

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED
APR - 1 2005
DEPARTMENT OF
WATER RESOURCES

- Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A7B-D2025A		X			

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APR 05 2005
WATER RESOURCES
WESTERN REGION

- The following **REQUIRED** information must be submitted with this form:
 - The appropriate **FILING FEE**. See instructions for fee amounts.
 - A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

- Name and Address of Former Owner/Claimant(s)
CHARLES G. & THEODIA M. HARRIS
BOX E NEW MEADOWS ID 83654
- New Owner/Claimant(s)
Jerry L. + Patricia A. Harris
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address
4300 Hwy 95
- City, State and ZIP Code
New Meadows, Id 83654
- New Telephone Number
(208) 347-4383
- Date you acquired the property
7/26/2000

SCANNED
NOV 16 2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A78-020254</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>2.80</u>	<u>12 AC. 24 HEAD CATTLE APPROX.</u>
Stock	<u>0.07</u>	
Domestic		
Other		
Total	<u>2.87</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Jonny L Harris
(include title if applicable) Patricia A. Harris

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by PMcA.

Date 4-1-05

Fee 25

Received by PMcA.

Date 4-1-05

Receipt No. C077329

Processed by _____

AJ Date _____

WR _____ Date _____

INSTRUMENT NO. 98642
PAGE 1 OF 2

INSTRUMENT NO.

QUIT CLAIM DEED

For Value Received JERRY HARRIS

does hereby convey, release, remise and forever quit claim unto

JERRY L. HARRIS and PATRICIA A. HARRIS, husband and wife whose address is 250 Potter Lane, McCall, Idaho, 83638

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A" WHICH IS MADE A PART HEREOF

Date: August 25, 2000

Jerry Harris
JERRY HARRIS

STATE OF IDAHO)
County of Valley) ss

On this 24th day of August in the year of 2000, before me, a Notary Public in and for the said State, personally appeared JERRY HARRIS

known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Sherda Allard
Notary Public for Idaho
Residing at: McCall Idaho
Commission expires: 12/26/06



Instrument # 98642
COUNCIL ADAMS, IDAHO
2000-09-07 01:15:13 No. of Pages: 2
Recorded for : PATRICIA HARRIS
MICHAEL FISK Fee: 6.00
Ex-Officio Recorder Deputy Deanna P. Pindel

SCANNED
NOV 16 2006

EXHIBIT A

INSTRUMENT NO. 98646
PAGE 2 OF 2

A parcel of land situated within the N1/2NE1/4 and the N1/2NW1/4 of Section 24, Township 20 North, Range 1 East, Boise Meridian, Adams County, Idaho, more particularly described as follows:

Beginning at the southeast corner of the N1/2NE1/4 of Section 24, T.20N., R.1E., B.M.;

Thence N 89°20'33"W, a distance of 4621.98 feet along the south line of said N1/2NE1/4 and the south line of said N1/2NW1/4 to a point on the easterly right-of-way line of U. S. Highway 95, Project F.A.P 51-A,B-Reop.

Thence N 16°47'05"W, a distance of 507.81 feet along the easterly right-of-way line of said U. S. Highway 95 to a point of curvature, which point is 50.0 feet right of roadway centerline station 333+33.1;

Thence along the easterly right-of-way of said U. S. Highway 95, a distance of 427.33 feet along the arc of a 2914.79 foot radius curve to the left with a central angle of 8°24'00", and a long chord bearing N 20°59'05"W - 426.95 feet to a point on tangent, which point is 50.0 feet right of roadway centerline station 337+53.1;

Thence S 64°48'55"W, a distance of 10.00 feet along the easterly right-of-way line of said U. S. Highway 95 to a point which is 40.0 feet right of roadway centerline station 337+53.1;

Thence N 25°11'05"W, a distance of 45.53 feet along the easterly right-of-way line of said U. S. Highway 95;

Thence S 89°14'16"E, parallel to the north line of said Section 24, a distance of 4955.00 feet to a point on the east line of said N1/2NE1/4;

Thence S 0°18'37"W, a distance of 908.89 feet along the east line of said N1/2NE1/4 to the point of beginning.

EXCEPTING the right-of-way of U. S. Highway 95, Project F-FR-3112(45) along the westerly side of the above described parcel of land.

984119 WARRANTY DEED

INSTRUMENT NO. 984119
PAGE 1 OF 2

For Value Received

CHARLES G. HARRIS AND THEOLA M. HARRIS,
husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

JERRY HARRIS

the grantee, whose current address is P. O. Box 4453, McCall, ID 83638

the following described premises, in Adams County, Idaho, to-wit:

See attached Exhibit A

Instrument # 98419

COUNCIL ADAMS, IDAHO
2000-07-26 09:53:49 No. of Pages: 2
Recorded for : TIMBERLINE TITLE & ESSROW
MICHAEL FISK Fee \$ 6.00
Ex-Officio Recorder Deputy *[Signature]*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

[Signature]

CHARLES G. HARRIS

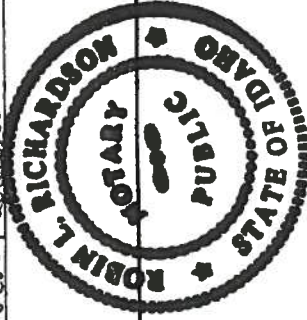
[Signature]

THEOLA M. HARRIS

STATE OF IDAHO }
COUNTY OF Adams } ss
On this 1 day of July, in the
year 2000, before me, a Notary Public, personally appeared
CHARLES G. HARRIS and THEOLA M. HARRIS
known or identified to me to be the person whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same.

[Signature]

Notary Public
Residing at New Meadows, Idaho.



INSTRUMENT No.

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the
request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder :

By _____ Deputy

Fees \$ _____
Mail to: _____

SCANNED
NOV 16 2006

CHARLES & THEOLA HARRIS to JERRY HARRIS

A parcel of land situated within the N1/2NE1/4 and the N1/2NW1/4 of Section 24, Township 20 North, Range 1 East, Boise Meridian, Adams County, Idaho, more particularly described as follows:

Beginning at the southeast corner of the N1/2NE1/4 of Section 24, T.20N., R.1E., B.M.;

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Thence S 89°14'16"E, parallel to the north line of said Section 24, a distance of 4955.00 feet to a point on the east line of said N1/2NE1/4;

Thence S 0°18'37"W, a distance of 908.89 feet along the east line of said N1/2NE1/4 to the point of beginning.

EXCEPTING the right-of-way of U. S. Highway 95, Project F-FR-3112(45) along the westerly side of the above described parcel of land.

SURVEY FOR CHARLES AND THEOLA HARRIS

WITHIN

S1/2S1/2 SECTION 13, SE1/4SE1/4 SECTION 14, & N1/2N1/2 SECTION 24

T. 20N., R. 1E., B. M.

ADAMS COUNTY, IDAHO

CERTIFICATE OF ENGINEER/SURVEYOR

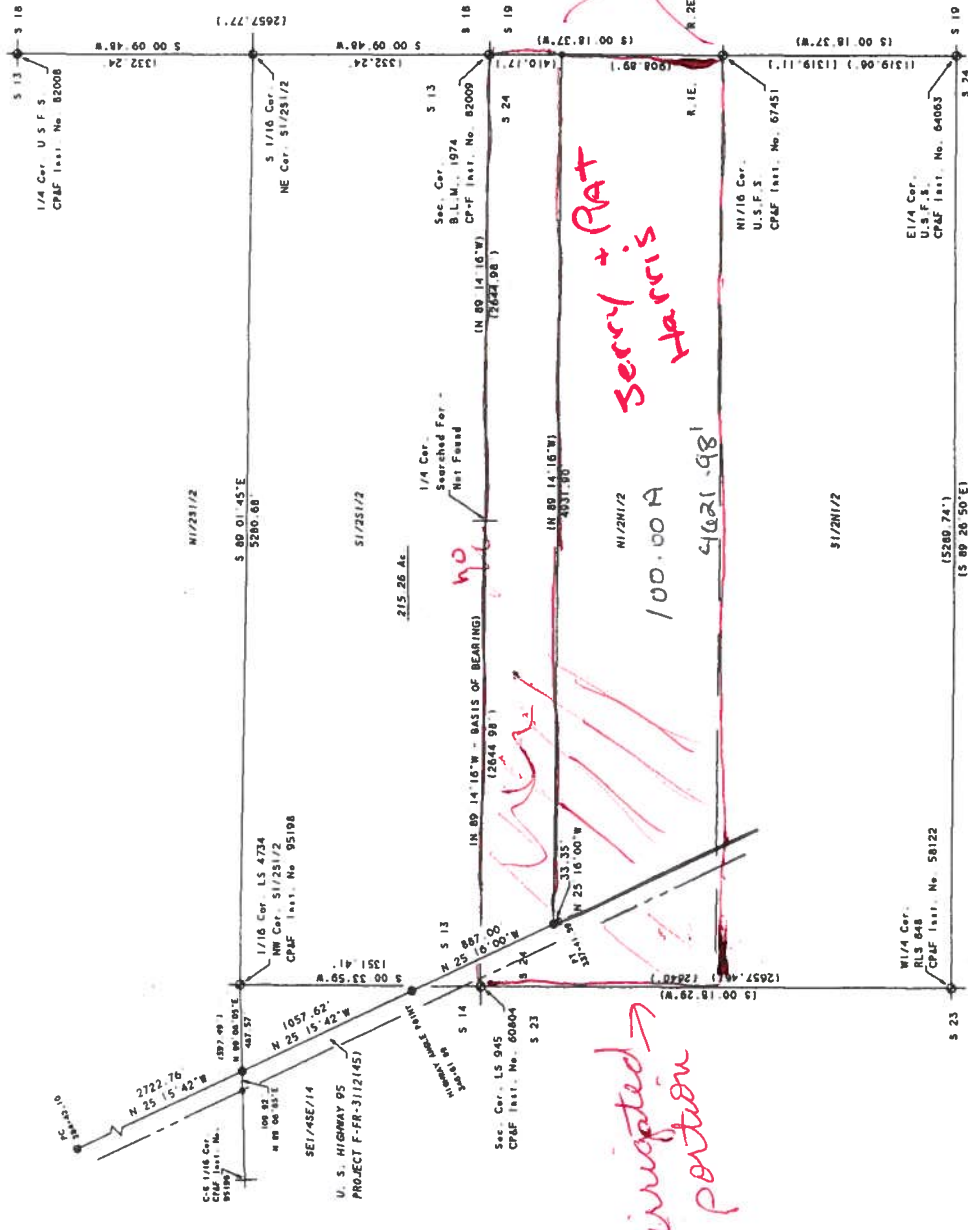
I, S. ROLAND MULLINIX, A REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THE SURVEY REPRESENTED ON THIS PLAT WAS PERFORMED BY ME OR UNDER MY SUPERVISION IN ACCORDANCE WITH THE LAWS OF THE STATE OF IDAHO IN SEPTEMBER OF 2004.



LEGEND

- ① FOUND BRASS OR ALUMINUM CAP MONUMENT
- ② FOUND IDAHO TRANSPORTATION DEPT. BRASS CAP RIGHT-OF-WAY MONUMENT
- ③ FOUND 1/2 INCH REBAR W/PLASTIC CAP MARKED MALLINIX PE/LS 2478
- ④ FOUND 1/2 INCH REBAR W/PLASTIC CAP MARKED T KERR PLS 098
- ⑤ SET 5/8 INCH REBAR W/ALUMINUM CAP MARKED PE/LS 2478
- ⑥ SET 1/2 INCH REBAR W/PLASTIC CAP MARKED MALLINIX PE/LS 2478
- ⑦ PREVIOUSLY RECORDED - MALLINIX ENGR., INC.
- ⑧ PREVIOUSLY RECORDED - KERR SURVEYING
- ⑨ PREVIOUSLY RECORDED - U. S. FOREST SERVICE
- ⑩ PREVIOUSLY RECORDED - G.L.O.

MULLINIX ENGINEERING, INC.
WEISER, IDAHO 83872
SEPTEMBER 2, 2004



REFERENCE SURVEYS

1. RECORD OF SURVEY, INST. NO. 62333, U.S.F.S.
2. RECORD OF SURVEY, INST. NO. 67297, MALLINIX ENGR., INC.
3. RECORD OF SURVEY, INST. NO. 81998, U.S.F.S.
4. RECORD OF SURVEY, INST. NO. 74472, IDAHO TRANSPORTATION DEPT.
5. RECORD OF SURVEY, INST. NO. 05293, KERR SURVEYING

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A78-02025C
Date Received: 5/25/1988
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES G. HARRIS 208-347-2605
Address: HC 75 BOX 3450
NEW MEADOWS, ID 83654
AND/OR
Name: THEOLA M. HARRIS 208-347-2605
Address: HC 75 BOX 3450
NEW MEADOWS, ID 83654

2. Date of Priority: MAY 18, 1920

3. Source: BROWN CREEK Trib. to: HARD CREEK
UNNAMED STREAMS BROWN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
20N	02E	5	SE	NE	SE		ADAMS
		8	SW	SE	NE		ADAMS
			NW	NE	SE		ADAMS
			NE	SW	SE		ADAMS
		17	NW	NE	SE		ADAMS
		20	NE	NW	SE	I	ADAMS
		30	SE	SE	NE	R	ADAMS

5. Description of diverting works:
WOOD DIVERSION STRUCTURES & GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.310		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is 196.8 Acre Feet Per Annum.

9. Non-irrigation uses:
225 HD. STEERS, 50 COWS & CALVES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	01E	13	NW	SW		IRR	5.0
			SW	SW		IRR	36.6
			SE	SW		IRR	2.0
						Section Acres	43.6
		14	NE	SE		IRR	3.0
						Section Acres	3.0
		24	NW	NW		IRR	19.0
						Section Acres	19.0
						Total Acres	65.6

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
78-4115

14. Remarks:

THIS WATER RIGHT WAS ORIGINALLY USED ON TWO SEPARATE PARCELS OF LAND THAT WERE UNDER DIFFERENT OWNERSHIP. EACH OWNER HAD 1/2 INTEREST IN THE WATER AND THE SAME PRIORITY DATE.
POINT OF INJECTION: TWN 20N, RGE 2E, SEC. 20, NE NW SE. POINT OF REDIVERSION: TWN 20N, RGE 2E, SEC. 30, SE SE NE.
THIS IS A SPLIT OFF OF A78-02025A. THIS SPLIT IS A RESULT OF A CHANGE IN OWNERSHIP. A PORTION OF THE LAND OWNED BY THE HARRIS'S WAS SOLD TO THE BREES. THIS CLAIM IS THE "A" PORTION OF THE PROPERTY STILL OWNED BY THE HARRIS'S. 2/12/91 L.R.W.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim. (A78-02025A)

[✓] Water Right Number(s): A78-2025 (Lic. No. 14574 Priority 5/18/20)

[✓] Name and Address of Former Claimant(s): CHARLES G HARRIS
THEOLA M. HARRIS

HC 75 BOX 3450

NEW MEADOWS ID - 83654

[✓] New Claimant(s): JOHN WAYNE Brees + KAREN ALICE Brees

[✓] New Mailing Address: 26865 HESTER CREEK ROAD
LOS GATOS
CALIF - 95030

New Telephone Number: (408) 248-3846

[✓] Does the change in ownership result in a splitting of the water right claimed? ✓ yes no
If yes, then describe the portion of the water right that is now claimed by the new owner:

1/2 (one half) of water rights going to Harris.
ie - 80 acres irrigated

[✓] Attach proof of ownership
Describe proof attached: copy Assessor's notices
(Proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former claimant.)

[✓] Signature of New Claimant(s): John W. Brees
Karen A. Brees

Date: 12/14/90

RECEIVED
DEC 31 1990

Department of Water Resources
Western Regional Office

This claim has been amended. This is the original filing.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A78-02025A

Date Received: 5/25/1988

Receipt No: 10000165

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES G. HARRIS 208-347-2605
Address: HC. 75 BOX 3450
NEW MEADOWS, ID 83654

AND/OR

Name: THEOLA M. HARRIS 208-347-2605
Address: HC. 75 BOX 3450
NEW MEADOWS, ID 83654

2. Date of Priority: MAY 18, 1920

3. Source: BROWN CREEK Trib. to: UNNAMED STREAM
HARD CREEK BROWN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
20N	02E	5	SE	NE	SE		ADAMS
		8	SW	SE	NE		ADAMS
			NW	NE	SE		ADAMS
			NE	SW	SE		ADAMS
		17	NW	NE	SE		ADAMS

5. Description of diverting works:
WOOD DIVERSION STRUCTURES & GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	2.800		
STOCKWATER	01/01	12/31	0.070		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
225 HD. STEERS- 50 COWS & CALVES

A78-02025A

Page 1

Date: 05/26/88

VERIFIED LKN
MICROFILMED
5/26/88
OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	01E	13	NW	SW		IRR	5.0
			SW	SW		IRR	38.0
			SE	SW		IRR	2.0
			Section Acres				45.0
		14	NE	SE		IRR	3.0
			SW	SE		IRR	3.0
			SE	SE		IRR	36.0
			Section Acres				42.0
		23	NE	NE		IRR	19.0
			Section Acres				19.0
		24	NW	NW		IRR	34.0
			Section Acres				34.0
			Total Acres				140.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
78-4115

14. Remarks:

THIS WATER RIGHT WAS ORIGINALLY USED ON TWO SEPARATE PRACELS OF LAND THAT WERE UNDER DIFFERENT OWNERSHIP. EACH OWNER HAD 1/2 INTEREST IN THE WATER AND THE SAME PRIORITY DATE. POINTS OF INJECTION: 20N 02E SEC. 20 NE NW SE-- POINTS OF REDIVE RSION 20N 02E SEC. 30 SE SE NE.

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356
Ident. Number A78-02025A
Date Received 5-10-88
Receipt Number 48815
W000165

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Charles G. or Theola M. Harris Phone (208) 347-2605

Mailing Address HC 75 Box 3450 New Meadows Zip 83654
ID

2. Date of Priority (Only one (1) per claim) May 18, 1920

3. Source of water supply (a) Brown Creek } Unnamed Stream ↓
which is tributary to (b) Hard Creek } Brown Creek ↓

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
see attached
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. wood diversion structures
and gravity ditches.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-15 to 10-15 amount 2.80 or _____

For Stockwater purposes from 1-1 to 12-31 amount 0.07 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.87 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 225 head cattle (steers) plus 50 cows and calves

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				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	
20N	1E	13										5	38	2					45
		14													3		3	36	42
		23	19																19
		24						34											34

Total number of acres irrigated 140

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A78-4115 or None ()

14. Remarks: This water right was originally used on two separate parcels of land that were under different ownership. Each owner had 1/2 interest in the water, and the same priority date.

Last Name Harris Ident No. A78-02025A

Copies of this document are available

NOV 05 1997

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 78 - 2025
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments - 3 -

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) X Theda Harris Date May 10, 1988

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 10th day of May 19 88

SEAL

Notary Public Carten Fritschle

Residing at Eagle, Id.

My Commission Expires 3-21-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Harris Ident. Number A78-02025-A

MICROFILMED
Copies of this form follow Claimant

OCT 05 1988

Points of Diversion

Twon	Rng	Sec.	1/4	of 1/4	of 1/4
20N	2E	5	SE	NE	SE
		8	~~NE~~	SW	SE
			NW	NE	SE
			SW	SE	NE
		17	NW	NE	SE

Point of Injection

Twon	Rng	Sec.	1/4	of 1/4	of 1/4
20N	2E	20	NE	NW	SE

Point of Rediversion

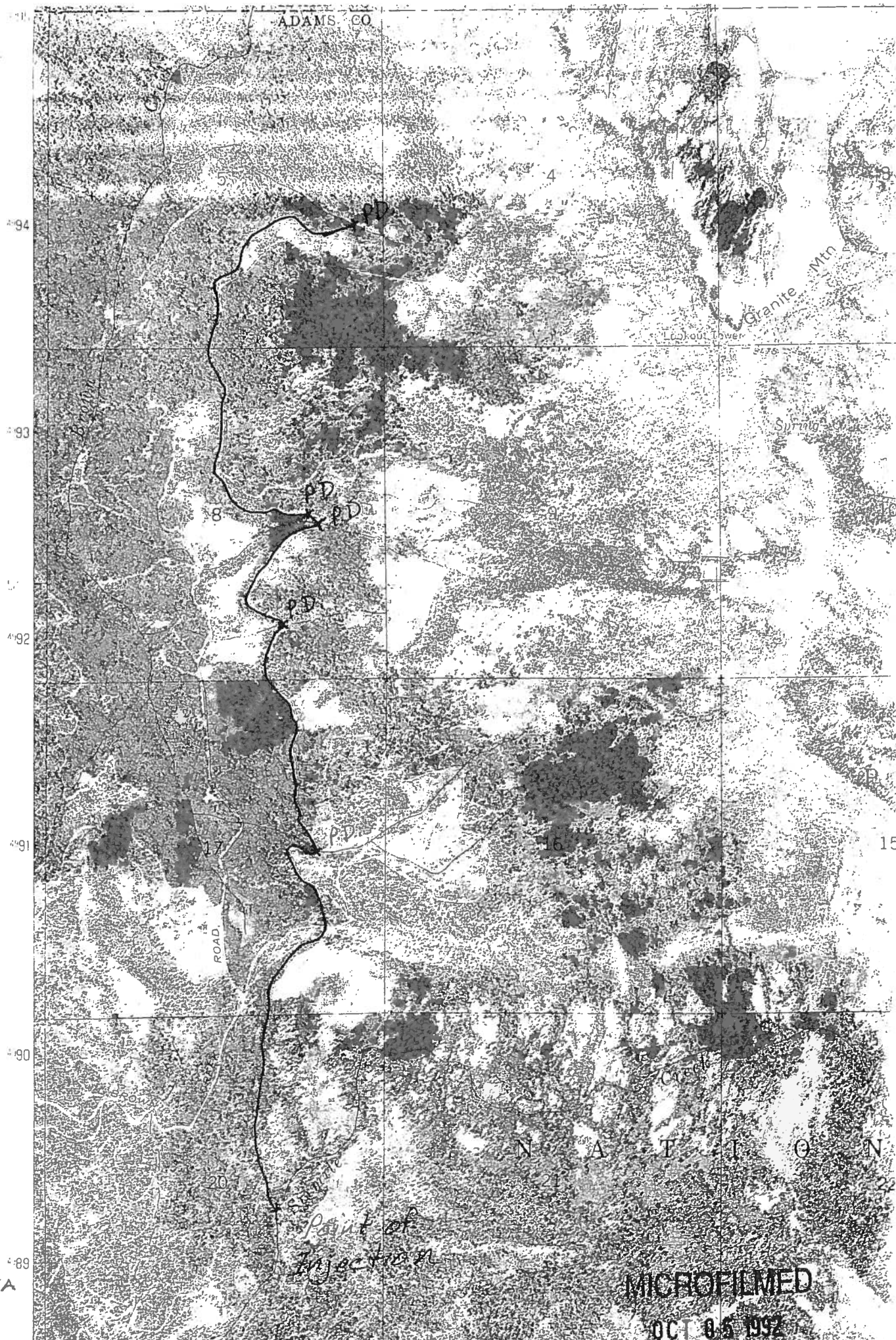
Twon	Rng	Sec.	1/4	of 1/4	of 1/4
20N	2E	30	SE	SE	NE

A78-02025A

MICROFILMED

OCT 05 1992

T 20 N



178-02025A

MICROFILMED
OCT 05 1992

12/05/2006

NOTICE OF ERROR

REPLY

RECEIVED

DEC 14 2006

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 15, 2006

Water right number: 78-12281

JERRY L HARRIS
4300 HWY 95
NEW MEADOWS ID 83654
Telephone Number: (208) 347-4383

PATRICIA A HARRIS
4300 HWY 95
NEW MEADOWS ID 83654
Telephone Number: (208) 347-4383

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-12-06 SIGNATURE: Jerry L. Harris Patricia A. Harris
Please print your name: Jerry L. Harris Patricia A. Harris

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 14 2006

✓kw

12/05/2006

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

RIGHT NUMBER: 78-12281

NAME AND ADDRESS: JERRY L HARRIS
4300 HWY 95
NEW MEADOWS ID 83654

PATRICIA A HARRIS
4300 HWY 95
NEW MEADOWS ID 83654

SOURCE: BROWN CREEK
UNNAMED STREAMS

TRIBUTARY: HARD CREEK
TRIBUTARY: BROWN CREEK

Point of injection into and points of redirection from Sixmile Creek.

QUANTITY: 0.300 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/18/1920

POINT OF DIVERSION:

T20N R02E S5 NESE Within ADAMS County
T20N R02E S8 NESE Within ADAMS County
T20N R02E S8 NESE Within ADAMS County
T20N R02E S8 SWSE Within ADAMS County
T20N R02E S17 NESE Within ADAMS County
T20N R02E S20 NWSE Injection Within ADAMS County
T20N R02E S30 SENE Rediversion Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.300 CFS
STOCKWATER	01/01 12/31	0.010 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T20N R01E S24 NWNW 15.00

STOCKWATER same as IRRIGATION

15 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Stockwater use is for 24 range cattle.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 78-2025C.

78-12281





Idaho Department of Water Resources

SRBA Recommendation:

78-12281

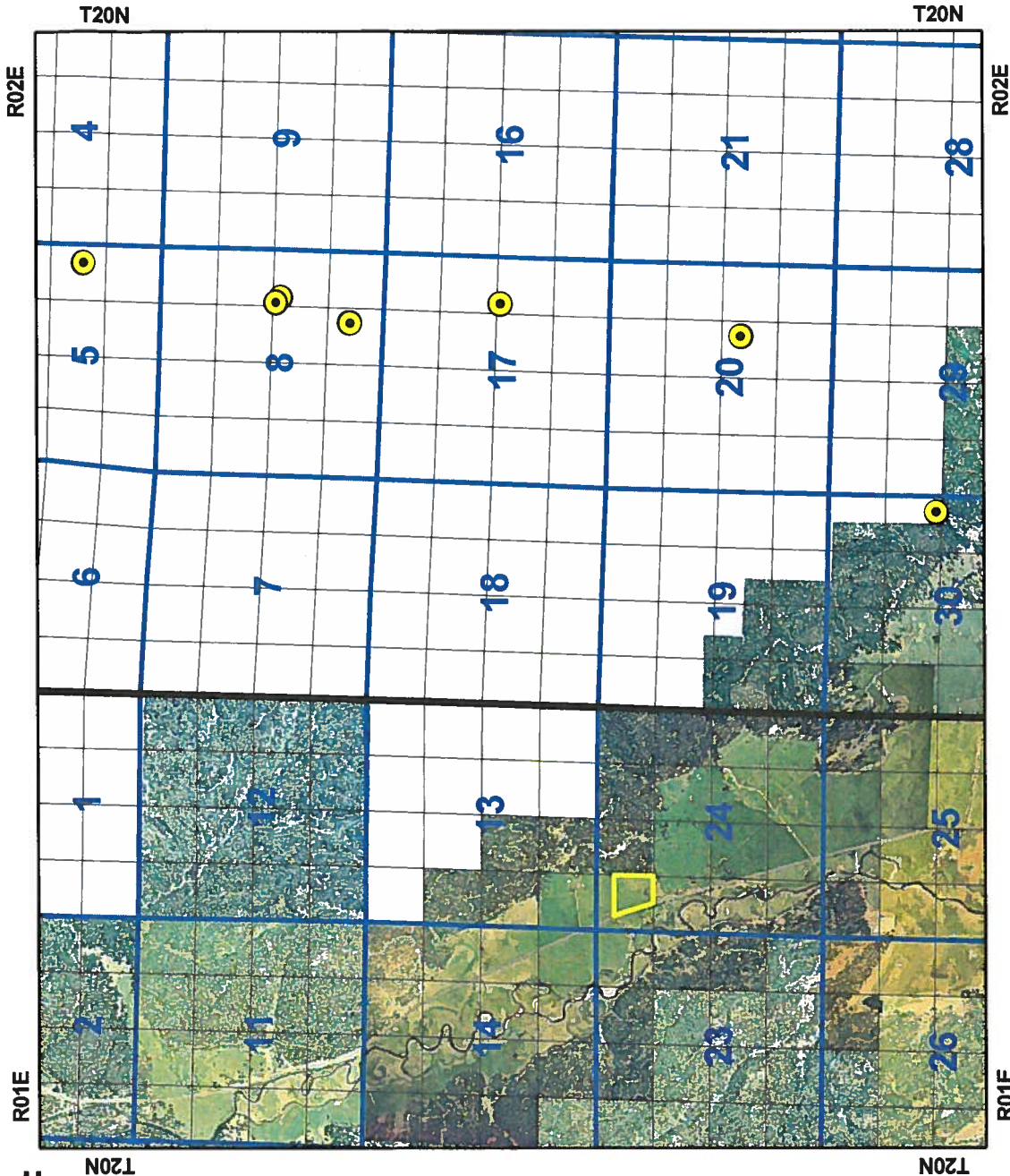
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 78



0 2 4 Miles

Prepared by K. Walker
On Tuesday, December 5, 2006
1987/88 Aerial Photography

Type	WR #	Owner	Source	TRs	NENE	NWAE	SJWE	NENW	NNNW	SWNW	SENW	NSHW	SNHW	NESE	NWSE	SWSE	SESE	Total
Claim	78 4080	ALVIN H HALL, LINNEA L HALL,	BROWN CREEK, SIXMILE CREEK, UNNAMED STREAMS	20N01E24			28			10	39	38	2		38	19	37	16
Claim	78 12280	THEOLA M HARRIS, CHARLES G HARRIS,	BROWN CREEK, UNNAMED STREAMS	20N01E24					19						19			19
Claim	78 12281	THEOLA M HARRIS, CHARLES G HARRIS,	BROWN CREEK, UNNAMED STREAMS	20N01E24					19									19
Claim	78 20259	ALVIN H HALL, LINNEA L HALL,	BROWN CREEK, UNNAMED STREAMS	20N01E24			28			10	39	38	2		38	19	37	16
Claim	78 20258	KAREN ALICE BREENS, JOHN WAYNE BREENS,	BROWN CREEK, UNNAMED STREAMS	20N01E24					15									15
Rec	78 12280	ALLAN RANSTROM, PAMELA RANSTRÖM,	BROWN CREEK, UNNAMED STREAMS	20N01E24				0.5										0.5
Rec	78 12281	JERRY L HARRIS, PATRICIA A HARRIS,	BROWN CREEK, UNNAMED STREAMS	20N01E24					15									15
Rec	78 20258	ALVIN HIHALL, LINNEA L HALL,	BROWN CREEK, UNNAMED STREAMS	20N01E24			23			10	40	39	1.6		32	20	38	39
Rec	78 2025D	JOHN WAYNE BREENS, KAREN ALICE BREENS,	BROWN CREEK, UNNAMED STREAMS	20N01E24					8.8	2.5								202.6
Pright	78 2025D	FRANK D DELBAERE, W H CAMPBELL,	BROWN CREEK, UNNAMED STREAMS	20N01E24						40								17.3
Pright	78 4080	ALVIN H HALL,	LANDERS CREEK, UNNAMED STREAM	20N01E24			40			12	40	40	9		25	35	40	190
Claim	78 10213	CHARLES G HARRIS, THEOLA M HARRIS,	SIX MILE CREEK, UNNAMED STREAM	20N01E24					34						40	40	40	40
Pright	78 4170	ALVIN H HALL,	UNNAMED STREAM	20N01E24			25											34
Pright	78 4170	LINNEA L HALL, ALVIN H HALL,		20N01E24			28			10	39	38	2		38	19	37	16

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 78-12281 V1

WATER RIGHT NUMBER: 78-12281 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	THEOLA M HARRIS PO BOX E NEW MEADOWS, ID 83654 (208)347-2605
Original Owner	CHARLES G HARRIS PO BOX E NEW MEADOWS, ID 83654 (208)347-2605
Current Owner	JERRY L HARRIS 4300 HWY 95 NEW MEADOWS, ID 83654 (208) 347-4383
Current Owner	PATRICIA A HARRIS 4300 HWY 95 NEW MEADOWS, ID 83654 (208) 347-4383

*ownership change says 12 ac
shape = 17
allow 15*

Priority Date: 05/18/1920

Basis: License

Status:

SourceBROWN CREEK
UNNAMED STREAMSTributaryHARD CREEK
BROWN CREEKBeneficial Use

IRRIGATION ✓

STOCKWATER ✓

use standard

From To
~~4/15 to 10/15~~
3/1 10/31
1/01 to 12/31 ✓

Diversion Rate~~1.310 CFS~~ 0.30~~0.070 CFS~~ 0.01Total Diversion:~~1.380 CFS~~ 0.30Annual Volume

N/A

Location of Point(s) of Diversion

UNNAMED STREAMS	SW1/4SE1/4	Sec. 8, Twp 20N, Rge 02E, B.M.
ADAMS County		
UNNAMED STREAMS	NW1/4SE1/4	Sec. 20, Twp 20N, Rge 02E, B.M.
ADAMS County	(Injection)	
UNNAMED STREAMS	NE1/4SE1/4	Sec. 8, Twp 20N, Rge 02E, B.M.
ADAMS County		
BROWN CREEK	NE1/4SE1/4	Sec. 17, Twp 20N, Rge 02E, B.M.
ADAMS County		
UNNAMED STREAMS	NE1/4SE1/4	Sec. 8, Twp 20N, Rge 02E, B.M.
ADAMS County		
UNNAMED STREAMS	SE1/4NE1/4	Sec. 30, Twp 20N, Rge 02E, B.M.
ADAMS County	(Rediversion)	
UNNAMED STREAMS	NE1/4SE1/4	Sec. 5, Twp 20N, Rge 02E, B.M.
ADAMS County		

*per ownership change
→ 24 × 0.00022 = 0.01 cfs*

*stock = 24 hd.
N05, N08
X02*

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 78-12281 V1

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
20N	01E	24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	17.0

Total Acres: 17

STOCKWATER same as IRRIGATIONConditions of Approval:

1. X02 Stockwater use is for 24 range cattle.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. G02 Point of injection into and points of rediversion from Sixmile Creek.
5. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. This right is a split from former right 78-2025C.
7. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Remarks:Comments:

1. kwalker 12/1/2006 Ownership Change
Comment: This claim is a portion of Claim 78-2025C. Claim was split due to ownership change submittal of 4/1/2005.
2. kwalker 12/1/2006 Claim Remarks
Comment: THIS WATER RIGHT WAS ORIGINALLY USED ON TWO SEPARATE PARCELS OF LAND THAT WERE UNDER DIFFERENT OWNERSHIP. EACH OWNER HAD 1/2 INTEREST IN THE WATER AND THE SAME PRIORITY DATE.
POINT OF INJECTION: TWN 20N, RGE 2E, SEC. 20, NE NW SE. POINT OF REDIVERSION: TWN 20N, RGE 2E, SEC. 30, SE SE NE.
THIS IS A SPLIT OFF OF A78-02025A. THIS SPLIT IS A RESULT OF A CHANGE IN OWNERSHIP. A PORTION OF THE LAND OWNED BY THE HARRIS WAS SOLD TO THE BREES. THIS CLAIM IS THE A PORTION OF THE PROPERTY STILL OWNED BY THE HARRIS. 2/12/91 L.R.W.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 78-12281 V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

MEMORANDUM

TO: File 78-2025D, 78-12280 and 78-12281

FROM: KAY WALKER *Kay*

RE: Acres under 78-2025A

Date: December 4, 2006

.....

When Claim 78-2025A was filed it was for the irrigation of 140 acres and 2.8 cfs submitted by Charles Harris. The claim was split into 78-2025C (Harris for 65.6 acres) and 78-2025D (Brees for 74.4 acres). According to Mr. Brees the deed for his property stated that they were to split right 78-2025A in half. When the right was split, Brees obtained 74.4 acres leaving Harris with 65.6 acres (for a total of 140 acres).

In preparing recommendations for these rights, I found that the Brees portion should be 66 acres, leaving 74 acres to be split between 78-12280 (Ranstrom) and 78-12281 (Jerry Harris). Recommendations have been prepared as described herein.

Right 78-2025 has been recommended as follows:

78-2025B	2.80 cfs/140 acres
78-2025D	1.32 cfs/ 66 acres
78-12280	1.18 cfs/ 59 acres
78-12281	<u>0.30 cfs/ 15 acres</u>
	5.60 cfs/280 acres

Right 78-2025 has been claimed and recommended in full.

State of Idaho

License and Certificate of Water Right

Water License No. 14574
Water District No.

Amount 5.6
Priority 5-18-20

THIS IS TO CERTIFY that FRANK D. DELBAERE & W. H. CAMPBELL of New Meadows, made application for a permit to appropriate the public waters of the State of Idaho, dated February 24, 1920; that Permit No. 14574 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6 second feet, was issued thereunder on August 26, 1924, showing that said works were completed on the 23rd day of August, 1924; and that on the 26th day of May, 1930,

FRANK D. DELBAERE & W. H. CAMPBELL

of New Meadows, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Brown's Creek & tributaries, a tributaries of Little Salmon River, for the purpose of irrigation and domestic use, under Use Permit No. 14574 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3747, on the 9th day of November, 1933;

The right hereby confirmed dates from May 18, 1920;

The Point of Diversion is located (Brown's Creek) in the SW 1/4 NE 1/4, Sec. 17, Tp. 20 N., R. 2 E., B. M. Adams County. (See Remarks for diversions from tributaries)
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
20 N	1 E	13	SW 1/4 SW 1/4	40	40
			SE 1/4 SE 1/4	40	30
		14	NE 1/4 NE 1/4	40	30
			NW 1/4 NW 1/4	40	40
		24	NE 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	25
			NW 1/4 SE 1/4	40	35
			SW 1/4 SE 1/4	40	40
		(Remarks): Tributary	No. 1 NW 1/4 SE 1/4, Section 8,		
			No. 2 NE 1/4 NE 1/4, "	8,	28
			No. 3 SE 1/4 SE 1/4, "	5,	
			No. 4 NE 1/4 SE 1/4, "	5,	
			No. 5 NE 1/4 NE 1/4, "	5, all in T. 20 N., R. 2 E., B. M. Adams County.	

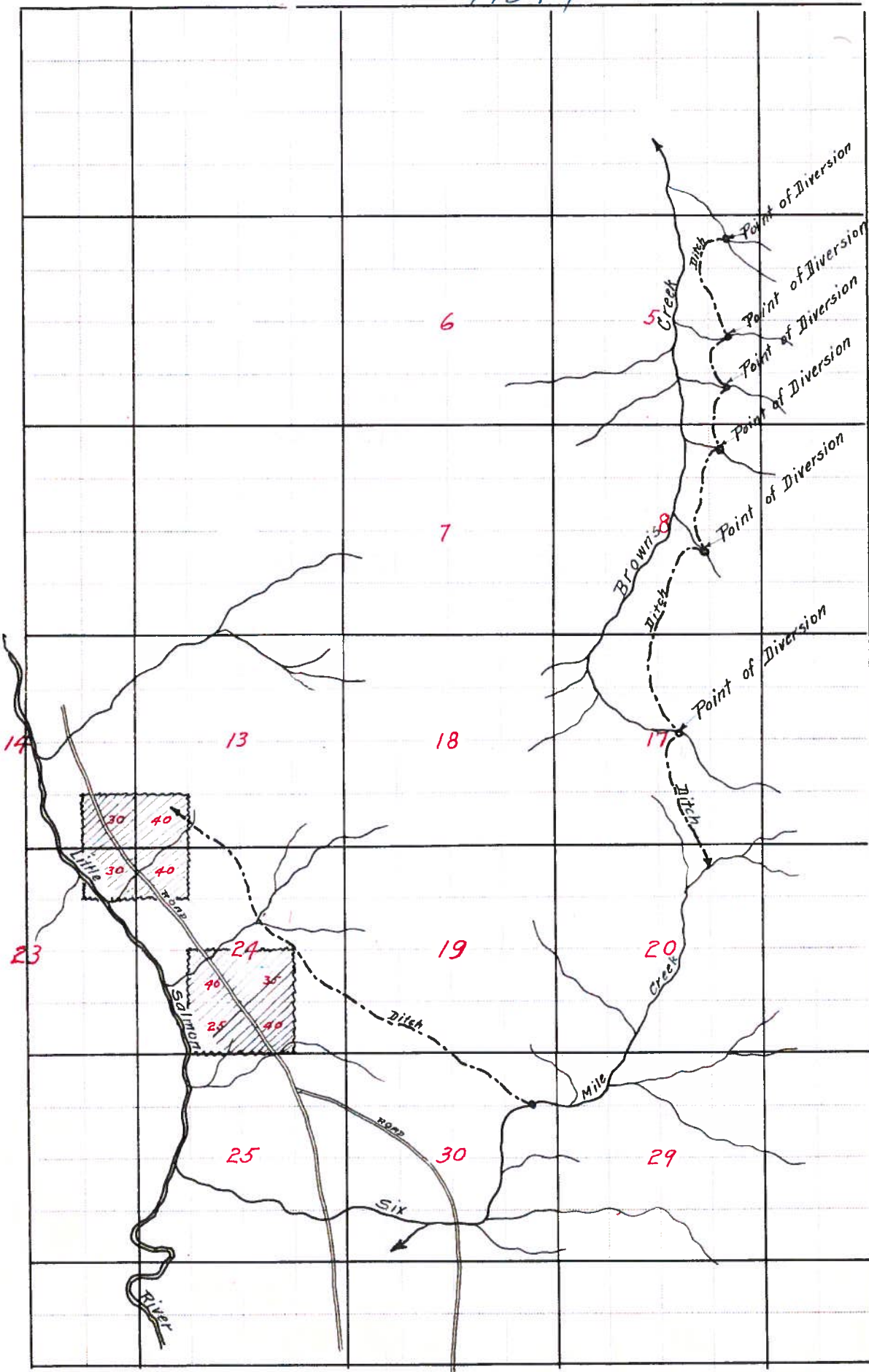
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, on the 9th day of November, 1933.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

14575



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

FEB-6-1931

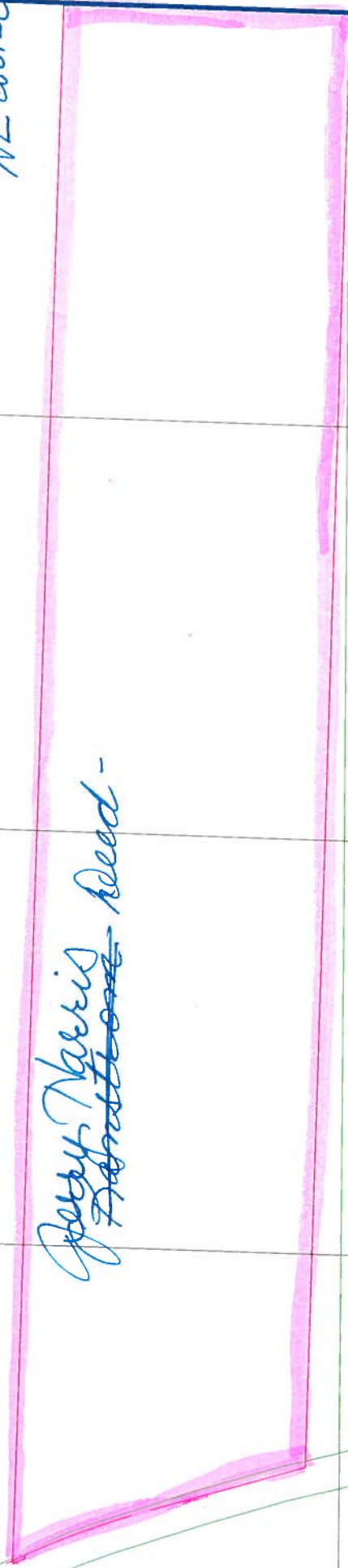
78-12281.dcs in Reed Plotter

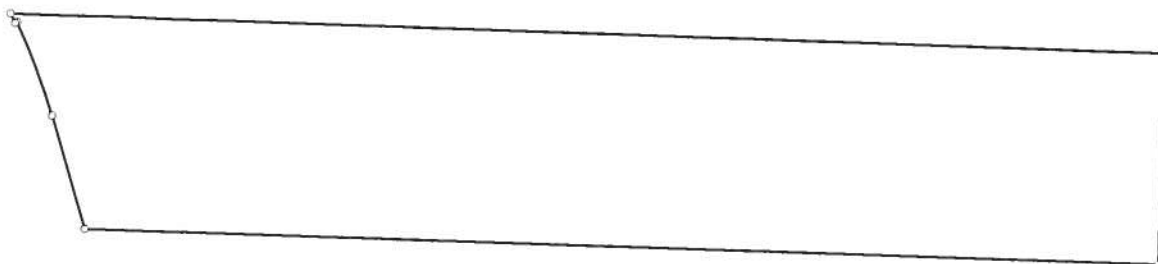
78-12281.dxf → Jerry Harris ~~Reed~~.shp in Arc View

kw
12-4-06

Sec. 20, 20N, 1E
NE corner

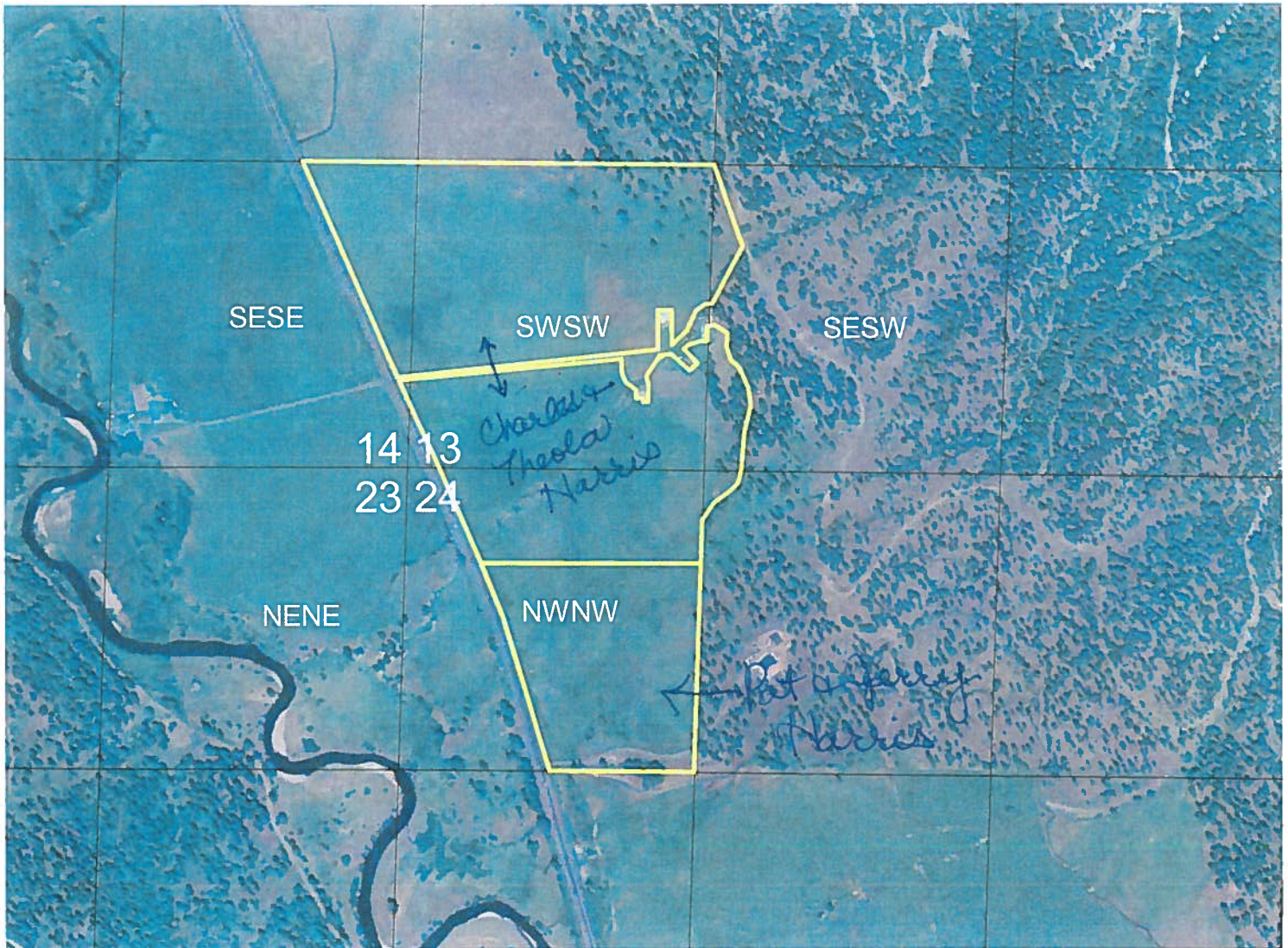
Jerry Harris ~~Reed~~ -





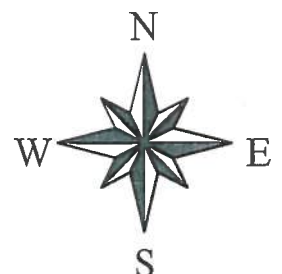
Title:		Date: 12-04-2006
Scale: 1 inch = 828 feet	File: 78-12281.des	
Tract 1: 40.4663 Hectares: 404662.5 Sq M.: Closure = n17.3234w 0.02 M.: Precision =1/194236: Perimeter = 3498 M.		
001=N+1542460.90M E+2321247.56M	005: Lt, R=2714.79, Arc=427.33 Bng=N20.5905W, Chd=426.95	009=S00.1837W 908.89
002=ROTATE +1.20	006=S64.4855W 10	
003=N89.2033W 4621.98	007=N25.1105W 45.53	
004=N16.4705W 507.81	008=S89.1416E 4955.00	

78-2025C



900 0 900 1800 2700 Feet

T20N R01E S13
S14 S23 & S24





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 12, 2005

JERRY AND PATRICIA HARRIS
4300 HWY 95
NEW MEADOWS ID 83654

RE: Snake River Basin Adjudication (SRBA)
Notice of Change of Water Right Ownership Fee
Notice of Claim to a Water Right #78-2025C

Dear Claimants:

The Notice of Claim referenced above is still pending before the SRBA District Court; therefore, no fees were due. The refund process has been initiated with the State Auditor's Office for the \$25.00 fee you paid on receipt #C077329. You should receive a check soon.

Please don't hesitate to contact me if you have questions or need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', is written over a horizontal line.

Donald V. Shaff, MPA
Manager, Adjudication Technical Section

DVS:ss:region

REFUND REQUEST

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: S. Sherman Date: 10-6-05
 SUBJ: Receipt No. C077329 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR Jerry & Patricia Harris
 Address 4380 Hwy. 95
New Meadows ID 83654

Claimant(s) if NOT Payor —
 Refund Amount \$ 25. — Claim Location (Region/Claimant) (state of c)
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt # C077329
 S.O. Verified Ext. by — on — D.B. Query by —
 Refund Generated By () Agent () Claimant (✓) Sally Sherman
 Refund Category:
 insufficient fees / claim incomplete / withdrawn (o-pmt)

Date of Last Correspondence (copy attached) —

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>78-20251C</u>	<u>01</u>	<u>\$25. —</u>	<u>0</u>	<u>C077329</u>
		\$		
		\$		
		\$		
		\$		
Total		<u>\$25. —</u>	<u>\$ 0</u>	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y (N)
No fee req'd for change.

Region AJ Spvsr. Approval — S.O. AJ Spvsr. Approval 07 10-7-05
 Don Shaff Approval 07 10-13-05 Hold — To Fiscal 10-14-05
 Logged 10-6-05
 Data Base Modified? Y/N NA A &/or R Records By — on —