

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-79F V1

WATER RIGHT NUMBER: 67-79F V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VIRGINIA GOVEDARE 2301 BLACK OAK WAY ASHLAND, OR 97520 (541)482-4595
Current Owner	PHILIP GOVEDARE 2301 BLACK OAK WAY ASHLAND, OR 97520 (541)482-4595

*Amended Director's Report
sent 12/12/2007
See scanned docs
MVB 12/12/2007*

Priority Date: 06/01/1890

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.056 CFS	
	<u>Total Diversion:</u>	0.056 CFS	

Location of Point(s) of Diversion

WEISER RIVER	NW1/4SE1/4	Sec. 1, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
17N	01W	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	4.5
																			4.5

Total Acres: 4.5

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.
3. 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-79F V1

Comments:

1. segbert 7/2/2004 Priority Date

Comment: They did not claim the 6-1-1890 date on the decree

2. segbert 7/2/2004 Quantity

Comment: Cannot verify quantity

3. mvanbussum 11/14/2006 Priority Date

Comment: The claimants filed on 67-2053 and used the 67-79 decreed priority date on the 67-2053 claim. They used the 67-2053 priority date on this claim. Recommend priority date as claimed unless we receive an amended claim.

4. mvanbussum 12/12/2007 Amended claim

Comment: Per amended claim, changed recommended priority date from 5/27/1910 to 06/01/1890. The 1890 date is the date in the Muir v. Allison decree.

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:

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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	7/2/2004 1:30:40 PM	segbert			Active
POD	7/2/2004 1:34:36 PM	segbert			Active
Source	7/2/2004 1:34:50 PM	segbert			Active
POU	7/2/2004 1:35:26 PM	segbert			Active
Use	7/2/2004 1:41:59 PM	segbert			Active
Season	7/2/2004 1:42:20 PM	segbert			Active
Quantity	7/2/2004 1:43:14 PM	segbert			Active
Contacts	11/14/2006 5:00:01 PM	mvanbussum			Active
Priority Date	11/14/2006 5:00:14 PM	mvanbussum			Active
POD	11/14/2006 5:00:34 PM	mvanbussum			Active
Source	11/14/2006 5:00:59 PM	mvanbussum			Active
POU	11/14/2006 5:02:37 PM	mvanbussum			Active
Use	11/14/2006 5:03:23 PM	mvanbussum			Active

11/23/2007

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

RIGHT NUMBER: 67-79F

NAME AND ADDRESS: VIRGINIA GOVEDARE
2301 BLACK OAK WAY
ASHLAND OR 97520

PHILIP GOVEDARE
2301 BLACK OAK WAY
ASHLAND OR 97520

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.056 CFS

This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.

PRIORITY DATE: 05/27/1910

POINT OF DIVERSION:

T17N R01W S1 NWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.056 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S02 SWSE 4.50

4.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

WR History

67-79	Boggsstaff
79	0.9
72	0
0	0.0125
Average calculated at 67.9 in per acre as decreed	

Split history for Decreed Right 67-79

Claim History

67-79A	Widson	12.2	S.2
67-79B	Hawkins	0.15	S.2
67-79C	Jepsen	0.7	S.1 (S.2)
67-79D	Fisher	0.5	S.1 & S.12 ?
67-79E	Barrett	0.08	S.1
67-79F	Gondwe	0.14	S.2
67-79G	Dixon	0.18	S.1
67-79H	Hohle	0.14	S.2
67-79J	Hendon	5	S.2
67-79K	Moyer	0.6	S.1 & S.2
67-79L	DeFreitas	0.22	S.2
67-79M	Mc Laughlin	0.6	S.2
		0.5	AF

Recommendation

67-79A	Widson	0.6825	not in decreed POU
67-79B	Hawkins	0.075	not in decreed POU
67-79C	Jepsen	0.24125	not in decreed POU
67-79D	Fisher	19.3	Per FE 10/22/2007, Fisher says he uses the Januk POD and not the Glendale ditch
67-79E	Barrett	0.015	appears to be Michele Harzen
67-79F	Gondwe	0.05625	not in decreed POU, also has license 67-2053AD out of Weaser R for this ground w/ same priority date (disallowed and not at Lost Valley from Lost Creek) Claims priority date for Lost Creek decrease (possibly confused priority dates)
67-79G	Dixon	0.0825	More like sub, not really actively irrigated Had trouble determining POU
67-79H	Hohle	0.0525	not in decreed POU
67-79J	Hendon	4.2	not in decreed POU and not apparent use Mostly covered by RM Jepsen claim, which is also not in decreed POU N part is above ditch Irrigation is purpose of use, but did not claim ds
67-79K	Moyer	0.1875	Recommend part in decreed POU
67-79L	DeFreitas	0.0275	not in decreed POU
67-79M	Mc Laughlin	0.0125	Claim includes storage, which was not part of original decree



1. Last updated 10-9-2007 (Invashussum)
For digital copy of Excel spreadsheet file: See Monica Van Bussum

Sum CFS =	2.834
Sum Acres =	128.8
Sum AF =	3.5
Extra CFS =	-2.054
Extra Acres =	-56.8
Extra AFA =	-3.5

Sum CFS =	0.83
Sum Acres =	66.6
Sum AF =	N/A
Extra CFS =	0.068
Extra Acres =	5.4
Extra AFA =	N/A

Priority Date Data Entry Form

Claim Number 67-79F

Claimed Priority Date: 5/27/1910

Claimed Basis: Decreed

☒ **Use Claimed Priority Date and Basis as Recommended Priority Date and Basis**

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date ____

Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Used wrong priority date on claim. Until we
receive amended claim, have to recommend
this one.

Reviewer: MVBDate: 10/9/2007

Point of Diversion and Source Data Entry Form

Claim Number 67-79F

Claimed Point of Diversion and Source

T17N R01W S1 NESESW Within ADAMS County Source: WEISER RIVER SNAKE RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? _____

Document how the POD and Source were verified:

POD is Glendale Ditch 2310158
1517971

When on property, could not find ~~the~~ where buried pipe enters their property. Found no evidence of irrigation or irrigation equipment or infrastructure. Per neighbor Nancy Hawkins, she has been on ^{neighboring} property since 1988 and it has never been irrigated in that time. Hawkins indicates Govedares are on property only ~~very~~ rarely.

Reviewer: MVB

Date: 10/9/2007

Place Of Use Data Entry Form

Claim Number 67-79F

Claimed Place Of Use

T17N R01W S02 SWSE 4.50

Total Acres 4.5

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 67-79F

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

--	--	--	--	--

--	--	--	--	--

--	--	--	--	--

Document how the Purpose of Use was verified:

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 67-79F

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/01	12/01	0.14	
Overall Diversion Rate	0.14	Overall Diversion Volume		

Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Overall Diversion Rate		Overall Diversion Volume		

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: _____

Date: _____

Contacts Data Entry Form

Claim Number: 67-79F

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	VIRGINIA GOVEDARE	2301 BLACK OAK WAY	ASHLAND	OR	97520	(541)482-4595
Current Owner	PHILIP GOVEDARE	2301 BLACK OAK WAY	ASHLAND	OR	97520	(541)482-4595

Comment for 1: Desktop review.

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Reviewer: _____

Date: _____

11/14/2006

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

RIGHT NUMBER: 67-79F

NAME AND ADDRESS: VIRGINIA GOVEDARE
2301 BLACK OAK WAY
ASHLAND OR 97520

PHILIP GOVEDARE
2301 BLACK OAK WAY
ASHLAND OR 97520

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.056 CFS

This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.

PRIORITY DATE: 05/27/1910

POINT OF DIVERSION:

T17N R01W S1 NESESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.056 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S02 SWSE 4.50

4.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Idaho Department of Water Resources



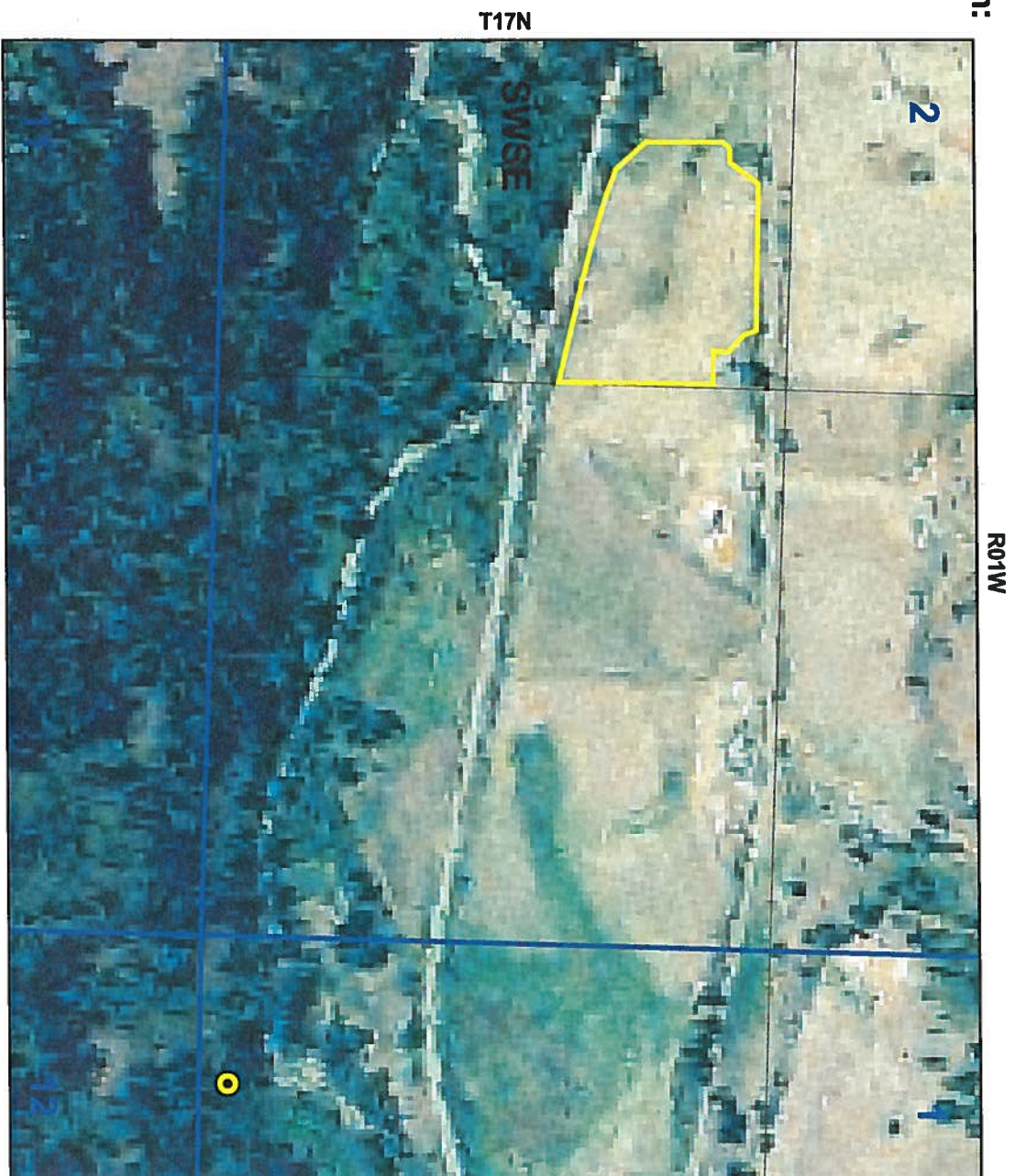
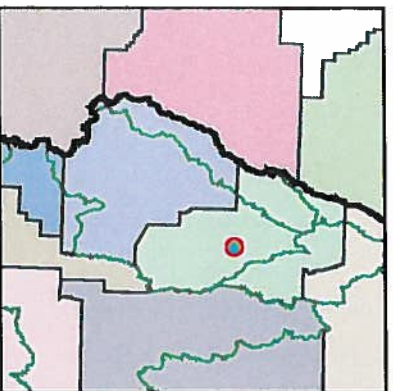
SRBA Recommendation:

67-79F

(Irrigation)

Legend

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



Prepared by M. Van Bussum
On Wednesday, November 15, 2006
1987/88 Aerial Photography

Split history for Decreed Right 67-79

WR History

Claim History

Recommendation

Legend

OK to continue
Not as disallowed

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

67-79	Biggest staff
0.9	cfs
72	ac
0	af
0.0125	

*Last updated 9-14-08 (reservoir)
For digital copy of Excel spreadsheet

Sum CFS =	2.954
Sum Acres =	128.8
Sum AF =	3.5
Extra CFS =	-2.054
Extra Acres =	-56.8
Extra AF =	-3.5

Sum CFS =	0.89
Sum Acres =	71.4
Sum AF =	N/A
Extra CFS =	#REF!
Extra Acres =	#REF!
Extra AF =	#N/A

not in decreed POU
5.3 ac
irrigation apparent
0.06875 cfs
0.06825 cfs
not in decreed POU
2.5 ac
irrigation apparent
0.03125 cfs
not in decreed POU
19 ac
irrigation apparent
0.2375 cfs
OK to recommend
appears to be Michelle Hanzan
not in decreed POU - also has license 67-2053AD out of Weiser R for this ground w/ same priority date (disallowed and rec'd as Lost Valley from Lost Creek)
Claims priority date for Lost Creek decrees (possibly confused priority dates)
More like sub, not really actively irrigated
Had trouble determining POU
not in decreed POU
not in decreed POU and not apparent use
Mostly covered by RM Jeppsen claim, which is also not in decreed POU
N part is above ditch
Irrigation is purpose of use, but did not claim cfs
Recommend part in decreed POU
14.55 ac
irrigation apparent
0.181875 cfs
not in decreed POU
Claim includes storage, which was not part of original decree

67-79F

Govedare, Philip & Virginia

5-27-1910 — not decreed priority date
 this is Priority date for
 Lost Creek rights

67-71, 67-81, 67-82, 67-83

POD: 17N 1W 1 NESESW

Irrigation

0.140 cfs

POU: 17N 1W 2 SWSE 4.5

RP17N01W028400A

Does have license 67-2053AD out of Weiser R.
 w/ 6-1-1890 priority date & disallowed &
 67-7264 for go for domestic recommended
 as Lost Valley

Found: not in decreed POU

4.5 ac irrigation apparent

$$4.5 \text{ ac} \times \frac{0.0125 \text{ cfs}}{\text{ac}} = 0.05625 \text{ cfs}$$

↳ @ 8 in per ac