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MAY 05 2005

DEPARTMENT OF
WATER RESOURCES

May 3, 2005

R. E. Evidence of priority
No. 67-4098
~~Right No.~~ North Harnet Creek

I am writing on behalf of Vera Harrington. Johnnie died in 2003.

I am Jack Rubelt son-in-law and full time partner for the last 33 years.

I am finding it difficult to find anyone that is still here when they first started irrigating.

History:

Robert Harrington homesteaded on North Harnet Creek in the early 1880's then sold it to Glenn Harrington a son in 1930 which in turn sold it to Johnnie Harrington a brother in 1962.

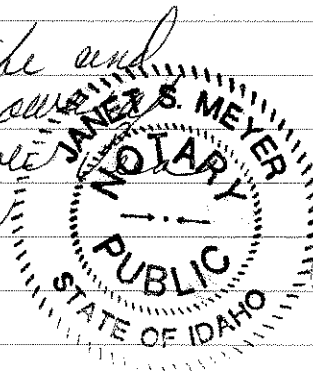
Johnnie Harrington received an award in 1989 for the North Harnet Creek Ranch being in the family for over one-hundred years.

North Harnet Creek goes dry every year in late July and August. All we have is statutory water (flood).

Sincerely

Jack Rubelt

P.S. My wife and I have Power attorney over Harrington



Janet Canyon Del F362
exp 11/3/10

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DEPARTMENT OF
WATER RESOURCES

WAIVER TO ACT AS AGENT
UNDER GENERAL POWER OF ATTORNEY

I, Vera E. Harrington, of Council, Idaho, do hereby waive and declare that I refuse and decline to act as the designated and appointed attorney-in-fact and agent of John H. Harrington of Council, Idaho, pursuant to that certain General Power of Attorney, executed by him on the 11th day of May, 1995 in Washington County, State of Idaho.

I do hereby execute this document knowing that in part 5 of the said General Power of Attorney Ava E. Rubelt and Jack Rubelt, my daughter and son-in-law are duly appointed as successor co-agents and it is in the best interest for the conduct of the affairs of the said John H. Harrington, that they be able to qualify and act as successor co-agent of the General Power of Attorney.

I sign my name to this Waiver of General Power of Attorney on this 26th day of August, 1997, at Nampa, Idaho.

Vera E. Harrington
Vera E. Harrington

STATE OF IDAHO)

: ss.

County of Canyon)

On this 26 day of August, 1997, before me personally appeared Vera E. Harrington, to me known (or proved to me on basis of satisfactory evidence) to be the person whose name is subscribed to this instrument, and acknowledged that she executed it. I declare under penalty of perjury that the person whose name is subscribed to this instrument appears to be of sound mind and under no duress, fraud or undue influence.

(SEAL)

Karen Paulson
Notary Public for Idaho
Commission expires: 4-11-2000

**WAIVER TO ACT AS AGENT
UNDER GENERAL POWER OF ATTORNEY**

I, John H. Harrington, of Council, Idaho, do hereby waive and declare that I refuse and decline to act as the designated and appointed attorney-in-fact and agent of Vera E. Harrington of Council, Idaho, pursuant to that certain General Power of Attorney, executed by her on the 11th day of May, 1995 in Washington County, State of Idaho.

I do hereby execute this document knowing that in part 5 of the said General Power of Attorney Ava E. Rubelt and Jack Rubelt, my daughter and son-in-law are duly appointed as successor co-agents and it is in the best interest for the conduct of the affairs of the said Vera E. Harrington, that they be able to qualify and act as successor co-agent of the General Power of Attorney.

I sign my name to this Waiver of General Power of Attorney on this 26th day of August, 1997, at Nampa, Idaho.

John Harrington
John E. Harrington

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 26 day of August, 1997, before me personally appeared John H. Harrington, to me known (or proved to me on basis of satisfactory evidence) to be the person whose name is subscribed to this instrument, and acknowledged that he executed it. I declare under penalty of perjury that the person whose name is subscribed to this instrument appears to be of sound mind and under no duress, fraud or undue influence.

(SEAL)

Karen Poulsen
Notary Public for Idaho
Commission expires: 4-11-2000