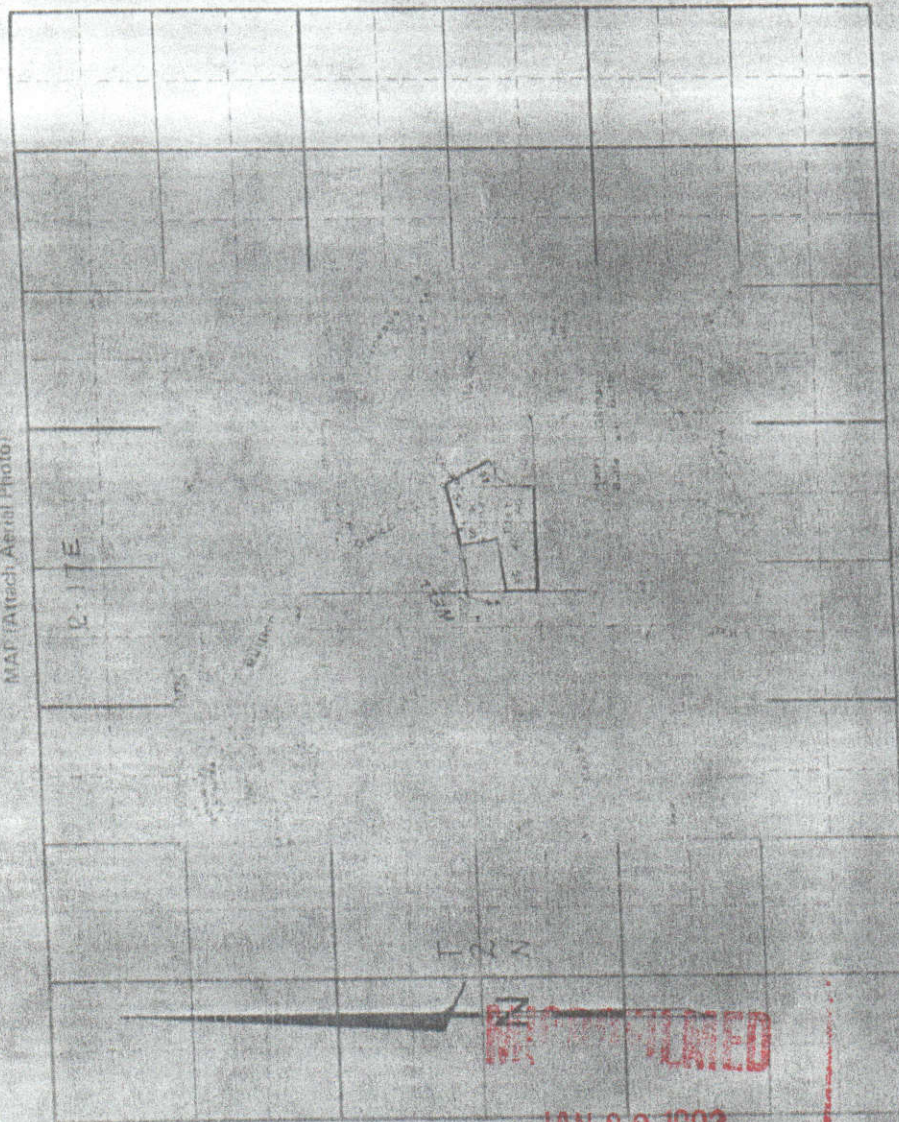


JAN 22 1992

2N. 17E.



MAP (Aerial Photo)

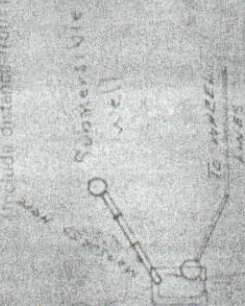


NOTED

JAN 22 1992

SCHEMATIC DIAGRAM OF SYSTEM

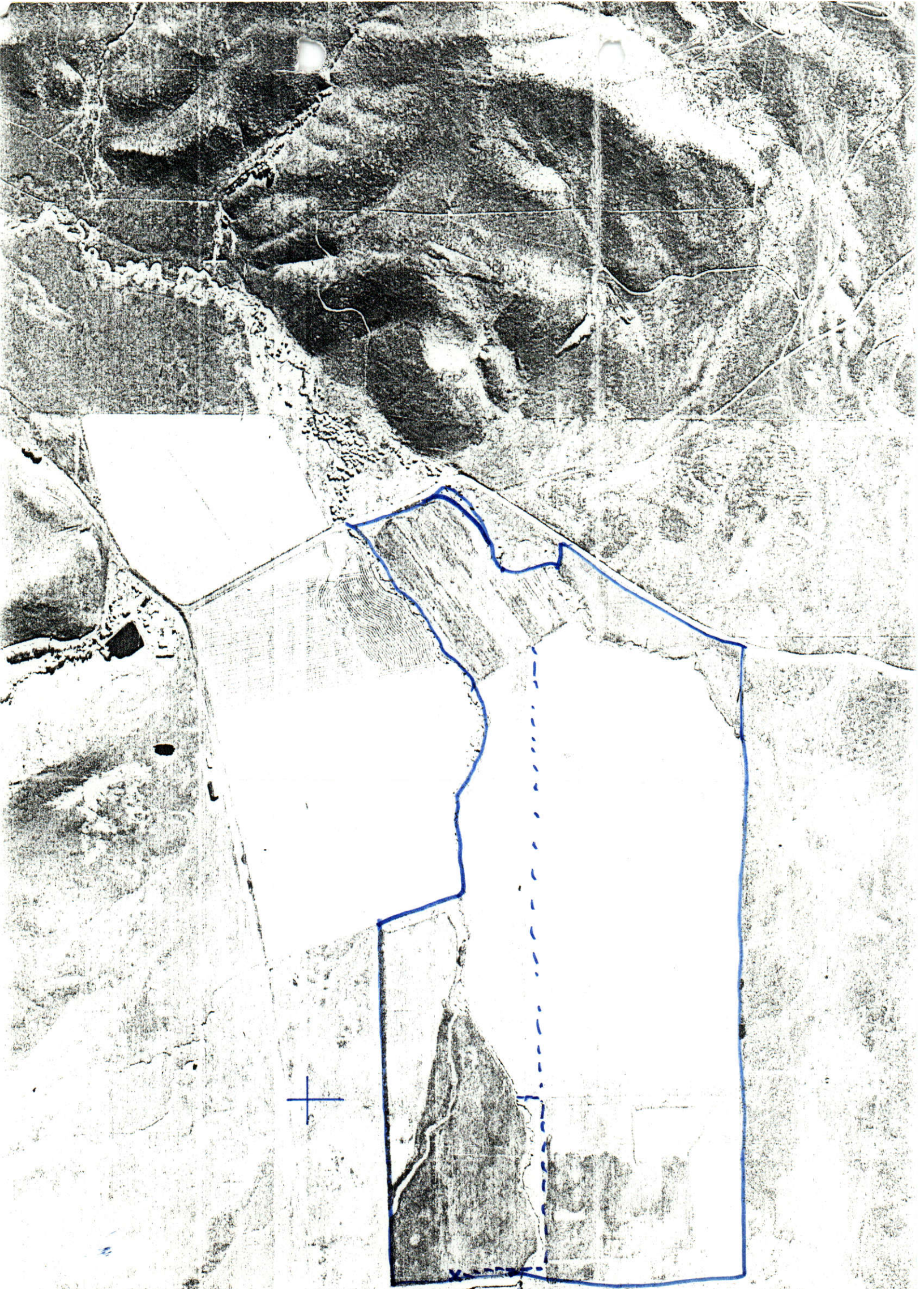
Include distances from pump to measuring device, if applicable



License
Exam Map

VW 10 NE 1/4, Sec 35 T2N R17E

T #
37-7319



BLAINE COUNTY ASCS OFFICE
P. O. BOX 417
HAILEY, ID 83333

MICROFILMED
JAN 22 1992

RECEIVED
MAR 20 1991
Department of Water Resources
Southern Region Office

Kent Mota

100 ft Scale 37-7319
T# 3864

(660. scale)

Kent Mcatee

BLAINE COUNTY ASCS OFFICE
P. O. BOX 417
HAILEY, ID 83833

23 24
20 25

EV (144)

26.3 A

25.2 P 26.25 35.36

55.7

4 30.4

5 14.7

7 16.9

8 25.7

9 12.2

10 31.7

11 13.6

12 6.1

13 58.1

ASCs Map

35.36

MICROFILMED

JAN 22 1992

37-7319

T# 3864

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho,
County of Blaine

} ss.

NOV 13 1991

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 9 day of Oct, 1991, and

the date of the last publication was on the 16 day of Oct, 1991.

Daniel J. Gorham
Subscribed and sworn to before me this 16 day of Oct, 1991.
(SEAL)

Roberta McGeehan
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 56.25
Number of Insertions _____
Lines tabular at _____ 6¢/Pica
56.25 Lines straight at 30.94 5¢/Pica
56.25 Subsequent lines at 24.75 4¢/Pica
TOTAL COST 60.69 5.00

COPY OF NOTICE

(Paste Here)

McAtee / 37-07319

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

T. F. Dept of water
BILL TO

McAtee seeks water right change

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that KENT S. &/or W.V. McATEE, of Hailey,
Continued on next page

ID, has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

WATER RIGHT AS RECORDED

Water right No. 37-07319
Basis of right: License
Source: groundwater
Priority date: 1/17/1974
Amount of water: 1.09 cfs
Water use: Irrigation
Point(s) of diversion: NW1/4-NE1/4, S35, T2N, R17E; Blaine County.
Place of use: 235 acres within S1/2SW1/4, SW1/4SE1/4, S25, T2N, R17E; SE1/4NE1/4, S35, T2N, R17E; NW1/4NE1/4, NW1/4, S36, T2N, R17E.

TO BE CHANGED AS FOLLOWS:

Water right No.: 37-07319
Amount: 1.09 cfs
Total amount being transferred: 1.09 cfs
Point of diversion: NENE, S19, T3N, R18E
Source: groundwater
Point of diversion: NW1/4NE1/4-NE1/4, S35, T2N, R17E; Blaine County.

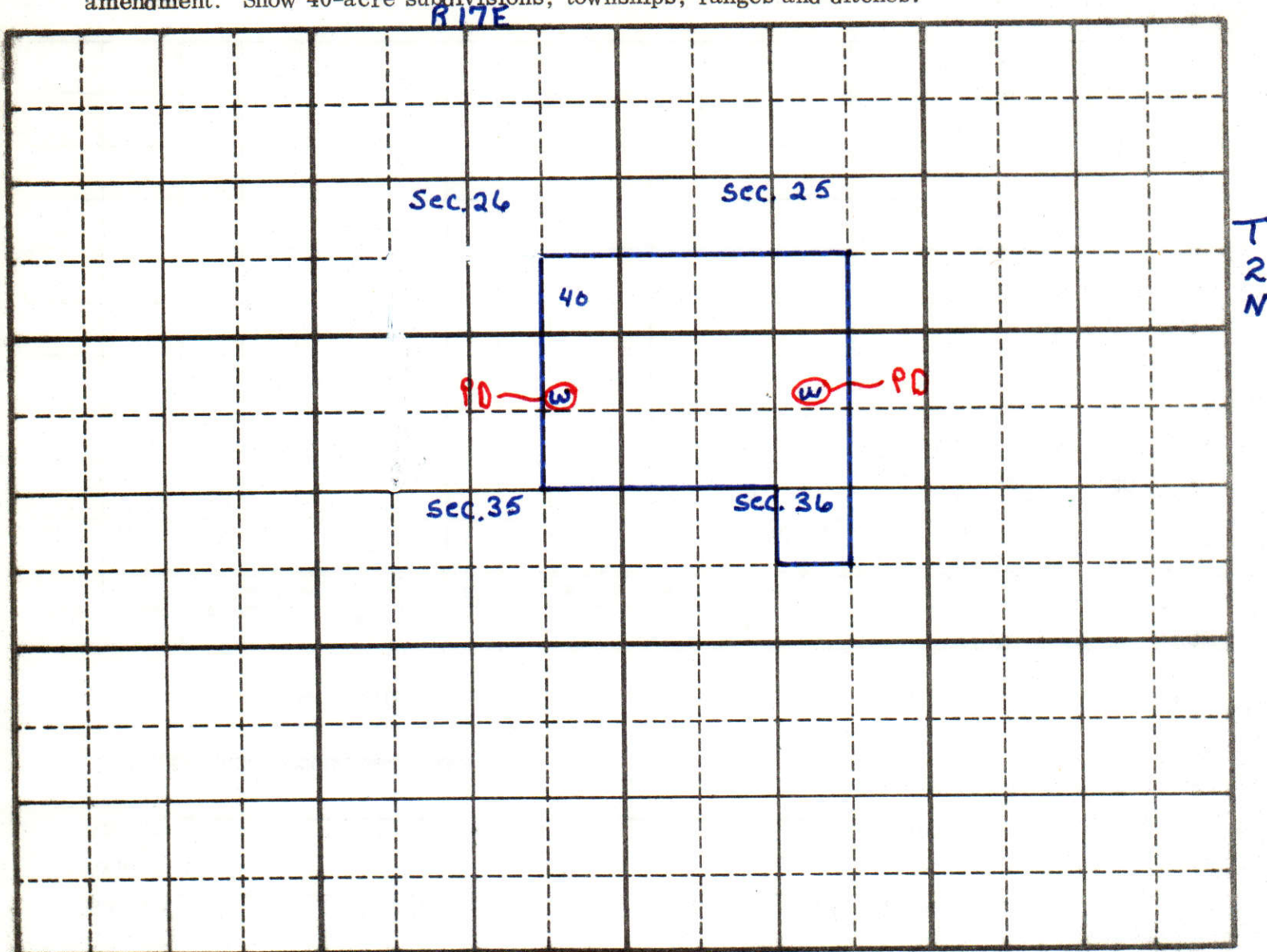
Place of use: 222 acres within SW1/4SW1/4, S25, T2N, R17E; E1/2NE1/4, S35, T2N, R17E; W1/2NE1/4, NW1/4, S36, T2N, R17E.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301, on or before October 28, 1991.

R. Keith Higginson, Director
Publish: Wood River Journal-
October 9 & 16, 1991.

No 7875

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Twin Falls Idaho, this 2nd day of Aug, 19 76.

W V McAttee
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

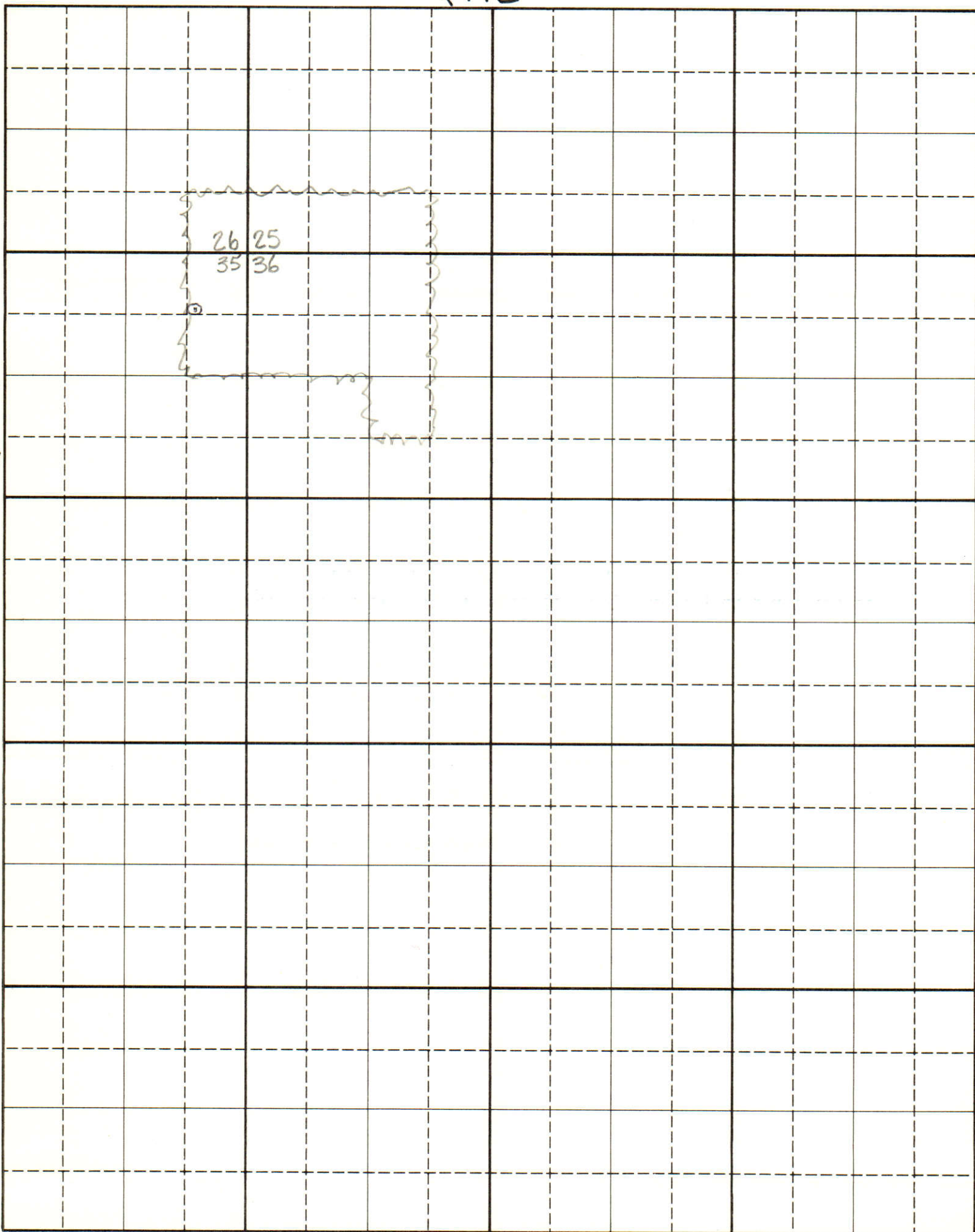
I, A. KENNETH DUNN, ~~Director~~ of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 37-7319.

Witness my hand this 9 day of September, 19 76

A. Kenneth Dunn
Administrator, Operations Division

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R17E



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

W. V. McAttee
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
 Connty of Blaine } SS.

DEC 10 1973

Department of Water Administration
 Southern District Office

Gordon O. Glasmann, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 29th day of November, 19 73, and the date of the last publication was on the 6th day of December, 19 73.

Subscribed and sworn to before me this 7th day of December, 19 73.
 (SEAL)

Darla Bratt

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>39</u>	
Number of Insertions	<u>2</u>	
Lines tabular at	315c	
<u>39</u> Lines straight at	21c	<u>\$ 8.19</u>
<u>39</u> Subsequent lines at	15c	<u>5.85</u>
TOTAL COST		<u>\$ 14.04</u>

COPY OF NOTICE

(Paste Here)

Application for water
 TITLE OF NOTICE
permit # 37-7319

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Adm.
 BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that W. V. McAttee Box 744, Hailey, ID has on November 16, 1973 submitted Application No. 37-7319 for a permit to appropriate 10 cubic feet per second of water from groundwater by means of pump and sprinkler system within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 2N, R. 17E, B.M., Blaine County to be used from May 1 to Oct. 31 for irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36; T. 2N, R. 17E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before December 17, 1973.

R. KEITH HIGGINSON
 Director

Published in the Wood River Journal on November 29 and December 6, 1973.

N^o 151

37 7319

AFFIDAVIT of PUBLICATION

State of Idaho,

County of Blaine

SS.

RECEIVED
NOV 16 1992
Department of Water Resources
Southern Region Office

On this 4th day of Nov., in the year 1992, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 28 day of Oct, 1992, and the date of the last publication was on the 4 day of Nov, 1992.

Subscribed and sworn to before me this 4th day of Nov., 1992.
(SEAL)

NOTARY PUBLIC

8451
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____
Lines tabular at _____ 6¢ / Pica
Lines straight at 40.50 5¢ / Pica
Subsequent lines at 36.45 4¢ / Pica
TOTAL COST 81.95 5.00

COPY OF NOTICE (Paste Here)

Notice of proposed
TITLE OF NOTICE
water right change

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

State of Idaho Dept. of
BILL TO
Water Resources

Notice of proposed water right change

NO. 37-07319, A37-07319

Notice is hereby given that KENT S. &/OR W. V. MC ATEE, of Hailey, ID have applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to add a diversion point.

WATER RIGHT AS RECORDED

Water Right No. 37-07319
Priority Date: 1/17/1974
Basis of right: License
Source: groundwater
Amount: 1.09 cfs
Use: irrigation
Point(s) of diversion:
NW1/4NE1/4NE1/4, S35, T02N,
R17E; Blaine County.
Place of use: 222 acres located
within SW1/4SW1/4, S25, T02N,
R17E; E1/2NE1/4, S35, T02N,
R17E; W1/2NE1/4, NW1/4, S36,
T02N, R17E; Blaine County.

Adjudication Claim No. A3707319
has been filed in the Snake
River Basin Adjudication.

WATER RIGHT NO. 37-07319 &
ADJUDICATION CLAIM NO.
A37-07319 TO BE CHANGED AS
FOLLOWS:

Priority Date: 1/17/1974
Water Use: irrigation (1.09
cfs) cfs from 5/1 to 10/31

Total amount being transferred:
1.09 cfs

Source: groundwater
Point of diversion:
SW1/4NE1/4NE1/4 (Original
well), NW1/4NE1/4NE1/4, S35,
T02N, R17E; Blaine County.
Place of use: No change.

Any protest against approval of
the application for transfer
must be filed with the
Department of Water Resources,
222 Shoshone Street East, Twin
Falls, ID 83301 on or before
November 16, 1992.

R. Keith Higginson, Director

Publish: Wood River Journal—
October 28 and November 4,
1992.

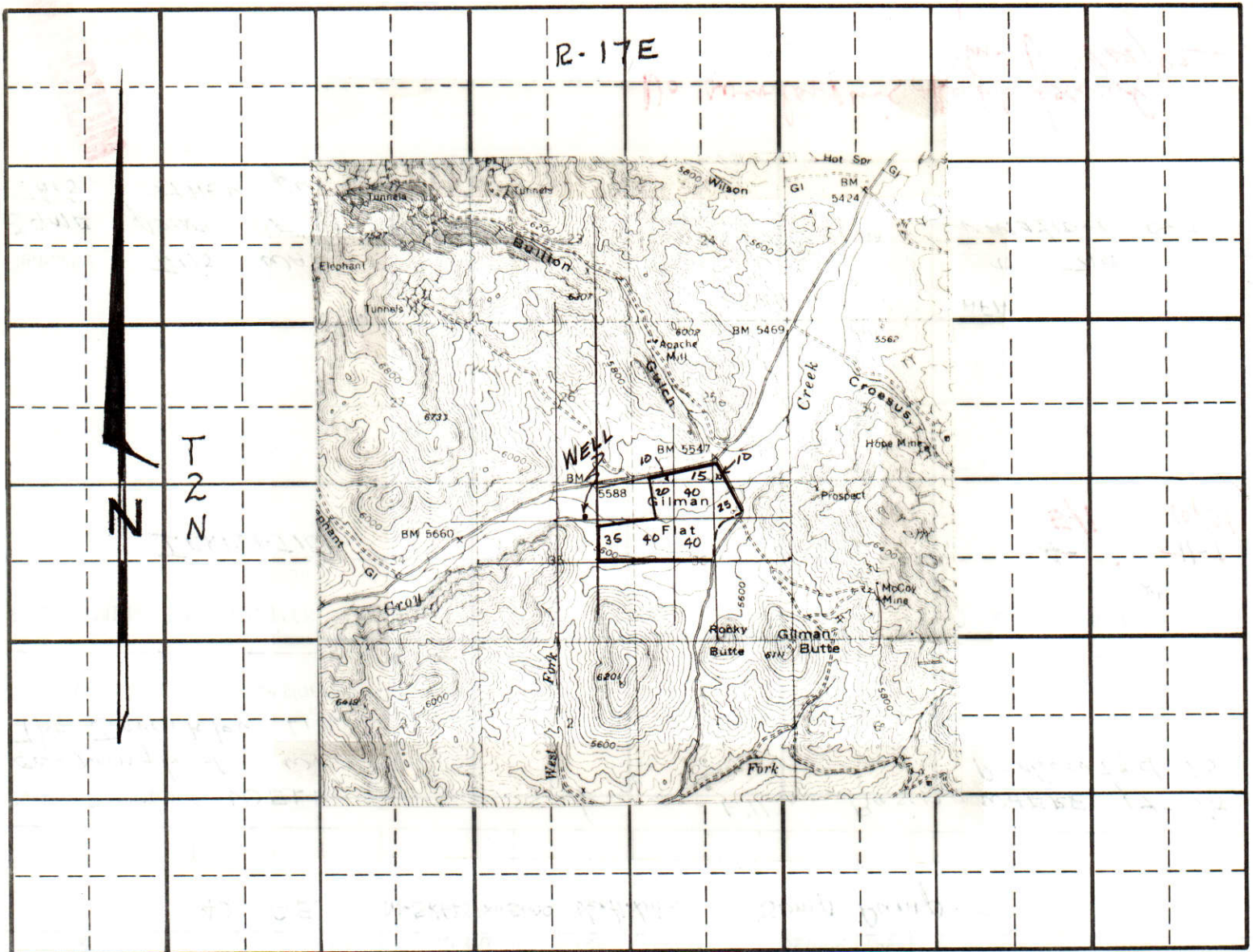
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



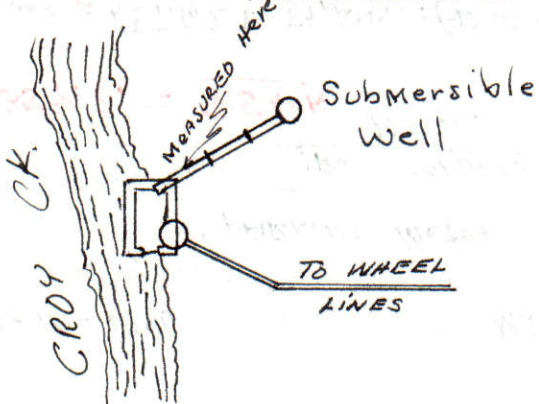
SCALE: 2 inches equal 1 mile. Draw plan in ink.

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW 1/4 NE 1/4, Sec 35 T 2 N R 17 E -

Place(s) of Use

[illegible]

235 ✓

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

Examiner's Signature

Checked by

Approved by

Date 12-22-1981

Date 12-22-81

Date 2-18-82

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
 Connty of Blaine } SS.

AUG 23 1976

Department of Water Resources
 Southern District Office

GORDON O. GLASMANN

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 12 day of August,

19 76, and the date of the last publication was on the 19 day of August, 19 76.

Subscribed and sworn to before me this 20th

day of August, 19 76.
 (SEAL)

Roberta J. Fisher

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 50
 Number of Insertions 2
 _____ Lines tabular at 315c
50 Lines straight at 21c 10.50
50 Subsequent lines at 15c 7.50
 TOTAL COST 18.00

COPY OF NOTICE

(Paste Here)

Water Permit 37-7319

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
 1041 Blue Lakes Blvd N,
 Twin Falls, Idaho 83301

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application for Permit No. 37-7319 in the name of W. V. McAtee, Box 744, Hailey, Idaho, was filed for the diversion of 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

The applicant now proposes to amend Application for Permit No. 37-7319, requesting 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before August 30, 1976.

R. KEITH HIGGINSON
 Director

Publish: Wood River Journal,
 Blaine County, August 12 and
 19, 1976.

P
 (Idaho)

8 7 pt. p
 8 7 pt. p
 8 7 pt. p

N

MICROFILMED

OK
 8-23-76
 [initials]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4005
WATER RIGHT NO. 37-07319

This is to certify that: KENT S MC ATEE
W V MC ATEE
PO BOX 744
HAILEY ID 83333

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	1.09 CFS	395.7 AF

SOURCE

GROUNDWATER

Priority: 01/17/1974

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 35, Township 02N, Range 17E
BLAINE 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>
02N	17E	25	SWSW 1			1
		35	NENE 39	SENE 40		79
		36	NWNE 12	SWNE 8	NENW 12	
			NWNW 31	SWNW 40	SENW 39	142

Total number of acres irrigated: 222

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

JUN 20 1993

TRANSFER NO. 4005
WATER RIGHT NO. 37-07319

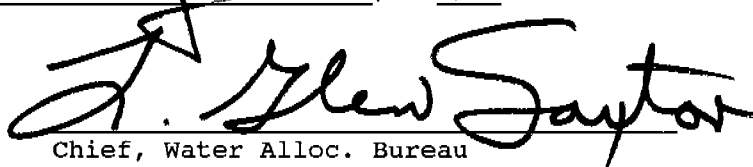
CONDITIONS/REMARKS:

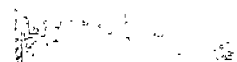
4. Two points of diversion are located within NENE, S35, T02N, R17E.

Dated this 24th day of

May

, 19 93


Chief, Water Alloc. Bureau



JUN 30 1993

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4005

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1
Department of Water Resources

Name of applicant Kent S. ad/or W.V. McAtee Phone 788-2229
Post Office address P.O. Box 744, Hailey, ID 83333

A. PURPOSE OF TRANSFER

1. ☒ ~~Change~~ ^{mts} point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To add a second P/D. Well drilled under approved transfer #3864 (1-2-92) provides an insufficient flow. Applicants desire to drill another well to supplement the first one.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|-------------------|----------------------------|
| <u>37-7319</u> | <u>1-17-1974</u> | <u>1.09</u> | <u>IRRIGATION</u> | <u>5-1</u> to <u>10-31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 1.09 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater. tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	*	SE	NE	35	2N	17E	Blaine	Well #2 3-92
	NW	NE	NE	35	2N	17E	"	Well #2 drilled 10-92
	SW	NE	NE	"	"	"	"	Original well

5. Lands irrigated or place of use: No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											1						1
		35	39			40													79
		36		12	8		12	31	40	39									142

Total acres 222

PART 1

6. General Information:

a. Description of diversion system New well Tied To oldwell with pumps to mainline, wheelines and hand lines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

JUN 30 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-7319 issued by the Idaho Department of Water Resources.
- c. Claim No. A37-7319 on file with the Idaho Department of Water Resources.
- d. Transfer No. 3864 which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
- ☐ Tax Notice ☐ Warranty Deed ☐ Other _____
3. Source of water Groundwater. tributary to _____
4. Date or priority 1-17-1974
5. Water is used for the following purpose:
- amount 1.09 cfs for IRRIGATION purposes from 5-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 1.09 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NE	35	2N	17E	Blaine	Well #1 - drilled 3-92 10-91
		SE	NE	35	2N	17E	Blaine	Well #2 - subject to this application

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											1						1
		35	39				40												79
		36		12	8		12	31	40	39									142

Total acres 222

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

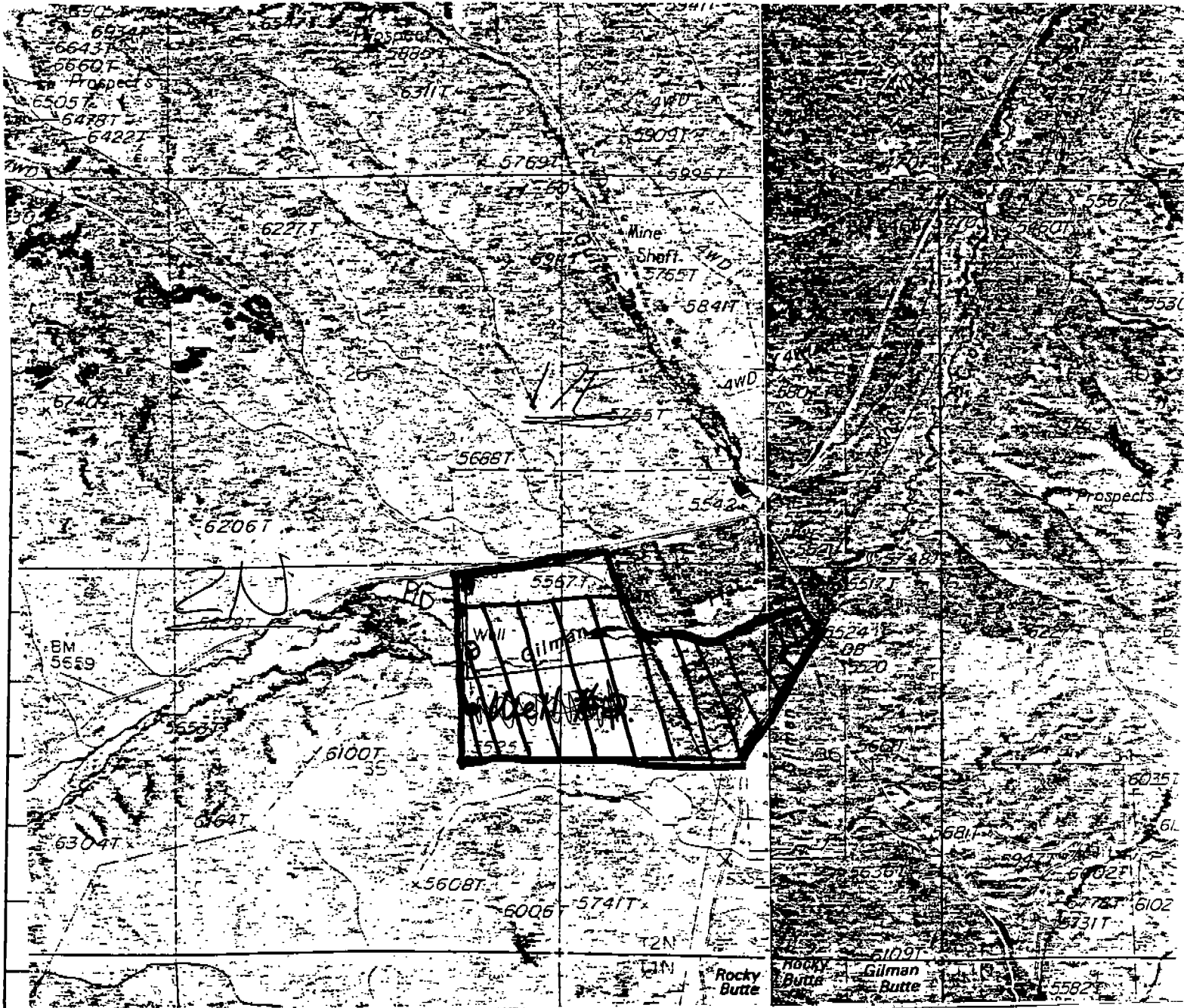
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

JUN 30 1953

PART 3

B. CHANGES IN NATURE OF USE

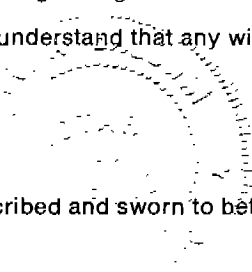
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Kent S and/or W. McAttee
(Signature of Applicant)

Subscribed and sworn to before me this 4th day of May, 19 92.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLY

Transfer contains <u>6</u> pages and <u>0</u> attachments	
Received by <u>MTS</u> Date <u>5-4-92</u>	Protest filed by
Prelim. check by <u>J. Stanton</u> Fee <u>\$50.00</u>	
Receipted by <u>MTS 4488</u> Date <u>5-4-92</u>	
Published in <u>Wood River Journal</u>	Copies of protest forwarded by
Pub. dates <u>10/28 + 11/4/92</u>	Hearing held by Date
Watermaster recommendation requested on <u>N/A</u>	Recommended for ☐ approval ☐ denial
rec'd.	by
Copy of transfer sent to lien holder	

JUN 8 0 1993

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3864

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

MAR - 8 1991

PART 1

Department of Water Resources
Name Southern Region Office Kent S. Yor W.V. McAtee Phone 788-2229
Post Office address P.O. Box 744, Hailey, ID 83333

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Present well has sanding & caving problem. Correct place of use

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-7319</u>	<u>1/12/1974</u>	<u>1.09</u>	<u>Irrigation</u>	<u>5/1</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 1.09 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NE	35	2N	17E	Blaine	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	17E	25											1						1
		35	39			40													79
		36		12	8		12	31	40	39									142

Total acres 222

PART 1

6. General Information:

a. Description of diversion system well, pump, line to mainline,
whedlines & handlines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

No change

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-7319

And said application is hereby APPROVED, subject to the following limitations and conditions:

- 1) The change authorized by this transfer shall be accomplished within one (1) year
of the date of this approval.
- 2) Failure to comply with the conditions of this transfer is cause for the director to
issue an order to show cause why the approval of the transfer should not be rescinded.
- 3) Approval of this transfer does not preclude the opportunity for review of the validity
of the water right(s) in the ongoing Snake River Basin Adjudication.

RECEIVED
JAN 22 1992

Witness my hand this

2nd

day of

January

, 1992

A. Glen Saxton

Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-7319 issued by the Idaho Department of Water Resources.
- c. Claim No. A32-7319 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
- ☐ Tax Notice ☐ Warranty Deed ☐ Other _____
3. Source of water Groundwater tributary to _____
4. Date or priority 1/17/74
5. Water is used for the following purpose:
- amount 1.09 for Irrigation purposes from 5/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right 1.09 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	35	2N	17E	Blaine	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											10	15			10		35
		35				35													35
		36		25			40	20	40	40									165

- Total acres 235
9. Describe any other water rights used for the same purpose as described above 37-0253, -0255

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



JAN 22 1992

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 8th day of MARCH, 1991

Kent S. Mcatee
(Signature of Applicant)

Shirley C. Cole
(Notary Public)

My commission expires Dec 7, 1994

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 4 attachments

Received by DRJ Date 3/8/91 Protest filed by _____

Prelim. check by gf Stanton Fee \$50:5013089

Receipted by DRJ Date 3/8/91

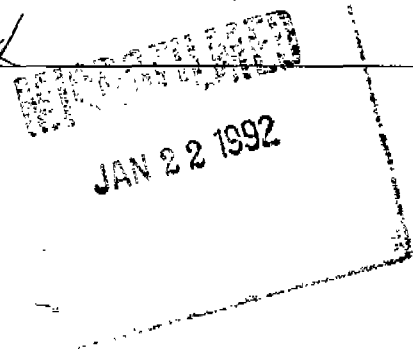
Published in Wood River Journal Copies of protest forwarded by _____

Pub. dates 10/9 & 10/16/91 Hearing held by _____ Date _____

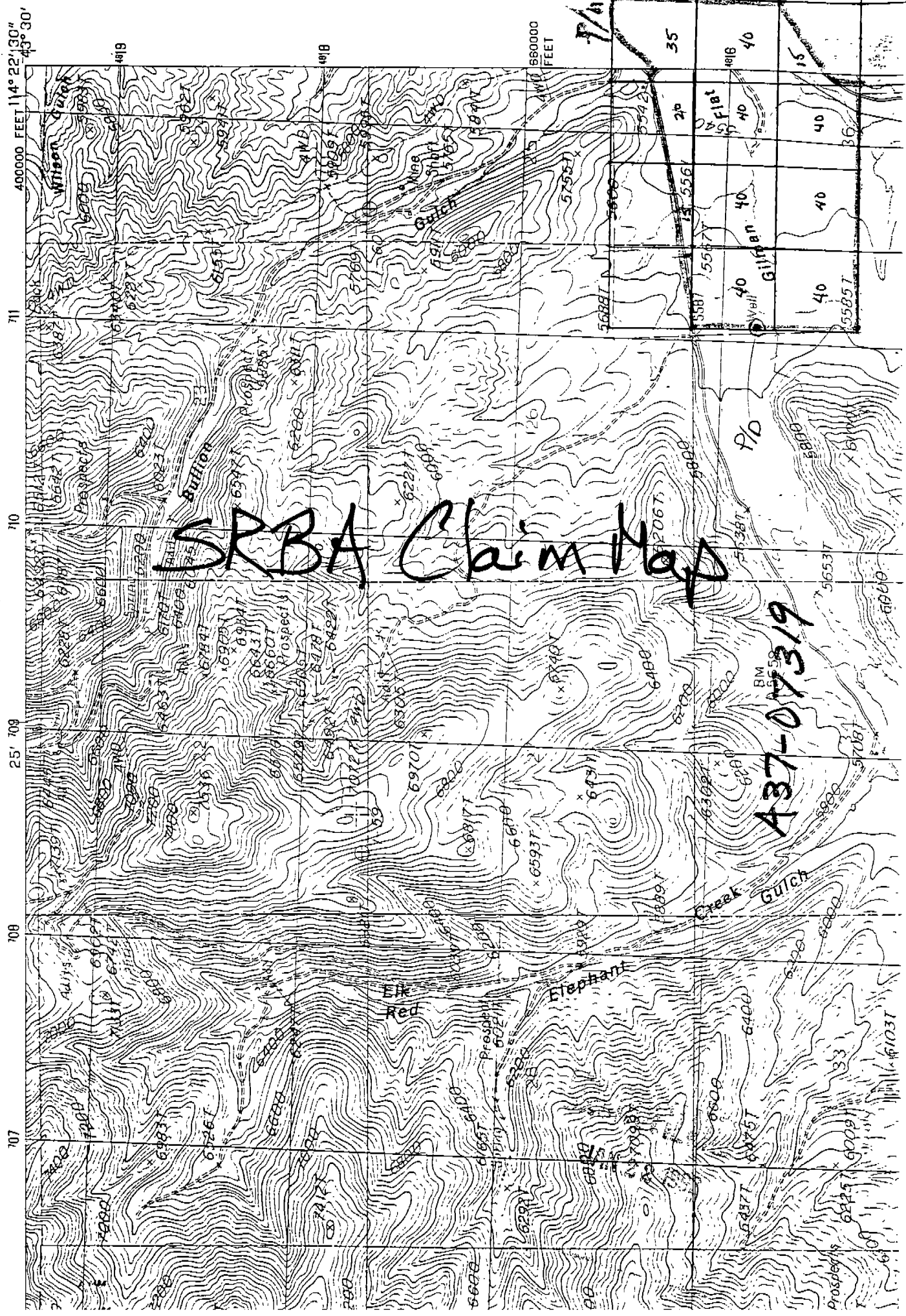
Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by [Signature]

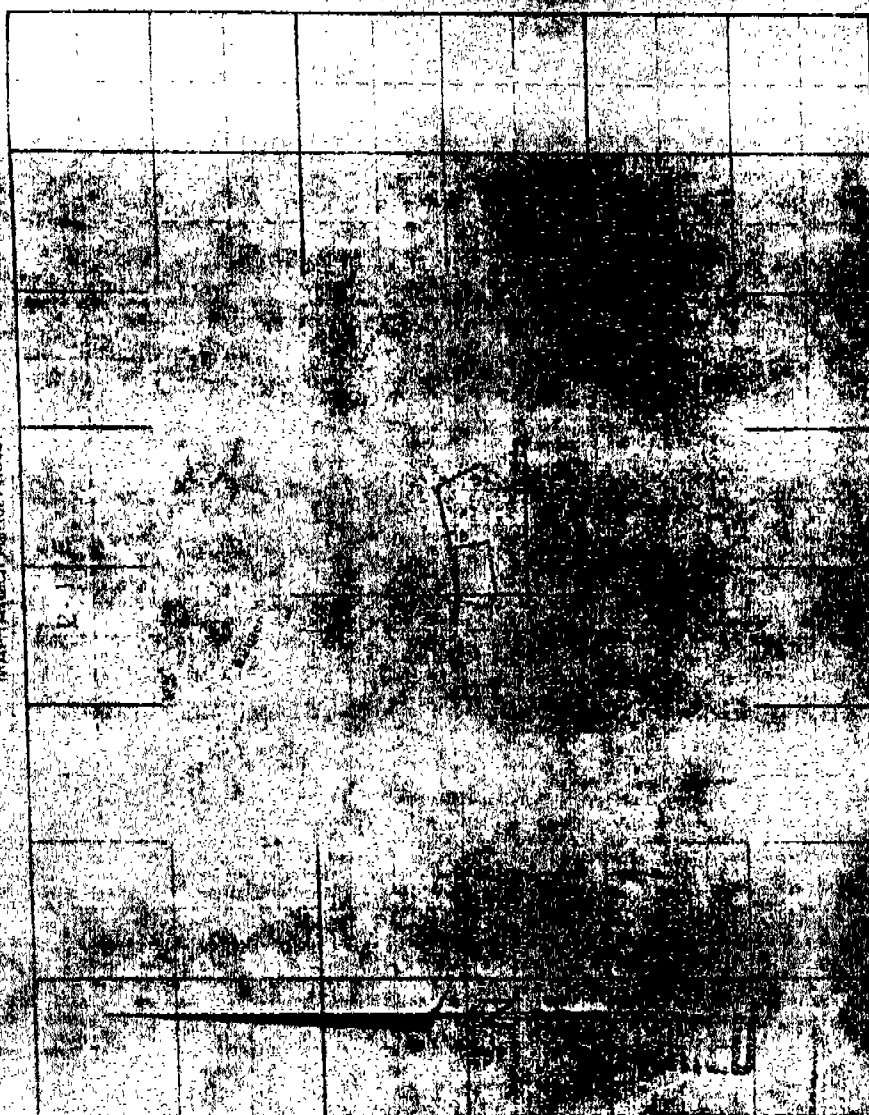
Copy of transfer sent to lien holder _____



2N. 17E.



MAP (Aerial Photo)



SCHEMATIC

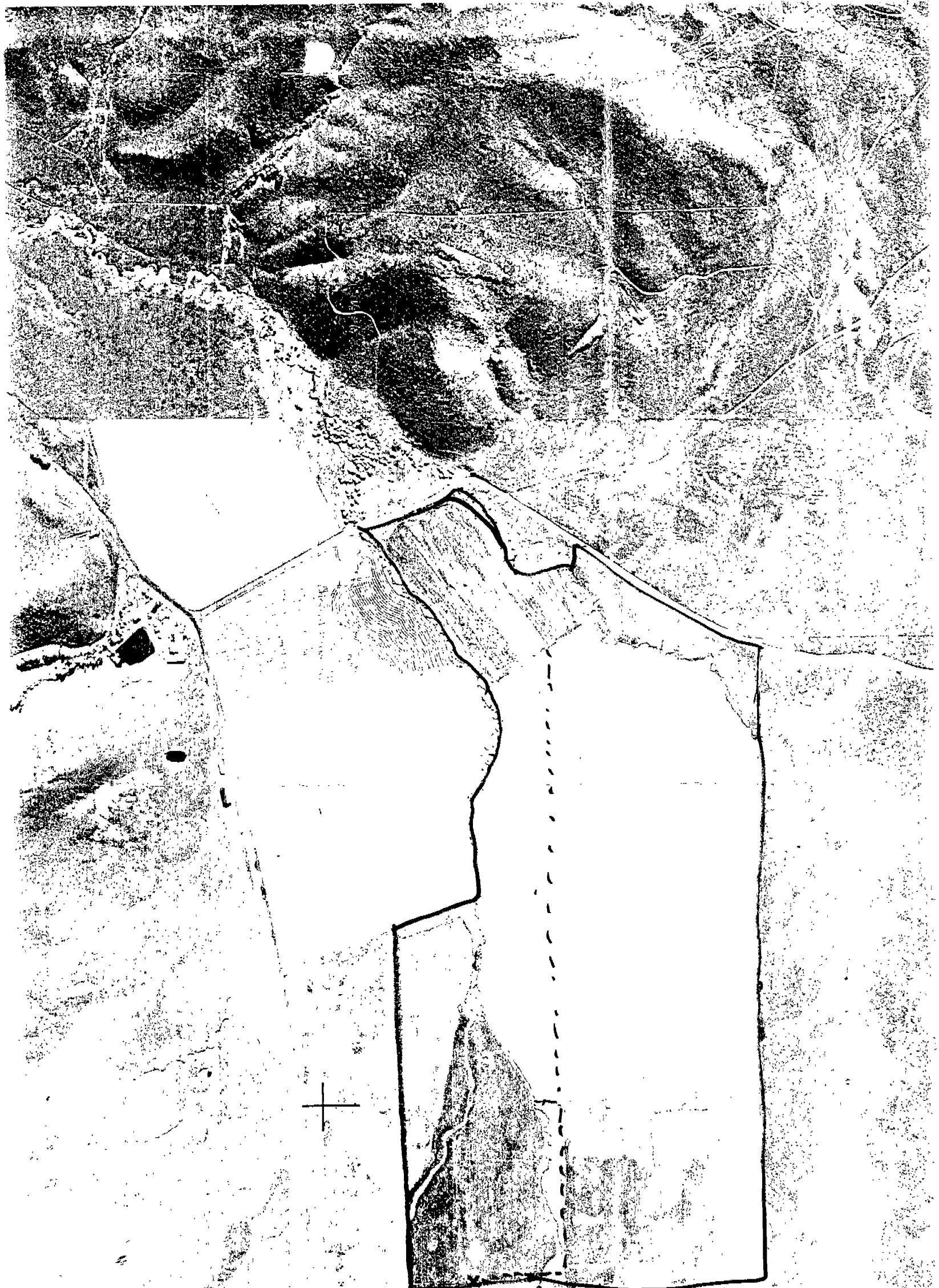
Ground: 600 ft. x 100 ft. in planning phase

Summer 1961

License
Examiners

35 J 2 N 2 17 E

T #
37-7319



BLAINE COUNTY ASCS OFFICE
P. O. BOX 417
HAILEY, ID 83333

RECEIVED
JAN 22 1992

Department of Water Resources
Southern Region Office

V. L. MATA

1500 # 37-7319
T-28

(660 Scale)

Kent Moore

BLAINE COUNTY ASICS OFFICE
P. O. BOX 417
HAILEY, ID 83833

23 24
20 25

144

26.3 A

26.25

55.7

25.2

35.3



JAN 22 1992

37-7319
T# 3864

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, } ss.
County of Blaine }

NOV 13 1991

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 9 day of Oct, 1991, and

the date of the last publication was on the 16 day of Oct, 1991.

Daniel J. Gorham
Subscribed and sworn to before me this 16 day of Oct, 1991.
(SEAL)

Roberta J. Ketchum
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 56.25
Number of Insertions _____
Lines tabular at 60 / Pica
56.25 Lines straight at 30.94 5c / Pica
56.25 Subsequent lines at 25.75 4c / Pica
TOTAL COST 60.169 5.00

COPY OF NOTICE
(Paste Here)

McAtee / 37-07319

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

T. J. Dept of Water
BILL TO

**McAtee seeks
water right change**

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

Notice is hereby given that KENT
S. &/or W.V. McATEE, of Hailey,

Continued on next page

ID, has applied to the Department
of Water Resources to change
the following described water
right(s) pursuant to Section
42-222 of the IDAHO CODE.

WATER RIGHT AS RECORDED

Water right No. 37-07319

Basis of right: License

Source: groundwater

Priority date: 1/17/1974

Amount of water: 1.09 cfs

Water use: Irrigation

Point(s) of diversion: NW1/4-

NE1/4, S35, T2N, R17E; Blaine

County.

Place of use: 235 acres within

S1/2SW1/4, SW1/4SE1/4, S25,

T2N, R17E; SE1/4NE1/4, S35,

T2N, R17E; NW1/4NE1/4, NW1/4,

S36, T2N, R17E.

TO BE CHANGED AS FOLLOWS:

Water right No.: 37-07319

Amount: 1.09 cfs

Total amount being transferred:

1.09 cfs.

Point of diversion: NENE, S19,

T3N, R18E

Source: groundwater

Point of diversion: NW1/4NE1/4-

NE1/4, S35, T2N, R17E; Blaine

County.

Place of use: 222 acres within

SW1/4SW1/4, S25, T2N, R17E;

E1/2NE1/4, S35, T2N, R17E;

W1/2NE1/4, NW1/4, S36, T2N,

R17E.

Any protest against approval of

the application for transfer must

be filed with the Department of

Water Resources, 222 Shoshone

Street East, Twin Falls, ID 83301,

on or before October 28, 1991.

R. Kent Higgins, Director

Publish: Wood River Journal-

October 9, 1991

No 7875

OK
MB
11/15/91
JAN 22 1992

WR #
missing
but
listed
below

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)
License of Water Right No. 37-7319 Priority January 17, 1974 Amount 1.09 cfs

THIS IS TO CERTIFY, that W. V. McAtee
of Hailey, Idaho, has complied with the terms and conditions of Permit
No. 37-7319 issued pursuant to Application for Permit dated November 16, 1973,
and has submitted proof to the Department of Water Resources on January 10, 1979,
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 1.09 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
<u>Irrigation</u>	from <u>May 1</u> to <u>October 31</u> at <u>1.09</u> cfs and <u>395.7</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.09 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
395.7 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, Twp.
2N, Rge. 17E 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 $\frac{1}{4}$	
2N	17E	25											10	15			10		35
		35				35													35
		36		25			40	20	40	40									165

Total number of acres irrigated 235

This right when combined with all other rights shall provide no more than 3.0
afa per acre for the lands above.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24TH day of
May _____, 19 82.

Acting for the Director

Norman C. Young

RECEIVED

Permit No. 37-7319

STATE OF IDAHO

20 1982

LICENSING

Department of Water Resources

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now W. V. McAtee Phone 208-788-2229

of (address) Box 744, Hailey, ID 83333, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 37-7319, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW 1/4 NE 1/4, Section 35, Township 2N, Range 17E, B.M., County of Blaine. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.09 for irrigation purposes from 5/1 to 10/31 (both dates inclusive) (cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive) (cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive) (cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive) (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											10	15			10		35
		35				35													35
		36		25			40	20	40	40									165

Total number of acres to be irrigated = 235

4. a. Who owns the property at the point of diversion? W.V. McAtee - Kent S McAtee
- b. Who owns the land to be irrigated or the place of use? W.V. McAtee - Kent S McAtee
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: FAMILY PARTNERS

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

Note / map of system not required

Signed at Harley Hills, this 8 day of April, 1982.

W. A. M. C. A.
(Signature)

Publication dates

I, A. KENNETH DUNN, of the Department of Water Resources hereby APPROVE the above Application for Amendment of Permit No. 37-7319.

Witness my hand this 24th day of May, 1982

Norman C. Young
for the Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-7319)

IN THE NAME OF W. V. MC ATEE)

ORDER OF REINSTATEMENT

WHEREAS, on November 16, 1973, W. V. McAtee filed with the Department of Water Resources an application for permit to appropriate 10 cubic feet per second of water from ground water to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used for irrigation purposes; and,

WHEREAS, on December 28, 1973, the Department approved said application and issued Permit No. 37-7319 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before December 1, 1978; and,

WHEREAS, on September 30, 1978 the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on December 8, 1978, the Department notified the permit holder that Permit No. 37-7319 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on February 1, 1979,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-7319 be REINSTATED and the priority advanced to January 17, 1974.

Dated this 19th day of February, 1979.


L. GLEN SAXTON
Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 37-7319)
_____)

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

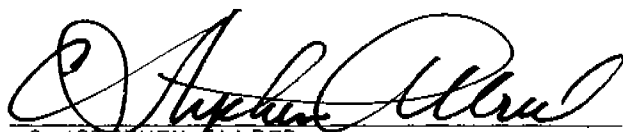
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MAILED
1978 AUG 21

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 1 1976

APPLICATION FOR AMENDMENT

AUG 31 1976

Department of Water Resources
Southern District Office

Department of Water Resources

Permit No. 37-7319

Comes now W. V. McAtee of (address) Box 744, Hailey, Idaho, and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 37-7319, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE 1/4 NE 1/4, Sec. 35 Twp. 2N Rge. 17E, B.M., County of Blaine. Other points of diversion: NW 1/4 NE 1/4, Sec. 36, Twp. 2N, Rge. 17E, B.M. Blaine County

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
Amount 10 for irrigation purposes from May 1 to Oct. 31 (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
(cfs or more per annum)

3. Place of use or land to be irrigated:

TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											40	40			40		120
		26															40		40
		35	40			40													80
		36		40	40		40	40	40	40						40			280

RULE

T
2
N

That no one will be injured by such change, and that such change will be made at permit holders own risk.

W W McAttee
(signature)

I, A. KENNETH DUNN, ~~Director~~ of the Department of Water Resources

September 19 76

 Administrator, Operations Division

Identification No. _____

Application No. 37-7319

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant W. V. McAtee
post office address Box 744, Hailey, Idaho 83333
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 2N
Range 17E B.M. Blaine County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 10 cfs for Irrigation purpose from May 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 10 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, sprinkler system

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 20 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$15,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	17E	25											40	40			40		120
		26																40	40
		35	40			40													80
		36		40	40		40	40	40	40						40			280

Total number of acres to be irrigated 520

c. Describe any other water rights used for the same purposes as described above.

320 inches 1883 Croy Creek

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

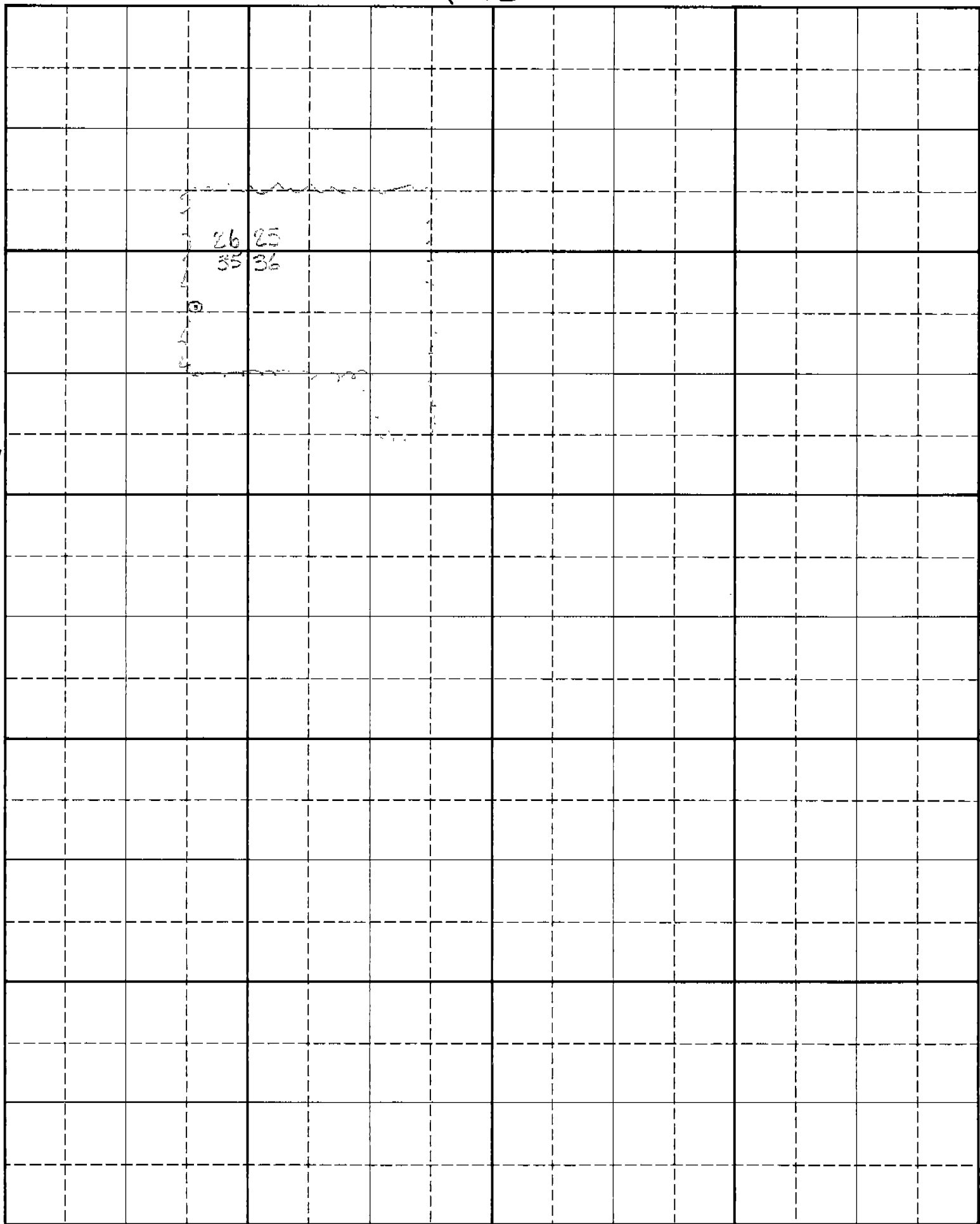
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Croy Creek has been declared a dry stream. Most years I have not enough water to irrigate my crops. I have plans to seed hay and pasture on the entire acreage and use sprinklers so I need the assurance of adequate water.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R17E

T2N



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

W. V. McAttee
(Applicant)

Proposed Priority 11-16-1973

11713

Received by mls Date 11-16-73 Time 3:10

Preliminary check by mls Fee \$ 115.00

Received by mls Date 11-16-73

Publication prepared by jmm Date 11-19-73

Published in Wood River Journal

Publication dates 11-29 & 12-6-73

Publication approved jmm Date 12-10-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7319, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1978.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 28 day of December, 19 73.

R. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

M.V. McATEE

- (1) mls 11-16-73 Application No. 37-7319
- (2) ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee
- (3) mls 11-16-73 In form to receipt
- Send Copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management
- (4) ☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
- (5) mls 11-16-73 In form for advertising
- (6) ☐ Located within Water District No. _____
- (7) ☐ Critical groundwater area: yes _____ no _____
- (8) ☐ Groundwater levels:
☐ Decline (comment) _____
☐ Stable (comment) _____
☐ Increasing (comment) _____
- (9) ☐ Comments: _____
- (10) jmm 12-10 Affidavit of Publication received (date) _____
- (11) ☐ Final date for protests December 17, 1973
Protests received: yes _____ no ☒
- (12) ☐ Date and Place of hearing _____
Decision reached at hearing _____
- (13) ☐ All requested information received from agencies or applicant
yes _____ no _____
- (14) ☐ Action recommended:
☒ Approve Priority 11-16-73
☐ Deny Reason for Reduction _____
☒ Measuring device required
☒ See attached sheet for additional conditions of approval
☐ No additional conditions for approval
- (15) District Southern By Bob Haynes Date 12-17-73

37 7319

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

DEC 10 1973

Department of Water Administration
Southern District Office

Gordon Q. Goodman, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 29th day of November,

19 73, and the date of the last publication was on the 16th

day of December, 19 73.

Gordon Q. Goodman

Subscribed and sworn to before me this 7th

day of December, 19 73

(SEAL)

Darla Bratt
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 39

Number of Insertions 2

..... Lines tabular at 315c

39 Lines straight at 21c \$ 8.19

39 Subsequent lines at 15c 5.85

TOTAL COST \$ 14.04

COPY OF NOTICE

(Paste Here)

Application for water
TITLE OF NOTICE
permit # 37-7319

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Admin.
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that W. V. McAttee Box 744, Hailey, ID has on November 16, 1973 submitted Application No. 37-7319 for a permit to appropriate 10 cubic feet per second of water from groundwater by means of pump and sprinkler system within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, T. 2N, R. 17E, B.M., Blaine County to be used from May 1 to Oct. 31 for irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36; T. 2N, R. 17E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before December 17, 1973.

R. KEITH HIGGINSON
Director

Published in the Wood River Journal on November 29 and December 6, 1973.

N^o 151

37 7319



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 25, 1993

W V MC ATEE
KENT S MC ATEE
PO BOX 744
HAILEY ID 83333

RE: Transfer of Water Right No. 37-07319

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4005). Be sure to note any conditions of approval as listed on the second page.

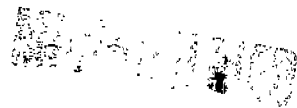
Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure



JUN 30 1993

TRANSFER REVIEW SHEET

Transfer # 4005

Date Reviewed 5-21-93

28

Right(s) 37-07319

Change P/D ✓ Add P/Ds Change P/U Change Use

Proof of Ownership Not Required/Original Owner

Transfer ✓ All of Right Portion of Right (Part B)

Resulting Split(s) NA

Check Transfer Against Right

- (1) ✓ Priority (2) ✓ Use (3) ✓ Season (4) ✓ Rate (5) ✓ Volume
(6) ✓ Source (7) ✓ P/D (8) ✓ P/U (9) NA Proof/Owner (10) ✓ Map
(11) NA Water District (12) NA Pertinent Conditions (13) NO Expansion

- (3) Use Standard Season 4-15 to 10-15 ✓
(4) & (5) Rate & Flow below standard
(7) Add 2nd P/D same 1/4 1/4

P/U Overlap

Transfer Remarks 2 P/Ds, NONE

Conditions R30, T08, T09

Database/Processing Notes Create "T" file ✓ T dropped 5-26-93 28

18

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	W V MC ATEE	01/17/1974	IRRIGATION	04-15 10-15	1.09 CFS	395.7 AFA
C	KENT S MC ATEE					
	PO BOX 744					
	HAILEY ID 83333			TOTAL DIVERSION:	1.09 CFS	395.7 AFA
	(208) 788-2229					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 1.09 CFS

Point(s) of Diversion: T02N R17E S35 NE NE

Place of use Legal Description for: IRRIGATION																													
				NE				NW				SW				SE													
T	R	S	:	Lt	Ac	Lt	Ac	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:				
				Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM		
02N	17E	25	:							:						:					:					:	1.0		
02N	17E	35	:	39					40	:						:			01		:					:	79.0		
02N	17E	36	:			12		08		:	12	31	40	39	:						:					:	142.0		
																								TOTAL ACRES				222.0	

Pou County: BLAINE

Other Water Rights Listing Overlapping Place(s) of use:
37-00253 37-00254 37-00255 37-07319 37-08725

- Conditions of Approval:
- R30

- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
- T08

- Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09

- Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: Two points of diversion are located within NENE, S35, T02N, R17E.

Dates:

App. Received: 05/04/1992

Priority Date: 01/17/1974 (Priority Date Advanced.)

Proof Due Date: 12/01/1978

Proof Made Date: 01/10/1979 (Proof Received Late.)

Exam Made Date: 07/10/1980

Exam Sent to S.O.:

Licensed Date: 07/05/1983

Misc: Water District Number: Field Exam Fee:

Comments: Date: 12/23/1991 User-ID: LUKE Subject: Transfer No. 3864
Transfer No. 3864 changed the point of diversion and corrected/changed the original licensed place of use description.

Date: 10/15/1992 User-ID: BALDWIN Subject: TRANSFER #4005
Transfer #4005 was filed to add a point of diversion.

Audit: 05/21/93 SKAGGS

55

STATE OF IDAHO *MCATZEE, Kent S. +/or W.V.*
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

RECEIVED
MAY 21 1993

INITIAL REVIEW BY: *J.F. Stanton*

1. Right number 37-07319 Applicant Department of Water Resources
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (*NOTE! Part B should be filled in only if part of the right is owned by the applicant*).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. *Not required. 80*
 - h. ☒ Check for expansion in use of right. Comments N/A
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No *In district but not administered by W.M.*
If yes, what district? _____

FINAL PROCESSING REVIEW BY: *LK*

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By *Larry O'Halloran* Date 5/18/93

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

On this 4th day of Nov., in the year 1992 before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 28 day of Oct, 1992, and the date of the last publication was on the 4 day of Nov, 1992.

Subscribed and sworn to before me this 4th day of Nov, 1992.
(SEAL)

NOTARY PUBLIC

8451
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 81
Number of Insertions 10
Lines tabular at _____ 6¢ / Pica
Lines straight at 40.50 5¢ / Pica
Subsequent lines at 36.45 4¢ / Pica
TOTAL COST 81.95 5.00

COPY OF NOTICE
(Paste Here)

Notice of proposed
TITLE OF NOTICE
water right change

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

State of Idaho Dept of
BILL TO
Water Resources

Notice of proposed water right change

NO. 37-07319, A37-07319

Notice is hereby given that KENT S. &/OR W.-V. MC ATEE, of Hailey, ID have applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to add a diversion point.

WATER RIGHT AS RECORDED

Water Right No. 37-07319
Priority Date: 1/17/1974
Basis of right: License
Source: groundwater
Amount: 1.09 cfs
Use: irrigation
Point(s) of diversion:
NW1/4NE1/4NE1/4, S35, T02N,
R17E; Blaine County.
Place of use: 222 acres located
within SW1/4SW1/4, S25, T02N,
R17E; E1/2NE1/4, S35, T02N,
R17E; W1/2NE1/4, NW1/4, S36,
T02N, R17E; Blaine County.

Adjudication Claim No. A3707319
has been filed in the Snake
River Basin Adjudication.

WATER RIGHT NO. 37-07319 &
ADJUDICATION CLAIM NO.
A37-07319 TO BE CHANGED AS
FOLLOWS:

Priority Date: 1/17/1974
Water Use: irrigation (1.09
cfs) cfs from 5/1 to 10/31

Total amount being transferred:
1.09 cfs

Source: groundwater
Point of diversion:

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT

NO. 37-07319, A37-07319

Notice is hereby given that KENT S. &/OR W. V. MC ATEE, of Hailey, ID have applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to add a diversion point.

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Water Right No. 37-07319
Priority Date: 1/17/1974
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Source: groundwater
Amount: 1.09 cfs
Use: irrigation
Point(s) of diversion:
NW1/4NE1/4NE1/4, S35, T02N,
R17E; Blaine County.
Place of use: 222 acres located
within SW1/4SW1/4, S25, T02N,
R17E; E1/2NE1/4, S35, T02N,
R17E; W1/2NE1/4, NW1/4, S36,
T02N, R17E; Blaine County.

Adjudication Claim No. A3707319
has been filed in the Snake
River Basin Adjudication.

WATER RIGHT NO. 37-07319 &
ADJUDICATION CLAIM NO.
A37-07319 TO BE CHANGED AS
FOLLOWS:

Priority Date: 1/17/1974
Water Use: irrigation (1.09
cfs) cfs from 5/1 to 10/31

Total amount being transferred:
1.09 cfs

Source: groundwater
Point of diversion:
SW1/4NE1/4NE1/4 (Original
well), NW1/4NE1/4NE1/4, S35,
T02N, R17E; Blaine County.
Place of use: No change.

Any protest against approval of
the application for transfer
must be filed with the
Department of Water Resources,
222 Shoshone Street East, Twin
Falls, ID 83301 on or before
November 16, 1992.

R. Keith Higginson, Director

Published in Wood River Journal
on 10/28 & 11/4/92.

JUN 30 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

16-Oct-1992

R. KEITH HIGGINSON
Director

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

JUN 20 1993

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-07319, A37-07319

Notice is hereby given that KENT S. &/OR W. V. MC ATEE, of Hailey, ID have applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

This Application for Transfer proposes to add a diversion point.

WATER RIGHT AS RECORDED

Water Right No. 37-07319
Priority Date: 1/17/1974
Basis of right: License
Source: groundwater
Amount: 1.09 cfs
Use: irrigation
Point(s) of diversion: NW1/4NE1/4NE1/4, S35, T02N, R17E; Blaine County.
Place of use: 222 acres located within SW1/4SW1/4, S25, T02N, R17E; E1/2NE1/4, S35, T02N, R17E; W1/2NE1/4, NW1/4, S36, T02N, R17E; Blaine County.

Adjudication Claim No. A3707319 has been filed in the Snake River Basin Adjudication.

WATER RIGHT NO. 37-07319 & ADJUDICATION CLAIM NO. A37-07319 TO BE CHANGED AS FOLLOWS:

Priority Date: 1/17/1974
Water Use: irrigation (1.09 cfs) cfs from 5/1 to 10/31

Total amount being transferred: 1.09 cfs

Source: groundwater
Point of diversion: SW1/4NE1/4NE1/4 (Original well), NW1/4NE1/4NE1/4, S35, T02N, R17E; Blaine County.
Place of use: No change.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before November 16, 1992.

R. Keith Higginson, Director

Published in Wood River Journal on 10/28 & 11/4/92.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

15-Oct-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

KENT S &/OR W V MC ATEE
PO BOX 744
HAILEY ID 83333

Re: Application for Transfer No. 37-07319, A37-07319, T#4005

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office will be advertising the application in the Wood River Journal on 10/28 & 11/4/92. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

10-15-92

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: App. for Transfer, W. V.
McAtee

FROM: Jim Stanton

DATE: 6-30-92

Today I spoke with Kent McAtee concerning this transfer. A third well was recently
drilled south of the existing wells, but this well had very little water. The previous
transfer did away with the original well as a diversion point. The two wells north of
Croy Creek both have more water than the third well, although neither has very much.
Mr. McAtee expressed the desire to get the original well back as a P/D. So I changed
the transfer app. to add the old well and delete the 3rd well as diversion points.
Since the transfer has not yet been advertised, this should not be a problem. I see no
deception here on the part of the applicants; they are just scrambling to find water in
a very dry area, unfortunately without much success.

() For your information

() Response required

JUN 30 1993

Jim Stanton
signature

RECEIVED

FEB 17 1993

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF COMPLETED TRANSFER

The Idaho Department of Water Resources will consider this form as a statement regarding completion of the authorized water right(s) transfer.

1. Water Right No(s). 37-07319

Transfer No. 3864

2. Name of Water Right Holder(s): Kent McAtee r/or W.V. McAtee

Address: PO Box 744, Hiley, ID 83333

3. Water right transfer authorized by Department is:
(check appropriate space or provide description)

Complete ✓

Not Complete _____

Partially Complete (describe work completed) _____

4. If the transfer has not yet been completed or is only partially complete, please provide a statement why the authorized change(s) have not been accomplished and the date which you expect the changes to be complete: _____

5. I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in Department action rescinding the approved water right(s) transfer.

W V McAtee
Signature

(& title if on behalf of a company or organization)

2-17-93
Date

JUN 30 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 4, 1993

KENT S McATEE
W V McATEE
PO BOX 744
HAILEY ID 83333-0744

RE: Approved Transfer No. 3864/Water Right No(s). 37-07319

Dear Water Right Holder:

On January 2, 1992, the Department approved an application for transfer of the above referenced water right(s). A copy of the transfer as approved has been enclosed for your reference. One of the conditions of approval of this transfer was that the authorized change(s) be accomplished within one year of the date of approval.

Please complete and return the enclosed form to confirm that the transfer has been accomplished. If the approved transfer has not been completed or is only partially complete, please provide an explanation why the changes have not been made and give an expected date for completion. The form must be returned to this office within 15 days of the date of this letter. If you wish to return the form by FAX, the number is (208)327-7866.

Please contact me if you have questions concerning this matter.

Sincerely,

Cindy Zimmerman
for SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

JUN 30 1993

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

January 10, 1992

Kent McAtee
W. V. McAtee
P.O. Box 744
Hailey, ID 83333

RE: Transfer of Water Right No. 37-7319

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3864). Be sure to note any conditions of approval as listed on the second page.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

RECEIVED
JAN 13 1992

WR File Copy

Drilling Permit No. 37-91-2-021
Water Right Permit 37-2319
Injection Permit No. 3/8/91 DR

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Kent &/or W.V. McAtee
2. Mailing Address P.O. Box 744, Hiley, ID 83333
Telephone 788-2229

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

3. Proposed well location NE 1/4 NE 1/4, or Gov't Lot No. _____
Sec. 35, Twp. 2N, Rge. 17E, County Blaire
Street Address of Well Site _____
Lot, block and subdivision _____

4. Proposed use of well:

☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

☒ Non-Domestic: Any beneficial use not included within the definition of domestic.

☐ Injection

☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. ☐ New well ☐ Deepen ☒ Replace - See Condition 9

B. Proposed Surface Diameter 12" Proposed Maximum Depth 300'

C. Anticipated bottom hole temperature:

- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)

X 6. Construction Start Date 10-28-91

X 7. Anticipated Well Driller Wood River Drilling & Pump Co.
NOTE: The actual well driller must be identified prior to drilling.

X 8. Applicant's signature WV McAtee Date 10-8-91

Title _____
(Owner, Firm Representative, Other)

RECORDED
JAN 22 1992

31

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is **APPROVED** Date 1-2-92

If approved, this permit authorizes the constuction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Stuik A. Reed

MANAGER
GROUNDWATER PROTECTION SECTION

Signature of Authorized Department Representative

Title

Receipt No. S013766 Received by [initials] Fee \$200 Date 10-8-91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

JAN 22 1992

MEMORANDUM

TO: FILE

FROM: TIM LUKE *TJL*

DATE: December 23, 1991

RE: TRANSFER 3864/LICENSE NO. 37-7319

=====

This transfer changes the point of diversion and place of use. The change in place of use is apparently a correction of the original licensed place of use description. Approval of the transfer is recommended with the conditions below.

- 1) <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 2) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- 3) <<T09>> Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

RECEIVED
JAN 22 1992

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR - 8 1991

TRANSFER ANALYSIS SHEET

Department of Water Resources
INITIAL REVIEW BY Office

J. P. Stanton

Date

1. Right number 37-7319 Applicant KENT S. & W. V. McATEE
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. Request proof ownership
 - h. ☒ Check for expansion in use of right. Comments P/U as shown in Item 1.5 is not correct - see Claim Verification Report for correct land list.
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No not for groundwater
If yes, what district? _____

FINAL PROCESSING REVIEW BY:

[Signature]

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* 46 (Drilling App in this File)
Subject to SRBA

4. By Larry O. [Signature] Date 12/16/91



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

W. V. McAtee
P. O. Box 744
Hailey, ID
83333

October 8, 1991

RE: Application for Drilling Permit for Replacement Irrigation Well

Dear Mr. McAtee;

In order for this drilling permit to be approved before the water transfer is approved, you must request expedited approval of the drilling permit. Please sign the enclosed form and return it to this office as soon as possible. By obtaining expedited approval of the drilling permit, you take all risks associated therewith. You would not be authorized to use the new well until the transfer is approved, and approval could be delayed for quite some time if the transfer was protested. The protest period for the transfer ends at the close of business on October 28; you may wish to check with us at that time to see if any protests have been filed against the transfer.

Sincerely,

A handwritten signature in cursive script that reads "James E. Stanton".

James E. Stanton
Sr. Water Resource Agent

RECEIVED

JAN 22 1992

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-07319

Notice is hereby given that KENT S. &/OR W.V. MC ATEE, of Hailey, ID has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

WATER RIGHT AS RECORDED

Water right No. 37-07319
Basis of right: License
Source: groundwater
Priority Date: 1/17/1974
Amount of water: 1.09 cfs Water use: irrigation
Point(s) of diversion: NW1/4NE1/4, S35, T2N, R17E; Blaine County.
Place of use: 235 acres within S1/2SW1/4, SW1/4SE1/4, S25, T2N, R17E; SE1/4NE1/4, S35, T2N, R17E; NW1/4NE1/4, NW1/4, S36, T2N, R17E.

TO BE CHANGED AS FOLLOWS

Water right No.: 37-07319 Amount: 1.09 cfs

Total amount being transferred: 1.09 cfs

Source: groundwater
Point of diversion: NW1/4NE1/4NE1/4, S35, T2N, R17E; Blaine County.
Place of use: 222 acres within SW1/4SW1/4, S25, T2N, R17E; E1/2NE1/4, S35, T2N, R17E; W1/2NE1/4, NW1/4, S36, T2N, R17E.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before October 28, 1991.

R. Keith Higginson, Director

Published in Wood River Journal on 10/9 & 10/16/91.

JAN 22 1992

McAtee seeks water right change

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that KENT S. &/or W.V. McATEE, of Hailey, ID, has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of the IDAHO CODE.

WATER RIGHT AS RECORDED

Water right No. 37-07319
Basis of right: License
Source: groundwater
Priority date: 1/17/1974
Amount of water: 1.09 cfs
Water use: Irrigation
Point(s) of diversion: NW1/4-NE1/4, S35, T2N, R17E; Blaine County.
Place of use: 235 acres within S1/2SW1/4, SW1/4SE1/4, S25, T2N, R17E; SE1/4NE1/4, S35, T2N, R17E; NW1/4NE1/4, NW1/4, S36, T2N, R17E.

TO BE CHANGED AS FOLLOWS:

Water right No.: 37-07319
Amount: 1.09 cfs
Total amount being transferred: 1.09 cfs
Point of diversion: NENE, S19, T3N, R18E
Source: groundwater
Point of diversion: NW1/4NE1/4-NE1/4, S35, T2N, R17E; Blaine County.
Place of use: 222 acres within SW1/4SW1/4, S25, T2N, R17E; E1/2NE1/4, S35, T2N, R17E; W1/2NE1/4, NW1/4, S36, T2N, R17E.

Any protest against approval of the application for transfer must be filed with the Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301, on or before October 28, 1991.

R. Keith Higginson, Director

Publish: Wood River Journal—
October 9 & 16, 1991.

WR # missing but listed below
RECEIVED

OCT 07 1991

Department of Water Resources
Southern Region Office

*OK
10-8-91
pk*



ate of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

02-Oct-1991

R. KEITH HIGGINSON
Director

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

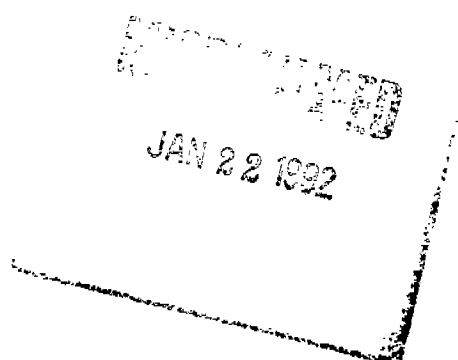
After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure





ate of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

02-Oct-1991

R. KEITH HIGGINSON
Director

KENT S &/OR W V MC ATEE
PO BOX 744
HAILEY ID 83333

Re: Application for Transfer No. 37-07319

Gentlemen:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office will be advertising the application in the Wood River Journal on 10/9 and 10/16/91. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

Before we can forward your application to our state office for approval we must include in the file evidence of ownership of the land to which the water is appurtenant such as copies of deeds, tax records, etc. and/or a notarized statement from any lien holder on the property.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

RECEIVED
JAN 22 1992

Mr. Douglas Jones, EIT
Department Of Water Resources
222 Shoshone St. East.
Twin Falls, Idaho
83301

07/20/91

RECEIVED

RE: Transfer on water right 37-7319

AUG 22 1991

Department of Water Resources
Southern Region Office

Dear Sir

This letter is to inform you that we will accept the findings of your examiners of 189 acres. We would like for you to go ahead with the transfer with no decrease in diversion rate. If you have further questions feel free to contact us.

Kent S. McAtee
Kent S. McAtee
W.V. McAtee
W.V. McAtee
Box 744
Hailey, Idaho 83333
208-788-2229

RECEIVED

JAN 22 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mr. Kent &/or W. V. McAtee
P.O. Box 744
Hailey, ID 83333

07-Aug-1991

RE: Transfer on water right 37-7319

Dear Gentlemen,

We have completed review of the above referenced transfer application proposing to change the point of diversion and correct the place of use descriptions. Included in the review is a field exam which was conducted as part of the Snake River Basin Adjudication process to verify claim information as well as to substantiate usage for the transfer process. During this exam an IDWR agent found that fewer acres were irrigated and that acreage distributions within the tracts were different than described in Part 1 Item B.5 (see page one of transfer enclosed).

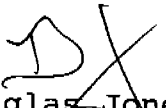
Originally, the license was issued for 235 acres (see Part 2 Item A.6). Irrigation practice changes have apparently reduced the acreage which is watered supplementally from this well. The transfer proposed a place of use within a 222 acre area. However, the examiner found that 189 acres are actually irrigated. The acreage distributions are tabulated on the place of use review sheet and shown in blue on the attached map.

Under the statutes, I.C. 42-222 and 42-1411, we can only recommend for approval usages as actually exist at the time of review. This office shall only recommend approval of a place of use with 189 acres, with no decrease in diversion rate. The options available to the Director of the Department in approving the transfer are to 1) approve the transfer as is, 2) approve the transfer in part, or 3) deny the transfer.

We are informing you of our findings to offer you the opportunity to take exception to our findings and/or amend your transfer application before advertising. You may also choose to amend your adjudication claim to reflect actual usages as of November, 1987.

Please contact us soon if you wish to make changes to the transfer as we will be preparing advertising as submitted. If you have any questions please contact us.

Sincerely,


Douglas Jones, EIT
Water Resources Engineering Specialist

RECORDED
JAN 22 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

MAR - 8 1991

PART 1

Department of Water Resources
Name Southern Region Office Kent S. For W.V. McAtee Phone 788-2229
Post Office address P.O. Box 744, Hailey, ID 83333

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Present well has sanding & caving problem. Correct place of use

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
37-7319 1/12/1974 1.09 Irrigation 5/1 to 10/31

2. Total amount of water being transferred 1.09 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE	NE	35	2N	17E	Blaine	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	17E	25											1						1
		35	39			40													79
		36		12	8		12	31	40	39									142

JAN 22 1992

Total acres 222

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-7319 issued by the Idaho Department of Water Resources.
- c. Claim No. A37-7319 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 1/12/924

5. Water is used for the following purpose:

amount 1.09 for Irrigation purposes from 5/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.09 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	35	2N	17E	Blaine	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	17E	25											10	15			10		35
		35				35													35
		36		25			40	20	40	40									165

Total acres 235

9. Describe any other water rights used for the same purpose as described above 37-0253, -0255

A. ROOT WATER RIGHT NUMBERS: A37-07319

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	Aerial Photo LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	17E	25	SW	SE		MC ATEE , W. V.	A37-07319 /10.0	37-07319 /10.0	3.5	0	
			SW	SE		MC ATEE , KENT S.	A37-00253 /35.0	37-00253 /			
			SW	SE		MC ATEE , KENT S.	A37-00254 /35.0	37-00254 /			
			SW	SE		GILMAN , JOHN		37-00255 /			
02N	17E	36	NW	NE		MC ATEE , W. V.	A37-07319 /25.0	37-07319 /25.0	17	14	14
			NW	NE		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NW	NE		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NW	NE		MC ATEE , KENT S.	A37-00255 /40.0	37-00255 /			
02N	17E	36	NE	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	37	9	9
			NE	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NE	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NE	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	NW	NW		MC ATEE , W. V.	A37-07319 /20.0	37-07319 /20.0		21	21
			NW	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NW	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NW	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	SW	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	40	40	40
			SW	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SW	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SW	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	SE	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	37.5	40	40
			SE	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SE	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SE	NW		MC ATEE , KENT S.	A37-00255 /40.0	37-00255 /			
02N	17E	35	SE	NE		MC ATEE , W. V.	A37-07319 /35.0	37-07319 /35.0	38	32	32
			SE	NE		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SE	NE		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SE	NE		GILMAN , JOHN		37-00255 /			
02N	17E	25	SW	SW		MC ATEE , W. V.	A37-07319 /10.0	37-07319 /10.0		0	
			SW	SW		MC ATEE , KENT S.	A37-00253 /15.0	37-00253 /			
			SW	SW		MC ATEE , KENT S.	A37-00254 /15.0	37-00254 /			
			SW	SW		GILMAN , JOHN		37-00255 /			
02N	17E	25	SE	SW		MC ATEE , W. V.	A37-07319 /15.0	37-07319 /15.0	16	0	
			SE	SW		MC ATEE , KENT S.	A37-11322 /	- /			
			SE	SW		MC ATEE , KENT S.	A37-00253 /20.0	- /			
			SE	SW		MC ATEE , KENT S.	A37-00254 /20.0	- /			
TOTAL ACRES							A37-07319	235.00	235.00		

JAN 2 1992

35 NE NE
36 SW NE

21 21
12 12
189

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: App. for Transfer, W. V.
McAtee

FROM: Jim Stanton

DATE: 6-30-92

Today I spoke with Kent McAtee concerning this transfer. A third well was recently
drilled south of the existing wells, but this well had very little water. The previous
transfer did away with the original well as a diversion point. The two wells north of
Croy Creek both have more water than the third well, although neither has very much.
Mr. McAtee expressed the desire to get the original well back as a P/D. So I changed
the transfer app. to add the old well and delete the 3rd well as diversion points.
Since the transfer has not yet been advertised, this should not be a problem. I see no
deception here on the part of the applicants; they are just scrambling to find water in
a very dry area, unfortunately without much success.

RECEIVED

() For your information

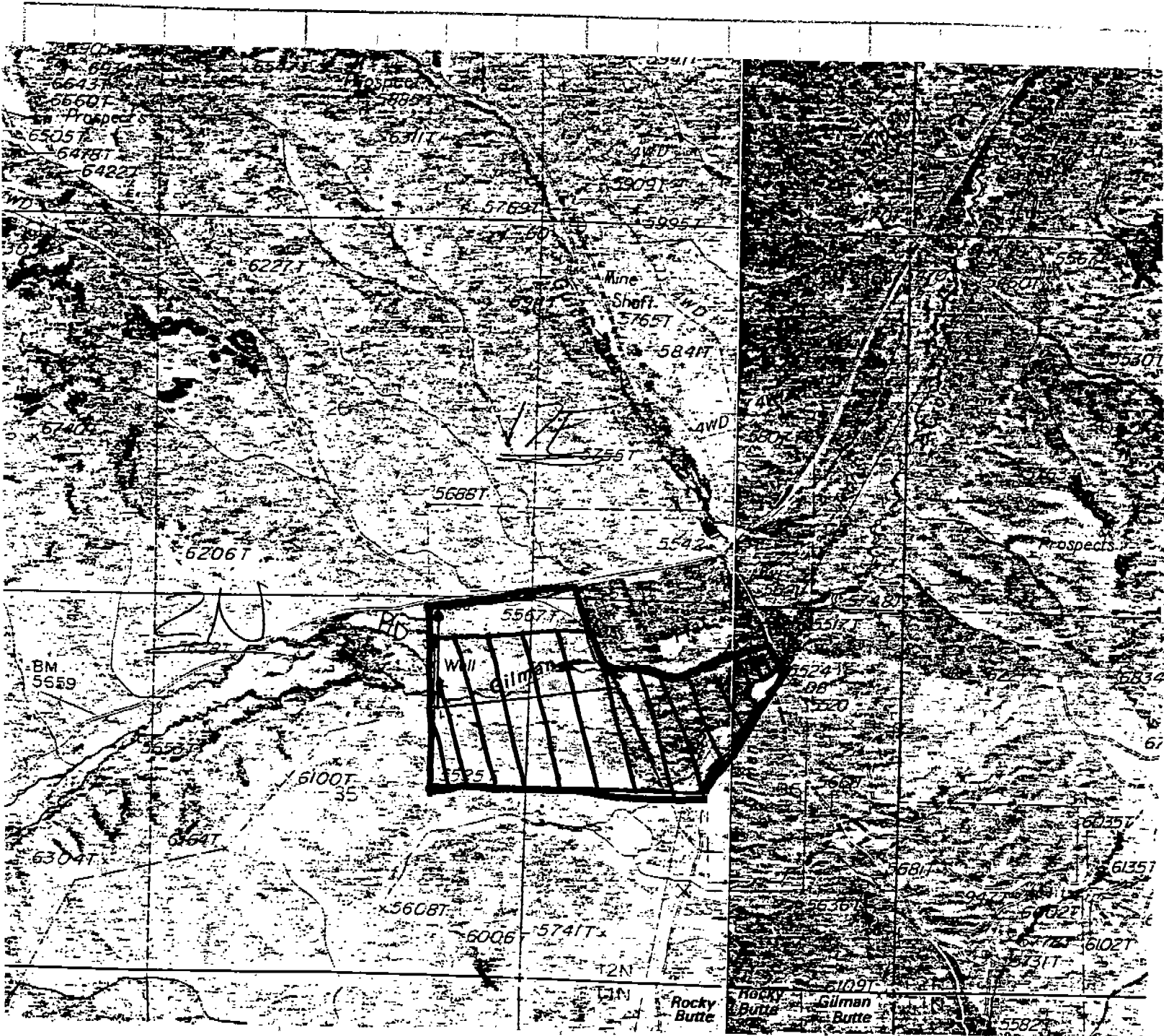
JUN 30 1993

() Response required

Jim Stanton
signature

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



JAN 22 1992

SCALE: 2 inches equal 1 mile. Draw plan in ink.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:37:24
03/14/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-07319

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						82 6-20-91		
POINT OF DIV	N		J. S. Stanton 5-23-91?	N				
SOURCE	Y			Y	5, 2	"		
PLACE OF USE	N			N		"		
DIV. AMOUNT CFS/VOLUME	Y		"	Y	5, 2	"		
CONSUMPTIVE USE	N			Y		"		
PURPOSES	-			Y		"		
PERIOD OF USE	N			N		"		
BASIS OF CLAIM	N			Y		"		
REMARKS	N			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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:37:24
03/14/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A37-07319

LAST: MC ATEE
ADDRESS: P.O. BOX 744
CITY: HAILEY
PHONE NUMBER: 208-788-2229

FIRST: W. V.

STATE: ID ZIP: 83333

OWNER CODE: C

LAST: MC ATEE
ADDRESS: P.O. BOX 744
CITY: HAILEY
PHONE NUMBER: 208-788-2229

FIRST: KENT S.

STATE: ID ZIP: 83333

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: REINSTATED 2-14-1979.
WATER IS COMBINED WITH CROY CREEK AND PUMPED TO SPRINKLERS.

JAN 22 1992

CONTACT PERSON: Mr. McAtee

PHONE NUMBER: () -

DATE OF FIELD EXAM: 5/23/91? APPOINTMENT MADE: Y(☒) N()

TIME: : A() P()

ACCOMPANIED BY: W.V. McAtee

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

100-411113
JAN 22 1992

A. AJ CLAIM: # A37-07319 PRIORITY DATE: 01-17-1974 STAGE: L
B. WR RECORD: # 37-07319 PRIORITY DATE: 01-17-1974 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

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

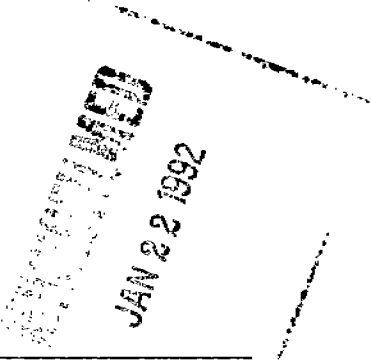
REMARKS: _____

=====

RECOMMENDED PRIORITY DATE
01-17-1974

REVIEWED BY JF Stanton DATE 2-14-91

=====



A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A37-07319	02N	17E	35	SE	NW	NE		BLAINE

OTHER AJ CLAIMS WITH SAME AJ POD	WR RECORDS IN SAME 40 ACRE TRACT
A PREFIX	R PREFIX
A37-00208E	NONE

SOURCE: GROUNDWATER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
37-07319	02N	17E	35		NW	NE		BLAINE

OTHER WR RECORDS WITH SAME WR POD	AJ CLAIMS IN SAME 40 ACRE TRACT	
	A PREFIX	R PREFIX
NONE	A37-12753	NONE
	A37-00208E	

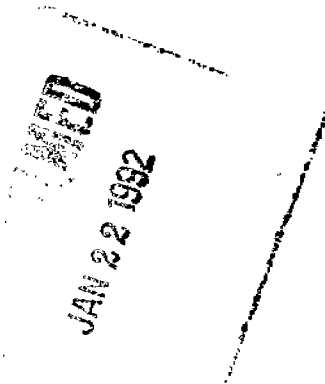
SOURCE: GROUNDWATER

C. FIELD EXAM REQUIRED

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	N	<u>N</u>

REMARKS:

Well site is shown on Y-23 quad, Aerial photos & site inspection show P/D was given incorrectly on license.



A. ROOT WATER RIGHT NUMBERS: A37-07319

B. POU LISTING

Aerial Photo

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	17E	25	SW	SE		MC ATEE , W. V.	A37-07319 /10.0	37-07319 /10.0	3.5	0	
			SW	SE		MC ATEE , KENT S.	A37-00253 /35.0	37-00253 /			
			SW	SE		MC ATEE , KENT S.	A37-00254 /35.0	37-00254 /			
			SW	SE		GILMAN , JOHN		37-00255 /			
02N	17E	36	NW	NE		MC ATEE , W. V.	A37-07319 /25.0	37-07319 /25.0	17	14	14
			NW	NE		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NW	NE		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NW	NE		MC ATEE , KENT S.	A37-00255 /40.0	37-00255 /			
02N	17E	36	NE	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	27	9	19
			NE	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NE	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NE	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	NW	NW		MC ATEE , W. V.	A37-07319 /20.0	37-07319 /20.0		21	21
			NW	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			NW	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			NW	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	SW	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	40	40	40
			SW	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SW	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SW	NW		GILMAN , JOHN		37-00255 /			
02N	17E	36	SE	NW		MC ATEE , W. V.	A37-07319 /40.0	37-07319 /40.0	27.5	40	40
			SE	NW		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SE	NW		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SE	NW		MC ATEE , KENT S.	A37-00255 /40.0	37-00255 /			
02N	17E	35	SE	NE		MC ATEE , W. V.	A37-07319 /35.0	37-07319 /35.0	38	32	32
			SE	NE		MC ATEE , KENT S.	A37-00253 /40.0	37-00253 /			
			SE	NE		MC ATEE , KENT S.	A37-00254 /40.0	37-00254 /			
			SE	NE		GILMAN , JOHN		37-00255 /			
02N	17E	25	SW	SW		MC ATEE , W. V.	A37-07319 /10.0	37-07319 /10.0		0	
			SW	SW		MC ATEE , KENT S.	A37-00253 /15.0	37-00253 /			
			SW	SW		MC ATEE , KENT S.	A37-00254 /15.0	37-00254 /			
			SW	SW		GILMAN , JOHN		37-00255 /			
02N	17E	25	SE	SW		MC ATEE , W. V.	A37-07319 /15.0	37-07319 /15.0	16	0	
			SE	SW		MC ATEE , KENT S.	A37-11322 /	- /			
			SE	SW		MC ATEE , KENT S.	A37-00253 /20.0	- /			
			SE	SW		MC ATEE , KENT S.	A37-00254 /20.0	- /			
TOTAL ACRES							A37-07319	235.00	235.00		

35 NE NE

36 SW NE

21 21

12 12

189

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 Y

PRESUMPTION FLAG:

REMARKS:

Original licensing exam was in error regarding P/U.

RECOMMENDATIONS:

TOTAL ACRES: 189
REVIEWED BY: JF Stanton

DATE: 6-19-91

FILED
JAN 22 1992

A. AJ CLAIMED USES:

PURPOSES		MONTH/DAY		DIVERSION QUANTITY	
A37-07319	IRRIGATION	FROM 05-01	TO 10-31	1.090 CFS	395.70 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED				1.090 CFS	395.70 AF/A

B. WR RECORDED USES:

PURPOSES		MONTH/DAY		DIVERSION QUANTITY	
37-07319	IRRIGATION	FROM 05-01	TO 10-31	1.090 CFS	395.70 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED				1.090 CFS	395.70 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N(☒)

RECOMMEND TO STANDARDS OR OTHER? Y(☒) N() Explain in remarks, below.

REMARKS:

Standard is 4-1 to 11-1

JAN 22 1982

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(✓) N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.090 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.090 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? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) DATABASE EXAMINER N N

B. FLOW MEASUREMENT
MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

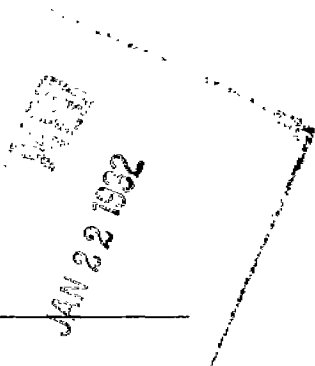
OTHER RIGHTS LISTED IN CLAIM: A37-00253, A37-00254, A37-00255

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-07319	GP WATER	MC ATEE , W. V.	1.090	0.004	395.70	1.68
A37-00253	GP CREEK	MC ATEE , KENT S.	7.000	0.019		
A37-00255	UNIMPAID STREAM	MC ATEE , KENT S.	0.300	0.003		

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

CLAIM NO.	SOURCE	NAME	MONTH/DAY	RATE	VOLUME
A37-11322	GP WATER	MC ATEE , KENT S.	FROM 01-01 TO 12-31	.060 CFS	



=====

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
IRRIGATION	~~05-01~~ ~~10-31~~	1.090 <u>1.09</u>	395.70 <u>462.7</u>	888.0 <u>462.7</u>
TOTAL FOR THIS RIGHT	<u>4-1</u> <u>11-1</u>	1.090	395.70	888.0

REVIEWED BY: J E Stanton DATE: 6-20-91

=====

APPROVED
JAN 22 1992

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: 37-07319

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.090	EXAMINER <u>1.09</u>	CFS
-----------------------------------	-------------------	-------------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-07319	1.090	-		37-07319	1.090
TOTAL CFS		1.090				1.090

DIVERSION RATE REVIEW

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

REMARKS:

Not split.

AUTHENTICATION:

SIGNATURE: <u>J.E. Stanton</u>	DATE: <u>6-20-91</u>
NAME OF FIELD EXAMINER: <u>J.E. Stanton</u>	TITLE: <u>Sr. Water Agent</u>

May 26, 1982

RE: Permit No. 37-7319

W. V. Holte
Box 744
Hailey, ID 83333

Dear Mr. Holte:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 22770 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJJ:kx
Enclosures

5/27/82
JIM JOHNSON
WATER DISTRIBUTION SUPERVISOR
IDAHO DEPARTMENT OF AGRICULTURE
BOISE, IDAHO 83725

April 77, 1997

RF: Permit No. 37-7370

W. V. McAtose
Box 744
Boiley, ID 83232

Per Mr. Bates:

On March 22, 1967, we forwarded an amendment to you to be completed to amend this permit to correspond with the findings of the field examiner so that we could issue this license.

As of this date, we have not received this amendment. If we do not receive this amendment within fifteen (15) days, we will assume you no longer have any interest in this permit and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

33



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 22, 1982

RE: Permit No. 37-7319

W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

A representative of this Department made an examination of the works covered by your Permit No. 37-7319 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.09 cfs Source: groundwater

The maximum quantity diverted shall not exceed 395.7 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, Blaine County

Beneficial use: Irrigation of 235 acres within the S $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35; NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 36; Twp. 2N, Rge. 17E

Priority date established: January 17, 1974 (late proof)

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

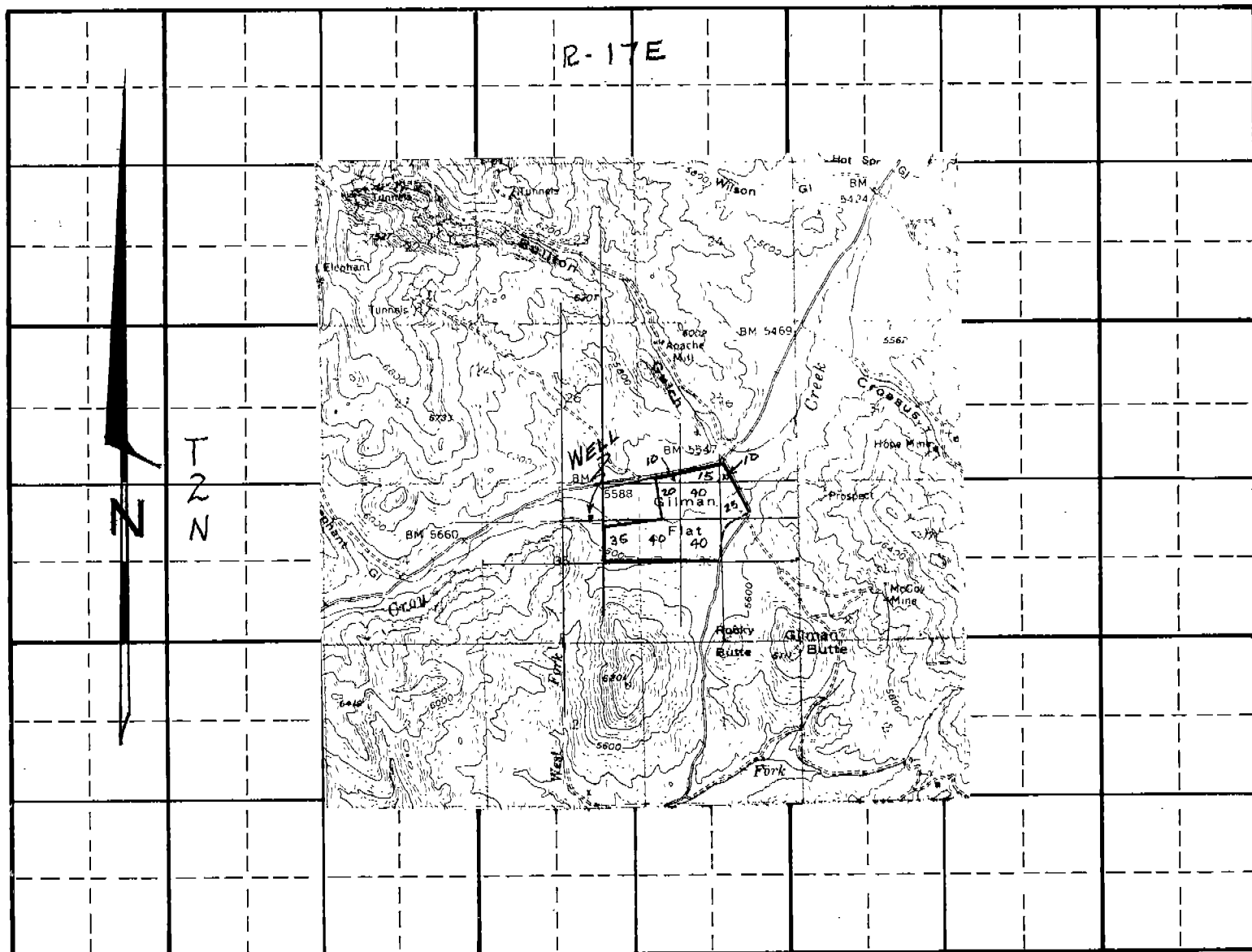
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

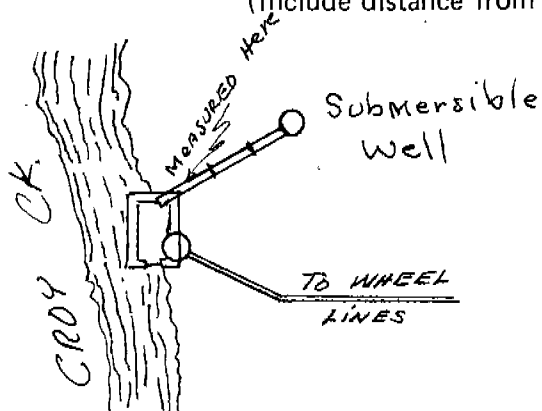
No overlapping rights found
Jwi 2/22/82

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW 1/4 NE 1/4, Sec 35 T 2 N R 17 E -

Place(s) of Use

[illegible]

235 ✓

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

Examiner's Signature

Checked by

Approved by _____

Date 12-22-1981

Date 12-22-81

Date 2-18-82



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

February 15, 1979

W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

Re: Permit No. 37-7319

Enclosed is a copy of the Order reinstating your permit and advancing your priority to January 17, 1974.

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Twin Falls.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

RECEIVED

FEB 1 1979

January 24, 1979

Department of Water Resources

W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

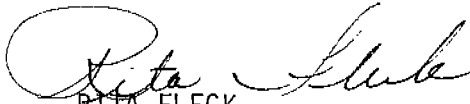
Re: Permit No. 37-7319

Enclosed is the proof of beneficial use affidavit you recently submitted.

Please be advised that the Department cannot accept the proof because it was not signed by the permit holder. However, if you give Kent S. McAtee power of attorney, this office can accept the proof.

If you have any questions concerning this matter, please contact this office.

Sincerely,


RITA FLECK
Secretary

Enc: 1

Power of attorney
Please be advised that Kent S McAtee
is my son + partner, with a half interest in the
ranch I have retired and he is the present owner (1/2)
and operator of the ranch. as I have retired
yours truly
W V McAtee

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

RECEIVED

JUN 20 1979

Department of Water Resources

1. a) Name of permit holder W U McATEE

b) Post office address Box 744 HAILEY, Idaho, 83333

2. Permit number 37-7319

3. Date of priority that you are prepared to establish 11/16/73

4. a) Source from which water was appropriated GROUND WATER

b) Location of the point of diversion: NE 1/4 NE 1/4, Section 35

Township 2N, Range 17E Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 220 GPM for IRRIGATION purposes from MAY 1 to OCT. 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated 220 GPM cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

LAYNE AND BOWLER pump company TWIN FALLS, Idaho
(COPY OF REPORT ENCLOSED)

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

N/A

b) Describe the agreement of understanding by which you take water from the works:

N/A

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

25 hp 4 inch submersible pump 165 FT.
well is 180 FT 16 inch casing 300 FT 8 inch uncased
TOTAL 480 FT

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

Access port

c) Give well driller's name and address and the date the well was completed: Sept. 1976
Smith Drilling & pump co. 328 W. AVE. A Terame, Idaho

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
IRRIGATION

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	17E	35				40													40

Total number of acres irrigated 40

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.
1/5/79 (Date)
W.V. McAttee
For S McAttee (Signature)
(For W.V. McAttee partner)

State of Idaho)
County of Blaine) ss.

On this 5th day of January, 19 79, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 9-5-81
Notary Public
Residing at Ketchikan Idaho

LAYNE AND BOWLER PUMP COMPANY WELL TEST REPORT

NAME W. V. William M. P. Co. DATE 10/19/76
 LOCATION West of Hixley, Okla. SEC. RANGE T.
 WELL DEPTH 474' WELL SIZE 18" 8" CASING
 TEST PUMP DEPTH Customer's pump 165' overall ORIFICE SIZE 8 X 1"
 STATIC WATER LEVEL 10' STARTING TIME 12:45

TIME	PUMPING LEVEL	ORIFICE READING	G.P.M.	MINERS INCHES
2:15	165'	15 1/2"	220	25" Clear
2:30	135'	8"	165	18" "
2:45	115'	6"	137	15" "

REMARKS:

RECORDED

WUM-ate
Box 744
Hendley Idaho
83333

State of Idaho
Dept of Water Resources
State House
Boise Idaho 83720

attn. Rita Black



January 24, 1979

W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

Re: Permit No. 37-7319

Enclosed is the proof of beneficial use affidavit you recently submitted.

Please be advised that the Department cannot accept the proof because it was not signed by the permit holder. However, if you give Kent S. McAtee power of attorney, this office can accept the proof.

If you have any questions concerning this matter, please contact this office.

Sincerely,

RITA FLECK
Secretary

Enc: 1

RECEIVED
JAN 25 1979
IDAHO DEPARTMENT OF
LAND



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Storehouse
Boise, Idaho 83720
(208) 384-2215

December 8, 1978

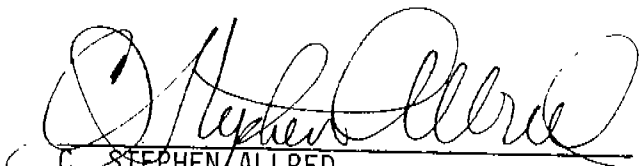
Re: Permit No. 37-7319

W.V. McAtee
Box 744
Hailey ID 83333

Dear Mr. McAtee:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 37-7319 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated September 30, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.


C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

RECEIVED
DEC 11 1978
BOISE, IDAHO



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

100721

September 30, 1978

Re: Permit No. 37-7319

W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

One of the conditions of approval of your water Permit No. 37-7319 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit

RECEIVED
OCT 1 1978



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

9/6/78

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

A handwritten signature in black ink, reading "L. Glen Saxton".

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

September 10, 1976

Re: Permit No. 37-7319

Mr. W. V. McAtee
Box 744
Hailey, ID 83333

Dear Mr. McAtee:

Enclosed for your records is a copy of the approved application for amendment in connection with the above referenced permit.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

Enclosure

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

AUG 23 1976

Department of Water Resources
Southern District Office

GORDON O. GLASMANNE, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 12 day of August,

1976, and the date of the last publication was on the 19

day of August, 1976.

Subscribed and sworn to before me this 20th

day of August, 1976.

(SEAL) Roberta J. Ketchum
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 50

Number of Insertions 2

Lines tabular at 315c

50 Lines straight at 21c 10.50

50 Subsequent lines at 15c 7.50

TOTAL COST 18.00

COPY OF NOTICE

(Paste Here)

Water Permit 37-7319

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301

NOTICE OF AMENDED AP-
PLICATION FOR WATER
PERMIT

Notice is hereby given that Application for Permit No. 37-7319 in the name of W. V. McAtee, Box 744, Hailey, Idaho, was filed for the diversion of 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

The applicant now proposes to amend Application for Permit No. 37-7319, requesting 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before August 30, 1976.

R. KEITH HIGGINSON
Director

Publish: Wood River Journal, Blaine County, August 12 and 19, 1976.

DK
8-23-76
R

August 2, 1976

Wood River Journal
P. O. Box 988
Hailey, Idaho 83333

Re: Notice of Amended Application for Water Permit No. 37-7319 - W. V. McAtee

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:pj

Enc.

Bill submitted: _____

Copy Amendment sent to Boise on 8-3-76 PJ

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that Application for Permit No. 37-7319 in the name of W. V. McAtee, Box 744, Hailey, Idaho, was filed for the diversion of 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

The applicant now proposes to amend Application for Permit No. 37-7319, requesting 10 cubic feet per second of water from a groundwater source in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Twp. 2N, Rge. 17E, B.M., Blaine County, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M., Blaine County, to be used from May 1 to October 31, for the irrigation of 520 acres within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 2N, Rge. 17E, B.M.

Any protest against the proposed amending of this application must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, on or before August 30, 1976.

R. KEITH HIGGINSON
Director

Published in the Wood River Journal on August 12 and August 19, 1976.

January 8, 1974

Re: Permit No. 37-7319

W. V. McAtee
Box 744
Hailey, Idaho 83333

Dear Mr. McAtee:

Enclosed is a copy of your approved Application for Permit No. **37-7319**. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

37 7319

November 19, 1973

RE: Application No. 37-7319 - W. V. McAtee

Hood River Journal
P.O. Box 938
Malley, ID 83333
Malley,
Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct,
that the amount claimed is legally due, after allowing all just
credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bob Haynes
District Engineer
Southern District

Bill submitted 12-13-73 by jmm

BH:jmm

Enc.: Legal Notice

37 7319

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that H. V. McAtee
Box 440, Hailey, ID
has on November 15, 1973 submitted Application No. 37-7319
for a permit to appropriate 10 cubic feet per second ~~acre feet per annum~~
of water from groundwater
by means of pump and sprinkler system
within the NE1/4, Sec. 35, T. 2N, R. 17E, B.L., Blaine County

to be used from May 1 to Oct. 31
for irrigation of 520 acres

within the S1/4, S1/4, Sec. 25, S1/4, Sec. 26, S1/4, Sec. 35: W1/4, T4, NE1/4, Sec. 35: T. 2N, R. 17E, B.L.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before December 17, 1973.

R. KEITH HIGGINSON

Director

Published in the Wood River Journal
on November 29 and December 5, 1973

37 7319

November 19, 1973

RE: Application No. 37-7319

Mr. W. V. McAtee
Box 744
Hailey, Idaho 83333

Dear Mr. McAtee:

Enclosed is your Receipt No. 11713 for Check No. 92-202 in the amount of \$115.00 for the above referenced application for permit which was received in this office on November 18, 1973.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

37 7319