

HORTON FARMS

Harmon, Terry & Brandi

2574 School Road

Midvale, Idaho 83645

(208) 355-2315

Fax: (208) 355-4082

RECEIVED

DEC 07 2005

DEPARTMENT OF
WATER RESOURCES

Dept. of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, Idaho 83720-0098

To Whom It May Concern:

Water Right #67-4072

The above named water right in question has been in my family and used for irrigation and stock water since or before the 3-1-41 filing date. This portion of my farm has been in the family for over 100 years.

The original owner you list "Philip E. Horton" was my father who died April 15, 1989.

The current owner you list "Mildred M. Horton" is my mother who has supplied me with an affidavit confirming her knowledge of this water right. I bought this farm from my mother in December 1995. I should be listed as the current owner.

We have always used this water for irrigation and stock water and will continue to do so.

Thank you,



December 4, 2005

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-4072

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DEPARTMENT OF
WATER RESOURCES

WATER RIGHT NUMBER: 67-4072

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PHILIP E HORTON
	MIDVALE, ID 83645
Current Owner	MILDRED M HORTON
	2574 SCHOOL RD
	MIDVALE, ID 83645

Priority Date: 03/01/1941
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01	12/31	0.050 CFS	
IRRIGATION	3/15	11/15	1.740 CFS	
	<u>Total Diversion:</u>		1.790 CFS	

Location of Point(s) of Diversion

SPRINGS	NW1/4NE1/4NE1/4	Sec. 8,	Twp 13N,	Rge 03W, B.M.
WASHINGTON County				
SPRINGS	SW1/4SW1/4SW1/4	Sec. 4,	Twp 13N,	Rge 03W, B.M.
WASHINGTON County				

Place of UseIRRIGATION Within WASHINGTON County

T13N R03W S04	SWSW	40.0	T13N R03W S05	SESE	10.0
T13N R03W S08	NENE	23.0	T13N R03W S08	NWNE	1.0
T13N R03W S09	NWNW	13.0			

Total Acres: 87

STOCKWATER same as IRRIGATIONConditions of Approval:

- DESC. OF DIVERTING WORKS - TWO SPRINGS, BOTH FLOW INTO A DITCH TO A SMALL POND WITH PORTABLE PUMP FOR IRRIGATION. THE OVERFLOW FROM THE FIRST POND FLOWS INTO ANOTHER POND FOR STOCKWATER AND WHICH ALSO HAS A PUMP FOR IRRIGATION.

Remarks:

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DEPARTMENT OF
WATER RESOURCES

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))

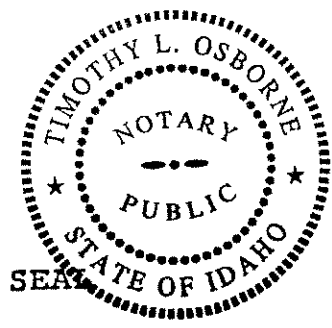
AFFIDAVIT

67-4072)

State of Idaho)
County of Washington)

Mildred M. Horton Charring being first duly sworn,
deposes and says: The above referenced water right
has been continually used for irrigation
and stock water according to the above
water right filing.

I married Philip E. Horton November
25, 1951. (Philip E. Horton died April 15,
1989) He was using the water for
livestock on that date. This water was
used for irrigation by flood irrigation
and by electric and portable pumps.



Mildred M. Horton Charring
(Signature)

Subscribed and sworn to before me this
day 2 of December, 192005.

[Signature]
(Notary Public)

Residing at Basis, ID

My Commission Expires 6/8/2011

(Use typewriter and/or black ink)

(This copy for the Bride and Groom)

STATE OF IDAHO

County of CANYON

County File No. 36678

Marriage License

KNOW ALL PERSONS BY THIS CERTIFICATE: That any regularly ordained minister of the Gospel, authorized by the rites and usages of the church or denomination of Christians, Hebrews, or religious body of which said minister is a member, or any judge or magistrate, or competent officer to whom this may come, not knowing of any lawful impediments thereto, is hereby authorized and empowered to solemnize the rites of Matrimony between:

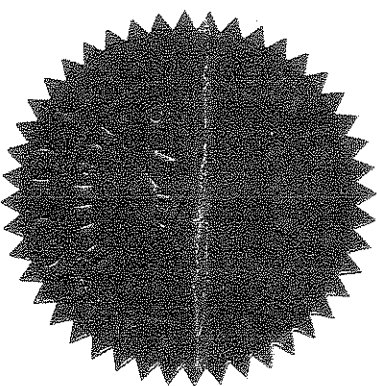
GROOM

AND

BRIDE

1. Name: **HAROLD FRANK GHARRING**
2. Address: NAMPA, CANYON COUNTY, IDAHO
3. Age: 66 4. Race: W Status: 6. WIDOWED
8. Birthplace: NELSON, NEBRASKA

9. Name: **MILDRED HORTON**
10. Address: NAMPA, CANYON COUNTY, IDAHO
11. Age: 63 12. Race: W Status: 14. WIDC
16. Maiden Name if previously married MCDONOUGH
17. Birthplace: CNTARIO, OREGON



And to certify the same to said parties, or either of them under the signature and seal, of said minister or official capacity, and thereupon is required to deliver the original to the parties so married.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at CALDWELL, CANYON County, Idaho, this 24th day of May, A.D. 1996.

NED J KERR, Recorder

Marriage Certificate

Virginia Chavis
Deputy

I, **DAROL G. ADY**, a **MINISTER**, in the County of **MERIDIAN**, in the State of Idaho, do certify that in accordance with the authority on me conferred by the above license, I did on this **24TH** day of **MAY**, in the year A.D. 19**96**, in the County of **ADA**, in the State of Idaho, solemnize the rites of matrimony between **HAROLD FRANK GHARRING** of **NAMPA**, in the County of **NAMPA**, and **MILDRED HORTON MILLER** of **NAMPA**, in the County of **NAMPA**, of the State of **IDAHO**.

WITNESS My hand at the County aforesaid, this **24TH** day of **MAY**, A.D. 19**96**.

In the presence of:
Darol G. Ady
and *Virginia Chavis*
Mailing Address **MERIDIAN, ID. 83642**



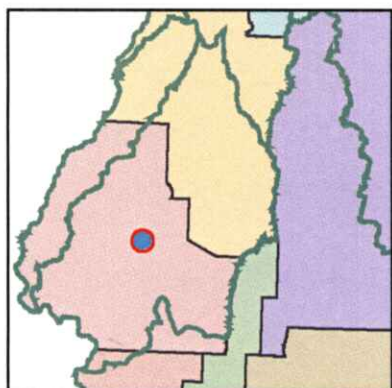
Idaho Department of Water Resources

Adjudication Claim Number: **67-4072**

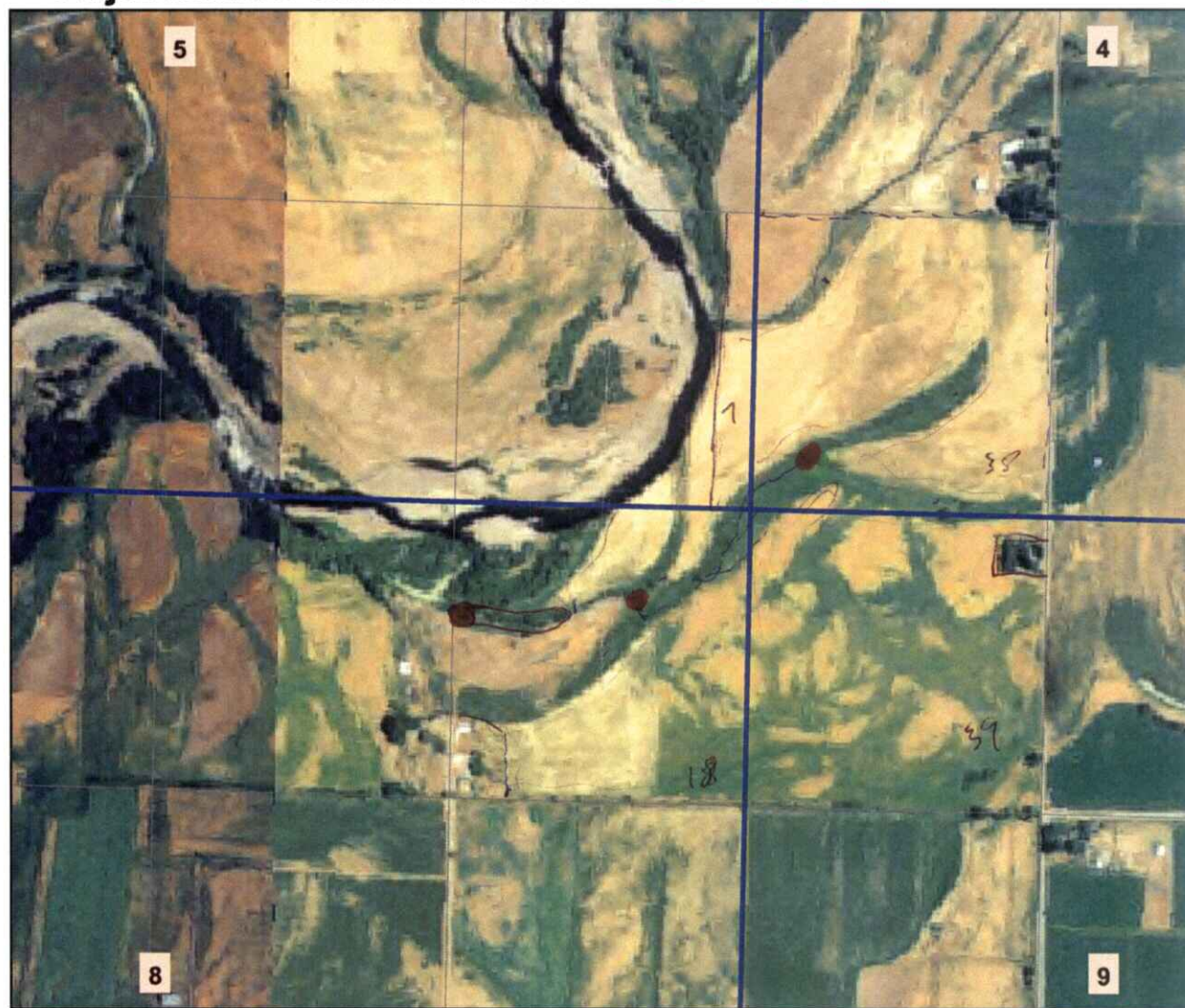
T13N R03W

Legend

- PLS Sections
- GCDBQuarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

*Points of diversion
marked by.* ●

Prepared by M. Van Bussum
On Wednesday, August 31, 2005
1987 Aerial Photography