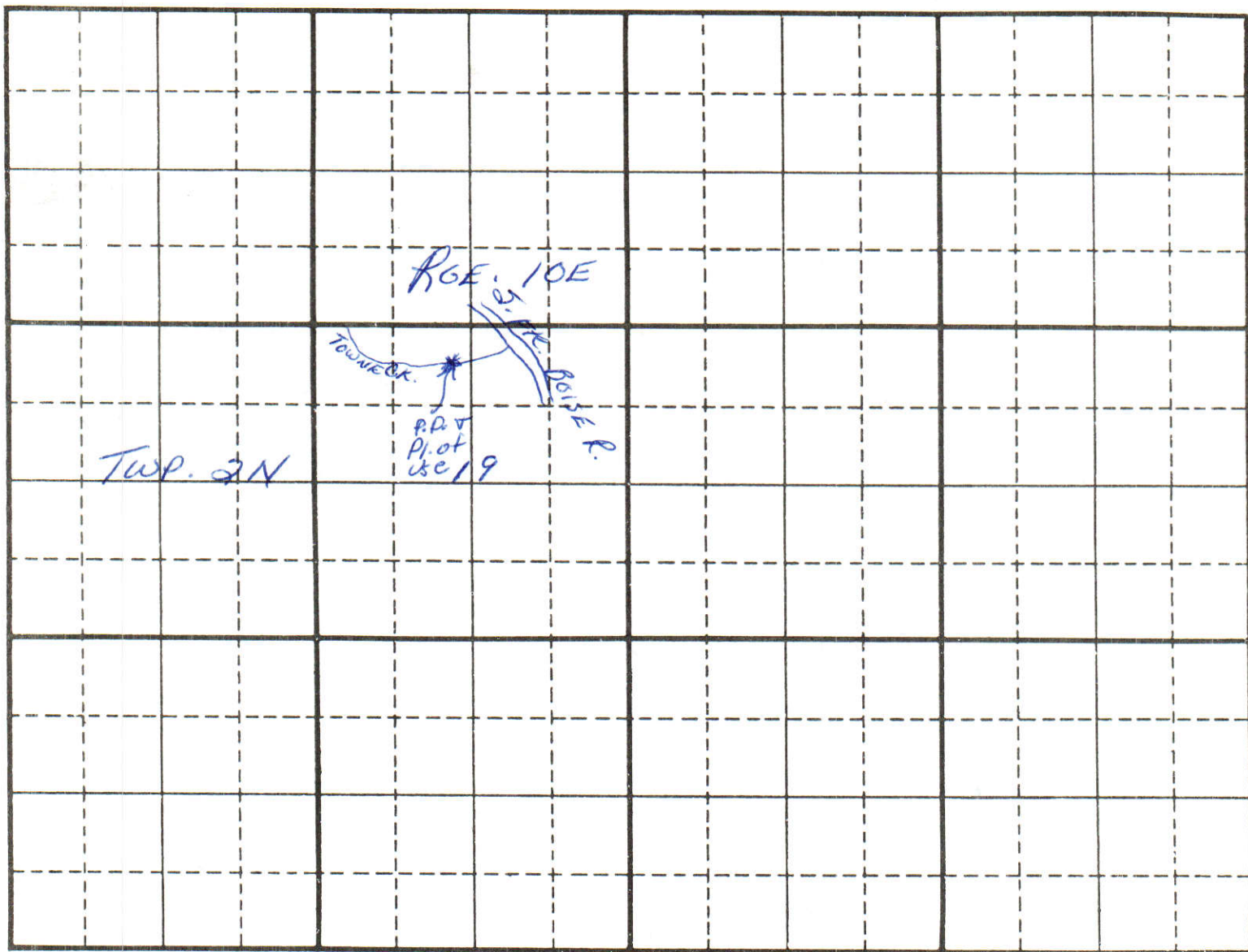


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 29 day of June, 19 83.
John M. McBay (Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by JG Date 6/24/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JG Date 6/30/83 claimant by: _____
\$30.00 fee received by JG Date 6/24/83 #31145
Published in mtw Home News
Dates 9/29 & 10/16/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that JOHN & OR MARLENE McCoy
(Name of Claimant)
600 N. 9TH E., MTN. HOME, ID 83647 Telephone No. 582-8517
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1949

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
TOWNE CREEK tributary to S. FK. BOISE RIVER

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.16</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>4/15</u>	To <u>10/15</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.16 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE 1/4 NW 1/4, Sec. 19 Twp. 2N Rge. 10E B.M., County of ELMORE
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
DITCHES & FLOOD IRRIGATION

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>2N</u>	<u>10E</u>	<u>19</u>					<u>8</u>												<u>8</u>

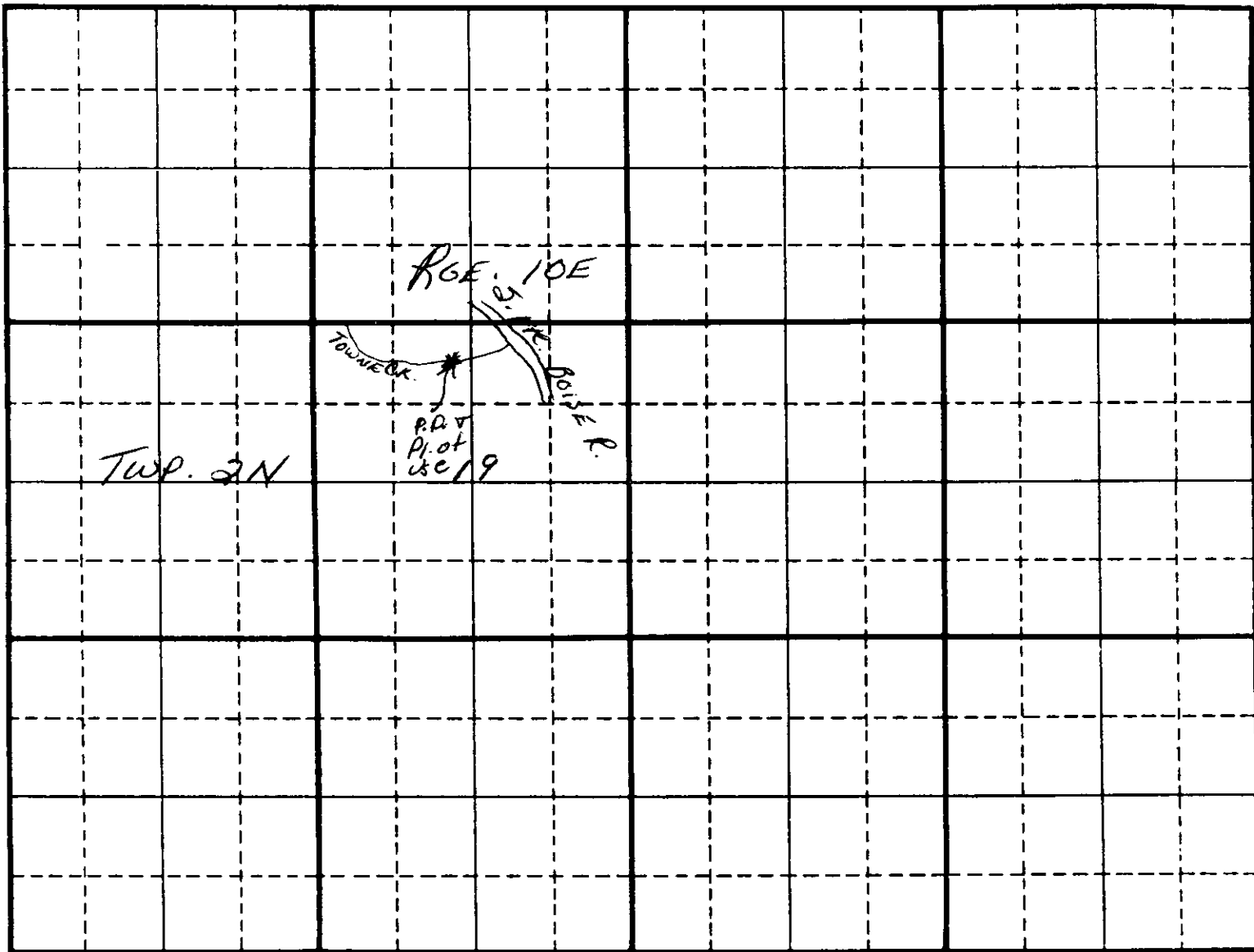
No. of acres 8

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 29 day of June, 1983.
John M. McEly
(Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>JG</u>	Date <u>6/24/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JK</u>	Date <u>6/30/83</u>		claimant by:	
\$30.00 fee received by <u>JG</u>	Date <u>6/24/83</u>	<u>#31145</u>		
Published in <u>mtw Home News</u>				
Dates <u>9/29 & 10/6/83</u>				

NOTICE OF CLAIMS
TO WATER RIGHTS

The following claims have been
filed on water rights created by div-
ersion and beneficial use:

63-5137

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: SPRING trib. to GOAT
CREEK

Priority Date: 07/01/1940

Diversion Pt: SWSE Sec 35 T 02N
R 09E

Use: STOCKWATER (0.01 CFS)

In: SWSE Sec 35 T 02N R 09E

63-5157

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: SPRING trib. to LITTLE
RATTLESNAKE CREEK

Priority Date: 07/01/1970

Diversion Pt: NWNE Sec 16 T 03N
R 07E

Use: STOCKWATER (0.01 CFS)

In: NWNE Sec 16 T 03N R 07E

63-5158

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: SPRING trib. to RAT-
TLESNAKE CREEK

Priority Date: 07/01/1970

Diversion Pt: NWSE Sec 23 T 03N
R 06E

Use: STOCKWATER (0.01 CFS)

In: NWSE Sec 23 T 03N R 06E

63-5159

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: SPRING trib. to MOORES
CREEK

Priority Date: 07/01/1960

Diversion Pt: NENE Sec 22 T 01N
R 10E

Use: STOCKWATER STORAGE
(0.1 AF); STOCKWATER FROM
STORAGE (0.1 AF)

In: NENE Sec 22 T 01N R 10E

63-5163 /JP

McCOY, JOHN &/or MARLENE
600 N. 9TH E., MOUNTAIN
HOME, ID 83647

Source: TOWNE CREEK trib. to
BOISE RIVER, SOUTH FORK

Priority Date: 04/15/1949

Diversion Pt: NENW Sec 19 T 02N
R 10E

Use: IRRIGATION (0.16 CFS)

In: NENW Sec 19 T 02N R 10E
FOR 8 ACRES

63-5166

U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL
BLDG., 324 25TH ST., OGDEN, UT
84401

Source: SPRING trib. to RAT-
TLESNAKE CREEK

Priority Date: 07/01/1970

Diversion Pt: NESW Sec 15 T 03N
R 06E

Use: STOCKWATER (0.01 CFS)

In: NESW Sec 15 T 03N R 06E

Exceptions to a claim may be filed
with the Director, Dept. of Water
Resources, Western Region, State-
house, Boise, Idaho 83720.

KEN DUNN, Dir.

Published 09/29 & 10/06/83.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters..... do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2..... consecutive weeks, the first publica-
tion having been made on the 29.... day
of September....., 1983, and
the last publication having been made on the
.....6..... day of Oct.....
1983...; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 6th....

day of October....., 1983

Eleen L. Swenson

Notary Public

RECEIVED

1 1983

Water Resources
Regional Office

WRR100
63-5163

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
20-NOV-1985 13:28:05

01 WATER RIGHT NUMBER - 63-5163

02 OLD (D) NUMBER -

03001 - MC COY ✓ LAST NAME
03002 - MC COY ✓

04001 - JOHN ✓ FIRST NAME
04002 - MARLENE ✓

05001 - C ORIG. OWNER
05002 - C

06 ADD LINE 1 - 600 N. 9TH E. ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MOUNTAIN HOME ✓

10 STATE - ID ✓

11 ZIP - 83647 ✓

12 STAGE - S STATUTORY CLAIM ✓

13 STATUS -

14001 - TOWNE CREEK ✓ SOURCE

15001 - BOISE RIVER, SOUTH FORK ✓ TRIBUTARY OF

16 DIVERSION MEANS - DITCHES & FLOOD IRR.

17 COUNTY - 39 ELMORE ✓

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .160 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

----- DIVERSION POINTS -----													
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S							
22001 - NENW	23001 - 19	24001 - 02N	25001 - 10E	26001 - 27001 -									
			28001 - 0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	

29 NON-IRRIGATION USE -

----- PLACE OF USE -----						
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 02N	32001 - 10E	33001 - 19	34001 - NENW	35001 - 08	36001 -
						TOTAL ACRES: 8 ✓

----- WATER USE -----			
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE
37001 - 0415 ✓	38001 - 1015 ✓	39001 - 01 IRRIGATION ✓	40001 - 0.160
			41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - REMARKS

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47 PRIORITY	- 15-APR-1949 ✓	55 LICENSE	-	63 TRANSFER/AMENDED	-
48 PROOF DUE	-	56 APPL RECEIVED	-	64 DLE/CAREY ACT	-
49 PROOF MADE	-	57 FIELD EXAM MADE	-	65 FLAG_1	-
50 APPROVE/DENIED-	-	58 DECREE	-	66 FLAG_2	-
51 PROTESTED	-	59 START WORK	-	67 FLAG_3	-
52 HEARING	-	60 ORDER SHOW CAUSE	-		
53 VERIFIED	-	61 DATE_1	-		

WRR100
63-5163

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 13:28:05

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 26-SEP-1983

62 DATE_2 -

98/08/11
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RS

Right Number 63-5163 Applicant McCoy

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/^{OK}notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

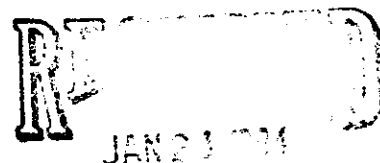
- ☒ Affidavit of publication received. 10/1/83
- ☒ Claim published correctly. MIN HOME NUMBER 30/31145
- ☒ Exceptions processed. 9/29/83 & 10/16/83

By DRS Date 1/20/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 1/24/84



RECEIVED

Department of Water Resources

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 12, 1983

JOHN MC COY
MARLENE MC COY
600 N. 9TH E.
MOUNTAIN HOME

ID 83647

RE: Claim No. 63-5163

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

63-5163

MC COY, JOHN &/or MARLENE

600 N. 9TH E., MOUNTAIN HOME, ID 83647

Source: TOWNE CREEK trib. to BOISE RIVER, SOUTH FORK

Priority Date: 04/15/1949

Diversion Pt: NENW Sec 19 T 02N R 10E

Use: IRRIGATION (0.16 CFS)

In: NENW Sec 19 T 02N R 10E FOR 8 ACRES

63-5163-

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In: NENW Sec 19 T 02N R 10E FOR 8 ACRES

