

02/08/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-536
NAME AND ADDRESS: J ELAINE BRENT
660 ADOBE
WEISER ID 83672

M STEWART BRENT
660 ADOBE
WEISER ID 83672

SOURCE: MANN CREEK TRIBUTARY: WEISER RIVER
QUANTITY: 0.660 CFS

This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

Right Nos. 67-536 and 67-573 are limited to a total combined diversion rate of 0.66 cfs.

PRIORITY DATE: 06/01/1881

This right is a Primary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, irrespective of priority, is senior to all other rights that have not been identified as a Primary Right on Mann Creek.

POINT OF
DIVERSION: T11N R04W S6 NWSWE Within WASHINGTON County
T12N R04W S24 SESESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.660 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R04W S07	SWSE	16.00	T11N R04W S07	SESE	17.00
33 ACRES TOTAL					

Right Nos. 67-536 and 67-573 are limited to the irrigation of a combined total of 33 acres in a single irrigation season.

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 point of diversion pursuant to Section 42-1425, Idaho Code.

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**DEPARTMENT OF
WATER RESOURCES**

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

1. 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)	ADJ Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
~~67-536~~	67-536 ✓		67-4073		
~~67-573~~	67-573 ✓		67-4543		
~~67-623~~	67-623 ✓		67-7817		

OK to change (written next to the first column)
OK change to (written next to the second column)
WR lic (written next to the third column)

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. 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**.
- C. 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**.

3. Name and Address of Former Owner/Claimant(s) Merlin E. and Retah G. Brent
1011 Mann Creek Road, Weiser, ID 83672
4. New Owner/Claimant(s) M. Stewart Brent and J. Elaine Brent
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 660 Adobe
- City, State and ZIP Code Weiser, ID 83672
- New Telephone Number (208) 549-3343
5. Date you acquired the property 7-24-03

MAP prepared 11-12-08.
MS

SCANNED**DEC 21 2006**

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 _____		
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	_____	_____

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)
(include title if applicable)

DR. Stewart Brent
J Elaine Brent

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 <u>AMB</u>	Date <u>12-19-06</u>	Fee \$ <u>75.00</u>	SCANNED DEC 21 2006
Receipted by <u>AMB</u>	Date <u>12-19-06</u>	Receipt No. <u>1082863</u>	
Processed by <u>SH</u>	AJ Date <u>2-8-07</u>	WR _____	

2-7-07 OK to change SH

WARRANTY DEED

190471

For Value Received

RETAH G. BRENT, a single person as her sole and separate property

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

M. STEWART BRENT AND J. ELAINE BRENT, husband and wife

whose current address is 606 ADOBE
WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee their heirs and assigns forever. And the said grantor does hereby covenant to and with the said grantees that she is the owner in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that she will warrant and defend the same from all lawful claims whatsoever.

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DEC 21 2006

EXHIBIT "A"

TOWNSHIP 10 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN:

Section 20: SE1/4SE1/4;
Section 21: N1/2; SW1/4;
Section 28: N1/2NW1/4;
Section 29: E1/2NE1/4;

TOWNSHIP 11 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:

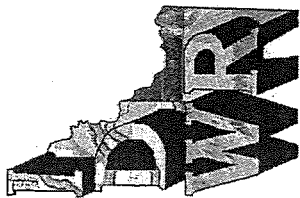
Section 7: S1/2SE1/4; SE1/4SW1/4; Lots 3 and 4;

TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 12: SE1/4; NE1/4SW1/4; E1/2NW1/4.

SCANNED

DEC 21 2006

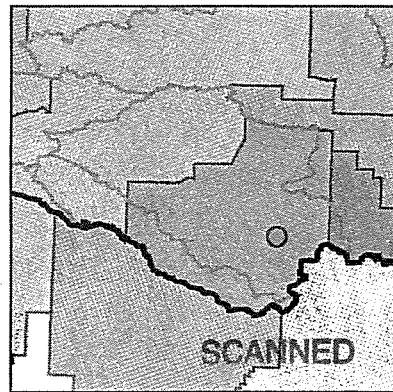


Idaho Department of Water Resources

SRBA Recommendation:
67-536
(Irrigation)

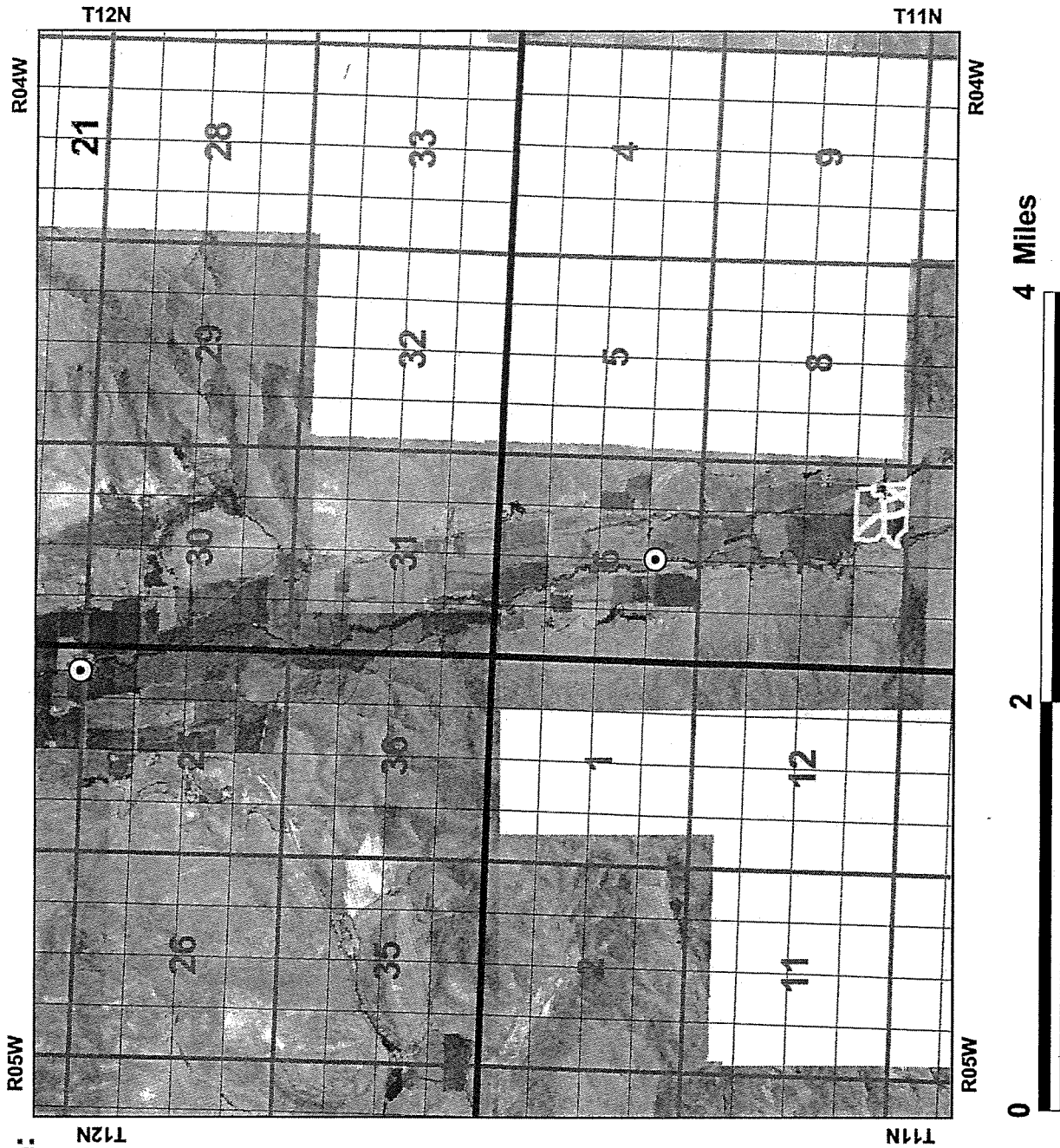
Legend

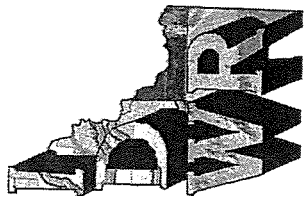
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Washington County
IDWR Basin 67

Prepared by IDWR State Office
On Tuesday, November 14, 2006
1987/88 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation:

67-573

(Irrigation)

Legend

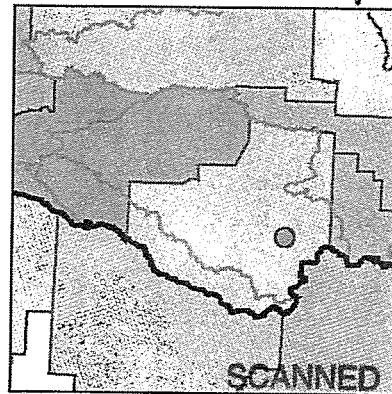
⊙ Point of Diversion

Place of Use

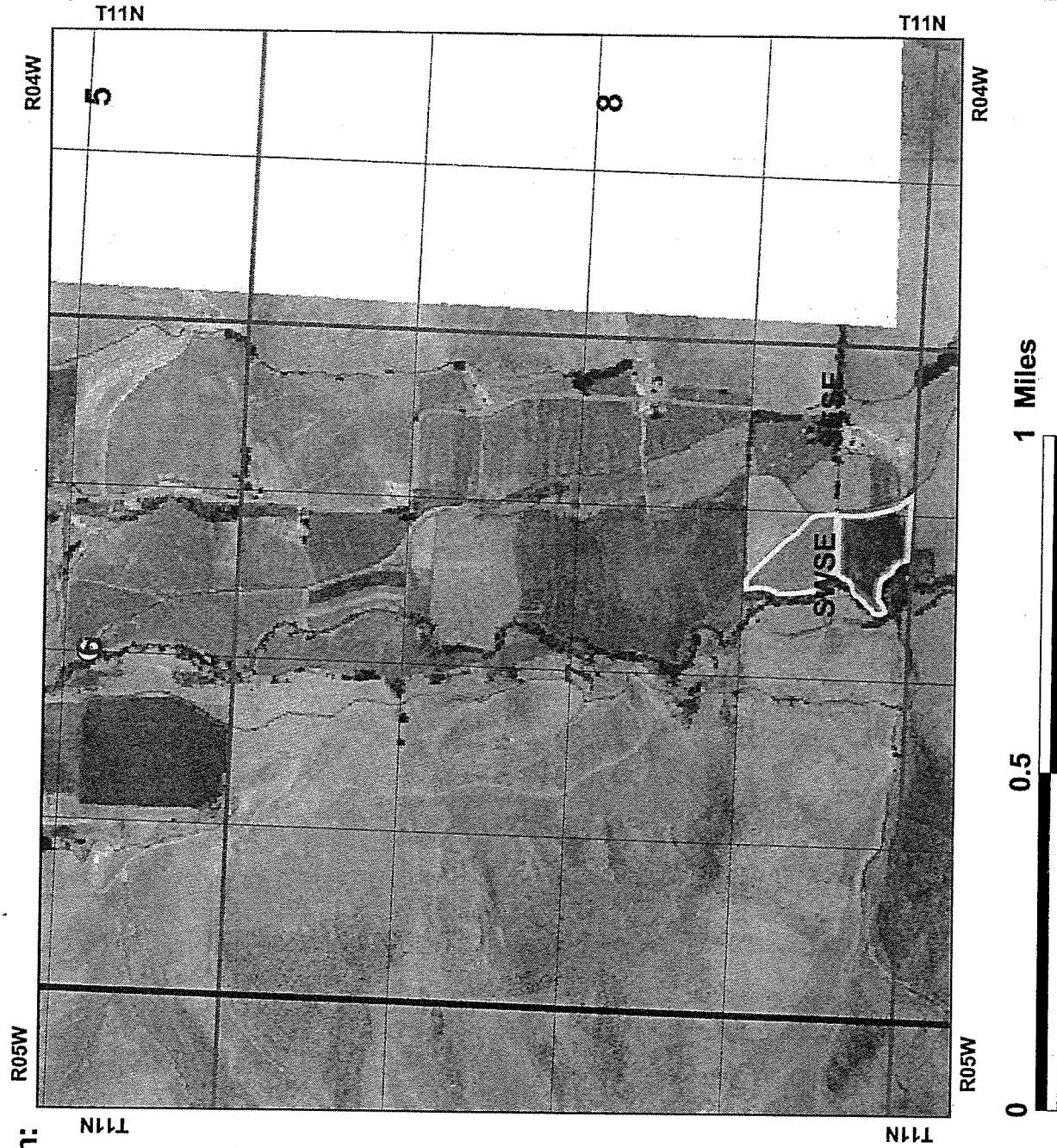
Townships

PLS Sections

Quarter Quarters

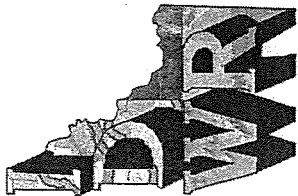


Washington County
IDWR Basin 67



DEC 21 2006

Prepared by IDWR State Office
On Tuesday, November 14, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

SRBA Recommendation:

67-623

(Irrigation)

Legend

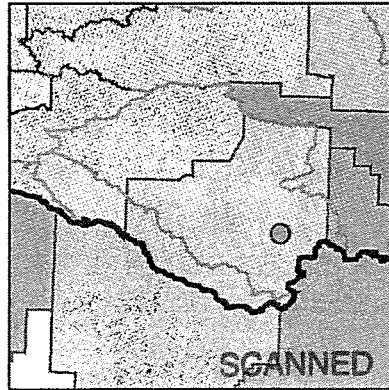
⊙ Point of Diversion

Place of Use

□ Townships

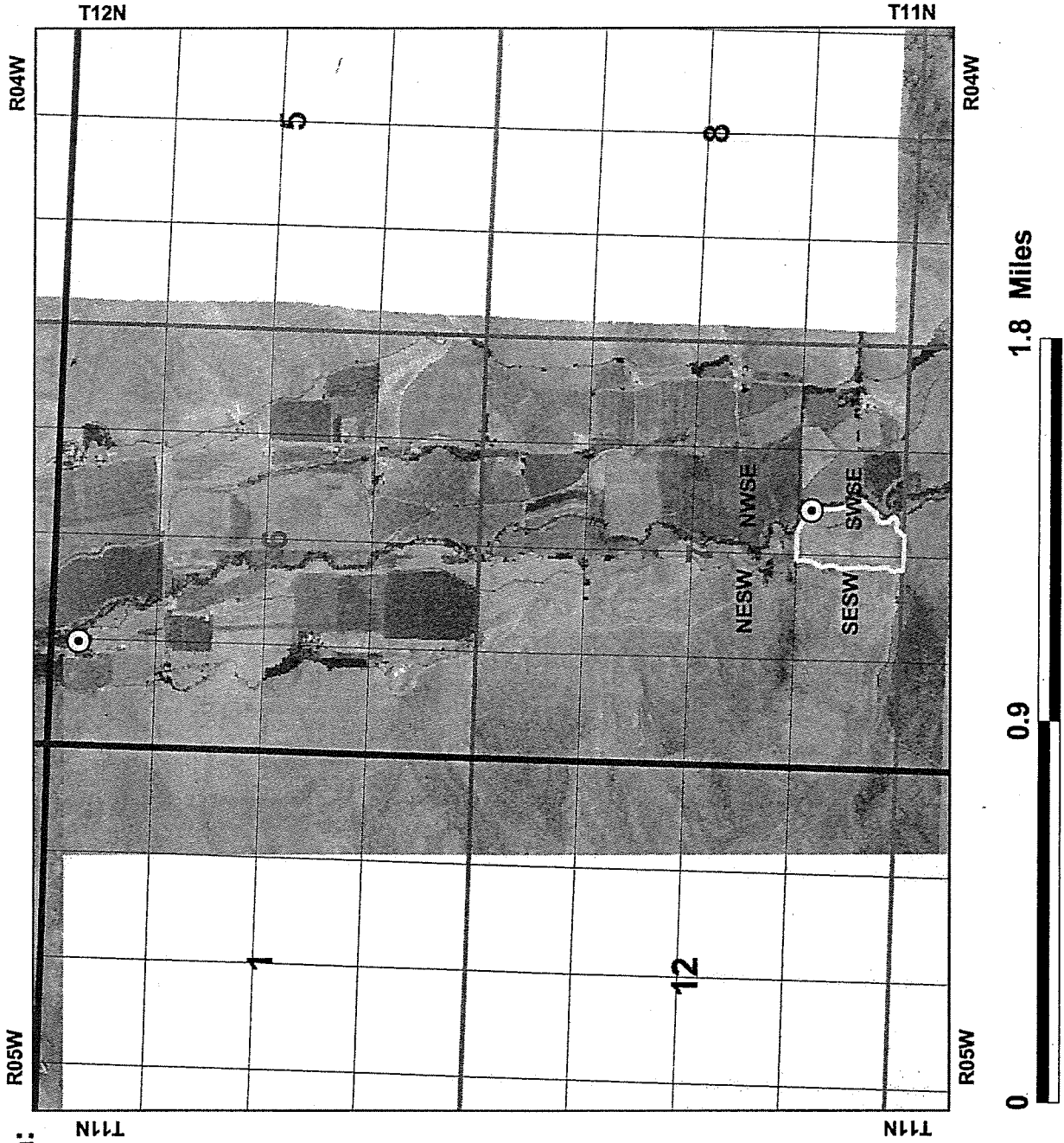
□ PLS Sections

□ Quarter Quarters



Washington County
IDWR Basin 67

DEC 7 1 2006



Prepared by IDWR State Office
On Thursday, November 16, 2006
1987/88 Aerial Photography

M. STEWART BRENT
660 Adobe Drive
Weiser, Idaho 83672

Phone: 208-549-3343
Cell: 208-550-7671

December 18, 2006

Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, ID 83720-0098

Enclosed please find a Notice of Change in Water Right Ownership, together with related documents and check for fees. If any additional information is needed, please contact me at the above phone numbers / address. Thank you for your assistance.

A handwritten signature in cursive script that reads "M. Stewart Brent". The signature is fluid and extends to the right with a long horizontal stroke.

M. STEWART BRENT

SCANNED

DEC 21 2006

Idaho Department of Water Resources Receipt

Receipt ID C082863

Payment Amount \$75.00 Date Received 12/19/2006 12:44:47 P Region State Status
Payment Type Check Check Number 1370

Payer BRENT M STEWART OR J ELAINE

Comment 67-536 67-573 67-623 67-4073 67-4543 67-7817

Fee Detail

Amount Description

Fund FD PCA SO

\$75.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 56140 1155

Signature Line (Dept. Representative)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

WATER RIGHT NUMBER: 67-536 V1

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	MERLIN E BRENT 1011 MANN CREEK RD WEISER, ID 83672 (208)549-2259
Directors Report Owner	RETAH G BRENT 1011 MANN CREEK RD WEISER, ID 83672 (208)549-2259
Original Owner	W ROY BRENT WEISER, ID
Current Owner	J ELAINE BRENT 660 ADOBE WEISER, ID 83672 (208)549-3343
Current Owner	M STEWART BRENT 660 ADOBE WEISER, ID 83672 (208) 549-3343

Priority Date: 06/01/1881

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MANN CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.660 CFS	
	<u>Total Diversion:</u>	0.660 CFS	

Location of Point(s) of Diversion

MANN CREEK	NW1/4SW1/4SE1/4	Sec. 6,	Twp 11N,	Rge 04W, B.M.
WASHINGTON County				
MANN CREEK	SE1/4SE1/4SE1/4	Sec. 24,	Twp 12N,	Rge 04W, B.M.
WASHINGTON County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	04W	7															16.0	17.0	33.0

Total Acres: 33

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-536 V1

Conditions of Approval:

1. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
2. E55 Right Nos. 67-536 and 67-573 are limited to the irrigation of a combined total of 33 acres in a single irrigation season.
3. 169 This right is a Primary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, irrespective of priority, is senior to all other rights that have not been identified as a Primary Right on Mann Creek.
4. E51 Right Nos. 67-536 and 67-573 are limited to a total combined diversion rate of 0.66 cfs.
5. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. 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:

Comments:

Water Supply Bank:

Adjudication Recommendation Report 67-536 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MERLIN E BRENT 1011 MANN CREEK RD WEISER, ID 83672 (208)549-2259
Current Owner	RETAH G BRENT 1011 MANN CREEK RD WEISER, ID 83672 (208)549-2259
Original Owner	W ROY BRENT WEISER, ID

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.660 CFS	
	Total Diversion:	0.660 CFS	

MANN CREEK WASHINGTON County	NW1/4SW1/4SE1/4	Sec. 6,	Twp 11N,	Rge 04W, B.M.
MANN CREEK WASHINGTON County	SE1/4SE1/4SE1/4	Sec. 24,	Twp 12N,	Rge 04W, B.M.

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
11N	04W	7															16.0	17.0	33.0

Total Acres: 33

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

1. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
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6. 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:Comments: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: 67
 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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.66		33
Combined Water Rights: 67-573 , 67-536		

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	6/7/2004 11:32:17 AM	segbert			Active
Priority Date	6/7/2004 11:32:30 AM	segbert			Active
Source	6/7/2004 11:33:03 AM	segbert			Active
POU	6/7/2004 11:35:02 AM	segbert			Active
Use	6/7/2004 11:55:32 AM	segbert			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

Season	6/7/2004 11:56:16 AM	segbert	Active
Quantity	6/7/2004 11:57:11 AM	segbert	Active
POD	6/7/2004 11:59:32 AM	segbert	Active
Season	6/10/2004 9:23:43 AM	segbert	Active
Priority Date	11/30/2005 12:25:40 PM	dnarsavage	Active
POD	11/30/2005 12:26:47 PM	dnarsavage	Active
Source	11/30/2005 12:45:36 PM	dnarsavage	Active
POU	11/30/2005 12:46:13 PM	dnarsavage	Active
Season	11/30/2005 12:50:03 PM	dnarsavage	Active
Quantity	11/30/2005 12:50:25 PM	dnarsavage	Active
Summary		11/30/2005 dnarsavage	Active
Use	11/30/2005 12:51:27 PM	dnarsavage	Active
POD	12/19/2005 2:10:07 PM	dnarsavage	Active
Summary		12/19/2005 dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	10/6/2005 9:13:47 AM	dnarsavage	Updated shape for Active POU
General	11/30/2005 12:25:40 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (Yes) 16. Is a Priority Date remark and/or condition required?
POU	11/30/2005 12:47:28 PM	dnarsavage	Edited Season Of Use
POU	11/30/2005 12:47:40 PM	dnarsavage	Updated PLS for Active POU
Quantity	11/30/2005 12:50:26 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

Summary	11/30/2005 12:51:10 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Season	6/10/2004 9:23:43 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
POD	11/30/2005 12:26:48 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	11/30/2005 12:27:48 PM	dnarsavage	Updated shape
POD	11/30/2005 12:28:16 PM	dnarsavage	Updated shape
Source	11/30/2005 12:45:36 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	11/30/2005 12:47:14 PM	dnarsavage	Updated shape for Active POU
POD	11/30/2005 12:29:46 PM	dnarsavage	Updated shape
POD	11/30/2005 12:44:54 PM	dnarsavage	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

POU	11/30/2005 12:46:13 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Season	11/30/2005 12:50:04 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Use	11/30/2005 12:51:28 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	12/19/2005 2:10:07 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required? Description for Question 6 - Jefferson v Higgenbotham contains evidence that the Lund Ditch was built prior to 1921 and that these people were using water out of it to irrigate this land.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

Summary	12/19/2005 2:19:27 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 4. Is any portion of the claim be recommended? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	10/6/2005 9:07:54 AM	dnarsavage	Updated shape for Active POU
POU	6/7/2004 11:54:49 AM	segbert	Edited shape boundary
POD	6/7/2004 11:59:32 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License?
Quantity	6/7/2004 11:57:11 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
Priority Date	6/7/2004 11:32:17 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
Priority Date	6/7/2004 11:32:31 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Source	6/7/2004 11:33:03 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/7/2004 11:54:30 AM	segbert	Edited shape boundary

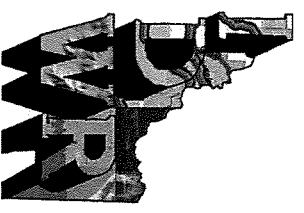
IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-536 V1

Use	6/7/2004 11:55:33 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
POU	6/7/2004 11:35:03 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Season	6/7/2004 11:56:16 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?

Water Supply Bank:

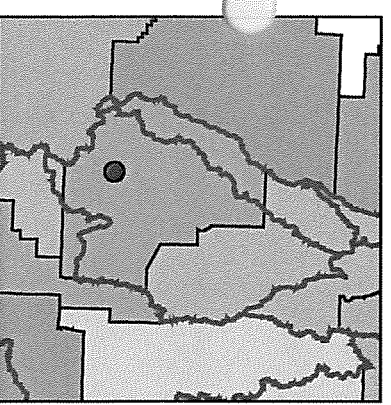
Idaho Department of Water Resources



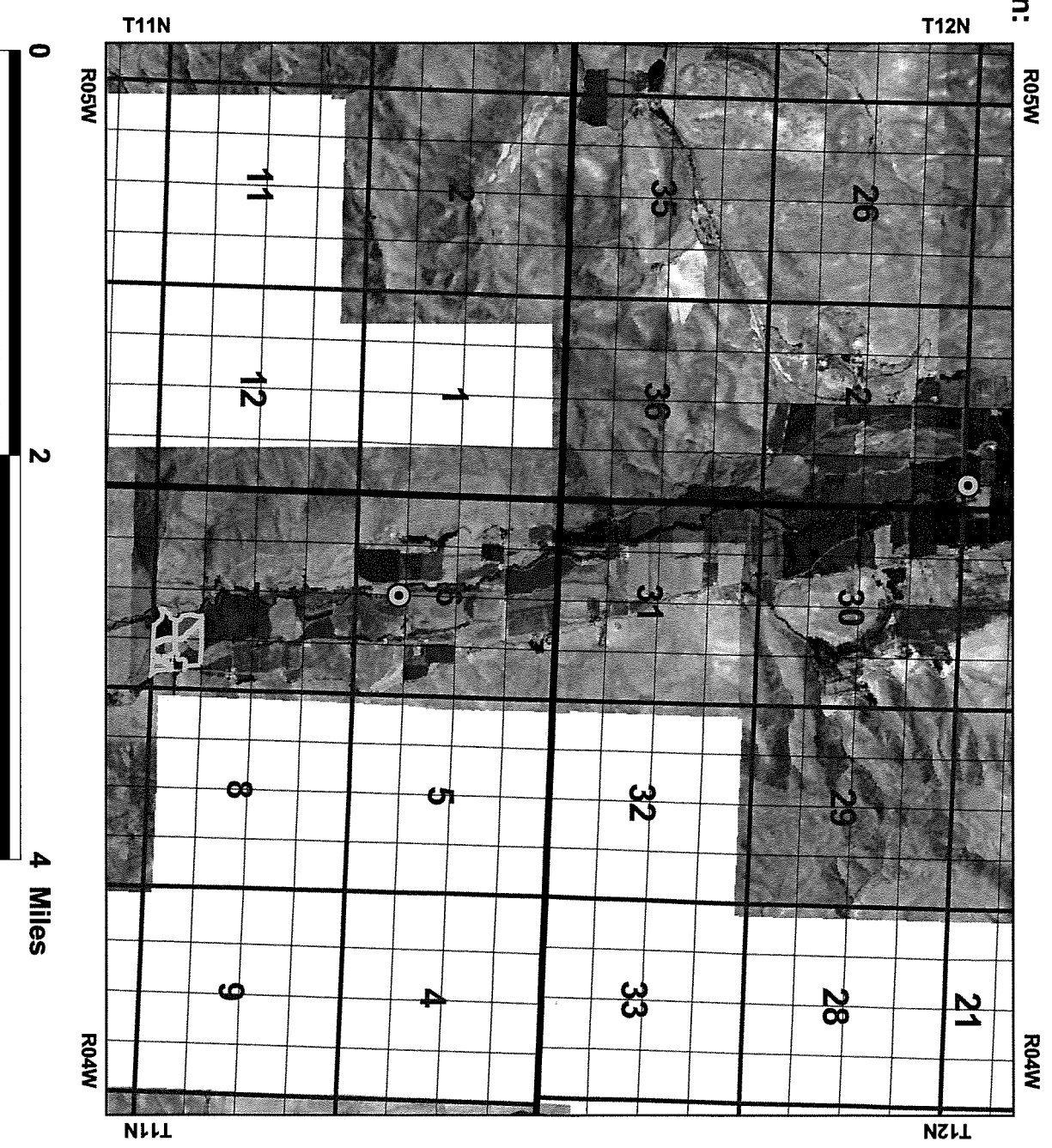
**SRBA Recommendation:
67-536**

Legend

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

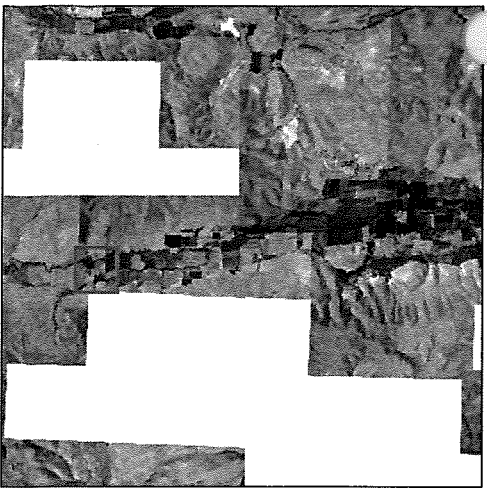


Washington County
IDWR Basin 67



Prepared by D. Narsavage
On Monday, May 8, 2006
1987/88 Aerial Photography

67-536



18

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: A67-00536
Date Received: 10/20/1989
Receipt No: C012480
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MERLIN E. BRENT 208-549-2259
Address: 1011 MANN CK. RD.
WEISER, ID 83672

Name: RETAH G. BRENT 208-549-2259
Address: 1011 MANN CK. RD.
WEISER, ID 83672

2. Date of Priority: JUN 01, 1881

3. Source: MANNS CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	04W	6	NW	SW	SE		WASHINGTON
12N	04W	24	SE	SE	SE		WASHINGTON

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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

8. Total consumptive use is 175.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

SCANNED
APR 06 2004

A67-00536

Page 1

Date: 06/12/90

MICROFILMED
OCT 01 1992

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

RECEIVED

OCT 20 1989

Ident. Number: A67-00536
Date Received: 10/17/1989
Receipt No: 0012480
Received By: OK.

posted 10/19/89

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Department of Water Resources ACQUIRED UNDER STATE LAW

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A67-00536

Page 1

Date: 10/17/89

MICROFILMED
OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04W	7	SW	SE		IRR	21.0
			SE	SE		IRR	29.0
						Section Acres	50.0
						Total Acres	50.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

PUMP RIGHT FROM CREEK DURING FLOOD WATER SEASON CLAIMED.

14. Remarks:

A PORTION OF THIS RIGHT IS NOW DELIVERED THROUGH THE LUND DITCH TRANSFER #71 FILED IN 1922 MOVED A PORTION TO THE LUND DITCH IN THE NWSWSE, SEC.6, T11N, R04W. THE TFR. WAS FOR 20 INCHES. THE REMAINDER IS DELIVERED THROUGH THE WEBB DITCH AS ORIGINALLY.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

E.V. JEFFERSON ET. AL.

Decree Plaintiff

vs

THOMAS HIGGENBOTHAM ET. AL.

Decree Defendant

MICROFILMED
OCT 01 1992

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 X 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): Leah G. Grest Date: Oct 17, 1989

Date: _____

State of Idaho)
County of BOA) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of OCTOBER 1989
Jennifer E. Luthy
Notary Public

Seal

Residing at BOISE, ID
My Commission Expires 11/08/1994

P.D.

T12N
T11N
R04W & 05W
Sec. 7

P.D.

